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December 17, 2014

Ms. Jennifer L. Vanairsdale, Supervisory Investigator Atlanta District Office U.S. Equal Employment Opportunity Commission 100 Alabama Street, S.W., Suite 4R30 Atlanta, GA 30303 jennifer.vanairsdale@eeoc.gov

Re: Dr. Eric Walsh, M.D., DPH, v. Georgia Department of Public Health EEOC Charge No. 410-2014-05843

Ms. Vanairsdale:

We write in response to the Georgia Department of Public Health's (DPH) letter dated November 17, 2014. In its letter, DPH attempts to shift the blame for its actions, further sullies Dr. Walsh's reputation, and invents a narrative to mask its illegal termination of Dr. Walsh. DPH would have the EEOC believe that it spent hours combing through Dr. Walsh's sermons and then, the day after reviewing those sermons, terminated Dr. Walsh solely because of an obscure form he submitted to his former employer.

DPH incredibly claims that its decision-makers, despite reviewing all the media related to Dr. Walsh, "did not know" whether Dr. Walsh's sermons were the reason for his suspension in California. As the factual record reveals, DPH sought information from the City of Pasadena¹—information designed solely to create cover for its unlawful discriminatory action in firing Dr. Walsh because of his religious beliefs.

¹ DPH's reason for inquiring is also dubious: DPH neglects to mention what it learned while searching news about the situation: as was widely reported, an investigation into Dr. Walsh was initiated because of his religious beliefs—and it focused on his religious beliefs. *See, e.g.*, Lauren Gold, "Pasadena Investigation of Eric Walsh to Focus on Job Performance," May 5, 2014, available at <u>http://www.pasadenastarnews.com/social-affairs/20140504/pasadena-investigation-of-eric-walsh-to-focus-on-job-performance</u>. (reporting that the investigation would focus "on whether his religious views" impacted his job performance and quoting the City Manager to that effect as well as other influential sources who believed Dr. Walsh's religious beliefs should impact his employment). The local newspaper even ran a story titled "Dr. Eric



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Dr. Walsh's sermons were DPH's primary concern.

Numerous internal email conversations between DPH officials make it clear that it was Dr. Walsh's sermons that concerned DPH, not his outside employment. In fact, DPH decision-makers engaged in multiple, and lengthy, email conversations regarding Dr. Walsh's sermons, but hardly *any* concerning the reason DPH now offers for his termination. The evidence is overwhelming.

Shortly after Dr. Walsh's interview on May 5, 2014, at DPH headquarters, James Howgate, DPH's Chief of Staff, asked Dr. Walsh to send him links to several of his sermons. On May 9, 2014, Dr. Walsh sent them to the personal email address² of Mr. Howgate. *See* Exhibit 1.

Also, the day before Dr. Walsh was terminated, the Director of Human Resources at DPH, Lee Rudd, directed the DPH officials to intentionally review Dr. Walsh's sermons:

OK...I have an assignment for several of us. *We have to listen to his sermons on You Tube [sic] tonight.* If we take a couple of hours each, then we should cover our bases. I will enlist Dwana [Prince] to help us. Kate [Pfirman, Chief Financial Officer for the DPH] is going to listen to them as well.

See Exhibit 2 [emphasis added].

Walsh's beliefs disqualify him from being head of Public Health Department." *See* Frank C. Girardot, April 30, 2014, available at http://www.pasadenastarnews.com/general-news/20140430/dr-eric-walshs-beliefs-disqualify-him-from-being-head-of-public-health-department. The City Manager of Pasadena explicitly stated that the City of Pasadena would focus its review on Dr. Walsh's sermons. The evidence, including internal emails reveal, DPH took the exact same approach.

² It bears noting that DPH failed to disclose this email communication in a recent public records request, even though its letter references the fact that Mr. Howgate, "even asked Dr. Walsh to send links to the more *problematic* sermons." (emphasis added) DPH let., p. 5. That Mr. Howgate *asked* for copies of Dr. Walsh's sermons may, in and of itself, constitute a violation of Title VII. But, it seems that DPH's failure to disclose Mr. Howgate's conversations with Dr. Walsh over his personal email account, may be an attempt to evade future scrutiny under Georgia's public records laws. If subordinate staff to Mr. Howgate followed his example, it is entirely possible that more evidence that we are yet to be made aware of exists indicating the extent to which DPH staff reviewed Dr. Walsh's sermons in violation of Title VII.



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Mr. Rudd informs his colleagues and subordinates that listening to Dr. Walsh's sermons is a *mandatory* "assignment." Such an assignment is so massive an undertaking that it would require the assistance of others and, even then, would take "a couple of hours each" to get through them. *Id.* Mr. Rudd even assigned specific YouTube links (ten in total – more than ten hours of preaching!) to various sermons preached by Dr. Walsh to specific DPH employees just to be sure the job was done exhaustively. *Id.*

DPH, through its Director of Human Resources, charged its employees to "listen vary [sic] carefully and make notes" to ensure accuracy and thoroughness. *Id.* As Mr. Rudd himself said, "Don't want his stuff taken out of context but want to be clear." *Id.*

The correspondence also reveals the source of this "investigation": an earful Dr. Patrick O'Neal, the Director of Health Protection for DPH, and others were receiving from community stakeholders and communicating throughout the senior staff at DPH – because those stakeholders took issue with Dr. Walsh's religious beliefs.

Earlier in the afternoon of May 14, 2014, and before Lee Rudd distributed his sermon-listening assignments, Dr. O'Neal received an email from Jacqueline Muther, a member of Georgia's Medical Monitoring Project Community Advisory Board³ and the HIV Policy and Contracts Manager and Ryan White Part D Project Director for Grady Health System Ponce de Leon Center. Ms. Muther's email shared a link to a media report that quoted heavily from Dr. Walsh's sermons with the following commentary: "Pat: Do you know anything about this? *Surely we can't bring this guy to Georgia public health!*" *See* Exhibit 3 [emphasis added].

Later that evening, Melanie Thompson, the Special Advisor to the Commissioner of DPH for HIV, STDs, Viral Hepatitis, and Tuberculosis, shared the same link as Ms. Muther with Dr. O'Neal with the simple commentary, "*Uh oh!* Is this for real? The community's abuzz already!" *Id.* [emphasis added].

Apparently, these key stakeholders, and others, for DPH recoiled at the thought of hiring a religious man like Dr. Walsh. Such sentiments are confirmed in an email from Bob Shaw, a Human Resources Administrator for the DPH, to Lee Rudd two days later, on May 16, 2014. Evidently, Mr. Shaw had received an angry phone call from "someone that was very upset about our hiring of Dr. Eric Walsh for the DHD [District Health Director] position." *See* Exhibit 4. The constituent had specifically cited the YouTube

³ Georgia's Medical Monitoring Project is a program of the United States Center for Disease Control, administered by DPH, and overseen by a Community Advisory Board of various public health officials from the State of Georgia.



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videos of "Dr. Walsh preaching (he is a minister)" – the same sermons Mr. Rudd had watched two nights previous. *Id.* Mr. Rudd informed Mr. Shaw that no action was necessary in response to the "co-chair of the county Democratic Party and a gay activist" who threatened to "arrange protests if [DPH hires] Dr. Walsh," because that situation had, "been handled." *Id.*

Notwithstanding the invented narrative found in DPH's letter, Dr. Walsh had his employment revoked because of the sermons he preached. That alone is an illegal employment practice. *See* 41 U.S.C.S. § 2000e-2(a)(1) ("It shall be an unlawful employment practice for an employer – (1) to fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's . . . religion . . .").

At the very least, the inescapable conclusion is that DPH senior officials considered Dr. Walsh's religion and expressions of that religion in making its employment decisions. That is, likewise, an illegal practice by a prospective employer. *See* 41 U.S.C.S. § 2000e-2(a)(2) ("It shall be an unlawful employment practice for an employer – (2) to limit, segregate, or classify his employees or applicants for employment in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's . . . religion . . .").

Even if DPH argues – and it cannot based on the factual record – that there were legitimate motivations known at the time Dr. Walsh was hired that would permit DPH to terminate him, the additional scrutiny of Dr. Walsh's sermons by multiple members of DPH *as a part of the hiring process* is in direct contravention of Title VII. *See* 41 U.S.C.S. § 2000e-2(m) (". . . an unlawful employment practice is established when the complaining party demonstrates that . . . religion . . . was a motivating factor for any employment practice, even though other factors also motivated the practice.").

Dr. Walsh's "outside employment" concern attempts to distract the Commission.

