From: Sent:	Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org> Monday, October 16, 2023 3:50 PM</elena@judgewatch.org>	
To:	'trussell@tgllaw.com'; 'dkewalramani@mosessinger.com'; 'mzauderer@ganfershore.com'; 'smollen@herrick.com'; 'pbellacosa@phillipslytle.com'; 'reyn@uptowncommunitychurch.com'; 'schin@whitecase.com'; 'christianc@dany.nyc.gov'; 'rscohen@cohenclairlans.com'; 'vfutterman@londonfischer.com'; 'msgcpa@msgcpa.com'; 'jjain@lpgmlaw.com'; 'amy.legow@gmail.com'; 'cmorel@cravath.com'; 'michaelrobertsesq@msn.com'; 'Joanna.rotgers@mmc.com'; 'evicens@cgsh.com'; 'watsont@dany.nyc.gov'; 'Robert.abrahams@srz.com'; 'madimey@gairgair.com'; 'mcamiloesq@gmail.com'; 'anta.cisse-green@nyumc.org'; 'wdahill@cwdlaw.com'; 'aluxenberg@weitzlux.com'; 'virginia.reilly@yahoo.com'; 'jsilber@abendsilber.com'; 'judywhite@lacwkrr.com'; 'james.catterson@pillsburylaw.com'; 'bseravello@baretzbrunelle.com'; 'ysin@ssrga.com'; 'lduran@paulweiss.com'; 'ebarrow@bakerlaw.com'; 'areuhurt@aol.com'; 'ranello@maglaw.com'; 'abigail.reardon@dlapiper.com'; 'mwilliams@wmhlaw.com'; 'reo@roesq.com'; 'ad1-agc@nycourts.gov'	
Cc:	'ig@nycourts.gov'; 'NYS Salary Commission'	
Subject:	Furnishing the Commission on Legislative, Judicial & Executive Compensation with EVIDENCE, in real time, as to how the AD-1 Attorney Grievance Committee & OCA Inspector General Operate & AD-1 justices & OCA admin judges with respect thereto	
Attachments:	3-6-23-reconsideration-1agc-oct-10-22-complaint.pdf	

TO: Appellate Division, First Department Attorney Grievance Committee Members:

On Friday, October 13, 2023, I testified before the Commission on Legislative, Judicial and Executive Compensation and handed up, in substantiation, CJA's appeal brief and three-volume record on appeal in CJA v. JCOPE, et al. (Appellate Division, Third Dept. # CV-23-0115). The appeal brief is based, in its totality, on the SAME "legal autopsy"/analyses of the November 23, 2022 and February 15, 2023 Supreme Court decision/orders as I furnished you (at fn. 3) by my above-attached & here-linked March 6, 2023 request for FULL Committee reconsideration of my October 10, 2022 complaint against Attorney General James for her conflict-of-interest-driven litigation fraud in the case.

On October 5, 2023, I sent you the below e-mail, inquiring about the status of the March 6, 2023 request – and the status of my below February 1, 2023 request for FULL Committee reconsideration of <u>my August</u> <u>15, 2022 complaint</u> against Chairs Anello and Reardon, *et al.* pertaining to <u>my February 11, 2021 complaint</u> against AG James and AG/Solicitor General Underwood for their conflict-of-interest-driven litigation fraud in CJA's second citizen-taxpayer action, *CJA v. Cuomo...DiFiore*, at the <u>Appellate Division</u>, <u>Third</u> <u>Department</u> and at the <u>Court of Appeals</u>. I asked:

"Are these two reconsideration requests still pending? What steps, if any, did you take to apprise the justices of the Appellate Division, First Department and the administrative judges of the Office of Court Administration of the situation? What about AD1-Grievance Committee members, since appointed?"

I received no response from you, or from AD-1 Grievance Committee staff – or from the also *cc*'d OCA Inspector General, whose corruption was embraced by the August 15, 2022 complaint and so-recognized by Chief Attorney Dopico's January 20, 2023 dismissal letter.

So that the Commission on Legislative, Judicial and Executive Compensation can have the EVIDENCE, in real time, as to how the Appellate Division attorney grievance committees and OCA Inspector General operate – and how the Appellate Division justices and the administrative and supervisory judges of the OCA discharge their oversight duties – I am copying the Commission on this e-mail, in further support of my October 13, 2023 testimony in opposition to judicial pay raises, on statutory and constitutional grounds.

When you send me your response, be sure to *cc* the <u>Commission on Legislative</u>, <u>Judicial and Executive</u> <u>Compensation</u> so there is no delay in its "tak[ing] into account all appropriate factors", as §2.3 of <u>Chapter</u> <u>60</u>, <u>Part E</u>, <u>of the Law of 2015</u> mandates – and which, in matters of corruption, take on constitutional magnitude. As stated by ¶64 of the verified complaint in the *CJA v. Cuomo...DiFiore* citizen-taxpayer action, quoting from the second supplemental verified complaint in the *CJA v. Cuomo, et al.* first citizentaxpayer action – both under the title heading "**Chapter 60**, **Part E**, **of the Laws of 2015 Unconstitutionally Delegates Legislative Power Without Safeguarding Provisions**":

> "400. It is unconstitutional to raise the salaries of judges who should be removed from the bench for corruption or incompetence – and who, by reason thereof, are not earning their current salaries. Consequently, a prerequisite to any judicial salary increase recommendation must be a determination that safeguarding appellate, administrative, disciplinary and removal provisions of Article VI of the New York State Constitution are functioning.

> 401. <u>Likewise, it is unconstitutional to raise the salaries of</u> <u>other constitutional officers and public officials who should be removed</u> <u>from office for corruption – and who, by reason thereof, are not earning</u> <u>their current salaries</u>. *Consequently, a prerequisite to any salary increase recommendation as to them must be a determination that mechanisms to remove such constitutional and public officers are functional, lest these corrupt public officers be the beneficiaries of salary increases*.

