

# FEDERAL DEFENDERS

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CHRISTINE A. FREEMAN  
Executive Director

April 16, 2018

The Honorable Kay Ivey  
Governor of Alabama  
600 Dexter Avenue  
Montgomery, AL 36130

Dear Governor Ivey:

Enclosed is a clemency petition on behalf of Walter Leroy Moody, Jr., scheduled for execution on April 19, 2018, for the murder of Judge Robert S. Vance, Sr.

Last week, I met with Judge Robert S. Vance, Jr., and provided him with a draft of the clemency petition. I respectfully request that you speak with Judge Vance, Jr. on this matter, especially with respect to his father's vehement opposition to capital punishment and whether he or his family, who do not intend to attend the execution, would oppose clemency.

Alternatively, I respectfully request that you grant a reprieve and postpone Mr. Moody's scheduled execution. You recently signed an act permitting a death-sentenced inmate to elect to be executed by nitrogen hypoxia, which will take effect on June 1, 2018. All inmates currently sentenced to death will have 30 days within which to elect to be executed by nitrogen hypoxia. Given his advanced age (83), which renders venous access more difficult, and difficulties that corrections health providers have had obtaining venous access in him (of greater importance in light of recent difficulties with Doyle Lee Hamm), Mr. Moody would elect to be executed by nitrogen hypoxia if given the opportunity to do so.

I am happy to meet with you and answer any questions or concerns you may have.

Sincerely,

Spencer J. Hahn  
Assistant Federal Defender