@exec.ny.gov> on behalf of Stephanie Benton

@exec.ny.gov>

To: Charlotte Bennett; Melissa DeRosa

**Sent:** 6/19/2020 9:50:11 PM

Subject: Re: What I didn't get to say to you before you left

Stephanie Benton

Wow. Thank you. But, lady, it doesn't happen with out you. As a wise man says, we are one. XO

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

Original Message

From:

From: Charlotte Bennett

Sent: Friday, June 19, 2020 3:47 PM To: Stephanie Benton: Melissa DeRosa

Subject: What I didn't get to say to you before you left

#### Steph and Melissa -

Thank you for demonstrating to me (and the world) what it means to be a woman in New York. Thank you for your hard work and your leadership. Thank you for saving lives. Thank you for leading by example. You are the foundation of this state and this country. You will forever be my role models. I am in awe. I am proud. I am thankful.

Sent from my iPhone

Date: Saturday, February 27 2021 11:32 AM **Subject:** Re: Sorry - most up to date for the 9am From: Josh Vlasto @gmail.com> To: Lis Smith @gmail.com>; Dani Lever @gmail.com>; Jefrey Pollock @globalstrategygroup.com>; Judith Mogul @exec.ny.gov >; Linda A Lacewell (dfs.ny.gov) @dfs.ny.gov >; Melissa DeRosa CC: @exec.ny.gov >; Peter Ajemian @exec.ny.gov >; Richard Azzopardi @exec.ny.gov >; Stephanie Benton @exec.ny.gov >; Steven Cohen (esd.ny.gov) @esd.nv.gov >:

Her meaning the independent counsel

On Sat, Feb 27, 2021 at 11:21 AM Lis Smith

And who is her team?

On Sat, Feb 27, 2021 at 10:49 AM Josh Vlasto

Recent claims that I made sexual advances toward women in the workplace are untrue.

I have nothing but respect for Ms. Bennet and the work she did for the state. In addition, understanding what she survived previously in her life, I would only want her to feel supported and valued. I never meant to be anything but supportive and constructive and I am sorry and deeply regret that she felt anything otherwise.

I have a different perspective on the dynamics of our interactions however I absolutely respect a woman's right to speak out.

I believe the best way to get to the truth is through a full, thorough and independent investigation to review these matters. We will fully comply with her team on all matters and I am directing all state employees to do the same.

On Sat, Feb 27, 2021 at 10:28 AM Melissa DeRosa exec.ny.gov > wrote:

We have nothing but respect for Ms Bennett and the work she did for the state. Understanding what she survived previously in her life, we would only want her to feel supported and valued. The Governor never meant to be anything but supportive and constructive and he is sorry if he in any way aggravated her situation. I have a different perspective on the dynamic presented here and believe the best way to get to the truth is through a full, fact-based and independent investigation by an outside.

From: Peter Ajemian

**Sent:** Saturday, February 27, 2021 10:22 AM **To:** Linda A Lacewell (<u>dfs.ny.gov</u>); Melissa DeRosa

Cc: Jefrey Pollock; Josh Vlasto; Judith Mogul; Lis Smith; Richard Azzopardi; Stephanie Benton; Steven Cohen (esd.ny.gov);

Dani Lever

Subject: Re: Sorry - most up to date for the 9am

Plus Dani

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Lacewell, Linda A (DFS)

Sent: Saturday, February 27, 2021 9:05 AM

To: Melissa DeRosa

Cc: Jefrey Pollock; Josh Vlasto; Peter Ajemian; Judith Mogul; Lis Smith; Richard Azzopardi; Stephanie Benton; Steven

Cohen (esd.ny.gov)

Subject: Re: Sorry - most up to date for the 9am

Another approach from Judy

I respect and appreciate people who dedicate their lives to public service and people who work for the state of NY. The recent claims that I made sexual advances or engaged in sexual harassment – are unfounded and untrue. I have been in public service for years. I believe that the people have a right to know the truth. I am going to be hiring an independent law firm to conduct a review and these and any other related allegations. In the interim, I would request that people refrain from jumping to conclusions and wait until the review is complete.

Sent from my iPhone

On Feb 27, 2021, at 9:04 AM, Melissa DeRosa @exec.ny.gov > wrote:

During Ms. Bennett's time in the office, she told the Governor that she had been a victim of sexual assault and then started an organization to promote awareness of sexual assault. She explained that her alma mater had denied her allegations of sexual assault after an investigation and that her family was not fully supportive of her exposing the allegations. Ms. Bennett said she came to the Governor's office because of his work protecting sexual assault victims, especially against universities. The Governor sensed she was still suffering from the trauma and tried to be supportive; as Ms Bennett says, he was 'paternalistic' and they had a 'mentor-mentee' relationship.

At one point Ms Bennett said she would be giving a keynote speech on the issue of sexual assault; the

Governor said he would happy to help her with it. He thought it could be cathartic and encouraged her to own what happened to her and use her voice to proclaim her truth. The Governor tried to be supportive and suggested developing real friendships and healthy loving and positive emotional relationships, exercise and therapy to help her in moving forward. The Governor tried to lighten her spirits. At one point, Ms Bennett said she was thinking of getting a tatoo. The Governor said his opinion was that she would find it was a mistake later in life and that she should at least do it where it would be hidden. Ms. Bennett said she was reviewing the Governor's incoming mail and many women were interested in dating him, and he joked that he was lonely and ready for a girlfriend and that she should screen the mail and find him good candidates.

At one point Ms Bennett approached an aid and requested to be transferred to a position she previously expressed interest in with the health team. The aide then proactively set up a meeting with the Governor's special counsel, a former federal prosecutor, for a formal interview. In that interview, Ms Bennet said she had shared personal information with the Governor which she now regretted and felt uncomfortable. She was asked specifically if she felt the Governor sexually harassed her or if there was any improper contact and she said no. She was asked if she felt there should be any further action to determine if the Governor did anything improper; Ms. Bennett said no. The Governor's intention was consistent with Ms. Bennett's initial impression: he was being 'paternalistic'.

We have nothing but respect for Ms. Bennett and the work she did for the state. Understanding what she survived previously in her life, we would only want her to feel supported and valued. The Governor never meant to be anything but supportive and constructive and he is sorry if he in any way aggravated her situation.

We believe the best way to affirm the truth in this and the matter involving Ms Boylan is through a full, fact-based and independent investigation by an outside counsel.

From: Melissa DeRosa

Sent: Saturday, February 27, 2021 8:32 AM

To: Josh Vlasto; Peter Ajemian

Cc: Jefrey Pollock; Judith Mogul; Linda A Lacewell (dfs.ny.gov); Lis Smith; Richard Azzopardi; Stephanie

Benton; Steven Cohen (esd.ny.gov)

**Subject:** priv confiential - pls review this draft for the call is putting on

Sarn	read	thic	version	>
SULLY	/ leau	UIII	AGIZIOII	/

Ms. Bennett came to work in the governor's office for a short period of time.

During her time in the office, she told the Governor that she had been a victim of sexual assault and then started an organization to promote awareness of sexual assault. She explained that her alma mater had denied her allegations of sexual assault after an investigation and that her family was not fully supportive of her exposing the allegations. Ms. Bennett said she came to the Governor's office because of his work protecting sexual assault victims, especially against universities. The Governor sensed she was still suffering from the trauma and tried to be supportive as Ms Bennett says, he was 'paternalistic' and they had a 'mentor-mentee' relationship.

At one point Ms Bennett said she would be giving a keynote speech on the issue of sexual assault; the Governor said he would happy to help her with it. He thought it could be cathartic and encouraged her to own what happened to her and use her voice to proclaim her truth. The Governor tried to be supportive and suggested developing real friendships and healthy loving and positive emotional relationships, exercise and therapy to help her in moving forward. The Governor tried to lighten her spirits. At one point, Ms Bennett said she was thinking of getting a tatoo. The Governor said his opinion was that she would find it was a mistake later in life and that she should at least do it where it would be hidden. Ms. Bennett said she was reviewing the Governor's incoming mail and many women were interested in dating him, and he joked that he was lonely and ready for a girlfriend and that she should screen the mail and find him good candidates.

At one point Ms Bennett approached an aid and requested to be transferred to a position she previously expressed interest in with the health team. The aide then proactively set up a meeting with the Governor's special counsel, a former federal prosecutor, for a formal interview. In that interview, Ms Bennet said she had shared personal information with the Governor which she now regretted and felt uncomfortable. She was asked specifically if she felt the Governor harassed her in any way or if there was any improper contact and she said no. She was asked if she felt there should be any further action to determine if the Governor did anything improper; Ms. Bennett said no. Ms. Bennett's initial impression that the governor was being 'paternalistic' and a 'mentor-mentee' was and remained correct. We have nothing but respect for Ms. Bennett and the work she did for the state. Understanding what she survived previously in her life, we would only want her to feel supported and valued.

We believe the best way to get to the truth is through	h a full, fact-based and independent investigation by an
outside counsel, including Ms. Boylan.	

From: Melissa DeRosa

Sent: Saturday, February 27, 2021 8:05 AM

To: Josh Vlasto; Peter Ajemian

Cc: Jefrey Pollock; Judith Mogul; Linda A Lacewell (dfs.ny.gov); Lis Smith; Richard Azzopardi; Stephanie

Benton; Steven Cohen (esd.ny.gov)

Subject: Re: privileged / confidential / draft

A different approach:

Ms. Bennett came to work in the governor's office for a short period of time.

During her time in the office, she told the Governor that she had been a victim of sexual assault and then started an organization to promote awareness of sexual assault. She explained that her alma mater had denied her allegations of sexual assault after an investigation and that her family was not fully supportive of her exposing the allegations. Ms. Bennett said she came to the Governor's office because of his work protecting sexual assault victims, especially against universities. The Governor sensed she was still suffering from the trauma and tried to be supportive as Ms Bennett says, he was 'paternalistic' and they had a 'mentor-mentee' relationship.

At one point Ms Bennett said she would be giving a keynote speech on the issue of sexual assault; the Governor said he would happy to help her with it. He thought it could be cathartic and encouraged her to own what happened to her and use her voice. The Governor tried to be supportive and suggested developing healthy friendships and supportive relationships, exercise and therapy to help her in moving forward. The Governor tried to lighten her spirits. At one point, Ms Bennett said she was thinking of getting a tatoo. The Governor said his opinion was that she would find it was a mistake later in life and that she should at least do it where it would be hidden. Ms. Bennett said she was reviewing the Governor's incoming mail and many women were interested in dating him, and he joked that she should screen the mail and find him good candidates.

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expressed interest in with the health team. The aide then proactively set up a meeting with the Governor's special counsel, a former federal prosecutor, for a formal interview. Ms Bennet said she had shared personal information with the Governor which she now regretted and felt uncomfortable. She was asked specifically if she felt the Governor harassed her in any way or if there was any improper contact and she said no. She was asked if she felt there should be any further action to determine if the Governor did anything improper; Ms. Bennett said no. Ms. Bennett's initial impression that the governor was being 'paternalistic' and a 'mentor-mentee' was and remained correct. We have nothing but respect for Ms. Bennett and the work she did for the state. Understanding what she survived previously in her life, we would only want her to feel supported and valued.

We believe the best way to get to the truth is through a full, fact-based and independent investigation by an outside counsel.

From: Josh Vlasto @gmail.com > Sent: Saturday, February 27, 2021 7:58 AM

To: Peter Ajemian

Cc: Jefrey Pollock; Judith Mogul; Linda A Lacewell (dfs.ny.gov); Lis Smith; Melissa DeRosa; Richard

Azzopardi; Stephanie Benton; Steven Cohen (esd.ny.gov)

**Subject:** Re: privileged / confidential / draft

Seems right to me

Comes in a release I imagine with a sentence or two about the person picked?

On Sat, Feb 27, 2021 at 7:45 AM Peter Ajemian @exec.ny.gov > wrote:

Relooping Josh

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Peter Ajemian

Sent: Saturday, February 27, 2021 7:18 AM To: Lis Smith Cc: Melissa DeRosa; Judith Mogul; Linda A Lacewell (dfs.ny.gov); Stephanie Benton; Steven Cohen (esd.ny.gov); Jefrey Pollock; Richard Azzopardi Subject: Re: privileged / confidential / draft Sounds right. One tweak in caps for clarity. Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network. From: Lis Smith Sent: Saturday, February 27, 2021 12:52 AM To: Peter Ajemian Cc: Melissa DeRosa; Judith Mogul; Linda A Lacewell (dfs.ny.gov); Stephanie Benton; Steven Cohen (esd.ny.gov); Jefrey Pollock; Richard Azzopardi Subject: Re: privileged / confidential / draft removed "complex" and reworked a little: I have nothing but respect for Charlotte and the work she did for the state. Understanding what she survived PREVIOUSLY IN HER LIFE, I would only want her to feel supported and valued. I believe the best way to get to the truth is through a full, fact-based and independent investigation by an outside counsel who has the expertise to review matters like this one and can recommend remedial steps if warranted.

C	On Sat, Feb 27, 2021 at 12:39 AM Lis Smith @gmail.com > wrote:
	Additional option:
	I have nothing but respect for Charlotte and the work she did for the state. Understanding what Charlotte survived the way I do, I never would have said anything to her that didn't make her feel supported and valued. I believe the best way to get to the truth is through a full, fact-based and independent investigation by an outside counsel who has the expertise to review complex matters like this one and can recommend remedial steps if warranted.
	On Fri, Feb 26, 2021 at 11:39 PM Peter Ajemian @exec.ny.gov > wrote:
	Understanding this needs work, here's an initial draft to discuss.
	I have nothing but respect for Charlotte and the work she did for the state, and I have tremendous sympathy for what she had been through in her life. I regret and am saddened that she felt anything other than supported and valued at work, as I want nothing but the best for her. I have a different perspective on the dynamic presented here and believe the best way to get to the truth is through a full, fact-based and independent investigation by an outside counsel who has the expertise to review complex matters like this one and can recommend remedial steps if warranted.
	On Feb 26, 2021, at 8:40 PM,
	Plus Chris Cuomo
ADDITION TO STATE OF THE PERSON NAMED OF THE P	Sent from my iPhone

To: Stephanie Benton @exec.ny.gov From: Judith Mogul[/O=NYEC/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5DA2632596FB4016A2FACBD65E5C9CEB-JUDITH MOGUL] Sent: Mon 3/1/2021 8:36:44 PM Eastern Standard Time Subject: Re: Privileged. Ty Sent from my iPhone On Mar 1, 2021, at 8:35 PM, Stephanie Benton @exec.ny.gov> wrote: Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network. From: Judith Mogul Sent: Monday, March 1, 2021 8:33 PM To: Melissa DeRosa Cc: Jefrey Pollock; Stephanie Benton; Josh Vlasto; Christopher Cuomo; Dani Lever; Linda A Lacewell (dfs.ny.gov) Subject: Re: Privileged. Is there a dial in? Sent from my iPhone On Mar 1, 2021, at 8:22 PM, Melissa DeRosa @exec.ny.gov> wrote: we are on for 830 From: Jefrey Pollock @globalstrategygroup.com> Sent: Monday, March 01, 2021 7:17 PM To: Stephanie Benton; Melissa DeRosa; 'Josh Vlasto'; Christopher Cuomo; Dani Lever Cc: Judith Mogul; Linda A Lacewell (dfs.ny.gov) Subject: Re: Privileged. I need to feed but happy to do a call tonight after 8 or 830 or so. Jefrey Pollock President My pronouns: he, him, his From: Stephanie Benton @exec.ny.gov> Sent: Monday, March 1, 2021 7:15:46 PM To: Jefrey Pollock @globalstrategygroup.com>; Melissa DeRosa @exec.ny.gov>; 'Josh Vlasto' @gmail.com>; Dani Lever @gmail.com>; Christopher Cuomo @gmail.com> Cc: Judith Mogul @exec.ny.gov>; Linda A Lacewell (dfs.ny.gov) @dfs.ny.gov> Subject: Re: Privileged. [EXT EMAIL]

New one. Watch out for a call to happen son please and thank you.