In response to Dr. Walsh's charge of discrimination, DPH now invents a new narrative, attempting to direct attention away from the illegitimate motivations that led to his unlawful firing. If Dr. Walsh's outside employment was a significant issue for the county boards of health, it was never mentioned and no one bothered to ask Dr. Walsh



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whether he had engaged, or would engage in the future, in any outside employment, or whether his prior employer was aware of his outside activities.

If the previous DHD had caused such consternation – causing an official, internal investigation by DPH's inspector general – with his outside employment, perhaps *at least one* interviewer would have thought to query Dr. Walsh on that point. In almost one hundred pages of interview evaluations and notes, there is *no evidence* that anyone even asked. *See* Exhibit 5. Moreover, upon learning about Dr. Walsh's situation, DPH either did not ask the City of Pasadena whether they knew about (or had authorized) his outside employment or felt the answer they received from Dr. Walsh's former employer insufficiently condemning to mention in their letter. What is more, DPH terminated Dr. Walsh without ever asking him about it.

This newly purported "outside employment" concern is nothing more than pretext for the illegal employment practices of multiple senior officials at the DPH. The factual record reveals that no one at DPH asked because it was not a major concern at the time Dr. Walsh was hired. No one at DPH asked him later, either, even after his supposed failure to report outside employment – rather than statements from key stakeholders for DPH about Dr. Walsh's religious beliefs – allegedly became a concern to DPH.

DPH's primary concern, at least originally, was hiring the right person. Dr. Walsh *was* the right person. He was overwhelmingly impressive to those who interviewed him at the DPH – at least until Lee Rudd assigned senior staff to spend overtime hours reviewing his sermons. Dr. Jack Kennedy – the chief interviewer of Dr. Walsh – recommended directly to Commissioner Fitzgerald that Dr. Walsh be hired: "I feel quite certain that we will not be seeing a more qualified candidate for DHD any time in the near future." *See* Exhibit 6. So convinced was Dr. Kennedy that Dr. Walsh was the right man for the job that he recommended to the Commissioner, "that we be willing to give a [sic] least a little flexibility in his salary." *Id.*

So glowing was his review of Dr. Walsh, it appears Dr. Kennedy felt the need to qualify his recommendation:

Thanks for supporting our effort to get [public health district] 1-2 the outstanding DHD that our staff and communities deserve and that DPH would greatly benefit from. I am hoping and praying that he stays in the process and will accept an offer if you like him . . . *This is not lobbying*, it's just education" *Id.* [emphasis added]



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Commissioner Fitzgerald replied, "WONDERFUL." Id.

This is the same Dr. Kennedy who, now according to DPH, became entirely disenchanted with Dr. Walsh when James Howgate asked county representatives whether they should terminate Dr. Walsh's employment on a hastily assembled conference call on May 15, 2014 – the day *immediately after* Lee Rudd, Kate Pfirman, Justin Wade, and Dwana Price had spent several hours each the night before illegally reviewing and evaluating Dr. Walsh's sermons.

The evidence leads to only one conclusion: DPH, under pressure from activists and community stakeholders, went looking for an excuse by which they might convince the county boards of health to provide cover for their termination of Dr. Walsh.

The last-minute Form 700 distraction is pretext for discrimination.

DPH now seeks legal cover in the supposedly incomplete Form 700. As evidenced by DPH's own documents, that form does not excuse DPH's termination of Dr. Walsh based on his religion and the expression of his religion. Put simply, Dr. Walsh fully informed his former employer of his activities, going above and beyond any alleged obligations regarding forms, and it is unclear whether Dr. Walsh needed to complete the form at all. Nevertheless, Dr. Walsh completed the forms, corrected the forms, and informed his employer.

The factual record shows DPH did not ask about the complicated California reporting process – or about *any* potential outside employment – during Dr. Walsh's multiple rounds of interviews. In truth, DPH did not care. Either way, it indicates that for reasons unrelated to his disclosure of outside activities, DPH cut short this aspiring public servant's career in public health.

DPH could have asked the most important question: was the City actually aware of Dr. Walsh's outside activities? It was. Dr. Walsh's outside employment as a pastor and physician was well-known to his employers in the City of Pasadena. Had *any* official with DPH bothered to ask Dr. Walsh of his past outside employment, he would have gladly informed them. Had *any* official at DPH asked Dr. Walsh whether he intended to continue outside employment, he would have gladly discussed the matter. They did not. Instead, they heard of his outside activities as a pastor, unlawfully demanded he provide them links to those sermons, ordered multiple senior staff to review those sermons, and then terminated his employment the very next day.



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DPH hired Dr. Walsh, provided him with a start date, and as a result, Dr. Walsh quit his former job, and is covered under Title VII.

Various email conversations involving senior officials at DPH make it clear that *DPH* considered Dr. Walsh to have been hired. Dr. Walsh had been granted time off for a pre-planned vacation and had been given a starting date by which he was to report. *See* Exhibit 1 to the "Statement in Support of Dr. Eric Walsh's Charge of Religious Discrimination and Retaliation."

DPH's Director of Human Resources, Lee Rudd, in an email dated May 7, 2014, sent to multiple senior DPH staff, stated it quite clearly, "[Dr. Walsh] has accepted the position and will begin work on June 16, 2014." *See* Exhibit 7.

Dr. Walsh's one-time Deputy Health Director obviously believed that DPH had hired him. In an email⁴ dated May 9, 2014, and sent to multiple state and local DPH officials, Louise Hamrick welcomes Dr. Walsh to his new position and offers to assist his transition to the area and role. *See* Exhibit 2 to the "Statement in Support of Dr. Eric Walsh's Charge of Religious Discrimination and Retaliation."

Furthermore, Dr. Jack Kennedy, who both apologized for "lobbying" for Dr. Walsh's hire and later declared he was "done" with him, clearly considered Dr. Walsh hired. In response to Ms. Hamrick's email, Dr. Kennedy⁵ expands the welcome and offers to assist in the transition – including the use of his personal cabin:

Eric,

Great news that you and your family are coming to Georgia.

Please let me know if I can help in any way. I have been in Cobb since 1986 and have a cabin up in Gilmer County in your new district.

See Exhibit 8.

Any claims that DPH officials – state or local – did not consider that Dr. Walsh had been hired are patently false and an attempt to further hide DPH's illegal employment practices. DPH offered to employ Dr. Walsh and then confirmed his

⁴ DPH did not disclose this email in response to a recent public records request.



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acceptance of DPH's offer. DPH held him out as an employee, internally and externally. Moreover, Dr. Walsh relied on DPH's promise, resigning his Pasadena position in anticipation of moving. He prepared to move to Georgia along with his family. Thus, DPH caused Dr. Walsh tremendous harm when it suddenly and unlawfully terminated him.

DPH attempts to shift blame to county boards when DPH was the key decision-maker, but regardless, Dr. Walsh's termination was motivated by his religious beliefs.

Despite announcing to the public that they had hired Dr. Walsh, despite having introduced Dr. Walsh to key staff as the new DHD, despite setting a start date for Dr. Walsh, and despite approving his request for pre-planned vacation, DPH now claims for the first time that they had not, in fact, hired Dr. Walsh. Georgia's statute as well as DPH's conduct and communications all belie DPH's after-the-fact assertion that Walsh's termination was coincidental.

While DPH admits that it has some responsibility in its "hybrid public health structure" as to the employment of a District Health Director (DHD), in its letter, it tries shifting the entire hiring burden to county boards of health – even though the organizational chart attached to DPH's letter reveals that District Health Directors report directly, and solely, to Commissioner of DPH.

But that, too, is a distraction from the actual reason for Dr. Walsh's termination: his religion and the expression of his religion. To begin with, even if correct, it would only raise the question of why the county boards acted as they did – and who prompted them to do so. But DPH's argument about county boards is also incorrect: county boards of health are asked to approve of District Health Directors, but nowhere in the statutes cited by DPH does the Georgia Legislature give county boards of health "veto over the appointment of the DHD" as DPH claims. DPH letter, p. 2. DPH omits the statute's language, which provides that county boards of health must consent to the creation of health *districts*. Georgia's statute then separately provides that the Commissioner may call upon the boards or a representative from each to approve a director – but, unlike the sentence immediately prior, the statute says nothing about unanimous consent:

The department is authorized, with the consent of the boards of health and the county authorities of the counties involved, to establish health districts composed of one or more counties. The county boards of health of the constituent counties shall, at the call of the commissioner, meet in joint



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session to approve the selection of a director appointed by the commissioner to serve such boards in common.

