

Synthia Ravell

From: Tom Hart <commissionerhart@gmail.com>
Sent: Tuesday, September 29, 2020 2:18 PM
To: Synthia Ravell
Subject: FW: Failure of Due Process and RTK

Sent from [Mail](#) for Windows 10

From: [Arthur Clough](#)
Sent: Monday, September 21, 2020 11:59 AM
To: [Robert P. Sullivan](#); [johntaborportsmouth@gmail.com](#); [rgamester@comcast.net](#); [amwjcw@comcast.net](#)
Cc: [Rick Becksted](#); [Jim Splaine](#); [CommissionerHart@gmail.com](#); [MacCallum, Duncan](#); [votenancypearson@gmail.com](#); [Esther Kennedy](#)
Subject: Re: Failure of Due Process and RTK

From: Robert P. Sullivan <rpsullivan@cityofportsmouth.com>
Sent: Monday, September 21, 2020 11:43 AM
To: Arthur Clough <arthurclough@hotmail.com>
Cc: Rick Becksted <rbecksted1@comcast.net>; Jim Splaine <jimsplaineportsmouth@gmail.com>
Subject: RE: Failure of Due Process and RTK

Arthur,

I expect that these issues will be fully vetted by the Board of Ethics this evening.

RPS

Robert P. Sullivan, City Attorney
City of Portsmouth
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Portsmouth, NH 03801

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From: Arthur Clough [mailto:arthurclough@hotmail.com]

Sent: Saturday, September 19, 2020 12:59 PM

To: Robert P. Sullivan <rpsullivan@cityofportsmouth.com>

Cc: Rick Becksted <rbecksted1@comcast.net>; Jim Splaine <jimsplaineportsmouth@gmail.com>

Subject: Failure of Due Process and RTK

Hello Attorney Sullivan,

During the questioning of Nancy Pearson by the ethics board it is clear that Nancy Pearson had more people in her room than she testified to, and that she was receiving electronic communication from an undisclosed person. She did not disclose that Josh Denton was in the room when he came in, but she can be seen looking to the left of the screen towards the person visible in the mirror on her wall. Her responses to looking down off camera to what seems to be a cell phone or other screen often precedes moments in which she refuses to answer questions. She had a duty to reveal all of the people in the room as well as those who were communicating with her electronically.

I believe that this constitutes both a violation of RTN, a failure of Nancy Pearson to disclose the presence of other people as soon as they came into the room, and a failure to disclose participants electronically. These details suggest that Esther Kennedy is not receiving due process. I believe that as city attorney it is required of you to represent the city in all matters in which the city has an interest coming before any court, tribunal, quasi-judicial or legislative body, and that in fulfilling that duty you are required to intervene. I believe that the lack of effort to secure a venue for this hearing gave Nancy Pearson an opportunity to testify with the assistance of unnamed people. The city could have used a number of different facilities, such as the large warehouse room at the former Doble Center. I would like to know who was involved in the decision to use Zoom.

Sincerely,

Arthur Clough

Arthur Clough, CTP, AAP
(603) 502-3201