

STATE OF NEW HAMPSHIRE

SUPERIOR COURT

MERRIMACK COUNTY, SS

STATE OF NEW HAMPSHIRE,

Case No.: 217-2024-CR-1167

vs.

ANNA BARBARA HANTZ MARCONI,

MOTION TO INTERVENE BY RIGHT

Pursuant to New Hampshire Super. Ct. Rule 15, and/or local rule, Intervenor-by-right Brok-Alan Woodward-Griffith (“Intervenor,” “Griffith”) hereby respectfully moves for intervention in the present criminal proceedings against Justice Anna Barbara Hantz Marconi (“Marconi,” “The Accused”). The Intervenor has an immediate, ongoing, and urgent need for access to confidential information in this proceeding, including but not limited to the Grand Jury materials. For the facts, allegations, and arguments following, Griffith humbly and respectfully request that this Honorable Court **GRANT** Intervenor’s instant motion. Without prejudice, and without waiving any rights, Griffith states in support as follows.

INTRODUCTION

The criminal case at bar involves the indictment of Anna Barbara Hantz Marconi, for alleged corruption, improper solicitation, improper influence, and/or gross criminal misconduct. The allegations against The Accused are of significant concern because they **directly impact the fairness** of Intervenor’s civil lawsuit against PC Connection, Inc. (Case No. 216-2023-CV-00220, N.H. Super. 2023), in which Marconi presided over Griffith’s first appeal in October of 2023, intentionally and improperly denying such appeal as “interlocutory.” (Case No. 2023-

1 0527, N.H. Supr.) Now, a *new* Supreme Court Justice, Melissa Beth Countway, has employed
2 similar improper denial tactic to attempt to violate and/or deprive Griffith of his due process
3 rights, on his latest appeal (N.H. Supr. Ct. Case No. 2024-0610) in the afore-mentioned civil case
4 with PC Connection.

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6 Specifically, Griffith believes the *improper denial of his appeals* by the Supreme Court
7 Justices was intentional, and due to external pressures, solicitation, or improper influence, by PC
8 Connection and/or Patricia Gallup, which did and/or would constitute a violation of Griffith's
9 civil and constitutional rights. Given that the instant criminal case against Marconi addresses
10 alleged misconduct by Marconi in abusing her position and influence as a New Hampshire
11 Supreme Court Justice, Griffith seeks to intervene to preserve his civil and constitutional rights
12 to both evidence and witnesses that could be relevant to impropriety and/or breach of impartiality
13 in future proceedings involving Griffith. Moreover, Griffith moves to intervene to *ensure* that
14 justice is not compromised.
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16
17 Plus, the fact that the New Hampshire Supreme Court Justices took the *extreme* step of
18 fully recusing themselves from Marconi's disciplinary hearing, indicates a fundamental
19 breakdown in New Hampshire's system of justice. Further, in light Marconi's allegations against
20 Chief Justice MacDonald, upon information and belief, it is believed that Marconi is either aware
21 of, and/or partook in, additional misconduct and/or criminal activity, in her capacity as Supreme
22 Court Justice of New Hampshire.
23

24 Therefore, Intervenor Griffith respectfully requests that this Honorable Court, within its
25 discretion, grant this instant motion to intervene in the criminal case of Marconi, to ensure that
26 the interests of justice are fully addressed and upheld, and that Intervenor's civil and
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1 constitutional rights and interests are protected – and moreover, that Intervenor’s civil action
2 against PC Connection, Inc., is fairly and properly adjudicated.

