



The Commonwealth of Massachusetts
William Francis Galvin, Secretary of the Commonwealth
Public Records Division

Manza Arthur
Supervisor of Records

February 21, 2023
SPR23/0356

Samantha J. Gross
The Boston Globe
VIA E-MAIL
MA

Dear Samantha J. Gross:

I have received your letter appealing the response of the Office of the Governor - Legal Office to your request for records.

I have directed a member of my staff, Jeffrey Gottfredsen, Esq., to review this matter. Upon completion of the review, I will advise you in writing of the disposition of this case. If in the interim you receive a satisfactory response to your request, please notify this office immediately.

Any further correspondence concerning this specific appeal should refer to the SPR case number listed under the date of this letter.

Sincerely,

A handwritten signature in black ink that reads "Manza Arthur".

Manza Arthur
Supervisor of Records

cc: Mr. Michael Kaneb

From: [Gross, Samantha](#)
To: [SEC-DL-PREWEB](#); [Stout, Matt](#); [O'Malley, Debra \(SEC\)](#)
Subject: Boston Globe appeal of public records response
Date: Tuesday, February 21, 2023 2:42:16 PM
Attachments: [Samantha Gross Response 2.13.23.pdf](#)
[Samantha Gross Production 2.13.23.pdf](#)

Secretary of the Commonwealth
Public Records Division
One Ashburton Place, Room 1719
Boston, MA 02108

To Whom It May Concern:

We are writing to appeal the response to a Jan. 31 records request submitted to the Governor's office, seeking the following:

1. All correspondences (including but not limited to written letters, memos, emails, email attachments, and complete email chains) between (a) Governor Maura Healey or staff communicating on behalf of her and (b) House Speaker Ronald J. Mariano or Senate President Karen E. Spilka or members of their respective staffs communicating on behalf of them for the month of January
2. Governor Maura Healey's daily calendar for the month of January
3. Log of Governor Maura Healey's travel for the month of January
4. Log of all calls made or received on Governor Maura Healey's cell phone or direct office line for the month of January

In a Feb. 13 letter (see attached), the governor's public records officer responded, denying the release of items (1) and (4) because providing them "would interfere with the Governor's necessary, regular activities and responsibilities and, as a consequence, unreasonably hinder the Governor in effectively performing her duties."

The office released copies of the governor's daily calendar (see attached), arguing it also satisfied the request for a log of travel. In doing so, it redacted information from at least 48 entries, saying the redactions were "consistent with exemption (n) of the public records law." The governor's office said it evaluates requests based on the state's public records law, established exemptions, and "any unique obligations of the Governor's Office."

We reject this denial on two premises that we request you evaluate independently of each

other:

1. The refusal to release items (1) and (4) on the basis that “doing so would interfere with the Governor’s necessary, regular activities and responsibilities and, as a consequence, unreasonably hinder the Governor in effectively performing her duties.”

2. The citation of a public records exemption related to public safety was inappropriately applied. The exemption is typically applied to records such as blueprints, schematic drawings, or security measures that would jeopardize public safety or cyber security. We do not believe that calendars and call logs from the month prior to our request jeopardize public safety or cyber security. We argue that the governor’s decision to offer redactions based upon an established exemption in public records law also makes that decision subject to an appeal and thus within the Secretary of State’s office authority to review.

Thank you for your consideration. If you have any questions about this appeal, you are welcome to reach me at 219-689-4365.

Best,

Samantha Gross and Matt Stout

--

Samantha J. Gross
Political reporter
The Boston Globe
(617) 929-7220 (o)
(219) 689-4365 (m)
[@samanthajgross](mailto:samanthajgross)

From: [Hayes, Melissa \(SEC\)](#)
To: [SEC-DL-PREWEB](#)
Subject: FW: Boston Globe records request: January records
Date: Tuesday, February 21, 2023 4:04:32 PM

Melissa Hayes (She, Her, Hers)
Office of the Secretary of the Commonwealth
Public Records Division
One Ashburton Place, Room 1719
Boston, MA 02108
617-727-2832

From: Gross, Samantha <samantha.gross@globe.com>
Sent: Tuesday, February 21, 2023 3:36 PM
To: Hayes, Melissa (SEC) <Melissa.Hayes@sec.state.ma.us>
Subject: Fwd: Boston Globe records request: January records

