

STATE OF NEW HAMPSHIRE

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IN RE: *
ANDREW SANBORN *
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ORIGINAL

INTERVIEW OF RICHARD LEHMANN - 1/23/18 - CD#10
TRANSCRIBED FROM AUDIO

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1 INVESTIGATOR SCOTT GILBERT: Today's date is
2 January 23rd. The time is approximately five minutes
3 after noon. The speaker is Scott Gilbert from the
4 New Hampshire Attorney General's Office. I'm at the
5 Attorney General's Office in a first floor conference
6 room with Richard Lehmann, Associate Attorney General
7 Jane Young, and Senior Assistant Attorney General
8 Geoffrey Ward. We're recording this interview.
9 Rick, you're --

10 RICHARD LEHMANN: I'm aware that you're
11 recording it.

12 INVESTIGATOR SCOTT GILBERT: And you're okay
13 with that. We've been tasked with looking into a
14 matter that's several years old now that occurred at
15 the State House, early 2013. Your current position
16 there is Senate --

17 RICHARD LEHMANN: Legal Counsel to the
18 Senate.

19 INVESTIGATOR SCOTT GILBERT: And for the
20 year 2013, it was the same?

21 RICHARD LEHMANN: Same position.

22 INVESTIGATOR SCOTT GILBERT: I draw your
23 attention to the beginning of 2013. Can you describe

1 to us how you first become aware of the possible,
2 call it a sexual harassment or inappropriate comment,
3 that involved Senator Andrew Sanborn?

4 RICHARD LEHMANN: I heard it myself.

5 INVESTIGATOR SCOTT GILBERT: Can you tell
6 us, to the best of your memory from 2013, what that
7 was that you heard?

8 RICHARD LEHMANN: What I heard was Senator
9 Sanborn was in his office with his wife, Laurie, a
10 Senate staff member, and a UNH intern, and
11 Representative Sanborn, Laurie Sanborn, had said --
12 there was a conversation about going or not going to
13 Florida. And one -- the person who was the UNH
14 intern said, well if she can't go, I'll go to
15 Florida. And Senator Sanborn said, it depends how
16 good you are at giving blow jobs. That's it.

17 INVESTIGATOR SCOTT GILBERT: Can you put a
18 name on the intern?

19 RICHARD LEHMANN: The intern's name was

20 No. 1 I believe.

21 INVESTIGATOR SCOTT GILBERT: Can you put a
22 name on that staffer?

23 RICHARD LEHMANN: No. 6

1 INVESTIGATOR SCOTT GILBERT: Okay. All
2 right. What do you -- your office is across the
3 hall. You're in your office and you overhear it?

4 RICHARD LEHMANN: Correct.

5 INVESTIGATOR SCOTT GILBERT: So, it's loud
6 enough --

7 RICHARD LEHMANN: The doors are -- no, I was
8 10 or 12 feet away.

9 INVESTIGATOR SCOTT GILBERT: Before we get
10 into any more detail about that, can I ask you, if
11 you could put a number on how many incidents, given
12 your proximity to Senator Sanborn's office, how many
13 incidents of whether we call it sexual harassment, or
14 comments that are of an inappropriate nature, do you
15 think you've personally witnessed?

16 RICHARD LEHMANN: One.

17 INVESTIGATOR SCOTT GILBERT: Just that one?

18 RICHARD LEHMANN: Yeah.

19 INVESTIGATOR SCOTT GILBERT: How about
20 incidents you've been involved in, whether it's been
21 brought to your attention, or you have to interview
22 someone, or sit in on an interview, regarding the
23 incidents of a similar nature, would you guess you've

1 been involved in?

2 RICHARD LEHMANN: I don't remember ever
3 being involved in another similar incident.

4 INVESTIGATOR SCOTT GILBERT: All right.
5 We'll just take them one at a time then. So this one
6 we're talking about, what do you remember?

7 RICHARD LEHMANN: No, that's not correct.
8 There was one other incident in which I was involved,
9 in a conversation.

10 INVESTIGATOR SCOTT GILBERT: All right.
11 We'll take them in order then. What, Rick, do you do
12 upon hearing that comment from Senator Sanborn?

13 RICHARD LEHMANN: I tapped out a memorandum
14 on my laptop, writing down what I heard, and notified
15 the Chief of Staff.

16 INVESTIGATOR SCOTT GILBERT: And at the
17 time, was Jay Flanders?

18 RICHARD LEHMANN: Correct.

19 INVESTIGATOR SCOTT GILBERT: Can you take us
20 through and educate me in the process that it then
21 took?

22 RICHARD LEHMANN: I don't remember the -- I
23 mean, I don't remember it in any detail in terms of

1 the chronology of how things happened. But I know
2 that I notified Jay that I heard a comment that I
3 thought was inappropriate, and I thought that it was
4 in the interest of protecting the Senate from
5 potential liability going in the future really, for
6 me to follow up with the person whom the comment was
7 directed and the other staff member who was in the
8 room, and ask them how they felt about it and make
9 them aware that if they were uncomfortable working
10 with Senator Sanborn in any way, that we would find a
11 work assignment, or do whatever it took to make them
12 feel that their workplace was not uncomfortable for
13 them.

14 INVESTIGATOR SCOTT GILBERT: Sure. So I
15 missed it. Did you do that, or were you directed to
16 do it?

17 RICHARD LEHMANN: I don't -- I did that
18 after speaking to Jay. I don't remember if he
19 suggested I did it -- do it, or I suggested I do it.
20 I think we spoke and agreed that was the thing to do.

21 INVESTIGATOR SCOTT GILBERT: Okay. So you
22 go and you speak directly to No. 1 and No. 6
23 No. 6

1 RICHARD LEHMANN: Correct.

2 INVESTIGATOR SCOTT GILBERT: Do you know if
3 anyone else sat in on that?

4 RICHARD LEHMANN: No, nobody else sat in.

5 INVESTIGATOR SCOTT GILBERT: What do you get
6 for a response from the two of them?

7 RICHARD LEHMANN: Everybody -- both of them
8 took it, as I took it when I heard it, as a -- sort
9 of a foolish comment, a poor attempt at a joke that,
10 you know, probably was not the kind of joke that
11 should be made in that environment, but that's it.

12 INVESTIGATOR SCOTT GILBERT: And that's the
13 impression you got, both of them had felt the same,
14 similar way?

15 RICHARD LEHMANN: Right.

16 INVESTIGATOR SCOTT GILBERT: Do you talk to
17 Senator Sanborn about it?

18 RICHARD LEHMANN: I don't recall speaking to
19 him directly about what the people that I spoke to
20 said. But I believe there was a conversation that he
21 was involved in and that Jay Flanders was involved
22 in, in which we said, generally, without specifically
23 identifying anybody -- I mean, without identifying

1 the people involved, that he needed to watch his
2 behavior.

3 INVESTIGATOR SCOTT GILBERT: Besides your --
4 the memo that you did about hearing it, so that would
5 be addressed to Jay Flanders?

6 RICHARD LEHMANN: I think I addressed it to
7 the file and handed it to Jay.

8 INVESTIGATOR SCOTT GILBERT: All right.

9 RICHARD LEHMANN: So it was my memo to
10 myself.

11 INVESTIGATOR SCOTT GILBERT: Gotcha. Do you
12 think there's any other documentation about this
13 incident, as far as you're aware?