3 **FACTUAL AND PROCEDURAL BACKGROUND**

- 4
- 5 1. On April 3rd, 2023, PC Connection, Inc., d/b/a Connection (“Connection”), owned by
6 Patricia Gallup, initiated a lawsuit against Intervenor Griffith in Hillsborough
7 Superior Court North (See Docket No. 216-2023-CV-00220, PC Connection, Inc.,
8 d/b/a Connection v. Brok-Alan Woodward-Griffith, et al), alleging, among other
9 things, that Intervenor Griffith, and his new employer, Datacenter Warehouse, LLC,
10 was engaged in “Corporate Espionage.” These allegations against Griffith, by PC
11 Connection, have been proven to be knowingly and intentionally false – and as
12 Griffith has alleged – amount to perjury.
- 13
- 14 2. Through perjury, knowing and material misstatements of the facts, and/or fraud,
15 Connection improperly obtained a preliminary injunction against Griffith, which
16 utterly, totally, and irreparably destroyed Griffith’s life and livelihood, forced him
17 into bankruptcy, and has caused the loss of his home by foreclosure. The injunction
18 led to a proper Supreme Court Rule 7 Mandatory appeal by Griffith (Case No. 2023-
19 0527, N.H. Supr.), which was intercepted by Marconi in October of 2023, whom at
20 the time, was a sitting New Hampshire Supreme Court Justice.
- 21
- 22 3. This fraudulent conduct was bolstered by the fact that Anna Barbara Hantz Marconi,
23 sitting as Supreme Court justice at the time of Griffith’s first proper mandatory
24 appeal, denied Griffith’s appeal as “interlocutory.” Upon information and belief,
25 Marconi’s conduct was a knowing and intentional abuse of her office and ethical
26 responsibilities, and an act of official oppression,
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- 1 4. Such denial by Marconi was improper and/or illegal as a matter of law and precedent,
2 a disrespect of *stare decisis*, a breach of the judicial code of conduct, ethics, and
3 rules, and upon information and belief, Marconi rendered such verdict, disposing of
4 Griffith's first proper mandatory appeal, due to improper influence from Connection,
5 Patricia Gallup ("Gallup"), and/or agents, officers, and/or representatives operating
6 on behalf of Connection and/or Gallup.
7
- 8 5. Moreover, the Supreme Court's denial of Griffith's first mandatory appeal came upon
9 the heels of PC Connection's fraudulent and/or perjurious conduct being exposed by
10 Griffith at the trial court level, whereby Connection was forced to admit that they had
11 deliberately and intentionally misstated the facts to the trial court, to improperly seek
12 an injunction, abuse Court process, and maliciously retaliate against Griffith, and
13 utilize theft by deception to attempt to steal Griffith's lucrative business relationships.
14
- 15 6. Indeed, through discovery, it became known that PC Connection, Inc., and thereby
16 Patricia Gallup, has been engaged in an ongoing basis, a pattern of fraudulent and
17 deceptive business practices, seeking to prey upon the people the New Hampshire,
18 and anyone unlucky enough to enter employment with Connection, by, among others
19 things, attempting to enserf and/or enslave such employees by contract, and utilizing
20 the New Hampshire legal system as an extension of PC Connection's business
21 strategy – seeking to improperly utilize the legal system to “punish” employees who
22 dare leave employment, and to destroy their life, livelihood, and potential future
23 business opportunities, and stealing and/or destroying lucrative business relationships
24 in the process. As alleged, this is a knowing and intentional stifling of competition
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1 within New Hampshire, and a knowing and intentional engagement in unfair and
2 deceptive business practices.

