

## Center for Judicial Accountability, Inc. (CJA)

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewidth.org>  
**Sent:** Friday, July 13, 2018 3:48 PM  
**To:** 'Brodie, Frederick'  
**Cc:** 'Paladino, Victor'  
**Subject:** FW: Update: CJA v. Cuomo, et al. -- Order to Show Cause, with Preliminary Injunction & TRO  
**Attachments:** draft-osc-preliminary-injunction-tro.pdf

Dear Assistant Solicitor General Brodie –

Attached is my current draft of appellants' order to show cause, with preliminary injunction & TRO. I estimate that on Monday, July 16<sup>th</sup>, I will be able to e-mail you, Attorney General Underwood, your other superiors, and the Appellate Division's motion clerk/attorneys with my finalized order to show cause, including moving affidavit – and that on Friday, July 20<sup>th</sup>, I will bring it up to Albany, with the perfected appeal, for filing and argument on the stay. Please let me know if July 20<sup>th</sup> is not convenient.

Thank you.

Elena Sassower  
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**From:** Center for Judicial Accountability, Inc. (CJA) <[elena@judgewidth.org](mailto:elena@judgewidth.org)>  
**Sent:** Tuesday, July 10, 2018 1:48 PM  
**To:** 'Brodie, Frederick' <[Frederick.Brodie@ag.ny.gov](mailto:Frederick.Brodie@ag.ny.gov)>  
**Cc:** 'Paladino, Victor' <[Victor.Paladino@ag.ny.gov](mailto:Victor.Paladino@ag.ny.gov)>  
**Subject:** Housekeeping: CJA v. Cuomo, et al. -- Appellants' Brief & Record on Appeal --

Dear Assistant Solicitor General Brodie –

Yesterday, I received, by mail, the original of your signed stipulation in lieu of certification pursuant to CPLR 5532. Thank you.

Also, yesterday – as reflected by the attached -- your office received the two copies of the appellants' brief and single copy of the three-volume reproduced record on appeal, which I had mailed on Saturday.

As the Appellate Division's Clerk's Office confirmed that a full table of contents for the three-volume record on appeal should appear in each of the volumes – which becomes quite confusing upon opening volumes 2 and 3 – I decided that a good solution would be adding a first page to the table of contents indicating where the contents of each volume can be found. Attached is a superseding table of contents for the record on appeal – which will appear in the volumes to be filed with the Court. Except for the first page – and the change in the page number for appellants' statement pursuant to CPLR 5531 – which is now page xxv, rather than xxiii – everything is identical.

As for appellants' brief, I have made two non-substantive typographical corrections in the answer to the 1<sup>st</sup> question presented and one non-substantive grammatical correction in the answer to the 4<sup>th</sup> question presented. Also, on page 38, I have removed a comma that did not belong. The attached reflects these de minimus changes. I will mail you hard copies of the superseding pages, with holes punched so that you can open the bindings of the brief to replace.