

**Subject:** Re: SPR24/1309 - Material Misrepresentation

**Date:** Thursday, May 9, 2024 at 9:36:25 AM Eastern Daylight Time

**From:** Felicia S. Vasudevan <fvasudevan@mhtl.com>

**To:** Commonwealth Transparency <info@opencommonwealth.org>

**CC:** pre@sec.state.ma.us <pre@sec.state.ma.us>, Arthur, Manza (SEC) <manza.arthur@sec.state.ma.us>, SEC-DL-PREWEB <SEC-DL-PREWEB@sec.state.ma.us>, Dorai, Shirley <sdorai@maldenps.org>, Ligia Noriega <lnoriega@maldenps.org>, Jeffrey.Gottfredsen@sec.state.ma.us <Jeffrey.Gottfredsen@sec.state.ma.us>

To Whom It May Concern:

Mr. Friedman's request was for the contract with a list of companies, not the employment contract of Toni Mertz. We do not have any responsive contracts with those companies. The other request was for Toni Mertz's employment contract. We were truthful in both requests.

Felicia

On May 8, 2024 4:20 PM, Commonwealth Transparency <[info@opencommonwealth.org](mailto:info@opencommonwealth.org)> wrote:

**\*\*\* WARNING: EXTERNAL \*\*\***

Greetings:

Attorney Vasudevan has made material misrepresentations to the Secretary of Public Records. Attached, please find the following documents which were released today (May 8, 2024) to another media and news outlet requesting similar information:

1. The request and the response
2. The CONTRACT which we have sought and which was responsive to this PRR to which Attorney Vasudevan affirmed that "Malden had no contracts or other documents to provide".
3. Other responsive documents which we have sought and were responsive to this PRR to which Attorney Vasudevan affirmed that "Malden had no contracts or other documents to provide".

OpenCommonwealth hereby requests that Malden Public Schools and their attorney no longer enjoy the presumption of operating in good faith, and that they be held accountable for making this material misrepresentation to the Secretary of Public Records. Further, OpenCommonwealth requests that the SPR review, reconsider, find and Order that the Malden Public Schools has been acting in bad faith, has been withholding and secreting responsive records behind a myriad of tactics and maneuvers and find and Order that Malden Public Schools provide all responsive records without delay and without charge as they have failed to provide good faith responses.

Regards,

OpenCommonwealth.org

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**From:** Felicia S. Vasudevan <[fvasudevan@mhtl.com](mailto:fvasudevan@mhtl.com)>

**Date:** Wednesday, May 8, 2024 at 12:02 PM

**To:** [Jeffrey.Gottfredsen@sec.state.ma.us](mailto:Jeffrey.Gottfredsen@sec.state.ma.us) <[Jeffrey.Gottfredsen@sec.state.ma.us](mailto:Jeffrey.Gottfredsen@sec.state.ma.us)>, [pre@sec.state.ma.us](mailto:pre@sec.state.ma.us) <[pre@sec.state.ma.us](mailto:pre@sec.state.ma.us)>

**Cc:** Dorai, Shirley <[sdorai@maldenps.org](mailto:sdorai@maldenps.org)>, Ligia Noriega <[lnoriega@maldenps.org](mailto:lnoriega@maldenps.org)>, Commonwealth Transparency <[info@opencommonwealth.org](mailto:info@opencommonwealth.org)>

**Subject:** SPR24/1309

To Whom It May Concern:

I am writing on behalf of Malden relative to this appeal. First, Malden had no contracts or other documents to provide. The request still sought emails for which the estimate provided a response based on the searches it conducted. The grounds for redactions were relative to those emails.

Additionally, the response was timely. This request was received on April 15, 2024, which was a holiday. As result, the District received it on April 16, 2024, and responded timely within ten business days on April 30, 2024.

I am happy to provide further information.

Felicia

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