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Town of Danville
Board of Selectmen
December 12, 2016
6:30pm

Video-Recorded

Selectmen Present: Chairman Shawn O'Neil, Vice-Chair Chris Giordano, Kimberly Farah, Judi Cogswell, Sheila Johannesen

Others present: Chief Wade Parsons, Bruce MacDougall & Alan Gould of MRI, Sharon Woodside, Justine Dufresne, Charles Lucas, Alexander Cooper, Katie Husson, Andrew Volinsky, Annie and Peter Olsen, Stefanie Dube, Marta Madiglian, David Duquette, Marie Greaves, Eric Cornell, Stacie O'Connor, John Russo, Nick Golden, Sandra Nelson, George Nelson, Allan Hess, Robert Loree, Carsten Springer, Kathy Beattie, Paul & Mary Ann DiStephano, Steve Woitkun, John Hughes, Anthony Pizzurro, Nellie Carr

Chairman O'Neil opened the meeting with a moment of silence for the troops who put themselves in harms way. All stood for the Pledge of Allegiance.

I. Budgets

a. 4140.2 Voter Registration

Budget is down due to there only being one election for next year.

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to approve the proposed 2017 budget for 4140.2 Voter registration for \$12,967; **motion passed.**

b. 4140.1 Town Clerk

Explained the need for someone about 9 hours a week to be trained to fill in for sick/vacation times. Looking to have books rebound, which is about \$250 per book.

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to approve the proposed 2017 budget for 4140.1 Town Clerk for \$8,649; **motion passed.**

c. 4441.1 General Assistance

Looking for an increase in stipend due to the increased amount of work that has been done

Selectman Farah made the motion, seconded by Selectman Cogswell, to approve the proposed 2017 budget for 4441.1 General Assistance for \$7,192; **motion passed.**

d. 4442.1 Direct Assistance

The rent has gone down substantially. Utilities went over budget due to increases in costs.

Vice-Chair Giordano made the motion, seconded by Selectman Johannesen, to approve the proposed 2017 budget for 4442.1 Direct Assistance for \$27,700; **motion passed.**

e. 4445.2 Vendor Payments

The only difference is Rockingham Meals on Wheels has requested an increase but the service has also increased by 30% just in Danville for residents.

Selectman Farah made the motion, seconded by, to approve the proposed 2017 budget for 4445.2 Vendor Payments for \$31,882; **motion passed.**

II. Minutes

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to approve the December 5, 2016 minutes as amended; **motion passed.**

Vice-Chair Giordano made the motion, seconded by Selectman Johannesen, to approve the December 8, 2016 public minutes as amended; **motion passed.**

Selectman Farah made the motion, seconded by Selectman Johannesen, to approve the December 8, 2016 non-public minutes as written; **motion passed.** Vice-Chair Giordano abstained.

Selectman Farah made the motion, seconded by Selectman Johannesen, to request a non-public with the council; **motion passed.** Selectman Cogswell in the nay.

Meeting came back to public session at 7:20 pm.

III. Municipal Resources/ Police Chief Discussion

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to go into non-public session under 91A(e); roll call vote

O'Neil-yes, Giordano-yes, Farah-yes, Johannesen-yes, Cogswell-yes; motion passed

Chief Wade Parsons requested that the meeting stay public and the Board granted that. The motion was cancelled.

Selectman Farah wanted an update from MRI on the status of the administrative report that was done. This report is still sealed, which makes it difficult to explain.

Town Council stated that it is not recommended to discuss the document in a public setting considering that it is a non-public document.

Selectman Farah made the motion, seconded by Selectman Farah, to move the meeting to non-public with MRI to discuss the contract with MRI with the Town Council; roll call vote

O'Neil-nay, Giordano-yes, Farah-yes, Johannesen-yes, Cogswell-nay motion passed.

Meeting came back to public session at 8:37pm

Chairman O'Neil made the motion, seconded by Selectman Cogswell, to cease MRI engagement about this PD matters; **motion failed.** Chairman O'Neil and Selectman Cogswell in the yai. Selectman Farah, Selectman Johannesen and Vice-Chair Giordano in the nay.

