



*Jim Justice*  
*Governor of West Virginia*

May 23, 2018

Brad McElhinny  
West Virginia MetroNews  
1111 Virginia St. E.  
Charleston, W.Va. 25311

Dear Mr. McElhinny,

The Office of the Governor received on May 16, 2018, your email, in which you requested, pursuant to the Freedom of Information Act ("FOIA"), W. Va. Code § 29B-1-1, *et seq.*, access to and copies of the following records:

[A]ll public records of Bray Cary, created by him while serving as a volunteer or employee for the Governor's Office, including without limitation any records of meetings, electronic communications and correspondence that in any way relates to his duties or activities in capacity as volunteer or employee of the Governor's Office.

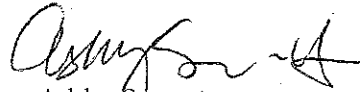
Any records of any person under the control of the Governor's Office, prepared or received by them or others, relating to Bray Cary as volunteer or employee of the Governor, relating to his volunteer/employment status, duties or activities while serving as a volunteer or employee of the Governor's Office.

This office has completed its search for and review of the public records in its custody that fall within the scope of your request. Enclosed please find copies of the records that are responsive under FOIA. Records containing personal, non-public email addresses or telephone numbers have been partially redacted. Please note that some of the records falling within the scope of your request contain certain "advice, opinions, and recommendations," which reflect the "deliberative, decision-making process" of the Office of the Governor. The advice, opinions, and recommendations are specifically exempt from disclosure under the deliberative process exemption within the "internal memorandum or letters received or prepared by any public body" exemption to FOIA. See W. Va. Code § 29B-1-4(8); see also Syl. Pt. 4, *Daily Gazette Co., Inc. v. West Virginia Development Office*, 482 S.E.2d 180 (W. Va. 1996). Your FOIA request is denied to the extent it implicates this category of records reflecting the deliberative, decision-making process of the Office of the Governor. Some of the records falling within the scope of your request are Attorney Work Product and are exempt from FOIA.

OFFICE OF THE GOVERNOR

You are advised that FOIA affords you the opportunity to seek injunctive or declaratory relief in the Circuit Court of Kanawha County, West Virginia. Please let us know if we can be of further assistance. The fee for reproducing the enclosed materials is hereby waived.

Sincerely,

A handwritten signature in black ink, appearing to read "Ashley Summitt", with a stylized flourish at the end.

Ashley Summitt

Deputy General Counsel

## Abraham, Brian R

---

**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Tuesday, January 30, 2018 8:02 PM  
**To:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Cc:** Sandy, Jeff; Hall, Mike; Abraham, Brian R  
**Subject:** Re: SOTUA / TF Lewisburg SITREP as 301720JAN2018

Very impressive and a tribute to great leadership!!

Our state and country thank all the men and women of the WV NATIONAL GUARD!!

Bray

> On Jan 30, 2018, at 5:28 PM, Hoyer, James A MG USARMY NG WVARNG (US) <james.a.hoyer.mil@mail.mil> wrote:  
>  
> Fyi.  
>  
> Sent from my BlackBerry 10 smartphone.  
> Original Message  
> From: NG WV WVARNG Mailbox JOC <ng.wv.wvarng.mbx.joc@mail.mil>  
> Sent: Tuesday, January 30, 2018 5:25 PM  
> To: Hoyer, James A MG USARMY NG WVARNG (US); Crane, Russell A BG  
> USARMY (US); Peal, Joseph S CIV NG WVARNG (US); NG WV WVARNG List JOC  
> CCIR ARMY; NG WV WVARNG List JOC-CCIR AIR  
> Cc: NG WV WVARNG Mailbox JOC  
> Subject: SOTUA / TF Lewisburg SITREP as 301720JAN2018  
>  
>  
> Sir, the WVNG has forces deployed as follows to support the 2018 Presidential State of the Union Address and the  
> 2018 Congressional Retreat.  
>  
> \<  
>  
>  
>  
>  
>  
>  
> Respectfully,  
>  
> West Virginia National Guard Joint Operations Center  
> 1703 Coonskin Dr.  
> Charleston, WV. 25311  
> Phone: 304-561-6495  
> Fax: 304-561-6400  
> Email: ng.wv.wvarng.mbx.joc@mail.mil  
>

## Abraham, Brian R

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**From:** Abraham, Brian R  
**Sent:** Wednesday, May 2, 2018 2:37 PM  
**To:** Hall, Mike; bcary@wvmh.com  
**Subject:** Fwd: Doh incidents on 64

Sent from my iPhone

Begin forwarded message:

**From:** "Gianato, Jimmy J" <[Jimmy.J.Gianato@wv.gov](mailto:Jimmy.J.Gianato@wv.gov)>  
**Date:** May 2, 2018 at 2:18:33 PM EDT  
**To:** "Sandy, Jeff" <[Jeff.Sandy@wv.gov](mailto:Jeff.Sandy@wv.gov)>, "Kirk, Thomas L" <[Thomas.L.Kirk@wv.gov](mailto:Thomas.L.Kirk@wv.gov)>, "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>, James Hoyer <[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)>  
**Subject:** Fwd: Doh incidents on 64

I asked the Fusion center to pull this together after the second fatality last night on 64 and I have shared it with Highways. I contacted them last night after seeing complaints about the incident and how long traffic was tied up.

Jimmy Gianato  
Director/Homeland Security Advisor  
WV Division of Homeland Security  
304 541 9990

Begin forwarded message:

**From:** "Minor, Morgan M" <[Morgan.M.Minor@wv.gov](mailto:Morgan.M.Minor@wv.gov)>  
**Date:** May 2, 2018 at 12:41:29 PM EDT  
**To:** "Gianato, Jimmy J" <[Jimmy.J.Gianato@wv.gov](mailto:Jimmy.J.Gianato@wv.gov)>  
**Subject:** RE: Doh incidents on 64

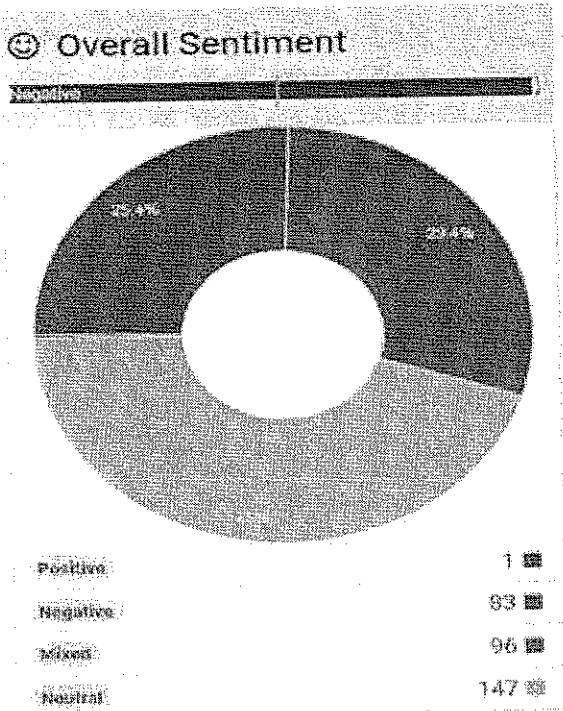
Sir,

Below is information relating to public sentiment surrounding the construction. Additionally, there is another four (4) vehicle accident on I-64 being worked now. Putman County, Hurricane PD, and WVSP are on scene.

(U//FOUO) The ongoing construction on I-64 has resulted in an increase in negative public sentiment being expressed via social media. Numerous citizens have commented on the four (4) fatalities along the construction route and have requested enhanced State Police presence in the area.

The West Virginia Intelligence/Fusion Center (WVI/FC) has not received any specific threat to public safety. This information is being provided solely for situational awareness.

Below are posts relating to the vehicle accident fatalities and the congestion on I-64:



**Debbie Elkins** @DoeElkins · 13h  
@JodyCovinger please help keep us safe on I-64 between Weirfield and Milton WV. ANOTHER DEATH. Please... better signage? Police? SOMETHING?



Officers responding to multi-vehicle accident on I-64  
It happened after 6 p.m. along I-64 in the westbound lanes near the Teays Valley accident

👍 🗨️ ❤️ 📧

**Jeff Blackburn** @WVur1 · 2h  
@WVSDP @WVStatePolice Would it be possible to have a WV State Police presence at the Hurricane 164 work ...we have had too many deaths (4). I am including the unborn child. and accidents with people distracted with cell phones. etc. Maybe this would slow people down

👍 🗨️ ❤️ 📧



Melissa VanHooser

Been sitting in traffic now for over an hour. It was a pretty bad wreck. no way of getting thru yet. both lanes closed.

Like · Reply · 1w



Gerard Lee Florence II · 4000h · West Virginia

Wife is trapped in the backed up traffic now. as of 6:05 pm traffic is backed up 6 miles from the Mason Exit.

Like · Reply · 1w

If you would like additional information, please let me know.

Morgan

**Morgan M. Minor** | Supervisory Intelligence Analyst  
West Virginia Intelligence / Fusion Center  
1900 Kanawha Blvd. | Building 1, Room W-400  
Charleston, WV 25305 | Office: 304.558.4831  
Cell: 681.313.7708 | Fax: 304.558.6592  
[Morgan.M.Minor@wv.gov](mailto:Morgan.M.Minor@wv.gov)



See Something, Say Something™

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**From:** Gianato, Jimmy J  
**Sent:** Tuesday, May 1, 2018 7:55 PM  
**To:** Minor, Morgan M <[Morgan.M.Minor@wv.gov](mailto:Morgan.M.Minor@wv.gov)>  
**Subject:** Re: Doh incidents on 64

Thanks

Jimmy Gianato  
Director/Homeland Security Advisor  
West Virginia Division of Homeland Security  
and Emergency Management  
1900 Kanawha Blvd, E  
Building 1 Room EB -80  
Charleston, WV 25305  
(304) 558-5380 office (304) 541-9990 cell  
[jimmy.j.gianato@wv.gov](mailto:jimmy.j.gianato@wv.gov)  
HSDN [jimmy.gianato.sle@dhs.sgov.gov](mailto:jimmy.gianato.sle@dhs.sgov.gov)  
[www.dhsem.wv.gov](http://www.dhsem.wv.gov)

---

**From:** Minor, Morgan M  
**Sent:** Tuesday, May 1, 2018 7:54:12 PM  
**To:** Gianato, Jimmy J  
**Subject:** Re: Doh incidents on 64

Yes, Sir. I will advise of any findings.

Respectfully,  
Morgan M. Minor  
West Virginia Intelligence Fusion Center  
304.558.4831  
681.313.7708

Sent from my iPhone

> On May 1, 2018, at 19:51, Gianato, Jimmy J <[Jimmy.J.Gianato@wv.gov](mailto:Jimmy.J.Gianato@wv.gov)> wrote:  
>  
> Please start monitor any info ref construction on 64 near teays valley and the two fatal wrecks in the last week.  
>  
> Jimmy Gianato  
> Director/Homeland Security Advisor  
> WV Divison of Homeland Security  
> 304 541 9990

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Tuesday, May 1, 2018 10:42 AM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: call today

Sent from my iPhone

Begin forwarded message:

**From:** "Stone, Sherrie L NFG NG WVARNG (US)" <[sherrie.l.stone.nfg@mail.mil](mailto:sherrie.l.stone.nfg@mail.mil)>  
**Date:** May 1, 2018 at 10:02:18 AM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Subject:** RE: call today

Great! How about 3pm? Boss is at home so the call in number is 304-561-6702 pin 66331#

-----Original Message-----

**From:** Abraham, Brian R [<mailto:Brian.R.Abraham@wv.gov>]  
**Sent:** Tuesday, May 1, 2018 9:57 AM  
**To:** Stone, Sherrie L NFG NG WVARNG (US) <[sherrie.l.stone.nfg@mail.mil](mailto:sherrie.l.stone.nfg@mail.mil)>  
**Subject:** [Non-DoD Source] Re: call today

Yes. I'll back at office in pm

Sent from my iPhone

On May 1, 2018, at 9:56 AM, Stone, Sherrie L NFG NG WVARNG (US) <[sherrie.l.stone.nfg@mail.mil](mailto:sherrie.l.stone.nfg@mail.mil)> wrote:

MG Hoyer would like to talk to you and Bray sometime this afternoon about the visit on the 14th. Do you have any availability? Will probably only take 10 minutes or so.