> 402. <u>The absence of explicit guidance to the Commission that</u> corruption and the lack of functioning mechanisms to remove corrupt public officers are 'appropriate factors' for its consideration in making salary recommendations renders the statute unconstitutional, *as written.*" (underlining and italics in both the above pleadings, at R.110-11; R.192-93 of the record on appeal to the Appellate Division, Third Department in *CJA v. Cuomo...DiFiore* (#527081) – the same record on appeal as I handed up to the Committee on Legislative and Executive

Compensation at its November 30, 2018 hearing in support of my opposition testimony (<u>VIDEO</u>, at 25 mins) and furnished to the Court of Appeals in support of CJA's appeal of right and <u>March 26, 2019 letter</u>).

Please forward the above to ALL AD1-AGC members, as ALL are responsible for what has been going on.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>> **Sent:** Thursday, October 5, 2023 11:33 AM

To: 'trussell@tgllaw.com' <trussell@tgllaw.com>; 'dkewalramani@mosessinger.com' <<u>dkewalramani@mosessinger.com</u>>; 'mzauderer@ganfershore.com' <<u>mzauderer@ganfershore.com</u>>; 'smollen@herrick.com' <smollen@herrick.com>; 'pbellacosa@phillipslytle.com' <pbellacosa@phillipslytle.com</pre>; 'reyn@uptowncommunitychurch.com' <reyn@uptowncommunitychurch.com>; 'schin@whitecase.com' <schin@whitecase.com>; 'christianc@dany.nyc.gov' <christianc@dany.nyc.gov>; 'rscohen@cohenclairlans.com' <rscohen@cohenclairlans.com>; 'vfutterman@londonfischer.com' <vfutterman@londonfischer.com>; 'msgcpa@msgcpa.com' <<u>msgcpa@msgcpa.com</u>>; 'jjain@lpgmlaw.com' <jjain@lpgmlaw.com>; 'amy.legow@gmail.com' <amy.legow@gmail.com>; 'cmorel@cravath.com' <cmorel@cravath.com>; 'michaelrobertsesg@msn.com' <michaelrobertsesg@msn.com>; 'Joanna.rotgers@mmc.com' <<u>Joanna.rotgers@mmc.com</u>>; 'evicens@cgsh.com' <<u>evicens@cgsh.com</u>>; 'watsont@dany.nyc.gov' <watsont@dany.nyc.gov>; 'Robert.abrahams@srz.com' <Robert.abrahams@srz.com>; 'madimey@gairgair.com' <<u>madimey@gairgair.com</u>>; 'mcamiloesq@gmail.com' <mcamiloesq@gmail.com>; 'anta.cisse-green@nyumc.org' <anta.cisse-green@nyumc.org>; 'wdahill@cwdlaw.com' <wdahill@cwdlaw.com>; 'aluxenberg@weitzlux.com' <aluxenberg@weitzlux.com>; 'virginia.reilly@yahoo.com' <virginia.reilly@yahoo.com>; 'jsilber@abendsilber.com' <jsilber@abendsilber.com>; 'judywhite@lacwkrr.com' <judywhite@lacwkrr.com>; 'james.catterson@pillsburylaw.com' <james.catterson@pillsburylaw.com>; 'bseravello@baretzbrunelle.com' <<u>bseravello@baretzbrunelle.com</u>>; 'ysin@ssrga.com' <ysin@ssrga.com>; 'lduran@paulweiss.com' <<u>lduran@paulweiss.com</u>>; 'ebarrow@bakerlaw.com' <ebarrow@bakerlaw.com>; 'areuhurt@aol.com' <areuhurt@aol.com>

Cc: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com' <<u>abigail.reardon@dlapiper.com</u>>; 'mwilliams@wmhlaw.com' <<u>mwilliams@wmhlaw.com</u>>; 'reo@roesq.com' <<u>reo@roesq.com</u>>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'ig@nycourts.gov' <<u>ig@nycourts.gov</u>>;

Subject: STATUS of CJA's requests for FULL Committee reconsideration of Oct 10, 2022 complaint vs AG James (#22.2240) &, also, of Aug 15, 2022 complaint vs Chairs Anello & Reardon, etc. (#22-1728/7) pertaining to the Feb 11, 2021 complaint vs AG James (#21.0843)

TO: First Department Attorney Grievance Committee Members

I have received NO response to my above-attached March 6, 2023 letter, transmitted by my below email, stating:

"I have received NO response to my below February 1, 2023 e-mail to you for FULL Committee reconsideration of <u>Chief Attorney Dopico's January 20, 2023</u> <u>letter</u> dumping my August 15, 2022 complaint against Chairs Anello and Reardon, etc. This is recounted by my above-attached and <u>here-linked letter of today's</u> <u>date</u> for FULL Committee reconsideration of <u>Chief Attorney Dopico's February 6, 2023 letter</u> dumping my <u>October 10, 2022 complaint against Attorney General</u> <u>James</u>.

TIME IS OF THE ESSENCE. Please advise expeditiously, as I will otherwise be making application to appropriate supervisory authorities, starting with the Appellate Division, First Department which, pursuant to <u>§§1240.4 and 1240.5 of</u> <u>the Rules for Attorney Disciplinary Matters</u>, appointed you, counsel, and staff to the First Department Attorney Grievance Committee."

Please advise by the end of the day tomorrow whether you responded. Are these two reconsideration requests still pending? What steps, if any, did you take to apprise the justices of the Appellate Division, First Department and the administrative judges of the Office of Court Administration of the situation? What about AD1-Grievance Committee members, since appointed?

