

STATE OF INDIANA
EXECUTIVE DEPARTMENT
INDIANAPOLIS

EXECUTIVE ORDER: 23-01

FOR: GRANT OF CLEMENCY FOR TOMMY ALSMAN

TO ALL WHOM THESE PRESENTS MAY COME, GREETINGS.

WHEREAS, Tommy Alzman was convicted in 2019 in Posey Superior Court for the crime of Dealing in Methamphetamine and was sentenced to 10 years imprisonment. He is currently 41 years old and has been incarcerated for 3 years, 6 months;

WHEREAS, Indiana Department of Corrections through the relevant Warden, and with the concurrence of the Commissioner and Chief Medical Officer, have petitioned for a grant of clemency on behalf of Tommy Alzman;

WHEREAS, Alzman currently is diagnosed with an inoperable stage 4 brain tumor for which he has received significant medical treatment to no avail. With further attempts being considered futile, he is now considered to be in terminal condition with only weeks or a few months remaining to live;

WHEREAS, Petitioner Alzman will require palliative and hospice care the remainder of his life and it is not probable that his medical condition will improve;

WHEREAS, the Indiana Parole Board, after careful investigation, review and examination of the facts with respect to Tommy Alzman in this matter, has unanimously recommended the Governor issue a commutation of sentence to him; 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. Upon release from incarceration, Tommy Alzman shall be subject to a term of two-years parole.
2. Following the approval of appropriate placement for hospice care by the Department of Correction, Tommy Alzman 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.
3. In the improbable event Alzman's condition improves to the extent he becomes ambulatory, the original sentencing and commitment order of the trial court shall be reinstated, and Alzman 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 27th day of February 2023.

Eric J. Holcomb
Governor of Indiana

SEAL

ATTEST: Diego Morales
Secretary of State

Posted: 03/08/2023 by Legislative Services Agency

