

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act for the relief of Glen D. Pond.*

3 [S 783]

4 Approved

5 Whereas, Glen D. Pond served as Director of the Virginia Retirement System (VRS) for over 18
6 years; and7 Whereas, Mr. Pond retired in 1991 after having led the VRS to the forefront among public retirement
8 systems in the United States; and9 Whereas, in 1992, the Attorney General's Office and federal prosecutors each began separate
10 investigations into the VRS's acquisition of RF&P Corp.; and11 Whereas, the investigations by the Attorney General's Office and the federal prosecutors were
12 directed at actions taken in good faith by Mr. Pond and certain members of the VRS Board of Trustees;
13 and

14 Whereas, federal prosecutors publicly made false allegations against Mr. Pond and others; and

15 Whereas, after more than three years of investigation including two different teams of federal
16 prosecutors and two separate grand juries, no charges were filed against Mr. Pond; and

17 Whereas, no counsel was provided to Mr. Pond by the Attorney General's Office; and

18 Whereas, on January 21, 1994, Governor George Allen revoked an order signed by former Governor
19 L. Douglas Wilder providing a state-funded defense of officers, agents, and employees of the
20 Commonwealth of Virginia investigated by the United States in connection with the VRS investment in
21 RF&P; and22 Whereas, Mr. Pond incurred legal expenses of \$145,000 to defend himself against the false
23 allegations which have blemished his reputation and caused great pain and suffering to both Mr. Pond
24 and his family; and25 Whereas, the VRS has currently, and has maintained since 1978, a directors and officers liability
26 insurance policy, which Mr. Pond believed would protect him in the event that he was falsely accused
27 of wrong-doing in connection with carrying out his duties on behalf of the VRS; and28 Whereas, the VRS directors and officers liability insurance company failed to indemnify Mr. Pond;
29 and30 Whereas, on February 27, 1996, Mr. Pond, submitted a request to VRS for payment of expenses
31 incurred over the course of the investigation; and32 Whereas, on July 31, 1996, the Attorney General stated publicly that the Commonwealth of Virginia
33 lacked the authority to reimburse Mr. Pond; and

34 Whereas, Mr. Pond has no other means to obtain relief except by action of this body; now, therefore,

35 **Be it enacted by the General Assembly of Virginia:**36 1. § 1. *That there is hereby allocated out of funds appropriated to the Virginia Retirement System the*
37 *sum of \$145,000 for the relief of Glen D. Pond. This sum shall be paid by check issued by the State*
38 *Treasurer on a warrant issued by the Comptroller, upon execution by Glen D. Pond of release of all*
39 *claims he may have against the Commonwealth or any of its political subdivisions.*

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