

From: Frazier, Kenneth C. <ken_frazier@merck.com>
Sent: Monday, August 13, 2012 6:35 PM
To: Tomalis, Ronald
Subject: Re:

Ron,

Thanks, Ron. I hadn't seen this development. Not surprised given the individual stakes.

Sent from my iPad

On Aug 13, 2012, at 7:32 PM, "Tomalis, Ronald" <rtomalis@pa.gov> wrote:

kEN â FYI

rON

Posted: Mon, Aug. 13, 2012, 5:23 PM

Schultz given access to Freeh report documents

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Former Pennsylvania State University vice president Gary Schultz will have access to the supporting documents behind a scathing report that assessed the college's handling of the Jerry Sandusky child sex abuse scandal, Dauphin County Court ordered Monday.

Judge Todd Hoover issued a subpoena to the law firm of former FBI Director Louis Freeh for interview notes, e-mails, and recordings used in drafting the report - all documents that Schultz's lawyer says he needs to adequately prepare his client's defense against charges of perjury and failure to report.

Freeh issued his report last month, seven months after it was commissioned by the university's board of trustees. In it, he alleged that top Penn State administrators including Schultz had conspired to keep quiet allegations lodged against Sandusky in 2001 for fear of bad publicity. Schultz is accused of failing to report his knowledge of a 2001 sexual assault involving the former assistant football coach and then lying about it to a grand jury last year.

Also Monday, lawyers for Sandusky made a second bid to block a judicial order requiring them to name everyone with whom they had shared pretrial discovery material. Attorney Karl Rominger argued that complying with the order would violate attorney-client privilege and force him to show his strategy for his client's appeals. Sandusky awaits sentencing on 45 counts of child sex abuse. - Jeremy Roebuck

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