



**NICOLE GALLOWAY, CPA**  
**Missouri State Auditor**

May 14, 2018

Ms. Lucinda Luetkemeyer  
Office of the Governor  
201 W. Capitol Avenue, Room 216  
Jefferson City, MO 65101

Dear Ms. Luetkemeyer:

As provided by Section 29.221, RSMo, this office has received reports that the Governor's Office has used, or may anticipate using, public funds to pay for private attorneys to represent Governor Eric Greitens related to discipline of the Governor as outlined in the petition for special session of the Missouri General Assembly dated May 3, 2018. The State Auditor's Office has previously had concerns related to the contracting and use of private attorneys to represent state government entities.<sup>1</sup>

I am writing to inquire whether state funds are being used, or are anticipated to be used, to pay for private attorneys to represent any public employee, including Governor Eric Greitens, related to the discipline of the Governor as outlined in the petition for special session of the Missouri General Assembly dated May 3, 2018.

If the state has or will be paying private attorneys, identify what office, department, or division's budget has or will be used to pay for these attorneys and the specific budget line anticipated to be used. Also, provide the following information:

1. The number of attorneys you have hired;
2. Whether you anticipate hiring additional attorneys and, if so, the number of additional attorneys you anticipate hiring;
3. A copy of all requests for proposals, bids, or contracts relating to hiring of these attorneys;
4. A copy of the contracts with these attorneys;
5. The amounts the attorneys have been and are being paid and copies of any itemized billings;
6. A complete list of the attorneys that have been hired, under what budget lines each attorney has or will be paid, and the amount each attorney has received or is anticipated to receive; and
7. A specific description of each of these attorney's duties.

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<sup>1</sup> E.g., Office of Attorney General, Report Nos. 2017-117, 2015-13, 2012-55; Missouri State Public Defender, Report No. 2012-129; Prosecuting Attorneys' and Circuit Attorneys' Retirement System (PACARS), Report No. 2014-141; County Employees' Retirement Fund (CERF), Report No. 2010-13; Public School and Non-Teacher School Employee Retirement Systems (PSRS), Report No. 2004-57.

Information related to contracting, payment, job duties, and budgets are not privileged and are available to this office under Missouri law. This office is requesting the above referenced information as it relates to state business.

If state funds are being used to represent Governor Eric Greitens in his individual capacity, provide the legal justification for using state funds to represent an individual in discipline proceedings. If state funds are being used to represent the Office of the Governor, state whether the attorney client privilege attaches to Governor Greitens or to the Office of the Governor, and any legal justification for your response.

Please provide your responses to these requests no later than May 18, 2018, and provide additional information as it becomes available.

Sincerely,

A handwritten signature in blue ink that reads "Paul Harper". The signature is written in a cursive style with a long horizontal flourish at the end.

Paul Harper  
General Counsel

cc: Commissioner Sarah Steelman, Office of Administration