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**From:** Kernan, Scott@CDCR  
**To:** Cate, Matt@CDCR; Rice, Benjamin@CDCR  
**Subject:** Fw: Purchase Order # [REDACTED]  
**Date:** Wednesday, August 25, 2010 7:17:18 AM

---

Fyi  
Scott

---

**From:** [REDACTED]  
**To:** McAuliffe, John@CDCR; [REDACTED]  
**Cc:** Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR; [REDACTED]  
**Sent:** Wed Aug 25 07:13:36 2010  
**Subject:** [REDACTED]

John,

There are 3 packages arriving today:

Tracking #	Carrier	Comments
[REDACTED] medication(Pancuronium)	UPS	one of the UPS packages contains some refrigerated
[REDACTED] Sodium and Potassium Chloride	UPS	the other UPS package contains some Thiopental
[REDACTED] refrigerated medication(Pancuronium)	FEDEX	this is a large package containing the rest of the

I am expecting the rest of the Potassium Chloride to arrive and ship from here today. I'll keep you informed on the rest of the Thiopental...we're still waiting on the manufacturer.

Thanks,

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Tuesday, August 24, 2010 2:45 PM  
**To:** [REDACTED]  
**Cc:** Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR; [REDACTED]  
**Subject:** [REDACTED]

[REDACTED]  
Please go ahead and ship the 8 grams of Thiopental.....Thank you...  
John McAuliffe

---

**From:** [REDACTED]  
**Sent:** Tuesday, August 24, 2010 12:19 PM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received 8 grams of Thiopental Sodium. It expires Oct 1, 2010.

Is this ok?

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Tuesday, August 24, 2010 12:09 PM  
**To:** [REDACTED]  
**Subject:** RE: [REDACTED]

[REDACTED]

Great news! Hope some of the product is Sodium Thiopental.....Ship to;

[REDACTED]

Thanks  
John McAuliffe

---

**From:** [REDACTED]  
**Sent:** Tuesday, August 24, 2010 9:27 AM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received some of the product and can ship today.

Please let me know what shipping address to use. I will also email you what is being shipped today.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Thursday, August 19, 2010 4:16 PM  
**To:** [REDACTED]  
**Subject:** Purchase Order # 2010080503

Mr. [REDACTED]  
Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance  
John McAuliffe  
[REDACTED]

**From:** Kernan, Scott@CDCR  
**To:** Cate, Matt@CDCR; Rice, Benjamin@CDCR  
**Subject:** [REDACTED]  
**Date:** Tuesday, August 24, 2010 4:10:48 PM

---

Fyi  
Scott

---

**From:** McAuliffe, John@CDCR  
**To:** Kernan, Scott@CDCR; Rice, Benjamin@CDCR  
**Cc:** Cullen, Vincent@CDCR; [REDACTED]  
**Sent:** Tue Aug 24 12:23:21 2010  
**Subject:** [REDACTED]

Scott  
Good news....  
John

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Tuesday, August 24, 2010 11:52 AM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

We have received all of the Pancuronium today. This product needs to be kept refrigerated. I will ship this today for delivery tomorrow. I will include plenty of ice packs but it needs to be placed in a refrigerator tomorrow.  
We are expecting a small amount of the Thiopental Sodium today also-I will let you know later today when it has been received so you will know how much to expect.  
We are expecting all of the Potassium Chloride Wednesday or Thursday this week.

We will still be short, therefore, on the Thiopental Sodium until the shortage is resolved later this year or we find other sources.

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Tuesday, August 24, 2010 12:09 PM  
**To:** [REDACTED]  
**Subject:** [REDACTED]

[REDACTED]  
Great news! Hope some of the product is Sodium Thiopental.....Ship to;

[REDACTED]

Thanks  
John McAuliffe

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Tuesday, August 24, 2010 9:27 AM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received some of the product and can ship today.

Please let me know what shipping address to use. I will also email you what is being shipped today.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Thursday, August 19, 2010 4:16 PM  
**To:** [REDACTED]  
**Subject:** [REDACTED]

[REDACTED]  
Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance

John McAuliffe

[REDACTED]

**From:** Kernan, Scott@CDCR  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]  
**Date:** Tuesday, August 24, 2010 1:02:04 PM

---

They are still looking for more, right?

---

**From:** McAuliffe, John@CDCR  
**To:** [REDACTED] <[REDACTED]>  
**Cc:** Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR; [REDACTED]  
**Sent:** Tue Aug 24 12:45:01 2010  
**Subject:** [REDACTED]

[REDACTED]  
Please go ahead and ship the 8 grams of Thiopental.....Thank you...  
John McAuliffe

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Tuesday, August 24, 2010 12:19 PM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received 8 grams of Thiopental Sodium. It expires Oct 1, 2010.

Is this ok?

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Tuesday, August 24, 2010 12:09 PM  
**To:** [REDACTED]  
**Subject:** [REDACTED]

[REDACTED]  
Great news! Hope some of the product is Sodium Thiopental.....Ship to;

[REDACTED]

Thanks  
John McAuliffe

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** Tuesday, August 24, 2010 9:27 AM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received some of the product and can ship today.

