

**STATE OF NEW YORK  
SUPREME COURT, APPELLATE DIVISION  
ATTORNEY GRIEVANCE COMMITTEE  
THIRD JUDICIAL DEPARTMENT**

**COMPLAINT FORM**

**October 25, 2024**

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**COMPLAINANT INFORMATION:**

Name: Elena Ruth Sassower,  
Director/Center for Judicial Accountability, Inc. (CJA)

Street Address: 10 Stewart Place, Apt. 2D-E  
White Plains, New York 10603

Telephone: (914) 421-1200  
Cell: (646) 220-7987  
E-Mail: elena@judgewatch.org

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**ATTORNEY COMPLAINED OF:**

Name: Assistant Attorney General Noah Cyr Engelhart  
(registration #5482559 – admitted in Second Department/February 1, 2017)

Address: New York State Attorney General  
Litigation Bureau, The Capitol  
Albany New York 12224

Telephone number: (518-776-2300)  
E-Mail: noah.engelhart@ag.ny.gov

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**CONTACT WITH OTHER AGENCIES**

**Have you contacted any other agency, such as a Bar Association, another Grievance Committee, Attorney General’s Office, or any other State Agency concerning this matter? If yes, state the name of the agency and what action was taken.**

Yes. Simultaneously with the filing of this complaint against Assistant Attorney General Engelhart and a companion complaint to this Committee against his supervisor, Assistant Attorney General John Moore, a corresponding complaint is being filed with the Appellate Division, First Department, Attorney Grievance Committee against their boss, Attorney General Letitia James.

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**COURT ACTION TAKEN BY YOU AGAINST THE ATTORNEY**

**Have you taken any civil or criminal action against the attorney? If so, please name the court and provide the index number. What is the status of the matter and/or what action was taken by the Court?**

No civil or criminal action has been taken against AAG Engelhart other than requesting sanctions and ethics and criminal referrals of him in the lawsuit in which he corrupted the judicial process by litigation fraud – *CJA v. New York State Commission on Legislative, Judicial and Executive Compensation, et al.* ([Albany County Supreme Court #902654-24](#)). The assigned judge, Rensselaer County Court Judge Jennifer Sober, took no action, other than to reward him by three fraudulent August 14, 2024 judicial decisions, as to which he wasted no time in immediately filing them with notice of entry.

The “status of the matter” is that CJA made a September 12, 2024 motion for renewal, reargument, and vacatur upon transfer to federal court ([NYSCEF #83](#)), currently *sub judice*. Its Exhibit A is CJA’s “legal autopsy”/analysis of the August 14, 2024 decisions ([NYSCEF #85](#)), chronicling Judge Sober’s cover-up and adoption of AAG Engelhart’s frauds. On September 16, 2024, the Albany County Supreme Court Clerk’s Office uploaded a notice that the case had been administratively reassigned ([NYSCEF #90](#)).

CJA additionally filed a September 12, 2024 notice of appeal to the Appellate Division, Third Department from Judge Sober’s August 14, 2024 decisions/orders/judgments ([NYSCEF #89](#)) – and, on October 21, 2024, filed a notice of appeal to the Court of Appeals ([NYSCEF #95](#)) for a direct appeal of right pursuant to [Article VI, §3\(b\)\(2\) of the New York State Constitution](#).

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## ALLEGATIONS

**Explain your complaint against the attorney in as much detail as possible...Please provide a digital copy of all relevant documents...written communications (letters and e-mails) to and from the attorney, and the names of any witnesses and their contact information (address, telephone number, and email).”**

AAG Engelhart’s litigation fraud in *CJA v. New York State Commission on Legislative, Judicial and Executive Compensation, et al.* ([Albany Co. #902654-24](#)), on behalf of AG James, a respondent/defendant and her ten fellow respondents/defendants, is fully detailed in each of CJA’s responsive submissions therein – including CJA’s April 3, 2024 motion ([NYSCEF #49](#)) whose first three branches of relief were for an order:

- “1. pursuant to 22 NYCRR §130-1.1 et seq., imposing costs and maximum sanctions upon Respondent Attorney General Letitia James, her **‘of counsel’ Assistant Attorney General Noah Engelhart**, other culpable AG staff, and co-respondents for their opposition to petitioners’ March 19, 2024 order to show cause, combined with their March 26, 2024 cross-motion to dismiss petitioners’ March 18, 2024 verified petition – such being not merely ‘frivolous’, but ‘fraud on the court’;
2. pursuant to Judiciary Law §487(1), making such determination as would afford petitioners treble damages in a civil action against Respondent Attorney General James, *et al.* based on their March 26, 2024 opposition/dismissal cross-motion, and, additionally, for **Assistant Attorney General Engelhart’s** fraud at the March 21, 2024 oral argument in opposition to petitioners’ order to show cause for a TRO;
3. pursuant to 22 NYCRR §100.3D(2), referring Respondent Attorney General James, *et al.* to:
  - (a) appropriate disciplinary authorities for their knowing and deliberate violations of New York’s Rules of Professional Conduct for Attorneys and, specifically, Rule 3.1 ‘Non-Meritorious Claims and Contentions’; Rule 3.3 ‘Conduct Before A Tribunal’; Rule 8.4 ‘Misconduct’; Rule 5.1 ‘Responsibilities of Law Firms, Partners, Managers and Supervisory Lawyers’; and Rule 5.2 ‘Responsibilities of a Subordinate Lawyer’;
  - (b) appropriate criminal authorities for their Judiciary Law §487 ‘misdemeanor’, and for their knowing and deliberate violations of penal laws, including Penal Law §496 ‘corrupting the government’; Penal Law §195 ‘official

misconduct’; Penal Law §175.35 ‘offering a false instrument for filing in the first degree’; Penal Law §195.20 ‘defrauding the government’; Penal Law §190.65: ‘scheme to defraud in the first degree’; Penal Law §155.42 ‘grand larceny in the first degree’; Penal Law §105.15 ‘conspiracy in the second degree’; Penal Law §20 ‘criminal liability for conduct of another’” (bold added).

The particulars as to how Judge Sober disposed of this “Motion Sequence #3” and CJA’s other submissions documenting Respondent AG James’ litigation fraud by her “of counsel” AAG Engelhart and his supervisor AAG Moore are set forth by CJA’s “legal autopsy”/analysis of her three fraudulent August 14, 2024 decisions/orders/judgments ([NYSCEF #85](#)), whose accuracy is uncontested by AAG Engelhart, other than in one respect, exposed as fraud by CJA’s October 2, 2024 reply affirmation ([NYSCEF #93](#), p. 10).

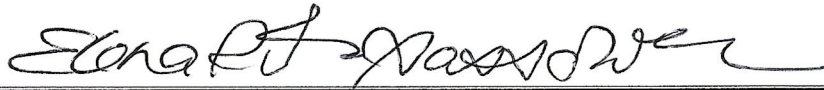
*To preserve live hyperlinks, signature on the next page.*

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ELENA RUTH SASSOWER

The foregoing, with substantiating hyperlinks,  
is affirmed as true under penalties of perjury, pursuant to CPLR §2106.

October 25, 2024  
White Plains, New York



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ELENA RUTH SASSOWER