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**OFFICE OF THE ATTORNEY GENERAL**  
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS  
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SAIPAN, CM 96950  
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REXFORD C. KOSACK  
ATTORNEY GENERAL

December 2, 1985

Ramon G. Villagomez, Esq. *RV*  
Attorney at Law  
Saipan, CM 96950

Re: Constitutional Amendment No. 44

Dear Ramon:

I have received notice that Larry Hillblom has filed a lawsuit in federal district court (CV 85-0021) against myself, the Governor, Juan Diaz and the CNMI Government to declare proposed constitutional amendment No. 44 in violation of the privileges and immunities clause, equal protection clause and his right to vote guaranteed by the United States Constitution. I know that there are other parties also waiting to sue on this issue.

I have conferred with my staff and have decided to declare a conflict of interest which prevents my defense of this action. This is for several reasons, any of which would suffice alone. First, I am a member of the affected class (ie. United States citizen) and therefore hold an interest contrary to my client. Second, I am on record at the Constitutional Convention advising the delegates that I believed this proposed amendment to be unconstitutional. It would hardly be ethical for me to advocate the contrary proposition in this suit.

As a proponent of this amendment and an attorney, I would hope you would undertake its defense in court. I propose to appoint you as a Special Assistant Attorney General if you would accept. Please let me know as soon as possible.

I appreciate your consideration of our request for assistance.

Very truly yours,

*Rexford C. Kosack*  
REXFORD C. KOSACK  
Attorney General

✓ cc: Governor

*File in [unclear] [unclear] [unclear]*  
*B. [unclear]*  
*[unclear]*