Please let me know what shipping address to use. I will also email you what is being shipped today.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]

**Sent:** Thursday, August 19, 2010 4:16 PM

**To:** [REDACTED]

**Subject:** [REDACTED]

Mr. [REDACTED]

Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance

John McAuliffe

[REDACTED]



**From:** Kernan, Scott@CDCR  
**To:** Cate, Matt@CDCR; Rice, Benjamin@CDCR  
**Subject:** FW: Import/Export Permit Application  
**Date:** Tuesday, August 17, 2010 1:58:00 PM

---

FYI  
Scott

---

**From:** McAuliffe, John@CDCR  
**Sent:** Tuesday, August 17, 2010 12:44 PM  
**To:** Kernan, Scott@CDCR  
**Cc:** Gaddi, Kathy@CDCR  
**Subject:** Import/Export Permit Application

Scott  
For your review....  
John

[REDACTED]  
Office of Diversion Control  
Drug Enforcement Administration  
United States Department of Justice

Dear Sir;

First let me thank you again for taking the time to talk and assist us in finding a solution in procuring thiopental. As you are well aware, Title 21 United States Code (USC) Controlled Substances Act; Section 952; Importation of Controlled Substances; outlines exceptions for importation of Scheduled III controlled substances. Specifically,

- Such amounts of any controlled substance in Schedule III the Attorney General finds to be necessary to provide for the medical, scientific, or other legitimate needs of the United States
- During an emergency in which domestic supplies of such substance or drug are found by the Attorney General to be inadequate.
- In any case in which the Attorney General finds that competition among domestic manufacturers of the controlled substance is inadequate and will not be rendered adequate by the registration of additional manufacturers under section 823 of this title.
- In any case in which the Attorney General finds that such controlled substance is in limited quantities exclusively for scientific, analytical or research uses; may be so imported under such regulations as the Attorney General shall prescribe.

California Department of Corrections and Rehabilitation (CDCR) finds itself unfortunately meeting all of the above bullets. As we have discussed, I have had John McAuliffe ([John.McAuliffe@cdcr.ca.gov](mailto:John.McAuliffe@cdcr.ca.gov)) contact the Diversion Control Units in San Francisco [REDACTED]; Sacramento [REDACTED]; Oakland (Helpline) and Washington D.C. to get assistance in the procurement of Thiopental, a scheduled III controlled substance.


Thiopental is one of three chemicals that is authorized by the State of California for capital punishment by lethal injection. In May 2010, it was reported by the American Society of Health-System Pharmacists (ASHP) that there was a shortage of thiopental. This shortage was sparked by a manufacturing problem of thiopental as well as a shortage of propofol (a popular anesthetic used by anesthesiologist) which forced anesthesiologist to further deplete supplies of thiopental as a substitute.

Additionally, CDCR had contact with numerous Compounding Pharmacies around the San Francisco Bay area with the same result and answer; "Thiopental is getting very hard to find and the manufacturer (Hospira) has the drug on back order with no predicted new date for or when it might be available."

- CDCR has located a supply of sodium thiopental in Pakistan, specifically;




I am requesting help from your office to assist CDCR with the process of procuring the thiopental through the Import/Export Permit Application. We are requesting for the Warden of San Quentin State Prison be permitted to directly order the thiopental from Pakistan for delivery to San Quentin State Prison;



CDCR would be ordering 210 grams. The state of California's Lethal Injection Regulation, CDCR, Title 15; 3349; calls for a 500 mg/2.5% Kit (25 mg/mL) combination package with contents of 500 mg of Thiopental powder and 20mL flip top vial of sterile water to be mixed by appropriate execution team members. CDCR will be ordering from Pakistan 210 grams or 420 individual package kits of thiopental.

I look forward to talking to you and discussing this matter.

Scott Kernan  
Undersecretary, Operations  
California Department of Corrections and Rehabilitation



**From:** [Kernan, Scott@CDCR](mailto:Kernan.Scott@CDCR)  
**To:** [McAuliffe, John@CDCR](mailto:McAuliffe, John@CDCR)  
**Subject:** RE: Import/Export Permit Application  
**Date:** Tuesday, August 17, 2010 1:57:00 PM

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thanks. I will hopefully have this signed and out of here today.

Scott

---

**From:** McAuliffe, John@CDCR  
**Sent:** Tuesday, August 17, 2010 12:44 PM  
**To:** Kernan, Scott@CDCR  
**Cc:** Gaddi, Kathy@CDCR  
**Subject:** Import/Export Permit Application

Scott  
For your review....  
John

[REDACTED]

Office of Diversion Control  
Drug Enforcement Administration  
United States Department of Justice

Dear Sir;

First let me thank you again for taking the time to talk and assist us in finding a solution in procuring thiopental. As you are well aware, Title 21 United States Code (USC) Controlled Substances Act; Section 952; Importation of Controlled Substances; outlines exceptions for importation of Scheduled III controlled substances. Specifically,

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- During an emergency in which domestic supplies of such substance or drug are found by the Attorney General to be inadequate.
- In any case in which the Attorney General finds that competition among domestic manufacturers of the controlled substance is inadequate and will not be rendered adequate by the registration of additional manufacturers under section 823 of this title.
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anesthesiologist) which forced anesthesiologist to further deplete supplies of thiopental as a substitute. Additionally, CDCR had contact with numerous Compounding Pharmacies around the San Francisco Bay area with the same result and answer; "Thiopental is getting very hard to find and the manufacturer (Hospira) has the drug on back order with no predicted new date for or when it might be available."

