



November 21, 2018

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Rita Davis
Counselor to the Governor of Virginia
rita.davis@governor.virginia.gov

Sent Via Email

Dear Ms. Davis:

Re: FOIA Request, Records Related to Meeting Between Governor Northam, Dominion Energy, and State Agencies

Board of Directors:

Dear Ms. Davis:

Bette Dzamba
Howard Evergreen

In accordance with the Virginia Freedom of Information Act (FOIA), Code of Virginia § 2.2-3700 *et. seq.*, I request that you provide or make available all “public records” as described herein.

Katie Keller
Brian Lux
David Sellers
Deirdre Skogen

According to news media accounts (https://www.oneidadispatch.com/the-virginia-air-board-members-northam-replaced-had-expired-terms/article_32982d6b-e874-5e1c-b92a-c2231b78d0d8.html), Governor Northam and other members of his administration, including David Paylor, Director of the Department of Environmental Quality, met with Thomas F. Ferrell, II of Dominion Energy, Inc. (Dominion) on November 19, 2018.

Jamie Trost
Ryan Wagener
Elizabeth Williams

In connection with this meeting, please provide the following:

1. All records that describe the conversations that occurred during the referenced meeting.
2. All records of any communications between the Office of the Governor and Mr. Ferrell or any other employee or representative of Dominion that relates to that meeting, whether prepared or exchanged before, during, or after that meeting.
3. All records of any communications between the Office of the Governor and any other person or organization within state government that concerns preparations for that meeting or the substance of discussions during or after the meeting.

We recognize that records requested herein may be withheld under one or more exemptions provided by the FOIA. We request that you not withhold information in reliance on any exemption unless there are specific legal requirements that prohibit disclosure. For example, even if you believe an exemption is available under Va. Code § 2.2-3705.7.2. for Governor’s “working papers” we ask that you waive this exemption. As you know, important and controversial issues pertaining to state regulation of Dominion proposals or activities are of utmost interest to many thousands of Virginians. The possibility that private conversations about issues under regulatory review with the regulated party may have occurred at this time is alarming. Governor Northam has repeatedly promised that regulatory processes will be fully transparent and fair. Concealment of the information requested in this letter will not be consistent with those promises.

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Rita Davis, Office of the Governor
November 21, 2018

In relation to all records requested herein, we ask that the Office of the Governor waive any fees for their production, because these records are sought to inform the public and serve general public interests. If you determine that it is not practically possible to provide or make available all requested records or determine whether they exist within five work-days from this request, please provide all records that are available in that period and supply or make available the additional records as soon as possible thereafter.

Thank you for your help. Please contact me by phone, at 434-964-7455 or david@wildvirginia.org, if I can provide clarifications or further information regarding this request.

Sincerely,
_____/s/_____
David Sligh
Conservation Director

cc: Clark Mercer, Office of the Governor
Misty Boos, Wild Virginia
Deirdre Skogen, Wild Virginia