

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW:
Date: Monday, August 23, 2010 9:54:55 AM

From: Duffy, Brian@CDCR
Sent: Monday, August 23, 2010 9:54:54 AM
To: Cullen, Vincent@CDCR; McAuliffe, John@CDCR
Cc: Kernan, Scott@CDCR
Subject: FW:
Auto forwarded by a Rule

Vince and John,

Please see below.

Brian

Brian Duffy
Special Assistant to the Undersecretary, Operations
California Department of Corrections and Rehabilitation
[REDACTED]

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

From: Rice, Benjamin@CDCR
To: Kernan, Scott@CDCR; Cate, Matt@CDCR
Sent: Mon Aug 23 09:27:07 2010
Subject: Re:

That is great news! Thanks- [REDACTED]
Sent using blackberry

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

From: Kernan, Scott@CDCR
To: Cate, Matt@CDCR; Rice, Benjamin@CDCR
Sent: Mon Aug 23 09:23:27 2010
Subject:

I just got great news. [REDACTED] advised that he has got and is shipping the lethal injection drugs to SQ pharmacy. Its enough to do one execution. Bad news is the drug expires in Oct. But at least we would be ready. He is still looking for more. Matt, would be nice for you to call and thank them.
Scott

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Purchase Order # [REDACTED]
Date: Tuesday, August 24, 2010 12:45:16 PM

From: McAuliffe, John@CDCR
Sent: Tuesday, August 24, 2010 12:45:01 PM
To: [REDACTED]
Cc: Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR;
[REDACTED]
Subject: RE: Purchase Order # [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: Purchase Order # [REDACTED]

John,

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

Is this ok?

From: McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]
Sent: Tuesday, August 24, 2010 12:09 PM
To: [REDACTED]
Subject: RE: Purchase Order # [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: RE: Purchase Order # [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 # [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: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Purchase Order # [REDACTED]
Date: Tuesday, August 24, 2010 12:53:24 PM

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: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Purchase Order # [REDACTED]

From: McAuliffe, John@CDCR
Sent: Tuesday, August 24, 2010 12:45:01 PM
To: [REDACTED]
Cc: Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR;
[REDACTED]
Subject: RE: Purchase Order # [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: Purchase Order # [REDACTED]

John,

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

Is this ok?

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

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

To: [REDACTED]

Subject: RE: Purchase Order # [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: RE: Purchase Order # [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,

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

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

To: [REDACTED]

Subject: Purchase Order # [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: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Purchase Order # [REDACTED]
Date: Tuesday, August 24, 2010 12:53:37 PM

From: [REDACTED]
Sent: Tuesday, August 24, 2010 12:49:43 PM
To: McAuliffe, John@CDCR; [REDACTED]
Cc: Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR;
[REDACTED]
Subject: RE: Purchase Order # [REDACTED]
Auto forwarded by a Rule

Ok...

I'll forward tracking #s to monitor the shipment when I have them.

Thanks,

[REDACTED]

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: RE: Purchase Order # [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: RE: Purchase Order # [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: Purchase Order # [REDACTED]

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

Thanks
John McAuliffe

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

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

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Purchase Order # [REDACTED]
Date: Tuesday, August 24, 2010 1:18:49 PM

From: McAuliffe, John@CDCR
Sent: Tuesday, August 24, 2010 1:18:45 PM
To: Kernan, Scott@CDCR
Subject: RE: Purchase Order # [REDACTED]
Auto forwarded by a Rule

Yes and [REDACTED] will update me at least once a week....I told him to get whatever is out there....
John

From: Kernan, Scott@CDCR [mailto:Scott.Kernan@cdcr.ca.gov]
Sent: Tuesday, August 24, 2010 1:02 PM
To: McAuliffe, John@CDCR
Subject: Re: Purchase Order # [REDACTED]

They are still looking for more, right?

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

John,

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

Is this ok?

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

Subject: RE: Purchase Order # [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: RE: Purchase Order # [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 # [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: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Purchase Order # [REDACTED]
Date: Wednesday, August 25, 2010 7:13:47 AM

From: [REDACTED]
Sent: Wednesday, August 25, 2010 7:13:36 AM
To: McAuliffe, John@CDCR; [REDACTED]
Cc: Kernan, Scott@CDCR; Rice, Benjamin@CDCR; Cullen, Vincent@CDCR;
[REDACTED]
Subject: RE: Purchase Order # [REDACTED]
Auto forwarded by a Rule

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,

[REDACTED]

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: RE: Purchase Order # [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: RE: Purchase Order # [REDACTED]

John,

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

Is this ok?

Jeff

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

From: McAuliffe, John@CDCR [mailto:John.McAuliffe@cdcr.ca.gov]
Sent: Thursday, August 19, 2010 4:16 PM
To: [REDACTED]
Subject: Purchase Order # [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](mailto:Kernan,Scott@CDCR)
To: [REDACTED]@CDCR; [Duffy, Brian@CDCR](mailto:Duffy,Brian@CDCR)
Subject: FW: Pentothal
Date: Thursday, September 09, 2010 6:35:54 AM

From: McAuliffe, John@CDCR
Sent: Thursday, September 09, 2010 6:35:51 AM
To: Kernan, Scott@CDCR
Subject: Fw: Pentothal
Auto forwarded by a Rule

FYI
John

From: [REDACTED]
To: McAuliffe, John@CDCR
Sent: Thu Sep 09 06:34:12 2010
Subject: Pentothal

John,

We haven't had any luck finding anymore Pentothal. The manufacturer, Hospira, is anticipating end of November as a release date.

