

THE STATE OF NEW HAMPSHIRE  
THE GOVERNOR AND THE EXECUTIVE COUNCIL

Docket #10-001

In Re: Mark Bodi

**Petitioner's Witness and Exhibit List**

NOW COMES Attorney General Michael A. Delaney, by and through counsel, the Office of the Attorney General, and hereby submits its Witness and Exhibit List in the above captioned matter.

**WITNESS LIST**

- A. Sergeant Joseph Fussell  
New Hampshire Liquor Commission  
10 Commercial St.  
Concord, NH 03302
- B. Major Todd Feyer  
New Hampshire Liquor Commission  
10 Commercial St.  
Concord, NH 03302
- C. Director Eddie Edwards  
New Hampshire Liquor Commission  
10 Commercial St.  
Concord, NH 03302
- D. Mark Bodi  
Portsmouth, NH
- E. Richard Tracy  
New Hampshire Office of the Attorney General  
33 Capitol Street  
Concord, NH 03301
- F. Any person necessary to lay a proper foundation for admissible evidence.
- G. Any person with personal knowledge of admissible facts discovered by the Petitioner prior to or during the proceeding.

H. Any and all witnesses listed by the Respondent in this action.

**EXHIBIT LIST**

1. Six photographs taken at the Railroad Tavern showing the video surveillance equipment in place and the space from which it was removed.
2. Any policies, operating procedures or manuals of the NH Liquor Commission or the NH Division of Liquor Enforcement and Licensing relating to law enforcement investigations, administrative hearings, enforcement actions, administration and management (or portions thereof).
3. Copies of the two search warrants related to the Railroad Tavern, dated December 14, 2009 and December 15, 2009 respectively, the supporting affidavits; and the returns.
4. Administrative Notice of Agency Action issued to the Railroad Tavern on December 17, 2009;
5. Copy of the legislative history of SB 181, and 2009 HB2.
6. Any records of reports kept by the Liquor Commission Division of Liquor Enforcement or other State agency that may relate in any way to the subject matter of the case.
7. Any depositions taken, and related marked exhibits to the depositions, in the present case.
8. Any and all exhibits listed by the Respondent.
9. International Association of Chiefs of Police Law Enforcement Code of Ethics.

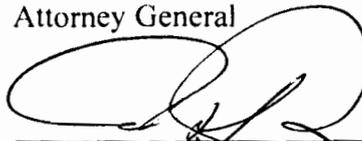
The Petitioner reserves the right to amend these lists up to and including the date of hearing.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE

By its attorneys,

Michael A. Delaney  
Attorney General



Ann Rice (#5588)  
Associate Attorney General

Date: September 10, 2010



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Lynmarie C. Cusack, NH Bar No. 11266  
Assistant Attorney General  
Transportation & Construction Bureau  
33 Capitol Street  
Concord, New Hampshire 03301-6397  
(603) 271-3675

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has on this 10th day of September 2010, been forwarded to Phillip McLaughlin.



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Lynmarie C. Cusack