

Center for Judicial Accountability, Inc. (CJA)

From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewidth.org>
Sent: Thursday, April 29, 2021 11:14 AM
To: 'NY.Assembly.Investigation@davispolk.com'; 'greg.andres@davispolk.com';
'martine.beamon@davispolk.com'; 'angela.burgess@davispolk.com'
Cc: 'uzo.asonye@davispolk.com'
Subject: STATUS: Your investigation of CJA's April 7, 2021 e-mail, furnishing open-&-shut, prima facie EVIDENCE of Gov. Cuomo's impeachable, criminal conduct
Attachments: 3-18-20-ltr-to-gov.pdf; 8-21-13-ltr-to-gov.pdf

TO: DAVIS POLK WARDWELL ASSEMBLY JUDICIARY COMMITTEE IMPEACHMENT INVESTIGATIVE TEAM

I received no follow-up from you to my below April 7, 2021 e-mail, with the above two attachments. Is this correct?

Did you believe it did not furnish open-&-shut, *prima facie* EVIDENCE of Governor Cuomo's impeachable, criminal conduct? What investigation did you undertake? And did you apprise all 21 Assembly Judiciary Committee members of it – and supply them with such findings of fact and conclusions of law as you made with respect to the Governor – and those collusive with him, such as themselves?

Please advise as, until now, I have kept my April 7, 2021 e-mail and prior contacts with you completely confidential.

Thank you.

Elena Sassower, Director
Center for Judicial Accountability, Inc. (CJA)
www.judgewidth.org
914-421-1200

From: Center for Judicial Accountability, Inc. (CJA) <elena@judgewidth.org>
Sent: Wednesday, April 7, 2021 6:13 PM
To: 'greg.andres@davispolk.com' <greg.andres@davispolk.com>
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Subject: The mountain of open-&-shut, prima facie EVIDENCE of Gov. Cuomo's impeachable, criminal conduct, laid out by CJA's June 4, 2020 grand jury/public corruption complaint to Albany DA Soares & March 5, 2021 conflict-of-interest/ethics complaint to JCOPE

TO: Greg Andres, Esq.

Thank you for your prompt call, in response to my e-mail sent minutes earlier.

As discussed, the immunity provision for nursing homes and hospitals, inserted into the FY 2020-21 budget, was accomplished by subverting the New York State Constitution and a succession of safeguarding statutory and legislative rule provisions – which is what Governor Cuomo has been wilfully and deliberately doing, for years, in concert with Senate Majority Leader Stewart Cousins and Assembly Speaker Heastie, the Legislature's 211 other members, Attorney General James, Comptroller DiNapoli, and the Judiciary's top judges, including those of the NY Court of Appeals – all of whom have been rewarding themselves for their corrupting of state governance with statutorily-violative, fraudulent,

and unconstitutional pay raises -- the product of "force of law" commission/committee reports that are "false instruments". This conduct is not just impeachable -- which, of course it is -- but criminal -- and the best overview of the situation, as it relates to the FY2020-2021 budget and my March 18, 2020 letter to Governor Cuomo (to whose significance, vis-à-vis the immunity provision; I alerted you) -- is set forth in the **FULLY-DOCUMENTED June 4, 2020 grand jury/public corruption complaint I filed with Albany County District Attorney Soares** -- which, on March 5, 2021, at his direction/advice, I filed with the Joint Commission on Public Ethics (JCOPE) and the Legislative Ethics Commission (LEC), updated to encompass the FY2021-2022 budget and the newbie state legislators elected in November 2020. The open-and-shut, *prima facie* EVIDENCE substantiating the March 5, 2021 JCOPE/LEC complaint, including the VIDEO of my testimony at the Legislature's February 10, 2021 "public protection" budget hearing before Assembly Judiciary Committee Chair Lavine AND the VIDEO of my February 16, 2021 budget testimony before my own state senator, Senate Majority Leader Stewart-Cousins, is accessible from CJA's EVIDENTIARY webpage for the March 5, 2021 complaint, here: <http://www.judgewatch.org/web-pages/searching-nys/jcope/3-5-21-complaint-to-jcope-lec.htm>.