Thanks,

[REDACTED]

From: Kernan, Scott@CDCR
To: Gaddi, Kathy@CDCR; Duffy, Brian@CDCR
Subject: FW: Ca Drugs
Date: Monday, September 20, 2010 1:52:35 PM

From: Cate, Matt@CDCR
Sent: Monday, September 20, 2010 1:52:15 PM
To: Kernan, Scott@CDCR; [REDACTED]
Cc: [REDACTED]; Rice, Benjamin@CDCR
Subject: RE: Ca Drugs
Auto forwarded by a Rule

[REDACTED]

Thank you very much for working so hard on our behalf. You've done a great job "beating the bushes" and finding the first dose - I appreciate it a great deal. At this point, I would like to take you up on your offer to reach out to [REDACTED]. I promised to give [REDACTED] a call before we took that step, so I will reach out to him today and let him know. I'll email everyone on this string once [REDACTED] and I have had our conversation. Thanks again,

Matt

From: Kernan, Scott@CDCR
Sent: Monday, September 20, 2010 6:32 AM
To: [REDACTED]
Cc: [REDACTED]; Cate, Matt@CDCR; Rice, Benjamin@CDCR
Subject: RE: Ca Drugs

Jim,

Thank you very much. We sure appreciate all your efforts. I'll let you know how Matt wants to go forward with [REDACTED]. Let you know hopefully today.

Scott

From: [REDACTED]
Sent: Friday, September 17, 2010 3:02 PM
To: Kernan, Scott@CDCR
Cc: [REDACTED]
Subject: Fw: Ca Drugs

Scott:

One of the lessons of life is that bad news doesn't get better with time. Unfortunately, despite numerous calls and contacts **yesterday and today**, we have been unable to secure any additional

supplies of sodium pentothal at this time.

Scott, we will continue to search but as I promised you and Matt, I wanted to give you a definitive answer before Monday.

While we continue to look for an existing supply, [REDACTED] remains willing to call [REDACTED] and ask for his assistance in putting a string on [REDACTED] supply should you need it before new production resumes.

Please let us know how to proceed.

[REDACTED]

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

From: [REDACTED]

Cc: [REDACTED]

Sent: Thursday, September 16, 2010 5:09 PM

Subject: Re: Ca Drugs

Mr. [REDACTED]

We have contacted 80-90 hospitals over the past few days and none of them have a drop of Pentothal. Most have been out for quite some time. I still have folks in the industry keeping an eye out and I will let you know if I hear of any leads.

thanks,

[REDACTED]

[REDACTED]

Can you get us an official update availability production timelines? Also, [REDACTED]-any luck on getting that other supply of sodium pentothal?

[REDACTED]

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

From: Kernan, Scott@CDCR

To: [REDACTED]

Sent: Wednesday, September 08, 2010 5:38 PM

[REDACTED]

[REDACTED] the press inquiries on the Lethal Injection drugs. Hearing that availability may be [REDACTED] Have you heard anything like that? Any luck on finding us anything or [REDACTED] ing will start back up and be available. Sorry to bother you and as [REDACTED] D.

Scott

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: LI
Date: Thursday, September 23, 2010 11:38:54 AM

From: McAuliffe, John@CDCR
Sent: Thursday, September 23, 2010 11:38:05 AM
To: Kernan, Scott@CDCR
Subject: Re: LI
Auto forwarded by a Rule

Scott

We will be training Saturday, Sunday and Monday from 5AM to 1PM. You would not be in the way Ben Rice stated he was going to come by Sunday.
We have enough of the chemicals for six executions to include practice. Currently at SQ

Thiopental. 7.5 grams
Pancuronium Bromide 2100 mg
Potassium Chloride. 8400 mEq

350 mg of Bromide per execution to include training

1400 mEq of Potassium Chloride per execution to include training

AZ is asking for 320 mg of Pancuronium Bromide and 760 mEq of Potassium Chloride for one upcoming execution date not set yet. We have a supply for 6 executions of the 2 drugs. Since Brown may end up 1 drug give AZ. 350 mg of Pancuronium Bromide and 1400 mEq of Potassium Chloride. This will keep SQ,s inventory exact only difference 5 vs 6 executions.
John

----- Original Message -----
From: Kernan, Scott@CDCR
To: McAuliffe, John@CDCR
Sent: Thu Sep 23 08:29:58 2010
Subject: RE: LI

John,

Talked with Matt. He needs to know how much we have (how many executions worth), how much we think we can loan them, when do we expect to get replenished if necessary, and the urgency of their request, when to they need it. Get that to me and I'll make it happen.

I was thinking of running to SQ over the weekend to just check on things and thank the staff. Would that be getting in the way? What is your assessment of how things are going?

Thx

Scott

-----Original Message-----
From: McAuliffe, John@CDCR
Sent: Thursday, September 23, 2010 8:05 AM
To: Kernan, Scott@CDCR
Subject: Fw: LI

Scott

I talked to AZ this morning they are looking for the 2nd and 3rd drugs. See email. I told them I would get back to you.
John

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

From: THERESE SCHROEDER [REDACTED]

To: McAuliffe, John@CDCR

Cc: ROBERT PATTON [REDACTED]

Sent: Thu Sep 23 07:59:02 2010

Subject: Re: LI

Thank you so much for your assistance. ADC needs all 3 drugs and I understand that you are able to assist with Pancuronium Bromide and Potassium Chloride.

You can reach me or Division Director of Operations Robert Patton at [REDACTED]

Thank you,
Therese Schroeder
Security Operations Administrator

>>> "McAuliffe, John@CDCR" <John.McAuliffe@cdcr.ca.gov> 9/22/2010 10:27 PM >>>

Your email was forwarded to me. I have contacted the Undersecretary and he has asked that you contact me. Please call me at [REDACTED] Look forward to your call.
John McAuliffe

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Hospira Sodium Thiopental
Date: Tuesday, September 28, 2010 8:09:56 AM

From: Rice, Benjamin@CDCR
Sent: Tuesday, September 28, 2010 8:09:53 AM
To: Kernan, Scott@CDCR
Subject: Re: Hospira Sodium Thiopental
Auto forwarded by a Rule

Yep.

