

From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>
Sent: Thursday, June 22, 2023 3:09 PM

To: 'eharvey@riverdalepress.com'; 'glarkin@riverdalepress.com';
'mhinman@riverdalepress.com'; 'srichner@liherald.com'

Cc: 'info@tesscohen.com'

Subject: **2023 ELECTIONS -- INFORMING BRONX VOTERS: Bronx D.A. Clark & Bronx City Council Members -- & the record of their "wilful misconduct in office" with respect to their public integrity/anti-corruption duties, precluding re-election & mandating indictments**

Attachments: [bronx-7-29-20-da-foil.pdf](#)

TO: The Riverdale Press

Missing from ALL 2023 NYC election reporting, including your own, is whether re-election-seeking Bronx D.A. Darcel Clark has been discharging her duties to protect the Bronx against public corruption, as [Article I, §6 of the New York State Constitution](#) and [Criminal Procedure Law Article 190](#) require – and whether the 51 incumbent City Council members, virtually all running for re-election, have been discharging their duties to oversee how the City's five D.A.s are operating and that complaints against the D.A.s are being properly handled by the New York City Public Advocate, the New York City Conflicts of Interest Board, and the New York City Department of Investigation, as [Chapter 2, §29 of the New York City Charter](#) requires. For that matter, the press has not reported the salaries and other compensation that City taxpayers are paying the D.A.s and City Council members, premised on their doing their jobs.

To assist The Riverdale Press in investigating and informing voters as to the EVIDENCE establishing that Bronx D.A. Clark and Bronx City Council members, such Pierina Ana Sanchez and Rafael Salmanca, Jr., each members of the Committee on Rules, Privileges, and Elections, are corrupters of New York City governance – and cannot be re-elected because they must be indicted for “wilful misconduct in office” and public corruption – above-attached and [here-linked](#) is my July 29, 2020 FOIL request to D.A. Clark for records pertaining to her handling of public corruption complaints from members of the public and pertaining to access to the grand jury with respect thereto. My September 8, 2022 FOIL request to the City Council for records as to its oversight and compensation is below.

CJA's website, www.judgewatch.org, posts my prior and subsequent correspondence to D.A. Clark and the City Council, accessible *via* the prominent center link entitled “NYC's 2023 Elections of its Bronx, Queens, & Staten Island D.A.s & All 51 City Council Members”. The direct link is [here](#).

D.A. Candidate Tess Cohen, who I have already alerted to the situation, is herein cc'd, so that she can be ready to confirm for you the criminal and electoral significance of the foregoing and below.

I am available to assist you, to the max – no matter how early or late. When can I expect your call?

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

Sent: Thursday, September 8, 2022 12:07 PM

To: dbarbato@council.nyc.gov

Cc: icampagna@council.nyc.gov

Subject: FOIL -- Compliance with Chapter 2, §29 of the NYC Charter: NYC Conflicts of Interest Board, NYC Dept of Investigation, NYC's 5 D.A.s, & the Office of the Public Advocate -- plus "allowance[s]" to City Council Committee chairs & officers,

TO: New York City FOIL Officer Danielle Barbato

[Chapter 2, §29 of the New York City Charter](#), entitled "Power of investigation and oversight", reads, in pertinent part:

"a. The council, acting as a committee of the whole, and each standing or special committee of the council, through hearings or otherwise:

...

1. shall review on a regular and continuous basis the activities of the agencies of the city, including their service goals and performance and management efficiency. Each unit of appropriation in the adopted budget of the city shall be assigned to a standing committee. Each standing committee of the council shall hold at least one hearing each year relating to the activities of each of the agencies under its jurisdiction.

b. Any standing or special committee shall have power to require the attendance and examine and take testimony under oath of such persons as it may deem necessary and to require the production of books, accounts, papers and other evidence relative to the inquiry. Copies of all reports or studies received by the council pursuant to section [eleven hundred thirty-four](#) and subdivision c of section [ninety-three](#) shall be assigned to the appropriate standing committees for review and action, as necessary."

Among the "agencies of the city" are:

- (1) the New York City Conflicts of Interest Board – which the [Committee on Standards and Ethics](#) expressly identifies as within its jurisdiction;
- (2) the New York City Department of Investigations – which the [Committee on Oversight and Investigations](#) expressly identifies as within its jurisdiction;
- (3) New York City's five District Attorneys – which the [Committee on Public Safety](#) expressly identifies as within its jurisdiction;
- (4) the Office of the Public Advocate – presumably within the jurisdiction of the [Governmental Operations Committee](#).

[Pursuant to FOIL](#), this is to request public records reflecting “review on a regular and continuous basis” of the aforesaid four “agencies of the city” and of the yearly hearings required to be held of their “activities”, presumably including of their annual reports, since 2016 by any of the City Council’s committees.

Additionally, this is to request public records reflecting whether, as [Chapter 2, §26\(b\) of the Charter](#) allows, committee chairs and officers of the Council are being paid “allowance[s] fixed by resolution, after a hearing” – and, if so, for what “particular and additional services pertaining to the additional duties of [their] position[s]”?

Thank you.

Elena Sassower, Director
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