

ATTORNEY GENERAL  
DEPARTMENT OF JUSTICE

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JOSEPH A. FOSTER  
ATTORNEY GENERAL



ANN M. RICE  
DEPUTY ATTORNEY GENERAL

March 5, 2015

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

*[Signature]*  
Approved by Fiscal Committee  
4/3/15  
Date

Her Excellency Governor Margaret Wood Hassan  
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 \$450,000 from funds not otherwise appropriated for the purpose of covering projected shortfalls in the general litigation expenses incurred in the defense of the State and the prosecution of criminal law matters effective with the approvals of the Fiscal Committee and the Governor and Council through June 30, 2015. 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>Description</u>	<u>Current Budget</u>	<u>Request</u>	<u>New Budget</u>
233-500769	Litigation Expense	\$350,000	\$450,000	\$800,000

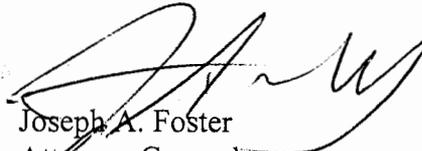
EXPLANATION

The DOJ was originally appropriated a sum of \$350,000 for general litigation expenses for Fiscal Year 2015. In addition, \$371,144 was brought forward from Fiscal Year 2014. The Department currently has less than \$75,000 available for litigation. Although litigation costs are very difficult to forecast, this request for \$450,000 is to cover anticipated expenditures through the end of State Fiscal Year 2015.

The Department continues to incur litigation costs in the Criminal Bureau for cases that include the *Addison* appeal, *State v. Kibby*, and six ongoing homicide cases for which we anticipate incurring costs in excess of \$120,000 for various lab tests, crime scene evaluations and consultations with experts. Litigation for on-going cases in the Civil, Consumer, Environmental and Transportation Bureaus are estimated to cost in excess of \$370,000. The Department is expecting at least one litigation reimbursement of approximately \$40,000 by June 30, 2015 which will offset actual cost expectations.

I would be happy to answer any questions concerning this request. Your consideration is greatly appreciated.

Respectfully submitted,



Joseph A. Foster  
Attorney General

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