14 RICHARD LEHMANN: That I created?

15 INVESTIGATOR SCOTT GILBERT: No, that --
16 yeah, we'll start -- yeah, that you created?

17 RICHARD LEHMANN: No, not that I'm aware of.

18 INVESTIGATOR SCOTT GILBERT: Would you guess
19 there's any that anyone would have created?

20 RICHARD LEHMANN: I'm going to decline to
21 answer the question on the grounds that it may reveal
22 privileged material.

23 INVESTIGATOR SCOTT GILBERT: All right.

1 Does February of 2013 is -- I mean, a ballpark of
2 when this would have happened?

3 RICHARD LEHMANN: Correct.

4 INVESTIGATOR SCOTT GILBERT: They're talking
5 about break and --

6 RICHARD LEHMANN: I think it was February
7 23rd -- I don't remember the exact date, but I think
8 that's about it.

9 INVESTIGATOR SCOTT GILBERT: So you -- you
10 speak to the intern and the staffer. Does it end
11 there, your involvement with it, or does the whole
12 incident seem to end right there?

13 RICHARD LEHMANN: Well, it depends how you
14 define the incident. I mean, in some level my
15 involvement continues to this exact moment.

16 INVESTIGATOR SCOTT GILBERT: I gotcha.

17 RICHARD LEHMANN: There's been, you know,
18 downstream incidents. That was the end of it for --
19 the things that I've described, to the best of my
20 recollection, are the end of it in the winter of
21 2013.

22 INVESTIGATOR SCOTT GILBERT: Are you aware
23 of any at least talk of -- well **No. 1** is an

1 intern at the time?

2 RICHARD LEHMANN: He's a UNH student intern
3 at the time.

4 INVESTIGATOR SCOTT GILBERT: Some time after
5 this incident, he's put on the payroll as a paid --

6 RICHARD LEHMANN: That's correct.

7 INVESTIGATOR SCOTT GILBERT: -- employee.
8 You've heard talk of one being connected to the
9 other, or how he got that job in a different fashion
10 than others?

11 RICHARD LEHMANN: You're asking me what
12 rumors I've heard --

13 INVESTIGATOR SCOTT GILBERT: No, we're --

14 RICHARD LEHMANN: -- or are you asking me if
15 I know anything directly about a connection?

16 INVESTIGATOR SCOTT GILBERT: You're familiar
17 with at least this being talked about?

18 RICHARD LEHMANN: Yeah.

19 INVESTIGATOR SCOTT GILBERT: Do you know
20 anything specific about it?

21 RICHARD LEHMANN: No. Well, what do you
22 mean, specific about it?

23 INVESTIGATOR SCOTT GILBERT: More than just

1 sitting in your office and hearing people talking
2 about it.

3 RICHARD LEHMANN: No. I mean, I've read a
4 comment that somebody wrote online about it. So I
5 know that it's a rumor.

6 INVESTIGATOR SCOTT GILBERT: By specific, I
7 mean nothing more than what you heard in the rumor
8 mill like anything else?

9 RICHARD LEHMANN: Correct.

10 ATTORNEY JANE YOUNG: Do you ever try to
11 ferret it out?

12 RICHARD LEHMANN: No.

13 ATTORNEY JANE YOUNG: Do you ever ask
14 anybody if there was a -- either a payoff, or a job
15 as a result of --

16 RICHARD LEHMANN: No.

17 ATTORNEY JANE YOUNG: -- the comment being
18 made?

19 RICHARD LEHMANN: I was asked in -- before
20 **No. 1** was hired, whether we should not hire him,
21 because this incident occurred.

22 ATTORNEY JANE YOUNG: Who asked you that?

23 RICHARD LEHMANN: I believe it was Angela

1 Leach. It was -- I think it was Angela Leach. And
2 my response was that you can't penalize somebody for
3 being on the receiving end of a comment like that,
4 and that the Senate should hire whoever they think is
5 the best person to fill the job. And people thought
6 No. 1 was the best intern we had around at that time,
7 and he was looking for work.

8 ATTORNEY JANE YOUNG: Can I just take you
9 back, when you think you're part of a conversation
10 with Senator Sanborn and Jay Flanders?

11 RICHARD LEHMANN: Um-hmm.

12 ATTORNEY JANE YOUNG: What goes on during
13 that meeting?

14 RICHARD LEHMANN: It was just a conversation
15 about how the State House is a place where the
16 breadth for making jokes, or crude jokes, or jokes
17 that might be funny and appropriate in a different
18 environment, you know, if it's a fraternity house
19 environment, a comment like that probably wouldn't be
20 very surprising. But in the State House, that kind
21 of commentary is not appropriate or acceptable, and
22 that it could create -- I mean, my concern and reason
23 for acting in February of 2013 was because if there

1 were subsequent incidents, and the fact that we let
2 something like this go unaddressed became known, that
3 is the kind of thing that creates liability for an
4 employer.

5 ATTORNEY JANE YOUNG: And what was Senator
6 Sanborn's response?

7 RICHARD LEHMANN: I don't remember exactly
8 what he said. My recollection is that he was angry
9 that he was being confronted by two -- wasn't -- I
10 don't know -- angry's not the right word. I don't
11 -- I mean, it's hard for me to attribute his emotions
12 to him. I don't think he was happy about being
13 confronted by two staff members, and I think that he
14 believed we were blowing things out of proportion and
15 that it was just a joke, and that it didn't warrant
16 any response.

17 ATTORNEY JANE YOUNG: Did he deny making the
18 comment?

19 RICHARD LEHMANN: I don't remember if he
20 denied making the comment. I would have been shocked
21 if he denied making the comment, because I heard it
22 myself. It's not something somebody brought to me.
23 It's something that I heard.

1 ATTORNEY JANE YOUNG: Did you tell him that?
2 Did you tell him that you actually heard the comment
3 yourself and --

4 RICHARD LEHMANN: I don't remember.
5 Honestly, I don't remember -- I don't remember if we
6 told him that that comment was what we were talking
7 to him about, because part of our responsibility in
8 responding to potential sexual harassment, or
9 inappropriate comment, circumstances involves
10 protecting the privacy of the people who are
11 involved. They didn't want to go forward with
12 anything. Nobody wanted an investigation made of it.
13 So I didn't -- and you know, and there's been all
14 this Right to Know litigation -- not litigation but
15 back and forth that's been going on, and newspapers
16 have become interested in it. And our -- my feeling,
17 and President Morse's feeling about it, and the
18 current Chief of Staff's feeling about it is that in
19 responding to those, we owe it to the staff member
20 and the intern at the time to continue to protect
21 their identities, so that they don't become in the
22 middle of a controversy they want no part of.

23 ATTORNEY GEOFFREY WARD: When you first take

1 this incident to Jay Flanders and notify him about it
2 and had that memo, is -- the Senate President at the
3 time was Peter --

4 RICHARD LEHMANN: Peter Bragdon.

5 ATTORNEY GEOFFREY WARD: Is he notified
6 about it, or brought into the loop on it?

7 RICHARD LEHMANN: The Chief of Staff
8 controls the communication to the President, and I'm
9 sure that Jay and Bragdon had a conversation about
10 it. I don't remember if I had a conversation with
11 the President about it at that time. I very well may
12 have.

