

**From:** [Curtis, Christopher](#)  
**To:** [Save Marlboro College](#)  
**Subject:** PRA Response  
**Date:** Monday, March 9, 2020 12:54:00 PM  
**Attachments:** [Cover Ltr - Heck - 03"09"2020.pdf](#)  
[Heck PRA Response 3.pdf](#)  
[Heck PRA Response 4.pdf](#)

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Dear Mr. Heck (Martin),

Attached please find a response to your most recent public records act (PRA) request. I hope this is helpful.

Best, Christopher

Christopher J. Curtis  
Chief, Public Protection Division  
Office of the Attorney General  
State of Vermont  
109 State Street  
Montpelier, VT 05609  
802-828-5586

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

March 9, 2020

Mr. Martin Heck



SENT BY ELECTRONIC MAIL:



Dear Mr. Heck,

Thank you for your recent public records act request of March 4, 2020. You requested any notice of a proposed plan of merger (and/or an actual plan of merger itself) submitted to this Office by Marlboro College (or the Corporation of Marlboro College); and any correspondence relating to Marlboro College to or from persons or entities (including anyone affiliated with Marlboro College, or the Corporation of Marlboro College itself) in the community since February 16 and the present. And, you requested I double-check any email correspondence received from Nov. 13, 15, and 27 (of 2019) to provide you with a name and/or town or residence if previously redacted.

Attached please find records responsive to your request. Please note that this office previously produced unredacted name/town information to you for emails dated November 15, 17, and 18. You may find those documents at the following public link (sent to you and previously posted at our website): <https://ago.vermont.gov/wp-content/uploads/2020/02/2020-02-10-Curtis-response-to-Heck-w-docs.pdf>. We do not have a record of email correspondence dated November 13. Information contained in internal communications of the Attorney General's Office that contains work product, attorney client communication, or personal information is redacted pursuant to 1 V.S.A. §§ 317(c)(1), (3), (4), and (7).

If you feel information has been withheld (redacted) in error, you may appeal to the Deputy Attorney General Josh Diamond. We hope the attached information is helpful to you.

Thank you for reaching out to our office.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Curtis".

Christopher J. Curtis  
Chief, Public Protection Division

## Curtis, Christopher

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**From:** Renner, Jamie  
**Sent:** Wednesday, November 20, 2019 9:25 AM  
**To:** Curtis, Christopher  
**Subject:** FW: Contact Form submitted on Office of the Vermont Attorney General

Fyi – to discuss

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**From:** Matthews, Deborah <Deborah.Matthews@vermont.gov>  
**Sent:** Monday, November 18, 2019 10:13 AM  
**To:** Renner, Jamie <Jamie.Renner@vermont.gov>  
**Subject:** FW: Contact Form submitted on Office of the Vermont Attorney General

Jamie, does this fall under your umbrella?

### *Deb Matthews*

Administrative Assistant  
Office of the Attorney General | GCAL  
109 State Street, 3<sup>rd</sup> Floor  
Montpelier, VT 05609  
Phone | 802-828-3689  
E-Mail \ [deborah.matthews@vermont.gov](mailto:deborah.matthews@vermont.gov)

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**From:** Office of the Vermont Attorney General <[ago.helpdesk@vermont.gov](mailto:ago.helpdesk@vermont.gov)>  
**Sent:** Friday, November 15, 2019 4:42 PM  
**To:** AGO - Info <[AGO.Info@vermont.gov](mailto:AGO.Info@vermont.gov)>  
**Subject:** Contact Form submitted on Office of the Vermont Attorney General

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Name	Douglas
Last	Franklin
Email	[REDACTED]
Phone Number	[REDACTED]
Mailing Address (required for a response)	[REDACTED] South Wellfleet, Massachusetts 02663
Subject	Intended closure/merger of Marlboro College with Emerson College--a parental question
Message	Does the Attorney General of the State of Vermont have any oversight responsibilities with regard to a Vermont educational institution closing/merging with an out of state educational institution? Does the Attorney General have regulatory authority to determine if the Trustees of Marlboro College have

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complied with terms and conditions of all gifts and grants to the college as a result of over sixty years of fundraising? Is there any state review mechanism of a educational board of trustees decision to gift Vermont charitable assets including real property to an out of state institution? When a Vermont charitable organization ceases operations, shouldn't those assets be distributed within Vermont for similar charitable purposes?

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**From:** [REDACTED]  
**To:** [AGO - Info](#)  
**Subject:** Freedom of information question  
**Date:** Monday, February 24, 2020 9:19:48 AM

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**EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.**

Good morning,

I'm Shaw Izikson, graduate from Marlboro College in 1998. The college is in the middle of negotiations with Emerson College for a merger.

Just recently the college's selectboard made the following decision, as quoted below from an online post:

**\*\*NOTE:** In light of recent events, Selectboard has made the decision to circulate a more abbreviated procedural version of the minutes for both Selectboard and Town Meetings. The transcript-style minutes still exist but will not be shared outside of the immediate members of the respective bodies of Selectboard and Town Meeting.\*\*

Both the selectboard and town meeting is made up of faculty, staff and students.

My question is if FOI laws cover colleges like Marlboro and if the college is within its rights not to share meeting minutes?

-Thanks,  
Shaw