
**TO THE GOVERNOR MIKE DeWINE
and the
OHIO ADULT PAROLE AUTHORITY**

Applicant's Name

**INDIVIDUAL EMERGENCY APPLICATION FOR REPRIEVE
FOR THE PRESERVATION OF PUBLIC HEALTH AND CIVIL RIGHTS
DURING THE COVID-19 PANDEMIC**

I. INTRODUCTION

Executive Reprieve is an act of mercy. The preservation of human life in the wake of COVID-19 has required unprecedented application of executive power and orders issued for the protection of public health. Executive power must now also be exercised to grant the mercy of reprieve to reduce and disperse Ohio's prison population.

A grant of reprieve to Applicant _____ (Name), _____ (DRC Number), is necessary to protect the health and safety of the applicant as well as reduce risks to corrections officers and all prisoners.

The Ohio Constitution bestows Governor DeWine with near absolute power to grant reprieve for sentences of Ohio prisoners. Due to the COVID-19 pandemic, reprieve—and immediate dispersal of dense prison populations—is essential to the health and safety of Ohio's general population and incarcerated people.

A central aspect of the State's plan to fight COVID-19 has progressed from social distancing to staying at home in small groups. Isolation is necessary to flatten the curve and all Americans and Ohioans have been ordered to take such measures. By and through this request for executive reprieve the applicant wishes to be afforded the opportunity to take the same life saving measure.

The reasons in support of this request are substantial and are fully set forth in the Emergency Application for Categorical Reprieve for the Preservation of Public Health and Civil Rights During the Covid-19 Pandemic, submitted by Patricia Sharp, Shiloh Israel, Michelle Jones,

and John Tiedjen on Behalf of Themselves and All Similarly-Situated Ohio Department of Rehabilitation and Corrections Prisoners, on April 3, 2020. The Emergency Application for Categorical Reprieve was submitted to Governor DeWine and the Ohio Department of Rehabilitation and Corrections Adult Parole Authority.

Applicant fully adopts and incorporates the above-referenced Emergency Application for Categorical Reprieve for Preservation of Public Health and Civil Rights During the COVID-19 Pandemic as if set forth herein.

II. ELIGIBILITY OF APPLICANT

Applicant is eligible for all of the following reasons written below including health reasons (such as age, respiratory illnesses, serious heart issues, liver issues, renal failure, diabetes, being immunocompromised), conduct (such as a good institution record), and efforts for preparation for release (such as classes taken, certificates earned):

Applicant's marital status is: _____.

Spouse name: _____.

Dependents' names and ages: _____

Applicant will reside with family or friends at the following address (include full address and names of family or friends with whom Applicant will live, and their relationship to Applicant):

Applicant's future plans for contributing to family/community (job plans, etc.):

III. DOCUMENTS INCLUDED WITH THIS APPLICATION

Check the box for each document included with this Application:

Required Documents:

Contact the Clerk of Court at the court where Applicant was convicted for the following documents (the Clerk may be able to send to you to include with this Application via email):

- Indictment from the case number that resulted in Applicant being sent to prison
- Journal Entry with Conviction from the case number that resulted in Applicant being sent to prison
- Journal Entry with Sentencing Order from the case number that resulted in Applicant being sent to prison

Optional Documents:

Letter(s) of support from family/friends with whom Applicant will reside

Medical records or letter from doctor showing risk for COVID-19

IV. CONDITIONS OF REPRIEVE

Applicant will accept the following conditions prior to release:

1. Prior to release, Applicant will submit to health screenings upon request for COVID-19 indicators and/or diagnoses, including measure of body temperature;
2. Prior to release and if COVID-19 screening produces an indication that the Applicant has COVID-19, Applicant will agree to follow all medical directives, including but not limited to hospitalization and quarantine;
3. Prior to release and if COVID-19 screening produces a negative result or COVID-19 screening is not performed, Applicant will agree to follow all State of Ohio health directives;
4. Prior to release, Applicant will agree that they are aware they are subject to reincarceration;
5. Prior to release, Applicant will agree to file an Application for Commutation with the Adult Parole Authority within 180 days of Reprieve, and acknowledges that failure to file an Application will subject them to reincarceration;
6. Applicant will provide transportation from their designated State Correctional Institution upon release and on date of release.

V. CONCLUSION

Ohio's founders vested Governor DeWine with the authority to act with swiftness and urgency in a public emergency too immediate to be burdened by bureaucratic procedure. Ohio is faced with a public health pandemic which threatens to be greater in scale than anyone alive today has seen in their lifetime.

The executive power to grant clemency, the law as written by the General Assembly and interpreted by the Ohio Supreme Court, vests Ohio's duly elected Governor with the authority to exercise the power to grant reprieves for prisoners.

Governor DeWine, together with Dr. Amy Acton, have demonstrated responsible leadership for Ohio by going to great lengths to ensure Ohio has the most current data and are using the best professional and scientific opinions to interpret data about the risks and spread of

COVID-19. In light of the vast medical expertise available to the Governor, no other person is better positioned to understand the potential impacts on the incarcerated population and surrounding communities.

Undersigned counsel, for all the reasons set forth in this application and based on the empirical data presented collectively by the scientific community, respectfully submit this Emergency Application for Categorical Reprieve for Applicant.

Respectfully Submitted,

Applicant's Name

Date of Application: _____