

Center for Judicial Accountability, Inc. (CJA)

From: FOIL <FOIL@nycourts.gov>
Sent: Wednesday, July 28, 2021 3:21 PM
To: Center for Judicial Accountability, Inc. (CJA)
Subject: FW: FOIL/Records Request: Part 1240 Rules for Attorney Disciplinary Matters -- OCA counsel's (Sept. 24, 2015) memo seeking public comment; the public comment received; & the Administrative Board's recommendation
Attachments: AD-SWDiscCommittee.pdf; COSAD-Report.pdf

Dear Ms. Sassower:

The responsive existing records are available at the following public website for the Unified Court System: www.nycourts.gov/rules/comments/index.shtml

Counsel memorandum dated September 24, 2015 pertaining to part 1240 is available at:

www.nycourts.gov/legacypdfs/rules/comments/pdf/ad-swdiscCommittee.pdf

I also have attached a PDF copy.

Similarly, the public comment is posted at:

www.nycourts.gov/legacypdfs/rules/comments/pdf/received/cosad-report.pdf

I also have attached a PDF copy.

The Board's recommendation resulted in the adoption of the rules (22 NYCRR Part 1240), available at

www.nycourts.gov/rules/jointappellate/index.shtml

Very truly yours,
Shawn Kerby
Assistant Deputy Counsel

From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>
Sent: Tuesday, July 27, 2021 4:43 PM
To: Shawn Kerby <skerby@nycourts.gov>; FOIL <FOIL@nycourts.gov>
Subject: FOIL/Records Request: Part 1240 Rules for Attorney Disciplinary Matters -- OCA counsel's (Sept. 24, 2015) memo seeking public comment; the public comment received; & the Administrative Board's recommendation

TO: OCA FOIL-Records Access Officer/Assistant Deputy Counsel Shawn Kerby

As reflected by the Unified Court System's December 29, 2015 press release "[Chief Judge Announces New Rules to Ensure A More Efficient and Consistent Attorney Disciplinary Process in New York State](#)", the rules which became Part 1240 were "approved following public comment and upon recommendation of the Administrative Board of the Courts."

Pursuant to Public Officers Law VI and §124 of the Chief Administrator's Rules [FOIL], this is to request:

- (1) OCA counsel's (September 24, 2015) memorandum seeking public comment that had been posted on the Unified Court System's [webpage for the Commission on Statewide Attorney Discipline](#), but is now gone. The link had been here: <http://ww2.nycourts.gov/rules/comments/PDF/AD-SWDiscCommittee.pdf>;