For your convenience, here's <u>CJA's webpage for the October 10, 2022 complaint</u>, from which you can also access the prior August 15, 2022 and February 11, 2021 complaints.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>> Sent: Monday, March 6, 2023 8:40 PM

To: trussell@tgllaw.com; dkewalramani@mosessinger.com; mzauderer@ganfershore.com; smollen@herrick.com; pbellacosa@phillipslytle.com; reyn@uptowncommunitychurch.com; schin@whitecase.com; christianc@dany.nyc.gov; rscohen@cohenclairlans.com; vfutterman@londonfischer.com; msgcpa@msgcpa.com; jjain@lpgmlaw.com; amy.legow@gmail.com; cmorel@cravath.com; michaelrobertsesq@msn.com; Joanna.rotgers@mmc.com; evicens@cgsh.com; watsont@dany.nyc.gov; Robert.abrahams@srz.com; madimey@gairgair.com; mcamiloesq@gmail.com; anta.cisse-green@nyumc.org; wdahill@cwdlaw.com; aluxenberg@weitzlux.com; virginia.reilly@yahoo.com; jsilber@abendsilber.com; judywhite@lacwkrr.com; james.catterson@pillsburylaw.com; bseravello@baretzbrunelle.com; ysin@ssrga.com; lduran@paulweiss.com; ebarrow@bakerlaw.com; areuhurt@aol.com

Cc: <u>ranello@maglaw.com</u>; <u>abigail.reardon@dlapiper.com</u>; <u>mwilliams@wmhlaw.com</u>; <u>ad1-agc@nycourts.gov</u>; <u>ig@nycourts.gov</u>

Subject: Reconsideration of CJA's Oct. 10, 2022 complaint vs AG Letitia James (#2022.2240), addressed, as required, to Chairs Anello & Reardon, both DISQUALIFIED for interest

TO: First Department Attorney Grievance Committee Members

I have received NO response to my below February 1, 2023 e-mail to you for FULL Committee reconsideration of <u>Chief Attorney Dopico's January 20, 2023 letter</u> dumping my August 15, 2022 complaint against Chairs Anello and Reardon, etc. This is recounted by my above-attached and <u>here-linked letter of today's date</u> for FULL Committee reconsideration of <u>Chief Attorney Dopico's February 6, 2023 letter</u> dumping my <u>October 10, 2022 complaint against Attorney General James</u>.

TIME IS OF THE ESSENCE. Please advise expeditiously, as I will otherwise be making application to appropriate supervisory authorities, starting with the Appellate Division, First Department which, pursuant to <u>§§1240.4 and 1240.5 of the Rules for Attorney Disciplinary Matters</u>, appointed you, counsel, and staff to the First Department Attorney Grievance Committee.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>> Sent: Wednesday, February 1, 2023 5:22 PM

To: 'trussell@tgllaw.com' <<u>trussell@tgllaw.com</u>>; 'dkewalramani@mosessinger.com' <<u>dkewalramani@mosessinger.com</u>>; 'mzauderer@ganfershore.com' <<u>mzauderer@ganfershore.com</u>>; 'smollen@herrick.com' <<u>smollen@herrick.com</u>>; 'pbellacosa@phillipslytle.com' <<u>pbellacosa@phillipslytle.com</u>>; 'reyn@uptowncommunitychurch.com' <<u>reyn@uptowncommunitychurch.com</u>>; 'schin@whitecase.com' <<u>schin@whitecase.com</u>>; 'christianc@dany.nyc.gov' <<u>christianc@dany.nyc.gov</u>>; 'rscohen@cohenclairlans.com' <<u>rescohen@cohenclairlans.com</u>>; 'yfutterman@londonfischer.com' <<u>vfutterman@londonfischer.com</u>>; 'msgcpa@msgcpa.com' <<u>msgcpa@msgcpa.com</u>>; 'jjain@lpgmlaw.com' <<u>jiain@lpgmlaw.com</u>>; 'amy.legow@gmail.com' <<u>amy.legow@gmail.com</u>>; 'cmorel@cravath.com' <<u>cmorel@cravath.com</u>>; 'michaelrobertsesq@msn.com' <<u>michaelrobertsesq@msn.com</u>>; 'Joanna.rotgers@mmc.com' <<u>Joanna.rotgers@mmc.com</u>>; 'Robert.abrahams@srz.com' <<u>Robert.abrahams@srz.com</u>>; 'madimey@gairgair.com' <<u>madimey@gairgair.com</u>>; 'mcamiloesq@gmail.com' <<u>mcamiloesq@gmail.com</u>>; 'anta.cisse-green@nyumc.org' <<u>anta.cisse-green@nyumc.org</u>>; 'wdahill@cwdlaw.com' <<u>wdahill@cwdlaw.com</u>>; 'aluxenberg@weitzlux.com' <<u>aluxenberg@weitzlux.com</u>>; 'virginia.reilly@yahoo.com' <<u>virginia.reilly@yahoo.com</u>>; 'jsilber@abendsilber.com' <<u>jsilber@abendsilber.com</u>>; 'judywhite@lacwkrr.com' <<u>judywhite@lacwkrr.com</u>>; 'james.catterson@pillsburylaw.com' <<u>james.catterson@pillsburylaw.com</u>>; 'bseravello@baretzbrunelle.com' <<u>bseravello@baretzbrunelle.com</u>>; 'ysin@ssrga.com' <<u>vsin@ssrga.com</u>>; 'lduran@paulweiss.com' <<u>lduran@paulweiss.com</u>>; 'ebarrow@bakerlaw.com' <<u>ebarrow@bakerlaw.com</u>>; 'areuhurt@aol.com' <<u>areuhurt@aol.com</u>>

Cc: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com' <<u>abigail.reardon@dlapiper.com</u>>; 'mwilliams@wmhlaw.com' <<u>mwilliams@wmhlaw.com</u>>; 'ad1agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGC-newcomplaints@nycourts.gov' <<u>AD1-AGC-</u> <u>newcomplaints@nycourts.gov</u>>; 'ig@nycourts.gov' <<u>ig@nycourts.gov</u>>

