

No. 07-5439

IN THE
Supreme Court of the United States

RALPH BAZE, et al,
Petitioners,

v.

JOHN D. REES, et al.,
Respondents.

ON WRIT OF CERTIORARI TO THE
SUPREME COURT OF KENTUCKY

JOINT APPENDIX
VOLUME IV

REDACTED VERSION FOR PUBLIC RECORD

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PETITION FOR CERTIORARI FILED JULY 11, 2007
CERTIORARI GRANTED SEPTEMBER 25, 2007

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**KENTUCKY STATE PENITENTIARY
VISITING SCHEDULE FOR DEATH ROW INMATE**

PRE-EXECUTION (DEATH WATCH)

ATTORNEYS/PARALEGALS

REVISED 12/14/2004

DAILY [REDACTED] TO [REDACTED] CONTACT

24-HOUR ACCESS IN EVENT OF EMERGENCIES

PERSONAL VISITORS

DAILY BY APPOINTMENT [REDACTED] TO [REDACTED] CONTACT

DAY OF SCHEDULED EXECUTION [REDACTED] TO [REDACTED] CONTACT

MINISTERS

MONDAY THROUGH FRIDAY [REDACTED] TO [REDACTED]

INSTITUTIONAL CHAPLAIN [REDACTED] TO [REDACTED]

NEWS MEDIA

MONDAY THROUGH FRIDAY [REDACTED] TO [REDACTED] CONTACT

BY SPECIAL ARRANGEMENTS ONLY

VISITATION GUIDELINES

ANY ITEM BROUGHT IN BY ATTORNEYS/PARALEGALS, MINISTERS, OR NEWS MEDIA SUCH AS, BUT NOT LIMITED TO, CASSETTES, WIRELESS MIKES, BOOKS, OR MAIL MUST BE APPROVED IN ADVANCE BY THE WARDEN. NO ITEMS WILL BE ALLOWED IN BY PERSONAL VISITORS.

1. VISITS WILL BE CONDUCTED AT A DESIGNATED LOCATION.
2. NO MORE THAN FOUR VISITORS AT A TIME.
3. THE WARDEN RESERVES THE RIGHT TO DENY ACCESS TO THE INSTITUTION, ANY VISITOR OR PERSON, HE DEEMS A RISK TO THE SECURITY OF THE INSTITUTION.

PRE-EXECUTION MEDICAL ACTIONS CHECKLIST

ACTIONS TAKEN AFTER RECEIVING EXECUTION ORDER

<u>ACTIONS</u>	<u>RESPONSIBILITY</u>	<u>COMPLETED/DATE/TIME</u>
1. Notify Department of Corrections [REDACTED] and [REDACTED] [REDACTED] of receipt of Governor's Death Warrant (immediately).		
2. Begin a special section of condemned's medical record for all medical actions (X - 14 days).		
3. Nurse visits and checks on the condemned each shift, seven days a week, using the special medical section to record contacts and observations (X - 14 days).		

PRE-EXECUTION MEDICAL ACTIONS CHECKLIST
ACTIONS TAKEN AFTER RECEIVING EXECUTION ORDER
PAGE 2 of 4

REVISED 12/14/2004

<u>ACTIONS</u>	<u>RESPONSIBILITY</u>	<u>COMPLETED/DATE/TIME</u>
4. [redacted] personally observes and evaluates the condemned five (5) days per week, Monday through Friday (X - 14 days).		
5. Place the [redacted]'s documentation in the permanent record immediately after personal contact.		
6. Department of Corrections [redacted] or his designee reviews and initials nursing documentation in #3 daily (X - 14 days).		
7. [redacted] reviews nursing and doctor's documentation weekly.		

PRE-EXECUTION MEDICAL ACTIONS CHECKLIST
ACTIONS TAKEN AFTER RECEIVING EXECUTION ORDER
PAGE 3 of 4

REVISED 12/14/2004

ACTIONS

RESPONSIBILITY

COMPLETED/DATE/TIME

8. Physical examination is completed by the [REDACTED] or his designee [REDACTED] no later than seven (7) days prior to execution.
9. Place the physical in the permanent medical record upon completion.
10. [REDACTED] evaluation is completed by [REDACTED] no later than seven (7) days prior to execution.
11. Place the psychiatric interview and psychiatric evaluation in the permanent medical record and send copies to the Warden.

PRE-EXECUTION MEDICAL ACTIONS CHECKLIST
ACTIONS TAKEN AFTER RECEIVING EXECUTION ORDER
PAGE 4 of 4

REVISED 12/14/2004

<u>ACTIONS</u>	<u>RESPONSIBILITY</u>	<u>COMPLETED/DATE/TIME</u>
12. [REDACTED] or his designee personally observes and evaluates the condemned's medical condition weekly.		
13. Place the [REDACTED] or his designee notes in the permanent record immediately after personal contact.		
14. Notify all medical staff to immediately notify the Warden, [REDACTED] or designee, and [REDACTED] of any change in the inmate's medical or psychiatric condition.		

