



Douglas Laycock

ROBERT E. SCOTT DISTINGUISHED PROFESSOR OF LAW
PROFESSOR OF RELIGIOUS STUDIES
ALICE MCKEAN YOUNG REGENTS CHAIR IN LAW EMERITUS, UNIVERSITY OF TEXAS AT AUSTIN

August 22, 2014

Mr. Scott Harris, Clerk
Supreme Court of the United States
1 First St., NE
Washington, DC 20043-0001

RE: No. 13-6827, *Holt v. Hobbs*

Dear Mr. Harris:

We request permission to lodge the following items with your office pursuant to Rule 32.3:

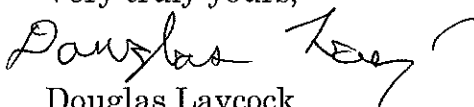
1. Report of Sgt. Dennis Morris on the suicide of inmate Steven Oldham.
2. Report of Special Agent Scott Clark on the suicide of Steven Oldham.
3. Photograph of the orange Bic razor that Oldham used to commit suicide.
4. Declaration of Monty Vickers, authenticating these official records.
5. Declaration of Ernest Cox, the coroner who investigated the suicide.

These documents are directly responsive to extra-record representations first made in respondents' brief in this Court. Respondents state (p.46) that a newly arrived inmate committed suicide with a razor blade that he had hidden in his beard. They cite the sworn extra-record testimony of respondent Ray Hobbs, Director of the Department of Correction, given in a different case.

This dramatic story is not in the record. But the Court might assume that the sworn testimony of a high-ranking state official is truthful and reliable. In fact, the official was misinformed and the story is entirely false.

Steven Oldham committed suicide with an orange Bic razor. He broke off part of the plastic cover and slit his wrist with the exposed blade. This was the conclusion of the coroner and of the two investigating officers. Prison officials gave him the razor. The documents we wish to lodge with your office prove these facts from the state's files and by the state's officials.

Elementary fairness requires that we be allowed to respond to extra-record assertions that turn out to be false. And this mistaken testimony is probative of the degree of deference due to prison officials under RLUIPA.

Very truly yours,

Douglas Laycock

cc: Christine A. Cryer
Counsel of Record for Respondents