For the Governor to say at a press conference tomorrow:

Let me address recent complaints made by several women about my behavior in the work place.

First, let me be clear. I've never touched anyone inappropriately. I've never made inappropriate advances. And I never intended or believed I ever made a person feel uncomfortable. But I understand that is not what this is about.

Sexual harassment is a question of what a person perceives and feels as "unwelcome and uninvited", not necessarily what another person does or intends.

I apologize deeply to anyone who felt my actions made them feel uncomfortable. I fully understand it wasn my intention but their feeling and perception that is relevant. I understand Charlotte Bennett perceived me to be making unwanted advances. That was not my intention at all, but quite the opposite. Ms. Bennett had told me about her experiences as a victim of sexual assault. She told me that she wanted to set up a not for profit organization to advance survivorights, and I said I applauded her efforts and that I would be helpful. She asked me to help her on a speech to her alma mater which she believed had whitewashed her allegations. I told her I would and I did. We discussed possible strategies to have the alma mater right their wrong, and for her to achieve justice against her abuser, as she felt her abuser had not been held accountable. Ms. Bennett said to me that she had wanted to join the administration, in part, because of our efforts to stop universities from covering up sexual assault on campuses.

Ms. Bennett reportedly said her initial impression was that I was trying to mentor her, and she was right. To the extent she felt that impression changed, I applicate, because that was not my intention and it never did. I applicate her efforts and her commitment. My only intention was to be supportive and constructive.

To be totally clear, I never inappropriately touched Ms. Bennett nor intended any advances In retrospect, I should have never engaged in conversations with Ms. Bennett. I should have referred her to someone who was in an appropriate position to be of assistance to her. And again, I apologize to Ms. Bennett for making her feel uncomfortable in any way.

I believed the people I work with on a daily basis were more comfortable with me and my personality and we had a more informal relationship. I understand now that for some, I was wrong.

There is no doubt that some people misinterpreted my behavior and that is on me.

I understand that for some, my customary behavior may be too familiar and forthcoming. I do pat some men and women on the cheek of the face on occasion. I do greet people hello or say goodbye with a hug or a kiss. I do kiss women hello or goodbye. I do kiss men hello or goodbye. I often greet staff, friends and colleagues this way. I did an event in Queens the other day — I hugged the Assemblymembers and the pastors. That is my usual custom. I have a picture hanging in my office kissing Al Gore. I've kissed Speaker Carl Heastie and Senate Leader Andrea Stewart Cousins hello. I kiss some reporters hello. You can go online and find pictures of me kissing and hugging hundreds of people. At least prior to COVID. If I ever get a sense that people are standoffish I respect that.

At work sometimes I am playful and make jokes that I think are funny. I realize now, some people do not find them funny. I do, on occasion, tease people in a good natured way and I do use nicknames. I call Robert Mujica the Sphinx. I call local I say Dr. Malatras is not really a doctor, I call Beth Bethesda. I do it in public and in private. You have seen me do it at briefings hundreds of times. I have teased people about getting married or not getting married their dress. Upon reflection, I sometimes refer to women I work with aboney. I mean it only as a term of endearment, but I see how it could be interpreted as patronizing. I mean no offense.

I understand that in today's environment that type of behavior may not be considered appropriate by all. Customs change and the level of sensitivity has changed and that what might have been usual custom in the past is now found by some to be insensitive or too personal. I understand the norms have changed. I want to be hyper vigilant and exemplify that change.

I've always treated women with the utmost respect and never intended anything else. I have three young daughters and I am sensitive to how they are treated and I would never want anyone to treat my daughter with less than total respect.

I've asked the Attorney General to engage an independent professional firm to review any allegations.

In the meantime, I want to take additional actiom going to bring in a private firm to train all my staff, myself included, as to the highest standards of appropriate workplace interaction.

I also want to engage a firm that will be available to any employee who wants to make a complaint but may feel uncomfortable going through formal government channels.

I understand that life evolves and behavior evolves and I want my government to illustrate the best practices and the highest level of professionalism.

I'm confident that when people understand the facts of this situation, post the AG's review, they will understand the full context for my behavior. Again, I never touched anyone inappropriately, made advances inappropriately, or intended to make anyone feel my behavior was inappropriate. Again, to the extent I did make people feel uncomfortable, I apologize and I will learn from this and be the better for it.

We will do this and we will attend to the important work of the state. We are at a critical juncture with COVID and vaccinations and rebuilding. To my political adversaries, who would like to score political points during this time, I ask them to wait for the results of the Attorney General's report so that we have facts on which to base an opinion. I also ask them to fulfill their public duty, there is much work to do in the meantime and I will not be distracted from that work. We have important decisions to make and I will fight for what is in the best interest of the people of the State of New York.

From: Jefrey Pollock @globalstrategygroup.com>

Sent: Monday, March 01, 2021 5:37 PM

To: Melissa DeRosa; Stephanie Benton; 'Josh Vlasto'; Christopher Cuomo; Dani Lever

Cc: Judith Mogul; Linda A Lacewell (dfs.ny.gov)

Subject: RE: Privileged.

This is not for email. We should either discuss this or something else, but this is not editable.

From: Melissa DeRosa @exec.ny.gov>

**Sent:** Monday, March <u>1</u>, 2021 5:09 PM

To: Stephanie Benton @exec.ny.gov>; Jefrey Pollock @elobalstrategygroup.com>; 'Josh Vlasto'

@gmail.com>; Christopher Cuomo @gmail.com>; Dani Lever @gmail.com>
Cc: Judith Mogul @exec.ny.gov>; Linda A Lacewell (dfs.ny.gov) @dfs.ny.gov>

Subject: Re: Privileged.

(EXTEMAIL)

+some people

this would be for presser tomorrow

From: Stephanie Benton

Sent: Monday, March 01, 2021 5:04 PM

To: Jef Pollock @globalstrategygroup.com; 'Josh Vlasto'

Cc: Judith Mogul; Linda A Lacewell (dfs.ny.gov); Melissa DeRosa

Subject: Re: Privileged.

From: Stephanie Benton

Sent: Monday, March 01, 2021 5:02 PM

To: Jef Pollock @globalstrategygroup.com; 'Josh Vlasto'

Cc: Judith Mogul Subject: Privileged.

Draft.

For the Governor to say at a press conference tomorrow:

Let me address recent complaints made by several women about my behavior in the work place.

First, let me be clear. I've never touched anyone inappropriately. I've never made inappropriate advances. And I never intended or believed I ever made a person feel uncomfortable. But I understand that is not what this is about.

Sexual harassment is a question of what a person perceives and feels as "unwelcome and uninvited" and if a person feels that way, despite the intent, that is wrong.

I've worked with hundreds of men and women over the years and no one ever told me that I made them feel uncomfortable.

But I understand that's not the point either.

I apologize deeply to anyone who felt my actions made them feel uncomfortable. I fully understand my intention was irrelevant and that their feeling and perception is all that is relevant. I understand Charlotte Bennett perceived me to be making unwanted advances. That was not my intention at all, but quite the opposite. Ms. Bennett had told me about her experiences as a victim of sexual assault. She told me that she wanted to set up a not for profit organization to advance survivors' rights, and I said I applauded her efforts and that I would be helpful. She asked me to help her on a speech to her alma mater which she believed had whitewashed her allegations. I did. We discussed possible avenues to force the alma mater to right their wrong, and for her to achieve justice against her abuser, as she felt her abuser had not been held accountable. Ms. Bennett said to me that she wanted to join the administration, in part, because of our efforts to stop universities from covering up sexual assault on campuses. Ms. Bennett repeatedly said her initial impression was that I was trying to mentor her, and she was right. To the extent she felt that impression changed, I apologize, because that was not my intention. I applaud her efforts and her commitment. My only intention was to be supportive and constructive. To be totally clear, I never inappropriately touched Ms. Bennett nor intended any advances. However, again, it is her perception that matters. In retrospect, I should have never engaged in conversations with Ms. Bennett. I should have referred her to someone who was in an appropriate position to be helpful. And again, I apologize to Ms. Bennett for making her feel uncomfortable in any way.

There is no doubt that my usual custom is to try to bring levity and distraction to the stress of the workplace. How I act in private is how I act in public. I do tease people. I do joke around. I do try to be personable and friendly. I do try to show people I appreciate and like them. I understand as Governor, people can feel intimidated by the position and I always try to keep that in mind.

I believed the people I work with on a daily basis were more comfortable with me and my personality and we had a more informal relationship. I understand now that for some, I was wrong. While no one ever said to me I made them feel uncomfortable, I understand that is also irrelevant.

There is no doubt people misinterpreted my behavior and that is on me.

In addition, situations without context can be misleading. The press reported that I told a female reporter at the New York State Fair, while eating a sandwich, that "you have to eat the whole sausage". They inferred a sexual innuendo. In truth, visiting Gianelli's sausage stand at the State Fair is a political custom. I have done it for many years. I had brought my daughters to the Fair and told them before the event that as a sign of respect, it was important that the they finish the entire sandwich to show that they enjoyed it. In fact, after we purchased the sandwiches we sat down at a table and myself and my daughters finished our entire sandwiches. It was not just a political gesture; the sandwich was also excellent. However, what I said to my daughters is the same statement I had made to the reporter. There was no inference beyond that.

In my conference room, I have many artifacts, gifts from my father, Bill Clinton, Ted Kennedy, and others. I have done hundreds of tours in the conference room and I always show a cigar box that was given to me by Bill Clinton. There is no inference beyond the obvious, it is a memento from my eight years in the Clinton administration.

Melissa DeRosa is a topflight professional and probably the most qualified person I have ever served with. We are friends and have worked together for ten years. We go to meetings, events, and to dinner on many occasions. Our relationship is professional, collegial and as true friends. To suggest anything else demeans women in the work place. I have gone to dinners with all prior Secretaries – Steve Cohen, Larry Schwartz – and no one has raised any inferences.

I understand that my customary behavior may be too familiar and forthcoming. I do greet people hello or say goodbye with a hug or a kiss. I do kiss women hello or goodbye. I do kiss men hello or goodbye. I often greet staff, friends and colleagues this way. I did an event in Queens the other day — I hugged the Assemblymembers and the pastors. That is my usual custom. I have a picture hanging in my office kissing Al Gore. I've kissed Speaker Carl Heastie and Senate Leader Andrea Stewart Cousins hello. I kiss some reporters hello. You can go online and find pictures of me kissing and hugging hundreds of people. At least prior to COVID. If I ever get a sense that people are standoffish I respect that.

At work sometimes I am playful and make jokes that I think are funny. I realize now, some people do not find them funny. I do, on occasion, tease people in a good natured way and I do use nicknames. I call Robert Mujica the Sphinx. I call leading, I say Dr. Malatras is not really a doctor, I call Beth Bethesda. I do it in public and in private. You have seen me do it at briefings hundreds of times. I have teased people about getting married or not getting married their dress. I mean no offense. Upon reflection, I sometimes refer to women I work with aboney". I mean it only as a term of endearment, but I see how it could be interpreted as patronizing.

I understand that in today's environment that type of behavior may not be considered appropriate. Customs change and the level of sensitivity has changed and that what might have been usual custom in the past is now found by some to be insensitive or too personal. I understand the norms have changed. I want to be hyper vigilant and exemplify that change.

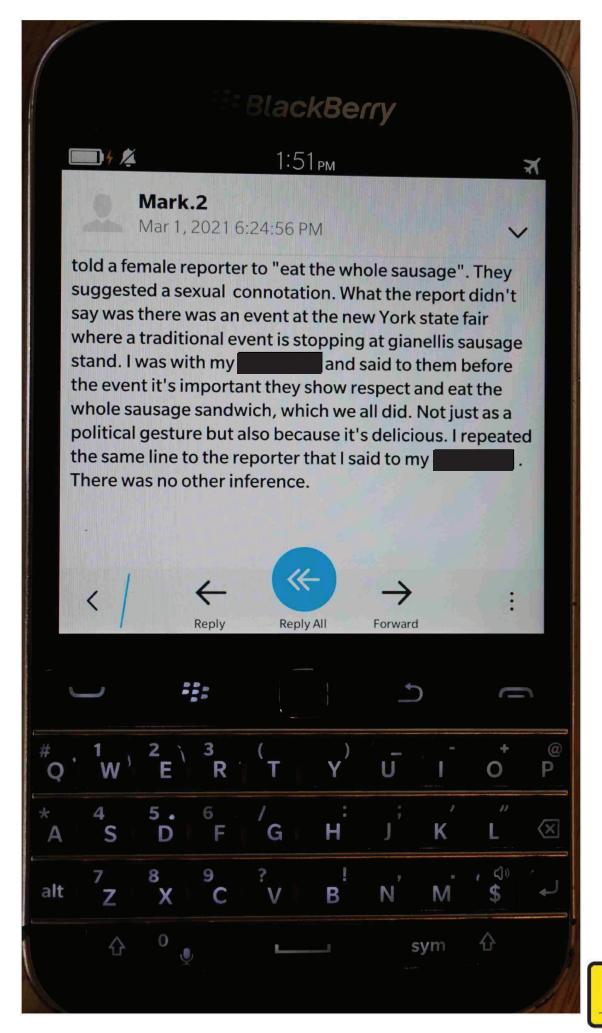
I've always treated women with the utmost respect and never intended anything else. I have three young daughters and I am sensitive to how they are treated and I would never want anyone to treat my daughter with less than total respect.