Thanks,  
Sherrie

Sherrie Stone  
Executive Operations Manager  
Office of the Adjutant General  
West Virginia National Guard



1703 Coonskin Drive  
Charleston, West Virginia 25311-1085  
(304) 561-6318

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## Abraham, Brian R

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**From:** Abraham, Brian R  
**Sent:** Friday, April 20, 2018 8:50 PM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Meeting next week

Sent from my iPhone

Begin forwarded message:

**From:** "Allen, Jeffery W." <[jeff.allen@pardee.com](mailto:jeff.allen@pardee.com)>  
**Date:** April 20, 2018 at 7:26:17 PM EDT  
**To:** "Wood, Jeffrey A Sr NFG NG WVARNG (US)" <[jeffrey.a.wood54.nfg@mail.mil](mailto:jeffrey.a.wood54.nfg@mail.mil)>  
**Cc:** "Brian.R.Abraham@wv.gov" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>, David Gum <[dgum@nfpc.com](mailto:dgum@nfpc.com)>, "Hoyer, James A MG USARMY NG WVARNG (US)" <[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)>, "Stone, Sherrie L NFG NG WVARNG (US)" <[sherrie.l.stone.nfg@mail.mil](mailto:sherrie.l.stone.nfg@mail.mil)>, "Peal, Joseph S CIV NG WVARNG (US)" <[joseph.s.peal.civ@mail.mil](mailto:joseph.s.peal.civ@mail.mil)>  
**Subject:** Re: Meeting next week

To All:

I can be available on Tuesday, please let me know a time which works best for everyone?

Regards,  
Jeff

Sent from my iPhone

On Apr 20, 2018, at 7:05 PM, Wood, Jeffrey A Sr NFG NG WVARNG (US) <[jeffrey.a.wood54.nfg@mail.mil](mailto:jeffrey.a.wood54.nfg@mail.mil)> wrote:

Gents,

I talked to Dave and he is available next Monday and Tuesday (preferred next Tuesday) to meet in Winchester on the following topics:

- Timeline of agriculture/manufacturing development
- Acceleration of development

*Jeff Wood*  
*WVNG*  
*cell: 304-389-5061*

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## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Friday, April 20, 2018 9:31 AM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Requested Information  
**Attachments:** Communication Classification Information as of 4.11.18.xlsx; ATT00001.htm; Commerce Deputy Directors and Directors as of 4.11.18.xls; ATT00002.htm

Sent from my iPhone

Begin forwarded message:

**From:** "Webb, Sheryl R" <[Sheryl.R.Webb@wv.gov](mailto:Sheryl.R.Webb@wv.gov)>  
**Date:** April 13, 2018 at 11:11:46 AM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Subject:** Requested Information

Brian-

1. Updated Communication Classification Information (see attached)- I have added a tab labeled 12.15.17 to 4.11.18.
  - a. Reminder-DOP does not have access to information for exempt agencies.
  - b. The original list was provided to us to provide specific classifications and salaries. We ran a report in Oasis for communications specific titles. If someone performs communication functions under a different classification, DOP would not have record of that information.
  
2. Directors and Deputy Directors in Commerce (see attached)
  - a. As with the communication classifications, there are some people that may use a different working title than her/his actual classification.
  - b. Ex. Tina Payne's classification is Administrative Secretary, but she goes by the title Deputy Director.

Please let me know if you need additional information.

Sheryl

Sheryl Webb  
Director  
West Virginia Division of Personnel  
Capitol Complex, Bldg. 3, Room 500  
Charleston, West Virginia 25305

Phone: (681) 313-2627  
Fax: (304) 957-0141  
Email: [sheryl.r.webb@wv.gov](mailto:sheryl.r.webb@wv.gov)

Employee ID	Employee Name	ORG	Position Number
0000131436	TAYLOR, PAULA M	0201	0201P0002
0000094541	ADKINS, JAMES M	0203	0203T00045
0000000755	LAWSON, CINDY S	0313	0313P00338
0000130703	AMOS, SHANTI	0313	0313P00996
0000000659	THOMPSON, MATTHEW R	0313	0313T00060

Agency Position Description	Percent Full-Time	Effective Date	Class Code
MEDIA SPECIALIST	1	03/17/2018	09352E
PUBLIC INFORMATION SPECIALIST 1 FOR OUTREACH TO EMPLOYERS	1	02/03/2018	09350N
PUBLIC INFORMATION SPECIALIST 2	1	02/17/2018	09351N
PUBLIC INFORMATION SPECIALIST 2	1	03/05/2018	09351N
PUBLIC INFORMATION SPECIALIST 2	0.48	01/06/2018	09351N

Pay Grade	Civil Service Status	Pay Class	Pay Type	Pay Rate Amount	Increment
014	Classified-Exempt	SAL40	REG	71,450.00	0.00
010	TEMP	HRL40	TEMP	54,080.00	0.00
012	Classified	HRL40	REG	40,245.92	1,080.00
012	Calssified	HRL40	REG	35,999.81	0.00
012	TEMP	HRL40	TEMP	24,001.54	0.00

Description	Employee ID	Employee Name	Employment Status	Full-Time	Title	Grade	Civil Service Status	Pay Type	Pay Rate Amount
ER	0000059590	RUBY, CHELSEA A	A	1	08001E	022	STNLA	REG	85,000.00
ENTER DIRECTOR	0000051376	VAUGHAN, VICKI L	A	1	08629E	019	DOPCL	REG	58,302.40
DIRECTOR	0000097455	HATFIELD, EMILY N	A	1	08629E	019	DOPCE	REG	56,999.90
DIRECTOR	0000075876	NELSON, CANDACER	A	1	08648E	018	DOPCE	REG	47,000.10
DIRECTOR	0000098531	MOORE, KARA N	A	1	08702E	019	DOPCE	REG	66,000.00
DIRECTOR	0000050135	PLANTZ, ANNA M	A	1	09030E	013	DOPCE	REG	68,123.95
DIRECTOR	0000124089	COOK, BARRY L	A	1	08001E	022	STAT	REG	75,000.00
DIRECTOR	0000092717	BLAKE, BASCOMBE M	A	1	08525E	022	DOPCE	REG	75,000.00
DIRECTOR	0000008641	SIMENTAL, JOSE A	A	1	09217E	024	DOPCE	REG	66,704.00
DIRECTOR	0000007008	MARTIN, DEBRA K	A	1	08210E	022	DOPCE	REG	73,236.00
DIRECTOR	0000006712	SPENCE, STEPHEN E	A	1	08667E	024	DOPCE	REG	83,292.00
DIRECTOR	0000121890	BAILEY, ERIKA A	A	1	08677E	023	DOPCE	REG	80,520.00
DIRECTOR	000008713	THOMPSON, MARY J	A	1	08680E	024	DOPCE	REG	89,204.00
DIRECTOR	0000007913	HOPKINS, KRISTOPHER N	A	1	08682E	012	DOPCE	REG	140,000.00
DIRECTOR	0000001897	WOODRUM, MITCHELL E	A	1	08011E	022	STAT	REG	70,000.00
DIRECTOR	0000002257	SAMS, MICHAEL S	A	1	08700E	017	DOPCE	REG	63,396.00
DIRECTOR	0000121959	MCDANIEL, STEPHEN S	A	1	08001E	022	DOPCE	REG	75,000.02
DIRECTOR	0000028916	FLEMING, EMILY J	A	1	08701E	023	DOPCE	REG	85,000.03
DIRECTOR	0000016406	NORMAN, JAMES	A	1	08001E	022	STAT	REG	90,504.00
DIRECTOR	0000030040	FRY, RUSSELL L	A	1	08011N	022	DOPCL	REG	74,999.93



**Abraham, Brian R**

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**From:** Abraham, Brian R  
**Sent:** Thursday, March 29, 2018 5:01 AM  
**To:** bcary@wvmh.com; Hall, Mike  
**Subject:** Fwd: 90/10 Cost Share Update  
**Attachments:** DR4273\_90-10 CostShare\_Updated\_3\_28\_2018.xlsx; ATT00001.htm

Sent from my iPhone

Begin forwarded message:

**From:** "Gianato, Jimmy J" <[Jimmy.J.Gianato@wv.gov](mailto:Jimmy.J.Gianato@wv.gov)>  
**Date:** March 28, 2018 at 10:58:30 PM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Subject:** **Fwd: 90/10 Cost Share Update**

Jimmy Gianato  
Director/Homeland Security Advisor  
WV Division of Homeland Security  
304 541 9990

Begin forwarded message:

**From:** "Jones, Jeffrey L" <[jeffrey.jones2@fema.dhs.gov](mailto:jeffrey.jones2@fema.dhs.gov)>  
**Date:** March 28, 2018 at 7:41:26 PM EDT  
**To:** "Gianato, Jimmy" <[jimmy.j.gianato@wv.gov](mailto:jimmy.j.gianato@wv.gov)>  
**Cc:** "Breslin, Emily" <[Emily.Breslin@fema.dhs.gov](mailto:Emily.Breslin@fema.dhs.gov)>  
**Subject:** **90/10 Cost Share Update**

Hi Jimmy,

We ran the 90/10 report today – please see the attached.  
Please let us know if you have any questions.

Thanks

Jeff Jones  
Infrastructure Branch Director  
West Virginia Recovery Office Team Lead  
DR-4273-WV  
FEMA Region 3  
(540) 532-5064

**90/10 Cost Share based  
4273DR-WV Declared  
3/28/2018**

<b>Program</b>
<b>Human Services</b>
<b>Infrastructure</b>
<b>Mitigation</b>
<b>Operations</b>
<b>TOTAL OBLIGATED</b>
<b>Total \$ obligation required to meet threshold</b>
<b>Balance to meet threshold</b>
<b>% Obligated</b>
<b>Per capita threshold for disasters declared on/after Jan. 1, 2016</b>
POPULATION (state) WV
2015 Population Estimate
2010 Census

d on Obligations  
 ired 6-25-16

FIT OBLIGATED TO DATE DR4273	
\$	55,394,572.00
\$	119,918,117.19
\$	2,022,992.00
\$	94,195.00
\$	177,429,876.19
\$	253,860,178.00
\$	76,430,301.81
	69.89%
\$	137.00
<a href="http://factfinder.census.gov">http://factfinder.census.gov</a>	
	1,844,128
	1,852,994

**Abraham, Brian R**

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**From:** Abraham, Brian R  
**Sent:** Thursday, March 22, 2018 3:55 AM  
**To:** bcary@wvmh.com  
**Subject:** 6-9A-2

Board will have a problem meeting the definition of "emergency meeting". That doesn't prevent the director from trying to make a circus out of the effort. I'll check on this first thing this morning. Did Bailey contact Koerber.

Sent from my iPhone

**Abraham, Brian R**

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**From:** Abraham, Brian R  
**Sent:** Thursday, March 22, 2018 3:45 AM  
**To:** bcary@wvmh.com  
**Subject:** Hearing

An "expedited" hearing was requested in the next to last paragraph. I'm checking SoS requirement for emergency hearing notice.

Sent from my iPhone

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Saturday, March 10, 2018 12:27 AM  
**To:** Bray Cary  
**Cc:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Subject:** Re: [Non-DoD Source] RE: HUD CDBG-DR Action Plan

I'm clear all day for this issue. We also need to discuss deadline for global match.

Sent from my iPhone

On Mar 9, 2018, at 11:36 PM, Bray Cary <[bcary@wvmh.com](mailto:bcary@wvmh.com)> wrote:

Any time

Bray Cary  
West Virginia Media

On Mar 9, 2018, at 9:56 PM, Hoyer, James A MG USARMY NG WVARNG (US)  
<[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)> wrote:

Can we talk Monday?

Sent from my BlackBerry 10 smartphone.

---

**From:** Tierney, MaryAnn <[MaryAnn.Tierney@fema.dhs.gov](mailto:MaryAnn.Tierney@fema.dhs.gov)>  
**Sent:** Friday, March 9, 2018 9:27 AM  
**To:** Gianato, Jimmy  
**Cc:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Subject:** [Non-DoD Source] RE: HUD CDBG-DR Action Plan

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

---

Hi:

I was totally caught off guard by what HUD said about Jenny's comments to them. I didn't say anything in the meeting, but I wanted to make sure you guys were aware. I agree, let's chat Tuesday.

MaryAnn Tierney  
Regional Administrator  
FEMA Region III

215-931-5600 (Office)  
215-687-3090 (Mobile)

[Maryann.tierney@fema.dhs.gov](mailto:Maryann.tierney@fema.dhs.gov) < Caution-mailto:Maryann.tierney@fema.dhs.gov >

Visit our Website: [Caution-https://www.fema.gov/region-iii-dc-de-md-pa-va-wv](https://www.fema.gov/region-iii-dc-de-md-pa-va-wv)  
< Caution-https://www.fema.gov/region-iii-dc-de-md-pa-va-wv >

Click the quote below for flood preparedness tips!  
"Your car won't float, so stop treating it like a boat." < Caution-  
<https://www.ready.gov/floods> >

---

**From:** Gianato, Jimmy J [[Caution-mailto:Jimmy.J.Gianato@wv.gov](mailto:Jimmy.J.Gianato@wv.gov)]  
**Sent:** Friday, March 9, 2018 9:25 AM  
**To:** Tierney, MaryAnn <[MaryAnn.Tierney@fema.dhs.gov](mailto:MaryAnn.Tierney@fema.dhs.gov)>  
**Cc:** Hoyer, James A MG USARMY NG WVARNG (US) <[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)>  
**Subject:** RE: HUD CDBG-DR Action Plan

Let's talk Tuesday. This is not what Jenny is telling us and when you look at how many have already been done by VOAD and others and what the total numbers are, this doesn't add up unless our PDAs and registrations were off.