Carsten Springer asked to look at the onset of the conflict of interest. Due to the past and future workings of Selectman Johannesen and Chief Parsons, should Selectman Johannesen be asked to recuse herself to prevent the potential for future lawsuits due to a conflict of interest. Vice-Chair Giordano said that because Selectman Cogswell was a former employee that she should also be considered in the discussion about recusal. This was not discussed by the Board.

IV. Budgets

a. 4210.1 Police Department

COLA increases as noted in the budget. Part time salary was reduced as a result of proposal for a new position. Chief discussed increases and decreases throughout the budget with justifications.

Vice-Chair Giordano suggested adding two officers instead of one lieutenant to avoid being top heavy in administrators. Chief emphasized his need for a strong administrator and Vice-chair Giordano agreed to leave this up to the chief.

Chairman O'Neil made the motion, seconded by Vice-Chair Giordano, to approve the 2017 proposed budget for 4210.1 Police department for \$486,485; **motion passed unanimously.**

b. 4210.2 Animal Control

ACO Sheila Johannesen presented the Animal Control budget. She budgeted \$500 for 2016 budget and YTD spent was \$384 and proposed \$700 for veterinary expense. Selectman Cogswell asked what her rationale was for this budgeted item. This will be a level-funded line item. Communications budget has already been budgeted for under the PD budget so the budget was dropped to \$135.

The reported calls for 2016 were 334 per Ms. Johannesen. A document from PD stated that there were 322 calls.

Selectman Cogswell made the motion, seconded by Chairman O'Neil, to postpone the budget so the Board can review the information Selectman Cogswell distributed; **motion passed.**

c. Warrant Articles (Fire Department)

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to move the Fire Department Warrant Article to raise an appropriate \$160,000 through taxation and \$290,000 from capital reserve fund for the purchase of a new vehicle, forward; **motion passed unanimously.**

Purchase of a New Fire Rescue Vehicle

To see if the town will vote to raise and appropriate Four Hundred Fifty Thousand Dollars (\$450,000) to purchase and equip a Fire Rescue Vehicle of which Two Hundred Ninety Thousand Dollars (\$290,000) will be withdrawn from the Fire Dept. Capital Reserve Fund for Future Fire Dept. Vehicle Purchases capital reserve fund and to name the Board of Selectmen to be the agent to expend these funds. The remaining One Hundred Sixty Thousand Dollars (\$160,000) will be raised through taxation.

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to recommend by the Board of Selectmen; **motion passed 5-0.**

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to move the Fire Department Warrant Article to raise and appropriate \$100,000 to the capital reserve fund if the previous warrant article fails; **motion passed.**

Fire Dept. Capital Reserve Fund for Future Fire Dept. Vehicle Purchases

If article above fails, To see if the Town will raise and appropriate the sum of One Hundred Thousand Dollars (\$100,000) to be added to the Fire Dept. Capital Reserve Fund for Future Fire Dept. Vehicle Purchases previously established.

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to recommend by the Board of Selectman; **motion passed 5-0.**

Warrant Article to add \$30,160 to have two, week night fire personnel on call during week nights.

Vice-Chair Giordano made the motion, seconded by Selectman Farah, to move the above Warrant Article forward; **motion passed 5-0.**

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to recommend by the Board of Selectman; **motion passed 5-0.**

Fire Department Scheduled Weeknight On-Call Coverage

To see if the municipality will vote to raise and appropriate Thirty Thousand One Hundred Sixty Dollars (\$30,160) for the purpose of adding weeknight on-call coverage for 2 Firefighters/EMTs from 10pm–6am Sunday-Thursday at minimum wage (\$7.25/hour). This will be an extension of our current weekend on-call coverage and will ensure having 2 Fire Department members available during these hours.

Vice-Chair Giordano made the motion, seconded by Selectman Farah, to move Warrant article to add \$8,000 to the capital reserve fund for personal protective; **motion passed**

Vice-Chair Giordano made the motion, seconded by Selectman Cogswell, to recommend by the Board of Selectman; **motion passed 5-0.**

Protection of Personnel Equipment Capital Reserve Fund

To see if the Town will raise and appropriate the sum of Eight Thousand Dollars (\$8,000.00) to be added to the Protection of Personnel Equipment Capital Reserve Fund previously established for the future replacement of Self-Contained Breathing Apparatus (SCBA) to protect firefighters.