O.C.G.A. § 31-3-15.

DPH wants the EEOC to believe it is required to obtain unanimous consent in an attempt to place the decision beyond the reach of DPH. But no such requirement exists. And even if it did, it would only raise the question of whether the county boards acted illegally—or, as DPH's letter seems to indicate, whether they were prompted, for illegal reasons, to act as they did due to DPH's nudging. DPH cannot avoid responsibility by convening a meeting of its agents to take the employment action.

At most, the meeting with the county boards of health is a sideshow: under Georgia law, DPH makes a "selection" of a director – who reports to the Commissioner of DPH – before seeking county board approval. After reviewing Dr. Walsh's sermons and receiving angry feedback about them from key community stakeholders, DPH decided it no longer wanted its selection, so it is unsurprising that DPH engineered a meeting where Dr. Walsh would be removed.

As DPH's communications reveal, DPH employs the DHD, the DHD reports solely to Commissioner of DPH, and DPH selects the DHD. DPH felt so confident in its selection of Dr. Walsh that it had already announced his hiring – which would make little sense if the county boards, in fact, held "veto power". In short, DPH wields enormous influence in hiring its own personnel: in this case, for instance, DPH had already announced that Dr. Walsh had been hired.

DPH terminated Dr. Walsh because of his religious beliefs.

DPH hired Dr. Walsh. He was in the process of finalizing the myriad details necessary to move his family across the country and start a new position. He had answered openly, honestly, and thoroughly any question asked of him by DPH – including a request to turn over his sermons – speech protected by the First Amendment and normally off limits to prospective employers. Only after interested stakeholders expressed dismay over his religious beliefs, and after DPH's Director of Human Resources *required* senior staff to review, take notes on, and evaluate Walsh's religious expressions as part of a supposed background check was Dr. Walsh fired.

DPH presents to the EEOC a new, unsupported narrative that Dr. Walsh was fired for somehow failing to disclose outside employment – despite the fact he was under no



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affirmative obligation to disclose to DPH and, further, *actually had previously disclosed to his former employer* – his work as a pastor and public health physician. But that cannot change multiple Title VII infractions committed by multiple officials at DPH in the hiring and firing of Dr. Walsh. Nor can it erase what the evidence indicates: DPH terminated Dr. Walsh due to his beliefs and others' opinions about them. The fake concern over his outside activities was a later attempt to justify his termination and DPH's attempt to shift the blame to the county boards of health is simply an attempt to inoculate its senior officials and the Commissioner of any culpability.

We appreciate your continued investigation into this serious matter. Please let us know if we can provide any additional information or documents.

Sincerely,

And drew Y

Parks, Chesin & Walbert

Hiram Sasser, Director of Strategic Litigation, Liberty Institute

Jeremy Dys, Senior Counsel, Liberty Institute

Cleve Doty, Counsel, Liberty Institute

Counsel for Dr. Eric Walsh

EXHIBIT 1

From: Eric Walsh Date: May 15, 2014 at 10:42:00 AM EDT

To:

Subject: sermon links

Here are 4 of the most pressing sermons. These are audio files that can be downloaded to a phone or iPod. Let me know if the links don't work.

https://www.audioverse.org/english/sermons/recordings/3307/the-kingdom-lost-spiritualism-goes-mainstream.html

https://www.audioverse.org/english/sermons/recordings/4298/evolution-and-the-sorcerersstone.html

https://www.audioverse.org/english/sermons/recordings/2907/the-good-soldier.html

https://www.audioverse.org/english/sermons/recordings/1452/who-or-what-is-antichrist.html

EXHIBIT 2

Prince, Dwana

From: Sent: To: Subject:

Wednesday, May 14, 2014 4:04 PM Wade, Justin M; Prince, Dwana T RE:

OK...I have an assignment for several of us. We have to listen to his sermons on You Tube tonight. If we take a couple of hours each, then we should cover our bases. I will enlist Dwana to help us. Kate is going to listen to them as well.

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303

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From: Wade, Justin M Sent: Wednesday, May 14, 2014 3:32 PM To: Rudd, Lee Subject: RE:

He hasn't started the process, yet. The online access in NEOGov reflects "send activation" which means he has started the on-boarding process in NEOGov. The status would have changed to "activated", if he had completed his registration into the hiring portal.

Thanks,

Justin Wade HR Business Partner GA Department of Public Health

We Protect Lives.

From: Rudd, Lee Sent: Wednesday, May 14, 2014 3:22 PM To: Wade, Justin M Subject:

Have we gotten the documents from Eric Walsh so that we can conduct a background check?

WALSH 000613

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303

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Prince, Dwana

From:	Wade, Justin M
Sent:	Wednesday, May 14, 2014 4:20 PM
To:	Rudd, Lee; Prince, Dwana T
Subject:	RE:

OK, I will check out some of his sermons.

Justin Wade HR Business Partner GA Department of Public Health

We Protect Lives.

From: Rudd, Lee Sent: Wednesday, May 14, 2014 4:04 PM To: Wade, Justin M; Prince, Dwana T Subject: RE:

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Rudd, Lee

From: Sent: To: Subject: Rudd, Lee Wednesday, May 14, 2014 4:57 PM Pfirman, Kate RE: Here are links for your listening tonight

That is our new hire...I promise. He speaks all over the place. This is not the guy you were listening to this morning. Dr. Eric Walsh is a bit heavier. Maybe I need to take a break and look at him when I get home. You are making think I am losing it.

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303

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From: Pfirman, KateSent: Wednesday, May 14, 2014 4:46 PMTo: Rudd, LeeSubject: Re: Here are links for your listening tonight

This pic looks like the other Eric Walsh. Our eric is at altadena church.

From: Rudd, Lee Sent: Wednesday, May 14, 2014 04:36 PM To: Pfirman, Kate Subject: RE: Here are links for your listening tonight

They are both the Eric Walsh with his picture and from California....

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303

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From: Pfirman, KateSent: Wednesday, May 14, 2014 4:32 PMTo: Rudd, LeeSubject: Re: Here are links for your listening tonight

My two are the wrong Eric Walsh, I believe.

From: Rudd, Lee
Sent: Wednesday, May 14, 2014 04:23 PM
To: Pfirman, Kate; Wade, Justin M; Prince, Dwana T
Subject: Here are links for your listening tonight

Kate – http://youtu.be/GslbQab6eck

http://youtu.be/-U1xp6BKP4g

Leehttp://youtu.be/VtKCAbx58Fk http://youtu.be/hAitRoTgVqE http://youtu.be/9AX6b6S30EM

Justinhttp://youtu.be/MjxssU7Y-Ql http://youtu.be/O6ilU1YT8j8 http://youtu.be/GslbQab6eck

Dwana-

http://youtu.be/9AX6b6S3OEM http://youtu.be/VtKCAbx58Fk

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303



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Rudd, Lee

From: Sent: To: Subject: Rudd, Lee Wednesday, May 14, 2014 4:21 PM Wade, Justin M RE:

I send a list out....We need to listen vary carefully and make notes....Don't want his stuff taken out of context but want to be clear.

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303

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Lee Rudd Director of Human Resources

EXHIBIT 3

🔁 Mail	🕰 Reply 😂 Reply to All 🚘 Forward 🛛 🏭 Move 🗙 Delete 🛛 📷 Junk Close	* *
K Calendar	Dr. Eric Walsh	
Contacts	Jacqueline Muther	
	Sent: Wednesday, May 14, 2014 3:56 PM	
Deleted Items (3)	To: Pat O'Neal	
Drafts [7]	Pat: Do you know anything about this? Surely we can't bring this guy to Georgia pu	ublic health!
Inbox (157) Junk E-Mail		
Sent Items	http://www.pasadenaindependent.com/news/featured/georgia-wants-more-info background/	ormation-on-walsh
Deleted Items (3) V		
Manage Folders	Jacqueline Muther HIV Policy and Contracts Manager Ryan White Part D Project Director Grady Health System Ponce de Leon Center	
	341 Ponce de Leon Avenue Atlanta, GA 30308	
	This message (including any attachments) is intended only for the use of the individual or entity to which is contain information that is non-public, proprietary, privileged, confidential, and exempt from disclosure un constitute as attorney work product. If you are not the intended recipient, you are hereby notified that a distribution, or copying of this communication is strictly prohibited. If you have received this communication immediately by telephone and (i) destroy this message if a facsimile or (ii) delete this message immediately communication. Thank you.	ider applicable law or ma iny use, dissemination, in in error, notify us
	communication. Thank you.	