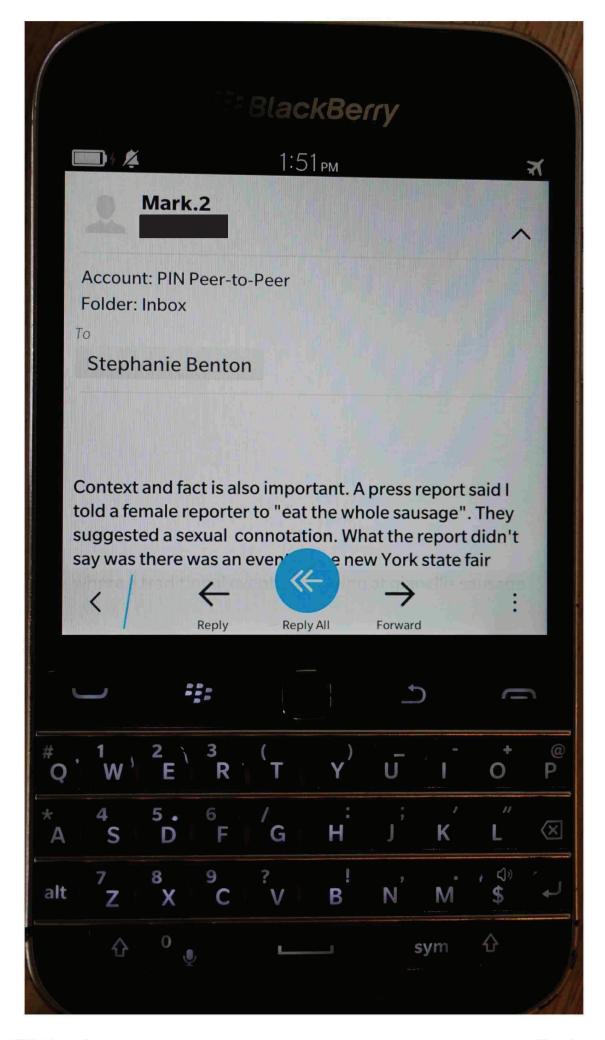
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I understand that life evolves and behavior evolves and I want my government to illustrate the best practices and the highest level of professionalism.

We will do this and we will attend to the important work of the state. We are at a critical juncture with COVID and vaccinations and rebuilding. To my political adversaries, who would like to score political points during this time, I ask them to wait for the results of the Attorney General's report so that we have facts on which to base an opinion. I also ask them to fulfill their duty, there is much work to do in the meantime and I will not be distracted from that work. We have important decisions to make and I will fight for what is in the best interest of the people of the State of New York.

I'm confident that when people understand the facts of this situation, post the AG's review, they will understand the full context for my behavior. Again, I never touched anyone inappropriately, made advances inappropriately, or intended to make anyone feel my behavior was inappropriate. Again, to the extent I did make people feel uncomfortable, I apologize and I will learn from this and be the better for it.





Messages	exported from:
With Grou	ın Chat: Melicca

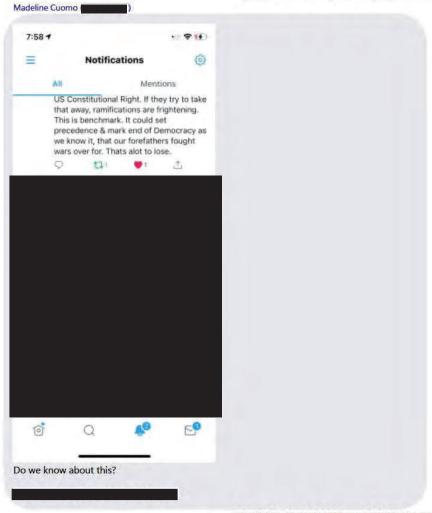
iPhone (Stephanie Benton)

). Madeline Cuomo (

**EXHIBIT** 5

CONFIDENTIAL SB\_AG\_000034

#### 3/13/2021 8:28 PM (Viewed 3/14/2021 7:41 AM)



3/15/2021 11:42 AM (Viewed 3/15/2021 11:49 AM)

Getting good feedback with folks seeing poll. Talking more about a path to come back now than all doom and gloom.

Madeline Cuomo

CONFIDENTIAL SB\_AG\_000035

Start Date	March 2, 2021 1:26:05 AM UTC		
End Date	March 2, 2021 8:49:26 PM UTC		
Chat Accoun t	Annabel Walsh <+ (Sms)>, Annabel Walsh <+ (IMessage)>, Stephanie Benton <+ (IMessage)>, Dani Lever <+ (Sms)>, Dani Lever <+ (Mms)>, Dani Lever <+ (Mms)>, Annabel Walsh <+ (IMessage)>, Dani Lever <+ (Mms)>, Dani Lever <+ (Mms)>, Annabel Walsh <+ (Sms)>, Stephanie Benton <+ (Mms)>, Annabel Walsh <+ (Sms)>, Stephanie Benton <+ (Mms)>, Annabel Walsh <+ (Mms)>, Annabel Wals		•
	Dani Lever <+ (IMessage)>		
	2		01:26:05
			01:26:53
		Annabel Walsh <+ (Sms)>	
		Also Steph is in the photo too	01:30:39
		But just happy and blond	01:30:45
		Dani Lever <+ (IMessage)>	
	à.	Steph I preferred when we dialed in together for security	01:31:02
		Stephanie Benton <+ (IMessage)>	
	1	No I'm not where?	01:31:22
		Annabel Walsh <+ (Mms)>	
			01:32:12
		Stephanie Benton <+ (IMessage)>	
	-	Can u call me together pls pls pls	20;49:26



Re:

Confidential - Contains Personal Information
@exec.ny.gov> wrote:
rfect fit. Your are highly talented, uniquely knowledgable, product when we end poverty and injustice or when the people say they have had

Dear Karen, I am glad to hear you are doing better. I never doubted your strength and resilency. You went through quite a many sure you are trying to make sense of it. Reflection is good anyway, even if spurred by an who was an expectate and try to do better and behind us then ahead of us. It's wise to look back and learn. I try to gain perspective and acknowledge mistakes and try to do better and make better what I can. It is sad that our relationship deteriorated. I always had the highest respect for you and never meant to communicate anything less. It got complicated with and when you went to work with DeBlasio it became impossibly complicated. Looking back I can see why things happened but it's still sad. We move forward. You have always been focused on doing the right thing and fighting the good fight. And you have always been good at it. I hope you take some pride in what I have done because you are a big part of who I am and what I believe. Most of all I hope you are at peace with everything. Best for the holidays.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

EXHIBIT 7

AM00084

# **RE: Re Letters**

# Alyssa McGrath

Mon 12/30/2019 12:48 PM

To:Stephanie Benton @exec.ny.gov>;

Cc|Executive Assistant #2 @exec.ny.gov>;

#### Will do. Thank you.

From: Stephanie Benton @exec.ny.gov>

Sent: Monday, December 30, 2019 12:48 PM

To: Alyssa McGrath @exec.ny.gov>
Cc: Executive Assistant #2 @exec.ny.gov>

Subject: Re: Re Letters

No have semd them

## Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Alyssa McGrath

**Sent:** Monday, December 30, 2019 12:45 PM

To: Stephanie Benton
Cc: Executive Assistant #2
Subject: Re Letters

#### Stephanie-

I have 4 letters to send out today including the two you sent me on Saturday when I was at the Mansion. Do you want to review them before I give them to to send?

Letters are addressed to the following:

Karen Hilton



### Alyssa McGrath

**Executive Assistant for General Government & Technology** 

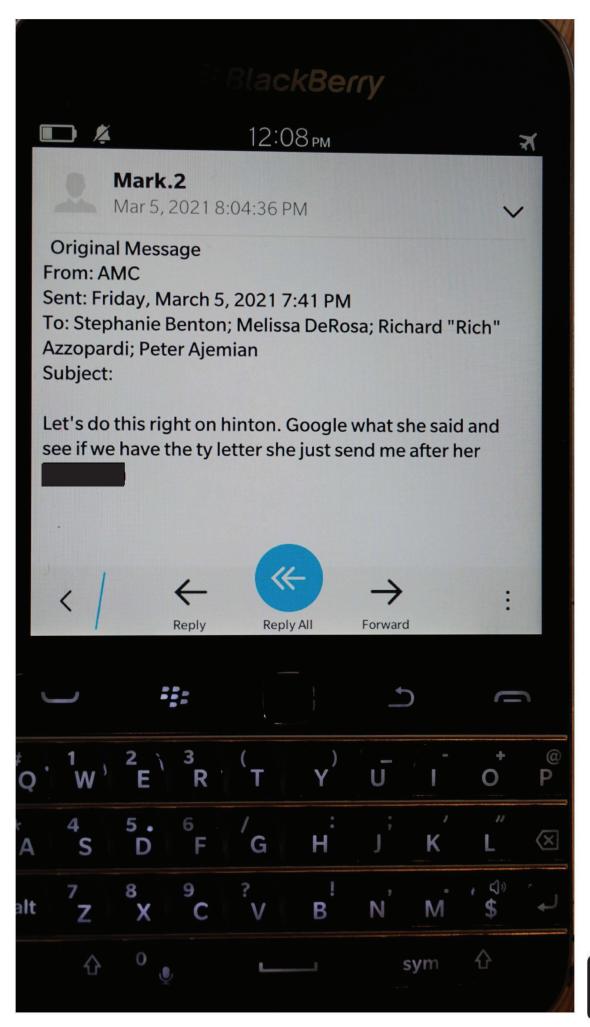
Office of Governor Andrew M. Cuomo State Capitol, Albany, New York 12224