----- Original Message -----
From: Kernan, Scott@CDCR
To: Rice, Benjamin@CDCR
Sent: Tue Sep 28 08:09:30 2010
Subject: Fw: Hospira Sodium Thiopental

Maybe this explains rumor. I shot note to [REDACTED] but no response.
Scott

----- 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: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Hospira Sodium Thiopental
Date: Tuesday, September 28, 2010 8:35:26 AM

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; McClearse, 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: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Hospira Sodium Thiopental
Date: Tuesday, September 28, 2010 8:43:35 AM

From: Duffy, Brian@CDCR
Sent: Tuesday, September 28, 2010 8:43:29 AM
To: Kernan, Scott@CDCR
Subject: RE: Hospira Sodium Thiopental
Auto forwarded by a Rule

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: [REDACTED]@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: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: sodium thiopental
Date: Wednesday, September 29, 2010 6:04:35 AM

From: [REDACTED]
Sent: Wednesday, September 29, 2010 6:05:02 AM
To: Kernan, Scott@CDCR
Cc: [REDACTED]
Subject: sodium thiopental
Auto forwarded by a Rule

Scott:

Today's article in the Texas prison system's back yard. It is unfortunate that Texas would not share some of it's "well stocked" supply to help sister states but down the road they may need help in some other way and this position does not help their image. Nevertheless, in the prison business things are always changing and Texas is no exception. Sorry we were not able to help more.

Best regards,

The Huntsville Item, Huntsville, TX

September 29, 2010

Texas well stocked with lethal injection drugs

From Staff and Wire Reports

HUNTSVILLE — Despite a nationwide shortage of one of a trio of drugs used in the lethal injection of condemned inmates, Texas is well stocked with the drug, sodium thiopental, according to Texas prison officials in Huntsville.

Some executions in the U.S. have been put on hold because of a shortage of the drug — an anesthetic that in Texas renders the condemned inmate unconscious before other drugs in the lethal cocktail are administered.

“Texas has an ample supply of the drug in reserve so we have not been affected by the nationwide shortage,” said Michelle Lyons, spokeswoman for the Texas Department of Criminal Justice. “Currently, there are three executions scheduled to take place through the end of the

year, and we have a supply sufficient to carry out those executions. “

TDCJ has requested an opinion from the Texas Attorney General in an move to prevent disclosure of how much sodium thiopental it has on hand, Lyons said.

Several of the 35 states that rely on lethal injection are either scrambling to find sodium thiopental or considering using another drug. But both routes are strewn with legal or ethical roadblocks.

The shortage delayed an Oklahoma execution last month and led Kentucky’s governor to postpone the signing of death warrants for two inmates. Arizona is trying to get its hands on the drug in time for its next execution, in late October. California said the shortage will force it to stop executions on Friday, three hours after an inmate is scheduled to die, when its stock expires.

The sole U.S. manufacturer, Hospira Inc. of Lake Forest, Ill., has blamed the shortage on unspecified problems with its raw-material suppliers and said new batches of sodium thiopental will not be available until January at the earliest.

Nine states have a total of 17 executions scheduled between now and the end of January, including Missouri, Ohio, Oklahoma, Tennessee and Texas.

“We are working to get it back onto the market for our customers as soon as possible,” Hospira spokesman Dan Rosenberg said.

But at least one death penalty expert was skeptical of Hospira’s explanation, noting that the company has made it clear it objects to using its drugs for executions. Hospira also makes the two other chemicals used in lethal injections.

Sodium thiopental is a barbiturate, used primarily to anesthetize surgical patients and induce medical comas. It is also used to help terminally ill people commit suicide and sometimes to euthanize animals.

Thirty-three of the states that have lethal injection employ the three-drug combination that was created in the 1970s: First, sodium thiopental is given by syringe to put the inmate to sleep. Then two other drugs are administered: pancuronium bromide, which paralyzes muscles, and potassium chloride, which stops the heart.

Ohio and Washington state use just one drug to carry out executions: a single, extra-large dose of sodium thiopental.

Hospira has blamed the shortage on “raw-material supplier issues” since last spring, first promising availability in July, then October, then early 2011. The company has refused to elaborate on the problem. But according to a letter obtained by The Associated Press from the Kentucky governor’s office, Hospira told state officials that it lost its sole supplier of the drug’s active ingredient and was trying to find a new one.

As for the possibility of obtaining the drug elsewhere, the Food and Drug Administration said there are no FDA-approved manufacturers of sodium thiopental overseas.

Switching to another anesthetic would be difficult for some states. Some, like California,

Missouri and Kentucky, adopted their execution procedures after lengthy court proceedings, and changing drugs could take time and invite lawsuits.

Obtaining sodium thiopental from hospitals does not appear to be an option, either. Sodium thiopental has been largely supplanted by other anesthetics in the U.S., and hospitals do not stock much of it.

Also, drug purchasing and use rules — and ethical guidelines that bar the medical profession from getting involved in executions — could prevent hospitals from supplying prisons with the drug, according to industry experts.

“Many of these cases, the victims have waited for 20 years, some of them longer than that. If we’re out of that drug, we need to have an alternative,” said Tennessee state Sen. Jim Tracy. Tennessee said it has enough of the drug for a November execution and expects to be able to carry out another in December.

