

EXHIBIT 3



Town of Clifton Park

Office of Town Attorneys

Thomas McCarthy

Town Attorney

One Town Hall Plaza • Clifton Park, New York 12065 • (518) 371-6651 • FAX: (518) 371-1136

November 21, 2022

James Whalen, Esq.
34 Aster Drive
Rexford, NY 12148

Dear James:

The Town is investigating the nature, extent, and duration of misconduct and abuse of office by at least one former Town Board Member, relative to the conversion of an employee's time, and town resources for political purposes, as well as other, related matters.

Facts and documents uncovered thus far clearly indicate that the pattern of abuse goes back to at least November 2020. Emails suggest that the timing and circumstances of your resignation from the Town Board are implicated in the investigation.

Last week I called you to ask if you would speak to me regarding these matters, hoping you could shed some light on some of the inconsistencies I have found in the record contemporaneous with your resignation and thereafter. Based on the extent of the subsequent fraudulent conduct I have uncovered, I need to formally ask for an investigatory interview with you, at a time that is convenient to you. Please contact me at 518-348-7352 and let me know if you will speak with me.

Thank you,

Thomas R. McCarthy
Town Attorney

James M. Whalen
34 Aster Drive
Rexford, NY 12148

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NOV 20 2020

November 19, 2020

CLIFTON PARK
TOWN CLERK

Teresa Brobston, Clifton Park Town Clerk
Clifton Park Town Hall
1 Town Hall Plaza
Clifton Park, NY 12065

Dear Mrs. Brobston,

I hereby resign my position as Council Member for the Town of Clifton Park effective midnight on January 1, 2021. As my family has begun plans to relocate outside of the Town next year, I think it appropriate to step aside now in order to permit someone else to serve in this position. It has been an honor to serve the residents of the Town of Clifton Park for the last nine years, and a pleasure to work with a dedicated team of professionals within Town government. Together, I know that we have truly made Clifton Park a better place.

Sincerely


James M. Whalen