

From: Murphy, Laura <Laura.Murphy@vermont.gov>

Sent: Wednesday, November 22, 2023 4:48 PM

To: Alex Nelson <Anelson@sheeheyvt.com>

Cc: Mishaan, Jessica <Jessica.Mishaan@vermont.gov>; Devin Mcknight <DMcKnight@sheeheyvt.com>; Hannah C. Waite <HWaite@sheeheyvt.com>; Vermont_SHB <Vermont_SHB@shb.com>; Zachary M. York <zyork@sheeheyvt.com>; Ian Carleton <icarleton@sheeheyvt.com>

Subject: RE: Public Records Act Request -- AGO

Dear Alex,

Please see the attached letter and table.

Regards,
Laura



STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER, VT
05609-1001

November 22, 2023

Alexandrea L. Nelson
Sheehey Furlong & Behm PC
30 Main Street, PO Box 36
Burlington, VT 05402
By email to: anelson@sheeheyvt.com

Dear Alex:

I write regarding your inquiry into whether the Attorney General's Office would provide a privilege log for the documents we withheld when we produced records in response to your public records request of August 25, 2023.

While the Public Records Act requires a custodian withholding records to identify the records withheld and the basis, it does not require an index, privilege log, or any particular level of specificity. *See* 1 V.S.A. § 318(b)(2). Nevertheless, in an effort to be helpful, we are providing the attached table with additional description of the withheld documents. As explained in my letter of September 15, many of the emails are reproduced in other withheld email chains and some attachments are duplicative of other attachments and/or standalone custodial files. Our review of the withheld documents to produce this table did not identify additional documents that should be produced.

If you believe any information or records have been withheld in error, you may appeal to Deputy Attorney General Robert McDougall at Robert.McDougall@vermont.gov.

Sincerely,

/s/ Laura B. Murphy
Laura B. Murphy
Assistant Attorney General
Environmental Protection Unit

| | | | | | |
|---|--|--|--|--|-----------------|
| | | AGO - Environmental Unit | | | |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | <AGO.EnvironmentalUnit@vermont.gov> | | | 2/22/2023 20:34 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Persampieri, Nick" <nick.persampieri@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/1/2023 21:49 |
| | "Persampieri, Nick" <nick.persampieri@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov> | | | 3/2/2023 15:42 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/2/2023 16:24 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov> | | | 3/2/2023 19:47 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/3/2023 15:19 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Persampieri, Nick" <nick.persampieri@vermont.gov> | | | 3/3/2023 15:41 |
| | "Persampieri, Nick" <nick.persampieri@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/3/2023 15:45 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/3/2023 17:54 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/6/2023 17:09 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Hereth, Megan" <Megan.Hereth@vermont.gov> | | | 3/9/2023 0:43 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/14/2023 18:37 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 4/28/2023 21:48 |
| Category 4A Emails between Deputy Attorney General Robert McDougall and AAG Justin Kolber and/or AAG Laura Murphy discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33. (emails) | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation. | | | | |
| | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | | 3/8/2023 23:34 |
| | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | | 3/9/2023 3:47 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | | | 3/9/2023 12:34 |
| | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | | 3/9/2023 15:58 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | | | 3/9/2023 16:04 |
| | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | | 3/9/2023 16:05 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | | | 3/9/2023 16:32 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/9/2023 18:27 |
| | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/9/2023 18:37 |
| (emails with attachments--working draft of legislation) | | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | 3/10/2023 17:52 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | 3/1/2023 19:12 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | | | 3/8/2023 23:42 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | | | 3/9/2023 0:19 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | | 3/9/2023 20:22 |
| Category 4B Email between Deputy Attorney General Robert McDougall and AAG Justin Kolber and/or AAG Laura Murphy discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33 that also discusses anticipated litigation. (email with attachments--memo regarding anticipated litigation) | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation and anticipated litigation. Work Product Prepared in anticipation of litigation. | | | | |
| Category 5A Emails between AAG Justin Kolber and/or AAG Laura Murphy and one or more attorneys, sometimes including staff, at the Agency of Natural Resources discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33. (emails) | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation. | | | | |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | 2/9/2023 18:26 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Zaikowski, John" <John.Zaikowski@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/8/2023 23:55 |
| | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "McNamara, Ed" <Ed.McNamara@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/16/2023 2:44 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | "McNar" <McNar@vermont.gov> | 3/16/2023 3:17 |
| | "McNamara, Ed" <Ed.McNamara@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | | 3/16/2023 10:55 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | | 3/16/2023 12:32 |
| | "McNamara, Ed" <Ed.McNamara@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | | 3/16/2023 12:45 |
| (emails with attachments -- working draft of legislation) | | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 4/17/2023 17:32 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McNamara, Ed" <Ed.McNamara@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | 3/1/2023 22:31 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McNamara, Ed" <Ed.McNamara@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | 3/6/2023 17:02 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Zaikowski, John" <John.Zaikowski@vermont.gov> | "McNamara, Ed" <Ed.McNamara@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | 3/6/2023 17:12 |
| | "Smith, Hannah" <Hannah.Smith@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | | 3/9/2023 14:04 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Smith, Hannah" <Hannah.Smith@vermont.gov> | "Zaikowski, John" <John.Zaikowski@vermont.gov> | "McNamara, Ed" <Ed.McNamara@vermont.gov> | 3/9/2023 18:18 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | | 4/17/2023 17:41 |
| Category 5B Emails between AAG Justin Kolber and/or AAG Laura Murphy and one or more attorneys, sometimes including staff, at the Agency of Natural Resources discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33 that also reference anticipated litigation. (emails) | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation and anticipated litigation. Work Product Prepared in anticipation of litigation. | | | | |