THE EXECUTION
LETHAL INJECTION

REVISED 12/14/2004

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

1. At [REDACTED] the Warden orders the condemned escorted to the execution chamber and strapped to the gurney.

2. The IV team members will be the members of the execution team who site and insert the IV lines.

3. The team enters the chamber and runs the IV lines to the condemned inmate, site and insert one (1) primary IV line and one (1) backup IV line in a location deemed suitable by the team members.

4. The insertion site of preference shall be the following order: arms, hands, ankles and/or feet, neck.

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

5.	To best assure that a needle is inserted properly into a vein, the IV team members should look for the presence of blood in the valve of the sited needle.		
6.	If the IV team cannot secure one (1) or more sites within one (1) hour, the Governor's Office shall be contacted by the Commissioner and a request shall be made that the execution be scheduled for a later date.		
7.	The team will start a saline flow.		
8.	The team will securely connect the electrodes of the cardiac monitor to the inmate and ensure the equipment is functioning.		

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

9. The team will then move to the hallway and stand by.

10. The team leader will recheck all restraints and determine they are secure and so advise the Warden.

11. The Warden will confirm that all is ready.

12. The Warden will make one final check with the attorneys stationed outside the chamber.

13. The Deputy Warden will open the curtain and turn on the microphone.

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

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14. The Warden states, "At this time we will carry out the legal execution of _____ (condemned name)."
15. The Warden asks the condemned if he wants to make a final statement (two (2) minutes allowed).
16. Upon the Warden's order to "proceed" and the microphone turned off, a designated team member will begin a rapid flow of lethal chemicals in the following order:
- 1) Sodium Thiopental (3 gm.)

NOTE: If it appears to the Warden
That the condemned is not unconscious

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

979

- within 60 seconds to his command to
"proceed", the Warden shall stop the
flow of Sodium Thiopental in the primary
site and order that the backup IV be
used with a new flow of Sodium Thiopental.
- 2) Saline (25 mg.)
 - 3) Pancuronium Bromide (50 mg)
 - 4) Saline 25 (mg)
 - 5) Potassium Chloride (240 meq).
17. A designated team member will begin
a stopwatch once the lethal injections
are complete. If the heart monitor does

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

not indicate a flat line after ten (10) minutes and if during that time the physician and coroner are not able to pronounce death, the Warden will order a second set of lethal chemicals to be administered (Sodium Thiopental, Pancuronium Bromide, and Potassium Chloride). This process will continue until death has occurred.

18. A designated team member will observe the heart monitor and advise the physician of cessation of electrical activity of the heart.

	<u>SEQUENCE OF EVENTS</u>	<u>RESPONSIBILITY</u>	<u>COMPLETED/DATE/TIME</u>
19.	The curtains shall be drawn when the Physician and coroner enter the chamber and confirm death by checking the condemned's pulse and pupils and so advise the Warden.	_____	_____
20.	The curtain will then be opened. The Warden turns on the microphone and states: "At approximately ____ p.m. the execution of _____ was carried out in accordance with the laws of the Commonwealth of Kentucky".	_____	_____
21.	The microphone is turned off and the curtains will be drawn.	_____	_____

<u>SEQUENCE OF EVENTS</u>	<u>RESPONSIBILITY</u>	<u>COMPLETED/DATE/TIME</u>
22. The witnesses are escorted out of the witness room, first the media, inmate's witnesses, and then the victim's witnesses.	_____	_____
23. The team will prepare the body for departure.	_____	_____
24. Release body per prior arrangements.	_____	_____
25. Funeral director completes death certificate.	_____	_____
26. Not more than one (1) day after execution, the Warden shall return the copy of the judgment of the court pronouncing the death sentence, of the manner, time and place of its execution.	_____	_____

SEQUENCE OF EVENTS

RESPONSIBILITY

COMPLETED/DATE/TIME

27. Close out inmate account during next business day.	_____	_____
28. Contact individual designated to receive condemned's personal property for pick up of property the next business day.	_____	_____
29. Compile all documents pertaining to Execution and place in inmate file.	_____	_____

EXECUTION TEAM QUALIFICATIONS

1. The following people with at least one year of professional experience may be on the IV team:
 - a) Certified Medical Assistant, or
 - b) Phlebotomist, or
 - c) Emergency Medical Technician, or
 - d) Paramedic, or
 - e) Military Corpsman
2. Prior to participating in an actual execution, the member of the IV team must have participated in at least two (2) practices.
3. Members of the IV team must remain certified in their profession and must fulfill any continuing education requirements in their profession.
4. The execution team shall practice at least ten (10) times during the course of one (1) calendar year.
5. Each practice shall include a complete walk through of an execution including the siting of two (2) IVs into a volunteer.
6. Execution team members, excluding IV team members, must have participated in a minimum of two (2) practices prior to participating in an actual execution.

STABILIZATION PROCEDURE AFTER THE EXECUTION HAS COMMENCED

1. In the event that a stay is issued after the execution has commenced, the execution team will stand down and medical staff on site will attempt to stabilize the condemned with the below listed equipment and personnel.
 - A. The Warden will arrange for an ambulance and staff to be present on institutional property.
 - B. A medical crash cart and defibrillator shall be located in the execution building.