---

**From:** Tierney, MaryAnn [[Caution-mailto:MaryAnn.Tierney@fema.dhs.gov](mailto:MaryAnn.Tierney@fema.dhs.gov)]  
**Sent:** Friday, March 9, 2018 8:43 AM  
**To:** Gianato, Jimmy J <[Jimmy.J.Gianato@wv.gov](mailto:Jimmy.J.Gianato@wv.gov)>; Hoyer, James A MG USARMY NG WVARNG (US) <[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)>; Hoyer, James A MG MIL NG WV ARNG <[James.Hoyer@us.army.mil](mailto:James.Hoyer@us.army.mil)>  
**Cc:** Abraham, Brian R <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>; Ward, Steven S. <[Steven.Ward@fema.dhs.gov](mailto:Steven.Ward@fema.dhs.gov)>; Snyder, Kevin <[kevin.snyder@fema.dhs.gov](mailto:kevin.snyder@fema.dhs.gov)>  
**Subject:** HUD CDBG-DR Action Plan

Hi:

Yesterday Steve, Kevin and I met with the Regional Administrator for HUD. There were also several HUD staff who participated, including Julie Alston from the HUD Charleston office. At the meeting we discussed the current status of the Action Plan and perceived disconnects between the agencies on the housing requirement. As you know the WV Department of Commerce has provided data to support a substantial housing requirement while your offices believe the housing requirement is much less than described. In this portion of the meeting HUD indicated that to date the Department of Commerce had over 2,000 applications for the RISE Program and have identified 692 that are conditionally eligible. Additionally, HUD indicated that in discussions with Jenny from WV VOAD she has identified a significant housing need and has stated to HUD she receives 40-50 additional inquiries a month regarding housing.

From this discussion, we believe the next step is to hold a meeting with all stakeholders (HUD, FEMA, WV VOAD, the two of you, Commerce, Governor's Office) to discuss available data and align on the housing requirement. FEMA agreed to take the lead on arranging this meeting. HUD was very clear that in order to amend the Action Plan quantitative data must be provided to substantiate a change to the unmet housing need.

The second part of the meeting focused on understanding the process to change the Action Plan. From this discussion we were able to identify the following steps:

1. Submit data to support a change. This data must demonstrate the housing need/costs are less than what is currently articulated in the Action Plan.
  - a. On costs, I mentioned the concerns you have raised regarding the costs of reconstruction and HUD indicated that the estimates for housing reconstruction, which are the basis for the bids, was approved by both HUD, Commerce and the Governor's offices legal staff.
2. If there will be a shift from housing to economic revitalization / infrastructure, then the amendment will have to address what, if any housing need will still exist and how that need will be addressed.
3. The amendment will also have to address how shifting from housing to economic revitalization / infrastructure will benefit long-term recovery.

As I mentioned above, the immediate next step is to nail down the housing need and achieve alignment between the state agencies with equities. Steve and Kevin will be working with staff to arrange this meeting. The HUD RA offered to attend and I will offer that as well.

Let me know if you have any questions. See you next week.

MaryAnn Tierney  
Regional Administrator  
FEMA Region III

215-931-5600 (Office)

215-687-3090 (Mobile)

[Maryann.tierney@fema.dhs.gov](mailto:Maryann.tierney@fema.dhs.gov) < Caution-mailto:Maryann.tierney@fema.dhs.gov >

Visit our Website: [Caution-https://www.fema.gov/region-iii-dc-de-md-pa-va-wv](https://www.fema.gov/region-iii-dc-de-md-pa-va-wv)  
< Caution-https://www.fema.gov/region-iii-dc-de-md-pa-va-wv >

Click the quote below for flood preparedness tips!  
"Your car won't float, so stop treating it like a boat." < Caution-  
<https://www.ready.gov/floods> >



Foreman, Sherri

---

**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Friday, April 6, 2018 1:48 PM  
**To:** Thrasher, W  
**Cc:** Cook, Barry L; Hall, Mike  
**Subject:** Re: Timber Harvesting and Division operating update

Woody

Please send file

Bray

On Apr 6, 2018, at 11:44 AM, Thrasher, W <W.Thrasher@wv.gov> wrote:

That's terrific Barry. To put it into perspective before you came on board we were harvesting less than 2 million board feet of year and now we're approaching 9 million. Great progress!

Sent from my iPhone

On Apr 6, 2018, at 11:33 AM, Cook, Barry L <Barry.L.Cook@wv.gov> wrote:

The attached file has two tabs, the first is our harvesting update through three quarters of this year. We are a little short on volume projected, but on target with revenue generated due to a better than forecast lumber market. We got a slower start on preparing sales due to trouble finding suitable personnel to prepare sales.

The second tab is the Divisions operating performance to our 2018 budget and also to our performance against actual revenue generated in each of our four operating funds.

Let me know if you have any questions

*Barry L. Cook*

Director/State Forester  
WV Division of Forestry  
7 Players Club Drive  
Charleston, WV 25311  
(304)-558-2788

<Copy of Timber Sales Status Report.xlsx>

## Adkins, Donnie L

---

**From:** Adkins, Donnie L on behalf of Hall, Mike  
**Sent:** Friday, March 16, 2018 4:04 PM  
**To:** Abraham, Brian R  
**Subject:** FW: First Bookings to Prichard!

**From:** Thrasher, W  
**Sent:** Friday, March 16, 2018 2:44 PM  
**To:** Cook, Barry L <Barry.L.Cook@wv.gov>; Hall, Mike <Mike.Hall@wv.gov>; Bray Cary <bcary@wvmh.com>; Smith, Thomas J <Thomas.J.Smith@wv.gov>  
**Cc:** Hopkins, Kris N <Kris.N.Hopkins@wv.gov>  
**Subject:** Re: First Bookings to Prichard!

Great news Barry. Really appreciate a terrific job you're doing. This Prichard has so much potential! Thanks for moving it along the way

Sent from my iPhone

On Mar 16, 2018, at 10:54 AM, Cook, Barry L <[Barry.L.Cook@wv.gov](mailto:Barry.L.Cook@wv.gov)> wrote:

First two confirmations of 40 foot high cube containers to be delivered to Pritchard in April and May. These will be loaded with lumber and shipped back to China. Thanks to Neal Vance with Port Authority and Enrique Porto with XPO Logistics for their efforts in making this happen. First of many to come.

Barry Cook

**From:** Enrique Porto [<mailto:Enrique.Porto@xpo.com>]  
**Sent:** Thursday, March 15, 2018 6:04 AM  
**To:** Vance, Charles N <[Charles.N.Vance@wv.gov](mailto:Charles.N.Vance@wv.gov)>; Cook, Barry L <[Barry.L.Cook@wv.gov](mailto:Barry.L.Cook@wv.gov)>  
**Cc:** Jennyfer Navarrete <[Jennyfer.Navarrete@xpo.com](mailto:Jennyfer.Navarrete@xpo.com)>  
**Subject:** FW: First Bookings to Prichard!  
**Importance:** High

Gentlemen – FYI!

Thank you.

---

**Enrique Porto**  
Global Forwarding  
Regional Branch Manager

**XPOLogistics**  
12950 NW 17th Street, Suite 400  
Miami, FL 33182 USA  
O: +1 305-629-7208 M: +1 305-340-7515

**From:** Enrique Porto  
**Sent:** Thursday, March 15, 2018 6:02 AM  
**To:** Mark Cooper <mcooper@darcointernational.com>  
**Cc:** Jennyfer Navarrete <Jennyfer.Navarrete@xpo.com>  
**Subject:** First Bookings to Prichard!  
**Importance:** High

Good morning Mark –

Thank you for your time yesterday. Just wanted to confirm that our first bookings for Prichard, VA. Have been placed! Below some details:

*1 x 40HQ  
ETD:3/29  
ETA NORFOLK:4/27  
M.V.:MSC ROMA 812E*

*1 x 40HQ  
ETD:4/5  
ETA NORFOLK:5/4  
M.V.:MSC MAXINE 813E*

Thank you.

---

**Enrique Porto**  
Global Forwarding  
Regional Branch Manager

**XPOLogistics**  
12950 NW 17th Street, Suite 400  
Miami, FL. 33182 USA  
O: +1 305-629-7208 M: +1 305-340-7515

**Abraham, Brian R**

---

**From:** Abraham, Brian R  
**Sent:** Tuesday, April 17, 2018 8:24 AM  
**To:** Bray Cary  
**Subject:** Re: Meeting details

She's coming

Sent from my iPhone

On Apr 16, 2018, at 9:51 PM, Bray Cary <[bcary@wvmh.com](mailto:bcary@wvmh.com)> wrote:

We need Mary Ann!!

On Mon, Apr 16, 2018 at 9:47 PM, Abraham, Brian R <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)> wrote:

Sent from my iPhone

Begin forwarded message:

**From:** "Gimont, Stanley" <[Stanley.Gimont@hud.gov](mailto:Stanley.Gimont@hud.gov)>  
**Date:** April 16, 2018 at 8:12:17 PM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Cc:** "Parker, Tennille S" <[Tennille.S.Parker@hud.gov](mailto:Tennille.S.Parker@hud.gov)>, "Gimont, Stanley" <[Stanley.Gimont@hud.gov](mailto:Stanley.Gimont@hud.gov)>  
**Subject:** RE: Meeting details

Meeting is set for Friday April 20, at 11 am at the HUD building, located at:

451 7th St., SW  
Room 7202  
Washington, DC 20410

When you arrive, please go to the south entrance and have the guards call the Assistant Secretary's office at 708-2690 to have someone escort you upstairs.

It is unlikely that I will be able to attend the meeting due to an existing family commitment but my boss, Neal Rackleff, Assistant Secretary for Community Planning and Development, will be there. He will be accompanied by Tennille Parker, Director, and Frank McNally, Deputy Director, of our Disaster Recovery and Special Issues (DRSI) Division. Tennille and Frank are fully conversant with the CDBG-DR issues in West Virginia.

As we only have 60 minutes set aside for this meeting, I believe this meeting would be most productive if attendees are limited to state and HUD staff. We would appreciate it if you would forward a list of attendees from your side. In the meantime, please contact Tennille if you have any questions. Thanks.

-----Original Message-----

From: Abraham, Brian R [<mailto:Brian.R.Abraham@wv.gov>]

Sent: Monday, April 16, 2018 3:59 PM

To: Gimont, Stanley <[Stanley.Gimont@hud.gov](mailto:Stanley.Gimont@hud.gov)>

Subject: Meeting details

Just following up for details of this Friday's meeting. Thanks.

Sent from my iPhone

--

Bray Cary

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Monday, April 16, 2018 9:47 PM  
**To:** Hall, Mike; bcary@wvmh.com; james.a.hoyer.mil@mail.mil;  
MaryAnn.Tierney@fema.dhs.gov  
**Subject:** Fwd: Meeting details

Sent from my iPhone

Begin forwarded message:

**From:** "Gimont, Stanley" <[Stanley.Gimont@hud.gov](mailto:Stanley.Gimont@hud.gov)>  
**Date:** April 16, 2018 at 8:12:17 PM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Cc:** "Parker, Tennille S" <[Tennille.S.Parker@hud.gov](mailto:Tennille.S.Parker@hud.gov)>, "Gimont, Stanley" <[Stanley.Gimont@hud.gov](mailto:Stanley.Gimont@hud.gov)>  
**Subject:** RE: Meeting details

Meeting is set for Friday April 20, at 11 am at the HUD building, located at:

451 7th St., SW  
Room 7202  
Washington, DC 20410

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-----Original Message-----

**From:** Abraham, Brian R [<mailto:Brian.R.Abraham@wv.gov>]  
**Sent:** Monday, April 16, 2018 3:59 PM  
**To:** Gimont, Stanley <[Stanley.Gimont@hud.gov](mailto:Stanley.Gimont@hud.gov)>  
**Subject:** Meeting details

Just following up for details of this Friday's meeting. Thanks.