7/22/2014



EXHIBIT 4

Rudd, Lee

From: Sent: To: Subject: Rudd, Lee Friday, May 16, 2014 2:48 PM Shaw, Bob M; Stringer, Kimberly A Re: Constituent Call - Dr. Walsh

This has been handled. You do not have to take action. Kimberly will know what to do. Thanks for telling us.

From: Shaw, Bob M **Sent**: Friday, May 16, 2014 01:41 PM **To**: Rudd, Lee; Stringer, Kimberly A **Subject**: Constituent Call - Dr. Walsh

I just took a constituent call from someone that was very upset about our hiring of Dr. Eric Walsh for the DHD position. They cited news stories on WSB (Channel 2) and YouTube videos of Dr. Walsh preaching (he is a minister). Specifically that "gay people are damned."

http://www.wsbtv.com/news/news/local/local-public-health-director-candidate-under-fire-/nfxfd/

The constituent indicated they are the co-chair of the county Democratic Party and a gay activist and he will arrange protests if we hire Dr. Walsh.

Constituent Info: Ken Ragan

EXHIBIT 5

DISTRICT HEALTH DIRECTOR INTERVIEW **March 2014**

Applicant Name: _ Eric Walsh Interviewer Name: Rod B. Weaver 3/25/11 Date/Time:

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

Follow-up:

- a) What attracted you to this position?
- b) What size budgets have you managed? 17.5 millue
- c) What type of management style do you prefer?
- d) How does this position factor into your short/long term career goals?

Evaluation Considerations:

Highly Acceptable - work experience indicated a scope of responsibility comparable to or greater than that of DHD. Candidate was specific in describing how his work experience prepares him for the DHD job.

___Acceptable – work experience indicated a scope of responsibility less than that of DHD. Candidate was general in describing how his work experience prepares him for the DHD job.

Unacceptable – work experience indicated a limited scope of responsibility and insufficient to prepare the candidate to be successful in the DHD job. Candidate is unable to clearly articulate previous experience and its application to the DHD job.

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LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

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2. As District Health Director, what strategies would you use to increase the positive perception of Public Health throughout the district?

Follow-up: What experience do you have working with local media?

Evaluation Considerations:

— Highly Acceptable – candidate provided several acceptable and appropriate strategies* to increase the positive perception of PH in the community.

___ Acceptable – candidate provided some acceptable and appropriate strategies* to increase the positive perception of PH in the community.

___ Unacceptable – candidate provided limited or no acceptable and appropriate strategies* to increase the positive perception of PH in the community.

*Acceptable and appropriate strategies include, but are not limited to: proactive contacts with local media to cover PH initiatives/activities/events; collaborating with community partners and/or health care providers to cover PH events; letters to newspapers and/or print media; feature articles on PH programs/activities; press conferences to announce PH events; town hall meetings; community surveys; satisfaction surveys; use of web site and social marketing.

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3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

_____Highly Acceptable – provided specific examples of personal experience developing strategies in an operational setting. Candidate also offered substantive ideas and examples to address the fee issue.

 $\underline{/}$ Acceptable – described a general knowledge of developing strategies to maximize fees for service.

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Evaluation and Comments:

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WALSH 000495

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal.
 b) Give us an example of a particular conflict or challenge you experienced in

working with board members or elected officials, how you addressed the challenge and what was the outcome.

Evaluation Considerations:

Highly Acceptable – provided specific examples of positive experience in building and sustaining relationships with board members and/or elected officials. Candidate provided example of effective use of such relationships to achieve a particular purpose or goal. Candidate described an example of addressing a challenge in working with a board member or elected official in an appropriate manner.

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____ Unacceptable – did not present a clear or specific understanding of building and sustaining relationships with board members and/or elected officials and has no experience with such. Candidate provided only vague generalities.

5. How would you begin to assess or evaluate current Public Health programs and services provided by the District to determine their benefits and whether they need to be continued, revamped, expanded, discontinued and/or new programs or services developed?

Follow-up:

Evaluation Considerations:

Highly Acceptable - described a comprehensive process for reviewing information about programs and services, which includes specific components, such as analysis of data, trends, cost, benefits, outcomes, alignment to the PH mission, goals and priorities. Candidate describes a thoughtful process which involves staff and others in the evaluation process.

Acceptable – described a general process for reviewing information about programs and services, which may include some of the above specific components. Candidate's description does not include involvement of staff.

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6. The District Health Director is a state employee who reports directly to the Department of Public Health Commissioner and also serves as the Chief Executive Officer for each of the six (6) County Boards of Health. Tell us about any experience you have had reporting to two different entities <u>or</u> tell us how you would manage this organizational requirement.

Follow-up:

Evaluation Considerations:

<u>Highly Acceptable – provided first-hand knowledge and experience reporting to two</u> different entities <u>or</u> described an appropriate way of managing this organizational requirement.

___ Acceptable – described an acceptable way of managing this organizational requirement, but has no or little first-hand knowledge of such.

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7. During the past several years, Public Health has undergone several budget cuts. What has been your experience in addressing budget reductions.

Follow-up: As District Health Director describe the process you would use, the types of data and information you would review and the criteria you would use in preparing for such cuts.

Evaluation Considerations:

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8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up: Explain your experience in setting/managing Human Resources policies.

Evaluation Considerations:

Highly Acceptable – has experience and described in detail a step-by-step process for disciplining staff using appropriate decision-making criteria. Candidate has experience and provided appropriate examples of managing HR policies.

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____ Unacceptable – did not describe appropriate disciplinary process. Candidate was not familiar with setting or managing HR policies.

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DISTRICT HEALTH DIRECTOR INTERVIEW March 2014

Applicant Name:	ERic	G.	ter plan	
Interviewer Name: _	Ro6	Jos	1183	
Date/Time:	2/25/	114-	2:50	PM.

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

a) What attracted you to this position? Follow-up:

- b) What size budgets have you managed?
- c) What type of management style do you prefer?
- d) How does this position factor into your short/long term career goals?

Evaluation Considerations:

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Evaluation and Comments:

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LEGEND

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3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

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Evaluation and Comments:

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DISTRICT HEALTH DIRECTOR INTERVIEW March 2014

LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

Applicant Name: Enic 4. ALSE Interviewer Name: Date/Time:

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1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

Follow-up: a) What attracted you to this position?

- b) What size budgets have you managed? [72]
- c) What type of management style do you prefer?
- d) How does this position factor into your short/long term career goals?

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Evaluation Considerations:

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DISTRICT HEALTH DIRECTOR INTERVIEW March 2014

LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

Applicant Name: Epic G- Walsh MD,	PhD.	Unac
Interviewer Name: Augon Shook MC	bood of	Heath
Date/Time: 3/25/14 @ 2:45p	0	

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

Follow-up: (a) What attracted you to this position? b) What size budgets have you managed? 17.5 million Budget buy in the c) What type of management style do you prefer? Servent Understop - "buy in the d) How does this position factor into your short/long term career goals? I they does "Public Watth" a calling " Evaluation Considerations: Long ture 7 academics 7 Maybe Highly Acceptable - work experience indicated a scope of responsibility comparable to or greater than that of DHD. Candidate was specific in describing how his work experience

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Walsh

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Follow-up: What experience do you have working with local media? Desputie - City - Dimthemer Evaluation Considerations:

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e and social markening. tion and Comments: For people make case to want to live better? Impose public beatth perception! Better economic outcomes due to improved Math " **Evaluation and Comments:** 1º

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Dr. Walst

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Dr. Walst

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Evaluation Considerations:

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Follow-up:

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only- county/city H.D's- in States California Dr. Walsh-oung T Represe to ally Roard + MSI. + District purson Must compartmentative - know who & what your working on a dealing with!

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Dr. Walsh

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DISTRICT HEALTH DIRECTOR INTERVIEW March 2014

LEGEND

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MD **Applicant Name:** 10 Interviewer Name: Date/Time:

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Follow-up: Va) What attracted you to this position? b) What size budgets have you managed? 17.5 Million Bu

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Evaluation and Comments:

Evaluation Considerations:

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Walsh

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*Acceptable and appropriate strategies include, but are not limited to: proactive contacts with local media to cover PH initiatives/activities/events; collaborating with community partners and/or health care providers to cover PH events; letters to newspapers and/or print media; feature articles on PH programs/activities; press conferences to announce PH events; town hall meetings; community surveys; satisfaction surveys; use of web site and social marketing.

ion and Comments: For people make case to want to like better? Improve public beatth perception! Better economic outcomes due to improved hath " **Evaluation and Comments:**

3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

____Highly Acceptable – provided specific examples of personal experience developing strategies in an operational setting. Candidate also offered substantive ideas and examples to address the fee issue.