Two quotes to fix the 35 year old-generator were reviewed, and a third quote to replace the generator was discussed. It was decided to replace the stator in the existing generator instead of replacing the generator with a new one. Patty was asked to get a third quote to repair the stator and Vice-chair Giordano made the motion, seconded by Selectman Farah, to approve up to \$4500 to replace the stator in the generator; **motion passed.**

Selectman Johannesen confirmed the addition of five letters dated 9/21/16, 9/30/16, 10/6/16, 10/1/16, and 12/1/16 in regard to a previous investigation that began from the Selectmen's meeting on 9/12/16, be attached to these minutes. Vice-chair Giordano made the motion, seconded by Selectman Farah, to attach these letters to the 12/12/16 minutes; **motion passed.** (letters attached)

Meeting adjourned at approximately 10:10 pm

Respectively,

Meghan O'Neil
Recording Secretary

ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

RECEIVED
SEP 23 2016

September 21, 2016

Jason R.L. Major, Esquire
Douglas, Leonard & Garvey, PC
14 South Street, Suite 5
Concord, NH 03301

Re: Investigation into the Homicide of Jo-Anne Boucher

Dear Attorney Major:

It has come to my attention that you have contacted Victim Witness Advocate Brigit Feeney, who is the assigned advocate in the above-referenced matter, in connection with your representation of Danville's Elected Animal Control Officer Shelia Johannesen.

You should be aware that the investigation into Jo-Anne Boucher's death, which at this point has resulted in the arrest of Richard Moore on a charge of second-degree murder, has been led since the outset by the Office of the Attorney General and the New Hampshire State Police, Major Crime Unit. As I am sure you are aware, the Office of the Attorney General has exclusive jurisdiction in homicide cases. *See* RSA 7:6. The warrants and affidavits filed with the court in connection with Mr. Moore's arrest have all been sealed as the investigation into Ms. Boucher's murder remains active and ongoing. Under such circumstances it is axiomatic that any dissemination of any information connected to this investigation by any individual in their official capacity could significantly impede or hinder this investigation. In fact, such actions may fall under the purview of RSA 643:1.

It is with this in mind that I am writing to you to express my concern with public statements made by your client to the Danville Board of Selectmen at a meeting on September 12, 2016, in her official capacity and which concern this office's ongoing investigation into the murder of Jo-Anne Boucher. At that meeting your client made untrue statements about the procedures of the New Hampshire Attorney General's Office of Victim/Witness Assistance for placement of a victim's pets. Those procedures were correctly followed in this investigation and remain unchanged as a result of this investigation and our interactions with your client.¹

¹ The procedures can be found at <http://www.doj.nh.gov/criminal/victim-assistance/documents/homicide-survivor-guide.pdf>

cc: client

In addition, your client made statements concerning, in substance, the condition, location, and status of the victim's pet that were also untrue. In making these statements your client has not only purported to speak with authority on an investigation with which she has had no involvement, she has also spread misinformation in a recorded public setting concerning an ongoing murder investigation. Surely you can understand my concern for the integrity of this investigation under such circumstances.

Accordingly, I would ask that your client refrain from discussing this ongoing investigation and take any action you deem appropriate to remediate the statements which she has already made.

Thank you for your time and the attention you have given this matter. Please feel free to contact me if you have any questions or wish to discuss this matter further.