Subject: Reconsideration for Aug. 15, 2022 complaint vs AGC-1 Chairs, Etc. (##2022-1727, 1728) --PLUS expeditious determination to investigate October 10, 2022 complaint vs AG Letitia James, yet to be even acknowledged,

TO: First Department Attorney Grievance Committee Members

This is to request reconsideration by the FULL Committee of Chief Attorney Dopico's January 20, 2023 letter to me disposing of my below August 15, 2022 e-mail to you entitled "Each AGC-1 member's duty to ensure the proper functioning of AGC-1: Complaint vs Chairs Anello & Reardon & Potentially Vice-Chairs Oquendo & Williams, Etc.", with its two above attachments: my August 15, 2022 complaint form and my February 11, 2021 complaint against Attorney General James and Solicitor General Underwood for their litigation fraud in *CJA v. Cuomo, et al.*, challenging the constitutionality and lawfulness of the state budget and pay raises, including Attorney General James' own.

Chief Attorney Dopico's January 20, 2022 letter, whose "RE clause" reads:

"Matter of Sherrill R. Spatz, Esq.	Matter of Grievance Committee
Docket No. 2022.1727	Docket No. 2022.1728",

is the first and only response I received to my August 15, 2021 complaint, which was never acknowledged, and which does not advise me of my right to "submit a written request for reconsideration to the chair of the Committee" pursuant to $\frac{1240.7(e)(3)}{1240.7(e)(3)}$ of the Rules for Attorney Disciplinary Matters – a rule which also expressly allows for reconsideration by "the full Committee".

As both Chairs Anello and Reardon are the subject of the August 15, 2022 complaint, they are plainly disqualified. Likewise, Vice-Chair Williams for the reasons the complaint sets forth and which are reinforced by my subsequent <u>October 10, 2022 complaint against Attorney General James</u>, which I also e-mailed to you and with an attached <u>complaint form</u>, without any acknowledgment or response since.

<u>With respect to reconsideration</u>, Chief Attorney Dopico's January 20, 2023 letter is three paragraphs, excepting its final "Thank you." The one-sentence first paragraph reads: "We have received your complaint and determined that no action is warranted by the Committee at this time." – not identifying the "time" it might be "warranted".

The three-sentence second paragraph then begins with the words "Specifically, as you know", thereupon reciting falsehoods rebutted by my August 15, 2022 complaint and forming its basis:

- FALSELY attributing to "the Committee" the dismissal of my <u>February 11, 2021 complaint</u> – when it was Chief Attorney Dopico who dismissed it as to both Attorney General James and Solicitor General Underwood;
- FALSELY attributing to "the Committee" the denials of my reconsideration requests, when, if they were not also by Chief Attorney Dopico, were by Chair Anello and/or Chair Reardon, who, thereafter, did not respond to my successive correspondence asking if the denials were by them – or by Vice-Chairs Oquendo and/or Williams; and
- FALSELY attributing to "the Court" the actions of Appellate Division, First Department Deputy Clerk Sowah, whose cover-up of the indefensibility of what had occurred included her FALSEHOOD that "there is nothing in the files to indicate that the Committee erred in its resolution of [the] complaints" and that "upon reconsideration, the complaints received another level of review by the Committee".

The two-sentence final third paragraph then concludes:

"Your current filing, in which you, *inter alia*, urge that Chairs of the Committee and others should be 'prosecuted for corruption' for the dismissal of your complaint is plainly without merit and therefore warrants no further consideration. We are therefore closing the above-referenced dockets."

In other words, Chief Attorney does <u>not</u> identify ANY of the facts and evidence that the August 15, 2022 complaint furnished as establishing that "the Chairs of the Committee and others should be 'prosecuted for corruption'" in connection with the dismissal of the February 11, 2021 complaint – and does <u>not</u> assert that their complained-about conduct does not violate <u>New York's Rules of Professional Conduct</u> which AGC-1 is charged with enforcing.

Seven weeks after I e-mailed you my August 15, 2022 complaint, I e-mailed an October 6, 2022 FOIL request to the OCA and AGC-1, including Chairs Anello and Reardon, for the roster of AGC-1's 42 members after "9/30/22". Only OCA responded, by an October 21, 2022 e-mail, supplying the requested roster whose most relevant change was that Vice-Chair Oquendo was now gone from AGC-1, replaced by AGC-1 Member Wells. By then, I had already e-mailed my October 10, 2022 complaint to the same roster as I had e-mailed my August 15, 2022 complaint – both times to Ms. Wells at her law firm e-mail: trussell@tgllaw.com. By this e-mail, I request that Vice-Chair Wells forward same to ALL 42 AGC-1 members, as I do not have the e-mail addresses for all 42.

Finally, and by way of supplement to my unacknowledged and unresponded-to October 10, 2022 complaint against Attorney General James for her conflict-of-interest-driven litigation fraud in *CJA v. JCOPE, et al.* – to which my August 15, 2022 complaint, by its included July 21, 2022 e-mail to Chairs Anello and Reardon, first alerted you – the status of the lawsuit is as follows: On November 23, 2022, Supreme Court Justice Gandin rewarded Attorney General James' flagrant violations of Executive Law §63.1 and litigation fraud by "throwing" the case by a decision whose fraudulence, starting with its "protectionism" of Attorney General James, a respondent representing herself and her fellow respondents, I chronicled by a 31-page single-spaced, "legal autopsy"/analysis in support of a December 16, 2022 reargument/vacatur

motion (NYSCEF ##<u>121</u>, <u>119</u>, <u>120</u>). The response of Attorney General James' "of counsel" assistant attorney general, to whom I gave a consented-to two-week extension on the condition that he furnish the motion to his "superiors – starting at the top with respondent Attorney General James – so that appropriate, if way belated, steps are taken consistent with professional and ethical responsibilities", was further litigation fraud by his opposition papers – the particulars of which I set forth by my January 19, 2023 reply affidavit (NYSCEF <u>#128</u>).

