

Center for Judicial Accountability, Inc. (CJA)

From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewidth.org>
Sent: Friday, March 24, 2017 4:48 PM
To: 'Jeffrey Dvorin'
Subject: Thank you -- RE: "Concerns" -- RE: CJA v Cuomo citizen taxpayer action: #5122-16 -- plaintiffs' Feb 15 OSC: adjournment request & notice to Attorney General
Attachments: 3-24-17-ltr-to-hartman.pdf; 3-24-17-senate-2017-amended-bills.pdf; 3-24-17-senate-2016-amended-bills.pdf; 3-24-17-assembly-2017-amended-bills.pdf; 3-24-17-assembly-2016-amended-bills.pdf

Dear Litigation Bureau Chief Dvorin --

I will call you on Monday morning, if I do not hear from you before then, so that we can discuss the order to show cause for a preliminary injunction, with TRO, that I will be presenting on Tuesday.

Consistent with my March 24th letter to Justice Hartman, stating:

"By this letter, plaintiffs give notice to AAG Kerwin – and her highest superiors, including Attorney General Schneiderman – to bring to the March 28th oral argument records responsive to these four FOIL/records requests and come prepared to demonstrate to the Court how the fiscal year 2017-2018 'amended' budget bills – and the Senate and Assembly one-house resolutions, based on the 'amended' bills, with their accompanying summary of changes, already made to the budget bills – are anything less than a sub silentio repudiation of Article VII, §§4, 5, 6 of the New York State Constitution and of the controlling consolidated Court of Appeals decisions in the budget lawsuits to which the Senate and Assembly were both parties: *Silver v. Pataki* and *Pataki v. Assembly*, 4 N.Y.3d 75 (2004). This, apart from their violations of Article III, §10 of the New York State Constitution: 'Each house of the legislature shall keep a journal of its proceedings, and publish the same...The doors of each house shall be kept open...'. (at p. 2),

I again request that you furnish the March 24th letter -- and its four FOIL/records request enclosures -- to all such highest superiors and Attorney General Schneiderman, so that there is no doubt on the subject that I gave the "notice" that I said I would.

Thank you.

Elena Sassower
914-421-1200

-----Original Message-----

From: Jeffrey Dvorin [mailto:Jeffrey.Dvorin@ag.ny.gov]
Sent: Friday, March 24, 2017 4:28 PM
To: 'Center for Judicial Accountability, Inc. (CJA)' <elena@judgewidth.org>
Subject: RE: "Concerns" -- RE: CJA v Cuomo citizen taxpayer action: #5122-16 -- plaintiffs' Feb 15 OSC: adjournment request & notice to Attorney General

Dear Ms. Sassower -- I will review the matter and take any action that I deem appropriate. In addition, I will convey your concerns regarding the application that you plan to make next week to the attorney handling the matter. You may continue to reach me via email. Very truly yours, Jeffrey Dvorin.

-----Original Message-----