

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF BRONX**

**CENTER FOR JUDICIAL ACCOUNTABILITY, INC.,  
and ELENA RUTH SASSOWER, individually and as  
Director of the Center for Judicial Accountability, Inc.,  
acting on their own behalf and on behalf of the People of  
the State of New York & the Public Interest,**

**Plaintiffs,**

**- against -**

**ANDREW M. CUOMO, in his official capacity as  
Governor of the State of New York, ERIC T.  
SCHNEIDERMAN, in his official capacity as Attorney  
General of the State of New York, THOMAS  
DiNAPOLI, in his official capacity as Comptroller of the  
State of New York, DEAN SKELOS, in his official  
capacity as Temporary President of the New York State  
Senate, THE NEW YORK STATE SENATE,  
SHELDON SILVER, in his official capacity as Speaker  
of the New York State Assembly, THE NEW YORK  
STATE ASSEMBLY, JONATHAN LIPPMAN, in his  
official capacity as Chief Judge of the State of New  
York, the UNIFIED COURT SYSTEM, and THE  
STATE OF NEW YORK,**

**Defendants.**

**DEMAND FOR CHANGE  
OF VENUE**

**Index No. 302951/2012**

**(Mary Ann Brigantti-Hughes,  
J.S.C.)**

**PLEASE TAKE NOTICE** that pursuant to CPLR 511, Defendants Andrew M. Cuomo, Eric T. Schneiderman, Thomas DiNapoli, Dean Skelos, the New York State Senate, Sheldon Silver, the New York State Assembly, Jonathan Lippman, the Unified Court System, and the State of New York (collectively "Defendants"), by their attorney, ERIC T. SCHNEIDERMAN, Attorney General of the State of New York, demand that the venue of this matter be changed from Bronx County, in which it has been improperly placed, to New York County, on the grounds that Bronx County, the county designated, is not a proper county in that:

(i) Pursuant to the attached Decision and Order of the Supreme Court, New York County, entered in *Sassower v. Commission on Judicial Conduct*, Sup. Ct. N.Y. Co., Index 108551/99 (Jan.

31, 2000) (Wetzel, J.), *aff'd*, 289 A.D.2d 119 (1st Dep't 2001), Plaintiffs Elena Ruth Sassower and the Center for Judicial Accountability, Inc. ("Plaintiffs"), have been "enjoined from instituting any further actions or proceedings relating to the issues decided herein," and

(ii) The Supreme Court, New York County, further ordered that, "In order to assure compliance ... any future actions by [Plaintiffs] which raise any possible question as to a violation of this injunction should be referred to this court and are to be deemed 'related matters' in order that a preliminary determination can be made as to whether they fall within the parameters of this injunction."

**PLEASE TAKE FURTHER NOTICE** that, in the event that the Supreme Court, New York County, upon transfer from the Supreme Court, Bronx County, should determine that this matter is not barred by the injunction, the matter must then be transferred from New York County to Albany County, on the grounds that:

(i) Pursuant to CPLR 506(b), any proceeding against a body or officer must be commenced within the judicial district where the respondent made the determination complained of or refused to perform the duty specifically enjoined upon him by law, or where the proceedings were brought or taken in the course of which the matter sought to be restrained originated, or where the material events otherwise took place, or where the principal office of the respondent is located; and

(ii) Pursuant to CPLR 506(b)(2), any proceeding against the New York State Comptroller must be brought in the Supreme Court, Albany County; and

(iii) Pursuant to CPLR 6311(1), any preliminary injunction that would restrain a public officer, board or municipal corporation of the state from performing a statutory duty may be granted only by the supreme court at a term in the department in which the officer or board is located or in which the duty is required to be performed.

Dated: New York, New York

April 5, 2012

ERIC T. SCHNEIDERMAN  
Attorney General of the  
State of New York  
*Attorney for Defendants*  
By:



Andrew H. Meier  
Assistant Attorney General  
120 Broadway, 24th Floor  
New York, New York 10271  
(212) 416-8305

TO: Elena Ruth Sassower  
*Plaintiff pro se*  
4901 Henry Hudson Parkway  
Apt. 8M  
Bronx, NY 10471

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                                      : SS.:  
COUNTY OF NEW YORK    )

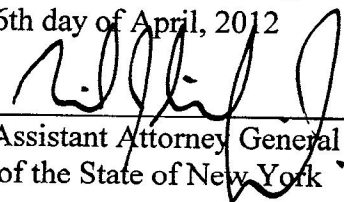
ANDREW H. MEIER, being duly sworn, deposes and says:

That he is an Assistant Attorney General in the office of ERIC T. SCHEIDERMAN, the Attorney General of the State of New York, attorney for defendants in this matter. On the 5th day of April, 2012, he served the annexed Demand for Change of Venue and Decision and Order upon the Plaintiffs in this case, the Center for Judicial Accountability, Inc., and Elena Ruth Sassower, by depositing true and correct copies thereof, properly enclosed in a post-paid regular mail wrapper, in a post office box regularly maintained by the United State Postal Service located at 120 Broadway, New York, NY, and also by depositing true and correct copies thereof, properly enclosed in an UPS envelope with sufficient postage thereon for overnight delivery, in a box regularly maintained by UPS located at 120 Broadway, New York, NY, both addressed to:

Elena Ruth Sassower  
4901 Henry Hudson Parkway  
Apt. 8M  
Bronx, NY 10471

plaintiff pro se and principal of corporate co-plaintiff at the address within the State designated by her for that purpose.

Sworn to before me this  
6th day of April, 2012

  
\_\_\_\_\_  
Assistant Attorney General  
of the State of New York

  
\_\_\_\_\_  
ANDREW H. MEIER

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