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**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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September 29, 2025

Her Excellency, Governor Kelly A. Ayotte  
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 Mary E. Maloney to Position #9U531 (Appropriation #02-20-20-200510-2620-013-500132) as an Assistant Attorney General at a salary level of \$115,000, effective upon Governor and Executive Council approval or October 31, 2025, whichever is later, for a term ending October 31, 2030.

**EXPLANATION**

Ms. Maloney, a Concord resident, earned her Bachelor of Arts in Political Science from the University of Maine at Orono in 1979, and her Juris Doctor from the University of New Hampshire School of Law (formerly Franklin Pierce Law Center) in 1986. In the interim between undergraduate and law school studies, she served with the Peace Corps for two years in Cote d'Ivoire helping develop a disease surveillance system for major childhood diseases. She began her legal career in 1986 as a Public Defender representing indigent clients in criminal trial and appellate proceedings. From 1995 to 2004, she was a litigation attorney and partner at Cooper Deans & Cargill, PA, in North Conway, where she managed diverse civil and criminal litigation matters in state and federal courts. Ms. Maloney joined the Department of Justice in 2004. Among the noteworthy accomplishments that distinguished her 14 years' service with the Department, she was lead attorney in one of the state's most significant environmental cases (MTBE litigation), represented agencies in environmental, civil rights, and constitutional litigation, and provided counsel to the Building Code Review Board and Oil Fund Disbursement Board. She left the Department in 2018 to join the Department of Safety as a staff attorney servicing seven divisions—advising on compliance, contracts, and administrative law—amassing extensive trial and appellate advocacy experience. Since 2022, she has been an appellate attorney at the Department of Employment Security where she focused on tackling a 400-case CARES Act appeals backlog. Ms. Maloney has been admitted to practice law in New

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Hampshire, Maine (inactive), the United States District Courts for the Districts of New Hampshire and Maine, and the First Circuit Court of Appeals. Considering her extensive experience, I am requesting she be appointed as an Assistant Attorney General at a salary of \$115,000. She will be assigned to the Civil Bureau's Client Counseling Unit. A copy of her resume is attached.

RSA 21-M:3 and RSA 94:1-a, (I)(c) 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 of Justice.

I am very pleased to offer Ms. Maloney'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

#5225334

## PROFESSIONAL SUMMARY

Accomplished attorney with expertise in administrative, appellate, and trial practice across government, federal courts, and private practice. Proven record in complex litigation, regulatory compliance, and appellate advocacy, including lead counsel in *State v. Hess* (MTBE litigation). Skilled in resolving backlogs, advising boards, and delivering practical legal solutions. Licensed in NH & ME; admitted to U.S. District Courts (NH & ME) and First Circuit Court of Appeals.

## KEY EXPERIENCE

### Appellate Attorney – NH Dept. of Employment Security

- Resolved 400-case CARES Act appeal backlog; issued appellate decisions for Commissioner.
- Represented agency before Employment Security Appellate Board.
- Served as Acting Rules Coordinator, drafted and ushered rules through administrative and legislative process.

### Staff Attorney – NH Dept. of Safety

- Provided legal services to seven divisions, advising on compliance, contracts, and administrative law.
- Represented agency in hearings and proceedings.

### Assistant Attorney General – NH DOJ

- Lead NH counsel in *State v. Hess* (MTBE litigation), coordinating one of NH's most significant environmental cases.
- Represented agencies in environmental, civil rights, and constitutional litigation in state and federal courts.
- Counsel to the Building Code Review Board and Oil Fund Disbursement Board.

Litigator / Partner – Cooper Deans & Cargill, PA, No. Conway, NH

- Managed diverse civil and criminal litigation matters in state and federal courts.

Public Defender – Manchester, NH

- Represented indigent clients in criminal proceedings; extensive trial and appellate advocacy.

## EDUCATION & BAR ADMISSIONS

- J.D., University of New Hampshire School of Law (Franklin Pierce Law Center), Concord, NH
- B.A., Political Science, University of Maine at Orono
- Bars: NH & ME | U.S. District Courts (NH & ME) | First Circuit Court of Appeals

## CORE COMPETENCIES

Administrative & Employment Law ● Appellate Advocacy ● Environmental & Regulatory Law ● Compliance & Rulemaking ● Complex Litigation ● Legal Research & Writing ● Trial Strategy ● Board & Agency Counsel