

From: [Martin Heck](#)
To: [AGO - Info](#)
Cc: [Curtis, Christopher](#); [Renner, Jamie](#)
Subject: Public Records Request
Date: Monday, July 20, 2020 1:23:00 PM
Attachments: [Mail - Save Marlboro College - Outlook.pdf](#)
[Mail - Save Marlboro College ... Outlook.pdf](#)

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

Mr. Attorney General Donovan,

It is my position that you are not complying with law.

Please consider an appeal to be made regarding your decision to deny timely access to public documents.

I believe it is not the first time that your office has had a problem in this area.

I appears from the most recent email from Mr. Renner, that you received recently, perhaps today, yet more documents from Marlboro College. Although the documents were just received, Mr. Renner previously indicated that the 20 day clock the AGO has to evaluate the situation will not be reset. So the AGO is saying that the documents cannot be provided to be without implement this 10 day extension rule, however the AGO feels confident it can make its decision on the documents with in a day or two.

I read the law on this a little and there appears to be circumstances that indicate your option to delay the documents does not apply to an urgent situation, which I believe this to be.

I feel that you have failed in your obligations to protect the interests Vermont nonprofit colleges, specifically Marlboro College. I feel that you had an obligation a long time ago to take actions to remove this board of trustees for their breach of fiduciary responsibility to The Corporation of Marlboro College.

I seek today a commitment from you that you reset the 20 day timeframe your office has to evaluate the situation, consistent with the dates that you received the additional required information.

I also wish unredacted copies of everything immediately or with an explanation of who redacted what and why. I find it remarkable that lawyers for Marlboro College feel that they have the right to redact information from the AGO that is relevant to the review. Equally remarkable is that your office feels it can deny or hinder public documents. I am also concerned with the conversations by phone conducted between your office and the various Marlboro college lawyers. These communications should be recorded and on the record.

I intent to ask the court today for help to get documents from your office as well as stop the progress until such documents are produced and given to the public without illegal redactions. Once that occurs, your 20 day review clock can begin perhaps, however, I feel there is enough evidence in front of your today to begin the process of removing the current board of trustees of The Corporation of Marlboro College.

Martin Heck

Martin Heck
Director
Save Vermont Colleges Corporation
P.O. Box 75
Putney, VT 05346

Tel: 802-689-2999

<https://SaveVermontColleges.org/>

Re: Your Public Records Request

Save Marlboro College <martin@savemarlborocollege.org>

Mon 7/20/2020 8:43 AM

To: Renner, Jamie <Jamie.Renner@vermont.gov>

Jamie:

When did you receive the most recent set of documents from Marlboro College?

Is the AGO going to reset the 20 day clock in its response to the College regarding the sale of campus and transfer of assets to Emerson College in Boston, Massachusetts.

Martin

Martin Heck

Save Marlboro College, Director

802-689-2999

P.O. Box 75

Putney, Vermont 05346

<http://www.savemarlborocollege.org>

From: Renner, Jamie <Jamie.Renner@vermont.gov>

Sent: Sunday, July 19, 2020 10:39 PM

To: Save Marlboro College <martin@savemarlborocollege.org>

Cc: Mishaan, Jessica <Jessica.Mishaan@vermont.gov>

Subject: Your Public Records Request

Martin:

Attached are additional records responsive to your public records request regarding Marlboro College. These records have been redacted pursuant to 1 V.S.A. 317(c)(7) . To the extent you feel that these records have been wrongfully redacted, you may appeal to Deputy Attorney General Josh Diamond.

Additionally, further documents from Marlboro College have been received. Pursuant to 1 V.S.A 318(a) (5)(B), we invoke our right to additional time to respond to your Request due to the need to appropriately examine the records in question. We will further respond within ten business days of receipt of said records.

-Jamie

Jamie Renner

Assistant Attorney General

Office of the Vermont Attorney General

109 State Street, Montpelier, VT 05609

Dir: 802-828-5947

Your Public Records Request

Renner, Jamie <Jamie.Renner@vermont.gov>

Wed 7/15/2020 4:13 PM

To: Save Marlboro College <martin@savemarlborocollege.org>

Cc: Mishaan, Jessica <Jessica.Mishaan@vermont.gov>

Dear Mr. Heck:

On July 10, 2020, our Office received additional documents from Marlboro College potentially responsive to your Request regarding Marlboro College under the Public Records Act. Pursuant to 1 V.S.A 318(a)(5) (B), we invoke our right to additional time to respond to your Request due to the need to appropriately examine the records in question. We will further respond within ten business days of receipt of your request (which we consider to have been made on July 10, 2020).

If you feel information has been withheld or redacted in error, you may appeal to Deputy Attorney General Josh Diamond. Thank you for reaching out to our Office.

Regards,
Jamie

Jamie Renner
Assistant Attorney General
Office of the Vermont Attorney General
109 State Street, Montpelier, VT 05609
Dir: 802-828-5947