

No. 25-5869, 25A418

In the Supreme Court of the United States

LANCE SHOCKLEY, Petitioner,

v.

RICHARD ADAMS, et al., Respondent.

*ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES COURT OF APPEALS FOR THE EIGHTH CIRCUIT*

**RESPONDENTS' MOTION FOR LEAVE TO FILE SEALED
RESPONDENTS' EXHIBIT**

Respondents respectfully request this Court grant Respondents leave to file Respondents' Exhibit A under seal pursuant to United States Supreme Court Rule 34. In support of the motion, Respondents state as follows:

1. Respondents' Exhibit A contains records and information regarding confidential execution procedures.
2. This document was sealed in the district court below. A copy of the order sealing these documents is included in the Petitioner's Appendix at Pet. App. 81A.
3. The seal from the court below remains in effect, and such sealing continues to be necessary to maintain the confidentiality of the information.
4. This information is a closed record, not subject to public dissemination, pursuant to Mo. Rev. Stat. § 546.720.2.

5. These records refer to protocols related to the authorization and approval of clergy or spiritual advisor applications. As such, these records do not “directly relate[] to the administration of lethal gas or lethal chemicals,” and are thus a “closed record.” Mo. Rev. Stat. § 546.720.2.

6. The agreements contained in Respondents’ Exhibit A, themselves, invoke confidentiality requirements and associated criminal and civil penalties. In signing these agreements, individuals agree, under penalty of perjury, that they “will not disclose” various information, including “the terms of this agreement to anyone without written permission from the Department.”

7. Respondents respectfully request that Respondents’ Exhibit A be sealed indefinitely, due to the ongoing and sensitive nature of the execution protocol, as recognized in the indefinite “closed” designation assigned in Mo. Rev. Stat. § 546.720.2.

8. Due to the expedited nature of these proceedings, Respondents are not presently able to provide a redacted copy of these records.

Respectfully submitted,

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