- CDCR has located a supply of sodium thiopental in [REDACTED] specifically;

[REDACTED]

I am requesting help from your office to assist CDCR with the process of procuring the thiopental through the Import/Export Permit Application. We are requesting for the Warden of San Quentin State Prison be permitted to directly order the thiopental from Pakistan for delivery to San Quentin State Prison;

[REDACTED]

CDCR would be ordering 210 grams. The state of California's Lethal Injection Regulation, CDCR, Title 15; 3349; calls for a 500 mg/2.5% Kit (25 mg/mL) combination package with contents of 500 mg of Thiopental powder and 20mL flip top vial of sterile water to be mixed by appropriate execution team members. CDCR will be ordering from Pakistan 210 grams or 420 individual package kits of thiopental.

I look forward to talking to you and discussing this matter.

Scott Kernan  
Undersecretary, Operations  
California Department of Corrections and Rehabilitation  
[REDACTED]

-

**From:** Kernan, Scott@CDCR  
**To:** McAuliffe, John@CDCR  
**Subject:** RE: Import/Export Permit Application  
**Date:** Tuesday, August 17, 2010 1:52:00 PM

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Great. Thanks.

Scott

---

**From:** McAuliffe, John@CDCR  
**Sent:** Tuesday, August 17, 2010 12:44 PM  
**To:** Kernan, Scott@CDCR  
**Cc:** Gaddi, Kathy@CDCR  
**Subject:** Import/Export Permit Application

Scott  
For your review....  
John

[REDACTED]  
Office of Diversion Control  
Drug Enforcement Administration  
United States Department of Justice

Dear Sir;

First let me thank you again for taking the time to talk and assist us in finding a solution in procuring thiopental. As you are well aware, Title 21 United States Code (USC) Controlled Substances Act; Section 952; Importation of Controlled Substances; outlines exceptions for importation of Scheduled III controlled substances. Specifically,

- Such amounts of any controlled substance in Schedule III the Attorney General finds to be necessary to provide for the medical, scientific, or other legitimate needs of the United States
- During an emergency in which domestic supplies of such substance or drug are found by the Attorney General to be inadequate.
- In any case in which the Attorney General finds that competition among domestic manufacturers of the controlled substance is inadequate and will not be rendered adequate by the registration of additional manufacturers under section 823 of this title.
- In any case in which the Attorney General finds that such controlled substance is in limited quantities exclusively for scientific, analytical or research uses;  
may be so imported under such regulations as the Attorney General shall prescribe.

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Thiopental is one of three chemicals that is authorized by the State of California for capital punishment by lethal injection. In May 2010, it was reported by the American Society of Health-System Pharmacists (ASHP) that there was a shortage of thiopental. This shortage was sparked by a manufacturing problem of thiopental as well as a shortage of propofol (a popular anesthetic used by

anesthesiologist) which forced anesthesiologist to further deplete supplies of thiopental as a substitute. Additionally, CDCR had contact with numerous Compounding Pharmacies around the San Francisco Bay area with the same result and answer; "Thiopental is getting very hard to find and the manufacturer (Hospira) has the drug on back order with no predicted new date for or when it might be available."

- CDCR has located a supply of sodium thiopental in [REDACTED] specifically;

[REDACTED]

I am requesting help from your office to assist CDCR with the process of procuring the thiopental through the Import/Export Permit Application. We are requesting for the Warden of San Quentin State Prison be permitted to directly order the thiopental from Pakistan for delivery to San Quentin State Prison;

[REDACTED]

CDCR would be ordering 210 grams. The state of California's Lethal Injection Regulation, CDCR, Title 15; 3349; calls for a 500 mg/2.5% Kit (25 mg/mL) combination package with contents of 500 mg of Thiopental powder and 20mL flip top vial of sterile water to be mixed by appropriate execution team members. CDCR will be ordering from Pakistan 210 grams or 420 individual package kits of thiopental.

I look forward to talking to you and discussing this matter.

Scott Kernan  
Undersecretary, Operations  
California Department of Corrections and Rehabilitation  
[REDACTED]

-

**From:** Kernan, Scott@CDCR  
**To:** Cullen, Vincent@CDCR  
**Subject:** Fw: Drug Order  
**Date:** Friday, August 06, 2010 12:12:21 PM

---

Fyi  
Scott

---

**From:** [REDACTED]  
**To:** Kernan, Scott@CDCR; McAuliffe, John@CDCR  
**Cc:** [REDACTED]  
**Sent:** Fri Aug 06 12:01:21 2010  
**Subject:** Drug Order

**Scott/John:**

Your order has been placed and John will get a call from [REDACTED] on Monday should there be any questions. Please be assured that partial shipments will be sent as soon as received.

We continue to do a worldwide search for Sodium Thiopental

[REDACTED]

From [REDACTED]

All products have been ordered. The Potassium Chloride is being shipped to us now (should arrive in Nashville next week). The Pancuronium and Pentothal will ship when they are available.

Purchase Order # [REDACTED] dtd 8/5/2010  
Hospira Confirmation # [REDACTED]

Contact:

[REDACTED]





**From:** Kernan, Scott@CDCR  
**To:** [REDACTED]  
**Subject:** Re: Drug Order  
**Date:** Friday, August 06, 2010 12:11:47 PM

---

Can't tell you how much I, Matt and Governor appreciate it. Have a great weekend  
Scott

---

**From:** [REDACTED]  
**To:** Kernan, Scott@CDCR; McAuliffe, John@CDCR  
**Cc:** [REDACTED]  
**Sent:** Fri Aug 06 12:01:21 2010  
**Subject:** Drug Order

**Scott/John:**

Your order has been placed and John will get a call from [REDACTED] on Monday should there be any questions. Please be assured that partial shipments will be sent as soon as received.