One need only read the FULLY-DOCUMENTED June 6, 2022 verified petition in <u>CJA v. JCOPE, et al.</u> to know that this state's governance and its People are being irreparably and catastrophically injured by Attorney General James' conflict-of-interest-driven litigation fraud – compounding and replicating what she and Solicitor General Underwood did in <u>CJA v. Cuomo, et al.</u>, the subject of my February 11, 2021 complaint against them. Please, therefore, confirm, and as soon as possible, that you are opening an investigation of the October 10, 2022 complaint, for which, as is obvious from the litigation records of these two lawsuits, you have the open-and-shut, *prima facie* EVIDENCE not only of violations of New York's Code of Professional Conduct, but of its Penal Laws.

For your convenience, CJA's webpage from which everything can be conveniently accessed is here.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>> Sent: Monday, August 15, 2022 6:52 PM

To: reyn@uptowncommunitychurch.com; schin@whitecase.com; christianc@dany.nyc.gov; rscohen@cohenclairlans.com; vfutterman@londonfischer.com; msgcpa@msgcpa.com; jjain@lpgmlaw.com; dkewalramani@mosessinger.com; amy.legow@gmail.com; cmorel@cravath.com; emarkewich@mrlawllp.com; michaelrobertsesq@msn.com; Joanna.rotgers@mmc.com; evicens@cgsh.com; watsont@dany.nyc.gov; trussell@tgllaw.com; mzauderer@ganfershore.com; Robert.abrahams@srz.com; madimey@gairgair.com; pbellacosa@phillipslytle.com; mcamiloesq@gmail.com; anta.cisse-green@nyumc.org; wdahill@cwdlaw.com; kgray@proskauer.com; aluxenberg@weitzlux.com; cmoerdler@strook.com; smollen@herrick.com; virginia.reilly@yahoo.com; jsilber@abendsilber.com; judywhite.@lacwkrr.com

Cc: <u>ranello@maglaw.com</u>; <u>abigail.reardon@dlapiper.com</u>; <u>reo@roesq.com</u>; <u>mwilliams@wmhlaw.com</u>; <u>ad1-agc@nycourts.gov</u>; <u>AD1-AGC-newcomplaints@nycourts.gov</u>; <u>ad-1-clerks-office@nycourts.gov</u>; <u>ig@nycourts.gov</u>

Subject: Each AGC-1 member's duty to ensure the proper functioning of AGC-1: Complaint vs Chairs Anello & Reardon & Potentially Vice-Chairs Oquendo & Williams, Etc.

TO: First Department Attorney Grievance Committee Members

As members of the First Department Attorney Grievance Committee (AGC-1), you are each responsible for its proper functioning.

This is to advise that AGC-1's two chairs, Robert J. Anello, Esq. and Abigail T. Reardon, Esq., must be removed and prosecuted for corruption – as, likewise, staff attorneys, starting with Chief Attorney Jorge Dopico and Deputy Chief Attorney Angela Christmas, and such personnel at the Appellate Division, First Department as Deputy Clerk of the Court Margaret Sowah and at the Office of Court Administration as Inspector General Sherrill Spatz.

The open-and-shut EVIDENCE mandating this is the record of their handling of the above-attached fully-documented February 11, 2021 conflict-of-interest/misconduct complaint against Attorney General Letitia James and Solicitor General Barbara Underwood, filed by the non-partisan, non-profit citizens' organization, Center for Judicial Accountability, Inc. (CJA), of which I am director and co-founder.

CJA's website <u>www.judgewatch.org</u> posts that record, as known to me, consisting of the February 11, 2021 complaint, whose EVIDENTIARY webpage accompanying the complaint is <u>here</u>, plus my correspondence thereon and their correspondence to me, posted on a separate webpage, <u>here</u>.

The last of my correspondence to Chairs Anello and Reardon is my below July 21, 2022 e-mail entitled "STILL WAITING..." which attached <u>my March 15, 2022 letter to them</u>, being sent to them a third time because I had received NO response from them when I e-mailed it on March 15, 2022 and then again on May 4, 2022. They have STILL not responded to the letter, featuring my informational requests by its "RE clause":

"(1) The identity of the <u>unspecified</u> 'Chair or Vice-Chair of the Committee' who determined the January 27, 2022 reconsideration request in 'Matter of Letitia A. James, Esq. Docket No. 2021.0843' and February 23, 2022 reconsideration request in 'Matter of Barbara Underwood, Esq. Docket No. 2021-0488' – and <u>the basis</u> for the determinations 'that the file should remain closed';

(2) The current roster of AGC-1's 42 members." (underlining in the original)

AGC-1's current roster with your names I received on June 3, 2022 from the OCA, in response to my March 18, 2022 FOIL request, re-sent on May 4, 2022, both times *cc*'ing Chairs Anello and Reardon. However, as to the identities of "the <u>unspecified</u> 'Chair or Vice-Chair of the Committee' who determined the January 27, 2022 reconsideration request and February 23, 2022 reconsideration request, I do not know who they are. If they are Vice-Chair Ricardo Oquendo, Esq. or Vice-Chair Milton Williams, Jr., Esq. – or if either of them knew of how these dispositive reconsideration requests were being disposed of and did nothing – they must, with Chairs Anello and Reardon, *et al.*, be removed and prosecuted for corruption, consistent with your duty under the Rules of Professional Conduct, Rule 8.3 "Reporting Professional Misconduct" and such other provisions as Rule 5.1 "Responsibilities of Law Firms, Partners, Managers and Supervisory Lawyers".

