



May 13, 2010

The Honorable Martha Coakley  
Office of the Attorney General  
One Ashburton Place, 20<sup>th</sup> Floor  
Boston, MA 02108

**Re: Beth Israel Deaconess Medical Center**

Dear Attorney General Coakley:

I am writing as Chairman of the Board of Directors at Beth Israel Deaconess Medical Center ("BIDMC" or "the Hospital").

On or about April 21, 2010, the Board became aware of an anonymous letter dated March 15, 2010 involving the Hospital's CEO. Despite the patently offensive language contained in the anonymous letter, the Board, consistent with its fiduciary obligations to the Hospital, undertook an investigation with the assistance of outside counsel, Attorney Robert Sherman.

On or about April 30, 2010, a second anonymous letter was received, and the Board instructed that the allegations contained in that second anonymous letter be part of the investigation.

The Board process included a meeting of a special ad hoc subcommittee of the Board and three special meetings of the full Board in executive session. During this process, counsel interviewed dozens of individuals and reviewed the full employment record, documents related to policies, and the complaint logs within the Hospital. He reported all his findings to the Board. That process concluded with a statement by the Board expressing its disappointment in a single instance where the CEO exhibited a lapse of judgment with respect to a personal relationship with an employee, and the imposition of financial sanctions on the CEO.

The Board believed that once this action was taken, the matter would be closed. The Board is confident in its process and the conclusions it reached based on the facts before it. Nevertheless, because this matter involves issues of governance not previously within its experience, and in order to fulfill its public trust responsibilities, the Board believes that it would be prudent to seek an independent review of its actions.

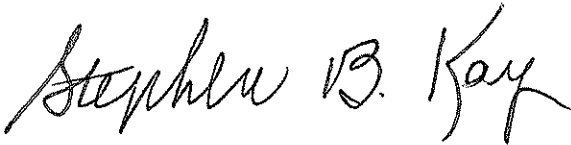
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Accordingly, in light of your office's statutory oversight of public charities, I am writing on behalf of the Board to request that your office conduct a review of the appropriateness of the Board's governance process and conclusions and any other matter appropriately within the jurisdiction of the Office of the Attorney General. The Board pledges full cooperation with your office in such a review.

The Board believes that an independent review by your office would reassure our employees, patients, and the entire Beth Israel Deaconess Medical Center community that our Board remains committed to protecting the integrity of this institution and fulfilling its fiduciary duties.

We appreciate your consideration of this request, and look forward to discussing this matter in more detail. Please contact the Board's counsel, Bob Sherman, at 617-310-6015.

Very truly yours,

A handwritten signature in black ink that reads "Stephen B. Kay". The signature is written in a cursive style with a large, prominent "S" and "K".

Stephen Kay