----- Forwarded message -----

From: **Gross, Samantha** <samantha.gross@globe.com>
Date: Tue, Jan 31, 2023 at 1:35 PM
Subject: Boston Globe records request: January records
To: <GovOffice.RAO@state.ma.us>
Cc: Hand, Karissa (GOV) <karissa.hand@mass.gov>, <Jillian.E.Fennimore@mass.gov>, Stout, Matt <matt.stout@globe.com>

Records Access Officer
Executive Office of the Governor
24 Beacon Street, Room 271
Boston, MA 02133

To Whom It May Concern:

I request the following records:

- **All correspondences (including but not limited to written letters, memos, emails, email attachments, and complete email chains) between (a) Governor Maura Healey or staff communicating on behalf of her and (b) House Speaker Ronald J. Mariano or Senate President Karen E. Spilka or members of their respective staffs communicating on behalf of them for the month of January**
- **Governor Maura Healey's daily calendar for the month of January**
- **Log of Governor Maura Healey's travel for the month of January**
- **Log of all calls made or received on Governor Maura Healey's cell phone or direct**

office line for the month of January

If you have any questions about this request, you are welcome to reach me at 219-689-4365.

I also request that, if appropriate, fees be waived as we believe this request is in the public interest, as suggested but not stipulated by the recommendations of the Massachusetts Supervisor of Public Records.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filed electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 business days, as the statute requires.

Best,

Samantha

--

Samantha J. Gross
Political reporter
The Boston Globe
(617) 929-7220 (o)
(219) 689-4365 (m)
[@samanthajgross](mailto:samanthajgross)



OFFICE OF THE GOVERNOR
COMMONWEALTH OF MASSACHUSETTS
STATE HOUSE BOSTON, MA 02133
(617) 725-4000

MAURA T. HEALEY
GOVERNOR

KIMBERLEY DRISCOLL
LIEUTENANT GOVERNOR

February 13, 2023

Samantha Gross
samantha.gross@globe.com

Dear Ms. Gross:

I write in response to your records request to the Office of the Governor, dated January 31, 2023, seeking the following:

1. correspondence between (a) Governor Healey or staff communicating on her behalf; and (b) House Speaker Mariano or Senate President Spilka or members of their respective staffs communicating on their behalf for the month of January;
2. Governor Healey's daily calendar for the month of January;
3. a log of Governor Healey's travel for the month of January;
4. a log of all calls made or received on Governor Healey's cell phone or direct office line for the month of January.

By law, records held by the Office of the Governor are not subject to the Massachusetts public records law. *See Lambert v. Executive Director of the Judicial Nominating Council*, 425 Mass. 406, 409 (1997). Previous administrations have, as a voluntary practice, considered and responded to public records requests on a case-by-case basis. Governor Healey intends to follow the public records law and provide more transparency to the Governor's Office than ever before. Public records requests will be evaluated based on the public records law, established exemptions, and any unique obligations of the Governor's Office.

Attached is a copy of the Governor's calendar for January 5-31, 2023, which will show her travel during the month and which therefore is responsive to items (2) and (3) in your request. We have redacted certain details in a number of calendar entries consistent with exemption (n) of the public records law. After review, we are unable to provide records responsive to items (1) and (4) in your request as doing so would interfere with the Governor's necessary, regular activities and responsibilities and, as a consequence, unreasonably hinder the Governor in effectively performing her duties.

Sincerely,

/s/ Michael Kaneb
Records Access Officer

THURSDAY, JANUARY 5

10:45 – 11:00AM: Ancient and Honorable Artillery Inauguration
State House, Governor's Council Chambers

11:00 – 11:30AM: Governor's Council Meet and Greet
State House, Governor's Ceremonial Office

11:30AM – 1:30PM: Swearing in Ceremony
State House, House Chambers

2:45 – 3:30PM: Stage Walkthrough/Movements
TD Garden, Boston

3:30 - 4:30PM: Event Prep
TD Garden, Boston

4:30-8:00PM: Inaugural Event
TD Garden, Boston

FRIDAY, JANUARY 6

9:30-10:00AM: Cabinet Secretaries Swearing in
State House, Governor's Ceremonial Office

10:00-11:30AM: Cabinet meeting
State House, Governor's Council Chamber

12:00-12:30AM: Press avail re: Climate EO
State House, Governor's Suite

4:00-5:00PM: Boston Globe Interview
Governor's Home

[Note—Outlook Calendar not yet operational for this period.]

