

# STATE OF INDIANA

## EXECUTIVE DEPARTMENT INDIANAPOLIS

EXECUTIVE ORDER 22-03

**FOR: GRANT OF CLEMENCY FOR CHARLES CALHOUN**

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS.

**WHEREAS,** CHARLES CALHOUN was convicted in 1982 in Lake County Superior Court for the crime of Murder and was sentenced to 80 years imprisonment and has a projected release date of November 23, 2022. He is 83 years and has served 40 years;

**WHEREAS,** The Warden of the Westville Correctional Facility, together with the concurrence of the Commissioner and Chief Medical Officer of the Indiana Department of Correction, have petitioned for a grant of clemency on behalf of Charles Calhoun;

**WHEREAS,** the petitioner, Charles Calhoun, currently suffers from dementia which has rendered him bedridden and subject to total care, meaning he requires 24-hour physical care and cannot bathe, dress or eat without assistance, requiring him to reside in the facility's infirmary where he has been since 2018;

**WHEREAS,** Petitioner Calhoun will require 24-hour care for the remainder of his life and it is not probable that his medical condition will improve. The State will find a suitable long-term treatment facility willing to accept him;

**WHEREAS,** the Indiana Parole Board, after careful investigation, review and examination of the facts with respect to petitioner in this matter, has unanimously recommended the Governor issue a commutation of sentence to the petitioner; and

**WHEREAS,** pursuant to Article 5, Section 17 of the Constitution of the State of Indiana, the Governor is empowered to grant three (3) types of clemency:

- pardons – allowing a person to be absolved of guilt for a crime;
- commutations – reducing a penalty for a particular criminal offense without affecting the conviction; and
- reprieves – postponing or suspending of the imposition of a sentence or a portion of a sentence.

**NOW, THEREFORE, I, Eric J. Holcomb,** Governor of the State of Indiana, by virtue of the authority vested in me by the Indiana Constitution and the laws of our State, do hereby order that the original sentence be commuted by suspending the remainder of the executed portion of the sentence, conditioned on the following:

1. The petitioner, CHARLES CALHOUN, shall be subject to lifetime parole.
2. Following the approval of appropriate placement to a skilled nursing facility by the Department of Correction, the petitioner shall be released on parole according to statute, rules, and procedures established by the Indiana Parole Board and the Department of Correction's Parole Services Division and will be required to reside at such facility.

3. In the improbable event the petitioner's condition improves to the extent petitioner becomes ambulatory, the original sentencing and commitment order of the trial court shall be reinstated, and the petitioner shall be returned to the custody of the Department of Correction to complete the balance of such term.



IN TESTIMONY WHEREOF, I, Eric J. Holcomb, have hereunto set my hand and caused to be affixed the Great Seal of the State of Indiana on this 9<sup>th</sup> day of February 2022.

  
Eric J. Holcomb  
Governor of Indiana

  
Government Counsel  
O.B.C.

ATTEST: Holli Sullivan  
Secretary of State