

Respondent.

SIR:

Upon the Affidavit of DORIS L. SASSOWER, sworn to on the the 11th day of May 1995, the exhibits annexed thereto, Petitioner's oral application in support of the stay relief herein requested, and upon the record of Petitioner's complaints filed with Respondent,

LET RESPONDENT SHOW CAUSE before the Honorable Herman Cahn at his courtroom located at 60 Centre Street, New York, New York, on May 2.3 , 1995 at 9:30 arm, or as soon thereafter as Respondent can be heard for an order, pursuant to CPLR §7805:

- (a) enjoining Respondent from summarily dismissing complaints of judicial misconduct, pursuant to 22 NYCRR §7000.3, without a prior determination that such complaints on their face lack merit, until such time as this Court adjudicates the subject Petition challenging the constitutionality and legality of the aforesaid commission rule; and
- (b) imposing upon Respondent such other and further conditions as the Court sees fit.

SUFFICIENT CAUSE APPEARING THEREFOR, let service of a copy of this Order and supporting papers on which it is based be made by personal delivery upon Respondent at 801 Second Avenue, New York, New York 10017 and upon the Attorney General of the State of New York at 120 Broadway, New York, New York 10271 on or before May 15, 1995.

APPLICATION, let Respondent be stayed, and it hereby is stayed, from summarily dismissing any complaint, without compliance with Judiciary Law §44.1(b), requiring a prior determination that such complaint "on its face lacks merit".

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J.S.C.

Dated: May II, 1995 New York, New York

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