

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MAINE

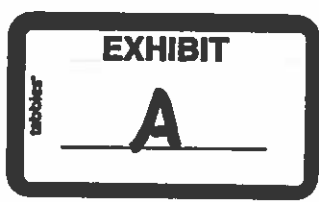
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)
 COURTHOUSE NEWS SERVICE,)
)
 MTM ACQUISITION, INC. d/b/a)
)
Portland Press Herald, Maine Sunday)
Telegram, Kennebec Journal, and)
Morning Sentinel,)
)
 and SJ ACQUISITION, INC. d/b/a)
)
Sun Journal and BANGOR PUBLISHING)
 COMPANY, INC. d/b/a)
)
Bangor Daily News,)
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)
 Plaintiffs,)
)
)
 v.)
)
 JAMES T. GLESSNER, in his Official)
 Capacity as State Court Administrator)
 for the State of Maine Judicial Branch, and)
 PETER SCHLECK, in his Official)
 Capacity as Clerk of the)
 Penobscot County Superior Court,)
)
)
 Defendants.)

Civil No. 1:21-cv-00040-NT

AFFIDAVIT OF DAN MACLEOD

I, Dan MacLeod, declare and state as follows:

1. I am the managing editor of the *Bangor Daily News* (“BDN”), a news organization that covers Bangor, Penobscot County and the state of Maine. The BDN publishes a daily print newspaper as well as online news.
2. BDN is owned and operated by Bangor Publishing Company, a Maine corporation with a principal place of business in Bangor, Maine.
3. As managing editor, I oversee a newsroom of seven editors and more than 20 reporters who cover the news from Madawaska to Portland. I am responsible for the quality and



timeliness of our rolling coverage throughout the day, and for directing major reporting projects on Maine government and the courts.

4. The BDN has tens of thousands of readers around the state, many of whom live in or near Bangor, and rely on our coverage of local and statewide matters in print and on bangordailynews.com.

5. Our civic mission as the paper of record for the communities the BDN serves dictates that we monitor and probe how our government operates. That's why, for example, the BDN publishes multi-part investigations on law enforcement misconduct, and why we have an office in the State House to report in real time on the Legislature and governor.

6. An important part of BDN's news coverage is monitoring the courts in Maine and publishing related news in a timely manner. We have reporters in seven counties and use timely information from courts in each to inform, engage and empower our communities.

7. While many civil lawsuits are not necessarily consequential enough to write about -- such as those concerning personal injuries and car crashes -- the stories that come out of the courts in Maine can often be of major importance to the general public. In recent years, lawsuits concerning Medicaid expansion, Central Maine Power Co.'s New England Clean Energy Connect project and a host of other public policy topics have gone through the Maine civil courts. These are matters of high concern to the general public, as they concern their health coverage, and the environmental and economic stakes of a major power development project. The public deserves prompt information in those and other situations.

8. The filing of lawsuits and related documents in the Maine courts sheds important light on public matters that would otherwise not be seen. It could also be possible that a civil lawsuit might never become public knowledge, if the parties reach an out-of-court settlement in

the period between the filing of the complaint and service of process on a defendant contemplated in the new electronic court filing rules. In such an instance, the public would never have known that these were disputed matters that were filed in the Maine courts.

9. Over the past few years the BDN has reported on a state senator accused of raiding his family businesses for his own benefit, a law enforcement officer who was sued for his role in a shooting, a doctor who cut off the wrong toe in a surgery, and a power struggle at the largest company in Piscataquis County, which produces crucial swabs needed nationally to test for COVID-19. All of those stories were produced with documents filed in Maine Superior Courts, and all were important to the communities the BDN serves.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: February 19, 2021

/s/ Dan MacLeod

Dan MacLeod