Sent from my iPhone

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Wednesday, May 16, 2018 1:49 PM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Indemnity for the State in the sports betting law  
**Attachments:** image001.jpg; ATT00001.htm; 20180413 Sports Betting Legislation Enacted.pdf; ATT00002.htm

Sent from my iPhone

Begin forwarded message:

**From:** "Danielle E. Boyd" <[DBoyd@wvlottery.com](mailto:DBoyd@wvlottery.com)>  
**Date:** May 16, 2018 at 1:12:32 PM EDT  
**To:** "Abraham, Brian R ([Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov))" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Cc:** Alan Larrick <[ALarrick@wvlottery.com](mailto:ALarrick@wvlottery.com)>, "Buffington, Douglas P ([Douglas.P.Buffington@wv.gov](mailto:Douglas.P.Buffington@wv.gov))" <[Douglas.P.Buffington@wv.gov](mailto:Douglas.P.Buffington@wv.gov)>, "Hardy, Dave ([Dave.Hardy@wv.gov](mailto:Dave.Hardy@wv.gov))" <[Dave.Hardy@wv.gov](mailto:Dave.Hardy@wv.gov)>  
**Subject:** Indemnity for the State in the sports betting law

Section 12(a)(4) includes the indemnity.

## Sports Betting: Laws Enacted as of April 13, 2018

State	Initial License Fee				Mobile/Online	Tax Rate	League Fee	Effective Tax*	Other Notes	Status
	Initial License Fee	Mobile/Online	Tax Rate	League Fee						
Nevada	\$500	Mobile only	6.75%	NO		11.75%	Qualification: Unrestricted license holder 2014 law just decriminalizes sports wagering at casinos, racetracks, or former racetracks, no authority to regulate. 2012 law had regulatory structure in place to offer wagering at casinos and racetracks.	Program in operation pre-PASPA Will be ready to take bets almost immediately post SCOTUS ruling		
New Jersey										
Pennsylvania	\$10 million	Yes	36%	NO		41%	Qualification: Existing slot licensees	Enacted in October 2017 - tax rate will have to be addressed at some point for this program to be successful.		
West Virginia	\$100,000; renewal every 5 years	Yes	10%	NO		10%*	Qualification: Existing casino licensees	SB415 was enacted on March 10, 2018		
Mississippi	N/A	No	N/A	NO		N/A	Qualification: Only at casinos authorized by the Gaming Control Act	Enacted in 2017 as part of H 967, a fantasy sports bill, which repealed language prohibiting sports betting in Mississippi.		



**Abraham, Brian R**

---

**From:** Abraham, Brian R  
**Sent:** Tuesday, May 15, 2018 2:39 PM  
**To:** bcary@wvmh.com  
**Subject:** 2018-05-07 Letter to St. Joseph's.pdf  
**Attachments:** 2018-05-07 Letter to St. Joseph's.pdf; ATT00001.txt



STATE OF WEST VIRGINIA  
DEPARTMENT OF HEALTH AND HUMAN RESOURCES  
OFFICE OF DRUG CONTROL POLICY

**Bill J. Crouch**  
Cabinet Secretary

**Susie Mullens**  
Interim Director

May 7, 2018

Mr. Joshua Sanger, President  
Siltstone Investment  
600 Jefferson Street, Suite 2000  
Houston, TX 77002

**Re: St. Joseph Recovery Center**

Dear Mr. Sanger:

The Department of Health and Human Resources received your formal written response to questions and concerns expressed in a letter from our agency. Upon review of that response, the DHHR has elected to move forward with finalizing the grant agreement to award the Ryan Brown grant funding to your agency.

Bureau for Behavioral Health and Health Facilities staff will reach out to you shortly to resume negotiations for the final grant agreement, and we look forward to our continued collaboration. If you have any specific questions regarding this decision, please contact me at this office.

Sincerely,

A handwritten signature in cursive script that reads "Susie Mullens".

Susie L. Mullens, Interim Director  
Office of Drug Control Policy, DHHR

cc: Mike Hall, Chief of Staff to the Governor  
Brian Abraham, General Counsel to the Governor  
Bill J. Crouch, Cabinet Secretary, WV DHHR  
Nancy Sullivan, Acting Commissioner, WV DHHR

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Monday, May 7, 2018 1:41 PM  
**To:** Ashley, Bob G; bcary@wvmh.com  
**Subject:** Fwd: St. Joseph's Response Letter  
**Attachments:** 2018-05-07 Letter to St. Joseph's.pdf; ATT00001.htm

Sent from my iPhone

Begin forwarded message:

**From:** "Radford, Dora L" <[Dora.L.Radford@wv.gov](mailto:Dora.L.Radford@wv.gov)>  
**Date:** May 7, 2018 at 11:33:27 AM EDT  
**To:** "Hall, Mike" <[Mike.Hall@wv.gov](mailto:Mike.Hall@wv.gov)>, "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>, "Crouch, Bill J" <[Bill.J.Crouch@wv.gov](mailto:Bill.J.Crouch@wv.gov)>, "Sullivan, Nancy J" <[Nancy.J.Sullivan@wv.gov](mailto:Nancy.J.Sullivan@wv.gov)>  
**Cc:** "Mullens, Susie L" <[Susie.L.Mullens@wv.gov](mailto:Susie.L.Mullens@wv.gov)>, "Bates, Rae J" <[Rae.J.Bates@wv.gov](mailto:Rae.J.Bates@wv.gov)>, "Jarrett, Beth" <[Beth.Jarrett@wv.gov](mailto:Beth.Jarrett@wv.gov)>  
**Subject:** St. Joseph's Response Letter

FYI,

Please see the attached letter.

Dora L. Radford  
Executive Assistant to Director  
Office of Drug Control Policy  
*WV Department of Health and Human Resources*  
1 Davis Square, Suite 100, East  
Charleston, WV 25301  
P: (304) 558-8886  
C: (304) 533-5009  
[Dora.L.Radford@wv.gov](mailto:Dora.L.Radford@wv.gov)

NOTE: The information contained in this electronic message is legally privileged and confidential under applicable state and federal law and is intended for the individual named above. If the recipient of the message is not the above-named recipient, you are hereby notified that any distribution, copy or disclosure of this communication is strictly prohibited. All communications to DHHR staff are internal and deliberative in nature and should not be shared. If you have received this communication in error, please notify Rae J. Bates, West Virginia Department of Health and Human Resources, and discard this communication immediately without making any copy or distribution.



STATE OF WEST VIRGINIA  
DEPARTMENT OF HEALTH AND HUMAN RESOURCES  
OFFICE OF DRUG CONTROL POLICY

Bill J. Crouch  
Cabinet Secretary

Susie Mullens  
Interim Director

May 7, 2018

Mr. Joshua Sanger, President  
Siltstone Investment  
600 Jefferson Street, Suite 2000  
Houston, TX 77002

**Re: St. Joseph Recovery Center**

Dear Mr. Sanger:

The Department of Health and Human Resources received your formal written response to questions and concerns expressed in a letter from our agency. Upon review of that response, the DHHR has elected to move forward with finalizing the grant agreement to award the Ryan Brown grant funding to your agency.

Bureau for Behavioral Health and Health Facilities staff will reach out to you shortly to resume negotiations for the final grant agreement, and we look forward to our continued collaboration. If you have any specific questions regarding this decision, please contact me at this office.

Sincerely,

A handwritten signature in cursive script that reads "Susie Mullens".

Susie L. Mullens, Interim Director  
Office of Drug Control Policy, DHHR

cc: Mike Hall, Chief of Staff to the Governor  
Brian Abraham, General Counsel to the Governor  
Bill J. Crouch, Cabinet Secretary, WV DHHR  
Nancy Sullivan, Acting Commissioner, WV DHHR

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Monday, April 23, 2018 6:06 PM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Certified Letter Received

Sent from my iPhone

Begin forwarded message:

**From:** "Crouch, Bill J" <[Bill.J.Crouch@wv.gov](mailto:Bill.J.Crouch@wv.gov)>  
**Date:** April 23, 2018 at 5:27:05 PM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Cc:** "Hall, Mike" <[Mike.Hall@wv.gov](mailto:Mike.Hall@wv.gov)>, "Adkins, Donnie L" <[Donnie.L.Adkins@wv.gov](mailto:Donnie.L.Adkins@wv.gov)>  
**Subject:** **Fwd: Certified Letter Received**

FYI...

Begin forwarded message:

**From:** "Bates, Rae J" <[Rae.J.Bates@wv.gov](mailto:Rae.J.Bates@wv.gov)>  
**Date:** April 23, 2018 at 5:09:02 PM EDT  
**To:** "Crouch, Bill J" <[Bill.J.Crouch@wv.gov](mailto:Bill.J.Crouch@wv.gov)>  
**Subject:** **Certified Letter Received**

FYI, St. Joes letter was delivered and signed for at 1:50 pm today. Rae

Rae J. Bates  
Assistant to the Cabinet Secretary  
*WV Department of Health and Human Resources*  
1 Davis Square, Suite 100, East  
Charleston, WV 25301  
P: (304) 957-0208  
[Rae.J.Bates@wv.gov](mailto:Rae.J.Bates@wv.gov)

NOTE: The information contained in this electronic message is legally privileged and confidential under applicable state and federal law and is intended for the individual named above. If the recipient of the message is not the above-named recipient, you are hereby notified that any distribution, copy or disclosure of this communication is strictly prohibited. All communications to DHHR staff are internal and deliberative in nature and should not be shared. If you have received this communication in error, please notify Rae J. Bates, West Virginia Department of Health and Human Resources, and discard this communication immediately without making any copy or distribution.

**Abraham, Brian R**

---

**From:** Abraham, Brian R  
**Sent:** Wednesday, April 18, 2018 8:26 PM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Inquiry for Gov. Justice's office

Sent from my iPhone

Begin forwarded message:

**From:** "Antolini, Butch" <[Butch.Antolini@wv.gov](mailto:Butch.Antolini@wv.gov)>  
**Date:** April 18, 2018 at 5:20:48 PM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Subject:** Fw: Inquiry for Gov. Justice's office

**Butch Antolini**

**Director of Communications**

**Office of Governor Jim Justice**

**State of West Virginia**

**1900 Kanawha Boulevard, East**

**State Capitol**

**Charleston, WV 25305**

**[Butch.Antolini@wv.gov](mailto:Butch.Antolini@wv.gov)**

**Office [304-558-2000](tel:304-558-2000)**

**Cell [304-890-2945](tel:304-890-2945)**

**INTERNAL-DELIBERATIVE-CONFIDENTIAL**

**PRIVILEGED AND CONFIDENTIAL COMMUNICATION**

The information transmitted in this email is intended only for the person or entity to whom it is addressed and may contain confidential and/or privileged material. Any use of this information other than by the intended recipient is prohibited. If you receive this message in error, please send a reply email to the sender and delete the material from any and all computers.

----- Original message-----

**From:** Kate Mishkin  
**Date:** Wed, Apr 18, 2018 5:17 PM  
**To:** Antolini, Butch;  
**Cc:**  
**Subject:** Inquiry for Gov. Justice's office

Hi Butch,

I'm hoping to reach your office to get some information about Governor Jim Justice's family's coal operations. Two underground coal mines, Pay Car 47 and Pay Car 48, missed the state and federal deadline to install proximity detection systems.

I'm hoping to find out why the mines missed the deadline, and how this fits in with Justice's platform of keeping coal miners safe and protecting the coal mining industry.

Any help would be much appreciated.

Thanks,  
Kate Mishkin

--  
Kate Mishkin  
Reporter, Charleston Gazette-Mail  
304-348-4843

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Tuesday, April 17, 2018 8:15 AM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: West Virginia Humanities Council summary  
**Attachments:** Outlook-1494536032.jpg; ATT00001.htm; WV Humanities Council summary.docx; ATT00002.htm

Sent from my iPhone

Begin forwarded message:

**From:** Clayton Burch <[wburch@k12.wv.us](mailto:wburch@k12.wv.us)>  
**Date:** April 17, 2018 at 8:13:56 AM EDT  
**To:** "Harrison, Mary" <[Mary.A.Harrison@wv.gov](mailto:Mary.A.Harrison@wv.gov)>  
**Cc:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Subject:** Fw: West Virginia Humanities Council summary

Mary,

Can you please share this one-pager with Bray? It's a quick overview of the WV Humanities Council

[www.wvhumanities.org](http://www.wvhumanities.org)

**W. Clayton Burch**  
Associate Superintendent  
Office of the State Superintendent



## The West Virginia Humanities Council

The West Virginia Humanities Council is the state affiliate of the National Endowment for the Humanities (NEH), funded by the NEH; by \$250,000 in state funds previously routed through the Department of Education and the Arts; by occasional grants from other agencies and foundations; and by corporate and individual supporters in the private sector. Our state funds and private sector income provide the required match for our federal funds.

