

# **EXHIBIT 13**

February 11, 2010

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**PRIVILEGED AND CONFIDENTIAL  
PURSUANT TO EXECUTIVE LAW §94(12)(a)  
AND PUBLIC OFFICERS LAW §74**

Bridget Holohan  
Associate Counsel  
Commission on Public Integrity  
540 Broadway  
Albany, NY 12207

Re: Document request

Dear Bridget:

In response to your request for records concerning the hiring and employment of Susan Bruno at the Research Foundation, I provide the following on behalf of Research Foundation President John O'Connor.

Initially, for the record, we do not by this or prior correspondence waive our assertion that the Commission on Public Integrity does not have jurisdiction over the matter as identified in two previous "15 day letters" sent from the Commission pursuant to Executive Law §94(12)(a). Specifically, we reiterate our position that the hiring and employment of Susan Bruno is outside the purview of the Public Officers Law. Our reasoning is set forth in two letters to the Commission dated April 10, 2009 and January 29, 2010.

As it relates to your request for records, as part of the investigation in United States v. Joseph M. Bruno federal authorities made certain requests of the Research Foundation for items related to Susan Bruno. On November 21, 2008 materials that may be responsive to your request were provided to the Federal Bureau of Investigation ("FBI"). Ms. Bruno's work computer from the Research Foundation was also provided and the Research Foundation did not maintain duplicate copies of the material provided.

After I received your request, I made an inquiry to federal authorities concerning the possible return of these materials to the Research Foundation. Since the case is still active and subject to future sentencing proceedings, post-trial motions and appeal, the federal government will be keeping the material. I have asked federal authorities to contact me at the conclusion of the case so that I may discuss the return of the Research Foundation's property. Once there is a change of status, I will advise you and discuss the issue with you in greater detail.

Very truly yours,



Karl J. Sleight

KJS:kmd