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**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

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CONCORD, NEW HAMPSHIRE 03301-6397

GORDON J. MACDONALD
ATTORNEY GENERAL



ANN M. RICE
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December 19, 2017

The Honorable Neal M. Kurk, Chairman
Fiscal Committee of the General Court
State House
Concord, NH 03301

His Excellency Governor, Christopher T. Sununu
and the Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

Pursuant to RSA 7:12, authorize the Department of Justice (DOJ) to accept and expend a sum not to exceed \$886,537 from funds not otherwise appropriated for the purpose of covering projected shortfalls in general litigation expenses incurred in the defense of the State and the prosecution of criminal offenses effective with the approvals of the Fiscal Committee and the Governor and Executive Council through June 30, 2018. 100% General Funds

These funds are to be budgeted in account #02-20-20-200010-2601 entitled "Attorney General" as follows:

<u>Class</u> <u>Expense</u>	<u>Class Title</u>	<u>Current</u> <u>Budget</u>	<u>Balance</u> <u>Forward</u>	<u>Available</u> <u>Balance</u>	<u>Projected</u> <u>Shortfall</u>	<u>Anticipated</u> <u>Expenditures</u>
233-500769	Litigation Expense	\$350,000	\$0	\$463	\$886,537	\$1,237,000

EXPLANATION

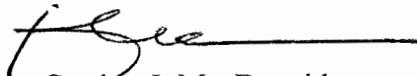
The DOJ was appropriated a sum of \$350,000 for general litigation expenses for Fiscal Year 2018. The Department estimates it will need an additional \$886,537 to cover on-going litigation expenses through the close of the fiscal year.

The Department will incur major litigation costs related to the prosecution of criminal offenses and defense of the State. More specifically, it is anticipated that the Criminal Bureau will incur estimated expenses of \$319,000 for laboratory testing, crime scene evaluations, expert witnesses, and depositions. The Civil Bureau expects to spend \$523,600 for depositions, expert

witness consultation and testimony, and other trial costs. The Environmental, Charitable, and Transportation Bureaus have combined estimated costs of \$44,400 for litigation expenses.

Please let me know if you have any questions regarding this request. Your consideration is greatly appreciated.

Respectfully submitted,



Gordon J. MacDonald

Attorney General