Our mission is to foster a vigorous program in the humanities statewide in West Virginia. The humanities include history, folklore, art history, literature, archeology, philosophy, ethics, language and related subjects. We take as our particular interest West Virginia's rich history and culture.

The Council achieves its mission by awarding grants and fellowships, on a competitive basis, to other nonprofit organizations and to individual scholars for research and programming in the humanities. Grants categories include major and mini grants, media and publication grants, teacher institute grants, travel assistance program grants, and fellowships for college faculty and independent scholars.

In addition, the Council initiates its own direct programming in the humanities, both independently and in collaboration with other organizations. Ongoing programs include the living history program *History Alive!*, the annual *McCreight Lecture*, the *Little Lecture Series*, and the *West Virginia Book Festival*. Our traveling exhibits program is modeled on our successful partnership with the Smithsonian Institution to bring high-quality exhibits to rural areas of West Virginia. Students from the WVU College of Creative Arts create our traveling exhibits, whose subjects include West Virginia statehood, the legendary John Henry, and the Hatfield-McCoy Feud. We also employ West Virginia's official state folklorist under special funds from the National Endowment for the Arts.

In 2017, the Humanities Council awarded 48 grants and nine fellowships, and supported more than 300 programs and events in 49 counties.

The Humanities Council also published the *West Virginia Encyclopedia*, a 944-page reference book with more than 2,000 articles on all aspects of West Virginia history, biography, culture, flora and fauna. The *Encyclopedia* has sold nearly 20,000 copies in the print edition and is now maintained as *e-WV*, an up-to-date online encyclopedia with users worldwide. The *West Virginia Encyclopedia* is present in all or some of the schools in a majority of West Virginia counties and in all public libraries in the state. We collaborate with West Virginia Public Radio to provide twice-daily West Virginia history broadcast items from the content of *e-WV*.

The West Virginia Humanities Council, founded in 1974, is a nonprofit organization. We are governed by a 25-member board of directors, whose members are drawn from all parts of West Virginia; the governor appoints five members of the board. We have a staff of ten employees and a current budget of \$1.3 million. We occupy the historic 1836 MacFarland-Hubbard House in Charleston as our headquarters and frequent programming site.

For questions, contact executive director Ken Sullivan at 304-346-8500 or [sullivan@wvhumanities.org](mailto:sullivan@wvhumanities.org).

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Tuesday, April 10, 2018 7:21 PM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Mrs. Christina Roop, 304-561-8511

Sent from my iPhone

Begin forwarded message:

**From:** "Hughes, Thelma" <Thelma.J.Hughes@wv.gov>  
**Date:** April 10, 2018 at 5:28:52 PM EDT  
**To:** "Abraham, Brian R" <Brian.R.Abraham@wv.gov>, "Williams, Jason" <Jason.E.Williams@wv.gov>, "Thompson, Mary Jo" <Mary.Jo.Thompson@wv.gov>, "Trautwein, Hannah" <Hannah.Trautwein@wv.gov>, "Ferrell, Jennifer" <Jennifer.L.Ferrell@wv.gov>  
**Cc:** "Thrasher, W" <W.Thrasher@wv.gov>, "Browning, Debbie A" <Debbie.A.Browning@wv.gov>  
**Subject:** Mrs. Christina Roop, [REDACTED]

Greetings,

**Constituent:**

Mrs. Christina Roop (husband and four children)  
[REDACTED]

Mrs. Roop called to speak with Governor Justice. She would for the Governor to be made aware of her call this afternoon.

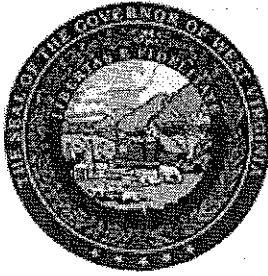
Mrs. Roop and her family are June 2016 flood victims. Her home was totally destroyed and her family has gone from living in a tent to now residing in a 29 foot camper. Mr. Roop informed me that she and her disabled husband applied for RISE WV Disaster Recovery Program and was approved July 2017. To this date Ms. Roop stated she has waited patiently for information regarding when her home construction will start. She says there has been one excuse after another and she's frustrated. Her home was condemned and all of the contents removed. Mrs. Roop was told RISE WV would take care of the demolition, but her flood damaged home remains on her property. Mr. Roop told me presently the 29 foot camper has no water and no heat. She says she is told one lie after another and would like some answers.

Mrs. Roop stated she is going to the media.

Please have someone contact Mrs. Roop and discuss her concerns as soon as possible.

Thank you for your acknowledgement.

Thelma



**Thelma Hughes**  
*Senior Caseworker*  
**Office of Governor Jim Justice**  
**State Capitol**  
**1900 Kanawha Boulevard, East**  
**Charleston, WV 25305**  
304-558-2000  
304-558-2722 (fax)



Email correspondence to and from this email address is subject to the West Virginia Freedom of Information Act and may be disclosed, in whole or in part, to third parties by an authorized State official. It may also be privileged or otherwise protected by work product immunity or other legal rules. Unauthorized disclosure of health, legally privileged, or otherwise confidential information, is prohibited by law. If you have received this email in error, please notify the sender immediately and delete all records of this email.

## Abraham, Brian R

---

**From:** Abraham, Brian R  
**Sent:** Tuesday, April 3, 2018 11:53 AM  
**To:** Hall, Mike; bcary@wvmh.com  
**Subject:** Fwd: Thanks

Sent from my iPhone

Begin forwarded message:

**From:** "Eddy, Dana F" <[Dana.F.Eddy@wv.gov](mailto:Dana.F.Eddy@wv.gov)>  
**Date:** April 3, 2018 at 11:33:13 AM EDT  
**To:** "Abraham, Brian R" <[Brian.R.Abraham@wv.gov](mailto:Brian.R.Abraham@wv.gov)>  
**Subject:** Thanks

Brian:

I owe you a personal note of thanks for the assist with the Gubernatorial Proclamation for Indigent Defense Day. While I generally am sanguine about such things, the Governor's willingness to issue the proclamation was a point of excitement for the public defender corporations and the Association for Justice. Moreover, our agency's employees were impressed and perhaps they now have a greater sense of purpose. Again, thanks.

Respectfully,

Dana F. Eddy  
Executive Director



**Public Defender Services**

Suite 301, One Players Club Drive  
Charleston, WV 25311  
(304) 558-3905

**Abraham, Brian R**

**From:** Abraham, Brian R  
**Sent:** Monday, March 12, 2018 5:55 AM  
**To:** bcary@wvmh.com  
**Subject:** Fwd: Agenda for FEMA Administrator Visit (Tuesday March 13)

Sent from my iPhone

Begin forwarded message:

**From:** "Snyder, Kevin" <kevin.snyder@fema.dhs.gov>  
**Date:** March 11, 2018 at 10:03:23 AM EDT  
**To:** "Brian Abraham (brian.r.abraham@wv.gov)" <brian.r.abraham@wv.gov>  
**Cc:** "Ward, Steven S." <Steven.Ward@fema.dhs.gov>  
**Subject:** Agenda for FEMA Administrator Visit (Tuesday March 13)

Brian,

Just want to make sure you have the agenda for Tuesday's visit from the FEMA Administrator. You probably already have this; just making sure. You're meeting begins at 11:30am. 405 Capitol Street, 4<sup>th</sup> Floor conference room.

Kevin

**Administrator Long Visit to WVRO**

March 13, 2018: 11:00am - 5:00pm

Time	Duration	Activity	Location	Notes
10:32am	20-30 Minutes	Pickup Administrator Long at Yeager Airport and transport to WVRO	Yeager Airport 100 Airport Road Charleston, WV 25311	American Airlines Flight 5128
11:00am	5 Minutes	Arrival of Administrator Long at WVRO	Capitol Street Side of Building 405 Capitol Street Charleston, WV 25301	Greeting at door by MaryAnn Tierney or Jeff Jones at Capitol Street Entrance.
11:05am	20 Minutes	Welcome & Tour of WVRO	WVRO 405 Capitol Street; Suite 1003 Charleston, WV 25301	Tour of WVRO by James Young and opportunity for Administrator Long to speak to WVRO staff. *State representatives will arrive at 4 <sup>th</sup> floor conference room.
11:25am	5 Minutes	Transition to 4th Floor Conference Room	4th Floor Conference Room 405 Capitol Street Charleston, WV 25301	Go to meet with Major General Hoyer, Director Gianato, Brian Abraham and select WVRO staff regarding recovery.
11:30am	1 Hour	Meeting with State Representatives (Hoyer, Gianato and Abraham)	4th Floor Conference Room 405 Capitol Street Charleston, WV 25301	Welcome by MaryAnn Tierney; opportunity for Administrator Long to speak; and discussion between Administrator Long, staff, FEMA Region III staff, and state representatives.
12:30pm	30 Minutes	Lunch	4th Floor Conference Room 405 Capitol Street; Suite 1003 Charleston, WV 25301	Administrator Long staff and WVRO staff.
1:00pm	1 Hour	Meeting with Dr. Michael Brumage & Chief Jan Rader	4th Floor Conference Room 405 Capitol Street; Suite 1003 Charleston, WV 25301	Discussion between Administrator Long and WVRO staff, FEMA Region III staff and state representatives regarding the opioid epidemic in West Virginia.

2:00pm      1 Hour      Presentations by Jenny Gannaway and WVRO Staff      4th Floor Conference Room 405 Capitol Street; Suite 1003 Charleston, WV 25301      20 Minutes for WV VOAD; Presentations on Long-Term Recovery and Cross Program Coordination by WVRO Staff.

3:00pm	30 Minutes	Depart WVRO en route to Clendenin	Capitol Street Side of Building 405 Capitol Street; Suite 1003 Charleston, WV 25301	Opportunity for discussion regarding schools and consensus building.
3:30pm	45 Minutes	Windshield Tour of Clendenin & Elkview with Optional Stops	Elkview/Clendenin: Get off exit 19 Clendenin and use Spencer Road to connect to Route 119 South.	Optional Stops*
4:15pm	25 Minutes	Depart Elkview en route to WVRO	Frame Road entrance ramp to I-79 South	
4:40pm	20 Minutes	Arrive at WVRO for meeting between Administrator Long and MaryAnn Tierney	4th Floor Conference Room 405 Capitol Street Charleston, WV 25301	Meeting between Administrator Long and MaryAnn Tierney.
5:00pm	15 Minutes	Administrator Long Depart WVRO en route to Yeager Airport	Capitol Street Side of Building 405 Capitol Street Charleston, WV 25301	American Airlines Flight 5301

\* **Optional Stops Include:** Reconstruction site (1994 Spencer Road, Clendenin, WV 25045); Acquisition site (Along Spencer Road – See map in Tour Guide); Current Herbert Hoover HS (5856 Elk River Road North, Clendenin, WV 25079); Portable classroom sites: Bridge Elementary School (5120 Elk River Road, Elkview, WV 25071) and Elkview Middle School (5090 Elk River Road, Elkview, WV 25071); and Proposed site for new Herbert Hoover HS (Frame Road)

**Kevin Snyder**  
 Federal Disaster Recovery Coordinator  
 FEMA Region III  
 (M) 202.340.7065  
[kevin.snyder@fema.dhs.gov](mailto:kevin.snyder@fema.dhs.gov)

## Antolini, Butch

---

**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Friday, February 09, 2018 8:16 PM  
**To:** Munger, Michaelle M COL USARMY NG WVARNG (US)  
**Cc:** Hoyer, James A MG USARMY NG WVARNG (US); Antolini, Butch; Hall, Mike; Abraham, Brian R; Crane, Russell A BG USARMY (US); Peal, Joseph S CIV NG WVARNG (US)  
**Subject:** Re: Weather Briefing Notes (UNCLASSIFIED)

Great job everyone!!

Bray

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> Michaelle  
>  
> Sent from my BlackBerry 10 smartphone.  
> Original Message  
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> Sent: Friday, February 9, 2018 5:57 PM  
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> Cc: Munger, Michaelle M COL USARMY NG WVARNG (US); Crane, Russell A BG USARMY (US); Peal, Joseph S CIV NG WVARNG (US)  
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> I will have our operations center fax the to the Governor with my contact number if he has questions.  
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> Original Message

> From: NG WV WVARNG Mailbox JOC <ng.wv.wvarng.mbx.joc@mail.mil>  
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> To: NG WV WVARNG List JOC CCIR ARMY; NG WV WVARNG List JOC-CCIR AIR  
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> Fax: 304-561-6400  
> Email: ng.wv.wvarng.mbx.joc@mail.mil  
>  
>  
> CLASSIFICATION: UNCLASSIFIED



**Lipford, Mary**

---

**From:** Network Account Forms <sharepoint@wv.gov>  
**Sent:** Thursday, May 10, 2018 4:15 PM  
**To:** Lipford, Mary  
**Subject:** Employee Network Account Request for Your Approval

**If you entered the request for ALBERT CARY and approved the request as you were entering, please ignore this email.**

A new employee network access form has been submitted for your review. Please use the link below to locate the form and approve or deny this request.

