

THE COMMONWEALTH OF MASSACHUSETTS  
**STATE BOARD OF RETIREMENT**



Timothy P. Cahill  
Treasurer and Receiver General  
Chairman

Nicola Favorito, Esq.  
Executive Director

June 9, 2009

VIA CERTIFIED & FIRST CLASS MAIL 70001670000157583615

Salvatore F. DiMasi  
[REDACTED]

Dear Mr. DiMasi:

I am writing on behalf of the Massachusetts State Board of Retirement ("Board"). It has come to the Board's attention that you have been charged in the United States District Court for the District of Massachusetts with charges including one count of conspiracy, three counts of honest services mail fraud and four counts of honest services wire fraud in violation of federal law. These charges are alleged to have occurred in the course of your service with the Commonwealth and include the misappropriation of state funds to yourself and to your co-conspirators.

Please be advised that the Board is reviewing the above in conjunction with M.G.L. c.32, §15. The Board reserves the right to act further under M.G.L. c.32, §15, including, convening a hearing to determine whether it should take any action in connection with your retirement allowance or any rights or benefits you have under M.G.L. c.32, or under any other applicable laws.

The Board will contact you if it will schedule such a hearing. You will have the opportunity to present testimony and evidence on your behalf and you may be represented by counsel at your own expense. Due to the initiation of these proceedings and until the final disposition of this matter, or unless otherwise directed, the Board will withhold any further issuance of your retirement allowance. *See* Opinion of the Attorney General, Hon. Edward J. McCormack Jr., March 19, 1962 (copy attached hereto).

If you have any questions, please contact me at the telephone numbers listed below. Thank you for your attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Nicola Favorito".

Nicola Favorito, Esq.  
Executive Director

cc. State Board of Retirement  
Grace Lee, Esq. General Counsel