- 3
4 7. Upon information and belief, members of the current sitting Supreme Court Justices
5 *rushed* to deny Griffith's appeal, following such exposure of Connection as outlined
6 above, which sought to bolster Marconi's initial improper and/or illegal actions and
7 conduct taken in Griffith's first appeal, with the aim to cover up the illegality and
8 fraud committed by Connection, and Connection's attempted fraud upon the court.
9 Upon information and belief, this was done deliberately, and at Patricia Gallup's
10 request and/or instruction (or those acting on her and/or Connection's behalf), in
11 order to save Connection and/or Gallup from further litigation, cause procedural
12 confusion at the trial court level, and, upon information and belief, to intentionally
13 and deliberately deprive Griffith of his rights, and absolute right to due process.
14
15 8. Upon information and belief, The Accused's misconduct in Griffith's first appeal to
16 the New Hampshire Supreme Court from Case No. 216-2023-CV-00220 resulted in a
17 complaint to the Judicial Conduct Committee, which resulted in a referral to the New
18 Hampshire Attorney General, which, upon information and belief, resulted in this
19 instant criminal case at bar against Marconi.
20
21 9. Most disturbingly, the allegations against The Accused indicate that Marconi
22 approached Gov. Sununu to state something to the effect of that "the investigation
23 into [her husband] needed to wrap up quickly because she was recused from
24 important cases pending or currently pending before the New Hampshire Supreme
25 Court." (See Indictment at ¶ 5, CID 2257290C).
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- 1 10. In, around, and/or directly before this same time that Marconi was placed on
2 administrative leave from the New Hampshire Supreme Court, and allegedly
3 approached Governor Sununu, PC Connection, Inc. v. Brok-Alan Woodward-Griffith,
4 et al, was due to be appealed to the New Hampshire Supreme Court a *second time*.
5
- 6 11. Upon information and belief, the “important cases pending” that Marconi needed to
7 sit and/or rule on was directly referencing, and/or included, the afore-mentioned
8 litigation between Connection and Griffith (Case No. 216-2023-CV-00220).
9 Presently, Griffith’s counterclaim damages could exceed a potential \$90,000,000,
10 based on reports prepared by Griffith’s expert witnesses.
11
- 12 12. Even more concerning, a presumptive vital element to The Accused’s defense is that
13 Marconi “informed the Chief Justice [Gordon MacDonald]” of her intention to speak
14 with Governor Sununu, who apparently gave his blessing to Marconi, as “that was her
15 right” (See e.g. 11/08/24 Def. Mot. to Dismiss at ¶ 44, p. 18).
16
- 17 13. Equally concerning, in the face of these indictments and allegations against Marconi,
18 the entire New Hampshire Supreme Court recused themselves from sitting on The
19 Accused’s disciplinary hearing, which directly implies some conflict of interest
20 and/or impropriety on behalf of the sitting Justices of the New Hampshire Supreme
21 Court.
22
- 23 14. On October 17th, 2024, following the announcement of Justice Marconi’s indictment,
24 PC Connection, Inc.’s stock price (Symbol: CNXN) began a controlled and sustained
25 sell-off for approximately five (5) days. This price activity of the stock, with no direct
26 news and/or catalyst for same, implies that a company insider with a sizeable stock
27 position began a “controlled liquidation.” The estimated proceeds from this alleged
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1 “controlled liquidation” of Connection’s stock could be up to, and exceed,
2 \$25,000,000. Upon information and belief, this money belongs to none other than
3 Patricia Gallup, and/or agents and operatives acting upon her behalf and/or
4 instruction, and is being used to improperly interfere, and/or to seek favors and/or
5 further improperly influence proceedings involving, directly or indirectly, Gallup and
6 Connection.
7

8 15. As of October 30th, 2024, Intervenor has brought another *lawful and proper* appeal
9 by right, a Rule 7 Mandatory Appeal, in PC Connection v. Woodward-Griffith, et al,
10 (See Case No. 2024-0610, N.H. Supr. Ct.), which has alarmingly also been
11 improperly dismissed as “interlocutory” by Justice Melissa Beth Countway, in a
12 similar manner in which Marconi acted. This denial of Griffith’s second appeal by
13 Justice Countway is, much like Marconi’s, inexplicable, inexcusable, in defiance of
14 Justice Countway’s ethical duties and responsibilities, in defiance of precedent and
15 *stare decisis*, actively deprives Griffith’s due process rights, and is entirely improper
16 conduct by the Supreme Court of the State of New Hampshire. Such appeal is still
17 pending reconsideration before the New Hampshire Supreme Court (Case No. 2024-
18 0610, N.H. Supr. Ct.) – but if prior experience is indication, Griffith’s request for
19 reconsideration will be “mysteriously” denied *en banc*.
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22 16. Upon information and belief, a complaint to the Judicial Conduct Committee has
23 been filed against Justice Melissa Beth Countway, on account of her improper and
24 unethical denial of Griffith’s *second* appeal in the PC Connection case.
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26 17. Most disturbingly of all, both of Griffith’s appeals to the Supreme Court revolve upon
27 a simple, basic question, which the Supreme Court of New Hampshire is
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1 constitutionally mandated to address. Paraphrased, Griffith's appeal question, both
2 times, has been: "What is the interpretation of New Hampshire RSA 275:70-a?" This
3 question is not just extremely simple, but it is integral to the proceeding between
4 Griffith and PC Connection. Moreover, the fact that the New Hampshire Supreme
5 Court continues to intentionally and willfully shirk their mandated duty to issue
6 clarification on laws and statutes of the State of New Hampshire, is damning
7 evidence that Marconi, Justice Countway, and possibly others on the New Hampshire
8 Supreme Court, are tainted and/or have been corrupted by the improper influence of
9 Patricia Gallup and/or PC Connection.
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11
12 18. Moreover, N.H. RSA 275:70-a is protective legislation, which is intended as a benefit
13 and protection to every citizen of the State of New Hampshire. The Supreme Court
14 refusing to hear this issue is a blatant deprivation of rights of every citizen of the State
15 of New Hampshire, implies selective enforcement by the New Hampshire Supreme
16 Court, and is an affront to equal protection and equal justice under the law.
17

