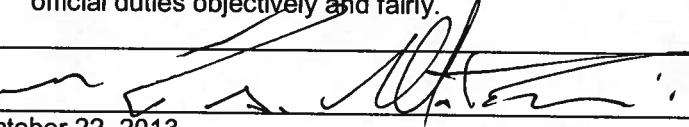


**DISCLOSURE OF APPEARANCE OF CONFLICT OF INTEREST
AS REQUIRED BY G. L. c. 268A, § 23(b)(3)**

RECEIVED
STATE ETHICS COMMISSION

PUBLIC EMPLOYEE INFORMATION	
Name of public employee:	Mark G. Mastroianni
Title or Position:	District Attorney for Hampden District
Agency/Department:	Office of the Hampden District Attorney
Agency address:	Hall of Justice, 50 State Street, Springfield, Massachusetts 01103
Office Phone:	(413) 747-1000
Office E-mail:	
	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 may conclude that the person or organization could or may attempt to 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.
APPEARANCE OF FAVORITISM OR INFLUENCE	
Describe the issue that is coming before you for action or decision.	Commonwealth v David Class (Superior Court #13-1050) (case being prosecuted by Hampden District Attorney) In my private practice, before being elected District Attorney, I represented the defendant, David Class, in prior criminal matters.
What responsibility do you have for taking action or making a decision?	I took office as Hampden District Attorney on January 5, 2011. The case will be prosecuted by the Hampden District Attorney's Office.
Explain your relationship or affiliation to the person or organization.	I have previously represented the named defendant in other matters. I had been privately retained and have withdrawn my appearance and/or been replaced by successor private counsel. All other previous matters have been closed.
How do your official actions or decision matter to the person or organization?	I have supervisory and ultimate decision making authority relative to prosecutorial decisions of all criminal state matters in this District handled by the District Attorney's Office.

Optional: Additional facts – e.g., why there is a low risk of undue favoritism or improper influence.	I have assigned the matter to one or a combination of the following members of the staff of the Hampden District Attorney's Office: Superior Court Supervisor, Matthew Shea and/or First Assistant District Attorney Jennifer Fitzgerald. The assigned prosecutors will have authority to make decisions about this case and directly supervise any Assistant District Attorney assigned to become involved in the prosecution.
If you cannot confirm this statement, you should recuse yourself.	WRITE AN X TO CONFIRM THE STATEMENT BELOW. <u>X</u> 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:	October 22, 2013

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 July, 2012

COMMONWEALTH OF MASSACHUSETTS

HAMPDEN, ss.

Superior Court Department
Docket#: 10-1050

COMMONWEALTH

v.

DAVID CLASS

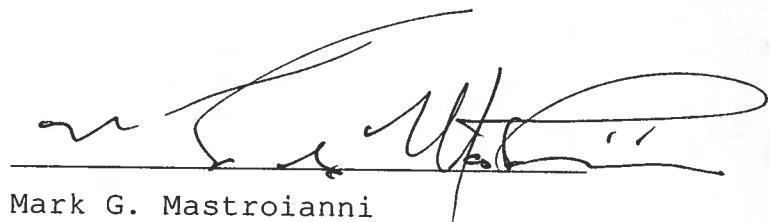
AFFIDAVIT OF DISTRICT ATTORNEY MARK G. MASTROIANNI

Now comes Mark G. Mastroianni and, pursuant to Rule 1.11 of the Supreme Judicial Court Rules of Professional Conduct, states and affirms:

1. I am the District Attorney for Hampden County;
2. I took office on January 5, 2011;
3. Prior to becoming District Attorney, I had a private practice in the City of Springfield, Massachusetts;
4. Prior to becoming District Attorney, I was privately retained by the defendant, David Class, to represent him in Hampden Superior Court
5. I have no active appearance and have been replaced by successor counsel in any matters which have been closed;
6. I have no continuing financial interest in the case;
7. The defendant's case is being prosecuted by the Hampden County District Attorney's office;

8. I am not participating in the prosecution of the defendant in the trial court and have assigned complete oversight and authority over the matter to one or a combination of the following members of the staff of the Hampden County District Attorney's Office: Assistant District Attorney Matthew Shea, Superior Court Supervisor and/or Jennifer Fitzgerald, First Assistant District Attorney.

Signed under the pains and penalties of perjury this
22 day of October 2013



Mark G. Mastroianni
District Attorney
Hampden District