13 INVESTIGATOR SCOTT GILBERT: What do you
14 know, Rick, of after this, we'll call it an incident
15 with the comment, about the Chief of Staff giving
16 No. 1 [REDACTED] a sum of money -- an envelope of a sum of
17 money?

18 RICHARD LEHMANN: Say that again? What do
19 I know about it?

20 INVESTIGATOR SCOTT GILBERT: Yeah.

21 RICHARD LEHMANN: Literally, that's what
22 I've heard, that supposedly -- I mean, the way I've
23 heard this, and I've only heard this recently.

1 INVESTIGATOR SCOTT GILBERT: And that was
2 going to be my next question. So back in 2013 you
3 never --

4 RICHARD LEHMANN: No.

5 INVESTIGATOR SCOTT GILBERT: -- you were
6 completely unaware of that?

7 RICHARD LEHMANN: No -- yes.

8 INVESTIGATOR SCOTT GILBERT: You hear it for
9 the first time, ballpark?

10 RICHARD LEHMANN: Within the last couple
11 months.

12 INVESTIGATOR SCOTT GILBERT: Any more than
13 what I just shared with you?

14 RICHARD LEHMANN: No, that's what I've heard
15 --

16 INVESTIGATOR SCOTT GILBERT: That's exactly
17 what you heard?

18 RICHARD LEHMANN: -- is that No. 1 had an
19 envelope and made a comment about Jay giving him
20 money for something. But I have no idea what that's
21 about. And I was going -- I just don't know. And I
22 -- you know, because I knew this had reached a level
23 of inquiry, I've never followed up on it, and I never

1 asked -- I mean, I haven't spoken to No. 1 about it.
2 I'm never gone to him and said, what are you talking
3 about.

4 INVESTIGATOR SCOTT GILBERT: And that would
5 have been my next question. Have you done in your
6 position any follow-up regarding --

7 RICHARD LEHMANN: Not -- I mean --

8 INVESTIGATOR SCOTT GILBERT: -- any truth to
9 that?

10 RICHARD LEHMANN: No.

11 INVESTIGATOR SCOTT GILBERT: Okay. Can you
12 describe what you would know from your time over
13 there -- going back to No. 1 going from being an
14 intern, I guess he's given this -- he's --

15 RICHARD LEHMANN: My recollection is it was
16 a part-time job helping the Clerk's Office process
17 out some things they were behind on.

18 INVESTIGATOR SCOTT GILBERT: So as time goes
19 on, there's more and more opportunity for people to
20 connect dots, or at least try to. If one painted a
21 picture that that employment position was out of
22 character, say it's part time, it's renewed every two
23 weeks for multiple months, it's difficult to find

1 that's ever happened before?

2 RICHARD LEHMANN: I don't know if it's ever
3 happened before.

4 INVESTIGATOR SCOTT GILBERT: Not -- would
5 you be aware of these things if --

6 RICHARD LEHMANN: Sometimes, but not
7 necessarily.

8 INVESTIGATOR SCOTT GILBERT: Like if he --
9 if he was placed in the Senate Clerk's Office without
10 the Senate Clerk's involvement, which is -- has not
11 happened before, would you be aware of anything like
12 that?

13 RICHARD LEHMANN: Would -- I mean, I don't
14 know. There is not a -- there's not a management
15 manual that says, this is how we do everything that
16 gets done over there, because the personnel -- I
17 mean, for a hundred reasons there isn't one -- but
18 there isn't. So things happen. You know, I found
19 out, for instance, the Democratic Caucus hired two
20 people within the past couple months. I found out
21 who they were after -- you know, at the same time
22 everybody else does, at the time that the hiring was
23 announced. And the most recent person who was hired

1 was somebody I knew. So I mean, you know, I had no
2 idea that that was going to happen.

3 INVESTIGATOR SCOTT GILBERT: If you're okay,
4 we'll move onto the next one. There's another one
5 that you're aware of -- an incident, or incidents, or
6 series of incidents involving Senator Sanborn and
7 inappropriate comments and someone else, that you got
8 involved in, to some degree?

9 RICHARD LEHMANN: I don't think I got
10 involved in anything. It's a -- and I'm not aware
11 that something -- help me -- I'm aware that there's a
12 rumor about a former staffer who had her office
13 moved. I wasn't involved.

14 ATTORNEY GEOFFREY WARD: Who was the
15 staffer?

16 RICHARD LEHMANN: I can't remember her name.
17 She ended up moving down to work with Senator
18 Forrester.

19 INVESTIGATOR SCOTT GILBERT: Are you --

20 RICHARD LEHMANN: Her name is No. 2 --
21 No. 2 something like that.

22 INVESTIGATOR SCOTT GILBERT: Are you certain
23 you weren't involved in that, or you don't remember?

1 RICHARD LEHMANN: I don't remember.

2 INVESTIGATOR SCOTT GILBERT: Don't remember,
3 yeah.

4 RICHARD LEHMANN: It's hard. Some -- like
5 me writing out the memo, when I heard the incident,
6 is pretty unusual. But then I've done that a couple
7 times in the -- well, I mean written memos about
8 things, that's the only time I think there was a
9 sexual harassment or inappropriate comment. I would
10 -- to me, it's not sexual harassment. To me, it was
11 a comment that was out of line, because -- just
12 because of what the definition of sexual harassment
13 is.

14 INVESTIGATOR SCOTT GILBERT: So her
15 recollection was -- and specific recollection is that
16 she was brought in by you and Jay Flanders, sat down,
17 and you did a lot of questioning --

18 RICHARD LEHMANN: No. 2

19 INVESTIGATOR SCOTT GILBERT: It could --
20 yes. It could have happened, you just don't
21 remember.

22 RICHARD LEHMANN: Could have happened. I
23 don't remember it happening, but it could have

1 happened.

2 INVESTIGATOR SCOTT GILBERT: How about
3 incidents with No. 6

4 RICHARD LEHMANN: Apart from the one I just
5 described?

6 INVESTIGATOR SCOTT GILBERT: Apart from the
7 one that -- simultaneous with --

8 RICHARD LEHMANN: With No. 1

9 INVESTIGATOR SCOTT GILBERT: -- with No. 1

10 RICHARD LEHMANN: I don't remember.

11 INVESTIGATOR SCOTT GILBERT: No.

12 ATTORNEY JANE YOUNG: So when -- I think
13 when Scott asked you, was there only that one
14 incident, you said yes. And then --

15 RICHARD LEHMANN: Well it depends --

16 ATTORNEY JANE YOUNG: A few seconds later
17 you qualified it, is that the No. 2 or is there
18 something else?

19 RICHARD LEHMANN: I -- well, I'm not sure
20 when we're talking about incidents, we're talking
21 about that -- you know, things involving different
22 people or different -- this same issue coming to the
23 surface multiple times, because it's come to the

1 surface multiple times.

2 ATTORNEY JANE YOUNG: This, meaning the
3 No. 1 incident?

4 RICHARD LEHMANN: The No. 1 thing, yeah.

5 ATTORNEY JANE YOUNG: So --

6 RICHARD LEHMANN: Mostly because I've been
7 responding to Right to Know requests since October of
8 '16, I think. I don't ever remember.