@exec.ny.gov

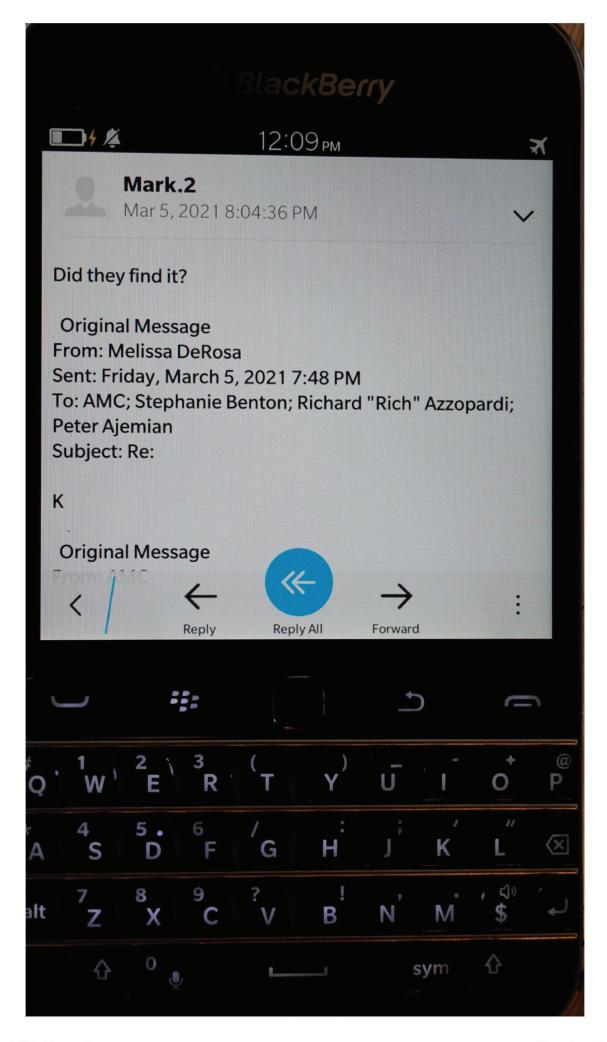
www.governor.ny.gov

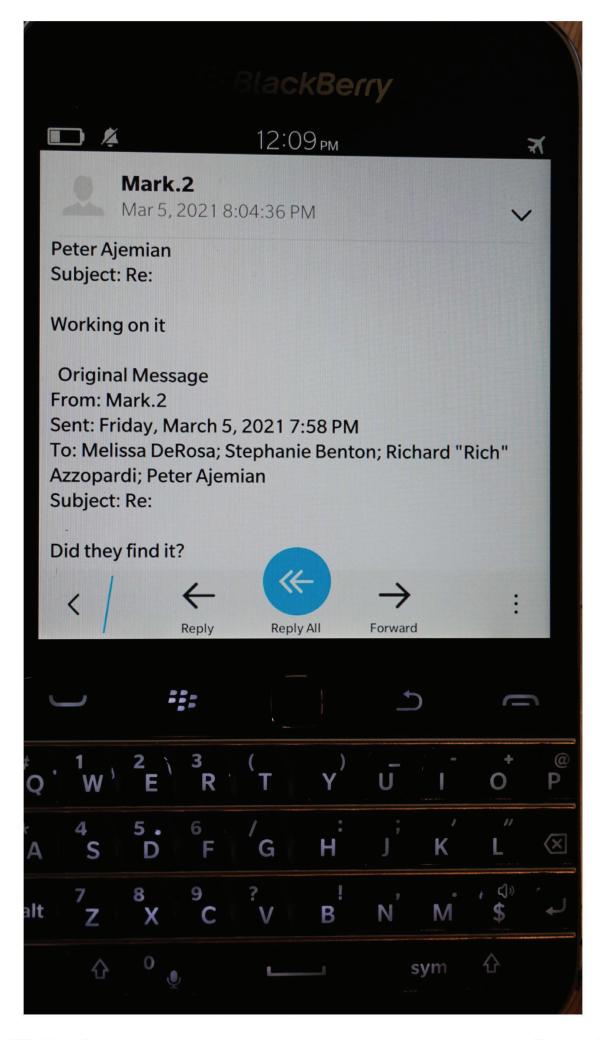


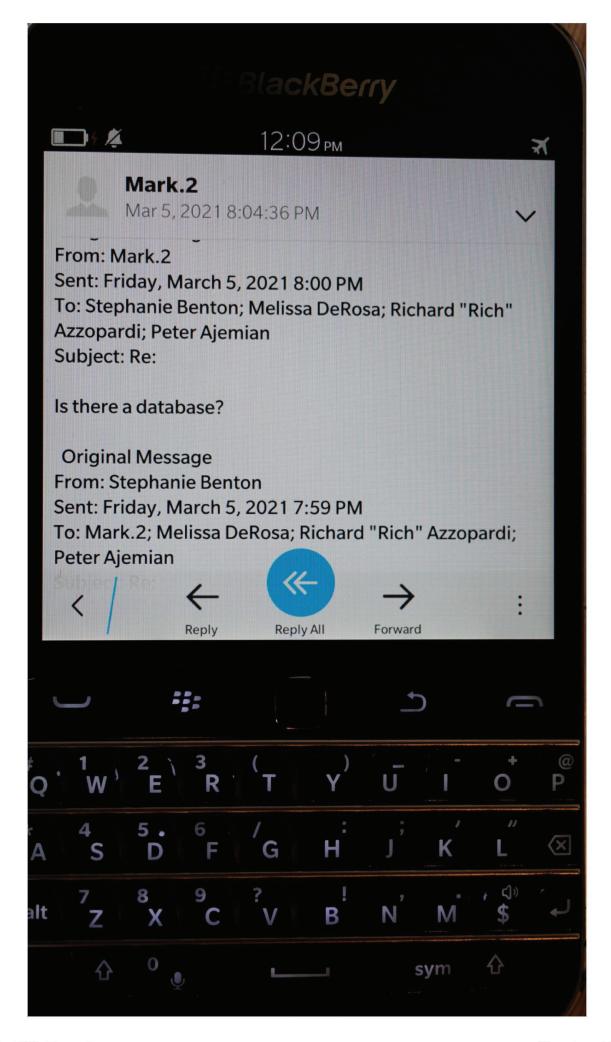
AM00089

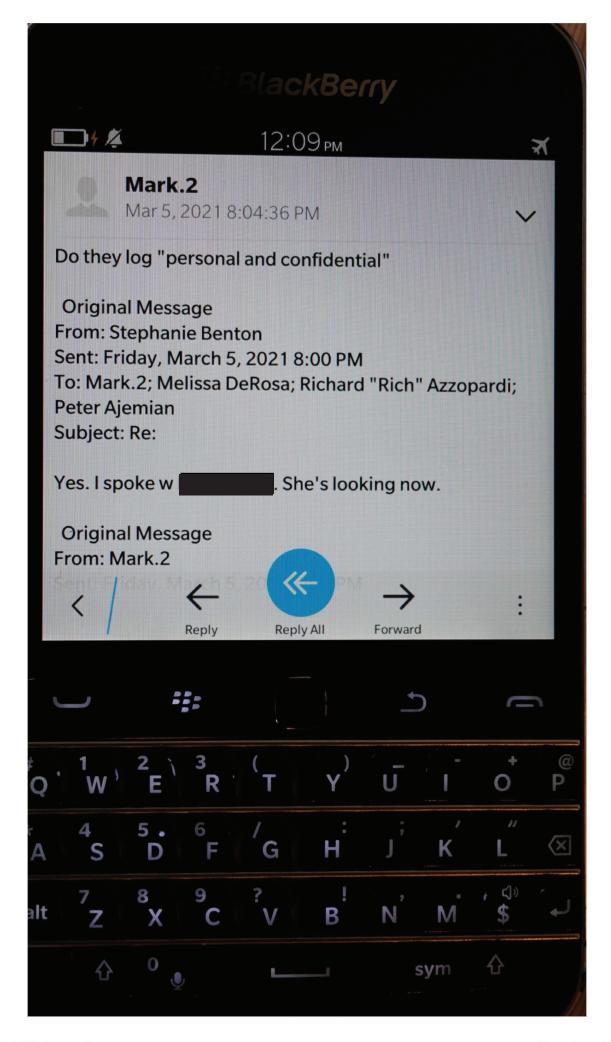


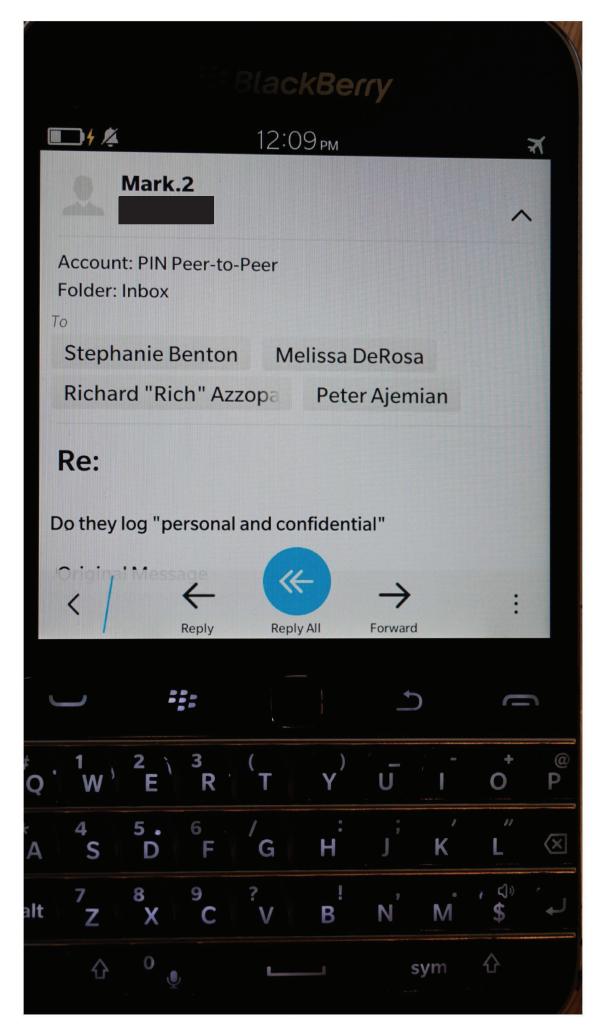


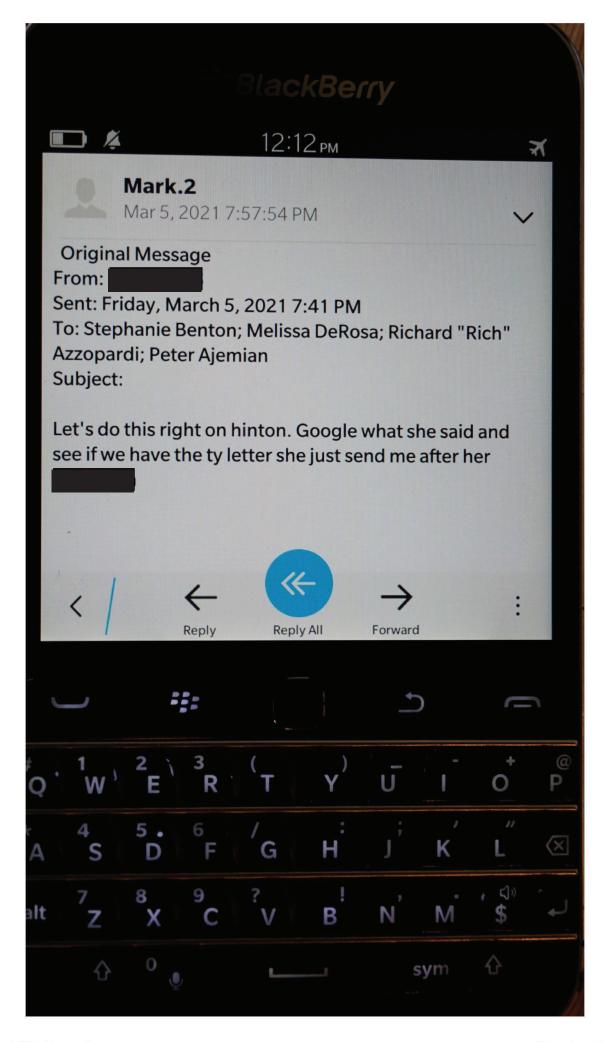


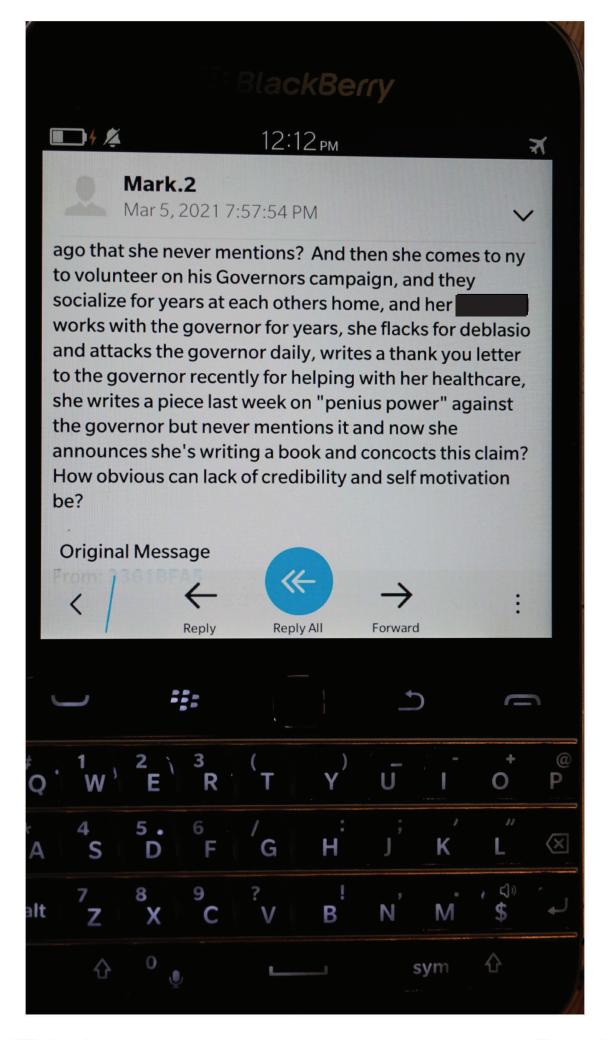


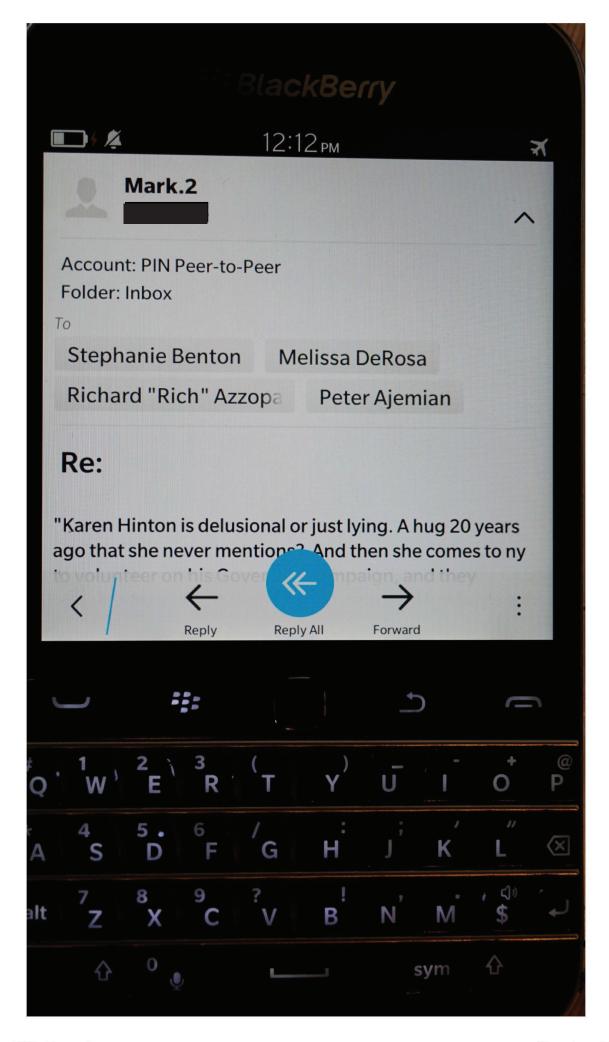


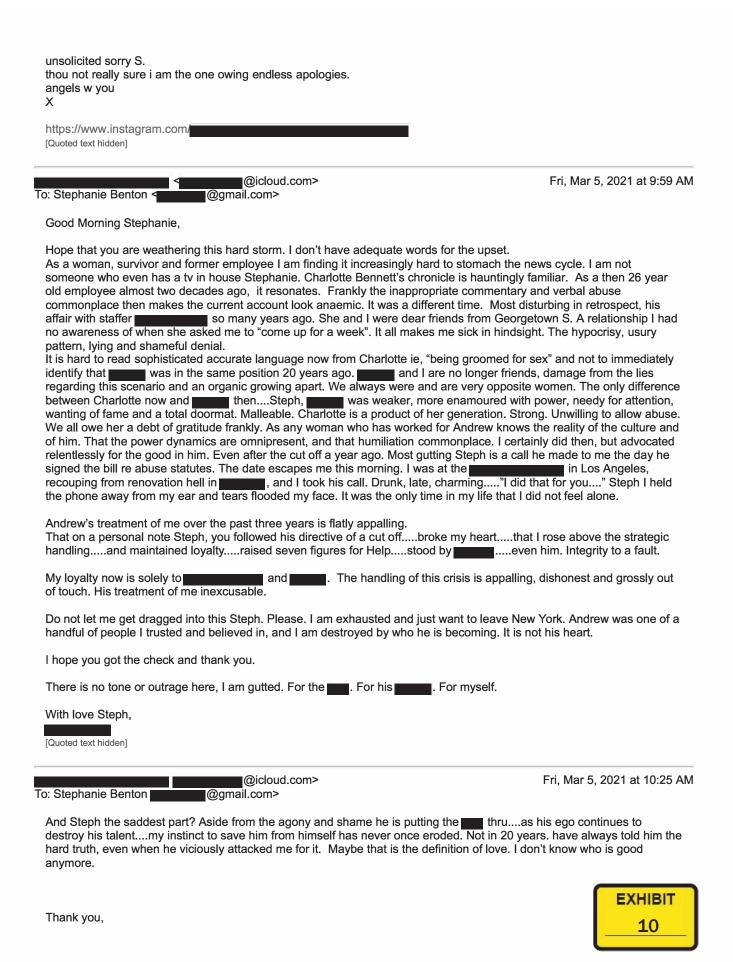




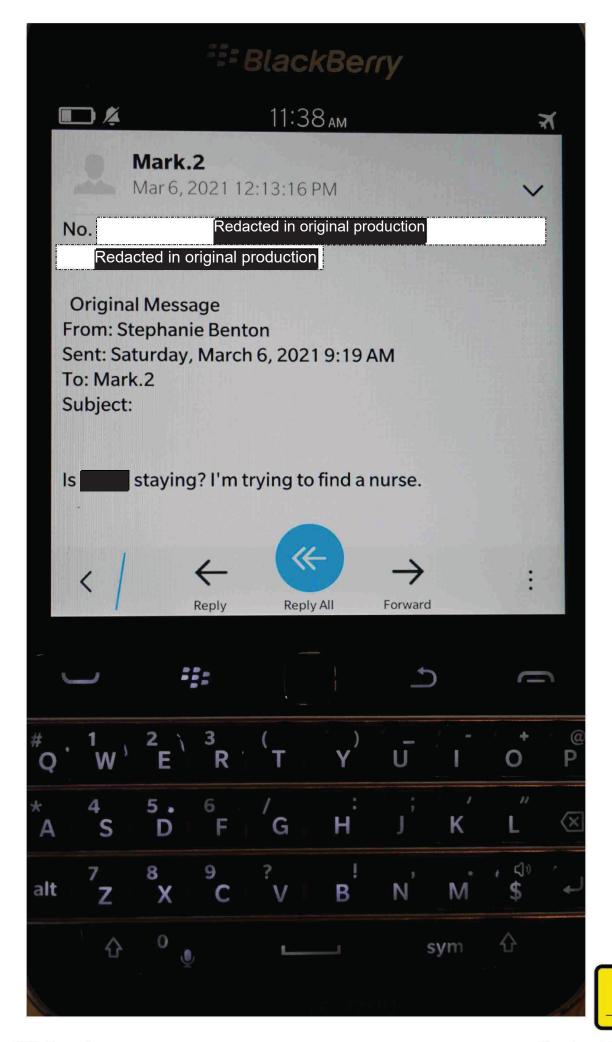


