



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

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December 23, 2010

VIA U.S. MAIL

The Honorable Stuart M. Cohen  
Clerk of the Court  
New York Court of Appeals  
20 Eagle Street  
Albany, NY 12207-1095

Re: *Departmental Disciplinary Committee for the First Judicial Department v. Cousins*, A.D. No. M-288

Dear Mr. Cohen:

On November 29, 2010, the respondent in the above-captioned case informed us, pursuant to § 500.9(b) of this Court's rules, of his constitutional challenges to his disbarment. I write to advise you that, after careful consideration and review of the documents submitted in connection with this matter, the Office of the Attorney General has determined that it will not intervene at this time. Because there are many reasons why this Office elects not to intervene in a matter, we respectfully request that no inference be drawn from our decision. We reserve the right to intervene at a later stage of the litigation.

We request that the parties notify us of any decision from the Court so that we may continue to monitor the issue.

Please do not hesitate to call me at (212) 416-8020 should the Court have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Benjamin N. Gutman', written over a horizontal line.

Benjamin N. Gutman  
Deputy Solicitor General

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