

From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>
Sent: Thursday, October 19, 2023 12:11 PM
To: 'kristy.mccann@dos.ny.gov'
Cc: 'NYS Salary Commission'

Subject: **FOIL: Commissions & Oaths of Office of the 7 Commissioners of the Commission on Legislative, Judicial & Executive Compensation, as Required by Public Officers Law §8 & §10 -- & Website Info**

TO: New York Department of State Assistant Records Access Officer Kristy McCann

Following up our brief phone conversation this morning, below is my October 10, 2023 FOIL request to the Governor, Chief Judge, Temporary Senate President, and Assembly Speaker seeking, by #1, and #2, the commissions and oaths of office for the seven commissioners of the Commission on Legislative, Judicial and Executive Compensation required to have been filed with the Department of State pursuant to [Public Officers Law §8](#) and [Public Officers Law §10](#).

Pursuant to FOIL, request is hereby made to you for the required filings and, additionally, with respect to #4, for “records reflecting why the Commission on Legislative, Judicial and Executive Compensation has a non-governmental .org website, to wit, www.nyscommissiononcompensation.org, and a non-governmental gmail.com e-mail address, to wit, nyscompensation@gmail.com.”

Kindly respond “within five business days” of receipt of this request, as Public Officers Law §89.3 requires.

Also, as discussed, here’s the Department of State’s contact page -- <https://dos.ny.gov/form/contact-us> -- which, surprisingly, does not include a phone number (518-486-9844) or e-mail address for the Department of State’s FOIL. The [FOIL link](#) at the bottom of the contact webpage also contains no e-mail address and buries the phone number. As I mentioned, I obtained your phone number from the Committee on Open Government, listed on the contact webpage.

Thank you.

Elena Sassower, Director
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From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>
Sent: Tuesday, October 10, 2023 11:37 AM
To: 'records.access@exec.ny.gov' <records.access@exec.ny.gov>; 'foil@nycourts.gov' <foil@nycourts.gov>; 'foil@nysenate.gov' <foil@nysenate.gov>; 'publicinfo@nyassembly.gov' <publicinfo@nyassembly.gov>; 'nyscompensation@gmail.com' <nyscompensation@gmail.com>

Subject: **FOIL: Appointments & Oaths of Office of the 7 Commissioners of the Commission on**

Legislative, Judicial & Executive Compensation, as Required by Public Officers Law §8 & §10, & Website & Other Info

TO: Governor Hochul, Chief Judge Wilson, Temporary Senate President Stewart-Cousins & Assembly Speaker Heastie -- & Commission on Legislative, Judicial & Executive Compensation

I am unable to find, on your websites, or by google search, any announcements of the appointments of the seven commissioners of the Commission on Legislative, Judicial and Executive Compensation, which, pursuant to budget statute [Part E, Chapter 60 of the Laws of 2015 \(§2.1\)](#), was required to have been established by June 1st.

Pursuant to FOIL (Public Officers Law, Article VI), §124 of the Chief Administrator's Rules, Senate Rule XIV, and Assembly Rule VIII, this is to request:

- (1) the commissions/writings appointing the commissioners and the filings thereof with the Secretary of State, required by [Public Officers Law §8](#);
- (2) the oaths of office taken by the commissioners – and the filings thereof with the Secretary of State, required by [Public Officers Law 10](#);
- (3) records of public announcements of the commissioner appointments, including on your websites and by notifications to the press;
- (4) records reflecting why the Commission on Legislative, Judicial and Executive Compensation has a non-governmental **.org** website, *to wit*, www.nyscommissiononcompensation.org, and a non-governmental **gmail.com** e-mail address, *to wit*, nyscompensation@gmail.com.

Pursuant to Public Officers Law §89.3, your responses are required “within five business days” of receipt of this request.

Thank you.

Elena Sassower, Director
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