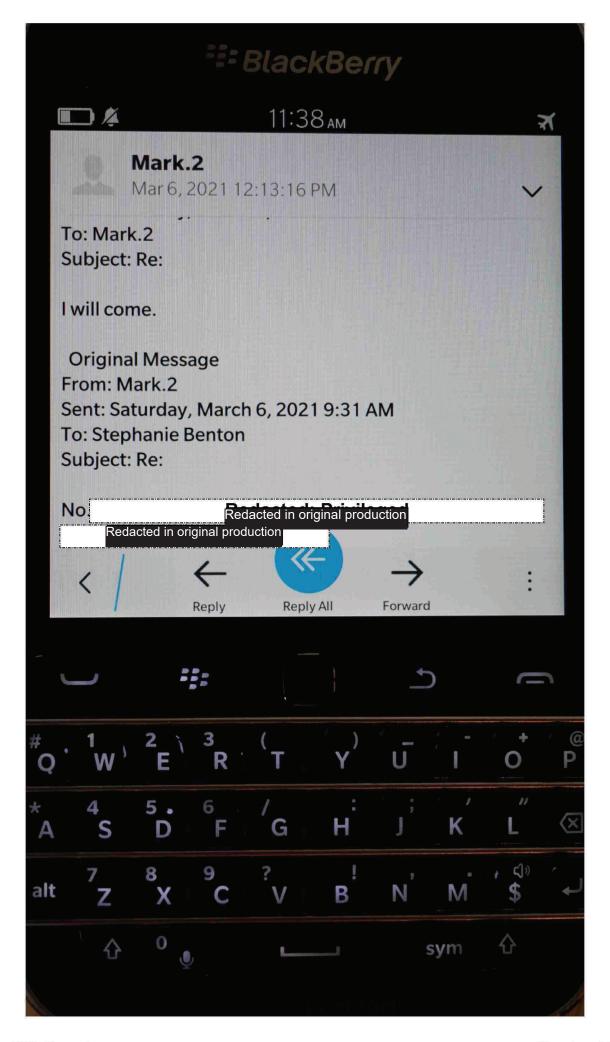


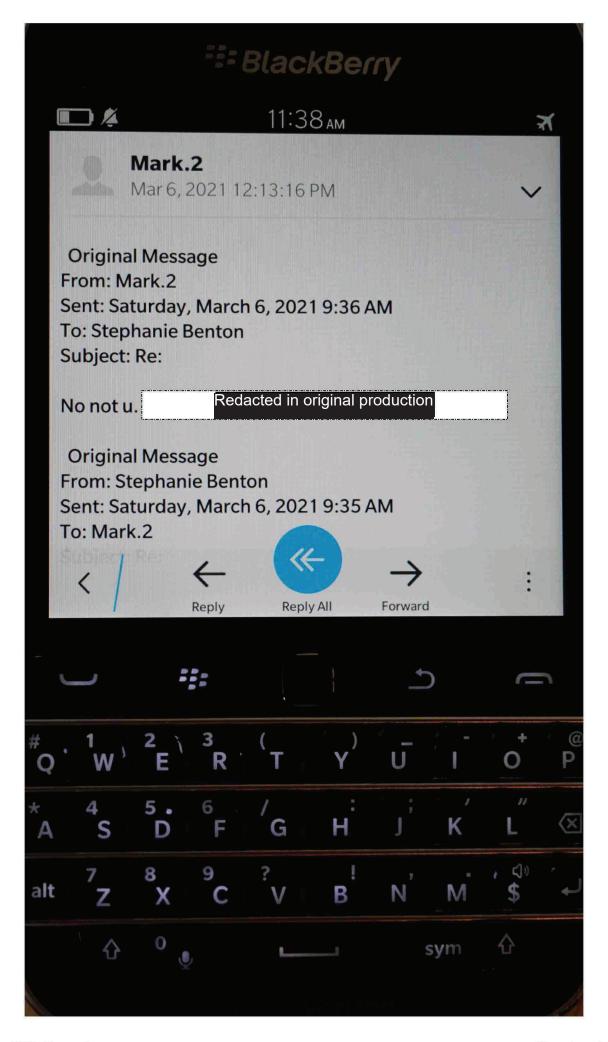


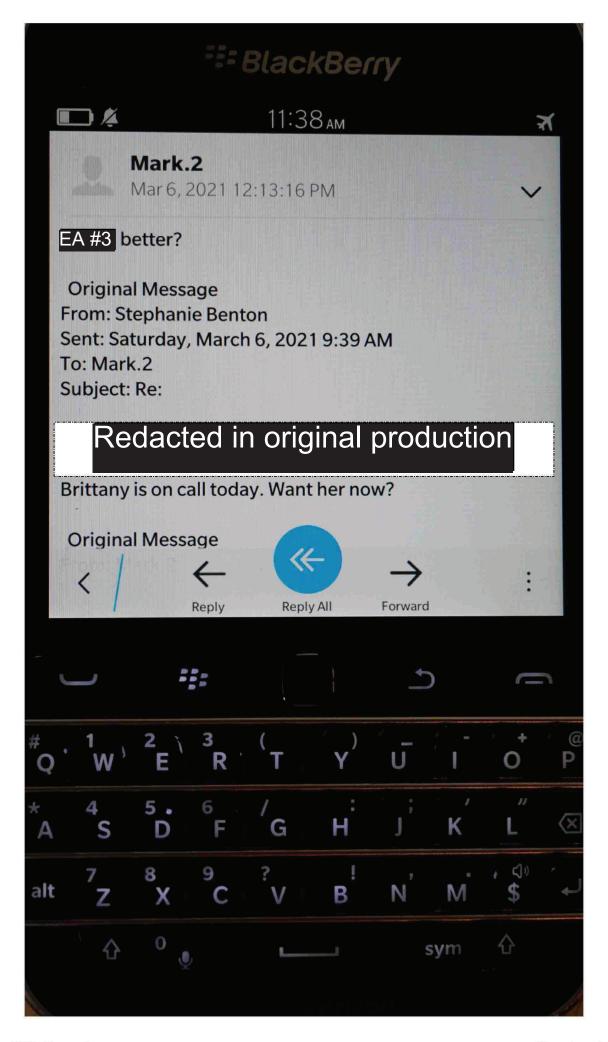


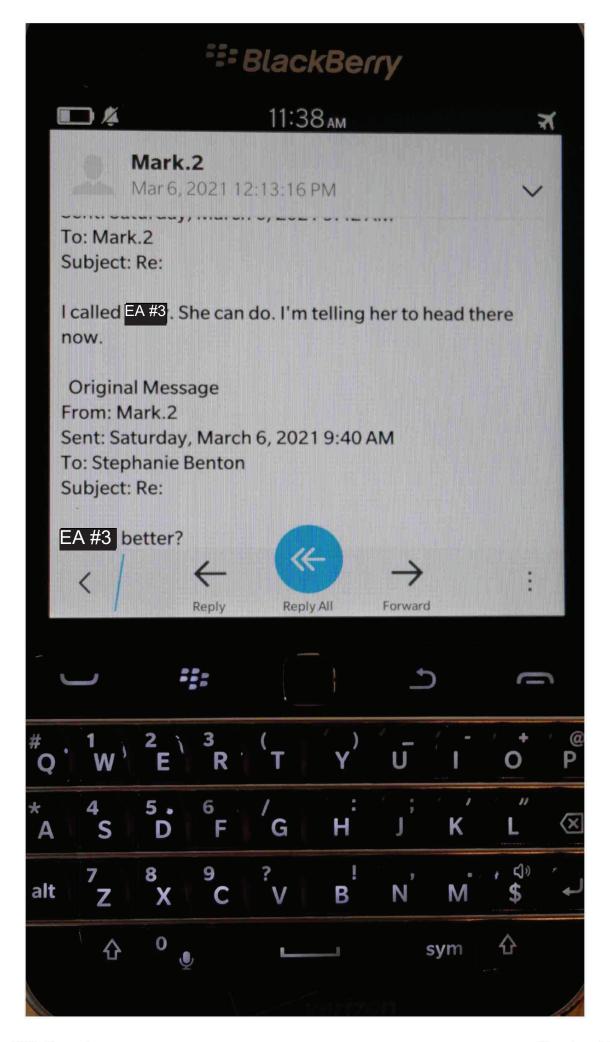
CONFIDENTIAL SB AG 003877

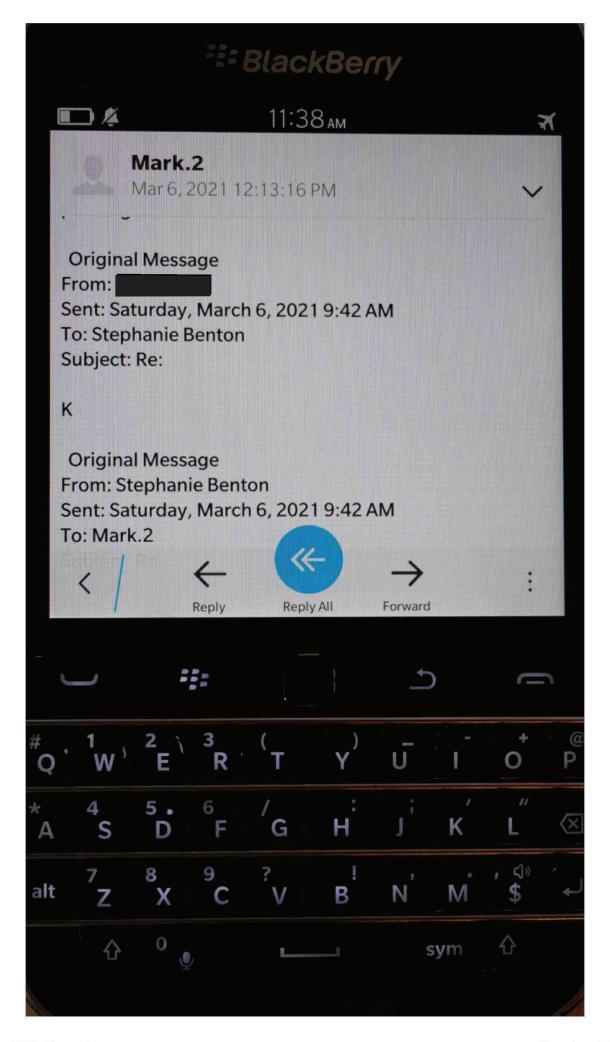


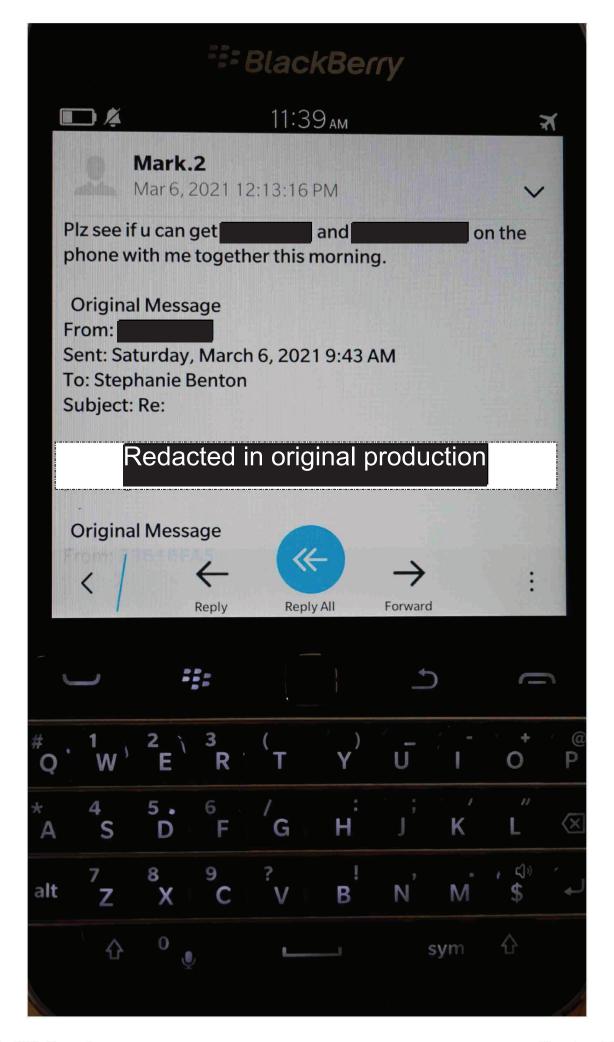


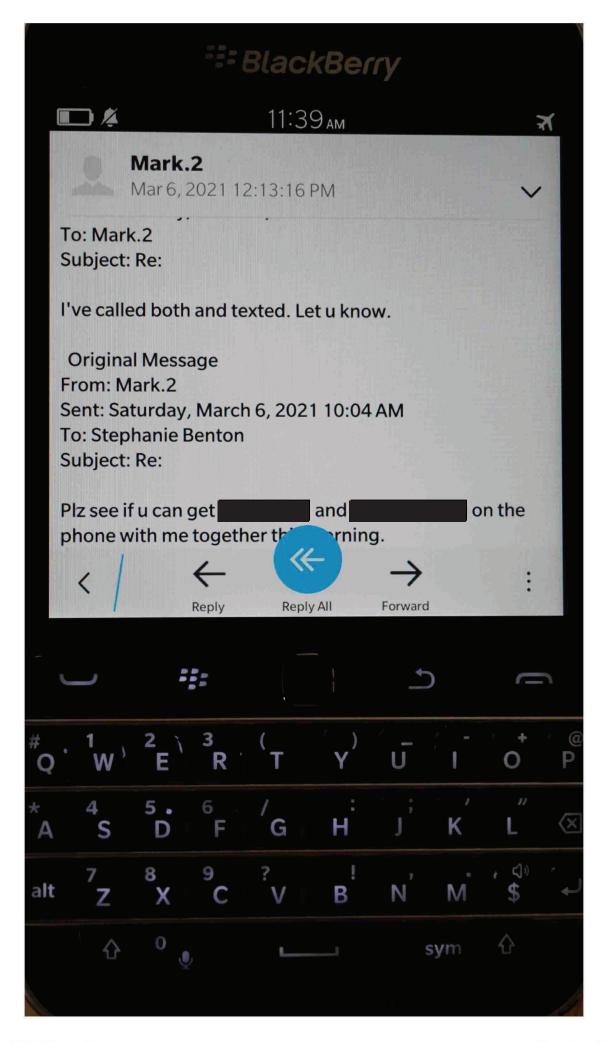


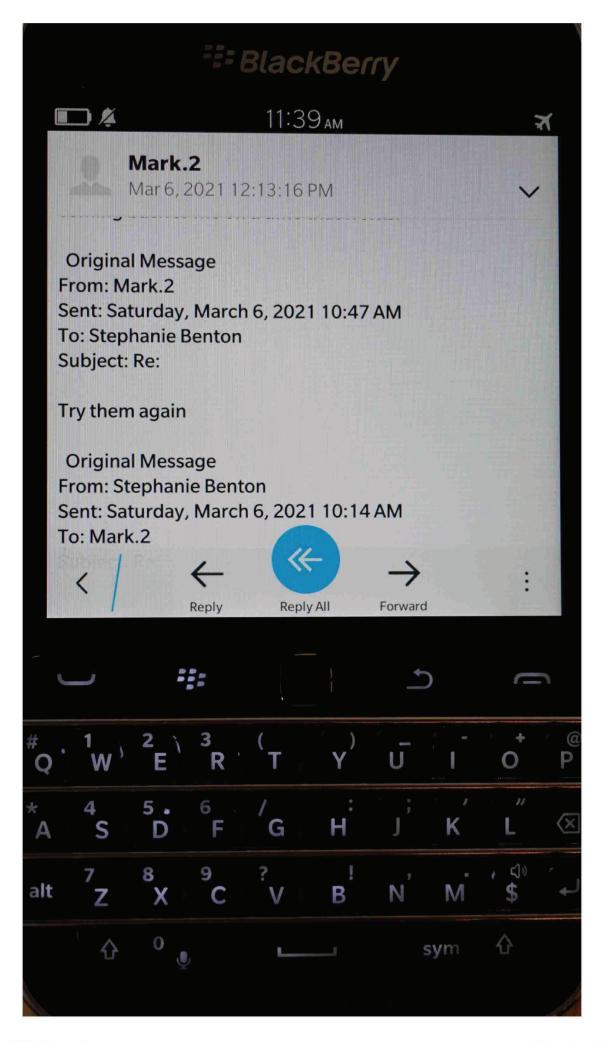


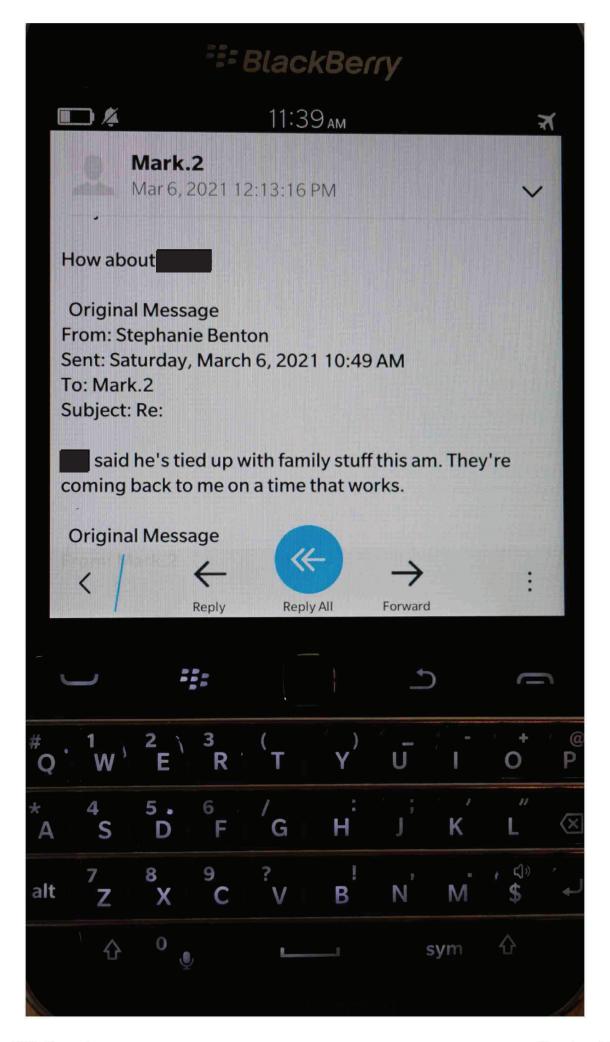


