# UNIVERSITY OF RICHMOND LAW REVIEW

**VOLUME 49**  
**MARCH 2015**  
**NUMBER 3**

## CONTENTS

### LETHAL INJECTION, POLITICS, AND THE FUTURE OF THE DEATH PENALTY

**ALLEN CHAIR ISSUE 2015**

- The Role of Race, Poverty, Intellectual Disability, and Mental Illness in the Decline of the Death Penalty ............... *Stephen B. Bright* 671
- A Survey of the History of the Death Penalty in the United States ........ *Sheherezade C. Malik* 693  
  D. Paul Holdsworth

### THE DEATH PENALTY AND LETHAL INJECTION

- Lethal Injection: States Medicalize Execution.....*Joel B. Zivot, MD* 711
- The Executioners' Dilemmas ...................... *Eric Berger* 731
- Witnessing Executions ............................ *Frank Green* 763
- A Shot in the Dark: Why Virginia Should Adopt the Firing Squad as Its Primary Method of Execution .......*P. Thomas DiStanislao, III* 779

### THE SHIFTING POLITICS OF THE DEATH PENALTY

- A Pink Cadillac, An IQ of 63, and a Fourteen-Year-Old From South Carolina: Why I Can No Longer Support the Death Penalty ............... *Mark L. Earley, Sr.* 811
- The Politics of Botched Executions.......... *Corinna Barrett Lain* 825
- Has the "Machinery of Death" Become a Clunker? ............................. *Stephen F. Smith* 845
THE FUTURE OF THE DEATH PENALTY

Death as a Bargaining Chip:
   Plea Bargaining and the Future of Virginia's Death Penalty................. John G. Douglass 873

Interrogation Policies ....................... Brandon L. Garrett 895

The Future of the Death Penalty in the United States ...................... Richard C. Dieter 921

Temporal Arbitrariness: A Back to the Future Look at a Twenty-Five-Year-Old Death Penalty Trial.................... Mary Kelly Tate 939

Making Sure We Are Getting It Right: Repairing "The Machinery of Death" by Narrowing Capital Eligibility................. Ann E. Reid 967

POSTSCRIPT

The Twilight Zone: Perspectives From a Man on Death Row ............... Gerald Dean Cruz 997