January 7, 2023

Saturday

January 2023

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February 2023

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SATURDAY		Notes
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January 8, 2023

Sunday

January 2023

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February 2023

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January 9, 2023

Monday

January 2023

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February 2023

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MONDAY		Notes
	9	
7 ^{AM}		
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10		
11		
	Meeting re: Triennial Pension Schedule [Redacted] Schedule, Governor (GOV)	
12 ^{PM}		
	Senior staff meeting; [Redacted] Schedule, Governor (GOV)	
1		
	Pre Legislative Leadership Meeting Prep ; [Redacted]	
2	Legislative Leadership Meeting Governor's Ceremonial Office Schedule, Governor (GOV)	
3	Legislative Leadership Press Avail; Gover Legislative Leadership Debrief ; Govern	
4		
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January 10, 2023

Tuesday

January 2023

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February 2023

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TUESDAY		Notes
	10	
7 ^{AM}		
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10		
11	<p>UMass Dartmouth Climate Visit UMass Dartmouth, Claire T. Carney Library, Grand Reading Room, 285 Old Westport Road, Schedule, Governor (GOV)</p>	
12 ^{PM}		
1		
2	<p>Scheduling Check in ; Schedule, Governor (GOV)</p>	
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January 11, 2023

Wednesday

January 2023

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February 2023

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WEDNESDAY		Notes
	11	
7 ^{AM}		
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11	MEMA Winter Storm & Emergency Preparedness Briefing and Tour MEMA, 400 Worcester Rd, Framingham, MA 01702 Schedule, Governor (GOV)	
12 ^{PM}	Stop by Framingham DPW ; Framingham DPW, 100 Western Ave, Framingham (big snow	
1		
2	Scheduling Frameworks Meeting Schedule, Governor (GOV)	
3		
4	Call w HHS Secretary ; Call in in description; Schedule, Governor (GOV)	
5		
6		

January 12, 2023

Thursday

January 2023

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February 2023

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THURSDAY		Notes
	12	
7 ^{AM}		
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9	<p>Java w Jimmy Link in description; Schedule, Governor (GOV)</p>	
10	<p>EXEC Check in; [REDACTED] GOV/LG Daily Check in ; [REDACTED]</p> <p>Tour of Governor's Office/Connect with Staff Governor's Office</p>	
11	<p>Schedule, Governor (GOV)</p>	
12 ^{PM}	<p>Pizza Lunch for Gov Office Staff; [REDACTED]; Thibodeau, Katharine (GOV)</p>	
1	<p>Video recording; Schedule, Governor (GOV)</p>	
2	<p>Interview with Governor Healey & LG Driscoll [REDACTED] Schedule, Governor (GOV)</p>	
3		
4	<p>DNS; [REDACTED]</p>	
5	<p>DNS [REDACTED]</p>	
6		
	8:00pm - 9:30pm DNS	

January 13, 2023

Friday

January 2023

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February 2023

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FRIDAY		Notes
	13	
7 ^{AM}		
8		
9	Interview with Governor Healey and LG Driscoll [REDACTED] Schedule, Governor (GOV)	
10	Cabinet Meeting [REDACTED] Schedule, Governor (GOV)	
11		
12 ^{PM}		
1	Embrace Unveiling Event Embrace Memorial, Boston Common, 139 Tremont Street, Boston MA Schedule, Governor (GOV)	
2		
3		
4	VIRTUAL Interview with Governor Healey and LG Driscoll Webex link in description Schedule, Governor (GOV)	
5		
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January 14, 2023

Saturday

January 2023

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February 2023

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SATURDAY		Notes
	14	
7 ^{AM}		
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9	<p>Project 351 Launch Day Faneuil Hall, Great Hall, 1 Faneuil Hall Sq, Boston, MA 02109 Schedule, Governor (GOV)</p>	
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January 15, 2023

Sunday

January 2023

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February 2023

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SUNDAY		Notes
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January 16, 2023

Monday

January 2023

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February 2023

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MONDAY		Notes
	16	
7 ^{AM}		
8	53rd Annual MLK Memorial Breakfast Boston Convention and Exhibition Center, 415 Summer Street, Boston, MA 02210, USA Schedule, Governor (GOV)	
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January 17, 2023