9 ATTORNEY JANE YOUNG: So let's stick with
10 what we'll call the -- the No. 2 --

11 RICHARD LEHMANN: Okay.

12 ATTORNEY JANE YOUNG: -- incident. Any
13 memory of there being a meeting with Senator
14 Forrester, you, Jay Flanders, No. 2 where
15 there's discussions that there were repeated comments
16 about the way that she dressed -- the Senator --
17 Senator Sanborn was making comments to her about her
18 clothing, the way she looked, her shoes --

19 RICHARD LEHMANN: No, you asked me that --
20 yeah, I think that that's what the comment -- because
21 like I don't remember being in a meeting with Senator
22 Forrester, which is not to say it didn't happen. I
23 just don't -- I have no recollection, and I feel like

1 I'd remember it but, you know, again, what -- even
2 what constitutes a meeting over there can be a very
3 quick conversation. But yes to -- yeah -- and you
4 were asking me the question, has it jogged a
5 recollection. Again, and not of something that I
6 heard, not something I would remember being involved
7 in, but something involving --

8 ATTORNEY JANE YOUNG: Or maybe something --

9 RICHARD LEHMANN: -- Senator Sanborn making
10 a comment to No. 6 about No. 2

11 ATTORNEY JANE YOUNG: Okay. So but are you
12 consulted, brought in, that Senator Sanborn is making
13 -- let's stick with the first line -- making comments
14 to her about the way she's dressed, how she looks?

15 RICHARD LEHMANN: I don't remember if it was
16 making comments to her, or making comments to
17 somebody else. I don't remember that.

18 ATTORNEY JANE YOUNG: Do you remember --
19 moving on from the way you look, that he may have
20 said something to No. 6 --

21 RICHARD LEHMANN: Yeah, I think he --

22 ATTORNEY JANE YOUNG: -- about what No. 6

23 No. 6 would want to do with --

1 RICHARD LEHMANN: Right, right, yes. I --
2 again. I -- I can't tell you how I became aware of
3 that rumor, comment, whatever you want to call it.
4 But I, sitting here, am aware that people have at
5 least said that Senator Sanborn said to No. 6
6 wouldn't you like to -- I mean, have sex with her.

7 ATTORNEY JANE YOUNG: But in a more crude
8 term?

9 RICHARD LEHMANN: Yes. Well, I -- I don't
10 know because I haven't heard -- I mean -- it's a --

11 ATTORNEY JANE YOUNG: So do you talk to
12 No. 6 about that?

13 RICHARD LEHMANN: I don't remember talking
14 to No. 6 about that.

15 ATTORNEY JANE YOUNG: And as you sit here
16 today, at least right at this moment, you don't
17 remember meeting with No. 2 and hearing that --

18 RICHARD LEHMANN: I don't.

19 ATTORNEY JANE YOUNG: -- there are at least
20 some concerns about his comments about the way she
21 looks and the way she dresses?

22 RICHARD LEHMANN: I don't.

23 ATTORNEY JANE YOUNG: Do you remember giving

1 advice of just don't be alone in a room with him with
2 the door closed?

3 RICHARD LEHMANN: I don't remember that --
4 you know, if somebody has a concern, that's good
5 advice, but it's probably not enough.

6 ATTORNEY JANE YOUNG: But do you have any --
7 would have any -- any notes or --

8 RICHARD LEHMANN: I don't have any notes of
9 it, which is not to say that there wasn't a time when
10 I did or -- I mean, I just don't have a recollection
11 of it.

12 ATTORNEY JANE YOUNG: So, to me, if
13 something like that is transpiring, if you have a
14 Senator who's making off-handed somewhat sexual
15 comments, comments that would make the average person
16 uncomfortable --

17 RICHARD LEHMANN: Um-hmm.

18 ATTORNEY JANE YOUNG: -- I mean, I would
19 assume though doesn't happen that often, or does it?

20 RICHARD LEHMANN: I would say it's fair to
21 say it doesn't happen that often.

22 ATTORNEY JANE YOUNG: So that would -- I
23 would think that would be something that would sort

1 of remain in your memory, unless it's commonplace. I
2 just -- I don't know -- I don't know the inner
3 workings over there.

4 RICHARD LEHMANN: It's not commonplace.

5 ATTORNEY JANE YOUNG: Was it commonplace
6 with him, such as it's -- well, that's Senator
7 Sanborn?

8 RICHARD LEHMANN: I have only heard -- I
9 heard one remark myself. And I've heard of this
10 other remark.

11 ATTORNEY JANE YOUNG: Which is the remark to
12 --

13 RICHARD LEHMANN: To No. 6 wouldn't you
14 like to and -- I mean, I guess -- I don't have a
15 specific recollection of somebody telling me that
16 Senator Sanborn was commenting on the way No. 2
17 dressed, appeared, or carried herself in any way. I
18 don't have a specific recollection of it. But I feel
19 like people have -- I just don't remember.

20 INVESTIGATOR SCOTT GILBERT: September --
21 now we move onto September of '13

22 RICHARD LEHMANN: Um-hmm.

23 INVESTIGATOR SCOTT GILBERT: Chuck Morse

1 takes over as Senate President.

2 RICHARD LEHMANN: Correct.

3 INVESTIGATOR SCOTT GILBERT: Does he come to
4 you -- there's a -- what he referred to as a council
5 or --

6 ATTORNEY JANE YOUNG: Jackson-Lewis.

7 RICHARD LEHMANN: Leadership --

8 INVESTIGATOR SCOTT GILBERT: -- the
9 Leadership Committee, they tell him, among other
10 things I'm sure, that this issue in their opinion is
11 unresolved.

12 RICHARD LEHMANN: Should have been handled
13 -- they thought it should have been handled
14 differently.

15 INVESTIGATOR SCOTT GILBERT: It's
16 unresolved.

17 RICHARD LEHMANN: And so they thought it
18 should have been handled differently by an outside --

19 ATTORNEY JANE YOUNG: Which is the **No. 1**
20 incident; correct?

21 RICHARD LEHMANN: Yes.

22 ATTORNEY GEOFFREY WARD: The Leadership
23 thought it should have been handled --

1 RICHARD LEHMANN: There were people in the
2 group who thought it should have been handled
3 differently.

4 ATTORNEY JANE YOUNG: Who are those people?

5 RICHARD LEHMANN: I wasn't part of the -- I
6 wasn't part of the meeting, but my understanding it
7 was Forrester and Carson.

8 INVESTIGATOR SCOTT GILBERT: Do you know who
9 -- so who decides to seek outside counsel in --

10 RICHARD LEHMANN: Well, the President makes
11 the ultimate decision to have Jackson-Lewis come in,
12 and review how we handled the situation and conduct a
13 follow-up inquiry.

