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State of New Hampshire

Department of Labor

Ken Merrifield
Commissioner of Labor

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January 8, 2018

His Excellency, Governor Christopher T. Sununu
And the Honorable Council
State House
Concord, New Hampshire 03301

REQUESTED ACTION

Pursuant to RSA 94:6, the Commissioner of the Department of Labor respectfully requests that Rudolph Ogden III, General Counsel, be placed at Step 4 for the position of Deputy Labor Commissioner (9U074), unclassified salary grade HH, earning \$98,187.96 annually, effective upon the approval of the Governor and Council. Funding is 100% Agency Income.

EXPLANATION

Attorney Ogden has been with the Department of Labor for more than four years, and with the state for over seven years. In his role as General Counsel for the Department, he has managed all the legal affairs of this state agency, including the provision of official opinions on state statutes as well as legal interpretations of agency rules and regulations. He has served as liaison to state and federal agencies associated with Department operations, conducted research and analysis to offer counsel concerning legal issues at the agency level, and provided legal guidance and training to all levels of agency staff. Attorney Ogden has also managed the legislative process for the Department, including rulemaking, throughout his tenure. He has prepared cases and appeared in court actions and administrative hearings involving the conduct of agency affairs. He is also the chairman of the Commissioner's Policy Development Committee.

Given his exceptional skill, experience, and knowledge of the agency and state government, I respectfully request that the new Deputy Commissioner of Labor be placed at Step 4 of unclassified salary grade HH. Attorney Ogden's resume is attached for your review. Please do not hesitate to contact me if you have any questions or concerns.

Sincerely,

Ken Merrifield
Commissioner
Department of Labor

Rudolph Ogden
[REDACTED]
[REDACTED]

EDUCATION

JD - Boston College Law School, Newton, Massachusetts.

BA in Economics and Business - Saint Anselm College, Manchester, New Hampshire.

PROFESSIONAL EXPERIENCE

ATTORNEY IV

2013 – Present

State of New Hampshire – Department of Labor
Concord, NH
Supervisor: Commissioner Kenneth Merrifield

GENERAL COUNSEL: Provide official opinions on state statutes as well as legal interpretations of agency rules and regulations; serve as liaison to state/federal agencies associated with activities involving DOL operations; conduct legal research to provide analysis and counsel concerning legal issues at the agency level; provide legal guidance and training to all levels of agency staff.

REPRESENT AGENCY AT COURT AND/OR ADMINISTRATIVE HEARINGS: Prepare cases and appear in court actions, legislative hearings and administrative hearings involving cases/matters arising in the conduct of agency affairs.

ADMINISTRATOR II

2010 – 2013

State of New Hampshire – Bureau of Purchase, Property and Plant Management
Concord, NH
Supervisor: Deputy Commissioner Michael Connor and Administrator IV Robert Stowell

DRAFT AND NEGOTIATE CONTRACTS: Drafted and negotiated contracts in the context of commodity procurement and service industry activities; prepared and reviewed solicitation materials for State Bureau of Purchase and Property.

ALTERNATIVE DISPUTE RESOLUTION: Engaged in oral and written activities for purposes of enforcing contractual obligations on vendors outside of the context of formal litigation.

MANAGE STAFF AND FUNCTIONS ASSOCIATED WITH STATE CONTRACTING: Supervised staff and activities related to contracting in the context of state procurement.

CORPORATE ATTORNEY

2008 – 2010

Hinckley Allen LLP.
Concord, NH
Supervisor: Mark McCue

COMMUNICATION AND PRESENTATIONS: Prepared and delivered persuasive communication; presented complex arguments in real time before other professionals. Provided advice to clients via oral briefings. Communicated effectively orally and in writing to convey legal positions and their basis to a wide range of audiences with diverse backgrounds and varied levels of expertise or understanding.

DRAFT AND NEGOTIATE CONTRACTS AND TRANSACTIONAL DOCUMENTS: Drafted and negotiated contracts affecting various areas of corporate activity, including but not limited to: Lease Agreements, Service Agreements, Purchasing Agreements, Employment Agreements, Financing Agreements. Created transactional documents in the context of mergers, asset acquisitions and other forms of corporate consolidation.

ANALYZE ISSUES AND ADVISE CLIENTS: Interpreted and applied statutes, regulations, directives, case law, administrative rulings, legal precedents and court decisions.

AIDING CLIENTS' INTERNAL INVESTIGATIONS: Played crucial role in clients' internal investigations undertaken in response to potential government action, more specifically, reviewed and analyzed internal documents to prepare investigative reports and interviewed individuals for purposes of preparing investigative reports and/or advisory memorandum.

SUMMER ASSOCIATE

Summer 2007

Hinckley, Allen & Snyder LLP.

Concord, NH

Supervisor: Mark McCue and Andrew Eills.

RESEARCH AND ANALYSIS: Conducted legal research on complex factual, legal and policy issues. Assembled, correlated and analyzed voluminous material.

SUMMER INTERN – APPELLATE DIVISION

Summer 2006

Middlesex District Attorney's Office

Cambridge, MA

Supervisors: Jim Sahakian and Kevin Curtin

LEGAL KNOWLEDGE AND APPLYING STATUTES: Interpreted and applied statutes, laws, directives, regulations, policies, administrative rulings and court decisions, research regulations, legal precedents and case law. Rendered legal opinions, both written and oral.

DRAFTED APPELLATE BRIEF: Prepared brief including comprehensive citations of cases, opinions and legal precedents.