

# SENATE . . . . . No. 2510, Appendix I

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Senate, May 2, 2018 - A report of the Senate Committee on Ethics concerning the conduct of Senator Stanley C. Rosenberg (pursuant to Senate Order – Senate, No. 2228) so much as relates to Resolutions resolving the investigation into the conduct of the Honorable Stanley C. Rosenberg, Senator from the Hampshire, Franklin and Worcester District.

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## The Commonwealth of Massachusetts

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In the One Hundred and Ninetieth General Court  
(2017-2018)  
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### **RESOLUTIONS RESOLVING THE INVESTIGATION INTO THE CONDUCT OF THE HONORABLE STANLEY C. ROSENBERG, SENATOR FROM THE HAMPSHIRE, FRANKLIN AND WORCESTER DISTRICT**

**WHEREAS**, ON DECEMBER 4, 2017, SENATOR STANLEY C. ROSENBERG WROTE HIS SENATE COLLEAGUES, INFORMING THEM THAT HE PLANNED TO TAKE A LEAVE OF ABSENCE AS SENATE PRESIDENT; AND

**WHEREAS**, SENATOR ROSENBERG’S LETTER CAME IN THE WAKE OF ANONYMOUS ALLEGATIONS BY FOUR MEN – ALL OF WHOM EITHER WORKED IN THE LEGISLATURE OR HAD BUSINESS BEFORE IT – THAT SENATOR ROSENBERG’S HUSBAND HAD SEXUALLY ASSAULTED AND HARASSED THEM OVER A PERIOD OF YEARS; AND

**WHEREAS**, THAT SAME DAY, DECEMBER 4, 2017, THE SENATE VOTED TO ACCEPT SENATOR ROSENBERG’S LETTER REQUESTING A LEAVE OF ABSENCE AND ELECTED SENATOR HARRIETTE L. CHANDLER ACTING PRESIDENT; AND

**WHEREAS**, THE SENATE ALSO VOTED TO REFER “THE QUESTION OF THE CONDUCT OF SENATOR STANLEY C. ROSENBERG AND WHETHER HE VIOLATED THE RULES OF THE SENATE” TO THE SENATE COMMITTEE ON ETHICS; AND

**WHEREAS**, THE SENATE AUTHORIZED AND DIRECTED THE COMMITTEE TO “RETAIN A SPECIAL INVESTIGATOR, WHO SHALL INVESTIGATE THE QUESTION AND SUBMIT A REPORT AND RECOMMENDATIONS AS SOON AS PRACTICABLE TO THE COMMITTEE”; AND

**WHEREAS**, THE COMMITTEE RETAINED THE LAW FIRM OF HOGAN LOVELLS, LLP, AS SPECIAL INVESTIGATOR; AND

**WHEREAS**, ON FEBRUARY 8, 2018, THE SENATE VOTED TO REMOVE THE WORD “ACTING” FROM ACTING SENATE PRESIDENT CHANDLER’S TITLE; AND

**WHEREAS**, THE SENATE EFFECTIVELY REMOVED SENATOR ROSENBERG FROM THE PRESIDENCY FOR THE REMAINDER OF THE 2017-18 LEGISLATIVE SESSION, AND SENATOR ROSENBERG RETURNED TO THE POSITION OF A RANK-AND-FILE MEMBER WITH NO COMMITTEE APPOINTMENTS, NO LEADERSHIP POSITIONS, A REDUCED SALARY AND LIMITED STAFF; AND

**WHEREAS**, ON APRIL 11, 2018, THE SPECIAL INVESTIGATOR CONCLUDED THE INVESTIGATION; AND

**WHEREAS**, ON APRIL 25, 2018, THE SPECIAL INVESTIGATOR DELIVERED TO THE COMMITTEE THE FINAL REPORT AUTHORIZED BY THE SENATE’S ORDER; AND

**WHEREAS, THE REPORT WAS ABOUT 80 PAGES LONG AND REFLECTED MORE THAN THREE MONTHS OF INDEPENDENT WORK; AND**

**WHEREAS, THE REPORT WAS BASED ON 45 WITNESS INTERVIEWS – INCLUDING AN 11-HOUR INTERVIEW WITH SENATOR ROSENBERG AND HIS COUNSEL – AND TENS OF THOUSANDS OF EMAILS AND TEXTS, AS WELL AS OTHER MATERIAL PROVIDED BY THE SENATE AND INVESTIGATION WITNESSES; AND**

