



November 15, 2019

Arkansas Democratic Party of Arkansas  
1300 W Capitol Ave.  
Little Rock, AR 72201

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I represent Mr. Joshua Mahony and he asked me to provide you with clarity in his position.

On November 12, 2019, my client withdrew from the senate race and cited family health concerns. Given this family issue, he was not able to devote the time necessary to proceed in the campaign. Josh has been a strong supporter of the Democratic Party of Arkansas and appreciates the party and the public granting him time and privacy to address his family's health matters.

He has attempted to contact several members of the party but has not been successful. Although he is willing to visit, he wants to make sure the Party does not misconstrue the reasons for his exit as him having the personal health crisis.

Please direct all communications to me. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Mark Murphey Henry', written in a cursive style.

Mark Murphey Henry

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November 18, 2019

Mark Murphey Henry  
Rose Law Firm  
P.O. Box 4800  
Fayetteville, AR 72702

RE: Josh Mahony Withdrawal

Dear Mr. Henry:

I received your email and letter last Friday. You stated that your intent was to provide greater clarity of Josh's position with respect to his withdrawal from the U.S. Senate race. You indicated, as Josh did in his initial statement, that the reason for the withdrawal is "family health concerns." You further explained that Josh is not the individual suffering from personal health issues. Thank you for that information.

As I am sure you can understand, however, the Democratic Party of Arkansas ("DPA") needs additional information as we assess the correct path forward. It is the desire of the DPA to ensure that Tom Cotton does not go unchallenged in the 2020 election. In order to introduce a new candidate, however, we must make certain that the DPA is on solid legal footing. Arkansas Code Annotated § 7-7-106 allows for a party to fill a vacancy on account of death or a serious illness. It is under this section of the Code that we conduct our legal analysis.

The DPA has no intention to misconstrue any of the facts surrounding Josh's withdrawal. We want to move forward honestly and with integrity. It is in this vein that we have sought, and continue to seek, more information.

Prior to receiving your letter on Friday, a member of the DPA staff spoke with Josh and requested that he attend a meeting with party leaders this morning at 10:30 a.m. at the DPA headquarters. The purpose of that meeting was to gain further insight into Josh's withdrawal. Josh agreed to attend that meeting. Unfortunately, and without providing a reason, Josh chose not to

attend. I also reached out to you this weekend, asking to speak with you about the issues in your letter. You have not responded to that request.

In the continued interest to fully understand the reasons behind Josh's withdrawal, and to correctly assess our legal position, the DPA now respectfully requests copies of any medical records that support the stated reason of "family health concerns." Such records will be kept strictly confidential and will be viewed only by myself and Chairman Gray, unless as otherwise required by law. Should you require that a confidentiality agreement be signed in order to transmit such records, the DPA will certainly oblige.

I appreciate any assistance you can provide as we continue to assess the situation, and look forward to hearing from you soon. Thank you.

Very truly yours,

FUQUA CAMPBELL, P.A.

A handwritten signature in black ink that reads "Annie Depper". The signature is written in a cursive style with a large, prominent "D" in the last name.

Annie Depper

AD/bsg