



THE COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE DEPARTMENT

STATE HOUSE • ROOM 271  
BOSTON, MASSACHUSETTS 02133

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STATE ETHICS COMMISSION

2012 MAY 23 PM 12:35

OFFICE OF THE GOVERNOR'S LEGAL COUNSEL

DEVAL L. PATRICK  
GOVERNOR

TIMOTHY P. MURRAY  
LIEUTENANT GOVERNOR

MARK A. REILLY  
CHIEF LEGAL COUNSEL

May 23, 2012

BY HAND

Karen Nober  
Executive Director  
State Ethics Commission  
One Ashburton Place, Room 619  
Boston, MA 02108

Re: M.G.L. chapter 268A, section 23(b)(3) disclosure

Dear Ms. Nober:

Enclosed for filing in your office is a section 23(b)(3) disclosure by Lieutenant Governor Timothy P. Murray in connection with the confirmation by the Governor's Council of Governor Deval L. Patrick's nomination of Maura K. McCarthy as Associate Justice of the Leominster District Court.

Please feel free to contact me in connection with this filing.

Sincerely,

A handwritten signature in blue ink, appearing to read "Mark A. Reilly", with a stylized flourish extending to the right.


Mark A. Reilly

Enclosure

2012 MAY 23 PM 12:35

## DISCLOSURE OF APPEARANCE OF CONFLICT OF INTEREST

<b>AS REQUIRED BY G. L. c. 268A, § 23(b)(3) PUBLIC EMPLOYEE INFORMATION</b>	
<b>Name of public employee:</b>	Timothy P. Murray
<b>Title or Position:</b>	Lieutenant Governor
<b>Agency/Department:</b>	Office of the Governor
<b>Agency address:</b>	State House, Room 360
<b>Office Phone:</b>	617 725 4000
<b>Office E-mail:</b>	ltgovoffice@state.ma.us
<p>I am expected to perform official duties as a state, county, or municipal employee, and I have a relationship or affiliation with a person or organization involved. A reasonable person would conclude that the person or organization can unduly enjoy my favor or improperly influence me when I perform my official duties, or that I am likely to act or fail to act as a result of someone's kinship, rank, position or undue influence. I am filing this disclosure to explain the facts about this relationship or affiliation and to dispel the appearance that I have a conflict of interest.</p>	
<b>APPEARANCE OF FAVORITISM OR INFLUENCE</b>	
<b>Describe the issue that is coming before you for decision or action:</b>	
Confirmation by Governor's Council of Governor Deval L. Patrick's nomination of Maura K. McCarthy as Associate Justice of the Leominster District Court.	
<b>What responsibility do you have for taking action or making a decision?</b>	
The Massachusetts Constitution provides that the Lieutenant Governor is a member of the Governor's Council and presides over formal assemblies of the Council in the Governor's absence. I routinely preside over formal assemblies of the Council on Wednesdays at noon. At the first formal assembly after a nomination, the Council sets a hearing date for the nominee to appear. While I preside at the assembly when the date is set, I may or may not participate in the hearing. After the hearing, the nomination is considered at a formal assembly over which I again preside. I have the authority to vote on all nominations, though I have elected to vote only in the event of a tie among the Councilors.	
<b>Describe your relationship or affiliation with someone involved.</b>	
Maura K. McCarthy is a personal friend of mine. I have a long-standing friendship with her family. I went to school and played sports with her brothers.	
<b>Optional:</b> Additional facts – e.g., why there is a low risk of undue favoritism or improper influence.	

If you cannot confirm this statement, you should recuse yourself.	<b>WRITE AN X TO CONFIRM THE STATEMENT BELOW.</b> <input checked="" type="checkbox"/> Taking into account the facts that I have disclosed above, I feel that I can perform my official duties objectively and fairly.
Employee signature:	
Date:	5/23/12

Attach additional pages if necessary.

Not elected to your public position – file with your appointing authority.

Elected state or county employees – file with the State Ethics Commission.

Members of the General Court – file with the House or Senate clerk or the State Ethics Commission.

Elected municipal employee – file with the City Clerk or Town Clerk.

Elected regional school committee member – file with the clerk or secretary of the committee.

Form revised February, 2012