



July 24, 2013

Director Bob Houston  
Nebraska Department of Correctional Services  
P.O. Box 94661  
Lincoln NE 68509

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Dear Director Houston,

This is a request under Nebraska public records law. I have previously requested and obtained records relating to the Nebraska Department of Correctional Services' purchase of pharmaceuticals for the purposes of lethal injection in the state of Nebraska (hereinafter "pharmaceuticals"). I have also reviewed records provided to other requestors in this year in regards to the current pharmaceuticals in DCS' possession.

According to the records produced as of March, 2013, DCS had lethal injection pharmaceuticals in two batches, which were labeled to expire in May 2013 and in December 2013. **This request is seeking to determine whether DCS has obtained additional lethal injection pharmaceuticals. If DCS has not obtained additional lethal injection pharmaceuticals since March, 2013, please advise and you may disregard this open records request.**

**The materials I am requesting are limited to the time period of March, 2013, to present time.**

1. Please provide the name(s), full address, and any other contact information for any and all potential pharmaceutical manufacturers, brokers or suppliers—whether domestic or foreign and whether those contacts resulted in a successful transaction--you contacted to acquire any such pharmaceuticals.
2. Please provide copies and/or other documentation related to any and all communications generated by your Department or other entity of state government related to the importation and acquisition of these pharmaceuticals and relevant responses of the potential manufacturers or suppliers, whether those contacts resulted in a successful purchase of these pharmaceuticals or not.
3. Please provide copies and/or other documentation related to any and all communications exchanged between your Department or other entity of state government and representatives of the United States Food and Drug

Administration (“FDA”) in regards to the importation and acquisition of these pharmaceuticals.

4. Please provide copies and/or other documentation related to any and all communications exchanged between your Department or any other entity of state government and representatives of the United States Drug Enforcement Administration (“DEA”) in regards to the importation and acquisition of these pharmaceuticals.

5. Please provide copies and/or other documentation related to any and all communications exchanged between your Department or any other entity of state government and representatives of the United States Department of Justice (“DOJ”) in regards to the importation and acquisition of these pharmaceuticals.

6. Please provide the name(s), full address and any other contact information for the foreign supplier that aided in the actual provision of these pharmaceuticals.

7. Please provide documentation showing the expiration date for the pharmaceuticals currently in the Department’s possession, including a copy of the packaging itself.

8. Please provide documentation showing the use of public funds used to purchase these pharmaceuticals including any warrant, voucher, invoice, purchase order, requisition, check, receipt or other similar record.

While state law requires public records to be made available within four (4) business days of request, I am willing to give you thirty (30) days. If you need additional time, please contact me so we can discuss any further extension needed.



Amy A. Miller  
Attorney at Law