14 INVESTIGATOR SCOTT GILBERT: So your memory
15 serves you then, the primary reason they're brought
16 in is to look at that --

17 RICHARD LEHMANN: I think that --

18 INVESTIGATOR SCOTT GILBERT: -- matter?

19 RICHARD LEHMANN: -- at that point they were
20 brought in to -- I don't remember the exact
21 chronology of it. We were already being asked to
22 look at updating our sexual harassment policy. Paul
23 Twomey was the House Legal Counsel at the time. And

1 I think that that -- that we had already had
2 conversation -- and I don't remember whether we hired
3 Jackson-Lewis before that started. I think it
4 started before we hired Jackson-Lewis. And Jackson-
5 Lewis was brought in as much to consult with us on
6 how to handle that, as to conduct the interview. But
7 it was all part of the same representation for them.
8 The reason we called Jackson-Lewis was to deal with
9 the specific attorney, Tom -- you have memos -- Tom
10 -- I can't remember his name. He had -- and I
11 suggested we call him, because he had represented a,
12 staff member in the House, my first go-round in the
13 early two thousands, who had won a -- I think they
14 won a jury trial against the House for sexual
15 harassment. I think her name was No. 11 And
16 when Betsy Miller was the Legal Counsel to the House,
17 I think she may even have testified in the case, and
18 it was -- and it was complicated, so we knew he would
19 be aware of the institutional limitations we have in
20 dealing with elected officials who are sent to us by
21 the people and were not our employees. in the
22 strictest sense of the word. I'm embarrassed, I
23 can't remember the lawyer's name right now.

1 ATTORNEY GEOFFREY WARD: It's all right.

2 INVESTIGATOR SCOTT GILBERT: So the -- at
3 least one of the attorneys from Jackson-Lewis
4 interviews **No. 1**

5 RICHARD LEHMANN: Correct.

6 INVESTIGATOR SCOTT GILBERT: You're present
7 for that interview?

8 RICHARD LEHMANN: No.

9 INVESTIGATOR SCOTT GILBERT: You're not
10 present for that?

11 RICHARD LEHMANN: No. I think that part of
12 the reason they wanted to bring an outside lawyer in
13 was more or less to double check my work. And there
14 was -- there were people who thought that we should
15 have brought in an outside person from the very
16 beginning. And that's one way to handle it. I'm not
17 sure if it's necessary, but it's, you know, now that
18 we're here, it's nice to have had that.

19 ATTORNEY GEOFFREY WARD: Is that the extent
20 of what that attorney does, is interview **No. 1** or do
21 you know --

22 RICHARD LEHMANN: He did a lot of work with
23 us on rewriting the sexual harassment policy. As far

1 as double checking that I -- that's all I'm aware of
2 that he did.

3 ATTORNEY GEOFFREY WARD: Meaning does he
4 talk to No. 6 or --

5 RICHARD LEHMANN: See, I don't think he did
6 talk to No. 6 but he may have. I mean,
7 I've only -- I think I've only ever seen his
8 interview notes or report of his conversation with
9 No. 1

10 ATTORNEY GEOFFREY WARD: Not notes of -- and
11 that's all I've seen -- but not notes of interviews
12 with anybody else that you're aware of?

13 RICHARD LEHMANN: Not that I can recall
14 seeing, but it might be. Again, I mean, we've had
15 all that stuff assembled and put together in a
16 package that we reviewed with the Attorney General on
17 the manner in which we responded to the Right to Know
18 requests. And I think -- I mean, you have everything
19 that exists.

20 INVESTIGATOR SCOTT GILBERT: In your time
21 there, in your position there, if Jay Flanders did,
22 in fact, give a certain amount of monies to an
23 intern, and you were aware of that, would you find it

1 worthy of follow-up, concern?

2 RICHARD LEHMANN: For me, personally?

3 INVESTIGATOR SCOTT GILBERT: Well, like you
4 witnessed that comment and you have -- you feel
5 concern -- if you saw that, would it be -- what to
6 you would be concerning?

7 RICHARD LEHMANN: I don't know, that's a
8 hypothetical and I -- I mean, I never saw anything
9 like that, or was aware of anything like that. So I
10 don't know.

11 ATTORNEY JANE YOUNG: Does Jay Flanders have
12 a reputation for helping people out?

13 RICHARD LEHMANN: Jay's my friend. And I
14 mean Jay is an interesting character because he's
15 very -- I don't even know if you've spoken to him.
16 He's very -- he comes across as stiff on the outside.
17 You know, that's his -- that's what he projects to
18 the world as a very sort of removed, remote
19 personality. But I've known him for a number of
20 years, and I know he has -- he develops a soft spot
21 for people. And I may know him better than anybody
22 over there. And so it wouldn't surprise me if he
23 took a liking to somebody who needed help and he

1 thought was a -- sort of a meritorious person who
2 needed a boost. That wouldn't surprise me at all.
3 But I don't think that would be his reputation
4 either, because I feel like I know him better than
5 just about anybody over there. We went through --
6 you know, we went through some tough times together
7 when our boss, Tom Eaton, was removed as Senate
8 President by the body and replaced with Ted Gatsas,
9 we all got run out together, more or less. And, you
10 know, that's -- that was hard.

11 ATTORNEY GEOFFREY WARD: He never tells you,
12 though, or exposes to you that he, you know, wants to
13 help No. 1 out and, you know, whether it's, you know,
14 something completely legitimate, he wants to give him
15 some money to help out with gas or clothes. Never
16 says anything along those lines?

17 RICHARD LEHMANN: No. I -- it's my
18 understanding that No. 1 was in a position that he
19 needed that kind of help. I mean, when No. 1 was an
20 intern, people felt -- and I -- I again, I don't know
21 his background. My understanding through third and
22 fourth hand hearsay that goes around is that, you
23 know, No. 1 did not come from a privileged

1 background, and he worked very hard, and he was very
2 eager about pursuing opportunities everywhere he
3 went. He was always sort of looking for more to do
4 and looking for work to do. And I think that's why
5 Angela thought he was the best intern to bring in to
6 do the job and -- his work -- quality of work was
7 good. And that's my understanding of why they hired
8 him, because --

9 INVESTIGATOR SCOTT GILBERT: On that note,
10 do you think it was Angela then that put him in the
11 position?

12 RICHARD LEHMANN: Angela was the Deputy
13 Chief of Staff at the time. And my recollection is
14 she was responsible for running the intern program.
15 The Chief of Staff was responsible for hiring people
16 and deciding where they work and what their work
17 assignment is. More than most places, it's a -- it's
18 a balance and a negotiation that happens. Like I
19 said, you know, the Senate just hired two new people
20 to the Democratic Caucus. I'm -- I don't know for
21 sure -- I'm pretty confident that those are the two
22 people that the Democratic Caucus requested or
23 recommended. That's the way it works over there. I

1 don't know what the dynamic for deciding who was
2 going to work in the Clerk's Office was, and I don't
3 know if they checked with the Clerk's Office first or
4 if they typically ask the Clerk for input. I don't
5 know whether it was because -- you know, I mean, I
6 guess it was -- if you're telling me it was a two-
7 week revolving contract, that's more than I knew.
8 You know, whether on that basis somebody just gets
9 put in, I really don't know.

10 ATTORNEY GEOFFREY WARD: Is there ever -- I
11 mean -- you know, with respect to **No. 1** maybe not
12 coming from means and working hard and needing help,
13 is there ever, you know, office-wide solicitation,
14 hey, let's pitch in for a gift card for **No. 1** or
15 anything like that?

16 RICHARD LEHMANN: I don't remember that.

17 ATTORNEY GEOFFREY WARD: Okay.

18 RICHARD LEHMANN: I think -- I think that
19 would be an unusual thing because it would be
20 embarrassing.

21 ATTORNEY GEOFFREY WARD: Okay. And is there
22 -- are you aware of accounts or monies that either
23 the Chief of Staff or the Senate President would have

1 access to? Do they have an account, or a fund, or
2 petty cash?

