



THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE ATTORNEY GENERAL

ONE ASHBURTON PLACE
BOSTON, MASSACHUSETTS 02108

MAURA HEALEY
ATTORNEY GENERAL

(617) 727-2200
www.mass.gov/ago

February 5, 2019

VIA E-MAIL ONLY

Christopher Horner
Competitive Enterprise Institute
chris.horner@cei.org

Re: Your Public Records Request

Dear Mr. Horner:

I write in response to your public records request received on January 18, 2019¹ and made pursuant to the Massachusetts public records law, G.L. c. 66, § 10. In a January 17 letter sent via e-mail and addressed to me, you requested copies of records from the Office of the Attorney General (AGO), specifically as follows:

[A]ll correspondence dated from January 1, 2016, through April 15, 2016, inclusive, which was sent to or from or copying (whether as cc: or bcc:) Christopher [sic] Courchesne and/or Michael Firestone, which also includes any party, be it to, from or copying (again whether as cc: or bcc:), a) mp@pawalaw.com, b) steve@hbsslaw.com c) any address ending in @sheredling.com, d) any address including Oreskes, and/or e) any address ending in @bordaslaw.com (emphasis omitted).

Please be advised that records responsive to your request relate to open investigation(s) being conducted by the AGO and related litigation. As such, the records in our possession and any identification of those records are exempt from disclosure under G.L. c. 4, § 7, cl. 26(f), as they are materials necessarily compiled out of the public view to avoid prejudice to law enforcement efforts and related pending litigation. Disclosure of these records could prejudice ongoing and incomplete investigations by revealing the nature and extent of our information gathering to both targets and other parties - to the detriment of the AGO and the general public, whose interests we represent.

¹ See Supervisor of Records Regulations at 950 CMR 32.03(3). See also 950 CMR 32.02 and 950 CMR 32.06(2)(e).



Christopher Horner
February 5, 2019
page 2

You have the right to appeal this response to the Supervisor of Records pursuant to G.L. c. 66, § 10A(a), and to seek judicial review of an unfavorable decision by commencing a civil action in the superior court under G.L. c. 66, § 10A(c).

Very truly yours,

A handwritten signature in blue ink, appearing to read "Lorraine A.G. Tarrow", with a long horizontal flourish extending to the right.

Lorraine A.G. Tarrow
Assistant Attorney General & Records Access Officer
General Counsel's Office