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Roach Hewitt Ruprecht Sanchez & Bischoff, P.C.

Clifford H. Ruprecht
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November 2, 2015

Senator Roger Katz, Senate Chair
Government Oversight Committee
82 State House Station
Augusta, ME 04333-0082

RE: Committee Hearing November 12th – Appearances of Cynthia Montgomery and Aaron Chadbourne

Dear Senator Katz,

Further to our discussion on October 28th, this will confirm that Cynthia Montgomery and Aaron Chadbourne will appear voluntarily to testify on November 12th. Neither they nor the Office of the Governor concedes the validity of the Committee's subpoenas, but since they have chosen to appear, they will not be moving to quash the subpoenas. My clients and the Office of the Governor specifically reserve the right to challenge the subpoenas in the face of any attempt to enforce them. Moreover, the Office of the Governor intends to set no precedent by these appearances. Neither this nor any other administration is bound to act similarly in the future.

We expect personal appearances will yield little new information relevant to OPEGA's work. The Governor's Office provided documents to OPEGA during its investigation and further offered to answer in writing any questions the Committee had prior to the last hearing, but the Committee refused that assistance. Unfortunately, certain members are now suggesting that the Office of the Governor was hiding something when it offered to cooperate that way. That is simply untrue. My clients hope that by appearing they will put a stop to such irresponsible speculation.

The Chairs have requested that each witness provide documents on designated topics that are in his or her possession but have specifically excepted any documents previously furnished to OPEGA. As we agreed, I will provide the newly-requested documents to Ms. Ashcroft in advance of the hearing, in the hope of streamlining the day's proceedings, and I understand that will obviate the need for the witnesses to bring additional sets of their documents with them on the 12th.

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Sen. Roger Katz
November 2, 2015
Page 2

Should you wish to discuss the matters in this letter further, or if questions or concerns arise in advance of the hearing, please do not hesitate to call.

Sincerely,

A handwritten signature in black ink, appearing to read 'Cliff R', with a long horizontal flourish extending to the right.

Clifford Ruprecht

cc: Representative Chuck Kruger, House Chair
Beth Ashcroft
Cynthia Montgomery
Aaron Chadbourne