

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

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Wednesday, September 2, 2020 11:58 AM  
**To:** 'investigations@jcope.ny.gov'; 'jcope@jcope.ny.gov'  
**Cc:** 'Trustees'; 'Morrison, Pamela'  
**Subject:** Superseding Conflict of Interest Ethics Complaint vs SUNY's Board of Trustees & its Other Officers & Staff for Violating Public Officers Law §74  
**Attachments:** 8-31-20-notarized-jcope-complaint-form.pdf; 8-31-20-complaint-to-jcope-corrected.pdf

### TO: Joint Commission on Public Ethics (JCOPE)

The complaint I sent you on August 31<sup>st</sup> by the below e-mail stated (at p. 13) that Trustee Hoyte – the Student Assembly President – had voted in support of Mr. Malatras' appointment as chancellor. This is incorrect. In voting, Trustee Hoyte abstained – although his remarks during the meeting were indistinguishable from a vote in support by his only passing reference to “our process of appointing a new chancellor is a little flawed”.

Above is a superseding complaint, corrected to reflect (at p. 13) that Trustee Hoyte's vote was “to abstain, rather than oppose”. It additionally corrects typos and makes minor non-substantive change. Its only other substantive change is to footnote 9 (at p. 15) identifying that my June 27, 2013 complaint to JCOPE, my April 15, 2013 complaint to U.S. Attorney Bharara, and my July 19, 2013 complaint to Albany County District Attorney Soares were all furnished to Governor Cuomo's so-called Commission to Investigate Public Corruption, to which D.A. Soares was a member – and that I mentioned these three complaints in testifying at its September 17, 2013 hearing.

Apologies for the inconvenience.

Thank you.

Elena Sassower, Director  
Center for Judicial Accountability, Inc. (CJA)  
[www.judgewatch.org](http://www.judgewatch.org)  
914-421-1200

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Monday, August 31, 2020 11:57 PM  
**To:** 'investigations@jcope.ny.gov' <investigations@jcope.ny.gov>; 'jcope@jcope.ny.gov' <jcope@jcope.ny.gov>  
**Cc:** 'Trustees' <Trustees@suny.edu>; 'Morrison, Pamela' <Pamela.Morrison@suny.edu>  
**Subject: Conflict of Interest Ethics Complaint vs SUNY's Board of Trustees & its Other Officers & Staff for Violating Public Officers Law §74**

### TO: Joint Commission on Public Ethics (JCOPE)

Following up my phone conversations earlier today with receptionist Kelly and, thereafter, with JCOPE's “attorney of the day”-Education (Deputy) Director Meghan Hennigan, and, thereafter, with Investigator Peter Smith, and then again with Kelly, attached is my August 31, 2020 conflict of interest/ethics complaint against SUNY's Board of Trustees & other SUNY officers and staff, together with JCOPE's complaint form, signed by me & notarized, swearing to the complaint's truth. CJA's website, [www.judgewatch.org](http://www.judgewatch.org), posts the complaint, as part of a series of webpages entitled “Bringing

Accountability to a Politicized SUNY -- & Securing Scholarship", accessible *via* the top panel, "Latest News". The direct link to the EVIDENTIARY webpage for the complaint is here: <http://www.judgewatch.org/web-pages/searching-nys/jcope/malstras-SUNY-8-31-20-jcope-complaint.htm>

As stated at page 14 of the complaint:

"To assist JCOPE in discharging the mandatory duties imposed upon it by Executive Law §94.13(a) 'Investigations', requiring that it provide the persons and entities complained-against 'a fifteen day period in which to submit a written response' and setting a time-table of 'sixty calendar days' for the commissioners to 'vote on whether to commence a full investigation of the matter under consideration to determine whether a substantial basis exists to conclude that a violation of law has occurred' – which, at bar, plainly exists – a copy of this sworn, evidence-substantiated complaint is being simultaneously e-mailed to the SUNY Board of Trustees for appropriate distribution."

Thank you.

Elena Sassower, Director  
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[elena@judgewatch.org](mailto:elena@judgewatch.org)