

From: Mishaan, Jessica
Sent: Wednesday, April 20, 2016 11:59 AM
Subject: response to public records request

All, you each have requested records that are under a litigation hold issued by the Attorney General's Office. We have been formally advised by the Attorney General's Office that, at least at this time, records under the hold shall be considered exempt from disclosure under the relevant to litigation exemption of the Access to Public Records Act, 1 V.S.A. § 317(c)(14). Many records of the Governor's Office are under the litigation hold because they contain certain search terms, such as EB5, EB-5, Bill Stenger, Ariel Quiros, Q Burke, etc. Some of the records include draft speeches of the Governor's, which reference the EB-5 program. These types of records are typically exempt as executive privileged communications, which the Governor's Office may waive. At this time, under the advice of the Attorney General's Office, we will withhold any EB-5 related records that are under the litigation hold pursuant to 1 V.S.A. § 317(c)(14). We will continue to update you regarding any change in the status of these records, as well as any additional information that we are able to provide.

If you feel that records have been withheld in error, you may appeal to the Governor's Chief of Staff, Darren Springer.

Thank you,

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