TIME IS OF THE ESSENCE and my below July 21, 2022 e-mail furnishes two reasons. To this, a third reason must now be added: <u>on August 5, 2022, Mayor Adams nominated Mr. Williams as chair of the</u>

<u>New York City Conflicts of Interest Board</u>, subject to the advice and consent of the New York City Council.

The only response I received to my below e-mail was on that same July 21, 2022 date: an <u>e-mail from</u> <u>AD-1 Deputy Clerk Sowah</u> entitled "Complaint Against AGC Chief Attorney and Staff", not indicating *cc*'s to Chairs Anello and Reardon or OCA Inspector General Spatz and attaching an indefensible <u>July 21</u>, <u>2022 letter</u>, ALSO not indicating them as *cc*'s. Among the letter's frauds is the pretense that my January 27, 2022 and February 23, 2022 reconsideration requests had been determined by "the Committee" – in other words, <u>by you</u>. Deputy Clerk Sowah's pertinent sentences, attributing the reconsideration dispositions <u>to you</u>, read:

> "following the initial determination by the Chief Attorney to dismiss your complaints, upon reconsideration, the complaints received <u>another</u> <u>level of review by the Committee</u> which agreed with the original determination not to proceed with your complaints By correspondence dated March 9, 2022, you sought another reconsideration of <u>the Committee's determinations</u>. By letters dated March 11, 2022, you were advised that there was no procedure after denial of reconsideration and that <u>the Committee</u> could be of no further assistance." (underlining added).

Suffice to add that seven years ago, I gave explicit testimony concerning the deceit that complaints filed with the attorney grievance committees are determined by "the committee", as opposed to staff. This was at the August 11, 2015 public hearing in Manhattan of the Commission on Statewide Attorney Discipline, appointed by then Chief Judge Jonathan Lippman, three of whose members are current AGC-1 members: Mr. Williams, Mark Zauderer, Esq., and Devika Kewalramani, Esq. The VIDEO of my explosive August 11, 2015 testimony before Mr. Zauderer and Ms. Kewalramani – Mr. Williams not being present – is posted on CJA's website <u>here</u>, and on that same webpage is posted the EVIDENCE I furnished the Commission in substantiation.

To further assist you in discharging your duties, above-attached is a completed complaint form for this complaint against AGC-1 Chairs Anello and Reardon, AGC-1 Deputy Chief Attorney Christmas, AD-1 Deputy Clerk of the Court Sowah, OCA Inspector General Spatz, and, potentially, AGC-1 Vice-Chairs Oquendo and Williams for the reasons herein particularized, with EVIDENCE. Please deem it as sworn by me as true under penalties of perjury. Investigation will disclose the involvement of others within your ethics jurisdiction. It is certainly hard to imagine that AD-1 Deputy Clerk Sowah, upon "obtain[ing] and review[ing] the Grievance Committee's files" pertaining to the February 11, 2021 complaint – as her July 21, 2022 letter purports – did not furnish them to AD-1 Clerk of the Court Susanna Molina Rojas and AD-1 Presiding Justice Rolando Acosta for their examination of the flagrant corruption they establish, *prima facie*.

I am available to answer questions – and would be pleased to do so, including under oath. Meantime, I request that AGC-1 Vice-Chairs Oquendo and Williams assume the responsibility of ensuring that this serious and substantial e-mail is forwarded to those AGC-1 members whose e-mail addresses I was unable to locate. These are <u>non-lawyers</u>: Susan M. Cofield, Eleazar F. Bueno, C. Willem Houck, and Toby R. Winer and <u>lawyers</u>: Vianny M.Paulino-Pichardo, Esq., Darren Rosenblum, Esq., and New York County Clerk Milton Tingling. If the e-mail addresses I have found for Amy Legow, Esq. and Terel Watson, Esq. are incorrect, or any others, I also request that this e-mail be correctly forwarded to them.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 elena@judgewatch.org

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>> Sent: Thursday, July 21, 2022 1:18 PM

To: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com'
<abigail.reardon@dlapiper.com>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGC-newcomplaints@nycourts.gov>
Cc: 'ad-1-clerks-office@nycourts.gov' <<u>ad-1-clerks-office@nycourts.gov</u>>; 'ig@nycourts.gov'

Subject: Still waiting: (1) CJA's March 15, 2022 letter to AGC-1 Chairs Anello & Reardon; (2) AD-1 Deputy Clerk Sowah's March 11, 2022 letter

TO: 1st Dept. Attorney Grievance Committee Chairs Robert Anello, Esq. & Abigail Reardon, Esq.

I received no response from you to my above-attached and <u>here-linked March 15, 2022 letter to you</u> – of which I sent you a reminder by the below May 4th e-mail entitled "STATUS? CJA's March 15, 2022 letter RE: Feb. 11, 2021 complaint vs Attorney General James, Solicitor General Underwood & complaints resulting therefrom vs AGC-1 Chief Attorney Dopico & attorney staff".

Unless I hear from you to the contrary, I will assume you willfully and deliberately did not respond to either – and will proceed, accordingly.

I take this opportunity to alert you and the *cc*'s herein – the 1st Dept. Appellate Division Clerk's Office and the OCA Inspector General – that notwithstanding Deputy Clerk Sowah's above-attached and <u>here-linked March 11th letter to me</u> stating:

"Your complaint against Chief Attorney, Jorge Dopico, Esq., and attorney staff of the Attorney Grievance Committee regarding the handling of your complaints against Barbara Underwood, Esq., Docket No. 2021.0488, and Letitia James, Esq., Docket No. 2021.0843, has been referred to this office. You will receive a formal response after a full review of your concerns." (bold added),

I received no "formal response", nor response of any kind.

How about you? Did you receive any response or communication from Deputy Clerk Sowah to my complaint against Chief Attorney Dopico, *et al.*, <u>formalized with a March 9, 2022 complaint form</u>? How

about from OCA Inspector General Spatz, who I have *cc*'d on all my e-mails to you and with whom I filed an <u>August 27, 2021 complaint against Chief Attorney Dopico</u>, without response from her.