 \wedge

___ Acceptable – described a general knowledge of developing strategies to maximize fees for service.

____ Unacceptable – did not present a clear or understandable approach to strategies for maximizing fees for service.

Ryan White finding - HIV effects Common sonse - down to -each

Dr. Walst

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal.
b) Give us an example of a particular conflict or challenge you experienced in working with board members or elected officials, how you addressed the

challenge and what was the outcome.

Evaluation Considerations:

Highly Acceptable – provided specific examples of positive experience in building and sustaining relationships with board members and/or elected officials. Candidate provided example of effective use of such relationships to achieve a particular purpose or goal. Candidate described an example of addressing a challenge in working with a board member or elected official in an appropriate manner.

____Acceptable – indicated a general knowledge of building and sustaining relationships with board members and/or elected officials, but has no or limited experience with such.

____ Unacceptable – did not present a clear or specific understanding of building and sustaining relationships with board members and/or elected officials and has no experience with such. Candidate provided only vague generalities.

(D) rapport - in past 2 elicted officials - advocate for people Collectine - coolictions - to offere let other decide when possible

5. How would you begin to assess or evaluate current Public Health programs and services $/ned_{0}$ provided by the District to determine their benefits and whether they need to be continued, revamped, expanded, discontinued and/or new programs or services developed?

Dr. Walst

Data > outcomes

data - vs. outorre Follow-up:

Evaluation Considerations:

Highly Acceptable – described a comprehensive process for reviewing information about programs and services, which includes specific components, such as analysis of data, trends, cost, benefits, outcomes, alignment to the PH mission, goals and priorities. Candidate describes a thoughtful process which involves staff and others in the evaluation process.

____Acceptable – described a general process for reviewing information about programs and services, which may include some of the above specific components. Candidate's description does not include involvement of staff.

____ Unacceptable – did not describe a process for reviewing information about programs and services which includes any of the above specific components or other acceptable components.

Don't do things "He way mere alwaps done them "

Dr. Walsh

6. The District Health Director is a state employee who reports directly to the Department of Public Health Commissioner and also serves as the Chief Executive Officer for each of the six (6) County Boards of Health. Tell us about any experience you have had reporting to two different entities <u>or</u> tell us how you would manage this organizational requirement.

Follow-up:

Evaluation Considerations:

 $\sqrt{\text{Highly Acceptable} - \text{provided first-hand knowledge and experience reporting to two different entities or described an appropriate way of managing this organizational requirement.$

____ Acceptable – described an acceptable way of managing this organizational requirement, but has no or little first-hand knowledge of such.

____ Unacceptable – did not describe experience with managing this organizational requirement and was not able to describe an acceptable way of managing such.

3 only - county/city H.D's - in States California Dr. Walsh - rune T Represents to city Roard + MSI. + District person Must conpartmentalize - know who + what your working a a dealing with !

Diwalsh

7. During the past several years, Public Health has undergone several budget cuts. What has been your experience in addressing budget reductions.

Follow-up: As District Health Director describe the process you would use, the types of data and information you would review and the criteria you would use in preparing for such cuts.

Evaluation Considerations:

Highly Acceptable – described a detailed process, which included review of past budget cuts, impact on services and staff, use of appropriate criteria, such as PH mission, Strategic Plan, PH priorities, evidence-based support, effective or demonstrated effective intervention, focus on prevention, cost benefit and number of people affected.

___Acceptable – described a general process which included some of the above components.

___ Unacceptable - did not describe an adequate process.

In several - Californie - bit had by recession Devenue scheams - for finding (lience plats) Small the state proper belling practices - in line - to find program - bing back land off staff where need is = where \$ to

Dr. Walsh

8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up: Explain your experience in setting/managing Human Resources policies.

Evaluation Considerations:

V Highly Acceptable – has experience and described in detail a step-by-step process for disciplining staff using appropriate decision-making criteria. Candidate has experience and provided appropriate examples of managing HR policies.

work expidations

____Acceptable – has little or no experience, but was able to describe in detail a step-by-step process for disciplining staff appropriately. Candidate has little or no experience in setting or managing HR policies, but provided appropriate examples of such.

____ Unacceptable – did not describe appropriate disciplinary process. Candidate was not familiar with setting or managing HR policies.

GA - Vlipht to work state D unou influence on puple document) is an ization more important than indudu. must fire on all aylinders Concept Eurado of the public -- Public should see OWALITY 8 miles - Florida (200)

DISTRICT HEALTH DIRECTOR INTERVIEW **March 2014**

LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

Applicant Name:	ERIC G. WALSH
Interviewer Name: _	RUSS FLYENN
Date/Time: 3	25(14

1. Tell us how your skills and work experience will help you be successful in the job of PM | PUBLIC HEARTIL MIAMI, MST. BH District Health Director for Public Health.

- Follow-up: /a) What attracted you to this position?
 - b) What size budgets have you managed? 17/2m1) 1000 /c) What type of management style do you prefer? Genand Alasamo

 - /d) How does this position factor into your short/long term career goals?

Evaluation Considerations:

/Highly Acceptable work experience indicated a scope of responsibility comparable to or greater than that of DHD. Candidate was specific in describing how his work experience prepares him for the DHD job.

____Acceptable – work experience indicated a scope of responsibility less than that of DHD. Candidate was general in describing how his work experience prepares him for the DHD job.

____ Unacceptable – work experience indicated a limited scope of responsibility and insufficient to prepare the candidate to be successful in the DHD job. Candidate is unable to clearly articulate previous experience and its application to the DHD job.

FAMILY ReloCATING TIMEN TIME TABLE IN ReLOCATING PRAND

2. As District Health Director, what strategies would you use to increase the positive perception of Public Health throughout the district? \bigcirc

Follow-up: What experience do you have working with local media? Los News

Evaluation Considerations:

____ Highly Acceptable – candidate provided several acceptable and appropriate strategies* to increase the positive perception of PH in the community.

Acceptable – candidate provided some acceptable and appropriate strategies* to increase the positive perception of PH in the community.

____ Unacceptable – candidate provided limited or no acceptable and appropriate strategies* to increase the positive perception of PH in the community.

*Acceptable and appropriate strategies include, but are not limited to: proactive contacts with local media to cover PH initiatives/activities/events; collaborating with community partners and/or health care providers to cover PH events; letters to newspapers and/or print media; feature articles on PH programs/activities; press conferences to announce PH events; town hall meetings; community surveys; satisfaction surveys; use of web site and social marketing.

3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

Highly Acceptable – provided specific examples of personal experience developing strategies in an operational setting. Candidate also offered substantive ideas and examples to address the fee issue.

___ Acceptable – described a general knowledge of developing strategies to maximize fees for service.

____ Unacceptable – did not present a clear or understandable approach to strategies for maximizing fees for service.

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal.
b) Give us an example of a particular conflict or challenge you experienced in working with board members or elected officials, how you addressed the challenge and what was the outcome.

Evaluation Considerations:

Highly Acceptable provided specific examples of positive experience in building and sustaining relationships with board members and/or elected officials. Candidate provided example of effective use of such relationships to achieve a particular purpose or goal. Candidate described an example of addressing a challenge in working with a board member or elected official in an appropriate manner.

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5. How would you begin to assess or evaluate current Public Health programs and services provided by the District to determine their benefits and whether they need to be continued, revamped, expanded, discontinued and/or new programs or services developed?

Follow-up:

Evaluation Considerations:

Highly Acceptable described a comprehensive process for reviewing information about programs and services, which includes specific components, such as analysis of data, trends, cost, benefits, outcomes, alignment to the PH mission, goals and priorities. Candidate describes a thoughtful process which involves staff and others in the evaluation process.

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6. The District Health Director is a state employee who reports directly to the Department of Public Health Commissioner and also serves as the Chief Executive Officer for each of the six (6) County Boards of Health. Tell us about any experience you have had reporting to two different entities <u>or</u> tell us how you would manage this organizational requirement.

Follow-up:

ETBER FUNDINIS CM CC

Evaluation Considerations:

Highly Acceptable – provided first-hand knowledge and experience reporting to two different entities or described an appropriate way of managing this organizational requirement.

___ Acceptable – described an acceptable way of managing this organizational requirement, but has no or little first-hand knowledge of such.

____ Unacceptable – did not describe experience with managing this organizational requirement and was not able to describe an acceptable way of managing such.