We continue to do a worldwide search for Sodium Thiopental

[REDACTED]

From [REDACTED]

All products have been ordered. The Potassium Chloride is being shipped to us now (should arrive in Nashville next week). The Pancuronium and Pentothal will ship when they are available.

Purchase Order # [REDACTED] dtd 8/5/2010  
Hospira Confirmation # [REDACTED]

Contact:

[REDACTED]



**From:** Kernan, Scott@CDCR  
**To:** Cate, Matt@CDCR; Rice, Benjamin@CDCR  
**Subject:** Fw: Drug Order  
**Date:** Friday, August 06, 2010 12:10:40 PM

---

Fyi  
Scott

---

**From:** [REDACTED]  
**To:** Kernan, Scott@CDCR; McAuliffe, John@CDCR  
**Cc:** [REDACTED]  
**Sent:** Fri Aug 06 12:01:21 2010  
**Subject:** Drug Order

**Scott/John:**

Your order has been placed and John will get a call from [REDACTED] on Monday should there be any questions. Please be assured that partial shipments will be sent as soon as received.

We continue to do a worldwide search for Sodium Thiopental

[REDACTED]

From [REDACTED]

All products have been ordered. The Potassium Chloride is being shipped to us now (should arrive in Nashville next week). The Pancuronium and Pentothal will ship when they are available.

Purchase Order # [REDACTED] dtd 8/5/2010  
Hospira Confirmation # [REDACTED]

Contact:

[REDACTED]



**From:** [Kernan, Scott@CDJR](mailto:Kernan, Scott@CDJR)  
**To:** [REDACTED]  
**Cc:** [McAuliffe, John@CDJR](mailto:McAuliffe, John@CDJR)  
**Subject:** RE: Per Our Conversation  
**Date:** Wednesday, August 04, 2010 3:22:00 PM

---

[REDACTED]

Thanks again for all your help on this. Below is the information you requested.

The ordering doctor is [REDACTED]

His DEA number is [REDACTED]

The shipment address is [REDACTED]

The quantities we discussed:

126 grams of Sodium Thiopental  
3,150 Milligrams Pancuronium Bromide  
12,600 milliequivalents of Potassium Chloride

Billing information will be handled through my office.

Scott Kernan  
Undersecretary  
1515 S Street, Suite 502S  
Sacramento, CA 95811-7243  
(916) 801-4358

My staff expert and direct point on this issue is John McAuliffe – telephone – Office (916) 255-2576 – [REDACTED]

Jim, again thanks so much. Governor's Office very interested in progress so if any developments please let me know. I assume that you will be able to confirm with the orders are made?

Scott

---

**From:** [REDACTED]  
**Sent:** Wednesday, August 04, 2010 11:50 AM  
**To:** Kernan, Scott@CDJR  
**Subject:** Per Our Conversation

Hi Scott:

Once I receive your provider's name, shipping address and DEA Number, I will have our contact [REDACTED] to call (he or she) or whoever you designate to finalize the order.

[REDACTED]

[REDACTED]

p.s. This is my official e-mail address. Inadvertently sent previous e-mail on my person e-mail (sorry)

**From:** Kernan, Scott@CDCR  
**To:** Cate, Matt@CDCR; Rice, Benjamin@CDCR  
**Subject:** FW: Per Our Conversation  
**Date:** Wednesday, August 04, 2010 12:22:00 PM  
**Attachments:** California Drugs August 2010.xls

---

Talked with [REDACTED] He is still beating bush for sodium Thiopental. He is placing the order for all three drugs, probably even get done today. His update was:

Sodium Thiopental – No national provider and none anticipated in 2010. Found international provider. Looking for way to import and method to validate correct mix. Sounded positive

Pancuronium Bromide – Hospira does provide and expect availability August/September.

Potassium Chloride – Available no problem.

I am sending him shipping information and billing data. We are going to ship directly to SQ pharmacy for our teams pick up and storage consistent with Reg. I could run into problem with Receiver using the Pharmacy, but think I can work through it [REDACTED] is using [REDACTED] DEA number. The bill will come directly to me and I'll discretely handle through our procurement.

We are still pursuing a DEA exemption and trying to find our own importer just so if this avenue does not work out we have somewhere else to go.

We have contacted all states and Feds for drug with no luck. All states are in the same boat. [REDACTED] did say they have a quantity of expired Thiopental but would require FDA waiver of expiration date. They ran into brick wall when they tried this with the FDA.

I will send you behind this email a timeline prepared by staff of all of our efforts. Let me know if you need anything else.

Scott

---

**From:** [REDACTED]  
**Sent:** Wednesday, August 04, 2010 11:50 AM  
**To:** Kernan, Scott@CDCR  
**Subject:** Per Our Conversation

Hi Scott:

Once I receive your provider's name, shipping address and DEA Number, I will have our contact [REDACTED] to call (he or she) or whoever you designate to finalize the order.

