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ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
 CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
 ATTORNEY GENERAL



JANE E. YOUNG
 DEPUTY ATTORNEY GENERAL

January 31, 2022

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 appoint Kevin Scura (Position #9U600, Appropriation #02-20-20-200510-26110000-013-500132) as an Assistant Attorney General, at a salary level of \$80,000, effective upon Governor and Executive Council approval or February 25, 2022, whichever is later, for a term ending June 29, 2026.

EXPLANATION

Mr. Scura, a Contoocook resident, is admitted to practice law in New Hampshire, New York, and Massachusetts. He graduated from Wesleyan University in 2009 with a Bachelor of Arts in Mathematics and Government and earned his Juris Doctor, *cum laude*, from Georgetown University Law Center in 2014. At Georgetown, he was a Dean's List Scholar, recipient of the CALI Award for best Criminal Justice Exam, Blog Editor of *American Criminal Law Review*, and Features Editor of *Georgetown University Law Weekly*. From 2014 to 2018, Mr. Scura worked as an Associate at Skadden, Arps, Slate, Meagher & Flom, LLP, in its Boston and New York offices. He returned to his native New Hampshire in 2018 to practice with Rath, Young & Pignatelli, P.C., in Concord, until 2019. From 2019 to 2020, he served as law clerk for the Hon. Jeffrey Howard at the United States Circuit Court of Appeals for the First Circuit after which he returned to practice with Rath, Young & Pignatelli, P.C. Mr. Scura joined the Department in 2021 and has been assigned to the Consumer Protection Bureau. I plan to continue his current assignment. His salary will increase by \$9,000 from \$71,000 to \$80,000. A copy of his resume is attached.

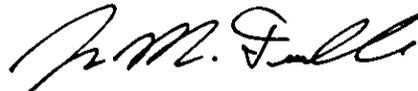
RSA 94:1-a(I)(c)(3) provides that designation of positions, salary levels, and salary increases for attorneys at the Department of Justice shall be determined by the Attorney General,

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subject to approval of the Governor and Council, within appropriations made to the Department of Justice.

I am very pleased to offer Mr. Scura's appointment as an Assistant Attorney General at the above-referenced salary for your approval 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

#3429478

Kevin Scura

Experience

N.H. Department of Justice, Consumer Protection and Antitrust Bureau, Concord, NH
Attorney, July 2020 – Present

- Coordinate investigations including conduct target and witness interviews, draft subpoenas, research legal issues, negotiate resolutions, interface with the BSR, and draft recommendation memos and assurances of discontinuance
- Participate in multistate investigations of potential unfair and deceptive business practices including social media platforms investigation, debt relief investigation, and T-Mobile data breach investigation
- Manage review of applications for registration or exemption for subdivisions and condominiums, including investigating potential violations of applicable statutes
- Prepare for trials including *State v. Bailey*, *State v. Lowry*, *State v. Condodemetraky*, *State v. Leppanen*, and *State v. Lariviere*

Rath, Young, & Pignatelli, P.C., Concord, NH

Senior Associate, April 2018 – August 2019; October 2020 – June 2021

- Represented clients in various stages of civil litigation; managed client communications
- Drafted briefs, complaints, pretrial motions, memos, and discovery requests and responses
- Argued motions; took depositions; conducted evidentiary hearings
- Managed discovery; researched legal issues and drafted memos; reviewed discovery

U.S. CoA, First Circuit, The Honorable Jeffrey Howard, Concord, NH

Clerk, September 2019 – September 2020

- Drafted opinions; reviewed and provided comments on opinions drafted by other judges
- Prepared orders and case management documents, drafted bench memoranda
- Helped Judge prepare for oral arguments including researching a broad array of legal issues

Skadden, Arps, Slate, Meagher & Flom, LLP, Boston, MA and New York, NY

Associate, September 2014 – March 2018; Summer Associate, May 2013 – July 2013

- Managed SEC filings, transaction signings and closings with clients and opposing counsel
- Drafted various securities documents including Prospectus Supplements, Proxy Statements, and Forms S-1, S-3, 8-K, and 10-K; prepared corporate documents including stock purchase, underwriting, and asset purchase agreements and ancillary agreements and schedules
- Worked on more than \$100 billion in transactions; representative matters include sale of NPS Pharmaceuticals, Inc. to Shire Pharmaceuticals, Inc., sale of EMC to Dell, Up-C Transaction and initial public offering for The RMR Group Inc., sale of assets of Dendreon Corporation to Valeant Pharmaceuticals out of bankruptcy, sale of Express Scripts to Cigna

U.S. Department of Justice, Criminal Antitrust, Washington, DC

Extern February 2013 – April 2013

- Researched antitrust and criminal procedure legal issues; drafted memos for DOJ staff
- Observed witness interviews; navigated DOJ procedures for cooperating witnesses

Education

Georgetown University Law Center, Washington, DC

Juris Doctor, Awarded May 2014 *Cum Laude*

GPA: 3.71, Top 10%, Dean's List

Activities: *Georgetown University Law Weekly*, Features Editor

Journal : *American Criminal Law Review*, Blog Editor

Clinic: *Community Justice Project*

Awards: *CALI Award*, Best Criminal Justice Exam

Wesleyan University, Middletown, CT

Bachelor of Arts in Mathematics and Government, Awarded May 2009

GPA: 3.50

Athletics: Varsity Basketball, Captain

Awards: Two-Time *N.E.S.C.A.C. Academic All-Conference*

Williams College, Williamstown, MA

Bachelor of Arts Candidate, September 2005 – May 2007

GPA: 3.81

Interests

Being a dad, the Celtics, snowboarding, riding bikes, hiking, sci-fi/fantasy stories, playing guitar

Admitted to Practice in Massachusetts, New Hampshire, and New York