

## Center for Judicial Accountability, Inc. (CJA)

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewidth.org>  
**Sent:** Thursday, November 7, 2019 2:04 PM  
**To:** 'nyscompensation@gmail.com'  
**Subject:** Assisting the Commission 3 (Batch 2): PDFs of EVIDENCE furnished by CJA to the Commission at its November 4, 2019 hearing  
**Attachments:** excerpt-3-23-16-second-supp-complaint-compressed.pdf; excerpt-9-2-16-complaint-compressed.pdf; excerpt-3-29-17-supplemental-complaint-compressed.pdf

### Batch #2

#### TO: 2019 Commission on Legislative, Judicial & Executive Compensation

To further assist the Commission, attached are PDFs of the below inventoried EVIDENCE that I handed up at the Commission's November 4, 2019 hearing. Please disseminate to ALL seven commissioners, in addition to posting on the Commission's webpage of written submissions: <http://www.nyscommissiononcompensation.org/Submissions-judicial.shtml>.

To avoid overload and confusion, I will send in batches.

Thank you.

Elena Sassower, Director  
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**From:** Center for Judicial Accountability, Inc. (CJA) <[elena@judgewidth.org](mailto:elena@judgewidth.org)>  
**Sent:** Wednesday, November 6, 2019 4:03 PM  
**To:** 'nyscompensation@gmail.com' <[nyscompensation@gmail.com](mailto:nyscompensation@gmail.com)>  
**Subject:** Assisting the Commission 2: Inventory of EVIDENCE furnished by CJA to the Commission at its November 4, 2019 hearing

#### TO: 2019 Commission on Legislative, Judicial & Executive Compensation

Having yesterday e-mailed an inventory of EVIDENCE to be recovered by the Commission from the prior "force of law" Compensation Commissions/Committee, here's an inventory of the EVIDENCE I physically furnished to the Commission in testifying, two days ago, at the November 4<sup>th</sup> public hearing:

- (1) four copies of the New York Law Journal's August 21, 2019 publication of my letter to the editor entitled "A Call for Scholarship, Civic Engagement & Amicus Curiae Before the NYCOA" – furnished to each of the four commissioners present: Commissioners Lachman, Hormozi, Cardozo, and Eng;
- (2) four copies of CJA's December 31, 2015 letter to then Court of Appeals Chief Judge Nominee DiFiore entitled "So, You Want to Be New York's Chief Judge? – Here's Your Test: Will You Safeguard the People of the State of New York -- & the Public Fisc?" – furnished to Commissioners Lachman, Hormozi, Cardozo, and Eng;

- (3) three copies of excerpts from CJA's March 23, 2016 verified second supplemental complaint (1st citizen-taxpayer action), these being: (i) pages 1-3; (ii) 10<sup>th</sup> cause of action (judiciary budget); (iii) 13<sup>th</sup>, 14<sup>th</sup>, and 15<sup>th</sup> causes of action (Chapter 60, Part E, of the Laws of 2015, *as written*, by its enactment, and *as applied*); and (iv) 16<sup>th</sup> cause of action ("three-men-in-a-room" budget deal-making) – furnished to Commissioners Lachman, Eng, and Harmozi;
- (4) three copies of excerpts from CJA's September 2, 2016 verified complaint (2nd citizen-taxpayer action), these being: (i) pages 1-3; (ii) 2<sup>nd</sup> cause of action (Judiciary budget); (iii) 6<sup>th</sup>, 7<sup>th</sup>, and 8<sup>th</sup> causes of action (Chapter 60, Part E, of the Laws of 2015, *as written*, by its enactment, and *as applied*); and (iv) 9<sup>th</sup> cause of action ("three-men-in-a-room" budget deal-making) – furnished to Commissioners Lachman, Eng, and Harmozi;
- (5) three copies of excerpts from CJA's March 29, 2017 verified supplemental complaint (2nd citizen-taxpayer action), these being: (i) pages 1-4; and (ii) reiterated 2<sup>nd</sup> cause of action (Judiciary budget -- at pp. 10-14, 23-24, 64) – furnished to Commissioners Lachman, Eng, and Harmozi;
- (6) two copies of CJA's February 19, 2019 written testimony for the Legislature's February 11, 2019 budget hearing on "Local Government Officials/General Government" – furnished to Commissioners Lachman and Eng;
- (7) two copies of CJA's "QUESTIONS FOR CHIEF ADMINISTRATIVE JUDGE LAWRENCE MARKS" pertaining to the Judiciary's proposed budget for fiscal year 2019-2020 & the Governor's Legislative/Judiciary Budget Bill #S.1501/A.2001 – furnished to Commissioners Lachman and Eng;
- (8) one copy of CJA's June 10, 2019 and September 6, 2019 FOIL requests to this Commission's appointing authorities – the Governor, Temporary Senate President, Assembly Speaker, Chief Judge – pertaining to this Commission's functioning and their responses thereto – furnished to Commissioner Lachman;
- (9) one copy of CJA's June 20, 2019 and July 2, 2019 FOIL records requests pertaining to the whereabouts of records and website issues pertaining to the prior Compensation Commissions/Committees – furnished to Commissioner Lachman.

I believe the foregoing to be accurate. Upon your confirming that it is, I request that each of the above be posted on the Commission's webpage of written submissions: <http://www.nyscommissiononcompensation.org/Submissions-judicial.shtml>. To facilitate same, I will e-mail you pdfs – much as, four years ago, I e-mailed pdfs to the 2015 Commission on Legislative, Judicial and Executive Compensation, which – for CJA's November 30, 2015 submissions – created a separate webpage for them: <http://www.nyscommissiononcompensation.org/2015/Submissions-cja-nov30-v3.shtml>. In that connection, I thank you for restoring functionality to that important webpage of EVIDENCE.

Thank you.

Elena Sassower, Director  
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