



Laurie Ortolano &lt;laurieortolano@gmail.com&gt;

---

**ERC2025-2**

2 messages

---

**Perrin, Gary** <perring@nashuanh.gov>

Tue, Oct 14, 2025 at 11:44 AM

To: Laurie Ortolano &lt;laurieortolano@gmail.com&gt;, "Thibeault, Derek" &lt;ThibeaultD@nashuanh.gov&gt;

Cc: Ethics Review Committee &lt;ethicsreview@nashuanh.gov&gt;, "Cummings, Tim" &lt;CummingsT@nashuanh.gov&gt;, "Perry, Manuela" &lt;PerryM@nashuanh.gov&gt;, "Perrin, Gary" &lt;perring@nashuanh.gov&gt;, "Clarke, Dorothy" &lt;DoryC@nashuanh.gov&gt;, Legal Dept &lt;Legal@nashuanh.gov&gt;

All,

The Ethics Review Committee will not have a quorum to hear the case scheduled for Thursday, October 16, 2025 due to the following; Vice Chairman Tencza has recused himself from this matter. Member Robinson is unavailable, and Member Tabacsko is also unavailable.

We had three members prepared to sit on Thursday October 16, 2025, but John Fisher resigned from the Committee on October 8, 2025 which brought the attendance down to two members.

The Ethics Review Committee has not set a new hearing date, as the Committee is seeking an ethical opinion as to whether the members are allowed to sit on the cases of a person that we could at least have a perception that we are in and adversarial legal posture.

At present, the complainant, Laurie Ortolano has filed suit against the Ethics Review Committee and its individual members in Hillsborough Southern District (Nashua), with an understanding the complainant may have filed suit in the New Hampshire Supreme Court.

The committee does not believe that they should schedule another hearing until the ethical issue is resolved. Accordingly, the hearing is continued.

Thank you

Gary

Gary Perrin | Records Administrator

**City of Nashua – Administrative Services Division**

229 Main Street, Nashua, NH 03060

Office: (603) 589-3022

Email: [perring@nashuanh.gov](mailto:perring@nashuanh.gov)



### Confidentiality Notice

This message is intended exclusively for the individual or entity to which it is addressed. This communication may contain information that is proprietary, privileged, confidential or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print, retain, copy or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately either by phone (603-589-3022 ext. 3022) or reply to this e-mail and delete all copies of this message.

**The Right to Know Law (RSA 91-A) provides that most email communications, to or from City Employees and City Volunteers regarding the business of the City of Nashua, are government records available to the Public upon request. Therefore, this email communication may be subject to Public disclosure.**

---

**Laurie Ortolano** <[laurieortolano@gmail.com](mailto:laurieortolano@gmail.com)>

Tue, Oct 14, 2025 at 8:52 PM

To: "Perrin, Gary" <[perring@nashuanh.gov](mailto:perring@nashuanh.gov)>

Cc: "Thibeault, Derek" <[ThibeaultD@nashuanh.gov](mailto:ThibeaultD@nashuanh.gov)>, Ethics Review Committee <[ethicsreview@nashuanh.gov](mailto:ethicsreview@nashuanh.gov)>, "Cummings, Tim" <[CummingsT@nashuanh.gov](mailto:CummingsT@nashuanh.gov)>, "Perry, Manuela" <[PerryM@nashuanh.gov](mailto:PerryM@nashuanh.gov)>, "Perrin, Gary" <[perring@nashuanh.gov](mailto:perring@nashuanh.gov)>, "Clarke, Dorothy" <[DoryC@nashuanh.gov](mailto:DoryC@nashuanh.gov)>, Legal Dept <[Legal@nashuanh.gov](mailto:Legal@nashuanh.gov)>

### Request for Rescheduling of ERC Complaint ERC2025-2 and Disclosure of Legal Consultation Advice

Dear Mr. Perrin and Members of the Ethics Review Committee,

I am writing in response to your October 14, 2025 email announcing cancellation of the

October 16, 2025 Ethics Review Committee (ERC) meeting concerning my ethics complaint filed September 23, 2025 (ERC2025-2).

The notice stated that the Committee “will not schedule another hearing until the ethical issue is resolved,” referring to a pending “ethical opinion” regarding whether members may sit on matters involving a complainant “in an adversarial legal posture” with the ERC.

Respectfully, this rationale is mistaken both factually and legally.

1. No Adversarial Posture Exists - The Writ of Certiorari I filed on June 13, 2025 challenges a prior ERC decision issued April 3, 2025. The Superior Court subsequently ruled that ERC members cannot be sued in their personal capacities; only the City and ERC remain parties. Therefore, no current member is in a personal or adversarial posture with me, and the Writ does not preclude the ERC from hearing new complaints.

2. Statutory Timeliness Requirement - Nashua Revised Ordinance §12-33(B) requires the ERC to act upon a complaint within thirty (30) days of filing unless extended for good cause. The email provides no finding of “good cause” and no continuation date, leaving the complaint in procedural limbo.

3. Request for Transparency Regarding Legal Consultation - The email states the ERC is “seeking an ethical opinion.” Pursuant to RSA 91-A:4, I respectfully request that any written legal advice, correspondence, or memorandum provided to the Committee concerning this issue be made public. Advice that directs a municipal ethics body in its official functions is a governmental record and should be available for inspection. If any portion is withheld, please cite the specific statutory exemption and provide a detailed privilege log.

4. Request for Immediate Action. Please:

- a) Confirm the status of the ERC’s quorum and any plans to fill vacancies
- b) Provide a new scheduled date for the screening of ERC2025-2, or a written explanation establishing “good cause” for delay under §12-33.
- c) Provide copies of all communications relating to the “ethical opinion” or consultation referenced in your October 14 email.

Thank you for your prompt attention to these matters. I look forward to confirmation of the next hearing date and receipt of the requested records within the statutory timeframe.

Sincerely,

Laurie Ortolano

[Quoted text hidden]