Tuesday

January 2023

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February 2023

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TUESDAY		Notes
	17	
7 ^{AM}		
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9		
10	Briefing re: Offshore Wind [Redacted] Schedule, Governor (GOV)	
11	Bond Bill Briefing [Redacted] Schedule, Governor (GOV)	
12 ^{PM}		
	Swearing in Ceremony for Secretary Hao and Secretary Jones; Governor's Ceremonial	
1		
	MW Congressman Auchincloss; [Redacted], State House MA; Schedule, (
2		
	Briefing re: DOC Governor's Office, [Redacted]; Schedule, Governor (GOV)	
3		
	MW Congresswoman Pressley; [Redacted], State House MA; Schedule, G	
4		
5		
	Check in ; [Redacted]; Schedule, Governor (GOV)	
6		
	DNS; [Redacted]	

January 18, 2023

Wednesday

January 2023

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February 2023

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WEDNESDAY		Notes
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7 ^{AM}		
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10	Swearing In Reps. Haddad and Uyterhoeven; Governor's Ceremonial Office; Schedule, G	
11	Secretary Galvin Swearing In; Governor's Ceremonial Office; Schedule, Governor (GOV)	
12 ^{PM}	Treasurer Goldberg Swearing in; State House, Senate Chambers; Schedule, Governor (G	
	AG Elect Campbell Swearing in; Boston Convention and Exhibition Center; 415 Summer S	
1		
2	CW Global Keolis CEO Bernard Tabary; LG's Office; Schedule, Governor (GOV)	
	Record Massport Greeting ; [REDACTED]; Schedule, Governor (GOV)	
3	Politico - Lisa Kashinsky; [REDACTED]; Schedule, Governor (GOV)	
	Record Harvard Athletics National Girls and Women in Sports Day Video; [REDACTED]	
4		
5	Auditor DiZoglio Swearing in	
	Methuen High School, 1 Ranger Rd, Methuen, MA 01844, USA	
6	Schedule, Governor (GOV)	

January 19, 2023

Thursday

January 2023

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February 2023

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THURSDAY		Notes
	19	
7 ^{AM}		
8	8:15 Daily Call [Redacted] Schedule, Governor (GOV)	
9	EXEC Check in; Call in number in description; Schedule, Governor (GOV)	
10	GOV/LG Daily Check in ; Call in number in description; Schedule, Governor (GOV)	
11	Greylock Works Visit Greylock Works, 508 State Rd, North Adams, MA 01247 Schedule, Governor (GOV)	
12 ^{PM}	Lunch with Mayor Macksey BreakRoom, 508 State Road, Suite 401, North Adams, MA; Schedule, Governor (GOV)	
1		
2	CW Congressman Neal ; [Redacted]	
3	Ludlow Mills Ludlow Mills, 100 State St, Ludlow, MA 01056 Schedule, Governor (GOV)	
4	NEPM Interview ; Ludlow Mills, 100 State St, Ludlow, MA 01056; Schedule, Governor (GOV)	
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January 20, 2023




Friday

January 2023

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February 2023

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FRIDAY		Notes
	20	
7 ^{AM}		
8	8:15 Daily Call  Schedule, Governor (GOV)	
9	MMA Annual Meeting Hynes Convention Center; 900 Boylston St, Boston, MA 02115, USA Schedule, Governor (GOV)	
10		
11	Swearing in for MassArt Dr. Mary Grant MassArt Design Center, 621 Huntington Ave, Boston, MA 02115 Schedule, Governor (GOV)	
12 ^{PM}		
1	Weekly Scheduling Meeting 	
2	Schedule, Governor (GOV)	
3	EXEC Check in  Schedule, Governor (GOV)	
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January 21, 2023

Saturday

January 2023

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February 2023

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SATURDAY		Notes
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	7:00pm - 9:00pm DNS [REDACTED]	

January 22, 2023

Sunday

January 2023

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February 2023

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SUNDAY		Notes
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7 ^{AM}		
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12 ^{PM}		
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5	MEMA Breifing Schedule, Governor (GOV)	
6	DNS; [REDACTED]	

January 23, 2023

Monday

January 2023

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February 2023

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MONDAY		Notes
	23	
7 ^{AM}		
8	8:15 Daily Call [Redacted] Schedule, Governor (GOV)	
9		
10		
11	Boards and Commissions meeting [Redacted] Schedule, Governor (GOV)	
12 ^{PM}	Governor/Lieutenant Governor 1:1; Gr [Redacted] <input checked="" type="checkbox"/> GOV/LG Daily Check in ; Govenor's Wc [Redacted] <input checked="" type="checkbox"/>	
1	Check in [Redacted] ; Schedule, Governor (GOV)	
2	Meeting with Jim Rooney [Redacted] Schedule, Governor (GOV)	
3		
4		
5	MW Lt. General Morris ; [Redacted] Schedule	
6		