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|--|---|---|---|-----------------|
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "McNamara, Ed" <Ed.McNamara@vermont.gov>, "Smith, Hannah" <Hannah.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 2/28/2023 3:02 |
| | "Kolber, Justin" | "Valcour, Simonne" <Simonne.Valcour@vermont.gov> | | 3/1/2023 18:09 |
| Category 6 | Attorney-Client | | | |
| <p>Emails between intern Bradford Allen and AAG Justin Kolber and/or AAG Laura Murphy discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33. (emails)</p> | <p>Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation.</p> | | | |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 3/20/2023 14:30 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 5/8/2023 13:29 |
| | "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 5/8/2023 13:36 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Allen, Bradford" <Bradford.Allen@partner.vermont.gov>, "Kolber, Justin" <justin.kolber@vermont.gov> | | 5/8/2023 13:42 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | | 5/8/2023 14:08 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | | 5/8/2023 17:42 |
| | "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 5/8/2023 18:32 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 5/10/2023 15:39 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov>, "Allen, Bradford" <Bradford.Allen@partner.vermont.gov> | | 5/10/2023 16:33 |
| Category 7 | Attorney-Client | | | |
| <p>Emails between AAG Justin Kolber and/or AAG Laura Murphy and AAGs Eleanor Spottswood, Rachel E. Smith, and/or Laura Rowntree discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33. (emails)</p> | <p>Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation.</p> | | | |
| | "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/2/2023 15:15 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/2/2023 16:30 |
| | "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/8/2023 13:40 |
| | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/8/2023 13:45 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov>, "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/8/2023 14:32 |
| | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/10/2023 17:36 |
| | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 4/10/2023 18:08 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | | 4/11/2023 13:51 |
| (emails with attachments--working draft of legislation) | | | | |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov>, "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/1/2023 22:03 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov>, "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/6/2023 17:07 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Rowntree, Laura" <Laura.Rowntree@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 3/9/2023 21:19 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Spottswood, Eleanor" <Eleanor.Spottswood@vermont.gov>, "Smith, Rachel E." <Rachel.E.Smith@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | 4/10/2023 17:10 |
| Category 8 | Attorney-Client | | | |
| <p>Emails between AAG Justin Kolber and/or AAG Laura Murphy and private litigation counsel for the State (Seeger Weiss LLP and/or Grant & Eisenhofer) discussing or reflecting advice and/or considerations regarding the Attorney General's proposed revisions to 5.33 and discussing, referencing, and/or in the context of anticipated litigation. (emails)</p> | <p>Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation and anticipated litigation.</p> <p>Work Product Prepared in anticipation of litigation.</p> | | | |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Kyle McGee" <Kmcgee@gelaw.com> | 2/22/2023 18:51 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Kyle McGee" <Kmcgee@gelaw.com> | 2/22/2023 20:41 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Kyle McGee" <Kmcgee@gelaw.com> | 2/22/2023 21:55 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 3/1/2023 21:39 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Kyle McGee" <Kmcgee@gelaw.com> | 3/2/2023 20:07 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Matt Pawa <MPawa@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Kyle McGee" <Kmcgee@gelaw.com> | 3/2/2023 21:37 |
| | Steven Daroci <SDaroci@SeegerWeiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Wes Kelman" <Wkelman@seegerweiss.com> | 3/3/2023 14:46 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Kyle McGee" <Kmcgee@gelaw.com> | 3/3/2023 14:46 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Wes Kelman" <Wkelman@seegerweiss.com> | 3/3/2023 15:34 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Kyle McGee" <Kmcgee@gelaw.com> | 3/6/2023 13:52 |
| | Kyle McGee <Kmcgee@gelaw.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Matt Pawa" <MPawa@seegerweiss.com>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com> | 3/9/2023 18:54 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Kyle McGee <Kmcgee@gelaw.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Matt Pawa" <MPawa@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/9/2023 18:57 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Kolber, Justin" <justin.kolber@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/9/2023 19:24 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/9/2023 20:18 |
| | Kyle McGee <Kmcgee@gelaw.com> | "Kolber, Justin" <justin.kolber@vermont.gov> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | 3/16/2023 14:59 |
| | Wes Kelman <Wkelman@seegerweiss.com> | Kyle McGee <Kmcgee@gelaw.com>, "Kolber, Justin" <justin.kolber@vermont.gov> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | 3/16/2023 15:01 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Wes Kelman <Wkelman@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/16/2023 15:27 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Wes Kelman <Wkelman@seegerweiss.com>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Wes Kelman" <Wkelman@seegerweiss.com>, "Ben Krass" <BKrass@seegerweiss.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/21/2023 18:37 |

