



Ulf Wiinberg
CEO Lundbeck
H. Lundbeck A/S
Ottiliavej 9. DK-2500
Copenhagen Valby
c/o Anders Schroll
asch@lundbeck.com

***Extremely Urgent:
Execution of Daniel Lee Bedford***

13th May, 2011

Dear Mr. Wiinberg,

I am writing to request you conduct an urgent expert mental health assessment of Daniel Lee Bedford, whose execution is scheduled for Tuesday, 17th May, 2011. As you are no doubt aware, the Ohio Department of Corrections intends to use an overdose of Lundbeck's Nembutal to kill Mr. Bedford.

Mr. Bedford is sixty-three years old and suffers from dementia. He is unable to remember his crime and thus cannot understand the meaning and purpose of the punishment to which he has been sentenced. We understand from your website that your mission is *'to improve the quality of life of those who suffer from psychiatric and neurological illness.'* Mr. Bedford suffers from an array of psychiatric and neurological disorders, and it is no doubt as disturbing to you as it is to us that drugs manufactured by Lundbeck, which could rightly be used to treat him, might now be used to kill him. We therefore ask you to write an urgent letter to Governor Kasich urging him to grant Mr. Bedford a reprieve. As pioneers in the field of neurology and manufacturers of Nembutal, your support could be critical.

We have attached a copy of Mr. Bedford's medical records for your consultation and provide below a summary of his case. Mr. Bedford suffers from seizures, strokes, multi-infract dementia, short and long term memory loss, fainting spells, head trauma and is also borderline mentally retarded. According to the Supreme Court decision of *Atkins v. Virginia*,¹ it is a violation of the Eighth Amendment of the U.S. constitution to execute a mentally retarded individual. It is further illegal under US law to execute someone

¹ (2002), 536 U.S. 304, 122 S.Ct. 2242.

Reprieve, PO Box 52742 London UK, EC4P 4WS	T +44 (0)20 7353 4640 F +44 (0) 7353 4641	info@reprieve.org.uk www.reprieve.org.uk
--	---	---

Chair: Lord Ken MacDonald QC
**Patrons: Alan Bennett, Julie Christie, Martha Lane Fox, Gordon Roddick,
Richard Rogers, Ruth Rogers, Jon Snow and Marina Warner**

mentally incompetent at the time of their execution (*Ford v. Wainwright*).² Mr. Bedford's deficiencies impact an array of functions including intelligence, cognition, reasoning, memory, and communication. He is forgetful and confused; his life-long impairments prevent him from understanding advice and information from his counsel; and he is unable to communicate information his legal team needs to effectively assist him.

According to our analysis of Mr. Bedford's condition, there are strong arguments to say that it would be unconstitutional to execute Mr. Bedford under US law. As global leaders in the field of neurology, an opinion from you on Mr. Bedford's mental health would be all the more persuasive.

You write that Lundbeck is '*dedicated to saving people's lives*'. A commitment to saving lives in the case of Mr. Bedford would mean providing the medical treatment and attention he needs to live, not the medical treatment he needs to die.

Mr. Bedford's execution date is in just four days' time; I would appreciate hearing from you with the utmost urgency.

Respectfully yours,



Clive A. Stafford Smith, OBE
Direct line: 07940 347125
cstaffordsmith@gmail.com

² 477 U.S. 399 (1986)

Reprieve, PO Box
52742
London UK, EC4P 4WS

T +44 (0)20 7353
4640
F +44 (0) 7353 4641

info@reprieve.org.uk
www.reprieve.org.uk

Chair: Lord Ken Macdonald QC

**Patrons: Alan Bennett, Julie Christie, Martha Lane Fox, Gordon Roddick,
Richard Rogers, Ruth Rogers, Jon Snow and Marina Warner**

Summary of facts

Daniel Lee Bedford was sentenced to die for aggravated murder in 1984 by lethal injection. Yet long before incarceration, Danny suffered severe mental and physical health issues which have worsened since his admittance to prison.

According to the attached court documents, Danny has suffered significant global impairments in neurological functioning throughout his life, such as mental retardation, poly-substance abuse and depression. Recently, his condition has deteriorated further as a result of dementia. In particular, Bedford's left temporal lobe, right parietal lobe, and left and front parietal lobes are impaired (see below and attached).

Mr. Bedford's medical notes include:

- **Mental Retardation and Significant Intellectual Limitations**
 - Bedford's 1984 full-scale IQ score of 70 placed him "in the range of borderline mentally retarded." School records and tests scores also indicate significant limitations
 - Bedford is unable to carry out day-to-day tasks (such as hygiene and dressing) and demonstrates severe deficiencies in normal functioning skills
- **Severe depression.**
- **Poly-substance abuse**
- **Bone Cancer**
- **Blackouts and memory loss**
- **GERD (Gastroesophageal reflux disease)**
- **Hyperlipidemia**
- **Hypertension**
- **Chronic Maxillary Sinusitis (chronic sinusitis)**
- **Dementia**
 - Bedford suffers from short and long term memory loss
- **Seizures and head traumas**
- **Strokes**

Reprieve, PO Box
52742
London UK, EC4P 4WS

T +44 (0)20 7353
4640
F +44 (0) 7353 4641

info@reprieve.org.uk
www.reprieve.org.uk

Chair: Lord Ken Macdonald QC

**Patrons: Alan Bennett, Julie Christie, Martha Lane Fox, Gordon Roddick,
Richard Rogers, Ruth Rogers, Jon Snow and Marina Warner**