[REDACTED]

[REDACTED]

p.s. This is my official e-mail address. Inadvertently sent previous e-mail on my person e-mail (sorry)

Product	Status	Cost
Pavulon Bromide(25x10ml)	manufacturer backorder until mid August	21.25
Pentothal 400mg 25 doses	manufacturer backorder until mid October	448.25
Pentothal 500mg 25 doses	manufacturer backorder until mid October	4 . 5
Pentothal 1000mg 25 doses	manufacturer backorder until mid October	1,38 .00
Potassium Chloride 2MEQ	available 25x30ml	22.50
Potassium Chloride 10MEQ	available 25x5ml	11.00
Potassium Chloride 20MEQ	available 25x10ml	9.50
Potassium Chloride 30MEQ	available 25x15ml	12.50
Potassium Chloride 40MEQ	available 25x20ml	.50

All costs stated above are for a pack of 25 vials or syringes.

FDA has some information on the shortage for Pavulon and Pentothal...scroll down the

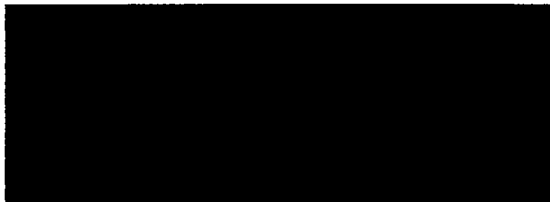
I searched for a reason for [REDACTED] recall and only found this explanation from several s

#### REASON

Impurities/Degradation Products: These products are being recalled because they

<http://www.fda.gov/Drugs/DrugSafety/DrugShortages/ucm05092.htm>

Let me know if you need anything else. Thanks






<b>Storage</b>
stable up to    months at room temp( 5- 2), recommend refrigerated(3 -4 )
Reconstituted solutions remain stable for 3 days at room temperature,    days if refrigerated. Product can be stored at room temperature until mixed.
Pentothal is a controlled substance, Schedule III.
Store at room temp until mixed. Use w/in 24hrs after/if mixed.

list on this website, drugs are listed alphabetically. It looks like the Pavulon shortage is due to TE A withdrawal  
sources

y do not meet specification for related substances.







---

**From:** McAuliffe, John@CDCR  
**To:** Kernan, Scott@CDCR  
**Sent:** Mon Aug 02 12:20:02 2010  
**Subject:** FW: [REDACTED] Name

---

**From:** McAuliffe, John@CDCR  
**Sent:** Friday, July 30, 2010 10:20 AM  
**To:** Kernan, Scott@CDCR  
**Subject:** RE: [REDACTED] Name

Scott

Here is the email for the guy's name.....Also when you talk to him to have him place the order I would recommend placing an order for 3 executions.

63 grams of Sodium Thiopental  
1050 milligrams of Pancuronium Bromide  
4200 milliequivalents of Potassium Chloride

Each execution to include training will require a minimum of:

21 grams of Sodium Thiopental  
350 milligrams of Pancuronium Bromide  
1400 milliequivalents of Potassium Chloride

John McAuliffe

---

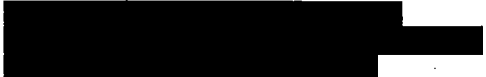
**From:** Kernan, Scott@CDCR  
**Sent:** Thursday, July 08, 2010 12:28 PM  
**To:** McAuliffe, John@CDCR  
**Subject:** FW: Lethal Injection Process

Fyi Matt is calling [REDACTED] to see if they receive a script from a doc will they order it. Let you know. Any luck from other states?