<https://sp.wv.gov/sites/naf/Lists/Employee%20Network%20Account%20Request/Need%20Approval.aspx>

If you are not the appropriate signature authority for this employee/location, please forward this email to [naf@wv.gov](mailto:naf@wv.gov) and we will change the form.

Foreman, Sherri

---

**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Friday, February 9, 2018 8:16 PM  
**To:** Munger, Michaelle M COL USARMY NG WVARNG (US)  
**Cc:** Hoyer, James A MG USARMY NG WVARNG (US); Antolini, Butch; Hall, Mike; Abraham, Brian R; Crane, Russell A BG USARMY (US); Peal, Joseph S CIV NG WVARNG (US)  
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Great job everyone!!

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>  
>  
> CLASSIFICATION: UNCLASSIFIED

Foreman, Sherri

**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Tuesday, April 17, 2018 11:36 PM  
**To:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Cc:** Hall, Mike; Abraham, Brian R; Bill Perry; Larry Malone  
**Subject:** Re: [Non-DoD Source] Fwd: National Guard SPP - Qatar (UNCLASSIFIED)

Well done!!

Bray Cary  
West Virginia Media

On Apr 17, 2018, at 9:58 PM, Hoyer, James A MG USARMY NG WVARNG (US) <[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)> wrote:

Looks like they notified the delegation.

Sent from my BlackBerry 10 smartphone.

**From:** Farnell, Emily (Manchin) <[Emily\\_Farnell@manchin.senate.gov](mailto:Emily_Farnell@manchin.senate.gov)>  
**Sent:** Tuesday, April 17, 2018 9:52 PM  
**To:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Subject:** [Non-DoD Source] Fwd: National Guard SPP - Qatar (UNCLASSIFIED)

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

I feel sure you've seen this! Very exciting!

Sent from my iPhone

Begin forwarded message:

**From:** "Cosio, Miguel E (Mike) Capt USAF NG NGB (US)"  
<[miguel.e.cosio.mil@mail.mil](mailto:miguel.e.cosio.mil@mail.mil) < Caution-mailto:miguel.e.cosio.mil@mail.mil > >  
**Date:** April 17, 2018 at 5:12:36 PM EDT  
**To:** "[emily\\_farnell@manchin.senate.gov](mailto:emily_farnell@manchin.senate.gov) < Caution-mailto:emily\_farnell@manchin.senate.gov > "  
<[emily\\_farnell@manchin.senate.gov](mailto:emily_farnell@manchin.senate.gov) < Caution-mailto:emily\_farnell@manchin.senate.gov > >, "Jones, Jared (Capito)"  
<[Jared\\_Jones@capito.senate.gov](mailto:Jared_Jones@capito.senate.gov) < Caution-mailto:Jared\_Jones@capito.senate.gov > >,  
"nik.schoenherr@mail.house.gov < Caution-mailto:nik.schoenherr@mail.house.gov > "  
<[nik.schoenherr@mail.house.gov](mailto:nik.schoenherr@mail.house.gov) < Caution-mailto:nik.schoenherr@mail.house.gov > >,  
"joe.trotter@mail.house.gov < Caution-mailto:joe.trotter@mail.house.gov > "  
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"[geoffrey.hempelmann@mail.house.gov](mailto:geoffrey.hempelmann@mail.house.gov) < Caution-  
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<[geoffrey.hempelmann@mail.house.gov](mailto:geoffrey.hempelmann@mail.house.gov) < Caution-  
<mailto:geoffrey.hempelmann@mail.house.gov> > >  
**Subject: National Guard SPP - Qatar (UNCLASSIFIED)**

CLASSIFICATION: UNCLASSIFIED

Dear Friends,

On behalf of General Lengyel, I would like to offer my congratulations for your selection as the National Guard's State Partnership Program (SPP) partner with the State of Qatar. We received four outstanding application packages, making the Secretary of Defense's final decision a difficult one. At the conclusion of the exhaustive selection process, West Virginia's application was approved.

As you know, we are very proud of the SPP, which links a unique component of the Department of Defense - a state's National Guard - with the armed forces of a partner country in a cooperative, mutually beneficial relationship. We fully expect the Qatar-West Virginia partnership to play a major role in promoting peace and regional stability.

Thank you for your commitment to the SPP, and for your continued dedication to protecting freedom at home and abroad.

Congratulations!

V/r  
Mike

Miguel E. Cosio, Capt, USAF  
National Guard Bureau Legislative Liaison - Joint Programs  
1636 Defense Pentagon, Room 1D163  
Washington, DC 20301  
Comm: (703) 614-1235

CLASSIFICATION: UNCLASSIFIED

**Abraham, Brian R**

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> CLASSIFICATION: UNCLASSIFIED

**Abraham, Brian R**

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**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Wednesday, March 28, 2018 9:29 AM  
**To:** Abraham, Brian R  
**Subject:** Fwd: SKM\_C454e18032717080.pdf  
**Attachments:** SKM\_C454e18032717080.pdf

Bray

Begin forwarded message:

**From:** "Hardy, Dave" <Dave.Hardy@wv.gov>  
**Date:** March 27, 2018 at 5:51:44 PM EDT  
**To:** "bcary@wvmh.com" <bcary@wvmh.com>  
**Subject:** FW: SKM\_C454e18032717080.pdf

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**From:** Torlone, Kathy A  
**Sent:** Tuesday, March 27, 2018 4:46 PM  
**To:** Hardy, Dave <Dave.Hardy@wv.gov>; Buffington, Douglas P <Douglas.P.Buffington@wv.gov>  
**Subject:** SKM\_C454e18032717080.pdf



**SURVEY OF UNITED STATES GAP REGULATIONS  
FOR EXCLUSIVE USE BY THE EQUIPMENT LEASING & FINANCE ASSOCIATION  
(Current as of 01/1/2014)**

**GUARANTEED AUTO/ASSET PROTECTION** is generally a contract intended to cover the excess of outstanding indebtedness over the primary property insurance benefits that may occur in the event of a total loss to a collateral asset. A **GAP WAIVER** is a contractual obligation (accessory to the retail installment contract) to waive any remaining indebtedness after application of insurance. In most instances, the terms of the waiver are left to negotiation by the parties; accordingly, waivers may cover many different events. **GAP INSURANCE** is typically credit insurance protection contained in an insurance policy between the borrower and a property and casualty or limited lines insurer accepting the risk of loss any excess indebtedness after application of insurance.

The following survey of GAP insurance and GAP waiver regulations provides a state by state summary of how these products are regulated on a state by state basis and includes references to applicable legislative, executive and administrative rules and regulations, as well as, other citations applicable to GAP insurance and GAP Waivers in each of the fifty states and the District of Columbia. While this survey provides commonly used industry definitions, in some states the terms may vary and may be subject to differing interpretations.

While this survey is not intended as legal advice and each member is urged to seek independent legal advice, ELFA hopes the survey will aid members considering the financing of GAP insurance and/or GAP waivers. ELFA, McGlinchey Stafford, PLLC and the authors make no representations or warranties as to the accuracy or completeness of the information provided in the survey.

This survey was conducted in December 2013 and was prepared on information obtained through January 1, 2014. The laws or regulations of a state or several states may change. There is no responsibility by ELFA, McGlinchey Stafford, PLLC or the authors for updating the information provided in this survey.

For any questions regarding the survey, please contact:

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**SURVEY OF UNITED STATES GAP REGULATIONS**  
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**KEY OF TERMS**

**CREDIT INSURANCE** - generally means any insurance which is applicable or appropriate for use in connection with any loan, retail installment transaction or any other credit transaction. Such insurance includes, but is not limited to the following: credit life, credit disability, credit property, credit unemployment, mortgage life, guaranty, or disability, guaranteed automobile protection insurance and any other form of insurance offered in connection with an extension of credit that is limited to partially or wholly extinguishing a credit obligation.

**COMMERCIAL** - not primarily used for personal, family or household purposes.

**DEBT CANCELLATION CONTRACT (DCC)/DEBT WAIVER/DEBT SUSPENSION AGREEMENT (DSA)** - Different terms for GAP Waiver Agreements.

**GAP INSURANCE** - typically is a three party indemnity contract that covers the difference between what the borrower's primary property insurance pays when a vehicle is a total loss and the amount the borrower owes to the bank, sales finance company or lessor.

**GAP WAIVER** - typically is a two party agreement (usually an addendum to a retail installment contract, sale or lease contract) whereby an extender of credit/lessor agrees with the borrower to waive any unpaid balance on a loan, credit sale, etc. due to physical damage, total loss or constructive loss or unrecovered theft to the covered collateral secured by an eligible security device. Some states also reference death, disability or loss of health. Debt cancellation, debt waiver and debt

suspension agreements are forms of GAP waivers.

**MV** - Motor Vehicle, generally defined as a self-propelled, motorized conveyance driven device, which is designed to transport persons or property on upon public highways, except one which is propelled solely by human power or by electric power obtained from overhead trolley wires by not operated on rails.

**N/A** - Not applicable.

**NONE** - No statutes, rules nor regulations were found.

**OBLIGOR** - The party that is obligated to perform under the GAP Insurance (by indemnifying) or GAP Waiver contract (by waiving) if loss should occur.

**P&C** - Property and Casualty Insurance

**PERMISSIVE REGULATION** - Regulations governing only a specified class of persons, which (i) authorize members of the class to make GAP Waiver agreements and (ii) provide an exemption from insurance regulations.

**PRVI or PROPERTY RESIDUAL VALUE INSURANCE** - generally is an agreement whereby a person other than the owner, seller, lessee or lessor of property assumes the risk of and/or expense or portion thereof for the value of property at a specific future time, which value is determined by agreement at the time the contract of lease or sale is entered into.

**TPA** - Third Party Administrator, an administrative service company.

**UCCC** - Uniform Consumer Credit Code

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STATE	COVERAGE TYPE	INSURANCE	OTHER REGULATION OR AGENCY	EXEMPTIONS
AL	GAP Insurance	Yes - Credit P & C insurance (Ala. Admin. Code r. 482-1-111-.03(g)); Limited line credit insurance (Ala. Code § 27-7-1 (11))	No other statutory provision	None
	GAP Waiver	No - Debt Cancellation Contracts are not considered insurance (Ala. Admin. Code r. 482-1-111-.03(j)); Ala. Op. Att'y Gen. No. 2000-029 (Nov. 8, 1999).	No other statutory provision	None
AK	GAP Insurance	Yes - Limited lines of credit insurance (Alaska Stat. Ann. § 21.27.900 (18))	No other statutory provision	None
	GAP Waiver	The Insurance Division of Alaska's Commerce & Economic Development Department determines whether GAP waivers are insurance products on a case-by-case basis after a review of all relevant contracts and facts. Consequently, if any GAP waiver product is sold, the contract must clearly state the "nature, purpose and amount" of the coverage. (Alaska Stat. Ann. §45.10.130)	No other statutory provision	None

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AZ	GAP Insurance	Yes - Limited lines credit insurance (Ariz. Rev. Stat. Ann. § 20-281(6))	No other statutory provision	None
	GAP Waiver	No - mentioned in DOI Bulletin (10/21/03)	No statutory provision	None
AR	GAP Insurance	Yes- Limited lines credit insurance (Ark. Code Ann. § 23-64-502 (7))	No other statutory provision	None
	GAP Waiver	No. (Arkansas Department of Insurance Bulletin No. 2-2008)	No other statutory provision	None
CA	GAP Insurance	Yes - Credit Insurance (Cal. Ins. Code §§ 1758.992 (d)(1), 1758.96(e))	No other statutory provision	None
	GAP Waiver	No. (Cal. Ins. Code § 1758.992(h)(2))	No other statutory provision	None
CO	GAP Insurance	Yes - Limited lines credit insurance (Colo. Rev. Stat. Ann. § 10-2-103 (7.5))	Yes. Uniform Consumer Credit Code (4 Colo. Code Regs. § 902-1 Rule 8)	Commercial exemption only from Uniform Consumer Credit Code - Insurance (Colo. Rev. Stat. Ann. § 5-4-102 (2))
	GAP Waiver	No - as mentioned in Attorney General Advisory Opinion (10/12/05)	Yes - Uniform Consumer Credit Code (4 Colo. Code Regs. § 902-1 Rule 8)	Commercial exemption only under Consumer Credit Code - Insurance (Colo.