In the interest of economy, I request that Deputy Clerk Sowah confirm that no "formal response" was sent to me – or, if it was, that she re-send it, by e-mail, together with such correspondence as was had with you, AGC-1, and OCA Inspector General Spatz pertaining to the "full review" that her March 11th letter promised, so that, likewise, I may be guided accordingly.

TIME IS OF THE ESSENCE. Based upon the open-and-shut, prima facie EVIDENCE furnished by my February 11, 2021 complaint and further reinforced by my April 27, 2021 supplement, Attorney General James should, by now, have been disbarred and indicted for corruption, if not already convicted and behind bars. Instead, she has been posturing herself as a courageous public officer who takes on public corruption, no matter how high and wherever it leads. On that basis, and after bringing down Governor Cuomo on sensationalized charges that were nothing compared to what she has been actively covering up and colluding in, with Cuomo and NY's other highest public officers, for years, involving the state budget, the pay raises, and the collapse of constitutional governance, she announced her candidacy for governor in October 2021 (here, with video), which she then quit in December 2021 on the pretense that she had important work to continue as AG, such as going after former President Trump (here, here, & here) because, as she asserts in pursuit of him, "no one is above the law" (Jan. 18, 2022 press release; July 6, 2022 press release). Her re-election as AG in November 2022, on Democratic and Working Families lines, is all but certain because of press collusion and rigging – and it is the press, in tandem with NY's corrupt and politicized ethics and criminal entities, that has enabled AG James to corrupt and politicize her office, throughout her 3-1/2 year tenure, perpetuating the flagrant corruption and unconstitutionality of NYS governance, of which she was fully knowledgeable before her November 2018 election – as chronicled by my February 11, 2021 complaint.

Be advised that AG James' *modus operandi* of litigation fraud to defeat meritorious lawsuits of patriotic citizens challenging unconstitutionality, illegality, and fraud by NY public officers and entities – inherited from her AG predecessors, Solicitor General Underwood among them – has continued, unabated – as likewise the reward she procures in the form of fraudulent judicial decisions. This is what is again happening in CJA's latest lawsuit involving the state budget and the pay raises, including AG James' own – where, once again, she is a defendant, representing her fellow defendants. In the unlikely event you are unaware of this most recent corruption-exposing lawsuit, *CJA, et al. v. JCOPE, et al.* – featured on the <u>front-page of the June 13th New York Law Journal, above-the-fold</u> – here's the <u>NYSCEF link to it</u>. My July 8, 2022 ethics complaint against AG James, for her conflict-driven litigation fraud in the lawsuit, filed with the new Commission on Ethics and Lobbying in Government – and which, upon information and belief, is its FIRST complaint – is <u>here</u>.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u> From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>>
Sent: Wednesday, May 4, 2022 4:07 PM
To: ranello@maglaw.com; abigail.reardon@dlapiper.com; ad1-agc@nycourts.gov; AD1-AGC-newcomplaints@nycourts.gov; AD1-AGC-newcomplaints@nycourts.gov; ad1-agc@nycourts.gov; AD1-AGC-newcomplaints@nycourts.gov; ad1-agc@nycourts.gov; ad1-agc@nycourts.gov; ad1-agc@nycourts.gov; ad1-agc@nycourts.gov; ad1-agc@nycourts.gov; mailto:ad1-clerks-office@nycourts.gov; ad1-ad1-clerks-office@nycourts.gov; ad1-ad1-clerks-office@nycourts.gov"/>ad1-ad1-clerks-office@nycou

Subject: STATUS? -- CJA's March 15, 2022 letter RE: Feb. 11, 2021 complaint vs Attorney General James, Solicitor General Underwood & complaints resulting therefrom vs AGC-1 Chief Attorney Dopico & attorney staff

TO: 1st Dept. Attorney Grievance Committee Chairs Robert J. Anello, Esq. & Abigail T. Reardon, Esq.

I have no record of response to my above-attached and <u>here-linked March 15, 2022 letter to you</u>, sent by the below two e-mails, alerting you to a fourth instance of fraud and deceit by AGC-1 attorneys under your supervision – this being by ACC-1 Deputy Chief Attorney Angela Christmas.

If you responded, please re-send. It not, please advise, expeditiously, when your response will be forthcoming.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>>
Sent: Tuesday, March 15, 2022 6:02 PM
To: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com'
<<u>abigail.reardon@dlapiper.com</u>>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGCnewcomplaints@nycourts.gov' <<u>AD1-AGC-newcomplaints@nycourts.gov</u>>; 'ig@nycourts.gov'
Cc: 'ad-1-clerks-office@nycourts.gov' <<u>ad-1-clerks-office@nycourts.gov</u>>; 'ig@nycourts.gov'
<<u>ig@nycourts.gov</u>>

Subject: corrected-link in attached letter -- AGC-1 Chairs Anello & Reardon: NOW A FOURTH TIME --Feb. 11, 2021 complaint vs Attorney General James, Solicitor General Underwood & complaints resulting therefrom vs AGC-1 Chief Attorney Dopico & attorney staff

My attached letter, sent by the below e-mail, had an incorrect link, in footnote 3, for <u>AGC-1's April 3</u>, <u>2001 letter to me</u>. It has now been corrected, is above-attached, and is so-posted.

Apologies.