Evaluation and Comments:

1

7. During the past several years, Public Health has undergone several budget cuts. What has been your experience in addressing budget reductions.

Follow-up: As District Health Director describe the process you would use, the types of data and information you would review and the criteria you would use in preparing for such cuts.

Evaluation Considerations:

Highly Acceptable described a detailed process, which included review of past budget cuts, impact on services and staff, use of appropriate criteria, such as PH mission, Strategic Plan, PH priorities, evidence-based support, effective or demonstrated effective intervention, focus on prevention, cost benefit and number of people affected.

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8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up: Explain your experience in setting/managing Human Resources policies.

Evaluation Considerations:

Highly Acceptable has experience and described in detail a step-by-step process for disciplining staff using appropriate decision-making criteria. Candidate has experience and provided appropriate examples of managing HR policies.

____Acceptable – has little or no experience, but was able to describe in detail a step-by-step process for disciplining staff appropriately. Candidate has little or no experience in setting or managing HR policies, but provided appropriate examples of such.

____ Unacceptable – did not describe appropriate disciplinary process. Candidate was not familiar with setting or managing HR policies.

Evaluation and Comments:

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DISTRICT HEALTH DIRECTOR INTERVIEW February 2014

LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

Applicant Name: _	ERIC W	ALSH	
Interviewer Name:	SUSAN P	REWSTER	
Date/Time:	2/26/14	1:30 pm	

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

Follow-up:	a) What attracted you to this position?	SERVANT
	b) What size budgets have you managed? 15 ML	
	c) What type of management style do you prefer? - Buy 10 of	ALK W/STAFF
	 a) What attracted you to this position? b) What size budgets have you managed? 15 ML c) What type of management style do you prefer? - Bud 10 gradients MAT d) How does this position factor into your short/long term career goa 	ls?
	CITES THE SOMAR SCONCE THEE INANIS TO BE GOUD WI	L
Evaluation (Considerations: LowER COST OF LIVING	

 $\underline{\checkmark}$ Highly Acceptable – work experience indicated a scope of responsibility comparable to or greater than that of DHD. Candidate was specific in describing how his work experience prepares him for the DHD job.

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	SPEND TIME IN PHD
FRAMILY MED. RESIDENCY	WED IN POP-BASED MED
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RON MAT./COD MUTH	TEAM APPROACH
DENTAL	VISIT OTHER PARTS OF WORLD - DID PH
AUGONOMY - COMM. HL	AL A LOT OF PUBLIC SPEAKING
GOING THEY	ACCILEDITATION

2. As District Health Director, what strategies would you use to increase the positive perception of Public Health throughout the district?

Follow-up: What experience do you have working with local media?

Evaluation Considerations:

 $\underline{\checkmark}$ Highly Acceptable – candidate provided several acceptable and appropriate strategies* to increase the positive perception of PH in the community.

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Evaluation and Comments:

O EDUCATIONAL SYSTEM

(2) ELECTED OFFICIALS - CONCILMEMBERS SCH. BD MEMBERS

60 INTO THEIR WORLD - HOW + WHY THEY WE TOGETHER CHAMBER OF COMMERCE - PH IS GOOD FOR BUSINESS

3 COMM CLERGY - SPEAK IN CHURCHES

(4) CIVIC ORGANIZATIONS

3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

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Evaluation and Comments:

1 OF ONLY 3 CITY-BASED HD FROZE POSITIONS AS MED. DIR. CHED HOW THEY DID THINGS - PRIORITIZING DIDN'T FUL POS. - TIMESTUDY - ANDIT BILLING TO FULDING SOURCES MAX. REVENUES - LOOKED @ COST CONTAINNT.

NEW GRANTS

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal. Ptb. DRIFING SMORE - GT COUNCIL TO AGREE TO PASS LEG. TO BAN SMORING.
b) Give us an example of a particular conflict or challenge you experienced in working with board members or elected officials, how you addressed the challenge and what was the outcome. AS HE WAS ADD. COUNCIL & SCHED TO WEH

Evaluation Considerations:

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Evaluation and Comments:

IMP. PART OF JOB HAS WINCH + SPEND TIME W/ELECTED OFFICIALS BLD REL. W/THEN + WNDERSTAND THEM HIS JOB IS TO BE PREPARED TO INFORM ELECTED OFFICIALS OF LISSUES PRODUCES REPORTS 5. How would you begin to assess or evaluate current Public Health programs and services provided by the District to determine their benefits and whether they need to be continued, revamped, expanded, discontinued and/or new programs or services developed?

Follow-up:

Evaluation Considerations:

✓ Highly Acceptable – described a comprehensive process for reviewing information about programs and services, which includes specific components, such as analysis of data, trends, cost, benefits, outcomes, alignment to the PH mission, goals and priorities. Candidate describes a thoughtful process which involves staff and others in the evaluation process.

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Evaluation and Comments:

HOW DID PRO. WK IN PAST WHAT WAS IT DESIGNED TO DO TALK W STAFF 6. The District Health Director is a state employee who reports directly to the Department of Public Health Commissioner and also serves as the Chief Executive Officer for each of the six (6) County Boards of Health. Tell us about any experience you have had reporting to two different entities <u>or</u> tell us how you would manage this organizational requirement.

Follow-up:

Evaluation Considerations:

Highly Acceptable – provided first-hand knowledge and experience reporting to two different entities or described an appropriate way of managing this organizational requirement.

___ Acceptable – described an acceptable way of managing this organizational requirement, but has no or little first-hand knowledge of such.

____ Unacceptable – did not describe experience with managing this organizational requirement and was not able to describe an acceptable way of managing such.

Evaluation and Comments:

MUST DO WHAT BENEFITS PEOPLE.

PRLORITIZE - ONE WHO SIGNS CHEEK -

7. During the past several years, Public Health has undergone several budget cuts. What has been your experience in addressing budget reductions.

Follow-up: As District Health Director describe the process you would use, the types of data and information you would review and the criteria you would use in preparing for such cuts.

Evaluation Considerations:

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____Acceptable – described a general process which included some of the above components.

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Evaluation and Comments:

2 SIDES TO A BUDGET STRUCT WHAT DO WENEED TO ACCOMPLISH - MAXIMIZE WI DO WE HAVE A LOOK @ REVENUE STREAMS -THEN PROGRAM BY PROGRAM DON'T SDEND CUSHION MONEY

FIND REVENUE STREAMS

8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up: Explain your experience in setting/managing Human Resources policies. CLEATED DLESS CODE WORKS W/ HR & CITY ATTY OFC Evaluation Considerations:

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Evaluation and Comments:

JIM COLLINS GOOD TO GREAT - ONE WRONG PPL OFF BUS WHO MOVED MY CHEESE RT PPL ON BUS PPL IN RT PLACE ON BUS

DOCUMENT QUICKLY

CLEAK EXPECTATIONS

PUTON PIP - PERF. IMP. PLAN

TERM. -

WK FOR ORG.

MUST PROVIDE EXEMPLORY SUC PROVIDES CUST. SUC.

DISTRICT HEALTH DIRECTOR INTERVIEW February 2014

LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

Applicant Name:	ERIC IL	ALSH	
Interviewer Name:	STEVE	TONYA	
Date/Time:	2/26/14	1:30 pm	

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

Follow-up: a) What attracted you to this position?

- b) What size budgets have you managed?
- c) What type of management style do you prefer?
- d) How does this position factor into your short/long term career goals?

Evaluation Considerations:

 χ Highly Acceptable – work experience indicated a scope of responsibility comparable to or greater than that of DHD. Candidate was specific in describing how his work experience prepares him for the DHD job.

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SERMANT LEADErship. Blobal HEAlth Public Speaking

2. As District Health Director, what strategies would you use to increase the positive perception of Public Health throughout the district?

Follow-up: What experience do you have working with local media?

Evaluation Considerations:

____Acceptable – candidate provided some acceptable and appropriate strategies* to increase the positive perception of PH in the community.

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*Acceptable and appropriate strategies include, but are not limited to: proactive contacts with local media to cover PH initiatives/activities/events; collaborating with community partners and/or health care providers to cover PH events; letters to newspapers and/or print media; feature articles on PH programs/activities; press conferences to announce PH events; town hall meetings; community surveys; satisfaction surveys; use of web site and social marketing.

School internation le Community officiale Chamber Community UNDS

3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

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Realingniment money Leverge-GRANTS VACANT POSITIONS Billing Correctly

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal.
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5. How would you begin to assess or evaluate current Public Health programs and services provided by the District to determine their benefits and whether they need to be continued, revamped, expanded, discontinued and/or new programs or services developed?