Sincerely,



Geoffrey W.R. Ward
Assistant Attorney General
Criminal Justice Bureau
(603) 271-3671
Fax: (603) 271-2110
geoffrey.ward@doj.nh.gov

GWW/gww
Enclosure

Copy to: Attorney General Joseph Foster
Chief Wade Parsons, Danville Police Department
Shawn O'Neil, Chairman, Danville Board of Selectmen

September 29, 2016

Geoffrey W.R. Ward
Assistant Attorney General
Criminal Justice Bureau
33 Capitol Street
Concord, NH 03301-6397

Re: Letter regarding Elected Animal Control Officer Sheila Johannesen

Dear Assistant Attorney General Ward,

I was made aware of your letter addressed to Attorney Jason Major of Douglas, Leonard & Garvey, PC, dated September 21, 2016 in regards to him contacting Victim Witness Advocate Brigit Feeney, about Elected Danville Animal Control Officer, Shelia Johannesen. After reviewing your letter, I am quite concerned about some of the assertions made regarding Ms. Johannesen's integrity, as well as my own. I am employed by the Town of Danville as a Police Corporal and have been a police officer for over 16 years. I am writing this letter in my individual capacity.

Your letter states concerns about statements made at a public Danville Board of Selectmen meeting on September 12, 2016 in regards to the Homicide investigation conducted by the Attorney General's Office.

I have reviewed the video of the meeting in question. Toward the end of the public meeting, Selectmen Kim Farrah brings up the issue of communication between the Police Chief, Wade Parsons and Ms. Johannesen. This was regarding an email that Ms. Johannesen had sent Chief Parsons that went unanswered, about the victim's pets. Chairman Shawn O'Neil in his official capacity as an elected selectman had been copied on the email chain from Chief Parsons. Chairman O'Neil took it upon himself to post this email chain between two elected Officials on a public Facebook page. Ms. Johannesen then speaks up when untrue and misleading information is present by Chairman O'Neil. This appears to be done in an effort to give an accurate representation on how the events unfolded.

In your letter, specifically you write, "your client made untrue statements about the procedures of the New Hampshire Attorney General's Office of Victim/Witness Assistance for placement of a victim's pets." You include a web site link in the footer for the procedures and then comment that the procedures were correctly followed in this investigation. I disagree with this statement entirely. On page 30 of the guide for victims of Homicide, it covers the placement of pets. It envisions the advocate arranging for placement of pets until such time that family can retrieve those pets. It also states that if nobody is available, then the advocate "will call the **town's animal control officer**, a local Humane Society or an animal shelter for assistance with placement until someone can retrieve them."

My concern is this was not done in this case. Instead, the dog was turned over to the police department to be held in a travel crate in the garage area at the Kimball Safety Complex. It should have been disclosed at this time that the Town of Danville does not possess adequate facilities for long term storage of animals and the animal control officer should have been requested to arrange for such. The citizens of Danville exercised their constitutional rights and elected Ms. Johannesen to carry out Animal Control related duties for the Town. Consequently, this matter was affirmed by Judge Andrew Schulman of the Rockingham Superior Court. Ms. Johannesen was never contacted by anyone from the Office of Victim/Witness Assistance or Police Department to provide for the proper transport, storage and placement of the victim's pets, until such time that the victim's family could make arrangements for them.

Additionally, your letter states that Ms. Johannesen "made statements concerning, in substance, the condition, location, and status of the victim's pets that were also untrue". Again, nothing specific that Ms. Johannesen stated during this meeting is reflected in your letter.

With this in mind, I would like to make you aware that I was one of the Danville Officer's on duty on the evening of September 6, 2016. I was briefed at shift change that the dog would likely be brought to the NHSPCA that evening, until a final determination could be made on placement. The dog at that time was secured in the travel crate in the garage area of the Kimball Safety Complex. At approximately 2200 hours I returned to the station and pulled into the garage area of the Kimball Safety Complex. As I walked past the travel crate I was startled by a dogs bark.

I saw that the dog was still in the travel crate. Another officer had been at the station most of the shift working on an arrest report, but had since left. I then called Ms. Johannesen inquiring why the dog was still there. Ms. Johannesen had no knowledge that the dog was still there and advised that she was going to call Chief Parsons to inquire why the dog was there. Ms. Johannesen asked when the dog was last taken out for a bathroom break. I advised that I wasn't sure, but would inquire with the other officer as they were at station most of the shift.

