

WHEREAS the parties have considered all relevant facts and circumstances, including steps taken and plans developed by GWH since it commenced this action, and the measures set forth in this Final Order have been determined to address the issues raised by the GWH's application satisfactorily even though they may differ in some respects from the relief specifically requested in the application.

WHEREAS GWH and the Attorney General have agreed to the entry of this Final Order for purposes of resolving all outstanding issues regarding GWH's use of its endowment funds, and without this Final Order constituting any admission of liability or wrongdoing by GWH or any other party;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

1. The Foundation shall be a 501(c)(3) public benefit corporation created for the purpose of supporting Good Will Home Association and one or more other 501(c)(3) organizations that are closely related to Good Will Home Association in purpose or function.
2. GWH shall transfer the Transferred Property out of the endowment funds and replace it with a note evidencing GWH's obligation to pay the endowment funds \$2.24 million (the "Note"). The Note shall then be subject to the donor restrictions imposed on the endowment funds, and the Transferred Property shall be unrestricted. The debt evidenced by the Note shall not bear interest and shall be payable on the schedule attached hereto as Exhibit A, which is incorporated herein by reference. The schedule and amounts specified in Exhibit A may be modified by agreement of the parties to this action without further order of this Court. If the parties are unable to agree to such a modification, either party may petition the Court to amend the schedule and amounts specified in Exhibit A. The transfer of Transferred Property out of the endowment funds shall be effected by Board resolution and notation on the corporation's financial records, and the transfer and its effect may be declared and recorded through one or more appropriate release(s) of the Declaration of Donor Restrictions recorded in the Somerset County and Kennebec County Registries of Deeds pursuant to the Consent Order. GWH shall provide a copy of any such releases to the Attorney General upon recordation.
3. Pursuant to 13 M.R.S.A. § 5106(2)-(3) and the doctrines of cy pres and equitable deviation, GWH's endowment funds shall be transferred to the Foundation as follows: As soon as reasonably practicable following the Foundation's receipt of a determination letter from the Internal Revenue Service recognizing the Foundation as a 501(c)(3) public charity, GWH shall transfer to the Foundation the securities then held by the endowment funds, including the Note. Except as provided herein, donor-imposed restrictions on the endowment funds shall remain unaffected by the transfer.
4. GWH may in its sole discretion transfer any or all other property it owns to the Foundation, in complete or partial satisfaction of GWH's obligation under the Note or otherwise.
5. The restrictions on the use of the endowment funds listed on Exhibit B have become impracticable, impossible to achieve or wasteful. Such restrictions are modified to permit the funds to be used for the purposes stated on Exhibit B.

6. All endowment funds designated for scholarships may be expended, to the extent appropriated consistent with 13 M.R.S.A. § 5104, to cover the costs of providing services in furtherance of the purposes set forth in paragraph 1, whether provided with respect to services offered by GWH or other institutions, and whether provided as a credit toward specific individuals' costs (such as tuition, fees, living expenses, or other related costs) or provided directly to the institution providing such services to defray its costs associated with such services.

7. Nothing in this Final Order precludes GWH from seeking further relief from any existing restrictions from donors.

8. The parties hereby consent and agree that, upon execution by the parties, this order may become a final Order entered by this Court.

9. This Order shall be effective immediately upon entry.

10. The parties waive any right they may have to appeal from this order.

11. This entry may be incorporated by reference on the docket sheet.

SO ORDERED.

Dated: _____

Justice, Superior Court

WE CONSENT:

JANET T. MILLS ATTORNEY GENERAL

Dated: _____

Linda J. Conti, Me.Bar No. 3638
Assistant Attorney General
State House Station 6
Augusta, Maine 04333
(207) 626 8591

GOOD WILL HOME ASSOCIATION

Dated: _____

Charles F. Dingman

Its Attorney

EXHIBIT B

FINAL ORDER, GOOD WILL HOME ASSOCIATION - Endowment Funds having "impracticable, impossible to achieve or wasteful" purposes, with proposed revisions