Follow-up:

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6. The District Health Director is a state employee who reports directly to the Department of Public Health Commissioner and also serves as the Chief Executive Officer for each of the six (6) County Boards of Health. Tell us about any experience you have had reporting to two different entities <u>or</u> tell us how you would manage this organizational requirement.

Follow-up:

Evaluation Considerations:

Highly Acceptable – provided first-hand knowledge and experience reporting to two different entities <u>or</u> described an appropriate way of managing this organizational requirement.

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felationship?

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Scope of WORK Leverage positions PARTMERSH.P.S. Revenue STREAMS

8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up: Explain your experience in setting/managing Human Resources policies.

Evaluation Considerations:

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Cosset to beant brok - Collins document proprently **Evaluation and Comments:**

DISTRICT HEALTH DIRECTOR INTERVIEW February 2014

LEGEND

Highly Acceptable = 3 points Acceptable = 2 points Unacceptable = 1 point

Applicant Name: _	ERIC W	ALSH	
Interviewer Name:	Louise	HAMRICK	
Date/Time:	2/26/14	1:30pm	

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

a) What attracted you to this position? -Follow-up:

- c) What type of management style do you prefer? Get buy in want people d) How does this position factor into your short/long term career goals?

Evaluation Considerations: Doce M, place, Wants do good work. Highly Acceptable - work experience indicated a scope of responsibility comparable to

or greater than that of DHD. Candidate was specific in describing how his work experience prepares him for the DHD job.

Acceptable - work experience indicated a scope of responsibility less than that of DHD. Candidate was general in describing how his work experience prepares him for the DHD job.

Unacceptable – work experience indicated a limited scope of responsibility and insufficient to prepare the candidate to be successful in the DHD job. Candidate is unable to clearly articulate previous experience and its application to the DHD job.

Family Medicine - Stumbled" into public hearth residency Realized it was his passion population based Medicine - Worked in TB program, Medical Ungent Care anter. Veros seef as semant leader Traveled internationally - has DPH - WIC, dental

2. As District Health Director, what strategies would you use to increase the positive perception of Public Health throughout the district?

Follow-up: What experience do you have working with local media? public Speaking Evaluation Considerations:

Highly Acceptable – candidate provided several acceptable and appropriate strategies* to increase the positive perception of PH in the community.

____Acceptable – candidate provided some acceptable and appropriate strategies* to increase the positive perception of PH in the community.

____ Unacceptable – candidate provided limited or no acceptable and appropriate strategies* to increase the positive perception of PH in the community.

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Elected officials - tack & them -Wack into Their world and let them know Educational). how they are connected. Faith based - speaks monthly to clergy-Civic organizations

3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

Highly Acceptable – provided specific examples of personal experience developing strategies in an operational setting. Candidate also offered substantive ideas and examples to address the fee issue.

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____ Unacceptable – did not present a clear or understandable approach to strategies for maximizing fees for service.

Works you city hearth dept had massine) V Junds, prioritizing, fiscally Consumation, Maximizing reances, Cost Containment, learnaged grants.

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal.
b) Give us an example of a particular conflict or challenge you experienced in working with board members or elected officials, how you addressed the

challenge and what was the outcome.

Evaluation Considerations:

Highly Acceptable – provided specific examples of positive experience in building and sustaining relationships with board members and/or elected officials. Candidate provided example of effective use of such relationships to achieve a particular purpose or goal. Candidate described an example of addressing a challenge in working with a board member or elected official in an appropriate manner.

____Acceptable – indicated a general knowledge of building and sustaining relationships with board members and/or elected officials, but has no or limited experience with such.

____ Unacceptable – did not present a clear or specific understanding of building and sustaining relationships with board members and/or elected officials and has no experience with such. Candidate provided only vague generalities.

One of most important aspects of yow. Elected officials don't know a lot about public hearth, educates them. Uses data gimes reports. example_getting Complaints about and hand smoke, prew it would be difficult was able to get Council to pass or dinance.

5. How would you begin to assess or evaluate current Public Health programs and services provided by the District to determine their benefits and whether they need to be continued, revamped, expanded, discontinued and/or new programs or services developed?

Follow-up:

Evaluation Considerations:

Highly Acceptable – described a comprehensive process for reviewing information about programs and services, which includes specific components, such as analysis of data, trends, cost, benefits, outcomes, alignment to the PH mission, goals and priorities. Candidate describes a thoughtful process which involves staff and others in the evaluation process.

____Acceptable – described a general process for reviewing information about programs and services, which may include some of the above specific components. Candidate's description does not include involvement of staff.

____ Unacceptable – did not describe a process for reviewing information about programs and services which includes any of the above specific components or other acceptable components.

look at trends going backward. Talk to staff about where program is going, outcomes - Use data, employee individual evaluations

6. The District Health Director is a state employee who reports directly to the Department of Public Health Commissioner and also serves as the Chief Executive Officer for each of the six (6) County Boards of Health. Tell us about any experience you have had reporting to two different entities or tell us how you would manage this organizational requirement.

Follow-up:

Evaluation Considerations:

V Highly Acceptable – provided first-hand knowledge and experience reporting to two different entities or described an appropriate way of managing this organizational requirement.

___Acceptable – described an acceptable way of managing this organizational requirement, but has no or little first-hand knowledge of such.

Unacceptable – did not describe experience with managing this organizational requirement and was not able to describe an acceptable way of managing such.

Now reports to city but 70% funding County sometimes Conflicting -relationships - privaritize - remember we have to do what is good for Constituents -

7. During the past several years, Public Health has undergone several budget cuts. What has been your experience in addressing budget reductions.

Follow-up: As District Health Director describe the process you would use, the types of data and information you would review and the criteria you would use in preparing for such cuts.

Evaluation Considerations:

✓ Highly Acceptable – described a detailed process, which included review of past budget cuts, impact on services and staff, use of appropriate criteria, such as PH mission, Strategic Plan, PH priorities, evidence-based support, effective or demonstrated effective intervention, focus on prevention, cost benefit and number of people affected.

___ Acceptable – described a general process which included some of the above components.

____ Unacceptable - did not describe an adequate process.

look at prope of work- mission What does it take to get there. Go program by program Find revenue Streams -

8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up: Explain your experience in setting/managing Human Resources policies.

Evaluation Considerations: - Policies -

Highly Acceptable – has experience and described in detail a step-by-step process for disciplining staff using appropriate decision-making criteria. Candidate has experience and provided appropriate examples of managing HR policies.

Acceptable – has little or no experience, but was able to describe in detail a step-by-step process for disciplining staff appropriately. Candidate has little or no experience in setting or managing HR policies, but provided appropriate examples of such.

____ Unacceptable – did not describe appropriate disciplinary process. Candidate was not familiar with setting or managing HR policies.

Terminated 3 since he got to ph Collin's approach - Get Wrong people off bus, night people on, in right seats. Document quickly Put on PIP. Extensive Customer Dervice -

DISTRICT HEALTH DIRECTOR INTERVIEW February 2014

30 pm

LEGEND	
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Highly Acceptable = 3 points Acceptable = 2 pointsUnacceptable = 1 point

excelli

Applicant Name:	ERIC	WALSH	
Interviewer Name: _	DR.	KENNEDY	

2/26/14

Date/Time:

1. Tell us how your skills and work experience will help you be successful in the job of District Health Director for Public Health.

Follow-up:

- a) What attracted you to this position?
- b) What size budgets have you managed?
- c) What type of management style do you prefer?
- d) How does this position factor into your short/long term career goals?

Evaluation Considerations:

Highly Acceptable - work experience indicated a scope of responsibility comparable to or greater than that of DHD. Candidate was specific in describing how his work experience prepares him for the DHD job.

Acceptable – work experience indicated a scope of responsibility less than that of DHD. Candidate was general in describing how his work experience prepares him for the DHD job.

Unacceptable – work experience indicated a limited scope of responsibility and insufficient to prepare the candidate to be successful in the DHD job. Candidate is unable to clearly articulate previous experience and its application to the DHD jøb.

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2. As District Health Director, what strategies would you use to increase the positive perception of Public Health throughout the district?

Follow-up: What experience do you have working with local media?

Evaluation Considerations:

Highly Acceptable – candidate provided several acceptable and appropriate strategies* to increase the positive perception of PH in the community.

____Acceptable – candidate provided some acceptable and appropriate strategies* to increase the positive perception of PH in the community.

____ Unacceptable – candidate provided limited or no acceptable and appropriate strategies* to increase the positive perception of PH in the community.

