

**From:** Kranichfeld, Bram  
**Sent:** Thursday, January 31, 2019 3:31 PM  
**To:** 'pbooth@keenesentinel.com' <[pbooth@keenesentinel.com](mailto:pbooth@keenesentinel.com)>  
**Subject:** FW: Attached Image

Mr. Cuno-Booth,

Attached is our response to your January 28, 2019 records request.

Sincerely,

Bram Kranichfeld  
Assistant Attorney General  
Office of the Attorney General  
Division Chief, Criminal Division  
109 State Street  
Montpelier, VT 05609  
(802) 828-5517 (phone)  
[bram.kranichfeld@vermont.gov](mailto:bram.kranichfeld@vermont.gov)

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January 31, 2019

Paul Cuno-Booth  
Reporter, Keene Sentinel  
pbooth@keenesentinel.com  
603-355-8566  
60 West St.  
Keene, NH 03431

Re: Public Records Request of January 28, 2019

Dear Mr. Booth:

Thank you for your public records request regarding the May 4, 2018 shooting of Mark Triolo, received by our office on January 28, 2019, wherein you requested the following:

1. Any memo, report, email, letter or other document summarizing the Vermont Office of the Attorney General's review of the shooting and/or the reasons for resolving the matter without charges.
2. The materials received from Vermont State Police related to the shooting and used in the Office of the Attorney General's investigation. Such materials were referenced in an Aug. 30, 2018 statement from the Office of the Attorney General and the Windham County State's Attorney.

We have determined the responsive records in our possession are presently exempt from disclosure under the following statutory exemptions:

1. 1 V.S.A. § 317(c)(3), which applies to records "which, if made public...would cause the custodian to violate duly adopted standards of ethics or conduct for any profession regulated by the State," (Rules of Professional Conduct 3.6 and 3.8 apply given the pending federal case); and

2. 1 V.S.A. § 317(c)(5)(A), which provides that records dealing with the investigation of a crime are exempt from production where production “(i) could reasonably be expected to interfere with enforcement proceedings; (ii) would deprive a person of a right to a fair or an impartial adjudication; (iii) could reasonably be expected to constitute an unwarranted invasion of personal privacy”.

To the extent that this constitutes a denial of your request, you can submit a written appeal of this decision to:

Joshua Diamond  
Deputy Attorney General  
109 State Street  
Montpelier, VT 05609.

Sincerely,



Bram Kranichfeld  
Assistant Attorney General

Electronically Transmitted