

RE: Esther Kennedy

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Robert P. Sullivan <rpsullivan@cityofportsmouth.com>9:02 AM 

To Duncan MacCallum **Copy** esthersmarina@gmail.com, John Tabor (johnktabor@gmail.com), amwjcw@comcast.net, rgamester@comcast.net, Joe Onosko, Karen Conard, Marian Steimke, Synthia Ravell

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Duncan,

By a copy of this I will forward your letter to the members of the Board of Ethics. I had previously advised the Board that you would be seeking the recusal of Joe Onosko.

Although the Board and Mr. Onosko will determine their response to your letter, I offer the following:

1. Zoom is definitely less preferable for a contested proceeding than an in-person hearing for the reasons that you write. However, the City policy values the protection of public health over that consideration. Accordingly, the proceedings will be by zoom. The technical rules of evidence will not apply. Hopefully, therefore, we will all find a way to make it work.
2. On the recusal issue, in keeping with normal process Joe will make his own decision. If he recuses himself and time allows, the Police Commission will be given an opportunity to replace him with another Commission member chosen by lot. If time does not allow or the Commission does not put forward another member, the Board of Ethics will go with 3 members.

The foregoing are my recommendations to the Board.

RPS

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