

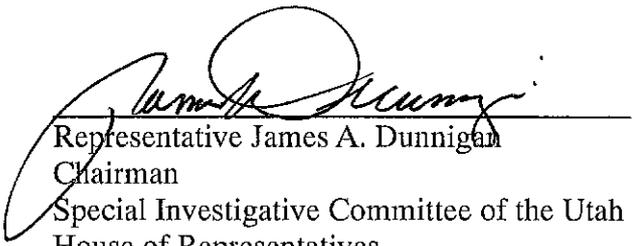
SUBPOENA FOR DOCUMENTS AND INFORMATION

To: Office of the Utah Attorney General
Utah State Capitol Complex
350 North State Street, Suite 230
Salt Lake City, UT 84114-2320

Pursuant to the authority of the Special Investigative Committee of the Utah House of Representatives pursuant to Utah Code Ann. §§ 36-14-1 *et seq.*, you are hereby commanded to produce by Five O'Clock p.m. (5:00 p.m.) on October 11, 2013 the documents and information set forth herein in Schedule A. The documents and information sought herein should be delivered to the Special Investigative Committee, c/o John L. Fellows, General Counsel, Office of Legislative Research and General Counsel, Utah State Capitol Complex, House Building Suite W210, Salt Lake City, UT 84114.

Any contumacy or failure to obey this subpoena may subject you to sanctions and penalties under the law.

Given under my hand, by authority vested in me, this 25th day of September, 2013.


Representative James A. Dunnigan
Chairman
Special Investigative Committee of the Utah
House of Representatives

SCHEDULE A

Documents and Information to be Produced

1. All documents referring or relating to the performance or requested performance of personal services by any employee of the Office of the Attorney General for John Swallow or any member of his family.
2. All documents referring or relating to the use of official Office of the Attorney General resources by John Swallow or any member of his family for purposes unrelated to official business of the Office of the Attorney General.
3. All documents referring or relating to the policy or practice of the Office of the Attorney General with respect to whether non-career service personnel may engage in private business endeavors for compensation during normal State business hours.
4. All documents referring or relating to the use or requested use by John Swallow or any member of his family of a boat, plane or helicopter controlled by Jeremy Johnson or his wife, Sharla Johnson, or any entity affiliated with either of them.
5. All documents referring or relating to food, lodging, entertainment or travel provided or requested to be provided to John Swallow or to any member of his family by any person or entity that, at the time, was the subject of an official review of any kind by the Office of the Attorney General or that, at the time, had administrative, civil or criminal litigation pending with the State of Utah.
6. All communications between any personnel of the Office of the Attorney General and any of the following:
 - a. Jeremy Johnson; any personnel of I Works, Inc.; or any personnel of any other entity affiliated with Jeremy Johnson;
 - b. Marc Sessions Jenson or any personnel of any entity affiliated with him;
 - c. Jason Powers or any personnel of any entity affiliated with him;
 - d. Tim Lawson or any personnel of any entity affiliated with him;
 - e. Rob Stahura or any personnel of any entity affiliated with him;
 - f. Richard Rawle; any representative of the Estate of Richard Rawle; any personnel of RMR Consulting, LLC; or any personnel of Tosh, Inc., or any entity affiliated with it, including, but not limited to, Check City Check Cashing;
 - g. Jay Brown; any personnel of Brown, Brown & Premsrirut; or any personnel of any other entity affiliated with Jay Brown;

- h. Tim Rupli; any personnel of T.R. Rupli & Associates; or any personnel of any other entity affiliated with Tim Rupli;
 - i. Aaron Christner; Ryan Jenson; or any personnel of any entity affiliated with either of them.
- 7. All calendars that reflect appointments for John Swallow, including, but not limited to, desk calendars, electronic calendars, day planners or wall calendars.
- 8. All documents referring or relating to the Office of the Attorney General's document retention policies, including, but not limited to, any document retention policies applicable to electronic documents or electronically stored information.
- 9. All documents referring or relating to any document retention procedures put into place by the Office of the Attorney General because of the pendency or anticipated pendency of investigations of Attorney General Swallow by the Special Investigative Committee of the Utah House of Representatives, the Utah Lieutenant Governor's Office, any Utah State criminal prosecuting authority, the U.S. Department of Justice or any United States Attorney's Office.
- 10. All documents produced to the Utah Lieutenant Governor's Office, any Utah State criminal prosecuting authority, the U.S. Department of Justice or any United States Attorney's Office, in connection with their respective investigations of Attorney General Swallow.
- 11. All documents referring or relating to the policy or practice of the Office of the Attorney General with respect to the use by non-career service personnel of personal email to conduct official business of the Office of the Attorney General.

Instructions

- 1. The time period applicable to these requests is December 1, 2009 to the date of this subpoena.
- 2. The documents and information subpoenaed includes all that is in your custody, control or possession, or within your right of custody, control or possession.
- 3. To the extent practicable, documents shall be produced in a searchable electronic format (such as delimited text with images and native files, or searchable PDF format). Audio and video files shall be produced in their native format. All materials provided in response to this subpoena shall contain a unique identifying number, irrespective of format.

Definitions

1. “**Communication**” means the transmission of information to an identified person or about an identified subject in any format or medium, including, but not limited to, the following: hard copy documents; electronic documents and all other electronically stored information, including, but not limited to, electronic mail, text messages or instant messages; photographs; or audio or video recordings.
2. “**Document**” means any written, recorded or graphic matter in any format or medium, including, but not limited to, the following: hard copy documents; electronic documents and all other electronically stored information, including, but not limited to, electronic mail, text messages or instant messages; photographs; or audio or video recordings.
3. “**Non-career service personnel**” means any personnel of the Office of the Attorney General who do not fall within the definition of a career service employee set forth in Utah Code Ann. § 67-19-15.
4. “**Personal services**” mean services performed by personnel of the Office of the Attorney General that are outside the scope of their official duties.
5. “**Referring or relating to**” means pertaining in any way to the identified person or subject.