3 RICHARD LEHMANN: There's a budget. I have
4 very little to do with the budgeting process, either
5 in the State House or, you know, for legislative
6 employees or for the government more broadly -- it's
7 not my wheelhouse.

8 ATTORNEY JANE YOUNG: But are you aware of
9 petty cash, you know, an envelope in the drawer that
10 has 500 dollars in case you need to go to Staples and
11 buy a thumb drive or something that you need quickly?

12 RICHARD LEHMANN: I assume that there must
13 be something, but I don't know what it is. I don't
14 know anything about it, and I've never been asked to
15 get anything, or told that anything we're purchasing
16 is coming from there.

17 ATTORNEY JANE YOUNG: So you've never seen
18 --

19 RICHARD LEHMANN: I've never seen an
20 envelope, or a box, or anything, no. In my office
21 there's a box.

22 ATTORNEY JANE YOUNG: Yeah, sometimes box --
23 you know, if you need stamps or -- used to be --

1 literally to go by a thumb drive or --

2 RICHARD LEHMANN: Um-hmm.

3 ATTORNEY JANE YOUNG: -- you need toner.

4 Right in the old days, it used to be toner. Go buy
5 some toner and then come -- you know, bring the
6 receipt and the change back.

7 RICHARD LEHMANN: Yeah. I don't know how
8 they do it.

9 INVESTIGATOR SCOTT GILBERT: Would it be
10 surprising to you if -- so there's -- if interns are
11 informed as they come in, just as a matter of course,
12 that Senator Sanborn is an individual you avoid -- at
13 least you certainly don't allow yourself to be alone
14 in a room with him or other --

15 RICHARD LEHMANN: As a group --

16 INVESTIGATOR SCOTT GILBERT: Well if they
17 told --

18 RICHARD LEHMANN: It would surprise me if
19 the whole group was notified?

20 INVESTIGATOR SCOTT GILBERT: No, no.
21 They're told -- interns coming in are told as a
22 matter of course, well Senator Sanborn -- other
23 employees there saying something similar that is

1 common knowledge. Have you heard this --

2 RICHARD LEHMANN: I have not heard --

3 INVESTIGATOR SCOTT GILBERT: -- sort of
4 talk?

5 RICHARD LEHMANN: -- that.

6 INVESTIGATOR SCOTT GILBERT: No.

7 ATTORNEY JANE YOUNG: What about other staff
8 members, secretaries?

9 RICHARD LEHMANN: Other --

10 ATTORNEY JANE YOUNG: Would the secretary --

11 RICHARD LEHMANN: -- to stay away from him?

12 ATTORNEY JANE YOUNG: Not to go into -- not
13 to be left alone in the office with the door closed.
14 Make sure you don't find yourself in that situation.

15 RICHARD LEHMANN: No, I have not heard that.

16 ATTORNEY JANE YOUNG: What's your
17 relationship with Senator Sanborn?

18 RICHARD LEHMANN: Now? It's very
19 strained.

20 ATTORNEY JANE YOUNG: What was it before?

21 RICHARD LEHMANN: I would say it was never
22 -- I was never friendly with him, but I was never
23 hostile to him. I used to go to the Draft to have

1 drinks after work sometimes. But most of the time he
2 wasn't there.

3 ATTORNEY JANE YOUNG: What was Jay Flanders'
4 relationship?

5 RICHARD LEHMANN: Tense. They had a lot of
6 tension between them.

7 ATTORNEY JANE YOUNG: Did that ease over
8 time?

9 RICHARD LEHMANN: No, not that I'm aware of.
10 I think it got more acute over time.

11 ATTORNEY GEOFFREY WARD: Do you know what
12 the cause of that tension was, or what the issues
13 were between the two of them?

14 RICHARD LEHMANN: I don't -- I think it was
15 a matter of style. I'm not aware of any specific
16 debate or, you know, specific issue that happened.

17 ATTORNEY GEOFFREY WARD: It's not because
18 Senator Sanborn's a headache for Jay, because of
19 reasons like we're talking about?

20 RICHARD LEHMANN: No, I don't think it has
21 to do with reasons we're talking about. I think it
22 has to do with -- with governing.

23 ATTORNEY JANE YOUNG: Back to sort of the

1 staffer issue. Do you remember a time when he was
2 told he wasn't going to have an intern or a staffer
3 --

4 RICHARD LEHMANN: He -- Senator Sanborn?

5 ATTORNEY JANE YOUNG: -- until -- yes.

6 Until --

7 RICHARD LEHMANN: Yeah.

8 ATTORNEY JANE YOUNG: So tell me about that.
9 Until he could do some type of training, or.

10 RICHARD LEHMANN: The Senate required him to
11 do a sexual harassment training and establish that he
12 had done it. And there was a -- there had been a
13 reorganization happening. And I don't remember if it
14 was midterm or immediately on the heels of an
15 election -- probably would have been -- it wouldn't
16 have been in an election year, I don't think, but I'm
17 just not sure. And he was told that he would not
18 have any staff until he first showed us that he had
19 completed the -- a sexual harassment training.

20 ATTORNEY JANE YOUNG: Was this before or
21 after the **No. 1** incident?

22 RICHARD LEHMANN: After, I think. Almost
23 certainly after, because it's part of my

1 correspondence with his lawyer.

2 ATTORNEY JANE YOUNG: Before or after the
3 No. 6 incident?

4 RICHARD LEHMANN: I don't know. I don't
5 remember the timing. When you say the No. 6
6 incident --

7 ATTORNEY JANE YOUNG: When he said to No. 6
8 --

9 RICHARD LEHMANN: Concerning No. 2

10 ATTORNEY JANE YOUNG: Yes.

11 RICHARD LEHMANN: I don't remember. I don't
12 remember when that was. It -- I mean, we could
13 probably -- I don't remember.

14 ATTORNEY JANE YOUNG: So when he's told,
15 you're not going to get any staff until you complete
16 a sexual harassment training, what was his attitude
17 at that point?

18 RICHARD LEHMANN: He did it.

19 ATTORNEY JANE YOUNG: How quickly did he do
20 it?

21 RICHARD LEHMANN: A couple weeks, I think.
22 That was around -- the dates are on my correspondence
23 with his lawyer. And he didn't go until after I

1 wrote a letter to his lawyer. So I believe that was
2 around December of '13, November of '13, somewhere in
3 there.

4 ATTORNEY JANE YOUNG: And then he got staff?

5 RICHARD LEHMANN: Then he got staff. And
6 there was a -- because of staff reassignments that
7 were happening, and I don't know that it's related to
8 this at all, or just general churn -- because I think
9 it was around the same time that Senators were
10 moving, because Bragdon had resigned, I recall. So
11 there was a shuffle going on and then a staff listing
12 was going to be published. And the question was
13 whether or not he would have to explain why he had no
14 staff to anybody or whether he was going to go to
15 this sexual harassment training, and had a staff
16 member assigned.

17 ATTORNEY JANE YOUNG: And he did the
18 training?

19 RICHARD LEHMANN: He did the training.

20 ATTORNEY JANE YOUNG: And since then, any
21 other incidents that you're aware of involving either
22 crass, crude, or sexual comments?