I spoke to the other officer who thought the dog was last let out around 4:30 or 5:00 pm, but wasn't sure and that [REDACTED] was asked by Chief Parsons to let the dog out for a bathroom break sometime during the shift, but had not yet. I was called back by Ms. Johannesen who advised she called Chief Parsons and got no answer and left a voicemail message on his phone. Ms. Johannesen advised she would be down to let the dog out and inquired on whether or not the dog had eaten dinner, so she knew if she needed to bring some food for it. I again advised that I was unsure but would check with the other officer and that my supervisor should also be made aware of the situation. Ms. Johannesen also wanted the supervisor to be notified. I contacted the supervisor and briefed him on the situation; [REDACTED] was also unaware that the dog was in the crate at the station. He agreed that Ms. Johannesen should have been notified to care for the dog. I then contacted the other officer again, who wasn't sure but thought the dog had been given some food, but said there was some concern over whether the food would make the dog sick, due to a food allergy.

Ms. Johannesen arrived at the station at approximately 2230 hours. She had brought some food from home for the dog. I went out to the garage area to speak to her and we found that a small white bowl that had contained water was completely empty, there was no other source of water for the dog in the travel crate and it was unknown how long the dog had been without water. The blanket in the crate was not wet and it didn't appear the water was spilled. There was a large high side metal bowl on top of the crate that contained some dog food. Ms. Johannesen advised that bowl should have been used for the water and the other bowl for the food.

Ms. Johannesen brought the dog outside for a bathroom break and cleaned and refilled the metal bowl with fresh water for the dog and placed some dry dog food in the white bowl. Ms. Johannesen advised that she would follow up with the Chief in the morning and asked if the overnight shift officer could take the dog out again sometime during that shift.

Ms. Johannesen advised that the crate should not be used for long term storage of animals and the dog should have been placed in a kennel, to which I agreed.

Finally, I am also aware that an on duty Danville Officer arrived at the end of the Selectmen's meeting on September 12, 2016 and berates Ms. Johannesen for discussing confidential information during the meeting. There was nothing that Ms. Johannesen stated during that meeting that could be construed, even remotely, to hinder or impede the homicide investigation. To make that implication is misleading and completely false. Ms. Johannesen was never privy to any confidential information regarding the homicide investigation, that wasn't already released by local media outlets.

This officer also states that Ms. Johannesen's statements about the dog being in the crate for a period of time with no water were false and untrue. That officer was not there that night, I was and made those observations first hand. The statement by that Officer is completely untrue.

You should also be aware that your letter that was sent to Chairman Shawn O'Neil in his official capacity was again placed by him on a public Facebook page in an effort to portray Ms. Johannesen in a false light.

I hope going forward this incident will be reviewed and will be a learning experience for those who are responsible for the care, treatment, transportation and temporary shelter of a homicide victim's pets.

Thank you for your time to review this matter. Please feel free to contact me if I can be of any further assistance.

Sincerely,

Jason Pond

ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL

ANN M. RICE
DEPUTY ATTORNEY GENERAL



September 30, 2016

RECEIVED
OCT 05 2016

County Attorney Patricia Conway
Rockingham County Attorney's Office
P.O. Box 1209
Kingston, NH 03848

RE: LAURIE NOTIFICATION


Dear County Attorney Conway:

A determination has been made that the individual identified below has engaged in conduct that may be subject to disclosure under State v. Laurie, 139 N.H. 325 (1995). The substance of the conduct at issue is discussed in my letter of September 21, 2016 to Attorney Major.

Officer's Name: Sheila Johannesen
Date of Birth: 12/10/1953
Police Department: Danville Police Department/Town of Danville
Date of Incident: September 12, 2016

Should you have any questions or wish to discuss this matter further, please do not hesitate to contact me. Thank you for your time and the attention you have given this matter.