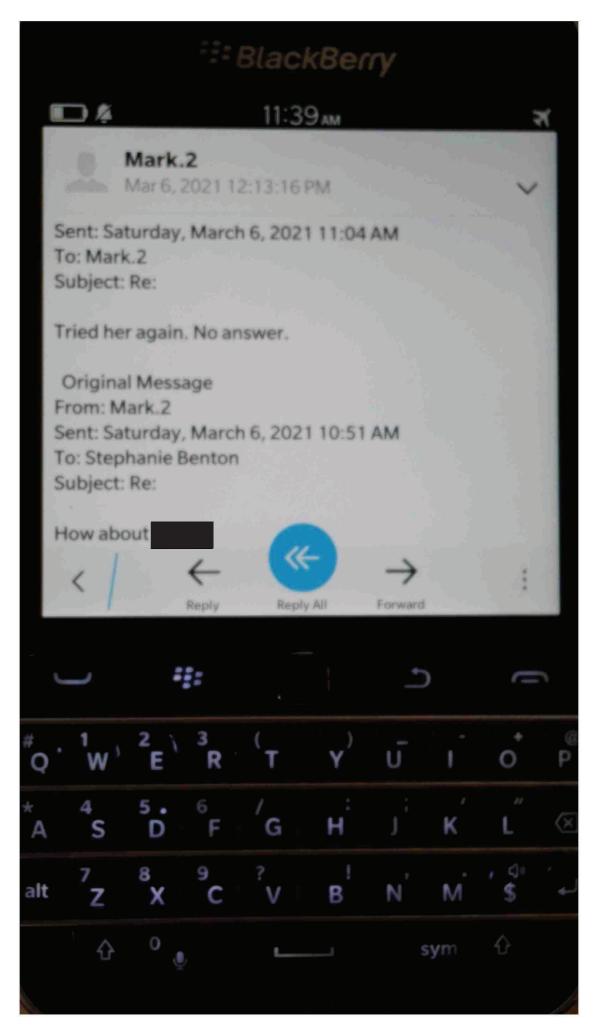


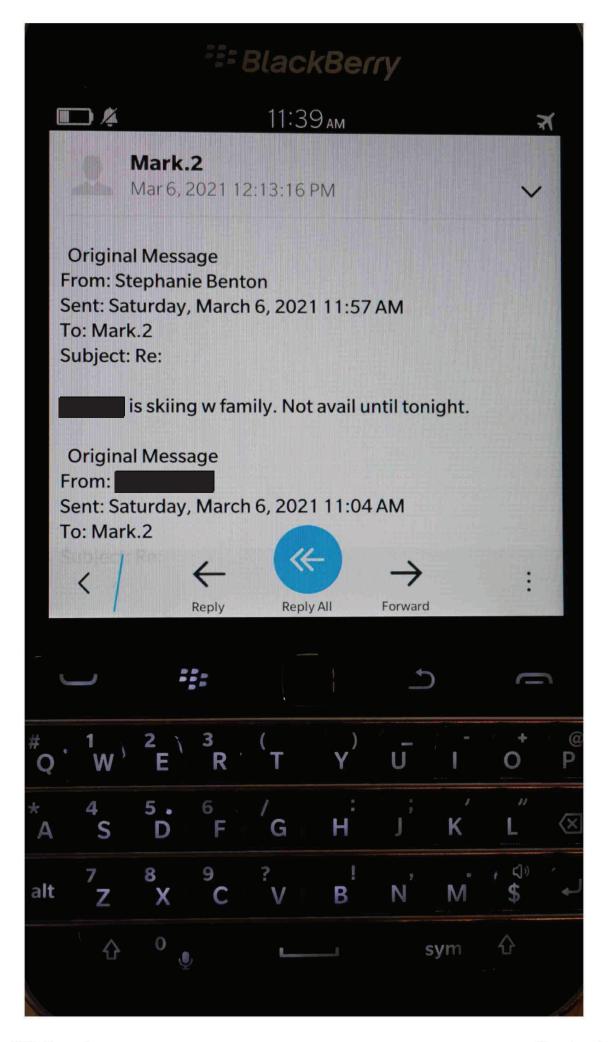


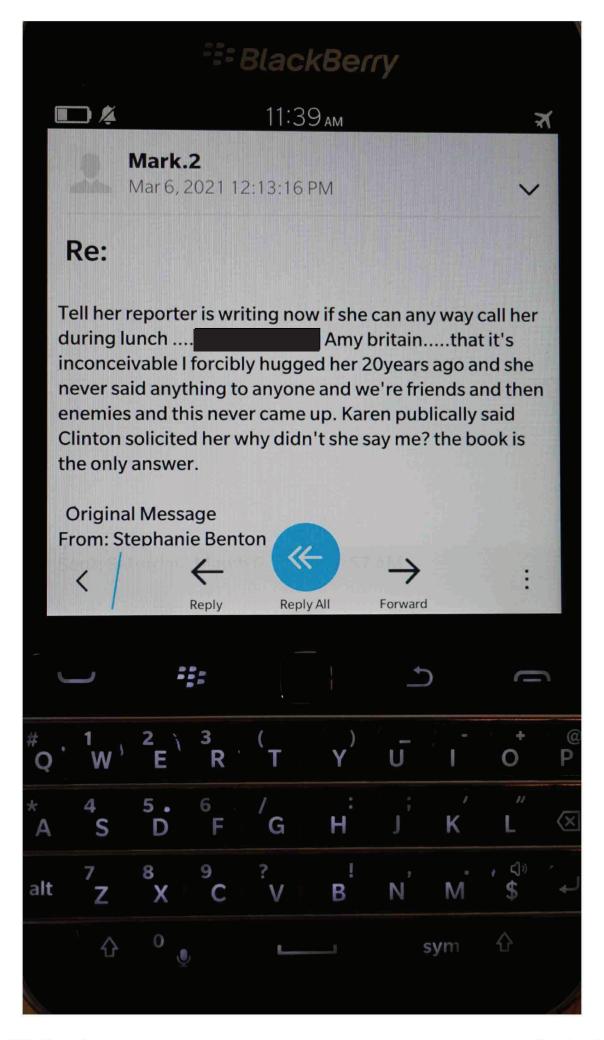


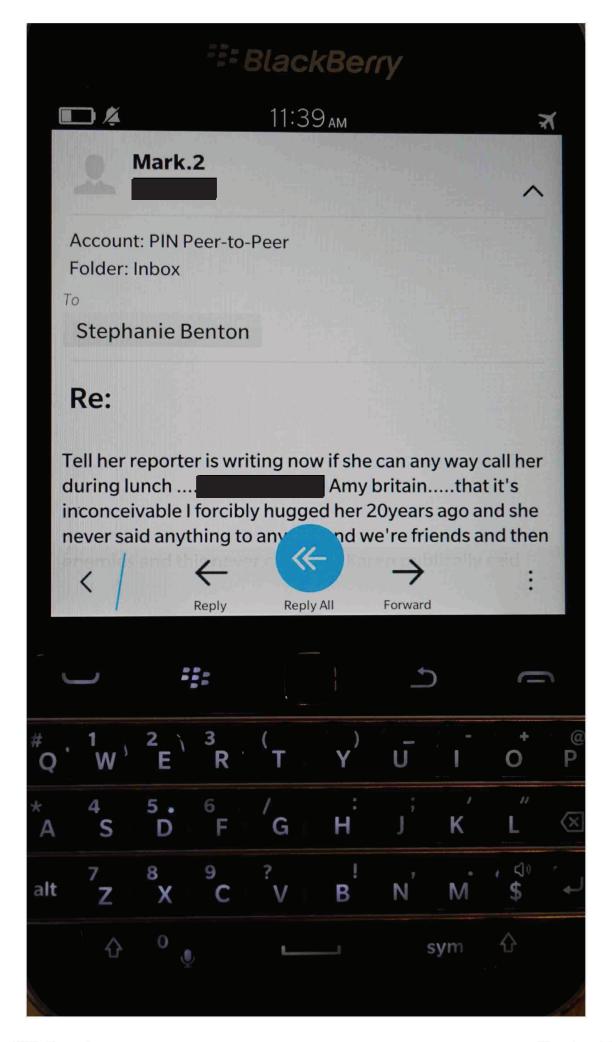












From: Cohen, Steven (ESD) @esd.ny.gov

Subject: Re: Priviliged

Date: March 10, 2021 at 6:26 PM

To: DeRosa, Melissa (CHAMBER) @exec.ny.gov

(CHAMBER)

@exec.ny.gov, Azzopardi, Richard (CHAMBER)

lexec.ny.gov, Garvey, Beth (CHAMBER) Cc: Benton, Stephanie (CHAMBER)

Preferred version.

