

Declaration of Melvin Thomas

I, Melvin Thomas, under penalty of perjury, state the following to be true and accurate to the best of my personal knowledge:

1. I served as a member of the Arizona Board of Executive Clemency (the "Board") from April 9, 2012, until my resignation on August 5, 2013. I was appointed by Governor Brewer on April 3, 2012, and I swore my loyalty oath of office on April 9, 2012.

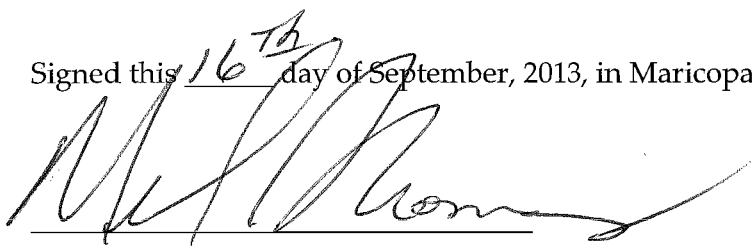
2. I was appointed to the Board by Governor Brewer at the same time that Chairman Jesse Hernandez and Member Brian Livingston were appointed to the Board. We were appointed to succeed three outgoing members: Chairman Duane Belcher, Member Marilyn Wilkens, and Member Ellen Stensen.

3. During my time on the Board, my votes were dictated by my conscience. I did not worry about whether my votes were likely to make Governor Brewer or anybody else on the Board unhappy. I was aware that the three Board members who left before me were forced out because each one of them had recommended clemency in one or more cases that got sent up to Governor Brewer. At least one Board member who had voted for clemency received a letter from the Governor's office informing him or her that the Governor was displeased with his or her vote. I know about this letter because one of the individuals who received one showed it to me.

4. The other members of the Board while I served were also aware that their predecessors had lost their jobs because of how they voted. I knew that it was possible that I too could lose my job as a result of how I voted, but this did not affect my votes. I simply made sure I was prepared to go at any time, in case I was dismissed. I never received any kind of letter expressing displeasure with any of my votes. However, even if I had, it would not have made a difference to me because, at the end of the day, what matters is that I act with honor and integrity.

5. On more than one occasion, Chairman Hernandez informed the Board members that Governor Brewer had been unhappy with one of our recent our decisions or that she would be unhappy if we voted a certain way in an upcoming case. Mr. Hernandez indicated that he was getting his information from the Governor's office. However, I was not concerned, and I voted as I thought was right. Mr. Hernandez did not sit on most of the cases we heard, but he did sit on most of the high-profile cases that came before us.

Signed this 16th day of September, 2013, in Maricopa County, Phoenix, Arizona.

A handwritten signature in black ink, appearing to read 'Melvin Thomas', written over a horizontal line.

Melvin Thomas