Last spring, Hospira, a publicly traded company, sent a letter to all states outlining its discomfort with the use of its drugs for executions, as it has done periodically.

“Hospira provides these products because they improve or save lives and markets them solely for use as indicated on the product labeling,” Kees Groenhout, clinical research and development vice president, said in a March 31 letter to Ohio, obtained by the AP. “As such, we do not support the use of any of our products in capital punishment procedures.”

Jonathan Groner, an Ohio State University surgeon and death penalty opponent who researches the issue, speculated the real reason for the unavailability of sodium thiopental is that its medical uses “have shrunk to the point that the company doesn’t want to make a drug that has no use but to kill people.”

However, Rosenberg, the company spokesman, said the shortage has nothing to do with that.

Last month, an Oklahoma judge delayed the execution of Jeffrey Matthews when the state tried to switch anesthetics after running out of its regular supply in August. Matthews was convicted of killing his 77-year-old great-uncle during a 1994 robbery. Oklahoma finally found enough sodium thiopental from another state, but the court-ordered delay continues.

A few weeks ago, Kentucky’s governor held off signing death warrants — which set execution dates and allow executions to proceed — for two inmates because the state is almost out of sodium thiopental. The state’s lone dose hits its expiration date Oct. 1.

Kentucky officials said they have contacted other states unsuccessfully in a search for sodium thiopental and have gotten calls from states looking for the drug.

Kent Cattani, Arizona’s top death penalty prosecutor, said Wednesday that the state doesn’t have the drug and he is not optimistic it can be obtained in time for the Oct. 26 execution of Jeffrey Landrigan, who was sentenced to death for stabbing and strangling a man in 1989. But later, an Arizona Corrections Department spokesman said the agency has placed orders for sodium thiopental and expects to have it by next week.

Georgia pressed ahead with an execution Monday night, putting Brandon Joseph Rhode to death

for the 1998 killings of Steven Moss, 37, his 11-year-old son Bryan and 15-year-old daughter Kristin during a burglary. Georgia's Corrections Department said it has an "appropriate supply" of sodium thiopental. The California attorney general's office had said it only has enough of the drug for Thursday's scheduled execution of Albert Brown, who was condemned to die in 1982 for the rape and murder of a 15-year-old girl, though a federal appeals court ordered a trial judge late Monday to reconsider his ruling that paved the way for the execution.

Virginia apparently had enough of the drug Thursday to execute Teresa Lewis, the first woman put to death in the U.S. since 2005. But officials suggested the state could have a problem after that, though Virginia has no executions scheduled.

"We are in the same position as every other state regarding this matter," said Larry Traylor, Virginia prisons spokesman. He would not be more specific.

Missouri has enough for an October execution, but its supply expires in January.

Ohio, which spends about \$350 for the drug for each execution, ran out of the amount state procedures call for just three days before a May 13 execution. The state obtained enough in time but won't say where.

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Execution Protocol Drugs
Date: Wednesday, September 29, 2010 10:13:48 AM

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 10:13:45 AM
To: Kernan, Scott@CDCR
Subject: Re: Execution Protocol Drugs
Auto forwarded by a Rule

Scott
21 grams would cover backup trays and training. Our minimum would be 12 grams.(2 trays for execution 2 for backup) We can use the 7 grams that expires on 1 Oct for training.
John

----- Original Message -----
From: Kernan, Scott@CDCR
To: McAuliffe, John@CDCR
Sent: Wed Sep 29 10:05:16 2010
Subject: RE: Execution Protocol Drugs

John,

Need to know exact quantity we will need for one execution if AZ loans it to us. Need asap.

You and I also have to talk today about FDA and Customs.

Scott

-----Original Message-----
From: McAuliffe, John@CDCR
Sent: Tuesday, September 28, 2010 6:21 PM
To: Kernan, Scott@CDCR
Subject: Fw: Execution Protocol Drugs

Fyi


----- Original Message -----
From: CHARLES FLANAGAN [REDACTED]
To: McAuliffe, John@CDCR
Cc: THERESE SCHROEDER [REDACTED]
Sent: Tue Sep 28 17:38:36 2010
Subject: Execution Protocol Drugs

John:

As we discussed on the phone today, we have followed the lead of [REDACTED] and purchased the drugs we need from a company in London. Frankly, there was no possibility of getting the Thiopental Sodium/Sodium Pentothal from any source in the U.S., to include from any of the departments of corrections in other states that use the same 3-drug protocol as us.

The name of the company and the person with whom we arranged the purchase is:

[REDACTED]



We were able to purchase enough of each drug in our protocol for each of the upcoming executions:

Sodium Pentothol as Thiopental Sodium (could not acquire in U.S.)
Pancuronium Bromide (could not acquire enough in the U.S.)
Potassium Chloride (could get in the U.S., but not necessarily in time).

We understand that [REDACTED] has still not received their drugs and that this may be due to the process of getting the shipment through Customs and the FDA. We have followed the following process to try and expedite the shipment through Customs and the FDA to us:

- We hired our own customs broker, locally, and mandated that the sender, who actually hires Fed Ex to transport, fills out the paperwork to ensure Fed Ex uses our broker, not theirs.
- We ensured that Fed Ex knew, and we documented clearly on all forms, that the "Port of Unladen" be Memphis, TN (the Fed Ex hub for all overseas transports), and the "Port of Entry" be Phoenix, AZ. This gives absolute jurisdiction to the Customs and FDA to the local people and not to those offices in Memphis.
- We called and explained to the [REDACTED] what we were doing and why, as well as the time-sensitivity and criticality of the issue. He provided us with e-mail verification that the shipment was to be expedited through customs.
- We called and spoke with the [REDACTED] explaining the same issues and background as we did with Customs (and Customs had already communicated their promise of expeditious handling and why to the FDA). He notified his chain of command to Washington DC, with his recommendation that the shipment be processed expeditiously to us as it was for the purpose of executions and not for use by the general public. That was approved.
- We communicated the same issues to the local Fed Ex folks, who have been helpful in ensuring the refrigerated drugs be refrigerated while held in Phoenix for the few hours between arrival and customs clearance.
- We are sending our Pharmacy Program Manager, along with the Deputy Warden of Operations for the Florence prison (where executions are performed and the drugs are stored) to meet with the FDA official. The FDA will photograph and inventory the contents of the shipment in the presence of our staff. He will then turn the drugs over to us to transport to our secure storage at the prison.