Elena Sassower

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>>
Sent: Tuesday, March 15, 2022 5:00 PM
To: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com'
<<u>abigail.reardon@dlapiper.com</u>>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGCnewcomplaints@nycourts.gov' <<u>AD1-AGC-newcomplaints@nycourts.gov</u>>; 'aD1-AGCcc: 'ad-1-clerks-office@nycourts.gov' <<u>ad-1-clerks-office@nycourts.gov</u>>; 'ig@nycourts.gov'
<<u>ig@nycourts.gov</u>>

Subject: AGC-1 Chairs Anello & Reardon: NOW A FOURTH TIME -- Feb. 11, 2021 complaint vs Attorney General James, Solicitor General Underwood & complaints resulting therefrom vs AGC-1 Chief Attorney Dopico & attorney staff

TO: <u>1st Dept. Attorney Grievance Committee Chairs Robert J. Anello, Esq. & Abigail T. Reardon, Esq.</u>

The above attached and <u>here-linked letter to you</u> alerts you to what is now a fourth instance of fraud and deceit by AGC-1 attorneys under your supervision – this being two March 11, 2022 letters signed by AGC-1 Deputy Chief Attorney Angela Christmas.

Again, **TIME IS OF THE ESSENCE** – and I request your responses to the straightforward information my letter seeks by the end of the day, Thursday, March 17, 2022.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>>
Sent: Wednesday, March 9, 2022 3:30 PM
To: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com'
<<u>abigail.reardon@dlapiper.com</u>>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGC-newcomplaints@nycourts.gov>
Cc: 'ig@nycourts.gov' <<u>ig@nycourts.gov</u>>

Subject: AGC-1 Chairs Anello & Reardon: NOW A THIRD TIME: your duty with regard to AGC-1's dysfunction & corruption: recall of Chief Attorney Dopico's two Mar. 2, 2022 letters, accounting for the "independent review" they purport, & complaints v. Dopico, etc

TO: <u>1st Dept. Attorney Grievance Committee Chairs Robert J. Anello, Esq. & Abigail T. Reardon, Esq.</u>

To afford you a third and final opportunity to discharge your duties as the chairs of AGC-1 and pursuant to <u>NY's Rules of Professional Conduct</u> – whose mandates concerning conflicts of interest, responsibilities of supervisory lawyers, and reporting professional misconduct ALSO apply to you – above-attached and here-linked is <u>my letter to you of today's date</u> regarding Chief Attorney Dopico's latest fraud by his two

March 2, 2022 letters pertaining to "<u>Matter of Letitia A. James, Esq. Docket No. 2021.0843</u>" and "<u>Matter of Barbara Underwood, Esq. Docket No. 2021-0488</u>", to which he does not indicate you as recipients.

The EVIDENTIARY webpage on which everything is posted and accessible, most importantly my two prior letters to you, of <u>January 27, 2022</u> and <u>February 23, 2022</u>, transmitted by the below e-mails, is <u>here</u>.

TIME IS OF THE ESSENCE. Please let me hear from you no later than five days from today, March 14, 2022, so that I will know whether it will be necessary for me to communicate directly with the Committee's other members as to what has been going on.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>>
Sent: Wednesday, February 23, 2022 12:36 PM
To: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com'
<<u>abigail.reardon@dlapiper.com</u>>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGC-newcomplaints@nycourts.gov>
Cc: 'ig@nycourts.gov' <<u>ig@nycourts.gov</u>>

Subject: AGAIN -- AGC-1 Committee Chairs Anello & Reardon: (1) reconsideration; (2) complaint vs Chief Attorney Jorge Dopico & other AGC-1 attorney staff

TO: <u>1st Dept. Attorney Grievance Committee Chairs Robert J. Anello, Esq. & Abigail T. Reardon,</u> Esq.

The above-attached reconsideration/complaint letter of today's date particularizes the continuing dysfunction and corruption of the operations of AGC-1 under Chief Attorney Dopico, to which <u>my</u> <u>January 27, 2022 reconsideration/complaint letter</u>, sent by the below e-mail, alerted you.

As stated at the conclusion of my today's reconsideration/complaint letter (at p. 9):

"I respectfully request your <u>prompt</u> confirmation that you will be furnishing this reconsideration/complaint letter to <u>all</u> AGC-1 members for their appropriate action, consistent with your duties and theirs – and that such was done or will be done with respect to my January 27, 2022 reconsideration/complaint letter, whose explosive electoral significance – as, for instance, to Attorney General James' run for re-election – was assuredly evident to you, upon your initial read.

TIME IS OF THE ESSENCE."

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>

From: Center for Judicial Accountability, Inc. (CJA) <<u>elena@judgewatch.org</u>>
Sent: Thursday, January 27, 2022 8:54 AM
To: 'ranello@maglaw.com' <<u>ranello@maglaw.com</u>>; 'abigail.reardon@dlapiper.com'
<<u>abigail.reardon@dlapiper.com</u>>; 'ad1-agc@nycourts.gov' <<u>ad1-agc@nycourts.gov</u>>; 'AD1-AGC-newcomplaints@nycourts.gov>
Cc: 'ig@nycourts.gov' <<u>ig@nycourts.gov</u>>

Subject: AGC-1 Committee Chairs Anello & Reardon: (1) reconsideration; (2) supervisory oversight; (3) complaint vs Chief Attorney Jorge Dopico & other AGC-1 attorney staff

TO: <u>1st Dept. Attorney Grievance Committee Chairs Robert J. Anello, Esq. & Abigail T. Reardon, Esq.</u>

Because my above-attached letter seeks not only reconsideration, but your supervisory oversight of the corruption of the operations of the 1st Department Attorney Grievance Committee and is a complaint against Chief Attorney Dopico and other attorney-staff, it is being e-mailed <u>directly</u> to you – with a *cc* to Unified Court System Inspector General Spatz, from whom I've yet to receive ANY response to my August 27, 2021 complaint against Chief Attorney Dopico.

I would be pleased to speak with you about my letter – and to appear before the Committee, including under oath.

Thank you.

Elena Sassower, Director Center for Judicial Accountability, Inc. (CJA) <u>www.judgewatch.org</u> 914-421-1200 <u>elena@judgewatch.org</u>



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