

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

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Thursday, May 27, 2021 10:31 AM  
**To:** 'bgolding@nypost.com'  
**Cc:** 'bhogan@nypost.com'  
**Subject:** The new news reported by your article "Cuomo used Speaker Heastie in bid to silence critic as Post exposed COVID coverup (NY Post, May 26, 2021)  
**Attachments:** 3-18-20-ltr-to-gov.pdf; 8-21-13-ltr-to-gov.pdf; 4-7-21-email-to-davis-polk-1.pdf

### TO: Bruce Golding/New York Post

Your yesterday's article "[Cuomo used Speaker Heastie in bid to silence critic as Post exposed COVID coverup](#)", by-lined with Bernadette Hogan, features, as if new, the text message from February from an aide to Assembly Speaker Heastie to Assemblyman Kim, which surely you have had for some time. In any event, you bury what is completely new, namely, Assembly Judiciary Committee Chair Lavine's yesterday's comment about the increased monies that will be paid Davis Polk, pursuant to its contract – the supposed insufficiency of which you had featured by your May 14<sup>th</sup> article "[\\$250K legal contract for Cuomo impeachment probe is not nearly enough, critics say](#)", also by-lined with Ms. Hogan.

Did Ms. Hogan alert you to what I had forwarded to her and her fellow reporters of the [Legislative Correspondents Association](#) at 6:18 am yesterday morning, *to wit*, my below May 25<sup>th</sup> e-mail to Chair Lavine, to the 20 other members of the Assembly Judiciary Committee, and to Assembly Administrative Counsel entitled: "Emergency Action & Oversight Required: The Assembly's taxpayer-paid counsel, Davis Polk, is in breach of its contract & its publicly-made promises to safeguard vs conflicts of interest in investigating whether Gov. Cuomo committed impeachable acts". It identified that **Davis Polk already has the answer for which it was retained "whether evidence exists to support a finding that the Governor has engaged in conduct which merits impeachment under the New York State Constitution and the laws of the State of New York"**, called for the firm to be fired, *for cause*, and asked that the issue of its breach of contract, born of conflicts of interest, be placed as #1 on the agenda of the Committee's May 26<sup>th</sup> meeting. Was it? – and what are Davis Polk's answers to the questions posed by that e-mail?

Also, what does it take for you to consider me a source for your reporting – just as you consider Cameron McDonald of the "nonprofit Government Justice Center...and conservative Empire Center for Public Policy" and Susan Lerner of "the nonpartisan group Common Cause New York" to be sources. Would you be willing to examine the mountain of EVIDENCE of their deceptions to you, materially misleading the public through you?

Please advise – and furnish the below e-mail to your immediate and highest editors and Post management, with your assessment of its accuracy, READILY-VERIFIABLE from its links, as, for example, [the link providing a chronology of EVIDENCE, since 2011](#), as well as your direct knowledge of my reliability, going back 30 years.

Thank you.

Elena Sassower, Director  
Center for Judicial Accountability, Inc. (CJA)  
[www.judgewatch.org](http://www.judgewatch.org)  
914-421-1200  
[elena@judgewatch.org](mailto:elena@judgewatch.org)

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From: Center for Judicial Accountability, Inc. (CJA) <[elena@judgewatch.org](mailto:elena@judgewatch.org)>

Sent: Tuesday, May 25, 2021 8:29 PM

To: 'LavineC@nyassembly.gov' <[LavineC@nyassembly.gov](mailto:LavineC@nyassembly.gov)>; 'MontesanoM@nyassembly.gov' <[MontesanoM@nyassembly.gov](mailto:MontesanoM@nyassembly.gov)>; 'abinantit@nyassembly.gov' <[abinantit@nyassembly.gov](mailto:abinantit@nyassembly.gov)>; 'braunsteine@nyassembly.gov' <[braunsteine@nyassembly.gov](mailto:braunsteine@nyassembly.gov)>; 'brownk@nyassembly.gov' <[brownk@nyassembly.gov](mailto:brownk@nyassembly.gov)>; 'byrnesm@nyassembly.gov' <[byrnesm@nyassembly.gov](mailto:byrnesm@nyassembly.gov)>; 'cruz@nyassembly.gov' <[cruz@nyassembly.gov](mailto:cruz@nyassembly.gov)>; 'joynerl@nyassembly.gov' <[joynerl@nyassembly.gov](mailto:joynerl@nyassembly.gov)>; 'mcmahonk@nyassembly.gov' <[mcmahonk@nyassembly.gov](mailto:mcmahonk@nyassembly.gov)>; 'mitaynesm@nyassembly.gov' <[mitaynesm@nyassembly.gov](mailto:mitaynesm@nyassembly.gov)>; 'norrism@nyassembly.gov' <[norrism@nyassembly.gov](mailto:norrism@nyassembly.gov)>; 'quartd@nyassembly.gov' <[quartd@nyassembly.gov](mailto:quartd@nyassembly.gov)>; 'rajkumarj@nyassembly.gov' <[rajkumarj@nyassembly.gov](mailto:rajkumarj@nyassembly.gov)>; 'SeawrightR@nyassembly.gov' <[SeawrightR@nyassembly.gov](mailto:SeawrightR@nyassembly.gov)>; 'SteckP@nyassembly.gov' <[SteckP@nyassembly.gov](mailto:SteckP@nyassembly.gov)>; 'tannousism@nyassembly.gov' <[tannousism@nyassembly.gov](mailto:tannousism@nyassembly.gov)>; 'WalkerL@nyassembly.gov' <[WalkerL@nyassembly.gov](mailto:WalkerL@nyassembly.gov)>; 'wallacem@nyassembly.gov' <[wallacem@nyassembly.gov](mailto:wallacem@nyassembly.gov)>; 'walshm@nyassembly.gov' <[walshm@nyassembly.gov](mailto:walshm@nyassembly.gov)>; 'Weprin@nyassembly.gov' <[Weprin@nyassembly.gov](mailto:Weprin@nyassembly.gov)>; 'ZebrowskiK@nyassembly.gov' <[ZebrowskiK@nyassembly.gov](mailto:ZebrowskiK@nyassembly.gov)>; 'mushettd@nyassembly.gov' <[mushettd@nyassembly.gov](mailto:mushettd@nyassembly.gov)>