This has been a very staff-intensive and difficult road. I anticipate having the drugs at some time between 0830 and 1000 hrs. tomorrow morning. That will be the true test of the process outlined above. Between ordering to shipment, we had about a 3 working day lapse. Between shipment and receipt, we will have had a little over 2 days.

The final proof will be in the pudding of the acceptance by the court of our statement that we have the drugs in our possession by the deadline some 25 days prior to our first scheduled execution...and then the actual execution and post execution reviews.

I would be happy to speak with whomever you wish about the process in more detail. Let me know if I can ever help on any issue. Thank you also for your assistance with the pancromium.

Charles

Charles Flanagan

[REDACTED]
Arizona Department of C [REDACTED]
1601 West Jefferson Street
[REDACTED]
[REDACTED]
[REDACTED]

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Execution Protocol Drugs
Date: Wednesday, September 29, 2010 10:25:03 AM

From: [REDACTED]
Sent: Wednesday, September 29, 2010 10:25:26 AM
To: Kernan, Scott@CDCR
Subject: Re: Execution Protocol Drugs
Auto forwarded by a Rule

Scott:

We will check it out and let you know.

■
----- Original Message -----

From: "Kernan, Scott@CDCR" <Scott.Kernan@cdcr.ca.gov>
To: [REDACTED]
Sent: Wednesday, September 29, 2010 10:19 AM
Subject: FW: Execution Protocol Drugs

■
Please check out this email string. Sounds like Arizona has found a way to get it via customs. I am calling AZ this morning and see if they will lend us enough for one execution and try to contact the vendor and see if they can get us additional quantity. What do you think?

Scott

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

From: McAuliffe, John@CDCR
Sent: Tuesday, September 28, 2010 6:21 PM
To: Kernan, Scott@CDCR
Subject: Fw: Execution Protocol Drugs

Fyi

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

From: CHARLES FLANAGAN [REDACTED]
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Charles

Charles Flanagan
Deputy Director
Arizona Department of Corrections
1601 West Jefferson Street
Phoenix, AZ 85007

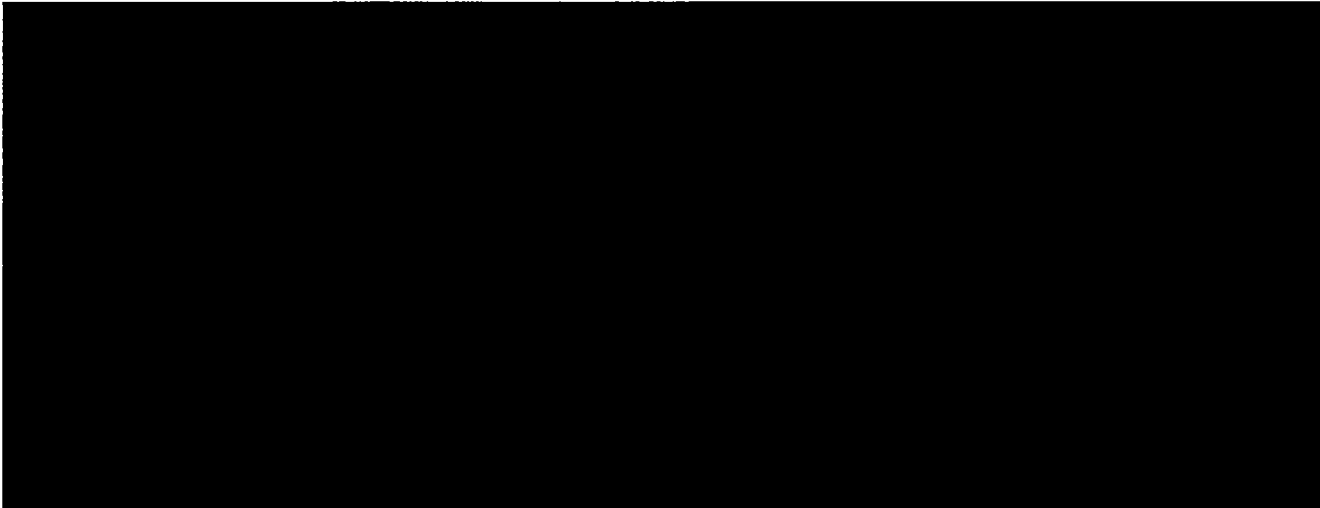


From: Kernan_Scott@CDCR
To: [REDACTED]@CDCR; Duffy_Brian@CDCR
Subject: FW:
Date: Wednesday, September 29, 2010 3:16:48 PM

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 3:16:47 PM
To: Kernan, Scott@CDCR
Subject: Re:
Auto forwarded by a Rule

Scott

No we did not. With [REDACTED] and the Receiver changing their positions on helping then not helping the National shortage had come in play. We did ask [REDACTED]
John



From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW:
Date: Wednesday, September 29, 2010 3:37:32 PM

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 3:37:29 PM
To: Kernan, Scott@CDCR
Subject: Re:
Auto forwarded by a Rule

I called approximately 100 Hospitals and local general surgery centers.

