

Center for Judicial Accountability, Inc. (CJA)

From: Brodie, Frederick <Frederick.Brodie@ag.ny.gov>
Sent: Friday, October 12, 2018 12:31 PM
To: Center for Judicial Accountability, Inc. (CJA)
Cc: 'Jane Landes'; ecarey@nycourts.gov; Paladino, Victor; Underwood, Barbara
Subject: RE: CJA v. Cuomo Citizen-Taxpayer Action Appeal: #527081 -- ON-HOLD: Appellants' Fully-Submitted OSC to Disqualify the Court for Demonstrated Actual Bias, Etc.

Dear Ms. Sassower,

I write in response to your email to Attorney General Underwood. Because this matter has been assigned to me, correspondence regarding the case is properly directed to me—not to the Attorney General or to other officials in this office.

Your most recent Order to Show Cause has been fully briefed and submitted. Unless the Court requests a surreply, respondents are not entitled to submit one. I note, however, that pages 2-3 of respondents' September 24, 2018 opposition memorandum dispose of the questions presented in your email.

Very truly yours,

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From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>
Sent: Friday, October 12, 2018 12:14 PM
To: Underwood, Barbara <Barbara.Underwood@ag.ny.gov>
Cc: 'Jane Landes' <jlandes@nycourts.gov>; ecarey@nycourts.gov; ad3clerksoffice@nycourts.gov; Brodie, Frederick <Frederick.Brodie@ag.ny.gov>; Paladino, Victor <Victor.Paladino@ag.ny.gov>; Sabel, Janet <Janet.Sabel@ag.ny.gov>; Stauffer, Kent <Kent.Stauffer@ag.ny.gov>; Levine, Meg <Meg.Levine@ag.ny.gov>; Dvorin, Jeffrey <Jeffrey.Dvorin@ag.ny.gov>; Mahanna, Brian <Brian.Mahanna@ag.ny.gov>; Bragg, Alvin <Alvin.Bragg@ag.ny.gov>; marty.mack@ag.ny.gov; Colangelo, Matthew <Matthew.Colangelo@ag.ny.gov>; Garnett, Margaret <Margaret.Garnett@ag.ny.gov>; Sheth, Manisha <Manisha.Sheth@ag.ny.gov>; Kerwin, Adrienne <Adrienne.Kerwin@ag.ny.gov>; Lynch, Helena <Helena.Lynch@ag.ny.gov>
Subject: CJA v. Cuomo Citizen-Taxpayer Action Appeal: #527081 -- ON-HOLD: Appellants' Fully-Submitted OSC to Disqualify the Court for Demonstrated Actual Bias, Etc.

TO: Attorney General Barbara Underwood

This is to advise that appellants' fully-submitted order to show cause to disqualify the Court for demonstrated actual bias and other relief is on-hold. The reason is to allow the parties to be heard with respect to the jurisdictional issue reflected by footnote 5 of my October 9th reply affidavit, to which I alerted Appellate Division, Third Department Court Attorney Jane Landes and Chief Motion Attorney Ed Carey in phone messages on October 9th and October 10th, culminating in a lengthy phone conversation yesterday afternoon with Court Attorney Landes.