As I said yesterday, I have never done anything like this. The details of this report are gut-wrenching. I am not going to speak to the specifics of this or any other allegation given the ongoing investigation, but I am confident in the result of the Attorney General's

On Mar 10, 2021, at 6:15 PM, Melissa DeRosa

exec.nv.gov> wrote:

It has to say untrue or false

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Cohen, Steven (ESD)

Sent: Wednesday, March 10, 2021 6:11 PM

To: Stephanie Benton

Cc: Richard Azzopardi; Melissa DeRosa; Beth Garvey

Subject: Re: Priviliged

Take out completely untrue. Rich A version.

On Mar 10, 2021, at 5:57 PM, Stephanie Benton

@exec.nv.gov> wrote:

As I said yesterday, I have never done anything like this. The details of this report are gut-wrenching and completely untrue. I am not allowed to defend myself publicly because of the review. But I am confident in the result of the Attorney General's report.

IMPORTANT: This e-mail message and any attachments contain information intended for the exclusive use of the individual(s) or entity to whom it is addressed and may contain information that is proprietary, privileged, confidential and/or exempt from disclosure under applicable law. If you are not the intended recipient, you are hereby notified that any viewing, copying, disclosure or distribution of this information may be subject to legal restriction or sanction. Please immediately notify the sender by electronic mail or e-mail @esd.ny.gov) and delete the message. or notify the System Administrator by telephone Thank you.

**EXHIBIT** 

Chat #	From	То	Body	Timestamp: Time
317	Stephanie Benton	Melissa DeRosa (owner) Steve Cohen Rich Azzopardi Melissa DeRosa (owner)	AaBbCcDc AaBbCcDc AaBbCc AaBbCcc AaBbCcc AaBbCcDa AaBbCcD	3/10/2021 10:48:28 PM(UTC+0)
317	Rich Azzopardi	Melissa DeRosa (owner) Steve Cohen Stephanie Benton Melissa DeRosa (owner)	Steph can you send to me on exec email	3/10/2021 10:53:25 PM(UTC+0)
317	Rich Azzopardi	Melissa DeRosa (owner)  Steve Cohen Stephanie Benton  Melissa DeRosa (owner)	Steve let me know if ok	3/10/2021 10:53:32 PM(UTC+0)

317	Steve Cohen	Melissa DeRosa (owner) Stephanie Benton Rich Azzopardi Melissa DeRosa (owner)	Hold. Would rather say "I am not going to speak to the specifics of this or any other allegations given the ongoing investigation" instead of not allowed to defend myself.	3/10/2021 10:57:17 PM(UTC+0)
317	Stephanie Benton	Melissa DeRosa (owner) Steve Cohen Rich Azzopardi Melissa DeRosa (owner)	Is that from Sharon and Robbie?	3/10/2021 10:59:03 PM(UTC+0)
317	Steve Cohen	Melissa DeRosa (owner) Stephanie Benton Rich Azzopardi Melissa DeRosa (owner)	I have never done anything like this and this is gut wrentching. Drop untrue.	3/10/2021 10:59:23 PM(UTC+0)

317	Steve Cohen	Melissa DeRosa (owner) Stephanie Benton Rich Azzopardi Melissa DeRosa (owner)	No Sharon. Can't Robbie. Trying her again.	3/10/2021 10:59:44 PM(UTC+0)
317	Rich Azzopardi	Melissa DeRosa (owner) Steve Cohen Stephanie Benton Melissa DeRosa (owner)	As I said yesterday, I have never done anything like this. The details of this report are gut-wrenching. I am not going to speak to the specifics of this or any other allegation given the ongoing investigation, but I am confident in the result of the Attorney General's report.	3/10/2021 11:01:20 PM(UTC+0)
317	Rich Azzopardi	Melissa DeRosa (owner)  Steve Cohen  Stephanie Benton  Melissa DeRosa (owner)	Steph can you make sure he sees this I am running out of time	3/10/2021 11:02:15 PM(UTC+0)

317	Rich Azzopardi	Melissa DeRosa (owner) Steve Cohen Stephanie Benton Melissa DeRosa (owner)	Like minutes	3/10/2021 11:02:21 PM(UTC+0)
317	Steve	Melissa DeRosa (owner) Stephanie Benton Rich Azzopardi Melissa DeRosa (owner)	Fine. Ok.	3/10/2021 11:02:55 PM(UTC+0)
317	Stephanie Benton	Melissa DeRosa (owner) Steve Cohen Rich Azzopardi Melissa DeRosa (owner)	Change investigation to review	3/10/2021 11:04:36 PM(UTC+0)

317	Rich Azzopardi	Melissa DeRosa (owner) Steve Cohen Stephanie Benton Melissa DeRosa (owner)	3/10/2021 11:04:55 PM(UTC+0)

To: Beth Garvey	@exec.ny.gov]; Peter Ajemian	@exec.ny.gov]; Linda A Lacewell (dfs.ny.go	@dfs.ny.gov]; Jefrey Po	ollock
@globalstrategygro	up.com]			
Cc: Stephanie Benton	@exec.ny.gov]; Lis Smith	@gmail.com]; Josh Vlasto	@gmail.com]; Judith Mogu	@exec.ny.gov]; Richard
Azzopardi	@exec.ny.gov]; Steven Cohen (esd.ny.gov)[	ı@esd.ny.gov]; Mitra Hormozi	@wmhlaw.com]	
From: Melissa DeRosa[/O-N	YEC/OU-EXCHANGE ADMINISTRATIVE G	ROUP (FYDIBOHF23SPDLT)/CN-RECIPIEN	ITS/CN-MDEROSA]	
Sent: Sun 3/14/2021 10:35:59	PM Eastern Daylight Time			
Subject: Re: Priv and Confid	ential - CURRENT DRAFT			

retaliatory how? if u want to cut out the last part and make purely factual fine but how is it retaliatory to respond to her attacks factually?

Lindsey routinely circumvented the senior staff and went directly to the governor which disrupted communication and organization. She was asked many times not to go to the Governor directly but to follow protocol and refused, which was an ongoing source of tension.

From: Beth Garvey

Sent: Sunday, March 14, 2021 10:33 PM

To: Melissa DeRosa; Peter Ajemian; Linda A Lacewell (dfs.ny.gov); Jefrey Pollock

Cc: Stephanie Benton; Lis Smith; Josh Vlasto; Judith Mogul; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

We don't have to make news with that answer it can be spun as retaliatory.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Melissa DeRosa

Sent: Sunday, March 14, 2021 10:24 PM

To: Peter Ajemian; Linda A Lacewell (dfs.ny.gov); Jefrey Pollock

Cc: Beth Garvey; Stephanie Benton; Lis Smith; Josh Vlasto; Judith Mogul; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

some changes - what happened to that last answer? that is NOT what we are shipping -- we discussed this exstensively and we are answering that question

Boylan alleges that former and current aides and allies of the Governor have retaliated against her in a variety of ways, including making calls about her.

From Rich Azzopardi, senior advisor to the Governor: "After Ms. Boyla's tweets in December, she, and her lawyers and members of the press began reaching out to former members of the Chamber, many of whom never worked with her. Those former members of the Chamber called to let various staff people know and convey that they were upset by the outreach. As a result, we proactively reached out to some former colleagues to check in and make sure they had a heads up."

She accuses Melissa DeRosa of leaking her personnel file and questions the legality of the leak. Do you or does Melissa have a response?

From Beth Garvey, Acting Counsel: "With certain limited exceptions, as a general matter, it is within a government entity's discretion to share redacted employment records, including in instances when members of the media ask for such public information and when it is for the purpose of correcting inaccurate or misleading statements. Given the ongoing review by the State Attorney General, we cannot comment further at this time.

OFF THE RECORD: HOW WOULD LINDSEY KNOW WHO RELEASED IT? WHAT IS THE BASIS FOR HER ASSERTION? WE CAN'T GET INTO SPECS BECAUSE OF THE AG'S INVESTIGATION, BUT PRINTING THAT MELISSA WAS THE ONE WHO GAVE IT TO THE PRESS WOULD BE INACCURATE.

Boylan describes a culture of hostility and bullying under the governor. She and others recall seeing a dart board with a photo of Bill DeBlasio on it while attending a pool party. Do you or the governor have any comment on the dart board and the intentions behind it?

Boylan says, as previously alleged in her Medium post, that the governor fixated on her, tracked her location through aides to an extent she found uncomfortable, and showed a level of interest that she found inappropriate in their interpersonal interactions.

From a spokesperson re Stephanie: "Part of Stephanie's job is to make sure senior staff know how and when they can get in touch with the Governor, and Blackberry pin is how any member of the team would communicate with him." (OFF THE RECORD – see attached email sent out recently to a group when GAMC's number was changed)

Re Jill's email: "Regardless of whatever Ms. Boylan believes, she was in no way being 'tracked' by staff – Jill oversaw events and scheduling, so it was her job to understand what relevant senior members of the team—male and female – would be attending Governor events."

From a spokesperson: "All senior staff receive these kinds of instructions, requests and communications – nothing about these exchanges are unique or interesting in this regard."

She says that she felt objectified and professionally diminished, and recounts an incident at the December 2016 REDC awards during which she says she was ordered to accompany the Governor and Maria Bartiromo on a return helicopter flight rather than remain and continue to engage with her direct-reports on substantive matters.

From a spokesperson: Lindsey was clearly not 'ordered' to be on the fights as she was not on the flight -- this was not a point of contention.

Boylan speaks about what she perceived to be a lack of boundaries between the Governor and female staffers. She says that Stephanie Benton asked her, also at a pool party, whether she had yet been swimming in the pool at the governor's residence.

From a spokesperson: "Stephanie does not believe this is true." If needed Stephanie will say this on the record

On the subject of the "strip poker" comment that her Medium post claimed the governor made on a flight in October 2017, Boylan disputes the group denial and says that Abbey Fashouer Collins was sitting next to her when the comment was made.

Please refer back to Abbey Collins previous statement which still stands - see below:

In a joint statement, John Maggiore, Howard Zemsky, Dani Lever, and Abbey Fashouer Collins who were on all of these flights with her added: "We were on each of these October flights and this conversation did not happen."

She reiterates her claim that the governor kissed her on the lips in 2018.

From a spokesperson: "This is not true."

On the subject of Melissa, she recounts a convo in which Melissa screamed at her on the phone – in the final days of lindsey being in her job – July 2018 – when things deteriorated

this is not what

From: Peter Ajemian

Sent: Sunday, March 14, 2021 10:15 PM

To: Linda A Lacewell (dfs.ny.gov); Jefrey Pollock

Cc: Beth Garvey; Melissa DeRosa; Stephanie Benton; Lis Smith; Josh Vlasto; Judith Mogul; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

we can do more work during fact checking

From: Peter Ajemian

Sent: Sunday, March 14, 2021 10:15 PM

To: Linda A Lacewell (dfs.ny.gov); Jefrey Pollock

Cc: Beth Garvey; Melissa DeRosa; Stephanie Benton; Lis Smith; Josh Vlasto; Judith Mogul; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

ok, fixing that and shipping

From: Lacewell, Linda A (DFS) @dfs.ny.gov>

Sent: Sunday, March 14, 2021 10:12 PM

To: Jefrey Pollock

Cc: Peter Ajemian; Beth Garvey; Melissa DeRosa; Stephanie Benton; Lis Smith; Josh Vlasto; Judith Mogul; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra

Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

nothing about these exchanges IS unique or interesting in this regard."

Sent from my iPhone

On Mar 14, 2021, at 10:07 PM, Jefrey Pollock @globalstrategygroup.com> wrote:

ATTENTION The entire hard from an experience of the particles of the first from the bear windows of the professional and the contract of the particles of the p

I'm good as long as you all have fully litigated the last point and we don't need to go back to where we were.

The good as long as you an have lany intigated the last point and we don't heed to go sack to where we were.

From: Peter Ajemian @exec.ny.gov>

Sent: Sunday, March 14, 2021 10:06 PM

To: Beth Garvey	@exec.ny.gov>; Melissa DeRosa	@exec.ny.gov>; Stephani	e Benton	@exec.ny.gov>;
Jefrey Pollock	@globalstrategygroup.com>; Linda A Lace	well (dfs.ny.gov)	odfs.ny.gov>	
Cc: Lis Smith	@gmail.com>; Josh Vlasto	@gmail.com>; Judith Mogul	@exec.ny.g	ov>; Richard Azzopardi
	@exec.ny.gov>; Steven Cohen (esd.ny.gov)	@esd.ny.gov>; Mitra	Hormozi @	wmhlaw.com>
Subject: Re: Priv ar	od Confidential - CURRENT DRAFT			

IFXT FMAIL!

Boylan alleges that former and current aides and allies of the Governor have retaliated against her in a variety of ways, including making calls about her.

From Rich Azzopardi, senior advisor to the Governor: "After Ms. Boyla's tweets in December, she, and her lawyers and members of the press began reaching out to former members of the Chamber, many of whom never worked with her. Those former members of the Chamber called to let various staff people know and convey that they were upset by the outreach. As a result, we proactively reached out to some former colleagues to check in and make sure they had a heads up."

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She reiterates her claim that the governor kissed her on the lips in 2018.

From a spokesperson: "As we said before, Ms. Boylan's claims of inappropriate behavior are quite simply false."

On the subject of Melissa, she recounts a convo in which Melissa screamed at her on the phone - in the final days of lindsey being

#### in her job - July 2018 - when things deteriorated

From Rich Azzopardi, senior advisor to the governor: "There is no secret these are tough jobs, and the work is demanding, but we have a top tier team with many employees who have been here for years and many others who have left and returned because they know the work we do matters, a fact that was underscored throughout COVID."

From: Beth Garvey

Sent: Sunday, March 14, 2021 9:16 PM

To: Peter Ajemian; Melissa DeRosa; Stephanie Benton; Jefrey Pollock; Linda A Lacewell (dfs.ny.gov) Cc: Lis Smith; Josh Vlasto; Judith Mogul; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

I reframed it slightly, it may work at the end as far as contradicting "fear"

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Peter Ajemian

Sent: Sunday, March 14, 2021 8:52 PM

To: Melissa DeRosa; Stephanie Benton; Jefrey Pollock; Linda A Lacewell (dfs.ny.gov)

Cc: Lis Smith; Josh Vlasto; Judith Mogul; Beth Garvey; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Re: Priv and Confidential - CURRENT DRAFT

also - what does this get us?

This occurred months before Ms. Boylan resigned and then unsuccessfully seeking her job back with the Chamber.