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				Rev. Stat. Ann. § 5-4-102 (2))
CT	GAP Insurance	Yes - Limited line credit insurance (Conn. Gen. Stat. Ann. § 38a-702a (9))	No other statutory provision	None
	GAP Waiver	No statutory provision	None	None
DE	GAP Insurance	Yes - Limited line credit insurance (Del. Code Ann. tit. 18, § 1702 (k))	No other statutory provision	None
	GAP Waiver	No statutory provision	N/A	N/A
DC	GAP Insurance	Yes - Credit limited line insurance (D.C. Mun. Regs. tit. 26-A, § 199)	No other statutory provision	None
	GAP Waiver	No statutory provision	GAP waiver fees are not expressly permitted under the D.C. Code or Municipal Regulations, and fees not expressly permitted may not be charged in connection with the sale or financing of a motor vehicle. (D.C. Mun. Regs. §16-336.1)	None
FL	GAP Insurance	Yes - Credit Insurance (Fla. Stat. Ann. § 626.321 (e)); Property residual value insurance (FL. Stat. §624.6081).	No other statutory provision	None

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	GAP Waiver	No. (FL Memorandum 2002-059, 08/15/02)	No other statutory provision	None
GA	GAP Insurance	Yes - Credit insurance (GA Stat. § 33-7-3.1).	No other statutory provision	None
	GAP Waiver	No. (GA Stat. §§33-63-1; 33-63-2(c))	Yes - Guaranteed Asset Protection Waivers (GA Comp. R. & Regs. 120-2-102-.01 et seq.)  Permissive Regulation - not insurance when issued by a financial institution (GA Dept. of Banking and Finance R. & Regs. 80-1-2-.09)	Subsection (c) of GA Stat. § 33-63-4 and GA Stat. §§ 33-63-6 and 33-63-9 shall not be applicable to a guaranteed asset protection waiver offered in connection with a lease or retail installment sale associated with a commercial transaction.
HI	GAP Insurance	Yes - Limited lines credit insurance (Haw. Rev. Stat. § 431:9A-102)	No other statutory provision	None
	GAP Waiver	No statutory provision	None	None
ID	GAP Insurance	Limited lines insurance (Idaho Code Ann. § 41-1003 (4))	No other statutory provision	None
	GAP Waiver	No. (Idaho Code Ann. § 28-41-106(5))	None	None
IL	GAP Insurance	No statutory provision	None	None
	GAP Waiver	No statutory provision	Yes - Motor Vehicle Retail Installment Sales Act (815 Ill. Comp. Act)	Commercial exemption under MVRISA (815 Ill. Comp. Stat.)

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IN	GAP Insurance	Yes - Limited line credit insurance (In. Code § 27-1-15.6-2 (10)(I))	Stat. §375/1 et seq.) Yes - Uniform Consumer Credit Code (IC 24-4.5) Indiana DFI GAP Program Approval Application	§375/2.2) Commercial exemption only from Uniform Consumer Credit (Ind. Code Ann. § 24-4.5-4-102)
	GAP Waiver	No statutory provision	Yes - Indiana DFI GAP Program Approval Application	None
IA	GAP Insurance	Yes - Credit insurance (Iowa Code Ann. § 522B.6 (2)(h))	Permissive Regulation - state banks and credit unions may offer (Iowa Code Ann. § 524.913) Iowa Consumer Credit Code Informal Advisory # 92 (June 24, 2003); Iowa Code Ann. §322.19)	None
	GAP Waiver	No. (Iowa Consumer Credit Code Informal Advisory # 92 (June 24, 2003); Iowa Code Ann. §322.19)	Permissive Regulation - state banks and credit unions may offer (Iowa Code Ann. § 524.913)	None
	GAP Insurance	Yes- Limited line credit insurance (Kan. Stat. Ann. § 40-4902 (p))	Yes - Consumer Credit Code (Kan. Stat. Ann. § 16a-4-101)	Commercial exception only from Consumer Credit Code (Kan. Stat. Ann. § 16a-4-102)

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STATE	COVERAGE TYPE	INSURANCE	OTHER REGULATION OR AGENCY	EXEMPTIONS
KS	GAP Waiver	No statutory provision	Yes – Amended Admin. Interpretation No. 1004 (Dec. 19, 2012)	Commercial exemption from guidelines under Amended Admin. Interpretation No. 1004 (Dec. 19, 2012)
KY	GAP Insurance	Yes - Limited line credit insurance (KY Rev. Stat. Ann. §304.9-020(11))	No other statutory provision	None
	GAP Waiver	No. (KY Rev. Stat. Ann. §190.100(7))	None	None
LA	GAP Insurance	Yes - Property Residual Value Insurance (La. R.S. 22:381 et seq.); Credit Property & Casualty Insurance (La. R.S. 22:47 (16)(b); La. R.S. §6:969.6(15), (19)(a), (b))	No other statutory provision	None
	GAP Waiver	No - GAP coverage may be in the form of debt waiver or debt forgiveness agreements issued by a licensed lender. (La. R.S. 6:969.6 (19)(c))	Yes - Motor Vehicle Commission (La. R.S. 6:969.6; La. Admin. Code 46V:7711)	Commercial exemption (La. R.S. 969.6)
ME	GAP Insurance	Yes - Limited line insurance (Me. Rev. Stat. tit. 24-A § 1420-A(7))	No other statutory provision	None



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STATE	COVERAGE TYPE	INSURANCE	OTHER REGULATION OR AGENCY	EXEMPTIONS
	GAP Waiver	No statutory provision	N/A	N/A
MD	GAP Insurance	Yes - Limited line credit insurance (Md. Code Ann., Ins. § 10-101(e)(9))	No other statutory provision	None
	GAP Waiver	No. (79 MD Atty. Gen. Opn. No 303, October 17, 1994)	Yes- Retail Installment Sales Act (Md. Code Ann., Com. Law § 12-601)	Commercial exemption (Md. Code Ann., Com. Law § 12-601)
MA	GAP Insurance	Yes - Limited lines credit insurance (Mass. Gen. Laws Ann. ch. 175, § 162F)	No other statutory provision	A dealer with a Class 1 or Class 2 license and sells in conjunction with a motor vehicles sales contract does not need an insurance license. (Mass. Gen. Laws Ann. ch. 175, § 162J(8))
	GAP Waiver	No statutory provision	Yes (209 CMR Ch. 32.00: Disclosure of Consumer Credit Costs and Terms; Division of Banks Selected Opinion 03-133 (April 1, 2004))	Commercial exemption (209 CMR 32.03)
	GAP Insurance	Yes - Limited line credit insurance (Mich. Comp. Laws Ann. § 500.1201(g))	No other statutory provision	None

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MI	GAP Waiver	No statutory provision	Yes - subject to the MVSFA (MI. Comp. Laws §492.101 et seq.; MI Comp. Laws §§492.21 et seq.)	Commercial exemption (MI Comp. Laws §492.33(2))
MN	GAP Insurance	Yes - Limited line credit insurance (MN. Stat. §60K.31)	No other statutory provision.	None
	GAP Waiver	No statutory provision	Yes – Motor Vehicle Retail Installment Sales Act – disclosure of the debt cancellation agreement fee (Minn. Stat. Ann. §53C.08)	None
MS	GAP Insurance	Yes - Limited line credit insurance (MS Code § 83-17-53(h)); Replacement Bulletin for Bulletin No. 2000-2 (April 17, 2000))	No other statutory provision	None
	GAP Waiver	Replacement Bulletin for Bulletin No. 2000-2 (April 17, 2000)	None	None
MO	GAP Insurance	Yes- Limited line credit insurance (MO Rev. Stat. §375.012(8))	No other statutory provision	None
	GAP Waiver	No – As long as credit provider indemnifies the debt cancellation agreement (DOI website- <a href="http://insurance.mo.gov/industry/filings/checklist">http://insurance.mo.gov/industry/filings/checklist</a> )	Yes – Motor Vehicle Retail Time Sales Act (MO Rev. Stat. §§365.010 et seq.)	None

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STATE	COVERAGE TYPE	INSURANCE	OTHER REGULATION OR AGENCY	EXEMPTIONS
		s/ AutoCommChklist.php, as of 8/26/13)		
MT	GAP Insurance	Yes - Limited line insurance (Mont. Code Ann. § 33-17-102(13)); Casualty insurance (MT Code §33-1-217)	No other statutory provision	None
	GAP Waiver	No. (Mont. Code Ann. §30-14-151(4))	Yes - Guaranteed Asset Protection Waiver Act (Mont. Code Ann. §§30-14-151 through 30-14-157)	Commercial exemption (Mont. Code Ann. §30-14-157)
NE	GAP Insurance	Yes - Limited line credit insurance (NE Rev. Stat. §44-4049(8))	No other statutory provision	None
	GAP Waiver	No. (NE Rev. Stat. §45-1102(3))	Yes - Guaranteed Asset Protection Waiver Act (NE Rev. Stat. §§45-1101 et seq.)	Guaranteed Asset Protection Waiver Act does not apply to GAP waivers sold by financial institutions. (NE Rev. Stat. §45-1102(2)(c))
NV	GAP Insurance	Yes - Credit Insurance (NV Rev. Stat. § 683A.261(1)(f)); Credit Personal Property Insurance (NV Rev. Stat. § 691C.060)	No other statutory provision	Commercial exemption only from credit personal property insurance regulation (NV Rev. Stat. §691C.240(1))

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STATE	COVERAGE TYPE	INSURANCE	OTHER REGULATION OR AGENCY	EXEMPTIONS
	GAP Waiver	Yes - Credit Personal Property Insurance (NV Rev. Stat. § 691C.060; NV Admin. Code §691C.010(2))	N/A	N/A
NH	GAP Insurance	Yes - Limited line credit insurance (N.H. Rev. Stat. Ann. § 402-J:2(VII))	No other statutory provision	None
	GAP Waiver	No - Consumer Guaranty Contracts (includes debt cancellation and debt suspension agreements) are not insurance (NH Rev. Stat. §415-C:2(II)); No statutory provision governing commercial agreements.	No other statutory provision	Commercial exemption from regulation as Consumer Guaranty Contract (NH Rev. Stat. § 415-C:1(II))
NJ	GAP Insurance	Yes - Limited line credit insurance (N.J. Stat. Ann. § 17:22A-28); Credit insurance (N.J. Stat. Ann. § 17:30A-5)	No other statutory provision	None
	GAP Waiver	No statutory provision	Yes. (N.J. Admin. Code 11:1-34.6)	N/A
NM	GAP Insurance	Yes - Credit insurance (NM Bulletin No. 2004-001 (February 18, 2004))	No other statutory provision	None
	GAP Waiver	No. (NM Bulletin No. 2004-001 (February 18, 2004))	No other statutory provision	None

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NY	GAP Insurance	Yes - Motor Vehicle Creditor GAP Ins. and Motor Vehicle Debtor GAP Ins. (Ny Ins. Law §1113 (26))	No other statutory provision	None
	GAP Waiver	No - subject to certain conditions (NY Ins. Law § 1101 (b)(3))	Yes - Motor Vehicle Retail Installment Sales Act (Ny Pers. Prop. Law §302)	Commercial exemption from MVRISA (NY Pers. Prop. Law § 301 (4))
NC	GAP Insurance	Limited line credit insurance (NC. Gen. Stat. §58-33-10(9))	No other statutory provision	None
	GAP Waiver	No. (N.C. Gen. Stat. §66-442)	Yes - Guaranteed Asset Protection Waiver Act (N.C. Gen. Stat. §66-440 et seq.)	None
ND	GAP Insurance	Yes - Credit Insurance (N.D. Admin. Code 45-02-02-04(5)(b)); Consumer Credit Insurance ( N.D. ST. § 26.1-37-01 et seq.)	No other statutory provision	Commercial Exemption only from Consumer Credit Insurance regulation (N.D. ST. § 26.1-37-01(2)(b))
	GAP Waiver	Yes - The definition of insurance specifically excludes DCCs issued by a bank, credit union, or savings association, suggesting DCCs issued by anyone else would fall under the definition of insurance. (ND Stat. §26.1-02.1-01 (4))	None	None