From: Kernan, Scott@CDCR
To: McAuliffe, John@CDCR
Sent: Wed Sep 29 15:32:23 2010
Subject: RE:

Didn't we also canvass local hospitals?

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 3:17 PM
To: Kernan, Scott@CDCR
Subject: Re:

Scott

No we did not. With [REDACTED] and the Receiver changing their positions on helping then not helping the National shortage had come in play. We did ask [REDACTED]
John

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW:
Date: Wednesday, September 29, 2010 3:39:24 PM

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 3:39:17 PM
To: Kernan, Scott@CDCR
Subject: Re:
Auto forwarded by a Rule

Don't forget the compounding pharmacies.

From: Kernan, Scott@CDCR
To: McAuliffe, John@CDCR
Sent: Wed Sep 29 15:32:23 2010
Subject: RE:

Didn't we also canvass local hospitals?

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 3:17 PM
To: Kernan, Scott@CDCR
Subject: Re:

Scott

No we did not. With [REDACTED] and the Receiver changing their positions on helping then not helping the National shortage had come in play. We did ask [REDACTED]
John

From: Kernan, Scott@CDCR
To: ██████████@CDCR; Duffy, Brian@CDCR
Subject: FW:
Date: Wednesday, September 29, 2010 4:07:42 PM

From: Chaus, Anthony@CDCR
Sent: Wednesday, September 29, 2010 4:07:40 PM
To: Kernan, Scott@CDCR
Subject: Re:
Auto forwarded by a Rule

Scott,
Absolutley. Give me the green light and it will be done very discreetly.
Tony

From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Sent: Wed Sep 29 16:02:30 2010
Subject:

Tony,

May have a secret and important mission for you. Not sure you are following, but we are unable to do the execution because nationwide we have been unable to procure one of the three drugs needed. The quantity we currently have expires 10/1/10. So, out of the blue I find some from AZ. I might need one of your So Cal guys to go to Florence, AZ and pick up a quantity of the drug and drive it to SQ. Not asking you to do anything just yet, will let you know. Could you handle something like this.

Scott

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Execution Protocol Drugs
Date: Wednesday, September 29, 2010 4:40:52 PM

From: CHARLES FLANAGAN [REDACTED]
Sent: Wednesday, September 29, 2010 4:39:48 PM
To: Kernan, Scott@CDCR
Cc: CARSON McWILLIAMS; ROBERT PATTON
Subject: Re: FW: Execution Protocol Drugs
Auto forwarded by a Rule

Scott:

To confirm our verbal conversation, Director Ryan has authorized the Arizona Department of Corrections (ADC) to provide you with 12 grams of the Thiopental Sodium we have just acquired. You also have our thanks for the Pancuronium Bromide your agency has provided to ADC. Please let us know when your employees would like to arrive at the Arizona State Prison Complex-Florence, located at Florence, Arizona, in order to pick up the drugs, as you indicated this is your preferred method of delivery and transportation.

Warden Carson McWilliams will facilitate the transfer to your staff. His contact information is:

[REDACTED]

I understand from you that your staff will contact him tomorrow morning to arrange a time to meet the Warden and take possession of the drug.

Charles

>>> "Kernan, Scott@CDCR" <Scott.Kernan@cdcr.ca.gov> 9/29/2010 11:04 AM >>>
Mr. Flanagan,

Sorry for delay in getting this information. Just wanted to make sure. Appears that we would need 12 grams minimum. We are going to start working now on procuring via the method you so kindly described. Thanks again for your help. Please let me know what your Director thinks and am sure either the Secretary or even the Governor could make a call if necessary. Look forward to hearing from you.

Scott

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

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 10:14 AM
To: Kernan, Scott@CDCR
Subject: Re: Execution Protocol Drugs

Scott

21 grams would cover backup trays and training. Our minimum would be 12 grams.(2 trays for execution 2 for backup) We can use the 7 grams that expires on 1 Oct for training.

John

[REDACTED]

[REDACTED]

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Execution Protocol Drugs
Date: Wednesday, September 29, 2010 5:15:26 PM

From: Chaus, Anthony@CDCR
Sent: Wednesday, September 29, 2010 5:15:24 PM
To: Kernan, Scott@CDCR
Subject: Re: FW: Execution Protocol Drugs
Auto forwarded by a Rule

10-4. I will get back to you with an ETA in shortly.
Tony

----- Original Message -----
From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Cc: McAuliffe, John@CDCR
Sent: Wed Sep 29 17:13:01 2010
Subject: FW: FW: Execution Protocol Drugs

Tony,

As you can see below, this is very political and media sensitive. I need to have one or two of your SoCal agents ready to go to Florence, AZ tomorrow morning and pick up the drug and drive to SQ directly. I am having John McAuliffe contact the warden first thing in the morning and work through all the logistical chain of custody information necessary to do this legal. As soon as I get the go ahead from him I'd like to direct your agents to Florence. Can you work on getting your folks ready for this mission and advise me of how long it will take them to get to the Florence prison once we get the go ahead. Thx

Scott

-----Original Message-----
From: CHARLES FLANAGAN [REDACTED]
Sent: Wednesday, September 29, 2010 4:40 PM
To: Kernan, Scott@CDCR
Cc: CARSON McWILLIAMS; ROBERT PATTON
Subject: Re: FW: Execution Protocol Drugs

Scott:

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To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Execution Protocol Drugs
Date: Wednesday, September 29, 2010 5:39:19 PM

From: Chaus, Anthony@CDCR
Sent: Wednesday, September 29, 2010 5:39:16 PM
To: Kernan, Scott@CDCR
Subject: Re: FW: Execution Protocol Drugs
Auto forwarded by a Rule

