

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JANE E. YOUNG
DEPUTY ATTORNEY GENERAL

August 31, 2021

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

Your Excellency and Members of the Council:

REQUESTED ACTION

That approval be and hereby is given to the Attorney General to reappoint Nicholas Chong Yen (Position No. 9U287, Appropriation No. 02-20-20-200510-2610-013-500132) as an Assistant Attorney General at a salary of \$83,000.00, for a term ending August 31, 2024, upon Governor and Executive Council approval or September 24, 2021, whichever is later.

EXPLANATION

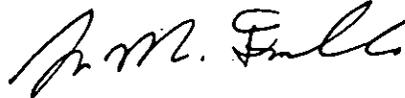
Mr. Chong Yen, a Concord resident, is a member of the New Hampshire Bar. He graduated from the University of Ottawa with an Honors Bachelor of Social Science in 2013 and earned his Juris Doctor from the University of New Hampshire School of Law in 2016. While in law school, he was President of the Diversity Coalition, Governor of the 1L Class, and a member of the Advanced Trial Advocacy Team. He was an Assistant County Attorney at the Grafton County Attorney's Office from 2016 through 2018. Mr. Chong Yen joined the Department of Justice in 2018 and was initially assigned to the Criminal Justice Bureau. In 2019 he was appointed as an Assistant Attorney General and assigned to the Division of Legal Counsel's Election Law Unit. He will be transferring to position number 9U287 and returning to the Criminal Justice Bureau as a prosecuting attorney. His salary will not change. A copy of his resume is attached.

RSA 94:1-a(I)(c)(3) provides that designation of positions, salary levels, and salary increases for attorneys at the Department of Justice shall be determined by the Attorney General, subject to approval of the Governor and Council, within appropriations made to the Department of Justice.

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I am very pleased to offer Mr. Chong Yen for reappointment at the above-referenced salary amount and respectfully urge your favorable consideration. Thank you.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. M. Formella". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

John M. Formella
Attorney General

#3287849

NICHOLAS CHONG YEN

Education

University of New Hampshire School of Law — Juris Doctorate 2016

- Merit Scholarship
- Elected Governor of the 1L Class
- President of the Diversity Coalition
- Selected for the Advanced Trial Advocacy Team
 - o American Association for Justice: Student Trial Advocacy Competition
 - o Texas Young Lawyers Association: National Trial Competition

University of Ottawa — Honors Bachelor of Social Science, April 2013

- Major in Political Science and Minor in Law
- Merit Scholarship

Experience

New Hampshire Attorney General's Office - Concord, NH August 2018 - Present

Assistant Attorney General - Responsible for civil and criminal enforcement of election laws.

Grafton County Attorney's Office – North Haverhill, NH September 2016 – August 2018

Assistant County Attorney – Conducted the prosecution of felonies, misdemeanors, and probation violations. Was responsible for advice and counsel to police, program development, law enforcement training, and community relations.

Hillsborough Superior Court (South) – Nashua, NH January 2016 – April 2016

Judicial Clerk – Reviewed court records and drafted judicial orders, conducted legal research, wrote memoranda of law, observed trials and discussed cases with Superior Court Justices to help develop theory behind opinions.

NH Office of the Attorney General – Concord, NH August 2015 – December 2015

Legal Resident – Conducted legal research, wrote memoranda of law, reviewed and itemized discovery files, drafted appellate briefs and motions, read and helped to prepare recommendations for joining amicus briefs, conducted research for the legislature's Commission to Review Child Abuse & Fatalities regarding other States' Child Protection Services (CPS) agencies and their respective oversight mechanisms, developed an informational spreadsheet detailing the document retention periods of CPS agencies in other States to aid the Commission's consideration of new laws and protocols.

Levine & Blit PLLC – New York, NY

May 2015 – July 2015

Legal Intern – Drafted complaints to be filed in the Equal Employment Opportunity Commission, the Division of Human Rights and New York State Courts, conducted legal research and wrote memoranda of law, prepared discovery requests, reviewed and outlined depositions, and wrote both rebuttal letters and responses to demand letters.

UNH Criminal Practice Clinic – Concord, NH

January 2015 – May 2015

Rule 36 Student Attorney – Represented indigent clients in misdemeanor and some felony level cases. Contacted and met with clients, provided advice, maintained client files, wrote motions, submitted discovery demands, drafted correspondence to opposing counsel, and handled court appearances.

Arya & Sher, Lawyers – Toronto, ON

May 2014 – August 2014

Legal Intern – Met with clients, reviewed documents, completed transactions and compiled minute books/closing binders. Researched, analyzed, and wrote memoranda of law. Prepared and filed Articles of Incorporation and Articles of Amendment.

Dundee Wealth, Inc. National Branch — Toronto, ON

May 2013-August 2013

Summer Intern — Organized client profiles and analyzed their holdings to identify accounts whose investment goals would be better served through one-on-one consultation with investment advisors.

Scotiabank — Toronto, ON

April 2010-January 2013

Customer Service Representative — Assisted clients with their day-to-day transactions and advised clients of the advantages and disadvantages of bank products.

Yale University Grant and Contract Administration — New Haven, CT August 2011

Summer Intern — Read contract proposals seeking funding for research expeditions and determined whether they complied with federal laws as well as Yale's funding policy. Drafted correspondence, edited letters, and helped proofread contracts before final submission.