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OH	GAP Insurance	Yes - Limited line credit insurance (OH Rev. Code §3905.01(1))	No other statutory provision	None
	GAP Waiver	No. (OH Stat. §1317.05(B))	None	None
OK	GAP Insurance	Yes - Limited line credit insurance (OK Stat. tit. 36§1435.2(10))	No other statutory provision	None
	GAP Waiver	No. (OK Stat. tit.15 §140.1)	Yes - Department of Consumer Credit Regulations (OK Admin. Code § 160:45-1-4)	Commercial exemption (OK Admin. Code §160:45-1-1)
OR	GAP Insurance	Yes - Limited class credit insurance and limited class insurance (OR Rev. Stat. § 744.052(3))	No other statutory provision	None
	GAP Waiver	Yes - Limited class credit insurance (OR Rev. Stat. § 744.052)	Permissive Regulation - DCCs issued by national banks are not insurance (49 Or. Op. Atty. Gen. 200, November 3, 1999)	Exemption from insurance regulation for sellers/lessors/lenders of motor vehicles if offered at no additional charge (OR RS §731.036(9))
PA	GAP Insurance	Yes - Limited line credit insurance (40 P.S. §310.1)	No other statutory provision	None
	GAP Waiver	No statutory provision.	Yes - Motor Vehicle Sales Finance Act (69 P.S. §601 et seq.) - Repealed by HB 1128 (approved)	None

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			November 27, 2013) and to become Motor Vehicle Sales Finance (62 P.S. §6201 et seq.)	
RI	GAP Insurance	Yes – Limited line credit insurance (R.I. Gen. Laws §27-2.4-2(10))	No other statutory provision	None
	GAP Waiver	No. (R.I. Ins. Bulletin 2009-3)	Yes – Debt cancellation agreements are 'incidental' to the banking transaction and are subject to regulation by the primary regulator. (R.I. Ins. Bulletin 2009-3).	None
SC	GAP Insurance	Yes – Limited line credit insurance (S.C. Code §38-1-20(36))	No other statutory provision	None
	GAP Waiver	No - DOI GAP Position (9/12/00)	N/A	N/A
SD	GAP Insurance	Yes – Credit Insurance (S.D. Codified Laws §58-30-142(4))	No other statutory provision	None
	GAP Waiver	No statutory provision	Yes - Consumer Installment Sales Contracts (S.D. Codified Laws §54-3A-5)	None

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TN	GAP Insurance	Yes – Limited line credit insurance (Tenn. Code Ann. §56-6-102(9))	No other statutory provision	None
	GAP Waiver	No. (Tenn. Code Ann. §§56-59-101(b); 56-59-109)	Yes – Guaranteed Asset Protection Waiver Act of 2008 (Tenn. Code Ann. §56-59-101 et seq.)	None
TX	GAP Insurance	Yes – Guaranteed Auto Protection is a line of property and casualty insurance. (Tex. Admin. Code tit. 28 §5.9310(Q));  Credit Insurance (Tex. Ins. §4055.101(1)(E))	Yes – Motor Vehicle Installment Sales (Tex. Fin. Code §348.208(b)(4); Tex. Admin. Code tit. 7 §84.804(4)(K); Tex. Fin. Code §348.601 et seq.)	None
	GAP Waiver	No - A debt cancellation agreement is not considered an insurance product. (Tex. Fin Code §§348.001(1-b), 348.124(b); Tex. Admin. Code tit. 7 §84.302(h))	Yes – Consumer Loans (Tex. Fin. Code 342.4021(b); Rules for Regulated Lenders (Tex. Admin. Code tit. 7 §83.812).	None
UT	GAP Insurance	Yes – Limited line credit insurance (UT Code Ann. §31A-1-301(104)(i))	No other statutory provision	None



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	GAP Waiver	No. (UT Code Ann. §31A-6b-103(1)(a))	No other statutory provision	Commercial exemption (UT Code Ann. §31A-6b-103(5))
VT	GAP Insurance	Yes – Limited line credit insurance (Vt. Admin. Code 4-3-50:4(D))	No other statutory provision	None
	GAP Waiver	No - subject to certain conditions (Vt. Stat. tit. 8 §10405(a))	No other statutory provision	None
VA	GAP Insurance	Yes – Limited line credit insurance (Code of VA §38.2-1800)	No other statutory provision	None
	GAP Waiver	No statutory provision	N/A	N/A
WA	GAP Insurance	Yes – Limited line credit insurance (WA Rev. Code 48.17.010(9));  Casualty Insurance/Debt and financing coverage (WA Rev. Code 48.22.060)	No other statutory provision	None
	GAP Waiver	No. (WA Rev. Code 48.160.050(10); WA Admin. Code 284-160-100))	Yes – Guaranteed Asset Protection Waivers Act (WA Rev. Code §48.160.001 et seq.)	The Guaranteed Asset Protection Waivers Act does not apply to:  (a) An insurance policy offered by an insurer under this title; or  (b) A federally

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				regulated financial institution operating under 12 C.F.R. 721.3(g), or state regulated banks, credit unions, financial institutions operating pursuant to chapter 63.14 RCW, and consumer loan companies operating pursuant to chapter 31.04 RCW. However, an exempt federal or state chartered bank, credit union, or financial institution may elect to offer a guaranteed asset protection waiver that complies with this section, <u>RCW 48.160.010</u> , and <u>48.160.030</u> through <u>48.160.060</u> .
	GAP Insurance	Yes – Limited line credit insurance (W Va. Code §33-12-2(i))	Permissive Regulation - A lender or creditor may impose and collect a fee in connection with an insurance contract for Guaranteed Automobile Protection ("GAP") provided that several requirements are	None

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WV			met. (W Va. Admin. Code §106-11-6(6.2))	
	GAP Waiver	No – Informational Letter No. 171 (Sept. 2009)	Yes – WV Consumer Credit Protection Act (W. Va. Code §46A-1-101 et seq.)  Permissible Charges for Debt Cancellation Contracts (WV Admin. Code §106-11-6(6.1))	Commercial exemption under Consumer Credit Protection Act (W. Va. Code §46A-1-102)
WI	GAP Insurance	Yes – Limited line credit insurance (Wis. Admin. Code §6.50(2)(b))	Yes – Consumer Credit Code (Wis. Stat. §424.201 et seq.)	Commercial exemption only from Consumer Credit Code (Wis. Stat. §424.201)
	GAP Waiver	No statutory provision	Permissive regulation - The Department approves the practice of assessing a charge for gap products when sold as debt cancellation agreements in connection with credit sales and loans, if certain conditions are met, including applicable disclosures found in WI Stat. §422.202(2s)(a). (Department of	None

**SURVEY OF UNITED STATES GAP REGULATIONS**  
**FOR EXCLUSIVE USE BY THE EQUIPMENT LEASING & FINANCE ASSOCIATION**  
 (Current as of 12/1/2013)

STATE	COVERAGE TYPE	INSURANCE	OTHER REGULATION OR AGENCY	EXEMPTIONS
			Financial Institutions Communication, Wisconsin Consumer Act, GAP Products (revised June 5, 2008)	
WY	GAP Insurance	Yes – Limited line credit insurance (Wyo. Stat. §26-9-202(a)(v))	No other statutory provision	None
	GAP Waiver	No. (Memorandum 02-2004 October 15, 2004)	No other statutory provision	N/A

## Abraham, Brian R

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**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Wednesday, March 28, 2018 9:29 AM  
**To:** Abraham, Brian R  
**Subject:** Fwd: Info Ltr 171

Bray

Begin forwarded message:

**From:** "Hardy, Dave" <Dave.Hardy@wv.gov>  
**Date:** March 27, 2018 at 5:51:15 PM EDT  
**To:** "bcary@wvmh.com" <bcary@wvmh.com>  
**Subject:** FW: Info Ltr 171

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**From:** Kiss, Melinda A  
**Sent:** Tuesday, March 27, 2018 4:00 PM  
**To:** Hardy, Dave <Dave.Hardy@wv.gov>; Buffington, Douglas P <Douglas.P.Buffington@wv.gov>  
**Subject:** FW: Info Ltr 171

Also, here is a link to an OIC informational letter regarding similar products. I hope this is helpful as well.

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**From:** Mullins, Victor A  
**Sent:** Tuesday, March 27, 2018 3:56 PM  
**To:** Kiss, Melinda A <Melinda.A.Kiss@wv.gov>  
**Subject:** Info Ltr 171

Here's a link to the Informational Letter that I mentioned:

[http://www.wvinsurance.gov/Portals/0/pdf/pol leg/info letters/info 171.pdf?ver=2009-09-11-135616-487](http://www.wvinsurance.gov/Portals/0/pdf/pol%20leg/info%20letters/info%20171.pdf?ver=2009-09-11-135616-487)

Victor A. Mullins, Associate Counsel  
Offices of the Insurance Commissioner  
Legal Division  
900 Pennsylvania Avenue  
Charleston, WV 25302  
Phone: 304-558-0401  
Fax: 304-558-1908  
Email: [Victor.A.Mullins@wv.gov](mailto:Victor.A.Mullins@wv.gov)

## Abraham, Brian R

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**From:** Bray Cary <bcary@wvmh.com>  
**Sent:** Tuesday, April 17, 2018 11:36 PM  
**To:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Cc:** Hall, Mike; Abraham, Brian R; Bill Perry; Larry Malone  
**Subject:** Re: [Non-DoD Source] Fwd: National Guard SPP - Qatar (UNCLASSIFIED)

Well done!!

Bray Cary  
West Virginia Media

On Apr 17, 2018, at 9:58 PM, Hoyer, James A MG USARMY NG WVARNG (US) <[james.a.hoyer.mil@mail.mil](mailto:james.a.hoyer.mil@mail.mil)> wrote:

Looks like they notified the delegation.

Sent from my BlackBerry 10 smartphone.

---

**From:** Farnell, Emily (Manchin) <[Emily\\_Farnell@manchin.senate.gov](mailto:Emily_Farnell@manchin.senate.gov)>  
**Sent:** Tuesday, April 17, 2018 9:52 PM  
**To:** Hoyer, James A MG USARMY NG WVARNG (US)  
**Subject:** [Non-DoD Source] Fwd: National Guard SPP - Qatar (UNCLASSIFIED)

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

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I feel sure you've seen this! Very exciting!

Sent from my iPhone

Begin forwarded message:

**From:** "Cosio, Miguel E (Mike) Capt USAF NG NGB (US)"  
<[miguel.e.cosio.mil@mail.mil](mailto:miguel.e.cosio.mil@mail.mil) < Caution-mailto:miguel.e.cosio.mil@mail.mil > >  
**Date:** April 17, 2018 at 5:12:36 PM EDT  
**To:** "[emily\\_farnell@manchin.senate.gov](mailto:emily_farnell@manchin.senate.gov) < Caution-mailto:emily\_farnell@manchin.senate.gov > "  
<[emily\\_farnell@manchin.senate.gov](mailto:emily_farnell@manchin.senate.gov) < Caution-mailto:emily\_farnell@manchin.senate.gov > >, "Jones, Jared (Capito)"  
<[Jared\\_Jones@capito.senate.gov](mailto:Jared_Jones@capito.senate.gov) < Caution-mailto:Jared\_Jones@capito.senate.gov > >,  
"nik.schoenherr@mail.house.gov < Caution-mailto:nik.schoenherr@mail.house.gov > "  
<[nik.schoenherr@mail.house.gov](mailto:nik.schoenherr@mail.house.gov) < Caution-mailto:nik.schoenherr@mail.house.gov > >,  
"joe.trotter@mail.house.gov < Caution-mailto:joe.trotter@mail.house.gov > "  
<[joe.trotter@mail.house.gov](mailto:joe.trotter@mail.house.gov) < Caution-mailto:joe.trotter@mail.house.gov > >,"

"[geoffrey.hempelmann@mail.house.gov](mailto:geoffrey.hempelmann@mail.house.gov) < Caution-  
mailto:[geoffrey.hempelmann@mail.house.gov](mailto:geoffrey.hempelmann@mail.house.gov) > "  
<[geoffrey.hempelmann@mail.house.gov](mailto:geoffrey.hempelmann@mail.house.gov) < Caution-  
mailto:[geoffrey.hempelmann@mail.house.gov](mailto:geoffrey.hempelmann@mail.house.gov) > >  
**Subject: National Guard SPP - Qatar (UNCLASSIFIED)**

CLASSIFICATION: UNCLASSIFIED

Dear Friends,

On behalf of General Lengyel, I would like to offer my congratulations for your selection as the National Guard's State Partnership Program (SPP) partner with the State of Qatar. We received four outstanding application packages, making the Secretary of Defense's final decision a difficult one. At the conclusion of the exhaustive selection process, West Virginia's application was approved.

As you know, we are very proud of the SPP, which links a unique component of the Department of Defense - a state's National Guard - with the armed forces of a partner country in a cooperative, mutually beneficial relationship. We fully expect the Qatar-West Virginia partnership to play a major role in promoting peace and regional stability.

Thank you for your commitment to the SPP, and for your continued dedication to protecting freedom at home and abroad.

Congratulations!

V/r  
Mike

Miguel E. Cosio, Capt, USAF  
National Guard Bureau Legislative Liaison - Joint Programs  
1636 Defense Pentagon, Room 1D163  
Washington, DC 20301  
Comm: (703) 614-1235

CLASSIFICATION: UNCLASSIFIED