Scott,
It's about 1 hour south of Phoenix. If we drive it will take about 5 hours for my nearest SoCal agent to get there. I recommend we fly to phoenix and rent a car. If we do that tonight and my agents spend the night in Phoenix or Florence, I can have two agents there at whatever given time you want. They can also fly out in the morning and be at the prison probably within 2 - 3 hours of the notification to go. Alternately, they can drive out tonight or in the morning. No matter how we accomplish the pickup, I will have two more agents standing by to take the handoff in L.A/Bakersfield (depending on time of day) to make the remainder of the trip to SQ. I will assign one supervisor and one agent to each team. If you think it necessary, I can fly to phoenix and accomplish the pick up and first leg of the trip. Let me know which plan you like best.
Tony

----- Original Message -----
From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Cc: McAuliffe, John@CDCR
Sent: Wed Sep 29 17:13:01 2010
Subject: FW: FW: Execution Protocol Drugs

Tony,

As you can see below, this is very political and media sensitive. I need to have one or two of your SoCal agents ready to go to Florence, AZ tomorrow morning and pick up the drug and drive to SQ directly. I am having John McAuliffe contact the warden first thing in the morning and work through all the logistical chain of custody information necessary to do this legal. As soon as I get the go ahead from him I'd like to direct your agents to Florence. Can you work on getting your folks ready for this mission and advise me of how long it will take them to get to the Florence prison once we get the go ahead. Thx

Scott

-----Original Message-----
From: CHARLES FLANAGAN [REDACTED]
Sent: Wednesday, September 29, 2010 4:40 PM
To: Kernan, Scott@CDCR
Cc: CARSON McWILLIAMS; ROBERT PATTON
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Subject: Re: Execution Protocol Drugs

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John

From: Kernan, Scott@CDCR
To: ██████████@CDCR; Duffy, Brian@CDCR
Subject: FW: Execution Protocol Drugs
Date: Wednesday, September 29, 2010 5:51:19 PM

From: Chaus, Anthony@CDCR
Sent: Wednesday, September 29, 2010 5:50:44 PM
To: Kernan, Scott@CDCR
Subject: Re: FW: Execution Protocol Drugs
Auto forwarded by a Rule

10-4

----- Original Message -----
From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Sent: Wed Sep 29 17:45:01 2010
Subject: Re: FW: Execution Protocol Drugs

Have them fly tonight and stage in Florence. Get me the advance stuff and I'll get staff paid. Thx

----- Original Message -----
From: Chaus, Anthony@CDCR
To: Kernan, Scott@CDCR
Sent: Wed Sep 29 17:39:16 2010
Subject: Re: FW: Execution Protocol Drugs

Scott,
It's about 1 hour south of Phoenix. If we drive it will take about 5 hours for my nearest SoCal agent to get there. I recommend we fly to Phoenix and rent a car. If we do that tonight and my agents spend the night in Phoenix or Florence, I can have two agents there at whatever given time you want. They can also fly out in the morning and be at the prison probably within 2 - 3 hours of the notification to go. Alternately, they can drive out tonight or in the morning. No matter how we accomplish the pickup, I will have two more agents standing by to take the handoff in L.A./Bakersfield (depending on time of day) to make the remainder of the trip to SQ. I will assign one supervisor and one agent to each team. If you think it necessary, I can fly to Phoenix and accomplish the pick up and first leg of the trip. Let me know which plan you like best.
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Warden Carson McWilliams will facilitate the transfer to your staff. His contact information is:

[REDACTED]

I understand from you that your staff will contact him tomorrow morning to arrange a time to meet the Warden and take possession of the drug.

Charles

>>> "Kernan, Scott@CDCR" <Scott.Kernan@cdcr.ca.gov> 9/29/2010 11:04 AM >>>
Mr. Flanagan,

Sorry for delay in getting this information. Just wanted to make sure. Appears that we would need 12 grams minimum. We are going to start working now on procuring via the method you so kindly described. Thanks again for your help. Please let me know what your Director thinks and am sure either the Secretary or even the Governor could make a call if necessary. Look forward to hearing from you.

Scott

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

From: McAuliffe, John@CDCR
Sent: Wednesday, September 29, 2010 10:14 AM
To: Kernan, Scott@CDCR
Subject: Re: Execution Protocol Drugs

Scott

21 grams would cover backup trays and training. Our minimum would be 12 grams.(2 trays for execution 2 for backup) We can use the 7 grams that expires on 1 Oct for training.
John

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Thiopental Injection
Date: Thursday, September 30, 2010 6:16:13 AM
Importance: High

From: McAuliffe, John@CDCR
Sent: Thursday, September 30, 2010 6:16:11 AM
To: Kernan, Scott@CDCR
Subject: Fw: Thiopental Injection
Importance: High
Auto forwarded by a Rule

FYI

From: [REDACTED]
To: McAuliffe, John@CDCR
Sent: Thu Sep 30 05:27:27 2010
Subject: Thiopental Injection

30-09-10

Dear Mr. McAuliffe,

Thank you for your call and thank you for your interest in [REDACTED]

I would be happy to supply you:

Thiopental Injection , powder for reconstitution, thiopental sodium, 500-
mg vial packs of 25's £196.75 (pounds sterling)
The current expiry date is February 2014.

