

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

**From:** Andrew Meier [Andrew.Meier@ag.ny.gov]  
**Sent:** Friday, April 13, 2012 4:36 PM  
**To:** 'Inc. (CJA) Center for Judicial Accountability'  
**Subject:** RE: Service of AG Schneiderman's Opposition/Cross-Motion -- CJA v. Cuomo, Sup Ct BX Cty 302951/2012  
**Attachments:** Notice of CM venue.pdf; Memo of Law CM and PI Opp.pdf; Meier Affirmation & Ex 1-5.pdf; Meier Aff Ex 6-9.pdf

Dear Ms. Sassower,

I object to your characterization of my actions as "wast[ing] taxpayer money." In any event, as requested, attached hereto please find Defendants' papers in opposition to your motion for preliminary injunction and in support of Defendants' cross-motion to change venue in the above-captioned matter. As further requested, I have also sent them to you via regular mail.

Yours, etc.,

Andrew Meier.

**From:** Inc. (CJA) Center for Judicial Accountability [mailto:[elena@judgewatch.org](mailto:elena@judgewatch.org)]  
**Sent:** Friday, April 13, 2012 10:02 AM  
**To:** Andrew Meier  
**Subject:** Service of AG Schneiderman's Opposition/Cross-Motion -- CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Mr. Meier,

It is not necessary for you to further waste taxpayer money by overnight delivery – as you did with Attorney General Schneiderman's DEMAND FOR CHANGE OF VENUE for no ostensible reason other than to shorten my already-abbreviated time to respond.

Please e-mail me Attorney General Schneiderman's opposition/cross-motion papers to [elena@judgewatch.org](mailto:elena@judgewatch.org) – with a hard copy by regular mail at my address: 4901 Henry Hudson Parkway, Apartment 8M, Bronx, New York 10471.

Thank you.


Elena Sassower

**From:** Andrew Meier [mailto:[Andrew.Meier@ag.ny.gov](mailto:Andrew.Meier@ag.ny.gov)]  
**Sent:** Friday, April 13, 2012 9:47 AM  
**To:** 'Inc. (CJA) Center for Judicial Accountability'  
**Subject:** RE: Clarifying Your Service of the AG's DEMAND FOR CHANGE OF VENUE -- RE: CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Ms. Sassower,

As I indicated below, UPS records show that it was delivered on April 6, 2012 and signed for by the doorman. In either event the matter is academic as service was complete on April 5, 2012. We will be filing and serving our opposition and cross-motion papers today. How would you like us to

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send them to you?

Yours, etc.,

Andrew Meier.

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**From:** Inc. (CJA) Center for Judicial Accountability [mailto:elena@judgewatch.org]  
**Sent:** Friday, April 13, 2012 9:44 AM  
**To:** Andrew Meier  
**Subject:** RE: Clarifying Your Service of the AG's DEMAND FOR CHANGE OF VENUE -- RE: CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Mr. Meier,

I received both on Saturday, April 7<sup>th</sup>.

Please advise as to when – and in what fashion – you are planning to serve your response to plaintiffs' Order to Show Cause for a Stay, returnable before Justice Mary Ann Brigantti-Hughes on Monday, April 16th.

Thank you.

Elena Sassower

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**From:** Andrew Meier [mailto:Andrew.Meier@ag.ny.gov]  
**Sent:** Friday, April 13, 2012 9:28 AM  
**To:** 'Inc. (CJA) Center for Judicial Accountability'  
**Subject:** RE: Clarifying Your Service of the AG's DEMAND FOR CHANGE OF VENUE -- RE: CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Ms. Sassower,

I placed the venue demand in the UPS box before the last pick-up on April 5, 2012, and according to UPS records it was delivered to you the next day, April 6, 2012. I also sent it regular mail in order to make sure that it got to you, sometimes UPS will not deliver an envelope to a residence if there is no one there to sign for it.

Yours, etc.,

Andrew Meier.

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**From:** Inc. (CJA) Center for Judicial Accountability [mailto:elena@judgewatch.org]  
**Sent:** Friday, April 13, 2012 9:21 AM  
**To:** Andrew Meier  
**Subject:** Clarifying Your Service of the AG's DEMAND FOR CHANGE OF VENUE -- RE: CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Mr. Meier,

Please advise as to what time on April 5, 2012 you placed Attorney General Schneiderman's DEMAND FOR CHANGE OF VENUE in the UPS box. Was it after the UPS' last pick-up? Also, what time did

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you place the DEMAND in the United States Postal Service box?

