LAW OFFICE OF GARY L. ZERMAN
23935 Philbrook Avenue
Valencia, California 91354
Gzerman243@gmail.com
(661)259-2570

October 13, 2026

Ms. Tiana Harris – Deputy Clerk
Raymond J. Lohierm Jr. – Chief Judge
Catherine O'hagan Wolfe – Clerk of Court
U.S. Court of Appeals for the Second Circuit
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: *Judicial Conduct Complaint*, 02-26-90071-jm

Ms. Harris:

This letter replies to your October 7, 2026 letter to Ms. Elena Sassower and me, advising that the complaint filed by me was being returned, because it was not filed under penalty of perjury.

Attached with this letter, I am returning the complaint (2 pages) and the "Brief Statement of Facts" (3 pages), where both have now been signed by me under penalty of perjury and dated October 13, 2026..

Please acknowledge receipt of this letter. Should you have any further questions or need further information from me, please feel free to contact me by phone or email.

Cordially,

Gary L. Zerman

GLZ/ms
cc – Ms. ES

Judicial Council of the Second Circuit

COMPLAINT OF JUDICIAL MISCONDUCT OR DISABILITY

To begin the complaint process, complete this form and prepare the brief statement of facts described in item 4 (below). The Rules for Judicial-Conduct and Judicial-Disability Proceedings, adopted by the Judicial Conference of the United States, contain information on what to include in a complaint (Rule 6), where to file a complaint (Rule 7), and other important matters. The Rules are available in federal court clerks' offices, on individual federal courts' websites, and on www.uscourts.gov.

Your complaint (this form and the statement of facts) should be typewritten and must be legible. For the number of copies to file, consult the local rules or clerk's office of the court in which your complaint is required to be filed. Enclose each copy of the complaint in an envelope marked "COMPLAINT OF MISCONDUCT" or "COMPLAINT OF DISABILITY" and submit it to the appropriate clerk of court. **Do not put the name of any judge on the envelope.**

1. Name of Complainant: Center for Judicial Accountability, Inc.

   Contact Address: Box 8101, White Plains, NY 10602

   mail@judgewatch.org

   Daytime telephone: (914) 421-1200

2. Name(s) of Judge(s): Kenneth M. Karas

   Court: U.S. District Court – SDNY (White Plains)

3. Does this complaint concern the behavior of the judge(s) in a particular lawsuit or lawsuits?

   ☑ Yes ☐ No

   If "yes," give the following information about each lawsuit:

   Court: U.S. District Court – SDNY (White Plains)

   Case Number: 25-CV-8370

   Docket number of any appeal to the 2nd Circuit: 26-1905 mandamus

   Are (were) you a party or lawyer in the lawsuit?

   ☑ Party ☑ Lawyer ☐ Neither

RECEIVED
2025 NOV 17 AM 10:50
U.S. COURT OF APPEALS
SO. DIST.

We declare the foregoing to be true and correct under penalty of perjury.

Elena Ruth Sassower

ELENA RUTH SASSOWER, Director
Center for Judicial Accountability, Inc.

* Gary Ln Zerman, Esq.

GARY LN ZERMAN, Counsel
Center for Judicial Accountability, Inc.

Gary L. Zerman 10/13/26
Counsel for The Center for Judicial Accountability, Inc.

* Authorized by Gary Zerman to be signed for him, as he is presently in the hospital, recovering from major surgery.

CENTER for JUDICIAL ACCOUNTABILITY, INC.

Post Office Box 8101
White Plains, New York 10602

Tel. (914)421-1200

E-Mail: mail@judgewatch.org
Website: www.judgewatch.org

"Brief Statement of Specific Facts"

September 17, 2026 Complaint of the Center for Judicial Accountability, Inc., by its Director Elena Sassower and Counsel Gary Zerman, against Southern District of New York Judge Kenneth M. Karas

Pursuant to the Judicial Conduct & Disability Act of 1980, 28 U.S.C. §§351-364 ["the 1980 Act"], we, the director and counsel of the Center for Judicial Accountability, Inc., on this the 239th anniversary of the adoption of the U.S. Constitution, file this judicial misconduct complaint against Southern District of New York Judge Kenneth M. Karas for corrupting his office to "throw" our Constitution-based, history-making lawsuit, brought "on behalf of the People of the State of New York & the Public Interest", against 34 illustrative press defendants for destroying constitutional, lawful New York state governance **(25-cv-8370)**, where, from the outset, he knew, but did not disclose, that pursuant to 28 U.S.C. §455 and Canon 3C of the Code of Conduct for U.S. Judges, he was disqualified for interest, born of knowledge of, and participation in, underlying material facts – thereupon manifesting his personal bias arising therefrom by substituting himself for the defendants who had not even been served, and who, when served, would plainly have no defense – entitling us to summary judgment and massive monetary damages.