Cc: 'lindgrend@nyassembly.gov' <[lindgrend@nyassembly.gov](mailto:lindgrend@nyassembly.gov)>; 'mcquairi@nyassembly.gov' <[mcquairi@nyassembly.gov](mailto:mcquairi@nyassembly.gov)>; 'conroyk@nyassembly.gov' <[conroyk@nyassembly.gov](mailto:conroyk@nyassembly.gov)>; 'soldj@nyassembly.gov' <[soldj@nyassembly.gov](mailto:soldj@nyassembly.gov)>; 'fischerd@nyassembly.gov' <[fischerd@nyassembly.gov](mailto:fischerd@nyassembly.gov)>; 'watterss@nyassembly.gov' <[watterss@nyassembly.gov](mailto:watterss@nyassembly.gov)>; 'martinezga@nyassembly.gov' <[martinezga@nyassembly.gov](mailto:martinezga@nyassembly.gov)>; 'enesr@nyassembly.gov' <[enesr@nyassembly.gov](mailto:enesr@nyassembly.gov)>; 'gilkeyj@nyassembly.gov' <[gilkeyj@nyassembly.gov](mailto:gilkeyj@nyassembly.gov)>; 'popiolj@nyassembly.gov' <[popiolj@nyassembly.gov](mailto:popiolj@nyassembly.gov)>; 'arnonej@nyassembly.gov' <[arnonej@nyassembly.gov](mailto:arnonej@nyassembly.gov)>; 'ad51@nyassembly.gov' <[ad51@nyassembly.gov](mailto:ad51@nyassembly.gov)>; 'bolognp@nyassembly.gov' <[bolognp@nyassembly.gov](mailto:bolognp@nyassembly.gov)>; 'slabeg@nyassembly.gov' <[slabeg@nyassembly.gov](mailto:slabeg@nyassembly.gov)>; 'heislere@nyassembly.gov' <[heislere@nyassembly.gov](mailto:heislere@nyassembly.gov)>; 'lanea@nyassembly.gov' <[lanea@nyassembly.gov](mailto:lanea@nyassembly.gov)>; 'dbajath@nyassembly.gov' <[dbajath@nyassembly.gov](mailto:dbajath@nyassembly.gov)>; 'mcintoshgreenn@nyassembly.gov' <[mcintoshgreenn@nyassembly.gov](mailto:mcintoshgreenn@nyassembly.gov)>; 'torreys@nyassembly.gov' <[torreys@nyassembly.gov](mailto:torreys@nyassembly.gov)>; 'agostinos@nyassembly.gov' <[agostinos@nyassembly.gov](mailto:agostinos@nyassembly.gov)>; 'bresnane@nyassembly.gov' <[bresnane@nyassembly.gov](mailto:bresnane@nyassembly.gov)>; 'NY.Assembly.Investigation@davispolk.com' <[NY.Assembly.Investigation@davispolk.com](mailto:NY.Assembly.Investigation@davispolk.com)>; 'greg.andres@davispolk.com' <[greg.andres@davispolk.com](mailto:greg.andres@davispolk.com)>; 'martine.beamon@davispolk.com' <[martine.beamon@davispolk.com](mailto:martine.beamon@davispolk.com)>; 'angela.burgess@davispolk.com' <[angela.burgess@davispolk.com](mailto:angela.burgess@davispolk.com)>; 'uzo.asonye@davispolk.com' <[uzo.asonye@davispolk.com](mailto:uzo.asonye@davispolk.com)>

**Subject: Emergency Action & Oversight Required: The Assembly's taxpayer-paid counsel, Davis Polk, is in breach of its contract & its publicly-made promises to safeguard vs conflicts of interest in investigating whether Gov. Cuomo committed impeachable acts**

**TO: Assembly Judiciary Committee Chair Lavine, Ranking Member Montesano, ALL 19 other Assembly Judiciary Committee Members, & Assembly Administrative Counsel Mushett**

Since April 7<sup>th</sup>, your counsel Davis Polk & Wardwell LLP – paid for by New York's taxpayers – has had the rock-solid EVIDENCE to answer the question it was retained to investigate and answer: "whether evidence exists to support a finding that the Governor has engaged in conduct which merits impeachment under the New York State Constitution and the laws of the State of New York". April 7<sup>th</sup> was also the date that Davis Polk knew it had a multitude of conflicts of interest, arising from this EVIDENCE.

The particulars are set forth by my below e-mail to Davis Polk, sent shortly before 10 am this morning and requesting its response by 4 pm this afternoon to the various questions asked. The last of these questions was whether it did not agree that the e-mail – and Davis Polk's answers to its questions – should be on the agenda of the Committee's meeting with Davis Polk at 4 pm tomorrow. I received no response from Davis Polk.

On behalf of the taxpaying public, I request your emergency action and oversight by placing the e-mail as #1 on the agenda of the Committee's meeting – and requiring Davis Polk's response to each of its questions.