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almost 17 years after his sentencing, the federal court decided in May of this year that an aggravating circumstance in his case had not been proved to exist beyond a reasonable doubt and ordered him to be resentenced to life. So if, after 17 years, the court can look back to his sentencing and say that one of the circumstances used to justify death was not proved beyond a reasonable doubt and he should be resentenced to life, why can this black man not even have the issue considered by the courts? And why did the Pardon Board and the Attorney General's Office continue to try to have an execution date set so speedily that there would be no opportunity to even get it before the court and that does not seem unseemly to anybody? It is wrong. It is criminal. It is immoral. Fortunately, the Eighth Circuit, the first panel gave a stay of execution even though they ruled against a request that had been made. This morning or yesterday the full Eighth Circuit panel of all 10 judges extended that stay of execution into August. There is an action pending in the District Court in Lancaster County based on the fact that he did not get a fair hearing before the Pardons Board. And, Senator Crosby, let me tell you why I'm so bitter about this. I had comments that I wanted to make when I appeared before the Pardons Board in opposition to the execution. Those remarks I did not make because the Attorney General, the Governor, the Secretary of State, who make up the Pardons Board, had said they would not retry the case, not retry the case. That's exactly what the Attorney General did and he served as the prosecutor. I am bitter now. When I left that hearing and watched Miss Lindgren try to get the court to violate, that morning, two agreements that she had insisted on being made the night before in the judge's chambers, I seethed. Fortunately, the judge said those agreements must be abided by. When she tried to get him to dissolve his stay of execution, she said, Otey is not in danger of an execution because the death warrant had expired. Otey's lawyer said, judge, if you dissolve this stay, the first thing they will do is run to the Supreme Court and try to get a new execution date, we'll be in here doing the same thing all over again and Miss Lindgren suggested that wasn't the case. The judge extended the stay. Miss Lindgren, just before the court shut down its offices, the Supreme Court, I describe it in this fashion, ran panting, asking the Supreme Court to set an execution date as soon as possible. I have watched this. I have sat in court and I feel the remarks that I made were justified. And had it been Kirk Brown, I would have made them about him. Senator Crosby, nothing that I say is directed against you or you using the complete right that you have to