

**Kline, Scot**

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**From:** Kline, Scot  
**Sent:** Monday, March 28, 2016 9:08 AM  
**To:** 'Lemuel Srolovic'  
**Cc:** Brian Mahanna; Michael Meade; Morgan, Wendy  
**Subject:** RE: Climate Change Conference Common Interest Agreement  
**Attachments:** Climate Change Conf. Common Interest Agreement.vt.edits.docx

Lern:

Thanks for the draft. We have an overall comment and two suggested language changes. First the latter. The suggested changes are redlined in the attached document. One is worth brief explanation: in paragraph 5 (iii), we have a couple of concerns: we don't think we can return documents of which we have taken possession under our state law unless ordered by a court to do so; and our office is okay with refusing to disclose covered documents if we can do so under our law, but we really avoid taking on an affirmative obligation to always litigate those issues.

The overall comment is whether we really need a common interest agreement for the conference, particularly given the short time left before the conference. We are concerned that this will distract people and take away time and focus from the conference itself. Our thought has been that anyone providing anything in writing at the conference should assume that it may get produced because of some state's public record laws. Matt and Peter should stick to what is in the public domain or be prepared to have those materials become public.

Our two cents.

Thanks.

Scot

**From:** Lemuel Srolovic [mailto:Lemuel.Srolovic@ag.ny.gov]  
**Sent:** Friday, March 25, 2016 5:18 PM  
**To:** Kline, Scot <scot.kline@vermont.gov>; Morgan, Wendy <wendy.morgan@vermont.gov>  
**Cc:** Brian Mahanna <Brian.Mahanna@ag.ny.gov>; Michael Meade <Michael.Meade@ag.ny.gov>  
**Subject:** Climate Change Conference Common Interest Agreement

Scot and Wendy – sorry for the delay but here's our proposed common interest agreement which is pared down from the VW template. We'd like to distribute to attending offices asap and ask them to sign.

Look ok to you?

Thanks,

Lem

Lemuel M. Srolovic  
Bureau Chief