

Center for Judicial Accountability, Inc. (CJA)

From: Brodie, Frederick <Frederick.Brodie@ag.ny.gov>
Sent: Tuesday, July 24, 2018 5:01 PM
To: 'Center for Judicial Accountability, Inc. (CJA)'
Cc: Paladino, Victor
Subject: RE: CJA v. Cuomo -- NOTICE TO ATTORNEY GENERAL UNDERWOOD: your duty to withdraw Assistant Solicitor General Brodie's letter to the Appellate Division & to appear personally, or by a high-ranking deputy, at the oral argument of the TRO -- Friday, July 27t

Dear Ms. Sassower,

I write in response to your email of July 24 at 3:22 p.m.

Attorney General Underwood will not be appearing for the argument on your TRO. As I previously informed you, any oral arguments in the case will be handled by me.

I will not respond to document requests at the TRO argument. The appellate level is too late for document requests. Further, I doubt that any such "findings of fact and conclusions of law" exist.

In any event, the burden of establishing entitlement to emergency relief rests on you -- as plaintiff, appellant, and movant. Your unilateral attempt to delay the TRO argument undercuts any claim of immediate and irreparable injury.

I stand by the content of my July 23 letter.

Very truly yours,

Frederick A. Brodie
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(518) 776-2317
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From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>
Sent: Tuesday, July 24, 2018 3:22 PM
To: Underwood, Barbara <Barbara.Underwood@ag.ny.gov>
Cc: Brodie, Frederick <Frederick.Brodie@ag.ny.gov>; Paladino, Victor <Victor.Paladino@ag.ny.gov>; Sabel, Janet <Janet.Sabel@ag.ny.gov>; Stauffer, Kent <Kent.Stauffer@ag.ny.gov>; Levine, Meg <Meg.Levine@ag.ny.gov>; Dvorin, Jeffrey <Jeffrey.Dvorin@ag.ny.gov>; Kerwin, Adrienne <Adrienne.Kerwin@ag.ny.gov>; Lynch, Helena <Helena.Lynch@ag.ny.gov>; Mahanna, Brian <Brian.Mahanna@ag.ny.gov>; Bragg, Alvin <Alvin.Bragg@ag.ny.gov>; Mack, Marty <Marty.Mack@ag.ny.gov>; Colangelo, Matthew <Matthew.Colangelo@ag.ny.gov>; Garnett, Margaret <Margaret.Garnett@ag.ny.gov>; Sheth, Manisha <Manisha.Sheth@ag.ny.gov>; 'Jane Landes' <jlandes@nycourts.gov>; ad3clerksoffice@nycourts.gov
Subject: CJA v. Cuomo -- NOTICE TO ATTORNEY GENERAL UNDERWOOD: your duty to withdraw Assistant Solicitor