Scott

---

**From:** Cate, Matt@CDCR



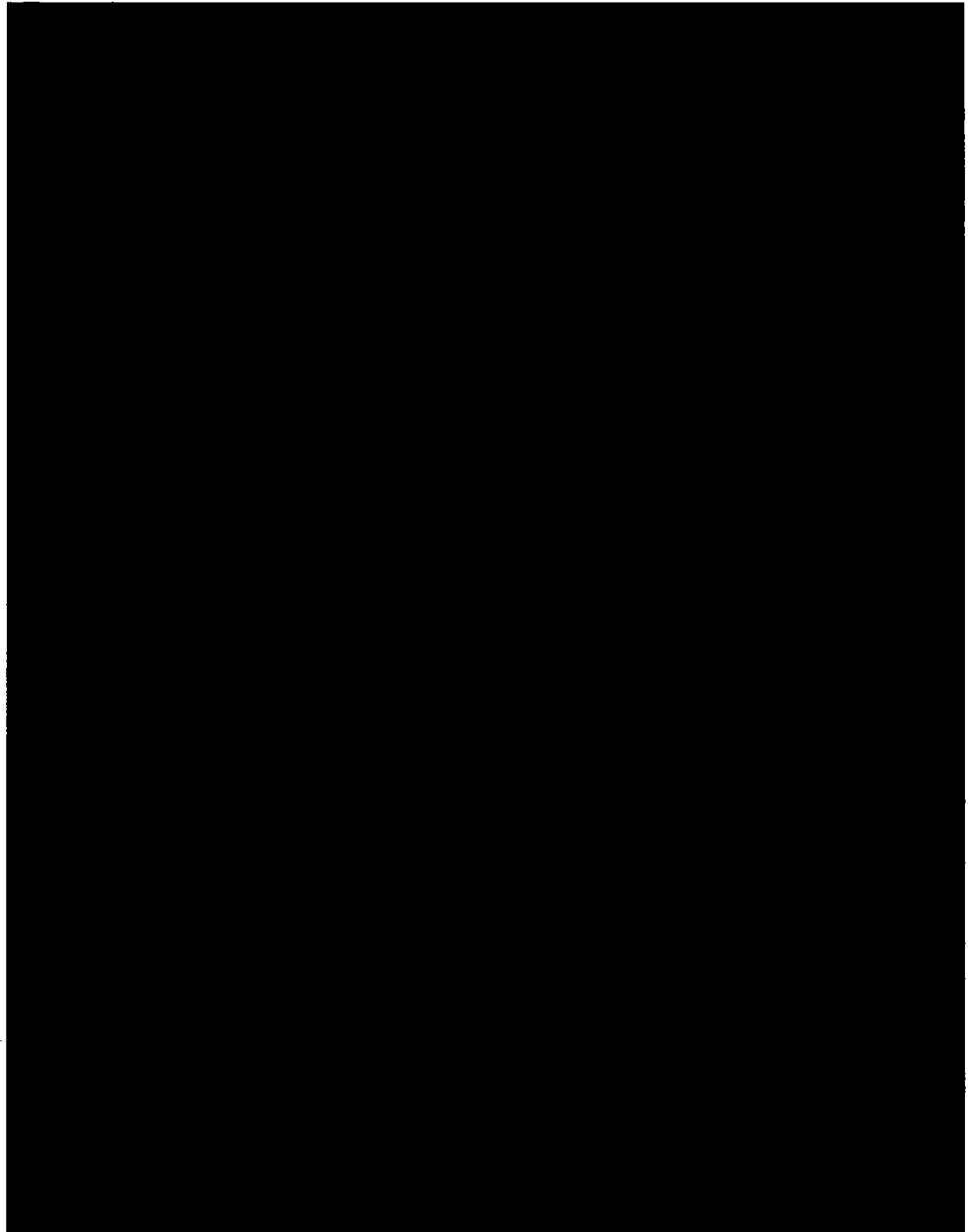
---



**To:** Cate, Matt@CDCR  
**Sent:** Wed Jul 07 06:47:17 2010  
**Subject:** Lethal Injection Process

Matt:

The process of procuring drugs for the lethal injection process was studied extensively in the Texas system and a variety of approaches explored. After much research, the following process was employed and to my understanding, is still in use to date.



***Note: Because the Texas Department of Criminal***

*Justice is protective about "giving out information" about its execution team and product suppliers/purchases, the above process is restricted for release only to other state and federal jurisdictions.*

I am also including the most recent copy of the **"Open to the Public"** TDCJ Execution Procedure:

<http://texasafterviolence.org/tavpftp/ExecutionProcedureTDCJ2008.pdf>

Please feel free to contact me if I can be of further assistance.



**From:** [Duffy, Brian@CDCCR](mailto:Duffy,Brian@CDCCR)  
**To:** [McAuliffe, John@CDCCR](mailto:McAuliffe,John@CDCCR)  
**Subject:** [REDACTED]  
**Date:** Friday, August 20, 2010 10:43:25 AM

---

John,

Any luck with calling hospitals? Anything I can do to help?

Brian

---

**From:** Kernan, Scott@CDCCR  
**Sent:** Friday, August 20, 2010 9:47 AM  
**To:** Gaddi, Kathy@CDCCR; Duffy, Brian@CDCCR  
**Subject:** [REDACTED]

---

**From:** McAuliffe, John@CDCCR  
**Sent:** Friday, August 20, 2010 9:46:50 AM  
**To:** Kernan, Scott@CDCCR  
**Subject:** [REDACTED]  
Auto forwarded by a Rule

Scott

See email. I called yesterday and said we needed a date. Also told Jeff if he got a hold of any ship it to us immediately.

John

---

**From:** [REDACTED]  
**To:** McAuliffe, John@CDCCR  
**Sent:** Fri Aug 20 06:19:22 2010  
**Subject:** [REDACTED]

John, I received an update on your order this morning...

-Pentothal is expected to be available again sometime in the 4<sup>th</sup> quarter 2010(Oct-Dec 2010). This will ship when it is available.

-Pancuronium is expected to be available again by the end of August 2010. This will ship when it is available also.

-Potassium Chloride is on 'Allocation'. I am not sure what this means for us, I am waiting for a clearer answer on this. In the meantime, I am trying to pursue a different source for this product. I could have this as early as next week. I will let you know if/when I do get it.

I'll forward any information as I get it. Also, I will let you know at least weekly even if there are no new updates.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]

**Sent:** Thursday, August 19, 2010 4:16 PM

**To:** [REDACTED]

**Subject:** [REDACTED]

[REDACTED]  
Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance

John McAuliffe  
[REDACTED]



**From:** [Duffy, Brian@CDJR](mailto:Duffy.Brian@CDJR)  
**To:** [McAuliffe, John@CDJR](mailto:McAuliffe, John@CDJR)  
**Cc:** [Kernan, Scott@CDJR](mailto:Kernan, Scott@CDJR)  
**Subject:** FW: Approved purchase  
**Date:** Thursday, August 19, 2010 1:25:17 PM

---

John,

Here is the approval from Brett Morgan. Let me know.