Date of Gift	Description	Current Purpose Designation	New Purpose Designation	Historic Dollar Value
1942-1944	Jennie C. Keyes	Maintenance and Upkeep of Martin L. Keyes Cottage	For any facility used in furtherance of GWH's mission	112,070
1930	Pike Cottage Maintenance Fund	Maintenance and Repair of Pike Cottage	For any facility used in furtherance of GWH's mission	70,206
4/20/1956	George G. Averill Fund	Upkeep of the Leah S. Averill Cottage for Girls	For any facility used in furtherance of GWH's mission	50,000
1917-1919	Redington-Gilman Memorial Fund	Gilman Memorial Cottage for Girls	For any facility used in furtherance of GWH's mission	48,000
7/15/1936	Averill Fund	Maintenance and Upkeep of High School Building	For any facility used in furtherance of GWH's mission	31,497
1/23/1929	Grange Cottage Fund	Maintenance and running expenses of Grange Cottage	For any facility used in furtherance of GWH's mission	1,050
1/18/1915	Elizabeth Wilcox Smith Fund	Upkeep, Care, and Improvement of the E. W. Smith Cottage	For any facility used in furtherance of GWH's mission	2,500
5/31/1929	Martin L. Keyes Memorial Fund	Maintenance of Martin L. Keyes Cottage	For any facility used in furtherance of GWH's mission	10,000
1938	Harriet B. Broadway Memorial Medical Fund	Medical Room in Prescott	For any facility used in furtherance of GWH's mission	13,777
1975-1976	Edith M. Tobey Memorial Music Fund	Interest to be used in the Music Department only	For music or vocational education	66,736
12/8/1949	Alice Mills Merrill Fund	Equipping and maintaining Weaving Room, \$100 to Principal	For art or vocational education	59,651
1937-1938	Ryerson Fund	Upkeep of the Emily Ryerson Memorial Hall (Library)	For literary or vocational education	8,025
1985	Old South Congregational Church	Ministry Awards	Combine with other award funds; for awards as determined by the Board	50
2/9/1918	John Albert Chessman Fund	Prize to Encourage the study of History or General Expenses	Combine with other award funds; for awards as determined by the Board	108
12/21/1918	Donald Berry Loyalty Prize Fund	Prizes	Combine with other award funds; for awards as determined by the Board	200
1/23/1919	Sam Bush-Prize in English Fund	Prizes	Combine with other award funds; for awards as determined by the Board	200
9/30/1924	Raymond Prizes	Prizes	Combine with other award funds; for awards as determined by the Board	202
1945	Harriet Palmer Hinkley English Prize Fund	Divided Equally between Boy and Girl or Excellence in Jr. English	Combine with other award funds; for awards as determined by the Board	250
6/30/1958	Henry L. Farr-Marstons Fund	Awarded Annually to member of Sophmore Class	Combine with other award funds; for awards as determined by the Board	400
1944-1945	Drew American History Prize Fund	United States History Prize	Combine with other award funds; for awards as determined by the Board	500
7/22/1948	William Buck Fund	Award for Excellence in Scholarship and Earnestness in Endeavor	Combine with other award funds; for awards as determined by the Board	899
11/24/1947	Keyes Boyes Christmas Fund	Equally divided among boys of Keyes Cottage at Christmas	Combine with other award funds; for awards as determined by the Board	1,000
1949-1950	Georgia Fairfield Merrow Memorial Fund	Award to Girl showing Greatest proficiency in any domestic art	Combine with other award funds; for awards as determined by the Board	1,000
8/31/2002	Tobey Music	Award	Combine with other award funds; for awards as determined by the Board	25

Conti, Linda

From: Mediation, Consumer
Sent: Monday, November 15, 2010 11:49 AM
To: Conti, Linda
Subject: FW: General Complaint or Question Form

Conti, Linda

From: Mediation, Consumer
Sent: Wednesday, November 03, 2010 10:20 AM
To: Conti, Linda
Subject: FW: social security # made public

Who should answer this?

Nina

From: Kathy Ward [<mailto:mdwklw@localnet.com>]
Sent: Wed 11/3/2010 8:46 AM
To: Mediation, Consumer
Subject: social security # made public

I'm not sure who to contact but I'm very upset and I hope you can tell me what to do. Yesterday morning I reported a house fire to Sanford dispatch. (The fire was in Limerick) They asked questions that I thought were strange but I answered them anyway so they would tone out the fire dept. When they asked my date of birth, I found that really strange. Last night I found out that when dispatch faxed the fire dept with info on the call they not only sent them my name but they also sent my social security #. This was on a fax machine in plain sight of at least 30 firefighters. How can I keep from having my identity stole when dispatch supplies my social security # to that many people? How can I stop them from doing this to anyone else? This may not be illeagle but I think it should be.
I can be reached at this email address or at 650-9055. Please tell me what to do. Thank you!
Kathy L Ward

Conti, Linda

From: Smith, Laura Y
Sent: Thursday, November 04, 2010 9:23 AM
To: Conti, Linda
Cc: MacMaster, Brian
Subject: RE: social security # made public

Brian's right—I'm not aware of any law enforcement reason for requesting the ssn of someone who calls 911.

I'm not familiar with the data practices law—what does that provide (re ssn)?

Laura Yustak Smith, AAG

Confidentiality Notice: This e-mail message, including any attachments, is for the sole use of the intended recipient(s). It may contain confidential and privileged information. Any unauthorized review, copy, use, disclosure, or distribution is prohibited. If you are not the intended recipient, please contact me by reply e-mail and destroy all copies of this message.

From: Conti, Linda
Sent: Wednesday, November 03, 2010 10:41 AM
To: Smith, Laura Y
Subject: FW: social security # made public

Hi Laura. Can you read this email chain and let me know if you have any thoughts . Thanks Linda

From: MacMaster, Brian
Sent: Wednesday, November 03, 2010 10:36 AM
To: Conti, Linda
Cc: Pistner, Linda; 'Donnie Smith (sheriff@wcsheriffsoffice.com)'
Subject: RE: social security # made public

I can think of no legitimate law enforcement reason. You may want to check with Laura Smith, who has had experience with this sort of thing.

From: Conti, Linda
Sent: Wednesday, November 03, 2010 10:24 AM
To: Mediation, Consumer
Cc: Pistner, Linda; MacMaster, Brian
Subject: RE: social security # made public

Can either of you answer this concern? I think that dispatch may have violated our data practices law. The law applies to governmental entities as well as to private businesses. Should I write to dispatch and tell them not to do this or is there some law enforcement reason why they have to?

From: Mediation, Consumer
Sent: Wednesday, November 03, 2010 10:20 AM
To: Conti, Linda
Subject: FW: social security # made public

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Nina

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I can be reached at this email address or at 650-9055. Please tell me what to do. Thank you!

Kathy L Ward