#4 of this Court's complaint form requires: "a brief statement of the specific facts on which the claim of judicial misconduct…is based…[i]nclud[ing] what happened, when and where it happened, and any information that would help an investigator check the facts."

Such "brief statement of specific facts" is already before this Court by our July 10, 2026 Verified Petition for a Writ of Mandamus to compel Judge Karas' disqualification **(#26-1905)**, whose accuracy Judge Karas has not disputed, including the timeliness and sufficiency of our June 4, 2026 affidavit for his disqualification/disclosure pursuant to 28 U.S.C. §§144 and 455 on which it rests – and, additionally, by our two affidavits in further support of the Verified Mandamus Petition: our July 13, 2026 affidavit and July 27, 2026 affidavit, whose accuracy Judge Karas has also not disputed, including our July 24, 2026 Rule 60(b)(4),(3), and (6) vacatur motion before him – the subject of our July 27, 2026 affidavit to this Court. In the interest of economy, we rest on these as our "brief statement of specific facts", as they are dispositive of Judge Karas' willful obliteration of ALL adjudicative standards to "throw" the lawsuit, for which he must be referred to criminal authorities for prosecution and the House Judiciary Committee for impeachment.

As is clear from the record below, apart from Judge Karas' ministerial granting of *pro hac vice* admission to Center for Judicial Accountability counsel, none of his actions and inactions in the lawsuit can be characterized as "error", "not correct", or "mistakes" – as if made in "good faith"

and defensible. They are neither. They are knowing and deliberate conduct that is misconduct, emanating from a pre-existing, unyielding bias, born of interest – and any "investigator check[ing] the facts", starting with those extrajudicial to the lawsuit specified at ¶¶6-11 of our June 4, 2026 affidavit for Judge Karas' disqualification/disclosure pursuant to 28 U.S.C. §§144 and 455, will be able to confirm this, *readily*.

Chief Judge Raymond Lohier has been knowledgeable of our July 10, 2026 Verified Mandamus Petition and the record thereon and below since at least August 13, 2026, but, in violation of his duties and Canon 3B(5) and (6) of the Code of Conduct for U.S. Judges, has taken no discernible "appropriate action". This includes, as expressly sought by the Verified Mandamus Petition itself (at p.7), "initiation of a judicial misconduct complaint against Judge Karas, pursuant to the Judicial Conference's Rules for Judicial Conduct and Judicial Disability Proceedings[fn5]". Presumably, pursuant to Article VIII, §25 of those Rules, and in keeping with the vaunted "appearance of impartiality", Chief Judge Lohier will be disqualifying himself from this judicial misconduct complaint against Judge Karas, who he has been "protecting", together with Clerk Catherine O'Hagan Wolfe, from the consequences of their interest-driven criminal conduct.

We declare the foregoing to be true and correct under penalty of perjury.

s/

ELENA RUTH SASSOWER, Director
Center for Judicial Accountability, Inc.

s/

GARY LN ZERMAN, Counsel
Center for Judicial Accountability, Inc.

Signatures on next page to preserve live hyperlinks[1]

"fn5 Commentary on Rule 3; Rule 4(a)(6) 'Failure to Report or Disclose' & its Commentary; and Rule 5 & its Commentary."

[1] Notwithstanding the original and four copies of the complaint that we are required to furnish, the complaint is best read as a pdf, with its live hyperlinks. The pdf is posted on CJA's webpage for the federal judicial & federal judicial employee complaints necessitated herein. The direct link is: https://www.judgewatch.org/web-pages/federal-lawsuits/federal-judicial-and-employee-complaints.htm.

If you are (were) a party and have (had) a lawyer, give the lawyer's name, address, and telephone number:

ELENA SASSOWER, Director & GARY ZERMAN, Counsel

10 Stewart Place, White Plains, NY 10603 & 23935 Philbrook Ave, Valencia CA 91354

(914) 421-1200, elena@judgewatch.org & (661) 259-2570, gzerman243@gmail.com

4. **Brief Statement of Facts.** Attach a brief statement of the specific facts on which the claim of judicial misconduct or disability is based. Include what happened, when and where it happened, and any information that would help an investigator check the facts. If the complaint alleges judicial disability, also include any additional facts that form the basis of that allegation.

5. **Declaration and signature:**

I declare under penalty of perjury that the statements made in this complaint are true and correct to the best of my knowledge.

(Signature) Elena Sassower (Date) Sept 17, 2026

Gary Zerman, Esq.
by Elena Sassower
as deputized by him
as he is presently in rehospital
recovering from major surgery.

Gary L. Zerman 10/13/26

Counsel for The Center for Judicial Accountability, Inc.