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In the Matter of GEORGE SASSOWER, an
Attorney and Counselor-at-Law:
GRIEVANCE COMMITTEE
FOR THE
NINTH JUDICIAL DISTRICT,
Petitioner,
against
GEORGE SASSOWER,
Respondent.

WAIVER
OF
CONFIDENTIALITY

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To: Acting Presiding Justice *William F. Mastro* & Associate Justices of the Appellate Division

1. After permitting *Gary L. Casella*, Esq., Chief Counsel for Petitioner, with the opportunity to respond, I request that he be directed to provide me with the "non-confidential" information which I requested on February 10, 2012.

The body of his response of February 14, 2012, in full, was:

"Pursuant to Judiciary Law 90(10) and 22 NYCRR 691.4(j), any and all records of this Committee are sealed and deemed private and confidential. Such records may be released only upon order of the Appellate Division. Accordingly, this Committee is exempt from the disclosure requirements of the Freedom of Information Law (see Public Officers Law Section 87[a][2]).

Therefore, we are unable to assist you."

Ironically, had I & *Doris L. Sassower*, Esq., been convicted, instead of resoundingly vindicated, I would not need the permission of anyone in order to obtain most of the confidential information in these proceedings!

2. Since I did not wish to attribute to Mr. Casella any misconduct prior to his assuming his present position, I requested that:

1. "Could you advise me of the date that the employment of Donald B. Humphrey, Esq. as Counsel for the Grievance Committee, Ninth Judicial District, was terminated and the date that you assumed that position."

This & similar questions were not "confidential", within the meaning, intent or common sense of the statutes or otherwise.

3. In any event, to "moot" the issue I, for any and all purposes, formally, unequivocally & unambiguously, waive "confidentiality" in this matter (*In the Matter of Andrew F. Capoccia*, 59 N.Y.2d 549, 466 N.Y.S.2d 268).

Thus, in addition to the information requested on February 10, I now also request a copy of the Report of April 12, 1979 by the Grievance Committee, which Report requested permission to have me prosecuted for Professional Misconduct.

3. This Court, based on the aforementioned Report by Petitioner, dated April 12, 1979, issued an Order dated May 18, 1979, authorizing my prosecution.