



Oregon

Theodore R. Kulongoski, Governor

Department of Corrections

Operations Division
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October 26, 2010

Christian Longo, SID #14509855
Oregon State Penitentiary
2605 State St.
Salem, OR 97310-0505



Re: Your Proposals Concerning Changes to Oregon Department of Corrections' (ODOC)
Lethal Injection Protocols, Organ Donation, and Foregoing Appeals

Dear Mr. Longo:

Director Williams and I have been advised by attorneys at the Department of Justice that during a hearing last week in your state post-conviction case you told Marion County Circuit Court Judge Don A. Dickey that you were expecting a further response from ODOC officials regarding your proposal that ODOC change its lethal injection protocols to facilitate your stated desire to donate your organs upon your execution in exchange for dismissal of your post-conviction case and subsequent appeals. The Department having previously denied your formal rulemaking petitions regarding these issues we thought that the Department's position regarding your proposals was clear. I write at Director Williams' request to reiterate to you and to your attorneys ODOC's position regarding your proposals.

As Assistant Attorney General Kathleen Cegla advised you and your attorneys and the court during last week's status hearing, Superintendent Premo and the Department of Corrections consider the matter of your requests regarding changes to ODOC's lethal injection protocols and your desire to donate your organs upon execution to be separate from the issues raised in your post-conviction case. Ms. Cegla further advised that Superintendent Premo and the Department rejected your offer to dismiss your post-conviction case and to forego your subsequent appeals in exchange for granting your requests, and that they have no intention to negotiate or to discuss these issues further with you or your attorneys. Accordingly, ODOC officials will not agree to meet with you and your court-appointed attorney, Mr. Latto, to discuss these issues as he suggested take place during last week's hearing and in a phone call to Mr. Van Valkenburgh on Monday of this week.

The Department has rejected your proposals regarding these issues and considers the matter closed.

Sincerely,

Michael F. Gower
Assistant Director, Operations Division

c: Harry Latto, Attorney at Law
Tom Bostwick, Attorney at Law
Kathleen Cegla, Assistant Attorney General, DOJ

