

IN THE SUPREME COURT OF TENNESSEE
AT JACKSON

FILED

01/11/2022

Clerk of the
Appellate Courts

JASON L. WHITE v. STATE OF TENNESSEE

**Criminal Court for Shelby County
No. 17-0156, 16-02794**

No. W2021-01473-SC-T10B-CO

ORDER

This matter is before the Court on an accelerated application for permission to appeal filed by Jason L. White, pro se, pursuant to Tenn. Sup. Ct. R. 10B, § 2.07. The applicant seeks to appeal from the Court of Criminal Appeals' decision dismissing his recusal appeal.

Upon due consideration of the application, the Court concludes that this matter should be decided summarily, without ordering the filing of an answer, pursuant to Tenn. Sup. Ct. R. 10B, § 2.07. Based on our review of the application and the papers filed in the Court of Criminal Appeals, we conclude that the Court of Criminal Appeals did not err in dismissing the applicant's recusal appeal. Accordingly, the applicant's accelerated application for permission to appeal pursuant to Tenn. Sup. Ct. R. 10B, § 2.07 is hereby denied.

The applicant has also filed a motion to proceed as a poor person in this matter. Upon due consideration, the motion is dismissed as moot as the Court of Criminal Appeals has previously determined that the applicant is indigent. When a litigant is allowed to proceed on appeal as a poor person, the litigant is not required to pay costs or litigation taxes in order to initiate the appeal. Allowing a litigant to proceed on appeal as a poor person does not relieve the litigant of the responsibility to pay any costs that are taxed to the litigant at the conclusion of the appeal. Fletcher v. State, 9 S.W.3d 103, 105 (Tenn. 1999). Costs are taxed to the applicant, Jason L. White, for which execution may issue, if necessary.

PER CURIAM