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New York State
Commission on Judicial Conduct
61 Broadway, 12th Floor
New York, NY 10006

July 23, 2012

Re: Presiding Justice Henry J. Scudder
Fourth Judicial Department

Gentlemen:

1. This is a complaint regarding the in-office, non-judicial, misconduct of Presiding Appellate Division Justice *Henry J. Scudder* of the Fourth Judicial Department.

The improper "direction" by Presiding Justice *Henry J. Scudder* to the Grievance Committee, Fifth Judicial District was, in essence, that it should "dismiss" the Professional Misconduct Complaint filed against [Former] U.S. Attorney *Frederick J. Scullin* (Exhibit "A").

It immediately complied (Exhibit "B")!

2. This matter should be considered with the related coordinated activities & directions of the Presiding Justice of the First Judicial Department, the Acting Presiding Justice of the Second Judicial Department and the Presiding Justice of the Third Judicial Department.

3. Although "jurisdiction" of this body is disputed, the related activities of Chief Administrator *A. Gail Prudenti*, as set forth in File No. 2012/-0464, should also be considered.

Part "A":

1. A Professional Misconduct Complaint, dated May 3, 2012, was filed with the Committee Standards, Third Judicial Department, regarding the activities of [Former] U.S. Attorney *Frederick J. Scullin* for the Northern District of New York, limited to his activities in the money damage tort action entitled *Geo. Sassower v. Mahoney* (88 Civ. 0563 [NDNY-GLG]) (Exhibit "A").

Specifically stated, as excluded in this Disciplinary Complaint, were his related activities, rendered years thereafter, as a U.S. District Court Judge, which is being made the subject of a separate Complaint.

2. On May 8, 2012, without "notice" or "due process", *Peter M. Torncello*, Chief Attorney, Committee on Professional Standards for the Third Judicial Department referred the matter to *Anthony J. Gigliotti*, Principal Counsel for the Grievance Committee, Fifth Judicial District (Exhibit "C").

3. On May 10, 2012, one week after filing the Complaint against *Frederick J. Scullin*, a related disciplinary complaint was made against [former] NY State Attorney General ["NYSAG"] *Robert Abrams* & [former] Assistant NYSAG *Allan S. Kaufman* at the Committee on Professional Standards for the Third Judicial Department.

4. Three (3) business days after receipt of the Disciplinary Complaint against *Frederick J. Scullin*, someone on behalf of *Sheryl M. Crankshaw* (Kim), "an "investigator", executed a statement which read (Exhibit "B"):

"your complaint fails to include a description of any conduct by the attorney which would constitute a violation of the Code of Professional Responsibility. Therefore, we will take no action regarding your complaint."

5. On its face, *Sheryl M. Crankshaw*, was not authorized to issue merit dispositions in disciplinary complaints and an investigation reveals that she is not an attorney!

However, one does not have to be an attorney to know that the misconduct of *Frederick J. Scullin* was legally, professional, ethically & reprehensible mandating his “disbarment”!

6. Presiding Justice *Henry J. Scudder* is challenged to produce *any* competent adult who will, under “oath”, swear that the “complaint fails to include a description of any conduct by [Frederick J. Scullin] which would constitute a violation of the Code of Professional Responsibility”!

He will not, because he cannot!

Part “B”:

1. To confirm the “*fix*” by Presiding Justice *Henry J. Scudder* I chose to have him “ratify” the misconduct at the Grievance Committee.

Obviously, unless he took remedial action, Presiding Justice *Henry J. Scudder* could not tolerate the practice pursued by those who held their offices at his pleasure, particularly since it involved a fraud on the federal purse, which is under the exclusive control of the Article I Congress.

A. On June 8, 2012 I executed and caused to be served on all involved, including Presiding Justice *Henry J. Scudder*. Exhibit “D”.

B. On June 11, 2012, I executed Proposed Orders & Notices of Settlement returnable at the Appellate Division, Fourth Department on June 20, 2012, with respect to: *Frederick J. Scullin, Jr.*, (Exhibit “E1”); *Gregory J. Huether & Anthony J. Gigliotti* (Exhibit “E2”), and *Wilfred Feinberg* (Exhibit “E3”).

There were no counter-orders or opposing papers.

Nevertheless, these proposed Orders remain unsigned.

2. The action & inaction of everyone involved, particularly since June 20, 2012, further confirms the involvement of Presiding Justice *Henry J. Scudder*.

Part “C”:

Since there is involved herein a fraud on the federal purse, which is under the “exclusive” control of the Article I Congress, it is expected that this tribunal will perform its obligation and advise the appropriate federal fiscal authorities!

Respectfully,

GEORGE SASSOWER