Sincerely,


Geoffrey W.R. Ward
Assistant Attorney General
Criminal Justice Bureau
(603) 271-3671
(603) 271-2110
geoffrey.ward@doj.nh.gov

GWW/gww

Copy to: Chief Wade Parsons, Danville Police Department
Shawn O'Neil, Chairman, Danville Board of Selectmen
Jason R.L. Major, Esquire

1508528

DL&G DOUGLAS, LEONARD & GARVEY, P.C.
ATTORNEYS

Charles G. Douglas, III*
C. Kevin Leonard
Carolyn S. Garvey
Benjamin T. King**
Richard J. Lehmann
Jason R. L. Major
Sean R. List

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Telephone: 603-224-1988
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Email: mail@nhlawoffice.com
www.nhlawoffice.com

* also admitted in MA

** also admitted in ME

October 6, 2016

County Attorney Patricia Conway
Rockingham County Attorney's Office
P.O. Box 1209
Kingston, NH 03848

Re: Sheila Johannesen – Danville Animal Control Officer/Selectperson

Dear County Attorney Conway:

I am following up on the voice mail I left you earlier today. As I indicated, I am in receipt of Assistant Attorney General Geoffrey Ward's "Laurie Notification" letter of September 30, 2016. It references an earlier letter to me dated September 21, 2016, accusing Ms. Johannesen of spreading misinformation about the Jo-Ann Boucher murder investigation during the course of a Danville Board of Selectmen's Meeting that occurred on September 12, 2016.

I am not certain whether you are in receipt of Attorney Ward's September 21, 2016, letter, so I have enclosed it for your review. It is opaque as to exactly what Ms. Johannesen allegedly disclosed improperly, and as to what statements Ms. Johannesen made that were allegedly "untrue." My best guess as to the former is that Ms. Johannesen made a comment that the animals taken from the Boucher residence were "exposed to smoke." By the time of that Select Board meeting, it had been widely publicly reported that there was a fire at the Boucher residence, and that the Fire Marshal was investigating. See, e.g., <http://www.wmur.com/news/ags-office-state-fire-marshal-investigate-suspicious-death-in-danville/41533596> (WMUR, September 6, 2016); <http://www.msn.com/en-us/video/watch/ags-office-state-fire-marshal-investigate-suspicious-death-in-danville/vp-AAizrHr> (MSN September 6, 2016); <http://nh1.synapse-cms.com/news/nh-ag-s-office-rules-suspicious-death-in-danville-a-homicide/> (NH1, September 6, 2016). To suggest that Ms. Johannesen was somehow giving away important details of an investigation that had already been publicly reported is preposterous. Anyone watching WMUR on September 6, 2016 (undoubtedly a wider audience than the one watching the Danville Board of Selectmen on September 12), could gather that

anyone or anything (including any pets present) would have been exposed to smoke at the Boucher residence.

To the extent Attorney Ward suggests that Ms. Johannesen was deceptive or dishonest in explaining her understanding of how the animal in question was handled, she made it clear that she was relying upon the word of members of the Danville Police Department who had informed her about animal being left unattended. Rather than reiterating what she was told by those Danville PD officers, I will rely on a responsive letter written to Attorney Ward by one of those officers, Corporal Jason Pond, which I have enclosed. Corporal Pond makes it clear that Ms. Johannesen's understanding of how the animal was cared for was accurate. Moreover, the discussion about the care given to the animal once in the custody of the Danville Police Department is entirely separate from the murder investigation itself, and did not reveal any details concerning the actual investigation. No reasonable person could conclude that Sheila Johannesen was speaking "with authority" as to any meaningful aspect of the A.G.'s murder investigation.

There is a longstanding dispute between Ms. Johannesen, Selectman Shawn O'Neil and Police Chief Wade Parsons of the Danville PD regarding Ms. Johannesen's elected ACO position. The dispute has taken on a petty, personal aspect, particularly with regard to Selectman O'Neil's conduct toward Ms. Johannesen. He foregoes no opportunity to take petty shots at her whenever he can. It was *his* public Facebook posting of an internal email exchange between Ms. Johannesen and Chief Parsons concerning the care of the Boucher pet that led to the discussion about the matter at the September 12, 2016, Board of Selectmen's meeting. It appears that Attorney Ward and others in his office have allowed themselves to become mired in this ongoing personal battle instigated by Selectman O'Neil or, they may simply be trying to distract from the apparent failure to have the animal properly cared for as their own procedures require.

