



**The State of New Hampshire
Insurance Department**

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Roger A. Sevigny
Commissioner

Alexander K. Feldvebel
Deputy Commissioner

December 18, 2015

Her Excellency, Governor Margaret Wood Hassan
and the Honorable Council
State House
Concord, NH 03301

REQUESTED ACTION

The Insurance Department respectfully requests, pursuant to RSA 94:6, that the Governor and Executive Council authorize the Department to hire John Gasaway Jr. into the position of Fraud Attorney, position #9U525 (an unclassified position at labor grade FF) at Step 3 with an annual salary of \$77,383.80, effective February 19, 2016.

The source of funds is 100% agency income.

EXPLANATION

RSA 94:6 states that

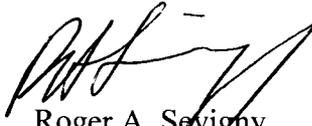
In case of a new appointment to fill any vacancy the entrance salary shall be at the minimum of the established range unless, upon recommendation of the appointing authority, the governor and council shall establish, after due and proper investigation as to qualifications, a different entrance salary within the established range.

This position is responsible for implementing and supervising criminal investigations of providers, domestic and foreign licensed producers, consumers and business entities that are suspected of criminal acts against insurance companies. This position works closely with the Attorney General's Office as well as county prosecutors by preparing and recommending cases for prosecution that violate insurance and criminal laws.

Attorney Gasaway earned his JD from Franklin Pierce Law School and has worked for the Rockingham County Attorney's Office and the Cheshire County Attorney's Office as well as the Attorney General's office and specifically in his role as a county attorney, has assisted the department with prosecuting insurance fraud.

For all the above reasons, it is appropriate and prudent to set Mr. Gasaway's entrance salary at the step requested above.

Respectfully submitted,



Roger A. Sevigny

JOHN M. GASAWAY, JR.

SUMMARY

Assistant Cheshire County Attorney and former Assistant Attorney General seeking vacancy in the New Hampshire Insurance Department (Fraud Attorney, #9U525). Admitted to practice in all state and federal courts in New Hampshire, with experience handling hundreds of criminal cases, from drunk driving and domestic violence to complex white-collar cases, insurance fraud, and homicide.

PROSECUTION AND PRIVATE PRACTICE

CHESHIRE COUNTY ATTORNEY'S OFFICE, Keene, NH
Assistant County Attorney

2010 - Present

- Represent the State of New Hampshire prosecuting misdemeanors and felonies in Superior Court and District Courts, focusing on white-collar crime, theft and fraud.
- Review hundreds of criminal cases for prosecutorial merit and negotiate plea agreements.
- Advise and train law enforcement officers in connection with pending criminal investigations.
- Prosecute for all towns in Cheshire County, and other cases around the State on a conflict basis. Assisted with the prosecution of disbarred New Hampshire attorney who received five years in prison for theft of client funds.

THE COMPETITION AUTHORITY, Dublin, Ireland
Legal Case Officer – Cartels Division

2008 - 2010

- Investigated and helped prosecute complex white-collar crimes of conspiracy and fraud. Examined witnesses; compiled and analyzed voluminous sets of legal documents and business records; and helped manage all stages of related criminal litigation, from charging and discovery to trial and sentencing.
- Assisted with the investigation and prosecution of the only criminal cartel case under current Irish competition law to be tried before a jury (a complex two week jury trial of five individuals and three businesses charged with a market sharing conspiracy).
- Prepared witnesses and exhibits for numerous sentencing hearings related to a large price-fixing cartel resulting in over ten convictions, suspended prison sentences, and fines in excess of \$425,000.
- Represented the Irish Competition Authority and voted at European Commission committee hearings in Brussels during the prosecution of a global bid-rigging cartel resulting in fines of \$173 million.

NEW HAMPSHIRE ATTORNEY GENERAL'S OFFICE, Concord, NH
Assistant Attorney General

2006 - 2008

- Represented the State of New Hampshire investigating and prosecuting complex white collar crimes, including theft, securities fraud, credit card fraud, public corruption, and tax offenses.
- Assisted in criminal appellate and post-conviction litigation in the New Hampshire Supreme Court and United States District Court, and assisted in the investigation and prosecution of homicide cases.

ROCKINGHAM COUNTY ATTORNEY'S OFFICE, Brentwood, NH
Assistant County Attorney

2004 - 2006

Represented the State of New Hampshire prosecuting misdemeanors and felonies in Superior Court, District Courts, and administrative hearings.

CLEVELAND, WATERS AND BASS, Concord, NH
Associate Attorney

2003 - 2004

Tax and estate planning, probate, and general civil litigation.

OTHER PROFESSIONAL EXPERIENCE

KPMG, Boston, MA
Tax Associate

2002 - 2003

- Organized and compiled business and individual tax returns for large SEC registrants, increasing efficiency, client satisfaction, and profit.
- Researched complex issues of tax law and accounting, and drafted related memoranda.
- Identified and substantiated qualified research costs for Fortune 100 manufacturer, allowing client to leverage the value of federal and state tax credits for research and experimentation.
- Received recognition through national award program and incentive compensation for new business development and delivery of tax consulting services related to research tax credit.

EDUCATION AND AFFILIATIONS

Juris Doctor, Franklin Pierce Law Center, Concord, New Hampshire, 2002, GPA 3.3/4.0
Graduated in top 30% of class.
Teaching Assistant, Evidence.

BS cum laude, Accounting, University of North Carolina at Charlotte, 1997, GPA 3.5/4.0
Earned 75% of college expenses.
Chancellor's List.
Phi Kappa Phi Honor Society.
Beta Alpha Psi Accounting Honor Fraternity.
Golden Key Honor Society.

National Eagle Scout Association.

Board of Directors, Granite State Children's Alliance, New Hampshire's Network of Child Advocacy Centers.

Adjunct Professor of Accounting, River Valley Community College.