POTASSIUM CHLORIDE 1.5GM 10ML INJ. PACKS OF 10 £15.55
Expiry date: 01/13

Pancuronium Injection, pancuronium bromide 2 mg/mL, 2-mL amp packs
of 10's £58.73
Expiry date: 11/11

If you could supply me with the following information, I can produce a
proforma invoice:

Invoice address

Delivery address, including contact person and contact person phone number

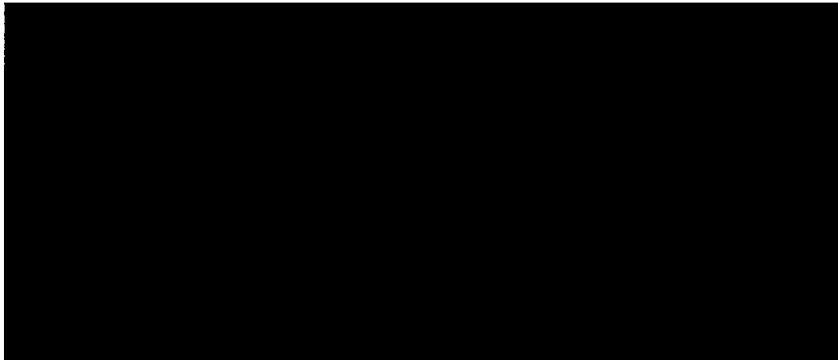
I will dispatch the goods to you by FedEx,
FedEx delivery charges is separate item.

In order to get the product easier through US customs, I think it would

be a goods idea for you to write a letter in the department letterhead, attention of US custom and let them know why you need this product. I would include this letter in your shipment. Please also email or fax me a copy of your DEA license, to include it in your shipment.

Please let me know if you need further information.

Many thanks,
Kind regards



From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW: Thiopental Injection
Date: Thursday, September 30, 2010 7:24:11 AM

From: Cate, Matt@CDCR
Sent: Thursday, September 30, 2010 7:24:08 AM
To: Kernan, Scott@CDCR
Subject: Re: Thiopental Injection
Auto forwarded by a Rule

Thanks.

From: Kernan, Scott@CDCR
To: Rice, Benjamin@CDCR; Cate, Matt@CDCR
Sent: Thu Sep 30 07:04:36 2010
Subject: FW: Thiopental Injection

So it looks like we can get a full supply from England. I have to work with accounting on how to pay and Customs/FDA on delivery. I'll be working through those details today. I will also let you know when we have AZ finalized. Anticipate this morning it will be in our possession and on the way to SQ.

Scott

From: McAuliffe, John@CDCR
Sent: Thursday, September 30, 2010 6:16 AM
To: Kernan, Scott@CDCR
Subject: Fw: Thiopental Injection
Importance: High

FYI

From: [REDACTED]
To: McAuliffe, John@CDCR
Sent: Thu Sep 30 05:27:27 2010
Subject: Thiopental Injection

30-09-10

Dear Mr. McAuliffe,

Thank you for your call and thank you for your interest in [REDACTED]
I would be happy to supply you:

Thiopental Injection , powder for reconstitution, thiopental sodium, 500-mg vial packs of 25's £196.75 (pounds sterling)
The current expiry date is February 2014.

POTASSIUM CHLORIDE 1.5GM 10ML INJ. PACKS OF 10 £15.55

Expiry date: 01/13

Pancuronium Injection, pancuronium bromide 2 mg/mL, 2-mL amp packs of 10's £58.73

Expiry date: 11/11

If you could supply me with the following information, I can produce a proforma invoice:

Invoice address

Delivery address, including contact person and contact person phone number

I will dispatch the goods to you by FedEx,

FedEx delivery charges is separate item.

In order to get the product easier through US customs, I think it would be a goods idea for you to write a letter in the department letterhead, attention of US custom and let them know why you need this product. I would include this letter in your shipment.

Please also email or fax me a copy of your DEA license, to include it in your shipment.

Please let me know if you need further information.

Many thanks,

Kind regards



From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW:
Date: Thursday, September 30, 2010 7:41:36 AM

From: Chaus, Anthony@CDCR
Sent: Thursday, September 30, 2010 7:41:33 AM
To: Kernan, Scott@CDCR
Subject: Re:
Auto forwarded by a Rule

Scott,
They are about 15 minutes from the prison. The direct number to them is [REDACTED] Telephone reception is not very good and e-mails don't work. [REDACTED] is the supervisor on site. They are ready and waiting for instructions.
Tony

From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Sent: Thu Sep 30 07:05:50 2010
Subject:

Tony,

What time can your guys be at prison once we get green light? May need a phone number to talk directly so we can give them instructions on documenting chain of custody.

Scott

From: Kernan, Scott@CDCR
To: [REDACTED]@CDCR; Duffy, Brian@CDCR
Subject: FW:
Date: Thursday, September 30, 2010 7:57:01 AM

From: Chaus, Anthony@CDCR
Sent: Thursday, September 30, 2010 7:56:59 AM
To: Kernan, Scott@CDCR
Subject: Re:
Auto forwarded by a Rule

10-4

From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Cc: McAuliffe, John@CDCR
Sent: Thu Sep 30 07:56:07 2010
Subject: RE:

Great. As soon as we get a hold of warden I will have John contact agents with instructions. I would like confirmation when they get the drugs in hand and hit the road. Thanks.

Scott

From: Chaus, Anthony@CDCR
Sent: Thursday, September 30, 2010 7:42 AM
To: Kernan, Scott@CDCR
Subject: Re:

Scott,
They are about 15 minutes from the prison. The direct number to them is [REDACTED] Telephone reception is not very good and e-mails don't work. [REDACTED] is the supervisor on site. They are ready and waiting for instructions.
Tony

From: Kernan, Scott@CDCR
To: Chaus, Anthony@CDCR
Sent: Thu Sep 30 07:05:50 2010
Subject:

Tony,

What time can your guys be at prison once we get green light? May need a phone number to talk directly so we can give them instructions on documenting chain of custody.

Scott