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|---|---|---|--|--|
| | | | Wes Kelman <Wkelman@seegerweiss.com>, Kyle McGee <kmcgee@gelaw.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | |
| | Matt Pawa <MPawa@seegerweiss.com> | "Kolber, Justin" <justin.kolber@vermont.gov> | Wes Kelman <Wkelman@seegerweiss.com>, Kyle McGee <kmcgee@gelaw.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/21/2023 22:06 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Matt Pawa <MPawa@seegerweiss.com> | Wes Kelman <Wkelman@seegerweiss.com>, Kyle McGee <kmcgee@gelaw.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/22/2023 0:23 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Kolber, Justin" <justin.kolber@vermont.gov> | Wes Kelman <Wkelman@seegerweiss.com>, Kyle McGee <kmcgee@gelaw.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/22/2023 0:25 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Matt Pawa <MPawa@seegerweiss.com> | Wes Kelman <Wkelman@seegerweiss.com>, Kyle McGee <kmcgee@gelaw.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/22/2023 0:27 |
| (emails with attachments-working draft of legislation, legal research, and/or memo regarding anticipated litigation) | | | | |
| | Matt Pawa <MPawa@seegerweiss.com> | "Justin.kolber@vermont.gov" <justin.kolber@vermont.gov>, "Laura.Murphy@vermont.gov" <Laura.Murphy@vermont.gov>, Matt Pawa <MPawa@seegerweiss.com>, Wes Kelman <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, "Viola Vetter (vvetter@gelaw.com)" <vvetter@gelaw.com>, "Jason Wilson (twilson@gelaw.com)" <jwilson@gelaw.com>, Wes Kelman <Wkelman@seegerweiss.com> | 2/1/2023 15:51 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Matt Pawa <MPawa@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, "Viola Vetter (vvetter@gelaw.com)" <vvetter@gelaw.com> | 3/1/2023 21:23 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Kolber, Justin" <justin.kolber@vermont.gov>, Wes Kelman <Wkelman@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/2/2023 20:05 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Matt Pawa" <MPawa@seegerweiss.com>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, "vvetter" <vvetter@gelaw.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/2/2023 22:25 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, "vvetter" <vvetter@gelaw.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/3/2023 17:51 |
| | Matt Pawa <MPawa@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, Wes Kelman <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/3/2023 20:25 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, "vvetter" <vvetter@gelaw.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/3/2023 23:46 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Matt Pawa" <MPawa@seegerweiss.com>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Wes Kelman" <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, "vvetter" <vvetter@gelaw.com>, "Steven Daroci" <SDaroci@SeegerWeiss.com> | 3/9/2023 18:49 |
| | "Kolber, Justin" <justin.kolber@vermont.gov> | Matt Pawa <MPawa@seegerweiss.com>, "Murphy, Laura" <Laura.Murphy@vermont.gov>, Wes Kelman <Wkelman@seegerweiss.com> | "Kyle McGee (kmcgee@gelaw.com)" <kmcgee@gelaw.com>, vvetter <vvetter@gelaw.com>, Steven Daroci <SDaroci@SeegerWeiss.com> | 3/16/2023 14:58 |
| Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation and anticipated litigation. | | | | |
| Category 2 Email between AAG Laura Murphy and AAGs David Golubock and Justin Kolber regarding anticipated litigation and S.33. (email) | | | | |
| | Work Product Prepared in anticipation of litigation. | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kolber, Justin" <justin.kolber@vermont.gov> | "Golubock, David" <David.Golubock@vermont.gov> |
| Category 10A Records from custodian AAG Laura Murphy: - Nine working drafts of the Attorney General's proposed revisions to S.33; - Two sets of notes regarding the Attorney General's proposed revisions to S.33 and preparation for testimony, and two emails to self containing one of each. | | | | |
| | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation. | | | |
