

From: Bundy, Jennifer
To: [Morris; Christopher <Christopher.Morris@courtswv.gov>](mailto:Christopher.Morris@courtswv.gov); [Johnson; Gary <Gary.Johnson@courtswv.gov>](mailto:Gary.Johnson@courtswv.gov); [Loughry; Allen <Allen.Loughry@courtswv.gov>](mailto:Allen.Loughry@courtswv.gov)
Subject: FW: Response to your questions
Date: Wednesday, November 29, 2017 4:19:40 PM

From: Phil Kabler [mailto:philk@wvgazette.com]
Sent: Wednesday, November 29, 2017 11:17 AM
To: Bundy, Jennifer
Subject: Re: Response to your questions

Under the West Virginia Freedom of Information Act (W.Va. Code 29-B-1-1 et seq), I request the following information regarding the Supreme Court's practice of providing technology and furniture for justices in order to maintain home offices:

1. Written policy statement regarding establishing home offices for justices.
2. Inventory of technology and furniture provided to each justice.
3. Expenditures for technology and furniture, specific to each justice.

As per state FOIA law, I will anticipate a response within five business days.

Thanks in advance,

Phil Kabler

Charleston Gazette-Mail

On Tue, Nov 28, 2017 at 5:06 PM, Bundy, Jennifer <Jennifer.Bundy@courtswv.gov> wrote:
Phil:

Chief Justice Loughry has asked that I provide a final response to these continuing questions.

For clarification, the couch was abandoned property, and it was not a gift. The Ethics Act is not implicated.

Also for clarification, the Court has a longstanding practice of providing the Justices an opportunity to establish a home office, with Court-provided technology equipment (i.e. computers) and furniture to suit their respective needs.

Jennifer Bundy
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From: Phil Kabler [mailto:philk@wvgazette.com]
Sent: Tuesday, November 28, 2017 2:52 PM

To: Bundy, Jennifer
Subject: Re: Response to your questions

I sent two more questions to Justice Loughry, but have not received responses.
Can you make sure they are relayed to him?

1. Given the Ethics Act prohibition on accepting gifts valued at more than \$25, how were you able to accept the couch as a gift from Mrs. Albright (or her son)?
2. Am I correct to understand there is another piece of furniture in your residence that needs to be moved back to state property?

Thanks,
Phil

On Tue, Nov 28, 2017 at 2:17 PM, Bundy, Jennifer <Jennifer.Bundy@courtswv.gov> wrote:
I think you are just going to have to go with what ya got.

From: Phil Kabler [mailto:philk@wvgazette.com]
Sent: Tuesday, November 28, 2017 2:03 PM
To: Bundy, Jennifer
Subject: Re: Response to your questions

Thanks.

Editors inform me that the cellphone picture in the Twitter feed is not of sufficient quality to use in print edition of the paper.

Also, I think they want a photo showing couch in its current locale.

Please advise.

Thanks,
Phil

On Tue, Nov 28, 2017 at 1:29 PM, Bundy, Jennifer <Jennifer.Bundy@courtswv.gov> wrote:
Phil:

I am responding on Chief Justice Loughry's behalf because he is in a meeting.

1. You didn't indicate whether the court employees were "on the clock" when they were moving the couch; however, that would be moot if the couch is public property.

Answer: The Albrights didn't want the couch and Chief Justice Loughry didn't want the couch any more. It was private property until Chief Justice Loughry donated it to the state, which made it public property. There is nothing wrong with state employees moving a donation to the state in a state van on state time. Yes, they were Supreme Court employees on work time using a state van. If anyone was trying to hide something or thought anything was improper, they certainly would not have moved the couch in the middle of the afternoon on a bright, sunny day.

2. Editors want a photo of the couch.

Answer: I believe you already have a photo. You tweeted it earlier today.

Chief Justice Loughry is not going to have any further comment about this.

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