Brian

---

**From:** Morgan, Brett@CDJR  
**Sent:** Thursday, August 19, 2010 1:24 PM  
**To:** Gilpin, Timothy@CDJR  
**Cc:** Duffy, Brian@CDJR  
**Subject:** Approved purchase

John McAuliffe, who works on contract for us on lethal injection and death penalty issues, will be contacting you. He needs to purchase a list on-line of community hospitals. The list costs about \$65. Please assist John in purchasing the list.

**From:** [Duffy, Brian@CDCR](mailto:Duffy.Brian@CDCR)  
**To:** [Kernan, Scott@CDCR](mailto:Kernan.Scott@CDCR)  
**Subject:** RE: Hospira Sodium Thiopental  
**Date:** Tuesday, September 28, 2010 8:43:00 AM

---

Just checked Hospira's web site. They didn't have anything listed that I could find. Went through their press releases.

-----Original Message-----

From: Kernan, Scott@CDCR  
Sent: Tuesday, September 28, 2010 8:35 AM  
To: Gaddi, Kathy@CDCR; Duffy, Brian@CDCR  
Subject: FW: Hospira Sodium Thiopental

-----  
From: McAuliffe, John@CDCR  
Sent: Tuesday, September 28, 2010 8:35:23 AM  
To: Kernan, Scott@CDCR  
Subject: Re: Hospira Sodium Thiopental  
Auto forwarded by a Rule

This was on news last night. I have not seen nor heard if letter has been sent out yet.  
John

----- Original Message -----

From: Kernan, Scott@CDCR  
To: McAuliffe, John@CDCR  
Sent: Tue Sep 28 08:09:58 2010  
Subject: Re: Hospira Sodium Thiopental

Is this just rumor or have we seen letter?

----- Original Message -----

From: McAuliffe, John@CDCR  
To: Kernan, Scott@CDCR  
Cc: Rice, Benjamin@CDCR; Slavin, Bruce@CDCR; McCleave, Kelly@CDCR; Cullen, Vincent@CDCR  
Sent: Tue Sep 28 08:02:22 2010  
Subject: Hospira Sodium Thiopental

Scott

Hospira the manufacturer of Sodium Thiopental yesterday announced that they are going to send out letters to all 35 states that have lethal injection stating "they do not want their drug (Sodium Thiopental) used for executions.". Not sure how this will effect our current and/or future orders? I will call Hospira directly after this execution.

John

**From:** Duffy, Brian@CDCR  
**To:** Kernan, Scott@CDCR  
**Subject:** FW: [REDACTED]  
**Date:** Tuesday, August 24, 2010 12:55:22 PM

---

Also, first scheduled execution is on Sept. 29. 2 days before it expires.

---

**From:** Kernan, Scott@CDCR  
**Sent:** Tuesday, August 24, 2010 12:53 PM  
**To:** Gaddi, Kathy@CDCR; Duffy, Brian@CDCR  
**Subject:** FW: Purchase Order # [REDACTED]

---

**From:** Duffy, Brian@CDCR  
**Sent:** Tuesday, August 24, 2010 12:53:24 PM  
**To:** Kernan, Scott@CDCR  
**Subject:** RE: Purchase Order # [REDACTED]  
**Auto forwarded by a Rule**

Just looked it up: Need 21 grams per event. Only receiving 8 grams in this shipment.

---

**From:** Kernan, Scott@CDCR  
**Sent:** Tuesday, August 24, 2010 12:45 PM  
**To:** Gaddi, Kathy@CDCR; Duffy, Brian@CDCR  
**Subject:** FW: Purchase Order # 2010080503

---

**From:** McAuliffe, John@CDCR  
**Sent:** Tuesday, August 24, 2010 12:45:01 PM  
[REDACTED]  
**Cc:** Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR;  
[REDACTED]@CDCR  
**Subject:** RE: [REDACTED]  
**Auto forwarded by a Rule**

[REDACTED]  
Please go ahead and ship the 8 grams of Thiopental.....Thank you...  
John McAuliffe

---

**From:** [REDACTED]  
**Sent:** Tuesday, August 24, 2010 12:19 PM  
**To:** McAuliffe, John@CDCR  
**Subject:** RE: [REDACTED]

John,

We have received 8 grams of Thiopental Sodium. It expires Oct 1, 2010.

Is this ok?

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]

**Sent:** Tuesday, August 24, 2010 12:09 PM

[REDACTED]

[REDACTED]

Great news! Hope some of the product is Sodium Thiopental.....Ship to;

[REDACTED]

Thanks  
John McAuliffe

---

**From:** [REDACTED]

**Sent:** Tuesday, August 24, 2010 9:27 AM

**To:** McAuliffe, John@CDCR

**Subject:** [REDACTED]

John,

We have received some of the product and can ship today.

Please let me know what shipping address to use. I will also email you what is being shipped today.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]

**Sent:** Thursday, August 19, 2010 4:16 PM

**To:** [REDACTED]

**Subject:** [REDACTED]

[REDACTED]

Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance

John McAuliffe

[REDACTED]

**From:** Duffy, Brian@CDCR  
**To:** Kernan, Scott@CDCR  
**Subject:** RE: [REDACTED]  
**Date:** Tuesday, August 24, 2010 12:53:24 PM

---

Just looked it up. Need 21 grams per event. Only receiving 8 grams in this shipment.

