

**Statement of Mr. Richard Bernard Moore Regarding Election of Execution Method  
Pursuant to S.C. Code § 24-3-530**

I, Richard Bernard Moore, am challenging the legality and constitutionality of the firing squad and electric chair in an ongoing action in the Richland County Court of Common Pleas. *Owens, et al. v. Stirling, et al.*, No. 2021-CP-40-02306. By operation of the state's method-of-execution statute, which is also challenged in that action, the Department of Corrections is today forcing me to elect my method of execution. The Department is presenting only the firing squad and electrocution as the available methods from which I can choose. If I decline to make a choice, the Department intends to execute me by electrocution.

I do not believe or concede that either the firing squad or electrocution is legal or constitutional. I do not believe the Department should be allowed to certify that a statutorily prescribed method, such as lethal injection, is unavailable without demonstrating a good faith effort to make it available. However, I more strongly oppose death by electrocution. Because the Department says I must choose between firing squad or electrocution or be executed by electrocution I will elect firing squad.

I believe this election is forcing me to choose between two unconstitutional methods of execution, and I do not intend to waive any challenges to electrocution or firing squad by making an election.



Richard Bernard Moore

Sworn to and subscribed before me  
This 5<sup>th</sup> day of April, 2022



Notary Public for the State of South Carolina  
My commission expires: 2/21/2024

**RECEIVED**

**Apr 15 2022**

S.C. SUPREME COURT