Suffice it to say, no grounds exist for Ms. Johannesen, who is *not even a certified police officer*, to be placed on the Laurie List. Given the lack of due process and failure to *fairly* investigate on Attorney Ward's part – made clear by Corporal Pond's letter – his Laurie recommendation is plainly reckless and displays a cavalier attitude toward the significant negative impact that placement on the Laurie List has on law enforcement-related careers.

I would appreciate it if you could update me as to any such determination that you make, and I will be happy to answer any questions you may have.

Sincerely,

Jason R.L. Major

CC: Sheila Johannesen
Chief Wade Parsons, Danville PD
Danville Board of Selectmen
Attorney General Joe Foster
A.A.G. Geoffrey W.R. Ward

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

October 12, 2016

VIA E-MAIL & U.S. MAIL

Jason R.L. Major, Esquire
Douglas, Leonard & Garvey, P.C.
14 South Street, Suite 5
Concord, NH 03301

RECEIVED
OCT 17 2016

Re: Sheila Johannesen

Dear Attorney Major:

I write to follow-up on our telephone conversation on October 7, 2016, and subsequent correspondence concerning the Laurie notification I sent to the Rockingham County Attorney regarding your client, Sheila Johannesen. As promised, we have had further internal discussions in this office regarding this matter and as a result thereof would like to conduct a formal recorded interview with your client and an investigator from this office on this issue.

Please let me know your availability for this interview next week and we will make the time available.

In the meantime, pending this further investigation, we would suggest that the county attorney's office and the Danville Police Department take no further actions with respect to the Laurie notification dated September 30, 2016.

Please feel free to contact me if you have any questions or wish to discuss this matter further.

Sincerely,

A handwritten signature in black ink, appearing to read "Geoffrey Ward".

Geoffrey W.R. Ward
Assistant Attorney General
Criminal Justice Bureau
(603) 271-3671
Fax: (603) 271-2110
geoffrey.ward@doj.nh.gov

lient

GWW/gww

Copy to:

Rockingham County Attorney Patricia Conway
Chief Wade Parsons, Danville Police Department
Shawn O'Neil, Chairman, Danville Board of Selectmen

1516624

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOSEPH A. FOSTER
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

December 1, 2016

Patricia Conway, Esq.
Rockingham County Attorney
P.O. Box 1209
Kingston, NH 03848

Re: Laurie Notification / Sheila Johannesen

Dear County Attorney Conway,

On September 30, 2016, this office sent you a notification that a determination had been made that Sheila Johannesen, a Danville animal control officer, had engaged in conduct that may be subject to disclosure under *State v. Laurie*, 139 N.H. 325 (1995).

After further investigation by my office into the conduct at issue, we have reassessed that determination and as a result now withdraw the *Laurie* notification. Accordingly, please consider the notification null and take no action on it. Please also ensure that Mrs. Johannesen's name is not maintained on any *Laurie*-type list or other such database.

If you have any questions, please don't hesitate to contact me. Thank you for your attention to this matter.

Sincerely,

Lisa L. Wolford
Assistant Attorney General
Criminal Justice Bureau
(603) 271-3671
Lisa.Wolford@doj.nh.gov

cc: Jane Young, Associate Attorney General
Geoffrey Ward, Assistant Attorney General
Wade Parsons, Chief, Danville Police Department
Shawn O'Neil, Chair, Danville Selectboard
Jason Major, Esq.

Patricia Shogren

From: Sheila & Roy Johannesen <sheilaandroy@aol.com>
Sent: Thursday, December 8, 2016 8:25 AM
To: Patricia Shogren
Subject: Fwd: Consent to relase letter from Sept. 29, 2016

FYI

Sheila

-----Original Message-----

From: Jason Pond <steelhand2@yahoo.com>
To: Sheila & Roy Johannesen <sheilaandroy@aol.com>
Sent: Wed, Dec 7, 2016 2:05 pm
Subject: Consent to relase letter from Sept. 29, 2016

Shelia,

Please let this email serve as my consent for allowing you to release my letter that I wrote to Assistant AG Ward on Sept. 29, 2016. You were "CC'd" and received a copy of the letter as you are the elected Animal Control Officer. Please feel free to release or share the letter however you see fit. Please let me know if you have any further questions regarding this.

Sincerely,
Jason Pond