**WHEREAS, THE SPECIAL INVESTIGATOR’S REPORT CONTAINED THE FOLLOWING CONCLUSIONS:**

1. THE “FIREWALL” SENATOR ROSENBERG HAD PROMISED HIS COLLEAGUES BETWEEN HIS PRIVATE LIFE WITH HIS HUSBAND AND THE BUSINESS OF THE SENATE WAS INEFFECTIVE IN RESTRICTING HIS HUSBAND’S ACCESS TO INFORMATION FROM SENATOR ROSENBERG’S OFFICE;
2. SENATOR ROSENBERG VIOLATED THE SENATE’S IT POLICY BY SHARING HIS CONFIDENTIAL COMPUTER PASSWORD WITH HIS HUSBAND, GIVING HIS HUSBAND UNFETTERED ACCESS TO SENATOR ROSENBERG’S SENATE EMAIL ACCOUNT;
3. SENATOR ROSENBERG UNDERMINED THE GOAL OF THE SENATE’S ANTI-HARASSMENT POLICY TO PROMOTE A WORKPLACE FREE FROM SEXUAL AND OTHER FORMS OF DISCRIMINATORY HARASSMENT BECAUSE HE KNEW OR SHOULD HAVE KNOWN THAT HIS HUSBAND HAD RACIALLY AND SEXUALLY HARASSED SENATE EMPLOYEES AND FAILED TO ADDRESS THE ISSUE ADEQUATELY;

4. SENATOR ROSENBERG ACTED UNREASONABLY IN ALLOWING HIS HUSBAND LARGELY UNFETTERED ACCESS TO SENATE INFORMATION BOTH THROUGH DIRECT ACCESS TO HIS EMAIL ACCOUNT AND THROUGH THEIR PERSONAL COMMUNICATIONS ABOUT SENATE BUSINESS; AND
5. SENATOR ROSENBERG DID NOT VIOLATE SENATE RULE 10; AND

**WHEREAS**, THE COMMITTEE UNANIMOUSLY ADOPTED THE FINDINGS AND CONCLUSIONS CONTAINED IN THE SPECIAL INVESTIGATOR’S REPORT; AND

**WHEREAS**, THE SPECIAL INVESTIGATOR FOUND THAT SENATOR ROSENBERG HAD NOT VIOLATED ANY RULES OF THE SENATE, INCLUDING SENATE RULE 10; AND

**WHEREAS**, SENATOR ROSENBERG HAD PROMISED IN DECEMBER 2014 – JUST BEFORE HE BECAME SENATE PRESIDENT – TO ERECT A “FIREWALL” TO PREVENT HIS HUSBAND FROM ATTEMPTING TO INTERJECT HIMSELF IN THE BUSINESS OF THE SENATE; AND

**WHEREAS**, SENATOR ROSENBERG BROKE THAT PROMISE AND THE PRECISE HARM THAT THE FIREWALL WAS MEANT TO PREVENT OCCURRED BECAUSE HIS HUSBAND CONTINUED TO INTERJECT HIMSELF INTO THE BUSINESS OF THE SENATE; AND

**WHEREAS**, SENATOR ROSENBERG DID NOT COMPLY WITH SENATE POLICIES DESIGNED TO KEEP THE SENATE, ITS MEMBERS, STAFF AND OPERATING SYSTEMS SAFE; AND

**WHEREAS**, SENATOR ROSENBERG DID NOT ADEQUATELY ACT TO  
REMEDY POSSIBLE POLICY VIOLATIONS WHEN HE WAS INFORMED OF THEM;  
AND

**WHEREAS**, THE BREAKING OF THE FIREWALL PROMISE AND THE LACK  
OF COMPLIANCE WITH SENATE POLICIES REPRESENTED FAILURES OF  
JUDGMENT AND LEADERSHIP, WHICH HAD DESTRUCTIVE CONSEQUENCES; AND

**WHEREAS**, THE MOST OBVIOUS SANCTION FOR A FAILURE OF  
LEADERSHIP WOULD BE THE LOSS OF THE RELEVANT LEADERSHIP POSITION;  
AND

**WHEREAS**, SENATOR ROSENBERG HAS ALREADY LOST THE SENATE  
PRESIDENCY AND IS NOT CURRENTLY SERVING AS A MEMBER OF SENATE  
LEADERSHIP OR AS A COMMITTEE CHAIR; AND

**WHEREAS**, SENATOR ROSENBERG HAS RETURNED TO THE POSITION OF A  
RANK-AND-FILE MEMBER WITH A REDUCED SALARY AND LIMITED STAFF; AND

**WHEREAS**, THE SENATE BELIEVES THAT ADDITIONAL ACTION IS  
NECESSARY BECAUSE SENATOR ROSENBERG'S LEADERSHIP FAILURES HAD  
DESTRUCTIVE CONSEQUENCES FOR THE BODY AND UNDERMINED THE  
INTEGRITY OF THE SENATE; NOW THEREFORE BE IT

**RESOLVED**, THAT THE SENATOR FROM THE HAMPSHIRE, FRANKLIN AND  
WORCESTER DISTRICT, MR. STANLEY C. ROSENBERG, SHALL NOT SERVE AS  
SENATE PRESIDENT, AS A MEMBER OF SENATE LEADERSHIP OR AS CHAIR OF  
ANY COMMITTEE FOR THE REMAINDER OF THE 2017-2018 LEGISLATIVE  
SESSION AND FOR THE ENTIRE 2019-2020 LEGISLATIVE SESSION.