***Acceptable and appropriate strategies include, but are not limited to:** proactive contacts with local media to cover PH initiatives/activities/events; collaborating with community partners and/or health care providers to cover PH events; letters to newspapers and/or print media; feature articles on PH programs/activities; press conferences to announce PH events; town hall meetings; community surveys; satisfaction surveys; use of web site and social marketing.

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3. The federal government is considering changing the Medicaid funding criteria from a treatment based allocation to fee-for-service based allocation. Describe your experience developing strategies for maximizing fees for service.

Evaluation Considerations:

Highly Acceptable – provided specific examples of personal experience developing strategies in an operational setting. Candidate also offered substantive ideas and examples to address the fee issue.

___ Acceptable – described a general knowledge of developing strategies to maximize fees for service.

____ Unacceptable – did not present a clear or understandable approach to strategies for maximizing fees for service.

Excellent Ansoers

4. An important role of the District Health Director is building and sustaining relationships with not only staff, but also with legislators, County Board of Health members, County Commissioners and other elected officials. Tell us about your experience with building and sustaining relationships with board members and/or elected officials.

Follow-up: a) Give us an example of how you used these relationships to achieve a particular purpose or goal.

b) Give us an example of a particular conflict or challenge you experienced in working with board members or elected officials, how you addressed the challenge and what was the outcome. $F_{Y}C_{Y}$

Evaluation Considerations:

Highly Acceptable – provided specific examples of positive experience in building and sustaining relationships with board members and/or elected officials. Candidate provided example of effective use of such relationships to achieve a particular purpose or goal. Candidate described an example of addressing a challenge in working with a board member or elected official in an appropriate manner.

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Follow-up:

Evaluation Considerations:

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Safend under fander tanswer

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Follow-up:

Evaluation Considerations:

Highly Acceptable – provided first-hand knowledge and experience reporting to two different entities <u>or</u> described an appropriate way of managing this organizational requirement.

____ Acceptable – described an acceptable way of managing this organizational requirement, but has no or little first-hand knowledge of such.

____ Unacceptable – did not describe experience with managing this organizational requirement and was not able to describe an acceptable way of managing such.

PHAIFire =



7. During the past several years, Public Health has undergone several budget cuts. What has been your experience in addressing budget reductions.

Follow-up: As District Health Director describe the process you would use, the types of data and information you would review and the criteria you would use in preparing for such cuts.

Evaluation Considerations:

Highly Acceptable – described a detailed process, which included review of past budget cuts, impact on services and staff, use of appropriate criteria, such as PH mission, Strategic Plan, PH priorities, evidence-based support, effective or demonstrated effective intervention, focus on prevention, cost benefit and number of people affected.

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____ Unacceptable - did not describe an adequate process.

De five maggin & gosc Give finelene of pullin part m m Secret For our hudge, & Encess - Cushian wavey 6 Added Balling un PH Jab + Wax miner

8. Tell us your experience with using a disciplinary process in managing difficult or challenging staff.

Follow-up/ Explain your experience in setting/managing_Human Resources policies. > yes. Several Evaluation Considerations:

VHighly Acceptable – has experience and described in detail a step-by-step process for disciplining staff using appropriate decision-making criteria. Candidate has experience and provided appropriate examples of managing HR policies.

Acceptable - has little or no experience, but was able to describe in detail a step-by-step process for disciplining staff appropriately. Candidate has little or no experience in setting or managing HR policies, but provided appropriate examples of such.

____ Unacceptable – did not describe appropriate disciplinary process. Candidate was not familiar with setting or managing HR policies.

as flimited 3 ve are usery Good to gree ere m & A & Excellent Ausweis 10x UNO

WALSH 000572

EXHIBIT 6

Fitzgerald, Brenda

From: Sent: To: Subject: Fitzgerald, Brenda Tuesday, March 04, 2014 1:18 PM Lee Rudd Re: District 1-2 DHD Recruitment Process

Thanks

>>> Lee Rudd 03/04/14 1:15 PM >>> I can check to see if he applied in the past with District 4.

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, NW Floor - 16 Atlanta, GA 30303

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>>> Carole Jakeway 3/4/2014 1:09 PM >>>

The name Eric Walsh is familiar. I recall he applied for a previous DHD job (perhaps District 4). Is he the one whose wife said no because their kids were in high school and they did not want to leave CA at that time? Did the kids finish high school???? Lee, can you check?

>>> Brenda Fitzgerald 03/04/14 12:58 PM >>> WONDERFUL

>>> Jack Kennedy 03/04/14 12:29 PM >>> Dr. F., Jamie, Carole and Lee,

We have three candidates who could do the 1-2 DHD job. Susan, Steve, Louise and I have interviewed them. We are working thru the process of introducing them to a few BOH members in brief interviews in hopes of getting some buy-in from key BOH members for our candidates. Susan is keeping Lee in the loop.

Our favorite is Eric Walsh who is currently Health Director for Pasadena, CA one of only three independent local city health departments in California:

http://www.ci.pasadena.ca.us/publichealth/

We did his interview by video conference - worked very well.

Dr. Walsh is bright, engaging and has a great personality. He also has a Doctorate in Public Health (completed in 2012) and really seems to get it as far as leadership and management goes. He actually brought up Collins and Good to Great

in his answer to one of our HR questions. It was clear that he was experienced in the concept of getting the right people on (or off) off the bus.

Dr. Walsh has spent significant time in Florida and Alabama, and I believe also in North Carolina. He loves the weather in CA but is ready to come back to the south.....

Only drawback is that he would have to get his GA license. Hopefully this could happen fairly quickly if we offer and he accepts the job.

While I recognize that funds are tight, Louise, Steve, Susan and I are of the unanimous opinion that Dr. Walsh received the highest possible score on every one of our questions, on his education and background, and also on his personality.

I strongly recommend that we be willing to give a least a little flexibility in his salary (he is currently making \$180k but I pled my case that he could live comfortably in GA on much less and I think he understands that). I feel quite certain that we will not be seeing a more qualified candidate for DHD any time in the near future. Feel free to spend a little of the money I have saved you on 1-2 DHD salary since last May if that helps. For the long term building of GA DPH this guy would be worth the few extra bucks!

Thanks for supporting our effort to get 1-2 the outstanding DHD that our staff and communities deserve and that DPH would greatly benefit from.

I am hoping and praying that he stays in the process and will accept an offer if you like him.

P.S. This is not lobbying, it is just education - Ha!!

Jack Kennedy John D. Kennedy, M.D., M.B.A. District Health Director 3-1 Cobb & Douglas Public Health 1650 County Services Pkwy Marietta, GA 30008

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EXHIBIT 7

Brewster, Susan

 From:
 Rudd, Lee

 Sent:
 Wednesday, May 07, 2014 4:40 PM

 To:
 Jack Kennedy; Susan Brewster; Fitzgerald, Brenda; Jakeway, Carole C; Howgate, James C; PatO'Neal

 Cc:
 Pfirman, Kate

 Subject:
 Dr. Eric Walsh - North Georgia Health District

He has accepted the position and will begin work on June 16, 2014. Thanks for your help...

Lee Rudd Director of Human Resources Department of Public Health 2 Peachtree Street, 16th Floor Atlanta, GA 30303



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EXHIBIT 8

Original Message From: Jack Kennedy To: walshsda Sent: Fri, May 9, 2014 7:30 am Subject: Fwd: Welcome
Eric,
Great news that you and your family are coming to Georgia.
Please let me know if I can help in any way. I have been in Cobb since 1986 and have a cabin up in Gilmer County in your new district.
Louise is definitely the local expert on anything in your six counties.
Look forward to seeing you in June.
Jack K.
Personal Email: Cell:
end of AOLMsgPart_0_c0c4f6ba-bc94-4bf3-916e-3cc07e7e0182 Attached Message
From: Louise Hamrick To:
Tonya Subje Welcome ct:
Date: Fri, 09 May 2014 08:21:49 -0400

Hello Dr. Walsh,

On behalf of the District Leadership Team and our interim District Health Director, Dr. Jack Kennedy, welcome to the North Georgia Health District 1-2 as our District Health Director.

We are very pleased that you chose to join our team, and we look forward to working with you.

If I can answer any questions or be of any assistance to you in your preparation to assume the position, please let me know.

We look forward to seeing you in June.

Louise

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Louise W. Hamrick, MSN, MBA, RN, FNP-BC District Deputy Director North Georgia Health District 100 West Walnut Avenue Suite 92 Dalton, Georgia 30720