23 RICHARD LEHMANN: Not that I'm aware of.

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1 RICHARD LEHMANN: He's the only one who had
2 to do an independent course. President Morse
3 recommended that everybody attend the training that
4 we did in January '14. We had Marty Van Oot come in
5 and do it. She was at Jackson-Lewis too. And, you
6 know, I -- everybody -- there was -- it was -- we
7 made a point to make sure that everybody attended.

8 ATTORNEY JANE YOUNG: But he had to have
9 remedial training?

10 RICHARD LEHMANN: He had -- he -- yes --
11 ahead of the staff listing coming out.

12 ATTORNEY JANE YOUNG: Anything that we
13 haven't asked you?

14 RICHARD LEHMANN: Not that I can recall.

15 INVESTIGATOR SCOTT GILBERT: Just so that I
16 am clear on this, Rick. If the incident involving

17 **No. 1** happens around February --

18 RICHARD LEHMANN: Um-hmm.

19 INVESTIGATOR SCOTT GILBERT: -- and say

20 **No. 2** recollection is she has -- it's a daily --
21 daily occurrence with her, and that she's brought in
22 -- whether it's your direction or other -- someone
23 else's direction, but she remembers it being yourself

1 and Senator Forrester and, I think Jay Flanders,
2 anyway -- and she's not -- she's immediately removed
3 after that meeting from -- directly from being in his
4 office --

5 RICHARD LEHMANN: Um-hmm. Well she wasn't
6 in his office. I mean --

7 INVESTIGATOR SCOTT GILBERT: She's removed
8 from his --

9 RICHARD LEHMANN: Staffing him.

10 INVESTIGATOR SCOTT GILBERT: Yeah --

11 RICHARD LEHMANN: Yeah.

12 INVESTIGATOR SCOTT GILBERT: -- staffing
13 him. As a result, she believed, because she leaves
14 that meeting and now she's -- her desk is moved --

15 RICHARD LEHMANN: Okay.

16 INVESTIGATOR SCOTT GILBERT: Could that
17 impetus for that investigation be a -- because of a
18 pattern of conduct as opposed to an incident?

19 RICHARD LEHMANN: Which investigation? The
20 Jackson-Lewis people coming in? It's possible. I
21 mean, I just sitting here right now don't have a
22 recollection of thinking this is a -- sort of a
23 consistent and ongoing thing. I remember No. 2 and

1 I'm trying to remember sitting in a meeting, and I
2 just can't -- but I do feel like relative -- I don't
3 know, I feel like I had a conversation with **No. 2** at
4 some point, or a conversation that she was involved
5 in at some point, to just say, if you have a problem,
6 we'll take care of you, we want this to be a place
7 you can work, that kind of conversation. I just -- I
8 don't have any recollection of what the specifics of
9 why were. I don't recall today knowing that at the
10 time, and -- but if she's saying it happened. I'm not
11 -- it absolutely could have.

12 ATTORNEY JANE YOUNG: Do you -- so the first
13 incident with **No. 1** you hear it.

14 RICHARD LEHMANN: Um-hmm.

15 ATTORNEY JANE YOUNG: There's some
16 discussion and then you go back and you have a
17 conversation with Senator Sanborn, protecting sort of
18 the identity, but saying -- you know, to the extent
19 you're saying stuff, this isn't the -- you know,
20 shouldn't say it and certainly not in this
21 environment. Do you remember having a similar
22 conversation after learning that there's some
23 incident involving **No. 2** --

1 RICHARD LEHMANN: I don't remember that.

2 ATTORNEY JANE YOUNG: -- whether it's
3 comments to her or comments to --

4 RICHARD LEHMANN: I don't remember that
5 happening.

6 ATTORNEY JANE YOUNG: Why wouldn't that have
7 happened?

8 RICHARD LEHMANN: I don't know. If what **No. 2**
9 is saying is that she was moved -- and I remember her
10 being moved to Senator Forrester's office down -- I
11 think it was in the Finance Chair's -- I mean, I
12 think it was the time that Senator -- I think that
13 all happened around the same time. I'm not sure. So
14 -- but why didn't something happen? I just don't
15 know.

16 ATTORNEY JANE YOUNG: I mean, I would assume
17 it was your recommendation the first time, hey, we
18 got to go talk to this guy, this is a liability
19 waiting to happen; correct?

20 RICHARD LEHMANN: I don't remember if it was
21 my suggestion to talk to him. I wrote a memo because
22 I was the witness to something.

23 ATTORNEY JANE YOUNG: But there's a first

1 conversation. If it happened again within a matter
2 of months, I guess I'm wondering why there wasn't a
3 second conversation?

4 RICHARD LEHMANN: There might have been. I
5 don't recall it, but I'm not saying it isn't possible
6 or didn't happen. I just don't recall it happening.
7 And I remember one -- you know, one tense
8 conversation with Sanborn and Flanders in the --
9 saying don't behave like this, you're putting
10 everybody -- you're putting the institution at risk,
11 you're creating possible liability. And it was --
12 you know, it was an uncomfortable conversation to
13 have with a State Senator who outranks you in every
14 way. But it was the -- you know, that's the right
15 conversation to have. I don't remember when it
16 happened or if it was before or after anything that
17 happened with No. 2 I just know it happened.

18 ATTORNEY JANE YOUNG: I would assume if No. 2
19 -- at least her desk gets initially moved and she's
20 not staffing him anymore, there would have to have
21 been some conversation why she wasn't his staffer,
22 and you were not part of that conversation?"

23 RICHARD LEHMANN: Well, there was a

1 conversation about whether he was going to have any
2 staff. And I don't remember if that happened -- I
3 mean, I have no recollection. Based on the way this
4 interview has gone, it seems to me that, that might
5 have happened six months apart. I -- you know,
6 because I know that the conversation about whether
7 Sanborn was going to have any staff happened around
8 the time I was writing letters to his lawyer. And I
9 know that, you know, I've seen those dates -- it's
10 sometime in late fall, early winter of '13. I don't
11 recall when No. 2 was moved out of -- I think she was
12 moved out of 302, right, and downstairs? I don't
13 know -- that's -- I mean, I think she went with
14 Forrester, but I don't know. I didn't -- I'm
15 guessing as much as remembering.

16 ATTORNEY JANE YOUNG: So you, early on, had
17 asserted a privilege. At least do we have all the
18 documents that have been compiled so we would have
19 that document, or are there documents that --

20 RICHARD LEHMANN: The letters? The
21 correspondence? Those are all -- those are the
22 documents that I collected that had -- that were
23 relevant to Right to Know request. We received the

1 first one from Susan Olsen in October of '16. and
2 from the very beginning we collected them all. did a
3 Vaughn Index of materials we were not disclosing,
4 just because it was -- I mean, that's the way the
5 President wanted to respond to the Right to Know
6 request, by being -- providing more information than
7 we were required to, but doing everything we could to
8 protect the identity of people involved.