18 19. Accordingly, it is believed that both the State and Marconi possess certain
19 confidential evidence, materials, and or witnesses/witness lists in this instant case
20 against Marconi, including but not limited to those presented to the Grand Jury, that
21 have a direct, immediate, and material impact on Griffith's case against PC
22 Connection. Griffith seeks to intervene to review such materials, to determine what
23 further impropriety and improper influence PC Connection has or may have
24 committed, or of other wrongdoing committed by PC Connection in attempt to
25 influence the New Hampshire Supreme Court and/or judicial system. Moreover, upon
26 information and belief, The Accused is presumed to be a material fact witness in PC
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1 Connection, Inc., d/b/a Connection v. Brok-Alan Woodward-Griffith, et al, Case No.
2 216-2023-CV-00220 (N.H. Super. Hillsborough North).

3 **SUMMARY OF THE ARGUMENT**

4 20. Intervenor respectfully represents, to his knowledge and belief, that this is a novel
5 issue in New Hampshire law: Moving to intervene in a criminal proceeding to gain
6 access, by right, to relevant evidentiary materials. The summary of Griffith’s
7 argument is thus: the motion to intervene is the proper vehicle to use; Griffith has no
8 other adequate remedy at law; and Griffith has a presumptive and absolute right to
9 review the materials, documents, and evidence presently confidential and/or sealed in
10 this instant case.
11

12 **LEGAL STANDARD**

13 21. The New Hampshire Superior Court Civil Rules offer a bare-bones standard for who
14 may intervene in a state court proceeding: “any person shown to be interested.” Sup.
15 Ct. Civ. R. 15. The New Hampshire Supreme Court elaborated that Rule 15 requires
16 showing “a right involved in the trial and a direct and apparent interest therein.”
17 Lamarche v. McCarthy, 158 N.H. 197, 200 (2008). Superior courts have discretion
18 over who may intervene in state court proceedings, and the “right of a party to
19 intervene in pending litigation in this state has been rather freely allowed as a matter
20 of practice.” Brzica v. Trustees of Dartmouth College, 147 N.H. 443, 446 (2002).
21 22. One actionable “right” that the New Hampshire Supreme Court affirmed as a basis
22 for intervention was the right to request access to sealed court records. Petition of
23 Keene Sentinel, 136 N.H. 121, 125 (1992).
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1 23. Another actionable right, that belongs to every citizen in the State of New Hampshire,
2 is provided by N.H. RSA 91-A:1. “Openness in the conduct of public business is
3 essential to a democratic society. The purpose of [Chapter 91-A] is to ensure both the
4 greatest possible public access to the actions, discussion and records of all public
5 bodies, and their accountability to the people.” Moreover, N.H. RSA 91-A:7-b
6 provides that “any party aggrieved by a violation of this chapter shall have the option
7 to... petition the superior court.”
8

9 24. The alleged misconduct by The Accused, in her capacity as a public official, member
10 of a governing body, and a New Hampshire Supreme Court Justice, ***demands*** the
11 utmost transparency, and moreover – because Marconi’s misconduct extends far
12 beyond just an alleged attempt to interfere with her husband’s investigation, seeking
13 alleged improper influence and/or favors from Governor Sununu, but extends to
14 undeniably improper actions taken by her, and other members of the New Hampshire
15 Supreme Court, Griffith has ***an absolute right*** to review ***any*** confidential materials in
16 this instant case. See, e.g. N.H. Const. part I, art. 8: “All power residing originally in,
17 and being derived from, the people, all the magistrates and officers of government are
18 their substitutes and agents, and at all times accountable to them.” and Art. 10:
19 “Government being instituted for the common benefit, protection, and security, of the
20 whole community.”
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24 **INTERVENOR HAS A DIRECT INTEREST AND RIGHT AT STAKE**

25 25. On weight of the authorities above, Griffith has a direct and actionable right at stake
26 in this instant criminal litigation, because allegedly, Marconi spoke, in some form, to
27 Governor Sununu, the words “the investigation into [her husband] needed to wrap up
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1 quickly because she was recused from important cases pending or currently pending
2 before the New Hampshire Supreme Court.” (See Indictment at ¶ 5, CID 2257290C).

