



CHARLIE CRIST
GOVERNOR

STATE OF FLORIDA

Office of the Governor

THE CAPITOL
TALLAHASSEE, FLORIDA 32399-0001

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850-488-7146
850-487-0801 fax

July 9, 2008

Warden Bryant
Florida State Prison
7819 N.W. 228th Street
Raiford, FL 32026-1000

Re: Execution Date for Richard Henyard

Dear Warden Bryant:

Enclosed is the death warrant that I signed to carry out the sentence for Richard Henyard, as well as certified copies of his judgment and sentence. I have designated the week beginning at 12:00 noon on Friday, September 19, 2008 through 12:00 noon on Friday, September 26, 2008 for the execution. I have been advised that you have set the date and time of execution for Tuesday, September 23, 2008 at 6:00 p.m.

Sincerely,

Charlie Crist

CC/rw/ko

cc:

Honorable Fred Lewis
Supreme Court Chief Justice
The Supreme Court of Florida
507 S. Duval Street
Tallahassee, FL 32399

Judge Mark J. Hill, 5th Judicial Circuit
Lake County Judicial Center
P.O. Box 7800
Tavares, FL 32778-7800

Secretary Walter A. McNeil
Department of Corrections
2601 Blair Stone Road
Tallahassee, FL 32399-2500

The Honorable Brad King
State Attorney, 5th Judicial Circuit
19 N.W. Pine Avenue
Ocala, FL 34475

Ms. Carolyn Snurkowski
Assistant Deputy Attorney General
Office of the Attorney General
The Capitol, PL-01
Tallahassee, FL 32399-0001

Mr. Bill Jennings, Capital Collateral Regional Counsel – Middle Region
Attorney for Inmate
3801 Corporex Park Drive, Suite 210
Tampa, FL 33691

Ms. Janet Keels
Office of Executive Clemency
2601 Blair Stone Road
Building C, Rm. 229
Tallahassee, FL 32399-2450

Mr. Richard Henyard
Union Correctional Institution
7819 N.W. 228th Street
Raiford, FL 32026-4000

DEATH WARRANT

STATE OF FLORIDA

RECEIVED
CLERK OF THE COURT
JULY 11 2005
6-100-001

WHEREAS, RICHARD HENYARD, did on the 30th day of January, 1993, murder Jasmine Lewis and Jamilya Lewis; and

WHEREAS, RICHARD HENYARD, on the 1st day of June, 1994, was found guilty of two counts of murder in the first degree for the murder of Jasmine and Jamilya Lewis, the attempted first degree murder of Dorothy Lewis, three counts of armed kidnapping, sexual battery while armed, and robbery with a firearm; and

WHEREAS, RICHARD HENYARD, on the 19th day of August, 1994, was sentenced to death for the first degree murder of Jasmine Lewis and Jamilya Lewis; and

WHEREAS, on the 19th day of December, 1996, the Florida Supreme Court affirmed the conviction and sentence; and

WHEREAS, on the 9th day of June, 1997, RICHARD HENYARD filed a Petition for Writ of Certiorari in the United States Supreme Court; and

WHEREAS, on the 6th day of October, 1997, the Petition for Writ of Certiorari was denied by the United States Supreme Court; and

WHEREAS, on the 7th day of August, 1998, RICHARD HENYARD filed a Motion for Post-Conviction Relief in the trial court; and

WHEREAS, on the 16th day of November, 1998, the trial court granted in part the Motion for Post-Conviction Relief; and

WHEREAS, on 19th day of January, 1999, RICHARD HENYARD filed a second Motion for Post-Conviction Relief in the trial court; and

WHEREAS, on the 16th day of April, 2002, the trial court denied the second Motion for Post-Conviction Relief; and

WHEREAS, on the 10th day of May, 2002, RICHARD HENYARD appealed the trial court's denial of his post-conviction motion to the Florida Supreme Court; and

WHEREAS, on the 5th day of December, 2002, RICHARD HENYARD filed a Petition for Writ of Habeas Corpus with the Florida Supreme Court; and

WHEREAS, on the 27th day of May, 2004, the Florida Supreme Court affirmed the trial court's denial of the Motion for Post-Conviction Relief and also denied the Petition for Writ of Habeas Corpus; and

WHEREAS, on the 20th day of December, 2004, RICHARD HENYARD filed a Petition for Writ of Habeas Corpus with the United States District Court, Middle District of Florida; and

WHEREAS, on the 14th day of April, 2005, RICHARD HENYARD another Motion for Post-Conviction Relief in the trial court; and

WHEREAS, on the 21st day of June, 2005, the trial court denied the Motion for Post-Conviction Relief; and

WHEREAS, on the 27th day of July, 2005, RICHARD HENYARD appealed the trial

court's denial of his post-conviction motion to the Florida Supreme Court; and

WHEREAS, on the 2nd day of August, 2005, the United States District Court, Middle District of Florida, denied the Petition for Writ of Habeas Corpus; and

WHEREAS, on the 2nd day of September, 2005, RICHARD HENYARD, filed an appeal of the District Court's denial of the Petition for Writ of Habeas Corpus to the United States Court of Appeals, Eleventh Circuit, and

WHEREAS, on the 11th day of April, 2006, the Florida Supreme Court affirmed the trial court's denial of the Motion for Post-Conviction Relief; and

WHEREAS, on the 11th day of August, 2006, the United States Court of Appeals, Eleventh Circuit, affirmed the denial of the Petition for Writ of Habeas Corpus; and

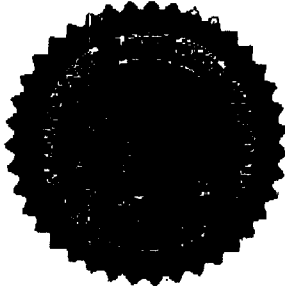
WHEREAS, on the 2nd day of January, 2007, RICHARD HENYARD, filed a Petition for Writ of Certiorari in the United States Supreme Court; and

WHEREAS, on the 19th day of March, 2007, the United States Supreme Court denied the Petition for Writ of Certiorari; and

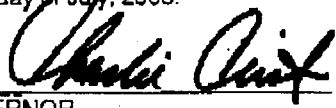
WHEREAS, it has been determined that Executive Clemency, as authorized by Article IV, Section 8(a), Florida Constitution, is not appropriate; and

WHEREAS, attached hereto is a certified copy of the record pursuant to Section 922.052, Florida Statutes;

NOW, THEREFORE, I, CHARLIE CRIST, as Governor of the State of Florida and pursuant to the authority and responsibility vested in me by the Constitution and Laws of Florida, do hereby issue this warrant, directing the Warden of the Florida State Prison to cause the sentence of death to be executed upon RICHARD HENYARD, in accord with the provisions of the laws of the State of Florida.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 9 day of July, 2008.


GOVERNOR

ATTEST:


SECRETARY OF STATE