

**ATTORNEY GENERAL
DEPARTMENT OF JUSTICE**

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

JOHN M. FORMELLA
ATTORNEY GENERAL



JANE E. YOUNG
DEPUTY ATTORNEY GENERAL

September 24, 2021

Anthony Pivero
170 Robert Rogers Rd, PO Box 204
Goffstown, NH 03045

**Re: Notice Concerning RSA 105:13-d and Your Name Appearing on the
Exculpatory Evidence Schedule ("EES")**

Dear Anthony Pivero:

Pursuant to recently enacted RSA 105:13-d, a copy of which is attached to this letter, the Department of Justice is required to notify you of the following:

- (1) **Your name currently appears on the Exculpatory Evidence Schedule ("EES")**. Your name was added to the list on 12/20/2017. You were added by Nashua Police Department.
- (2) **You have one hundred and eighty (180) days from the date of notification to file a lawsuit in superior court regarding your placement on the EES.** After 180 days have passed, any cause of action you might have to challenge your placement on the list shall be extinguished.

The statute further states that you are presumed to have received this notice three (3) business days after this Office has sent it via first class mail to your last known address. In addition, any lawsuit you may file regarding your placement on the EES shall name as a party to the lawsuit the law enforcement agency that recommended your placement on the EES. Any such lawsuit shall also provide the Department of Justice with notice that any such action has been filed. You shall provide notice of any court order and the disposition of any such action to the Department of Justice at each stage of the proceeding. These notices are to be sent to:

New Hampshire Department of Justice
Civil Bureau – Civil Litigation Unit
Attn: Exculpatory Evidence Schedule Matters
33 Capitol Street
Concord, NH 03301

180 days from the date of notification, individual's names and the corresponding information on the EES shall be made public, except for any individual with a pending legal action regarding that individual's placement on the EES.

Notice Concerning RSA 105:13-d and Your Name Appearing on the Exculpatory Evidence
Schedule ("EES")
Page 2 of 2

The Department of Justice cannot provide you with legal advice concerning RSA 105:13-d, and any legal remedies it may provide. You may wish to contact your own attorney about any legal remedies you may have under this statute.

Sincerely,



Geoffrey W.R. Ward
Senior Assistant Attorney General
Chief, Criminal Justice Bureau

GWW/gww
Enclosure

Copy to: Attorney General John M. Formella
Deputy Attorney General Jane E. Young
Jeffery A. Strelzin, Director, Division of Public Protection
Anthony J. Galdieri, Solicitor General
Seth M. Zoracki, Chief, Civil Litigation Unit

3275745