



*State of New York
Court of Appeals*

*John P. Asiello
Chief Clerk and
Legal Counsel to the Court*

*Clerk's Office
20 Eagle Street
Albany, New York 12207-1095*

March 4, 2019

Ms. Elena Ruth Sassower
10 Stewart Place, Apt. 2D-E
White Plains, NY 10603

Re: Center for Judicial Accountability v Cuomo

Dear Ms. Sassower:

The Court has received your preliminary appeal statement and will examine its subject matter jurisdiction with respect to whether a substantial constitutional question is directly involved to support an appeal as of right, and whether the Appellate Division, Third Department, orders of December 19, 2018; November 13, 2018; October 23, 2018; and August 7, 2018, finally determine the action within the meaning of the Constitution. This examination of jurisdiction shall not preclude the Court from addressing any jurisdictional concerns in the future.

You should file within ten days after this letter's date your comments in letter format justifying the retention of subject matter jurisdiction, a copy of each brief filed by each party in the Appellate Division and a copy of the record on appeal or appendix filed in that court. By copy of this letter, your adversary is likewise afforded the opportunity to comment in letter format on the Court's subject matter jurisdiction within the same ten-day period after this letter's date. All letters shall be filed with proof of service of one copy of the letter on each party.

If applicable, the disclosure statement required to be filed by corporations and other business entities pursuant to section 500.1(f) of the Court of Appeals Rules of Practice shall be filed with the written submissions discussed above.

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The times within which briefs on the merits must be filed are held in abeyance during the pendency of this jurisdictional inquiry. If this inquiry is terminated by the Court, the Clerk will notify counsel in writing and set a schedule for the perfecting of the appeal. This communication is without prejudice to any motion any party may wish to make.

If you have any questions regarding this letter, you may contact Susan Dautel (518-455-7701) or Margaret N. Wood (518-455-7702).

Very truly yours,



Heather Davis
Deputy Clerk

HD/ssd/ai

cc: Frederick A. Brodie, Esq.