



THE GENERAL COURT OF MASSACHUSETTS  
STATE HOUSE, BOSTON 02133-1053  
JOINT COMMITTEE ON TRANSPORTATION

**VIA Email**

July 24, 2019

The Honorable Stephanie Pollack  
Massachusetts Department of Transportation  
10 Park Plaza, Suite 4160  
Boston, MA 02116

**RE: Oversight Hearing and Preservation and Production of Records**

Dear Madam Secretary:

We are writing as a follow-up to the Committee's recessed oversight hearing which began on Monday.

We would like to inform you that we have scheduled the next session of the oversight hearing for Tuesday, July 30, 2019 at 12 noon. The location at the State House will be confirmed as soon as possible. We expect that you as well as all of the employees, contractors or vendors of MassDOT previously identified by the Committee as persons of interest will be present and prepared to testify before the Committee --without exception or qualification. In addition, we are requesting the attendance at the hearing for inquiry by the Committee of Brie-Anne Dwyer, a current employee of the Registry of Motor Vehicles. We will extend until this Monday, July 29, 2019 at 1pm, the deadline for MassDOT to produce all the remaining records, documents and data previously requested by the Committee.

As a follow up to our verbal directive in the hearing, the Department has an obligation to preserve any information related to the Committee's investigation. Specifically, we are requesting that the Department take all reasonable steps to preserve all existing records, documents or data within its care, custody or control, or within the care, custody or control of


any employee, contractor or vendor of the Department relating to the existing document request detailed in our letter to you of July 17, 2019.

For the purposes of this letter, you should construe the phrase “records, documents or data” broadly. It includes, without limitation: hard copy documents (including notes, drafts, minutes, memoranda, work papers and other writings); audio recordings; video tape; e-mail; instant messages; word processing documents; spreadsheets; databases; calendars; telephone logs; contacts information; Internet usage files; and all other electronic information maintained, created, received and/or maintained on computer systems administered by the Department. As used in this letter, the term “sources” shall include, without limitation: all hard copy files; computer hard drives (including those in any of your desktop computers); removable media including without limitation, CD’s, DVD’s, jump or flash drives; laptop computers; PDAs; Smartphones or Blackberry devices; and any other location where hard copy and electronic data may be stored, including any “metadata.”

We emphasize that records, documents or data from any source (state owned or personal) are an important source of evidence in the Committee’s investigation. You must take every reasonable step necessary to preserve this information until further notice. The failure to do so could be a violation of state law and could also be deemed contempt of the General Court.

Thank you for your time and attention this matter. We thank you in advance for your assistance.

Sincerely,



Chairman William M. Straus



Chairman Joseph A. Boncore