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ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

October 5, 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 Lawrence Gagnon to Position #9U359 (Appropriation #02-20-20-201010-2620-500132) as an Assistant Attorney General at a salary level of \$78,000, effective upon the approval of the Governor and Executive Council or October 21, 2022, whichever is later, for a term ending June 30, 2023.

EXPLANATION

Mr. Gagnon is a resident of Methuen, Massachusetts. He received his Bachelor of Science in Business Administration from the University of Rhode Island in 2008 and a Master of Science in Accounting from the University of Connecticut in 2010. Before attending law school, he was a Senior Associate at PricewaterhouseCoopers, LLP, from 2009 to 2013, and a Senior Tax Analyst at American Tower Corporation from 2013 to 2015. He earned a Juris Doctor/LL.M in Taxation (concentrations in Litigation and Alternative Dispute Resolution) from the University of Miami School of Law in 2018. While in law school, he served as a legal intern at the Miami-Dade State Attorney's Office in both the Economic Crimes and Misdemeanors/Traffic Divisions. He is admitted to practice law in New Hampshire and Massachusetts. Mr. Gagnon practiced with Zwicker and Associates, P.C., from 2019 to 2021; in April 2021, he was named Managing Attorney of its Andover, Massachusetts office. He joined the Department in October 2021 and was assigned to the Civil Law Bureau's Litigation Unit. In light of Mr. Gagnon's contributions and experience, I am requesting he be appointed as an Assistant Attorney General. His salary will increase by \$5,164.80 from \$72,835.20 to \$78,000. I will continue his assignment in the Litigation Unit. 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. Gagnon'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,



John M. Formella
Attorney General

#3729561

Lawrence Gagnon

EXPERIENCE:

New Hampshire Attorney General's Office, Concord, NH

Attorney, Civil Bureau, October 2021 – Present

Conduct and manage Civil litigation on behalf of the State of New Hampshire and state employee's including deposition (18), discovery, motion practice, mediations, and court appearances covering a wide area of practice including civil rights, employment (ADA), school funding, personal injury, Department subpoena enforcement, Appeals litigation. Managed Debt recovery efforts and litigation on behalf of Department of Environmental Services referred balances.

Zwicker & Associates, P.C., Andover, MA

Managing Attorney, April 2021 – Present

Manage Litigation office for MA & NH including Attorneys (4) and Staff (11); officewide caseload, trial calendar, and client interfacing to maintain expectations. Monthly internal reporting. Trials & Other contested Litigation.

Senior Attorney, January 2021 – April 2021

Maintain Duties of Associate, training/oversight of Associate Attorneys, manage entire NH caseload & litigation for high balance/contested MA litigation, Trial preparation

Associate Attorney – Litigation, January 2019 – January 2021

Civil Litigation in NH & MA, Motions Practice (i.e., MJOP, MSJ, Discovery, Counterclaims, 3rd Party, Trustee), Subpoenas, Depositions (2). Attended court 3-5 days/week. Arbitrations (2), Trial & Witness Management, Negotiations.

Miami-Dade State Attorney's Office, Miami, FL

County Court – Misdemeanors/Traffic Division -Certified Legal Intern, Summer 2017

Managed caseload (A-B) – pleas, investigation, deposition, trial (Bench – 1). Argued Motions to Suppress, Motions in Limine, Richardson and Williams. Animal & Waterway crimes. Daily calendar call for soundings, arraignment and trial.

Economic Crimes Division - Full-Time Legal Intern, Summer 2016

Prepared case files to assist with transition between ASAs. Legal research on criminal and procedural issues in support of 8 attorneys. Analyzed investigatory materials for purposes of trial strategy/theory and creation of trial exhibits.

U.S. Securities and Exchange Commission – Division of Enforcement, Miami, FL

Student Honors Legal Intern, Spring 2017

Performed legal research for ongoing litigation cases. Drafted motions, responses and legal memoranda. Analyzed Trial Opening Statement for feedback. Reviewed testimony audio for cross-exam purposes. EB-5 Visa investigations.

American Tower Corporation, Boston, MA

Senior Tax Analyst, 2013 – 2015

Prepared Quarterly Annual Provision for financial reporting and updated 10-year forecast. Handled QRS and TRS tax return/pro-forma tax annual and quarterly filings. Coordinated tax planning and integration for 65+ REIT entity acquisition.

PricewaterhouseCoopers, LLP, Boston, MA

Senior Associate, 2009 – 2013

Supervised, trained and managed staff for tax compliance and consulting. PE compliance and consulting for local, state, federal and international filing. Filings in 50 states, federal, foreign and pass-throughs for international requirements for various entity structures. Prepared tax forms for fiscal/annual filings, corporate compliance, audit-support and ASC740/FAS109 calculation and consulting.

LICENSES:

New Hampshire State Bar, (██████████) June 2019; Massachusetts State Bar, Licensed (██████████) November 2018
Certified Public Accountant, November 2010

EDUCATION:

University of Miami School of Law, Coral Gables, FL

Juris Doctor/LL.M. in Taxation, Concentrations in Litigation & ADR; International Taxation, May 2018

University of Connecticut, Storrs, CT

Master of Science in Accounting, August 2010

University of Rhode Island, Kingston, RI

Bachelor of Science in Business Administration, Accounting, December 2008