Please further advise as to why you served the DEMAND in two ways, rather than just one. Is this your normal and customary practice?

Thank you.

Elena Sassower  
718-708-5303

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**From:** Andrew Meier [mailto:Andrew.Meier@ag.ny.gov]  
**Sent:** Wednesday, April 11, 2012 9:31 AM  
**To:** 'Inc. (CJA) Center for Judicial Accountability'  
**Cc:** Andrew Meier  
**Subject:** RE: Your Mailed Service of the AG's DEMAND FOR CHANGE OF VENUE -- RE: CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Ms. Sassower,

The affidavit of service that I have prepared correctly indicates that I mailed both copies of the venue demand on April 5, 2012. I placed one copy in a UPS box on April 5 and the other copy in a United States Postal Service box on April 5. I will be attaching a copy of my affidavit of service to papers to be served in response to your currently-pending motion, but I would be happy to send you an additional copy of the affidavit if you would like.

Yours, etc.,

Andrew Meier.

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**From:** Inc. (CJA) Center for Judicial Accountability [mailto:elena@judgewatch.org]  
**Sent:** Tuesday, April 10, 2012 6:25 PM  
**To:** Andrew Meier  
**Subject:** Your Mailed Service of the AG's DEMAND FOR CHANGE OF VENUE -- RE: CJA v. Cuomo, Sup Ct BX Cty 302951/2012

Dear Mr. Meier,

I have received two copies of your DEMAND FOR CHANGE OF VENUE, dated April 5, 2012, one by regular mail, in an envelope bearing a postmark of April 6, 2012, and another sent in a UPS Ground-Express Envelope, also bearing a date of April 6, 2012. Please confirm that your affidavits/affirmations of service identify April 6<sup>th</sup>, not April 5<sup>th</sup>, as the dates on which each of your DEMANDS were mailed.

Thank you.

Elena Sassower  
718-708-5303

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**From:** Center for Judicial Accountability, Inc. (CJA) [mailto:elena@judgewatch.org]

4/16/2012

**Sent:** Thursday, April 05, 2012 11:03 PM

**To:** 'Andrew Meier'

**Subject:** Thank you -- RE: Center for Judicial Accountability, Inc. v. Cuomo, Sup Ct BX Cty 302951/2012

for your return call earlier today, which helped pass the time on the long drive up to Albany. Thank you, too, for waiving service upon the Attorney General. All other parties have been personally served, as directed by Justice Brigantte-Hughes' order to show cause. Attached herewith is our coverletter accompanying the service – and the signed admissions of service, which will be filed with the Court on the April 16<sup>th</sup> return date.

Just as independent counsel was appointed to represent the Governor, Comptroller, Senate, Assembly, and the State in some of the judges' judicial compensation lawsuits, so, too, must independent counsel be here appointed to represent the defendants. The Attorney General is a party, disqualified for interest – and, in any event, his duty, pursuant to Executive Law 63.1, is to represent plaintiffs Center for Judicial Accountability, Inc. and myself, here acting as private attorneys general to uphold what is the Attorney General's duty, *to wit*, the "interests of the state". Such would be evident from the Attorney General's findings of fact and conclusions of law with respect to CJA's October 27, 2011 Opposition Report, as likewise from the findings of fact and conclusions of law of his would-be clients.

As I stated to your predecessor, Assistant Attorney General Roderick Arz, we demand that these findings of fact and conclusions of law be disgorged so that the Court can properly evaluate the threshold issue of the Attorney General's representation.

Thank you.

Elena Sassower  
718-708-5303

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**From:** Andrew Meier [mailto:Andrew.Meier@ag.ny.gov]

**Sent:** Thursday, April 05, 2012 3:10 PM

**To:** 'elena@judgewatch.org'

**Cc:** 'elenaruth@aol.com'

**Subject:** Sassower v. Cuomo, Sup Ct BX Cty 302951/2012

Good afternoon, pursuant to our conversation of earlier today, please find my contact information below. Assuming that service is perfected and formal representation is requested, I will be representing all defendants in the above-captioned action going forward.

Andrew Meier  
Assistant Attorney General  
Office of the New York State Attorney General  
120 Broadway, 24th Floor  
New York, NY 10271  
t: (212) 416-8305  
f: (212) 416-6009

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