



**STATE OF NEW HAMPSHIRE  
OFFICE OF THE GOVERNOR**

**CHRISTOPHER T. SUNUNU**  
Governor

March 9, 2020

Louise Spencer  
3 Kent Street  
Concord, NH 03301

Dear Ms. Spencer:

I am writing this letter to provide a final response to your request, pursuant to Part 1, Article 8 of the New Hampshire Constitution and RSA 91-A, for copies of the following documents from August 1, 2019 through August 30, 2019:

1. All communications (including emails, email attachments, text messages, messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) calendar invitations, letters, memoranda, or other communications) between Governor Chris Sununu – or anyone communicating on his behalf, such as a scheduler or assistant – and any of the following individuals or entities:
  - a. Scott Walker
  - b. Adam Kincaid
  - c. Guy Harrison
  - d. Gail Gitcho
  - e. Lauren Bryan
  - f. Jason Torchinsky
  - g. Dale Oldham
  - h. Anyone communicating on behalf of the National Republic Redistricting Trust (NRRT) (thenrrt.org)
  - i. Anyone communicating on behalf of the American Legislative Exchange Council (ALEC) (alec.org)
  - j. Anyone communicating on behalf of the Republican State Leadership Committee (RSLC) (rslc.gop)
  
2. All communications (including emails, email attachments, text messages, messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) (such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) between (a) the individuals employed by the Office of the Governor and/or working on behalf of the Governor (as volunteers or otherwise), listed below in Column A, and (b) the individuals listed below in Column B:

**107 North Main Street, State House - Rm 208, Concord, New Hampshire 03301**

**Telephone (603) 271-2121 • FAX (603) 271-7640**

**Website: <http://www.governor.nh.gov/> • Email: [governorsununu@nh.gov](mailto:governorsununu@nh.gov)**

**TDD Access: Relay NH 1-800-735-2964**

Column A	Column B
<ul style="list-style-type: none"> <li>• Paul Collins</li> <li>• Jayne Millerick</li> <li>• DJ Bettencourt</li> <li>• Shannon Bettencourt</li> <li>• Christopher Ellms</li> <li>• Ben Vihstadt</li> <li>• John Formella</li> <li>• Harold Parker</li> <li>• Christopher Collins</li> <li>• Jay Flanders</li> </ul>	<ul style="list-style-type: none"> <li>• Scott Walker</li> <li>• Adam Kincaid</li> <li>• Guy Harrison</li> <li>• Gail Gitcho</li> <li>• Lauren Bryan</li> <li>• Jason Torchinsky</li> <li>• Dale Oldham</li> <li>• Anyone communicating on behalf of the National Republic Redistricting Trust (NRRT) (thenrrt.org)</li> <li>• Anyone communicating on behalf of the American Legislative Exchange Council (ALEC) (alec.org)</li> <li>• Anyone communicating on behalf of the Republican State Leadership Committee (RSLC) (rslc.gop)</li> </ul>

As an initial matter, please be advised that it is the long-standing position of the New Hampshire Department of Justice that RSA 91-A does not apply to the Governor's Office. Our office responds to such requests as inquiries pursuant to Part I, Article 8 of the New Hampshire Constitution to the extent applicable and subject to all privileges and defenses under New Hampshire law. While this office is therefore not subject to the 5-day timeline provided for in RSA 91-A, we endeavor to respond to all inquiries as soon as possible.

After reviewing your request, I have determined that this Office is not in possession of any governmental records that are responsive to your request. Please be advised that I have withheld 11 emails (along with some associated attachments) which, while in possession of office employees and arguably responsive to your request, are not considered governmental records because they were not created, sent or received by the relevant employees in furtherance of their official functions.

We now consider this request to be closed. If you have further questions on this request, please do not hesitate to contact me at [john.formella@nh.gov](mailto:john.formella@nh.gov) or 603-271-2121.

Sincerely,



John Formella  
Legal Counsel