Suffice to add -- and I tried to quickly explain this to you -- **the March 5, 2021 JCOPE/LEC complaint -- like the June 4, 2020 grand jury/public complaint to D.A. Soars on which it principally relies -- EVIDENTIARILY establishes that the state Senate and Assembly members clamoring for Cuomo's resignation and/or impeachment -- and the senators and Court of Appeals judges who would constitute a court of impeachment (NYS Constitution, Article VI, §24) -- must themselves resign and/or be impeached -- and that everyone in a line of gubernatorial succession, beginning with Lieutenant Governor Hochul, must be criminally prosecuted -- and will be convicted.**

Above attached is my March 18, 2020 letter to Governor Cuomo -- and below is my e-mail transmitting it to him and to the Legislature's 15-stipend-receiving leaders, starting with Senate Majority Leader Stewart-Cousins and Assembly Speaker Heastie, entitled "GOOD NEWS DURING THE CORONOVIRUS EMERGENCY: You Can Chuck 6 of the 7 'Article VII BILLS' Because They are Unconstitutional. Here's why...". The substantiating EVIDENTIARY webpage for it is here: <http://www.judgewatch.org/web-pages/searching-nys/2020-legislative/3-18-20-ltr-to-gov.htm>. For your convenience, my August 21, 2013 letter to Governor Cuomo entitled "Achieving BOTH a Properly Functioning Legislature & Your Public Trust Act (Program Bill #3) -- the *Sine Qua Non* for 'Government Working' & 'Working for the People'", enclosed with the March 18, 2020 letter, is also above-attached.

I am available to assist you, to the max, with the mountain of open-&-shut, *prima facie* EVIDENCE of impeachable, criminal conduct you now have -- whose chronological webpage, spanning from 2011, is here: <http://www.judgewatch.org/web-pages/judicial-compensation/menu-ny-judicial-compensation.htm>.

Thank you.

Elena Sassower, Director
Center for Judicial Accountability, Inc. (CJA)
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From: elena@judgewatch.org <elena@judgewatch.org>

Sent: Wednesday, March 18, 2020 11:52 AM

To: records.access@exec.ny.gov

Cc: David.Poleto@budgetny.gov; perez@lbdc.state.ny.us; scousins@nysenate.gov; grelick@nysenate.gov; speaker@nyassembly.gov; vargash@nyassembly.gov; flanagan@nysenate.gov; cmills@nysenate.gov;

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**Subject: ...Executive Budget...GOOD NEWS DURING THE CORONOVIRUS EMERGENCY: You Can Chuck 6 of the 7
"Article VII BILLS" Because They are Unconstitutional. Here's why....**

TO: Governor Andrew Cuomo, Esq.
Budget Director Robert Mujica, Esq.
Legislative Bill Drafting Commission
15 Stipend-Benefitting Legislative Leaders

Senate Majority Leader Andrea Stewart-Cousins
Assembly Speaker Carl Heastie
Senate Minority Leader John Flanagan, Esq.
Assembly Minority Leader William Barclay, Esq.
Deputy Senate Majority Leader Michael Gianaris, Esq.
Deputy Senate Minority Leader Joseph Griffo
Assembly Majority Leader Crystal Peoples-Stokes
Assembly Speaker *Pro Tempore* Jeffrion Aubry
Assembly Minority Leader *Pro Tempore* Andrew Goodell, Esq.
Senate Finance Committee Chair Liz Krueger
Senate Finance Committee Ranking Member James Seward
Assembly Ways and Means Committee Chair Helene Weinstein, Esq.
Assembly Ways and Means Ranking Member Edward Ra, Esq.
Assembly Codes Committee Chair Joseph Lentol, Esq.
Assembly Codes Committee Ranking Member Angelo Morinello, Esq.

Attached is my above-entitled letter of today's date to Governor Cuomo, the original of which will be mailed to him. All others are indicated recipients, for the reasons stated in the last paragraph (at p. 13).

Due to a catastrophic computer breakdown, on this end, I am presently unable to post the letter on CJA's website, www.judgewatch.org and to update the site. The webpage for the letter – which had been prepared two days ago, before the breakdown – is here – reflecting the letter's then March 16, 2020 date: <http://www.judgewatch.org/web-pages/searching-nys/2020-legislative/3-16-20-ltr-to-gov.htm>. From the webpage you can access the letter's referred to-documentary proof – and its sole enclosure: my August 21, 2013 letter to the Governor, entitled "Achieving BOTH a Properly Functioning Legislature & Your Public Trust Act (Program Bill #3) – the *Sine Qua Non* for 'Government Working' & 'Working for the People'", to which I received no response.

Thank you.

Elena Sassower, Director
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