

# FEDERAL CAPITAL HABEAS PROJECT

---

JAMES WYDA  
FEDERAL PUBLIC DEFENDER

RUTH E. FRIEDMAN  
DIRECTOR, FEDERAL CAPITAL HABEAS PROJECT

GEORGE G. KOUROS  
STAFF ATTORNEY

July 14, 2020

Katherine N. Siereveld  
Senior Attorney  
FCC Terre Haute  
4200 Bureau Road North  
Terre Haute, Indiana 47802  
Sent via email: ksiereveld@bop.gov

Dear Ms. Siereveld,

On December 6, 2019, the District Court of the Eastern District of Arkansas entered an order granting a stay of execution and directing that the sentence of death as to Daniel Lewis Lee not be carried out until further order of the Court. *See United States v. Lee*, 4:97-cr243, Dkt. 1356 (E.D. Ark. Dec. 6, 2019). The Government appealed this order. The Eighth Circuit issued an opinion on June 1, 2020 vacating the stay. However, the mandate has not yet issued, and will not issue until July 16, 2020. *See United States v. Lee*, No. 19-3618 (8th Cir. June 12, 2020) (docket entry noting that mandate will not issue until July 16, 2020). Because the mandate has not yet issued, the Eighth Circuit's opinion has not taken legal effect, and the December 6, 2019 order staying the execution remains in place. Thus, per the District Court order:

Counsel for the Government are responsible for ensuring that the Warden of the United States Penitentiary in Terre Haute, Indiana, the United States Marshal for this District and the appropriate Indiana District, and all other officials who would have any involvement in Mr. Lee's execution are notified of this stay and comply with its requirements.

Sincerely,

George G. Kouros  
Staff Attorney, Federal Capital Habeas Project  
Enc.