ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

1 GRANITE PLACE SOUTH
CONCORD, NEW HAMPSHIRE 03301

JOHN M. FORMELLA
ATTORNEY GENERAL

JAMES T. BOFFETTI
DEPUTY ATTORNEY GENERAL

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December 6, 2023

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 grant a salary increase to Jon-Daniel Lavallee, as an Assistant Attorney General (Position Number 9U697, Appropriation No. 02-20-20-201010-2620-013-500132), from a salary level of $96,000 to a salary level of $99,000 upon Governor and Executive Council approval or December 29, 2023, whichever is later.

EXPLANATION

Mr. Lavallee is a resident of Henniker. He received his law degree from the University of Colorado Law School in May 2013. From January through June 2014, he worked as an energy policy intern at the New Hampshire Nature Conservancy. He was commissioned as an officer in the United States Coast Guard in July 2014 and served on active duty until September 2018. Mr. Lavallee joined the Department of Justice in December 2018 and served in both the Civil Bureau's Client Counseling Unit and the Criminal Justice Bureau's Environmental Protection Bureau. He was appointed as an Assistant Attorney General in December 2019. As a Lieutenant Commander in the United States Coast Guard Reserves, he was activated for extended active duty from October 2021 to November 2022. In accordance with the Uniformed Services Employment and Reemployment Rights Act, 38 U.S.C. §§4301-4335, and New Hampshire's policy of support for the National Guard and Reserves, he returned to the Department following his release from active duty and was assigned to the Civil Law Bureau's Client Counseling Unit. Mr. Lavallee was recently designated a Senior Assistant Attorney General. His salary will increase by $3,000 from $96,000 to $99,000. I will continue his current assignment. His resume is attached for your review.

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RSA 21-M:3 and RSA 94:1-a provide 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.

I respectfully urge your favorable consideration of this request. Thank you.

Respectfully submitted,

John M. Formella
Attorney General

#4287044

Jon-Daniel Lavallee

[redacted] [redacted]

PROFESSIONAL EXPERIENCE

N.H. Department of Justice, Concord, NH — December 2018 – Present

Assistant Attorney General, Office of the Attorney General

- Assigned to Client Counseling Unit, Civil Bureau.
- Provide legal advice and opinions to executive branch agencies, boards, councils, and commissions.

United States Coast Guard Reserve, Boston, MA — October 2018 – Present

Lieutenant, Coast Guard Sector Boston

- Supervise 10 enlisted reserve marine science technicians who support active-duty counterparts in responding to pollution threats in the marine environment and train to deploy in national emergencies.

United States Coast Guard, Boston, MA — July 2014 – September 2018

Lieutenant, First Coast Guard District

- Assigned as an assistant staff judge advocate (staff attorney) responsible for providing legal advice to the district commander as well as to subordinate units and partner commands across an eight-state region.
- Stood routine watch to provide 24/7 legal advice on urgent maritime law enforcement, pollution response, marine investigations, and other various criminal and civil matters.
- Served as the primary attorney-advisor on agency regulatory authorities and waterways management matters, including review of local and regional agency rulemaking and the permitting of bridges.
- Collaborated with Coast Guard Investigative Service agents and preliminary inquiry officers to investigate allegations of criminal behavior and administrative misconduct.
- Served as trial counsel in courts-martial and government counsel in administrative hearings.
- Advised on government ethics and information law, supervised seasonal interns.

The Nature Conservancy, Concord, NH — January – June 2014

Energy Policy Intern

- Researched a variety of state and regional energy policies pertinent to the state energy planning process, including the Regional Greenhouse Gas Initiative and the siting of electric generating facilities.
- Produced reports and analysis on energy issues to guide and inform The Nature Conservancy's policy development within New Hampshire and beyond.

University of Colorado Law School, Boulder, CO — January 2012 – July 2013

Student Attorney, Getches-Green Natural Resources & Environmental Law Clinic

- Conducted legal research, drafted memoranda and motions, and advised clients regarding a federal district court challenge to federal coal leasing in Wyoming.
- Drafted portions of an Endangered Species Act listing petition.

Senator Mike Johnston's Office, Denver, CO — January – April 2013

Legislative Aide

- Researched proposed legislation and authored external fact sheets on pending bills.
- Communicated with legislators, state agency liaisons, lobbyists, local organizations, and the general public on behalf of Senator Johnston.

Conservation Law Foundation, Concord, NH May – August 2012
Legal Intern

- Researched electricity ratemaking procedures and prepared public comments on Clean Water Act compliance in New Hampshire's Great Bay Estuary.
- Researched and drafted legal memoranda in support of Clean Water Act litigation.

University of Colorado Law School, Boulder, CO May – December 2011
Research Assistant, Professor Sarah Krakoff

- Co-authored textbook chapter on Native Americans' natural resources in CLIMATE CHANGE, INDIGENOUS PEOPLES AND THE SEARCH FOR LEGAL REMEDIES (Edward Elgar Publishing, 2013).
- Researched and drafted memoranda for scholarly works.

University of Colorado Law School, Boulder, CO May – November 2011
Research Assistant, Getches-Wilkinson Center for Natural Resources, Energy, and the Environment

- Researched and edited an article on public interest considerations in prior-appropriation water allocation.
- Researched environmental laws and policies on Native American lands for Red Lodge Clearinghouse, a one-stop shop for interested citizens to learn, discuss, and participate in environmental policy decisions.

American Public Power Association, Washington, D.C. June – July 2009
Publication Intern

- Wrote and edited articles for publication in national daily and weekly newsletters to Association members.
- Researched the American Recovery & Reinvestment Act as it pertains to municipally owned utilities.

EDUCATION

University of Colorado Law School, Boulder, CO May 2013
Juris Doctor, Natural Resources Law & Policy Certificate
GPA: 3.67; Rank: 30/187 (Top 20%)

Georgetown University, Washington, D.C. August 2009
The Fund for American Studies Program – Institute on Political Journalism

Gordon College, Wenham, MA May 2009
Bachelor of Arts, *magna cum laude*, Communication Arts; Minor in Pre-Law

BAR ADMISSIONS

- U.S. District Court for the District of New Hampshire
- State of New Hampshire
- Commonwealth of Massachusetts

PERSONAL

- Avid runner; completed 2013 & 2014 Boston Marathons, 2012 Clarence DeMar Marathon, and numerous half-marathons.
- Hiked 45 of New Hampshire's 48 4000-foot mountains.