9 ATTORNEY JANE YOUNG: But are there any
10 documents --

11 RICHARD LEHMANN: There's no other paper
12 that I'm aware of.

13 ATTORNEY JANE YOUNG: So then just -- why
14 did you assert the privilege -- so I just want to go
15 back and --

16 RICHARD LEHMANN: There's one thing -- there
17 is -- there's one piece of paper that you may not
18 have, and it's not interesting. It's the backside of
19 an invoice from the bookkeeping office that shows the
20 slightest bit more billing detail than was originally
21 provided, because their scanner only scans on one
22 side of the paper, and it was the backside. New
23 Hampshire Public Radio kept pressing us for

1 information on the Right to Know request and within
2 the past couple of months, I think after, we had a
3 meeting with the Attorney General. So I don't know
4 if we actually caught you guys up with that, but we
5 can and bookkeeping has it. It's just -- it's
6 billing information.

7 ATTORNEY JANE YOUNG: So there's --

8 RICHARD LEHMANN: There's no other memos --

9 ATTORNEY JANE YOUNG: Okay. I didn't know
10 if there was --

11 RICHARD LEHMANN: -- or correspondence.

12 ATTORNEY JANE YOUNG: -- some guidance from
13 Jackson-Lewis that hadn't been turned over, or if you
14 --

15 RICHARD LEHMANN: I don't --

16 ATTORNEY JANE YOUNG: -- reduced something
17 in writing that you're claiming the -- I'm just
18 trying --

19 RICHARD LEHMANN: There may be some of --

20 ATTORNEY JANE YOUNG: -- to figure out --

21 RICHARD LEHMANN: -- there may be
22 correspondence, and I haven't looked for it and --
23 having to do with recommendations about how we

1 changed our sexual harassment policy, but nothing
2 dealing with the incident.

3 ATTORNEY JANE YOUNG: Or any incidents --

4 RICHARD LEHMANN: Or any incidents with
5 anybody.

6 ATTORNEY JANE YOUNG: -- dealing with
7 Sanborn and the way he conducts himself --

8 RICHARD LEHMANN: Correct.

9 ATTORNEY JANE YOUNG: -- in the State House
10 or allegations or complaints?

11 RICHARD LEHMANN: Right. I'm not in
12 possession of any other paper having to do with
13 Sanborn.

14 ATTORNEY JANE YOUNG: Has anybody else come
15 to you that's not a State staffer to complain or give
16 you any information about Senator Sanborn?

17 RICHARD LEHMANN: That's not a -- no. Not
18 to me.

19 ATTORNEY JANE YOUNG: Nobody at the bar has
20 said anything to you?

21 RICHARD LEHMANN: No. At the Draft --

22 ATTORNEY JANE YOUNG: Yeah.

23 RICHARD LEHMANN: -- or the Bar Association?

1 ATTORNEY JANE YOUNG: At the Draft?

2 RICHARD LEHMANN: No, nobody at the bar has
3 said anything to me.

4 INVESTIGATOR SCOTT GILBERT: As far as talk
5 about the possibility that Jay Flanders gave monies
6 to No. 1 as someone might call hush money, or he was
7 given a job --

8 RICHARD LEHMANN: Um-hmm.

9 INVESTIGATOR SCOTT GILBERT: -- that he
10 would not have gotten had this incident not occurred,
11 are you aware of any follow-up on either one of
12 those, by anyone?

13 RICHARD LEHMANN: No. Who would follow up
14 -- I mean --

15 INVESTIGATOR SCOTT GILBERT: Well, I just
16 asked because you heard him make a comment and it got
17 followed up on --

18 RICHARD LEHMANN: I didn't hear him make a
19 comment -- I heard somebody say he made a comment.

20 INVESTIGATOR SCOTT GILBERT: No, no, I'm
21 talking about --

22 RICHARD LEHMANN: I heard somebody say that
23 somebody else heard him make a comment.

1 INVESTIGATOR SCOTT GILBERT: No, I mean as
2 far as the comment that you actually heard --

3 RICHARD LEHMANN: The Sanborn comment?

4 INVESTIGATOR SCOTT GILBERT: Right. You
5 followed up -- you --

6 RICHARD LEHMANN: I followed up on that one
7 too.

8 INVESTIGATOR SCOTT GILBERT: -- saw that it
9 was followed up on.

10 RICHARD LEHMANN: Yeah.

11 INVESTIGATOR SCOTT GILBERT: I'm wondering
12 of either of these two incidents, anyone felt were
13 worthy of follow-up?

14 RICHARD LEHMANN: By the -- no. I heard of
15 this -- the -- I heard of this hush money business
16 from Bob Clegg writing something about me on the New
17 Hampshire Public Radio's website. And by that time,
18 I mean, it was -- I don't remember the details. The
19 Attorney General's have been involved to review Right
20 to Know proceedings and now, you know, we're here.
21 So I shut down my end of it --

22 INVESTIGATOR SCOTT GILBERT: Gotcha.

23 RICHARD LEHMANN: You know, I wasn't running

1 around, you know, talking to people about it anymore.

2 INVESTIGATOR SCOTT GILBERT: You good?

3 ATTORNEY JANE YOUNG: Yeah.

4 INVESTIGATOR SCOTT GILBERT: Any questions
5 of us?

6 RICHARD LEHMANN: No.

7 ATTORNEY JANE YOUNG: So we may have jogged
8 your memory as far as, you know, meeting with **No. 2** or
9 somebody. So if you leave here -- and you're going
10 to think about it --

11 RICHARD LEHMANN: Yeah.

12 ATTORNEY JANE YOUNG: -- just call Scott and
13 we can --

14 RICHARD LEHMANN: Can I ask you this
15 question? If I compare notes of my memory with
16 anybody else, is that impeding your investigation in
17 any way?

18 ATTORNEY JANE YOUNG: You know, I wouldn't
19 recommend that you do that. I would --

20 RICHARD LEHMANN: Okay.

21 ATTORNEY JANE YOUNG: -- try to go straight
22 on your memory. And we can sort of sort those
23 details out. It's time. I get -- four plus years,

1 that some of the details. But, also, there's many
2 times that you think, I don't remember. And an hour
3 later you're like, hey this is what happens. I mean,
4 we do it all the time, right, because you haven't
5 thought about it --

6 RICHARD LEHMANN: Right.

7 ATTORNEY JANE YOUNG: -- and then it sort of
8 comes -- comes rushing back as you're driving home or
9 --

10 INVESTIGATOR SCOTT GILBERT: And if it's
11 someone we haven't spoken to you yet, we're going to
12 ask them that question, and then we're going to have
13 to do this a second time.

14 RICHARD LEHMANN: Yeah.

15 INVESTIGATOR SCOTT GILBERT: So with that
16 said, we'll end this interview at --

17 RICHARD LEHMANN: If I can ask -- if I have
18 one feeling about it, it's that I feel like writing a
19 memo about what I witnessed myself and passing it up
20 the food chain, and then speaking to the people who
21 might have been offended by it, was the right thing
22 to do. And to be honest with you, I feel like I
23 bought myself a whole lot of trouble for my -- for

1 doing that but -- and it's not just you guys, it's
2 all the Right to Know request stuff and all -- none
3 of this is what I signed on for.

4 ATTORNEY JANE YOUNG: Sometimes the -- you
5 know, the right road gets bumpy, but it doesn't mean
6 it's not the right thing to do.

7 RICHARD LEHMANN: Right.

8 INVESTIGATOR SCOTT GILBERT: With that said,
9 we will end this interview. Thank you very much.

10 RICHARD LEHMANN: All right.

11 (End)

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