January 24, 2023

Tuesday

January 2023

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29	30	31				

February 2023

Su	Mo	Tu	We	Th	Fr	Sa
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26	27	28				

TUESDAY		Notes
	24	
7 ^{AM}		
8	8:15 Daily Call [REDACTED] Schedule, Governor (GOV)	
9	EXEC Check in; Call in in description; Schedule, Governor (GOV)	
10	Visit to Analog Devices Analog Devices, 1 Analog Way, Wilmington, MA 01887 Schedule, Governor (GOV)	
11		
12 ^{PM}	Visit to 88 Acres 196 Quincy St. #5, Dorchester, MA 02121 Schedule, Governor (GOV)	
1		
2		
3	Call Skip Kodak, Regional President of Lego ; [REDACTED]	
4		
5		
6		

January 25, 2023

Wednesday

January 2023

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February 2023

Su	Mo	Tu	We	Th	Fr	Sa
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WEDNESDAY		Notes
	25	
7 ^{AM}		
8		
9		
10	MassBio Annual Policy Leadership Breakfast & Post-Event 1:1 Meeting with CEO Ken Omni Parker House (60 School St, Boston, MA 02108, United States) Schedule, Governor (GOV)	
11	Governor's Council Touch Base ; [REDACTED] ; Schedule, Governor (GOV)	
12 ^{PM}	Governor's Council Governor's Council Chambers Schedule, Governor (GOV)	
1	CW Mike Kaneb; [REDACTED] Schedule, Governor (GOV)	
2	Scheduling w Gov and LG [REDACTED] Schedule, Governor (GOV)	
3	Mothers Out Front Climate Letter Delivery; Governor's Office Reception; Schedule, Gov CW Ellie, Kate, Gabe re: ops team ; [REDACTED] ; Schedule, Governor (GOV)	
4		
5	CW Secretary Clinton ; She will call YOU	
6	2023 Boston State of the City Address; MGM Music Hall at Fenway, 2 Lansdowne Street, Boston, MA 02215; Sch	

January 26, 2023

Thursday

January 2023

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February 2023

Su	Mo	Tu	We	Th	Fr	Sa
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THURSDAY		Notes
	26	
7 ^{AM}		
8	AIM Executive Forum Keynote Business Address Boston Marriott Newton Hotel – 2345 Commonwealth Ave., Newton, MA Schedule, Governor (GOV)	
9		
10		
11	Coffee w Boston Globe Ed Page Editor [Redacted] Schedule, Governor (GOV)	
12 ^{PM}		
1	Briefing re: DEP Issue; Teams link in description; Schedule, Governor (GOV)	
2	Budget Briefing [Redacted] /Virtual option in description Schedule, Governor (GOV)	
3	MW Susan Greendyke & tour of archives [Redacted]; Schedule, Governor (GOV)	
4	CW Kate and Gabe [Redacted] Schedule, Governor (GOV)	
5		
6		

January 27, 2023

Friday

January 2023

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February 2023

Su	Mo	Tu	We	Th	Fr	Sa
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FRIDAY		Notes
	27	
7 ^{AM}		
8	8:15 Daily Call ; [REDACTED] US; Schedule, Governor (GOV) 0	
	MHA Annual Meeting Westin Copley Place Hotel in the Essex Ballroom on the 3rd floor; Schedule, Governor (GOV)	
9		
10	Cabinet Meeting [REDACTED] Schedule, Governor (GOV)	
11		0
12 ^{PM}	Greater Boston Chamber Pinnacle Awards Omni Boston Hotel at the Seaport, 450 Summer Street , Boston , MA , 02210; Schedule, Go	
1		
2		
	Scheduling w Gov and LG; [REDACTED] Schedule, Governor (GOV) 0	
3	CW Kate, Gabe, Jill, KT; [REDACTED] Schedule, Governor (GOV)	
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January 28, 2023


Saturday

January 2023

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22	23	24	25	26	27	28
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February 2023

Su	Mo	Tu	We	Th	Fr	Sa
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19	20	21	22	23	24	25
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SATURDAY		Notes
	28	
7 ^{AM}		
8		
9		
10	SP Thomas Birmingham Funeral St. Francis de Sales Church, 313 Bunker Hill St. Charlestown	
11		
12 ^{PM}		
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