| Category 10B Records from custodian AAG Laura Murphy: - Working draft of S.33 with comments from the State's private litigation counsel (Seeger Weiss LLP). - A summary of Agency of Natural Resources litigation matters being handled by the Attorney General's Office prepared for the Attorney General. | | | | |
| | Work Product Prepared in anticipation of litigation. | | | |
| Category 11 Records from custodian AAG Justin Kolber: - Notes for testimony; - Email to self containing draft email to legislator. | | | | |
| | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation. | | | |
| Category 12 Emails from AAG Ryan Kane and AAG Laura Murphy to AAGs Leslie Welts, Justin Kolber, and Eleanor Spottwood and Deputy Attorney General Robert McDougall discussing Francis Nesti v. Agency of Transportation et al. decision. (emails) | | | | |
| | Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding the meaning of case law. | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Welts, Leslie" <Leslie.Welts@vermont.gov>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Spottwood, Eleanor" <Eleanor.Spottwood@vermont.gov>, "Kane, Ryan" <Ryan.Kane@vermont.gov>, "McDougall, Robert" <robert.mcdougall@vermont.gov> | 1/6/2023 16:59 |
| | "Kane, Ryan" <Ryan.Kane@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov>, "Welts, Leslie" <Leslie.Welts@vermont.gov>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Spottwood, Eleanor" <Eleanor.Spottwood@vermont.gov>, "McDougall, Robert" <robert.mcdougall@vermont.gov> | 1/6/2023 17:06 |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Kane, Ryan" <Ryan.Kane@vermont.gov>, "Welts, Leslie" <Leslie.Welts@vermont.gov>, "Kolber, Justin" <justin.kolber@vermont.gov>, "Spottwood, Eleanor" <Eleanor.Spottwood@vermont.gov>, "McDougall, Robert" <robert.mcdougall@vermont.gov> | 1/9/2023 13:29 |
| Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation. | | | | |
| Category 13 Email from Chief of Staff Lauren Jandt to members of the Governor's Office, cc Deputy Attorney General Robert McDougall, regarding S.33. (email) | | | | |
| | Executive Privilege Communication for the purpose of advising the Governor. | "Jandt, Lauren" <Lauren.Jandt@vermont.gov> | "Pallas, Karen" <Karen.Pallas@vermont.gov>, "Smith, Kendal" <Kendal.Smith@vermont.gov>, "Jane Johnson" <Jane.Johnson@vermont.gov> | "McDougall, Robert" <robert.mcdougall@vermont.gov> |
| Attorney-Client Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding anticipated litigation. | | | | |
| Category 14 Emails between AAG Laura Murphy and private litigation counsel for the State (Seeger Weiss LLP) regarding continuing tort. (emails) | | | | |
| | Work Product Prepared in anticipation of litigation. | Matt Pawa <MPawa@seegerweiss.com> | "Laura.Murphy@vermont.gov" <Laura.Murphy@vermont.gov> | Ben Krass <Bkrass@seegerweiss.com> |
| | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Ben Krass" <Bkrass@seegerweiss.com>, "Matt Pawa" <MPawa@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 1/25/2023 18:36 |
| | Wes Kelman <Wkelman@seegerweiss.com> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | "Murphy, Laura" <Laura.Murphy@vermont.gov> | 2/16/2023 19:32 |
| (email with attachments-legal research) | | | | |
| | Ben Krass <Bkrass@seegerweiss.com> | Matt Pawa <MPawa@seegerweiss.com> | "Laura.Murphy@vermont.gov" <Laura.Murphy@vermont.gov> | 1/25/2023 18:40 |

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| | <p><u>Attorney-Client</u> Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding anticipated litigation.</p> |
| <p><u>Category 15</u> Email from AAG Laura Murphy to Attorney General Clark conveying legal research and memo. (email with attachments—legal research and memo regarding anticipated litigation)</p> | <p><u>Work Product</u> Prepared in anticipation of litigation.</p> |
| <p><u>Category 16</u> AGO spreadsheet containing legislative tracking information and notes regarding the Attorney General's work in relation to S.33 and other bills.</p> | <p><u>Attorney-Client</u> Confidential communications made for the purpose of facilitating the rendition of professional legal services to the Attorney General regarding proposed legislation.</p> |

"Murphy, Laura" <Laura.Murphy@vermont.gov>

"Clark, Charity" <Charity.R.Clark@vermont.gov>

2/13/2023 19:14