3
4 26. Therefore, it is difficult, if not impossible, to believe that the Attorney General made
5 no inquiry as to what “important cases pending” Marconi was allegedly referring to
6 when speaking with Governor Sununu. Furthermore, it begs the suspension of
7 disbelief that Marconi, who is presumed to know the law and her ethical duties and
8 responsibilities, would take such an *extreme* step of meeting with Governor Sununu
9 in the first place – to allegedly squash an investigation into her husband. As there is a
10 direct and causal link between Marconi’s actions in being recused from “important
11 cases pending” and the actions she allegedly took in meeting with Governor Sununu
12 concerning her husband’s investigation and/or her recusal – it would stand to reason
13 that the Attorney General made a thorough and dutiful inquiry into Marconi’s
14 motivations. “Because persons rarely explain to others the inner workings of their
15 minds or mental processes, a culpable mental state must, in most cases, be proven by
16 circumstance evidence.” *State v. Bellville*, 166 NH 58, 62 (2014)

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19 27. Moreover, at this procedural standpoint, *it is not disputed*, by Marconi or the State,
20 that the reason for Marconi’s meeting with Governor Sununu was her recusal from
21 “important cases,” due to being on leave from her Supreme Court duties, on account
22 of the investigation into her husband, Geno Marconi.

23
24 28. Because Marconi’s denial of Griffith’s first appeal in Griffith’s case against
25 Connection was a blatant abuse of Marconi’s ethical duties, obligations, and
26 constitutional mandate, namely, that the New Hampshire Supreme Court must give
27 clarity to the law and statutes of the State of New Hampshire, and fairly, equally, and
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1 justly apply those same laws between litigants, Griffith has a direct and apparent
2 interest and right to know what further testimony may have given, and what other
3 witnesses may have testified about Marconi's conduct, and what other materials may
4 have been gathered. This right is supported by the fact that, not only was Griffith's
5 counterclaims against PC Connection, Inc., potentially valued in excess of
6 \$90,000,000, Griffith's appeal was one of those very important cases that had been
7 before The Accused, which she ruled upon, and was presumptively anticipated to be
8 before The Accused again, shortly, on another appeal.
9

10 29. Moreover, because of The Accused's position in office, and vast power, and the fact
11 that the denial of Griffith's first AND second appeals on specious and improper
12 grounds, by Marconi, Justice Countway, and/or the New Hampshire Supreme Court
13 *en banc*, reveal to the public that the Supreme Court is "picking and choosing" which
14 laws to apply and when – in a direct affront and insult to the citizens of the State of
15 New Hampshire. On this principle and argument alone, full transparency of the
16 evidence in this action, including the Grand Jury materials, is well within the rights
17 and interests of every citizen of the State of New Hampshire – not just Griffith.
18

19 30. Upon information and belief, the grand jury materials, and any other materials and
20 evidence in the possession, custody, and control of the New Hampshire Attorney
21 General's office, have a direct and causal relationship to Griffith's defense, and
22 counterclaims, against PC Connection, Inc. (Case No. 216-2023-CV-00220, N.H.
23 Super. Ct. Hillsborough North), and therefore, Griffith has, on the weight of
24 authorities, a demonstrated right and interest in this proceeding, and confidential
25 evidence, testimony, and materials therein.
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1 **INTERVENOR HAS NO ALTERNATIVE ADEQUATE REMEDY AT LAW – THE**
2 **MOTION TO INTERVENE IS THE PROPER MECHANISM**

3 31. Turning to the questions of whether the motion to intervene is the proper mechanism,
4 and of whether intervenor has no other remedy at law – the answer to both is in the
5 affirmative.
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7 32. First, as cited above in Brzica, supra, the “right of a party to intervene in pending
8 litigation in this state has been rather freely allowed as a matter of practice.”
9 Moreover, N.H. RSA Chapter 91-A, despite enumerating a right of the citizens of
10 New Hampshire to “ensure both the greatest possible public access” to government
11 records to ensure “their accountability to the people,” N.H. RSA 91-A:5 I exempts
12 the records of “grand and petit juries.”
13