From: Melissa DeRosa

Sent: Sunday, March 14, 2021 8:14 PM

To: Peter Ajemian; Stephanie Benton; Jefrey Pollock; Linda A Lacewell (dfs.ny.gov)

Cc: Lis Smith; Josh Vlasto; Judith Mogul; Beth Garvey; Richard Azzopardi; Steven Cohen (esd.ny.gov); Mitra Hormozi

Subject: Priv and Confidential - CURRENT DRAFT

Boylan alleges that former and current aides and allies of the Governor have retaliated against her in a variety of ways, including making calls about her.

Will look like WSJ – about calls that were made and tenor.

Her ongoing and continued claim that those calls were intimidating or intended to suss out what her plans were or cast aspersions about her.

Melissa and Rich and Abbey Collins are mentioned.

From Rich Azzopardi, senior advisor to the Governor: "After Ms. Boylafs tweets in December, she, and her lawyers and members of the press began reaching out to former members of the Chamber, many of whom never worked with her. Those former members of the Chamber called to let various staff people know and convey that they were upset by the outreach. As a result, we proactively reached out to some former colleagues to check in and make sure they had a heads up."

She accuses Melissa DeRosa of leaking her personnel file and questions the legality of the leak. Do you or does Melissa have a response?

From Beth Garvey, Acting Counsel: "With certain limited exceptions, as a general matter, it is within a government entity's discretion to share redacted employment records, including in instances when members of the media ask for such public information and when it is for the purpose of correcting inaccurate or misleading statements. Given the ongoing review by the State Attorney General, we cannot comment further at this time."

OFF THE RECORD: HOW WOULD LINDSEY KNOW WHO RELEASED IT? WHAT IS THE BASIS FOR HER ASSERTION? WE CAN'T GET INTO SPECS BECAUSE OF THE AG'S INVESTIGATION, BUT PRINTING THAT MELISSA WAS THE ONE WHO GAVE IT TO THE PRESS WOULD BE INACCURATE.

Boylan describes a culture of hostility and bullying under the governor. She and others recall seeing a dart board with a photo of Bill DeBlasio on it while attending a pool party. Do you or the governor have any comment on the dart board and the intentions behind it?

Boylan says, as previously alleged in her Medium post, that the governor fixated on her, tracked her location through aides to an extent she found uncomfortable, and showed a level of interest that she found inappropriate in their interpersonal interactions.

Fixated on her – her characterization of him – her interpretation of these events was he was repeatedly inquiring about her and

in their own interactions, eye contact, touching, and signaling his interest in ways she found uncomfortable

Incremental new pieces of communiques – from editorial and fact checking standpoint – a cache of communications similar to what we've already seen – Stephanie Benton email from March 2017 sharing the governor's pin, responding to Lindsey getting a bberry, "Smiley face. Feel free to pin gov. he'll be very happy to hear from you." about her being issued a bberry with pin capacity and that's something the gov will be happy about -

From a spokesperson re Stephanie: "Part of Stephanie's job is to make sure senior staff know how and when they can get in touch with the Governor, and Blackberry pin is how any member of the team would communicate with him." (OFF THE RECORD – see attached email sent out recently to a group when GAMC's number was changed)

Re Jill's email: "Regardless of whatever Ms. Boylan believes, she was in no way being 'tracked' by staff—Jill oversaw events and scheduling, so it was her job to understand what relevant senior members of the team—male and female—would be attending Governor events."

From a spokesperson: "All senior staff receive these kinds of instructions, requests and communications – nothing about these exchanges are unique or interesting in this regard."

She says that she felt objectified and professionally diminished, and recounts an incident at the December 2016 REDC awards during which she says she was ordered to accompany the Governor and Maria Bartiromo on a return helicopter flight rather than remain and continue to engage with her direct-reports on substantive matters.

LINDSEY WAS NOT EVEN ON THIS FLIGHT - Lindsey was not needed for the return flight and it was not a point of contention.

Boylan speaks about what she perceived to be a lack of boundaries between the Governor and female staffers. She says that Stephanie Benton asked her, also at a pool party, whether she had yet been swimming in the pool at the governor's residence.

From a spokesperson: "Stephanie does not believe this is true." If needed Stephanie will say this on the record

On the subject of the "strip poker" comment that her Medium post claimed the governor made on a flight in October 2017, Boylan disputes the group denial and says that Abbey Fashouer Collins was sitting next to her when the comment was made.

Please refer back to Abbey Collins previous statement which still stands - see below:

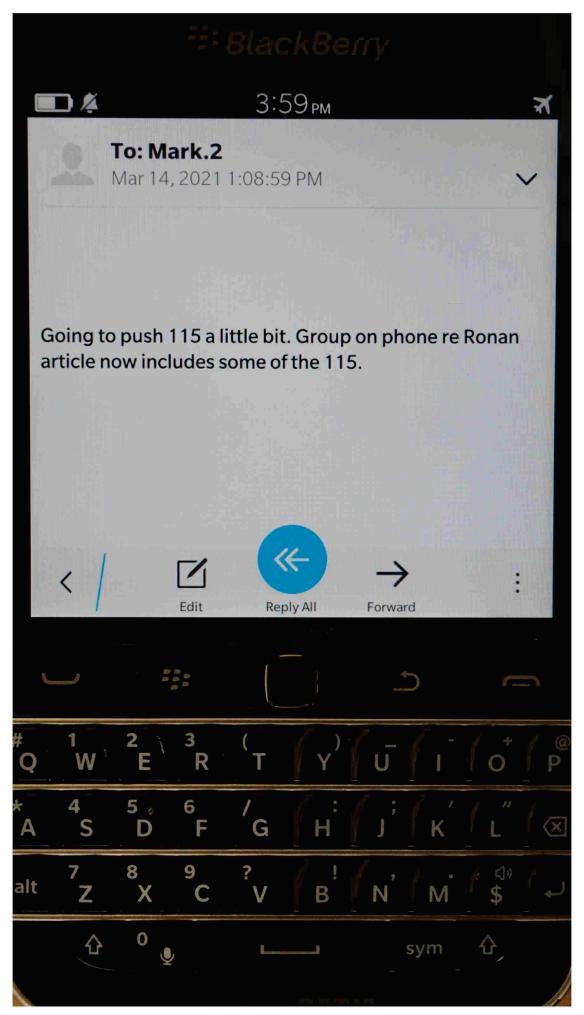
In a joint statement, John Maggiore, Howard Zemsky, Dani Lever, and Abbey Fashouer Collins who were on all of these flights with her added: "We were on each of these October flights and this conversation did not happen."

She reiterates her claim that the governor kissed her on the lips in 2018.

From a spokesperson: "As we said before, Ms. Boylan's claims of inappropriate behavior are quite simply false."

On the subject of Melissa, she recounts a convo in which Melissa screamed at her on the phone – in the final days of lindsey being in her job – July 2018 – when things became really

From a spokesperson: "This occurred months before Ms. Boylan resigned and then unsuccessfully seeking her job back with the Chamber. Lindsey regularly bypassed senior staff and went directly to the Governor against protocol, an ongoing source of frustration that was also disruptive. This led to a heated conversation between her and the Secretary and directly contradicts her current position she was 'afraid' of the Governor."





# Tab 155 Chamber\_AG\_00035768 Titled "Q&A"

#### Privileged and confidential / Draft

I want to address the recent allegations against me. The Attorney General is doing an independent review and I am cooperating with that review, and the lawyers say I shouldn't say anything until it's over. I understand that. I'm a lawyer too. But I want New Yorkers to know this: I fully support a woman's right to come forward and I think it should be encouraged.

I now know I acted in a way that made people feel uncomfortable. I feel very badly about that and frankly I am embarrassed. It was unintentional and I truly, deeply apologize. To be clear, I never touched anyone inappropriately. I never made any inappropriate advances. And I never intended to make anyone, ever, feel uncomfortable.

I ask the people of New York to wait for the Attorney General's review before they make a decision on my behavior – until they know the facts.

But in the meantime, we have a very important job to do – all of us — we must defeat COVID and we will defeat COVID, and we will do it together.

It has been the honor of my life to be elected three times by the people of ny to lead the people of this state. It's a job i take tseriously. And i am going to continue to fight

The responsibility of governing this state is one i have never taken lightly.

<u>Q&A</u>

#### Did you kiss Lindsey Boylan?

No, as I said I never touched anyone inappropriately.

#### Do you think it was appropriate how you spoke to your 25-year old staffer charlotte bennett?

As I said before, I now understand that there are things I've said that upset people and for that I'm sorry. There's a review by the attorney general that will look at the facts and we will cooperate with that fully.

#### Do you think it's appropriate how you engaged with Anna Ruch?

It was not my intention to be inappropriate. My usual custom is to greet people

## There have been bipartisan calls for you to resign. How do you respond?

I was elected by the people to do a job including managing this pandemic and the economic recovery. I'm focused on that job and I have no intention to resign.

#### Should you step aside for the sake of government functioning?

No. I have an important job to do, especially in the middle of covid. Vaccine, economy is recovery, etc.

#### If you don't resign are you still committed to running for a fourth term?

Today's not a day to talk about politics.

#### The legislature is stripping you of emergency powers. Do you agree with their approach?

The covid pandemic isn't power and it won't be for some time. We're working with the leg on a bull that will extend emergency powers past April 2021. We are talking about may use July — continue the directives I've done — we would give notice on the extensions — they would continue to have a right to override

Have you ever had an inappropriate relationship with anyone on your staff?

No.

Have you ever had an intimate relationship with anyone on your staff?

No.

You passed sexual harassment policies into laws and did all this work with MeToo, but your private actions contradict that. How do you square that?

Passing those law was incredibly important to me. I now understand... the AG is doing a full, independent review of the facts We will await the public report on that review

I believe my office handled these affairs appropriately, however there is a review by the AG and we are fully cooperating with that review.

Did you take your sexual harassment training this past year?

Every time it was required I took it.

Charlotte said you "engaged in manipulative tactics to diminish allegations, blame victims, deny wrongdoing and escape consequences. It took the governor 24 hours and significant backlash to allow for a truly independent investigation."?

As I said before, I now understand that there are things I've said that upset people and for that I'm sorry. There's a review by the attorney general that will look at the facts and we will cooperate with that fully.

de Blasio said: "I was very troubled by the Gov's apology – sexual harassment is serious matter – he gave a non-apology – I've been going through the training cycle with other folks at city hall – no, I do not feel there was ever a situation when I made someone uncomfortable – what he did was disgusting and unacceptable and I do not conceive it being possible in my life and my staff and I cannot think of a decent human being doing that". what's your response to that?

Mayor de Blasio and I have had our disagreements over the years but today is not a day for politics.

## You called on Schneiderman and Vito Lopez to resign. how do you square you rush to Jude

There is no comparison between these situations at all. That said, I now understand that there are things I've said that upset people and for that I'm sorry. There's a review by the attorney general that will look at the facts and we will cooperate with that fully.

## You said Brett Kavanagh should take a lie detector test after allegations of sexual misconduct came out. Will you take one?

These are two wholly different situations. The AG is doing a review - she will get the facts and make them public.

The AG came to the conclusion that outside counsel was the appropriate course of action. When i was AG, i also came to that conclusion on multiple occasions. I trust the AG to do the review.

Why did you ask Janet DiFiore to participate in the selection process? Wasn't that an effort to interfere in the process?

There seems to be a pattern of receipt, obstructing investigations like the Moreland commission and you seem to be doing that again here.

The AG is doing doing a full, independent review. I trust that process.

Why did your office go through all these iterations rather than just give it to the AG. You've been AG./ Do you not trust her?

My office considered a number of options. We landed in the right place.

Have you spoken to the AG?

You endorsed Tish in the 2018 race. What[s your current relationship?

We have a respectful working relationship.

#### Why didn't you just go to the AG. Do you think she has a political motivation?

My office considered a number of options and we landed in a place where

## What were you thinking talking to this girl who said she was a victim of rape and told you this whole story

As I said before, I now understand that there are things I've said that upset people and for that I'm sorry. There's a review by the attorney general that will look at the facts and we will cooperate with that fully.

At least one woman who made complaints about you was shuttled off to another part of state government

## You reassigned women who spoke out. Is it fair to say that women are being punished when they come forward to say that feel uncomfortable?

I believe the staff handled it correctly. And the AG is doing a full, independent review and I am confident that will be borne out.

## How do you justify the work atmosphere that made it seem like this was a grooming agency

I don't manage the staff. The staff manage the staff.

I'm proud of the work I've done for the people of the state of ny. I'm proud of my staff.

#### You said you wanted to release the letter on nursing homes. Where is it?

## Why did it take so long to apologize and why did it take so long for you to speak publicly?

We responded in real time and the fact is I'm here to tell you I'm sorry. I apologize to anyone I have hurt. There's a full, independent review by the AG and we are fully cooperating with that.

Do you think people are overreacting and your actions are just your custom?

You never denied what Charlotte said in her allegations? Are they credible allegations?

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Message From:

From: Linda Lacewell

Sent: 3/8/2021 10:35:04 PM

To: Lis Smith ; Peter Ajemian ; Maggie Moran Rich Azzopardi Judy Mogul

Stephanie Benton Cell ; JeffPollock ; Steve Cohen Melissa DeRosa Maggie Moran [ @kivvit.com]; Josh Vlasto ; Dani [ ; Beth

Garvey

**Subject**: 3/8/2021 5:35:04 PM -05:00 : -> [13 parties]

She says: mansion parties 2015 got rowdy, Senior Staffer #3 was picked up drunk and naked

EXHIBIT 17

Name	Msg #	From	То	Body	Timestamp: Time
Mean Girls	2363	+ Dani Lever	+ Melissa Derosa + Annabel Walsh + Steph Benton + Jill DesRosiers + Andrew Ball @gmail.com Dani Lever (owner)	https://twitter.com/lindsey_boylan/status /1091431730727321601?s=21	2/2/2019 8:39:28 AM(UTC-5)
Mean Girls	2364	+ Steph Benton	+ Dani Lever (owner)  + Melissa Derosa + Annabel Walsh + Jill DesRosiers + Andrew Ball @gmail.com Dani Lever (owner)	Well now we've heard from the real authority.	2/2/2019 9:30:04 AM(UTC-5)
Mean Girls	2365	Jill DesRosiers	+ Dani Lever (owner)  + Melissa Derosa + Annabel Walsh + Steph Benton + Andrew Ball @gmail.com Dani Lever (owner)	Didn't she help negotiate it?	2/2/2019 9:34:29 AM(UTC-5)
Mean Girls	2366	+ Dani Lever	+ Melissa Derosa + Annabel Walsh + Steph Benton + Jill DesRosiers + Andrew Ball @gmail.com Dani Lever (owner)	Yup	2/2/2019 9:51:18 AM(UTC-5)