---

**From:** Kernan, Scott@CDCR  
**Sent:** Tuesday, August 24, 2010 12:45 PM  
**To:** Gaddi, Kathy@CDCR; Duffy, Brian@CDCR  
[REDACTED]

---

**From:** McAuliffe, John@CDCR  
**Sent:** Tuesday, August 24, 2010 12:45:01 PM  
[REDACTED]

**Cc:** Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR;  
Curzon, John@CDCR  
[REDACTED]

Auto forwarded by a Rule

[REDACTED]  
Please go ahead and ship the 8 grams of Thiopental.....Thank you...  
John McAuliffe

---

**From:** [REDACTED]  
**Sent:** Tuesday, August 24, 2010 12:19 PM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received 8 grams of Thiopental Sodium. It expires Oct 1, 2010.

Is this ok?

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Tuesday, August 24, 2010 12:09 PM  
**To:** [REDACTED]  
**Subject:** [REDACTED]

[REDACTED]  
Great news! Hope some of the product is Sodium Thiopental.....Ship to;

[REDACTED]

[REDACTED]  
Thanks  
John McAuliffe

---

**From:** [REDACTED]  
**Sent:** Tuesday, August 24, 2010 9:27 AM  
**To:** McAuliffe, John@CDCR  
**Subject:** [REDACTED]

John,

We have received some of the product and can ship today.

Please let me know what shipping address to use. I will also email you what is being shipped today.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]  
**Sent:** Thursday, August 19, 2010 4:16 PM  
**To:** [REDACTED]

[REDACTED]  
Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance  
John McAuliffe  
[REDACTED]

**From:** [Duffy, Brian@CDCR](mailto:Duffy,Brian@CDCR)  
**To:** [Kernan, Scott@CDCR](mailto:Kernan,Scott@CDCR)  
**Subject:** [REDACTED]  
**Date:** Friday, August 20, 2010 11:07:39 AM

---

FYI

---

**From:** McAuliffe, John@CDCR  
**Sent:** Friday, August 20, 2010 11:04 AM  
**To:** Duffy, Brian@CDCR  
**Subject:** [REDACTED]

Going down the list.....Same response so far with 23 called....Who are you? Why are you asking?  
And we do not give out that information to the public!  
John

---

**From:** Duffy, Brian@CDCR [<mailto:Brian.Duffy@cdcr.ca.gov>]  
**Sent:** Friday, August 20, 2010 10:43 AM  
**To:** McAuliffe, John@CDCR  
**Subject:** RE: [REDACTED]

John,

Any luck with calling hospitals? Anything I can do to help?

Brian

---

**From:** Kernan, Scott@CDCR  
**Sent:** Friday, August 20, 2010 9:47 AM  
**To:** Gaddi, Kathy@CDCR; Duffy, Brian@CDCR  
**Subject:** FW: [REDACTED]

---

**From:** McAuliffe, John@CDCR  
**Sent:** Friday, August 20, 2010 9:46:50 AM  
**To:** Kernan, Scott@CDCR  
**Subject:** Fw: [REDACTED]  
**Auto forwarded by a Rule**

Scott  
See email. I called yesterday and said we needed a date. Also told [REDACTED] if he got a hold of any ship it to us immediately.  
John

---

**From:** [REDACTED]  
**To:** McAuliffe, John@CDCR  
**Sent:** Fri Aug 20 06:19:22 2010  
**Subject:** RE: [REDACTED]

John, I received an update on your order this morning...

-Pentothal is expected to be available again sometime in the 4<sup>th</sup> quarter 2010(Oct-Dec 2010). This will ship when it is available.

-Pancuronium is expected to be available again by the end of August 2010. This will ship when it is available also.

-Potassium Chloride is on 'Allocation'. I am not sure what this means for us, I am waiting for a clearer answer on this. In the meantime, I am trying to pursue a different source for this product. I could have this as early as next week. I will let you know if/when I do get it.

I'll forward any information as I get it. Also, I will let you know at least weekly even if there are no new updates.

Thanks,

[REDACTED]

---

**From:** McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]

**Sent:** Thursday, August 19, 2010 4:16 PM

**To:** [REDACTED]

**Subject:** [REDACTED]

[REDACTED]

Just would like to follow up on the status of the order. Mainly I would like to know if you have any status as to when or if you have been contacted as to a possible date the order can be filled. Thanks in advance

John McAuliffe

[REDACTED]



**From:** Duffy, Brian@CDCR  
**To:** Kernan, Scott@CDCR  
**Subject:** Re: Drugs  
**Date:** Monday, August 02, 2010 11:20:16 AM

---

I'll come in tomorrow morning and give to you. Do you need it today?

----- Original Message -----

From: Kernan, Scott@CDCR  
To: McAuliffe, John@CDCR  
Cc: Duffy, Brian@CDCR  
Sent: Mon Aug 02 09:58:01 2010  
Subject: RE: Drugs

Please and let me know. I was under impression that there was no problem with these other two drugs and we had quantity internally. Going to get very political quick. [REDACTED]  
[REDACTED]

I know Brian struck out with the big company's for an importer but was looking for some smaller companies that could possibly help out. I also need to know where we are at on the email to DEA (brian?)

Scott

-----Original Message-----

From: McAuliffe, John@CDCR  
Sent: Monday, August 02, 2010 9:51 AM  
To: Kernan, Scott@CDCR  
Subject: Drugs

Scott

Bruce Slavin just called and asked if we are having any problems getting the other two drugs? He said the AG called him and said they (AG) heard there is a shortage of Pancurium Bromide? Not sure where this is coming from but will immediately find out.

John