

From: Michael Donoghue [<mailto:vermontnewsfirst@gmail.com>]
Sent: Monday, December 12, 2016 2:44 PM
To: London, Sarah <Sarah.London@vermont.gov>
Cc: Allen, Susan <Susan.Allen@vermont.gov>; Coriell, Scott <Scott.Coriell@vermont.gov>
Subject: Donoghue checking in: Public Records Request 2016-12-7

Hi Sarah,

Hope all is well. Just left a message about this records request.

1. Please consider this a request under Vermont's Public Records Law for all requests made for pardons concerning Governor Shumlin's offer to grant a Governor's pardon to those seeking to have criminal court convictions for minor amounts of marijuana wiped off their records.

We are interested in:

A) securing a list of those that apply for pardons.

This would include those filling out the form that Gov. Shumlin has on his website, but also those that apply in any other form of record, including, but not limited to letters, emails, text messages, voice mails, personal meetings or any other form of communication received by the office.

B) getting actual copies of any and all pardons as they are approved by Governor Shumlin.

C) Getting the process and costs for the process.

Are the same standards used in the past 5 plus years being used for obtaining and reviewing pardons? If not, what is different? Who is doing each individual investigation? Will the prosecutor, investigating officer/police department be interviewed? Who else is interviewed in these cases?

Also we are interested in learning who is actually doing all the work to investigate each case and to cross check all the criminal records of all the people that apply and several other related questions. Based on the Governor's statements he made it sound like criminal record checks will be done for all 50 states and for federal convictions, and also checking with all the courts to determine if any charges are pending.

The Governor has said the number could be up to 17,000 people. What is that projected cost?

How much is budgeted for the investigations?

How much is budgeted for the court personnel, police agencies and others to go through and expunge or change their records?

Also it was interesting to read on the form (see below) some of the details. One line indicated the pardon can be revoked if not everything was above board. Knowing Governor Snelling was told he could not revoke a full pardon, what is the basis for Gov. Shumlin's statement that he could revoke a

pardon? And what criminal or civil penalties is he talking about?

Please call when you have a chance.

Thanks.

Mike Donoghue
Vermont News First
(802) 310-7866

- * Is eighteen (18) years old or older and believes/understands the meaning of an oath.
- * Has not been convicted of any felonies or violent crimes in the State of Vermont or in any other state or federal jurisdiction.
- * Does not have any charges pending against me in the State of Vermont or in any other state or federal jurisdiction.
- * Agrees to notify the Governor's Office immediately of any other changes in or updates to status or to the answers to the application questions.
- * **Understands that if the Governor grants a pardon and then later discovers that any information provided on the application or throughout the pardon process is false, incomplete and/or incorrect, criminal or civil penalties may be imposed, and the Governor may revoke the pardon.**
- * Certifies good standing with respect to, or in full compliance with, a plan to pay any and all taxes due to the State of Vermont. A person is in good standing with respect to any and all taxes payable if: 1) no taxes are due and payable and all returns have been filed; or 2) the liability for any taxes due and payable is on appeal; or 3) the person is in compliance with the payment plan approved by the Tax Commissioner.
- * Certifies compliance with any and all child support obligations.
- * Acknowledges understanding that any application for pardon and records gathered in connection with investigating a pardon application may be public records subject to disclosure if someone makes a request for them under Vermont's public records law.
- * Acknowledges understanding that this is a sworn application, and that if any of the statements are willfully false, applicant may be subject to punishment