14 33. Therefore, there is no redress for Griffith to access the Grand Jury materials under a
15 FOIA request, without, presumably, extensive litigation, which, arguendo, Griffith
16 would potentially have to name, as Defendant: The State of New Hampshire, The
17 Attorney Generals Office, the individuals acting in such departments in such
18 capacities – furthermore, potentially Marconi herself, Governor Sununu – perhaps
19 even this trial court. This is an unworkable situation, is against the interest of justice,
20 and risks turning this proceeding into a media circus. Such is not the Intervenor’s
21 intention. Griffith seeks only to access materials that, upon information and belief, are
22 directly relevant to Griffith’s litigation against PC Connection, pending in
23 Hillsborough Superior Court North, and it is within this Honorable Court’s discretion
24 to grant such a request.
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CONCLUSION

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2 34. Accordingly, for the facts, allegations, authorities, and arguments above, and without
3 prejudice, and without waiving any rights, Griffith humbly and respectfully requests
4 that this Honorable Court, in it's discretion, **GRANT** Intervenor Griffith's motion,
5 allow Intervenor to review any and all confidential evidence in the possession of
6 either party, including but not limited to evidence, testimony, and materials used in
7 Marconi's Grand Jury proceeding.
8

9 35. Intervenor respectfully and humbly states that granting such motion is well within the
10 discretion of this Honorable Court; is in the interest of justice; is not prejudicial to
11 any party to this litigation; and a denial of Intervenor's motion would work a manifest
12 injustice, and Griffith respectfully states, would be an error of this Honorable Court.
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1 **PRAYER FOR RELIEF**

2 WHEREFORE, without prejudice and without waiving any rights, Intervenor Griffith
3 humbly and respectfully requests that this Honorable Court:
4

- 5 a. Grant this instant motion, and provide Griffith intervenor standing;
- 6 b. Make accessible all evidence, materials, witnesses, and witness lists in the possession
7 of either party, including Grand Jury materials;
- 8 c. Any such other and further relief as this Honorable Court deems just, necessary, and
9 proper.

10 Respectfully submitted,

11 Dated this 2nd of December, 2024.

12 /s/Brok-Alan Woodward-Griffith

13 _____
14 Brok-Alan Woodward-Griffith, *pro se*

15 471 Silver Street, Apt. 105
16 Manchester, NH, 03103
17 brokgrf@gmail.com
18 603.325.0749

19 **CERTIFICATE OF SERVICE**

20 I hereby certify that a copy has been provided
21 to all parties via the Court’s eFile service. I
22 hereby further certify that a copy has been
23 delivered, in hand, to the parties, and by US
24 Mail.

25 /s/Brok-Alan Woodward-Griffith
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STATE OF NEW HAMPSHIRE

SUPERIOR COURT

MERRIMACK, SS

STATE OF NEW HAMPSHIRE,

Case No.: 217-2024-CR-01167

vs.

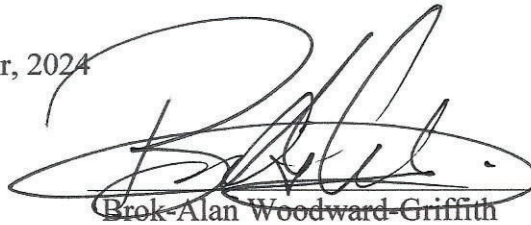
ANNA BARBARA HANTZ MARCONI,

AFFIDAVIT OF BROK-ALAN
WOODWARD-GRIFFITH

I, Brok-Alan Woodward-Griffith, of Manchester NH, HEREBY MAKE OATH AND
SAY THAT:

1. The facts and allegations contained in the "Motion to Intervene" are true and accurate, to the best of my knowledge, belief, recollection, and ability.
2. Further affiant sayeth naught.

Dated this 2nd of December, 2024



Brok-Alan Woodward-Griffith

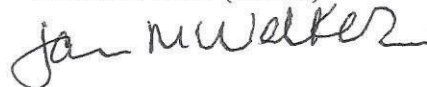
State of New Hampshire, County of

Hillsborough

SUBSCRIBED AND SWORN TO BEFORE

ME, on the *2nd* of *December 2024*

SIGNATURE (SEAL)



NOTARY PUBLIC

My Commission expires: *March 25, 2025*

