

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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Elena Ruth Sassower, Director
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October 28, 2011

TO: Commission on Judicial Compensation
William C. Thompson, Jr., Chairman
Richard Cotton
William Mulrow
Robert Fiske, Jr.
Kathryn S. Wylde
James Tallon, Jr.
Mark Mulholland

FROM: Elena Ruth Sassower, Director
Center for Judicial Accountability, Inc. (CJA)

RE: Holding Government Accountable: CJA's October 27, 2011 Opposition Report in Support of Legislative Override of the Commission on Judicial Compensation's Judicial Pay Raise Recommendations & Other Relief

Yesterday, CJA challenged the Commission's August 29, 2011 Final Report by an Opposition Report – four originals of which we delivered to the New York City offices of Governor Cuomo, Temporary Senate President Skelos, Assembly Speaker Silver, and Chief Judge Lippman so that these public officers can discharge their mandatory duties to protect the People of this State.

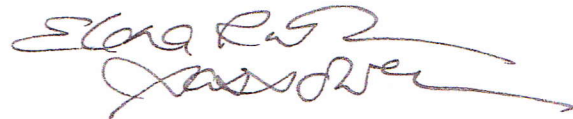
The Opposition Report demonstrates that your judicial pay raise recommendations are “fraudulent, statutorily-non-conforming, and constitutionally violative”. Based thereon, it seeks:

- (1) legislation voiding your judicial pay raise recommendations;
- (2) repeal of the statute creating the Commission;
- (3) your referral to criminal authorities for prosecution; and
- (4) appointment of a special prosecutor, task force, and/or inspector general to investigate the documentary and testimonial evidence of systemic judicial corruption, infesting supervisory and appellate levels and the Commission on Judicial Conduct – which you unlawfully and unconstitutionally ignored, without findings, in recommending judicial pay raises.

The "Conclusion" to the Opposition Report (at p. 37) stated that the Report would be furnished you to afford you the opportunity to rebut its presentation of fact, law, and legal argument, if you could. It is herewith attached, by e-mail. It is also readily accessible to you from CJA's website, www.judgewatch.org, most conveniently *via* the top panel "Latest News" and side panel "Judicial Compensation-NYS". The substantiating exhibits, virtually all in your possession, are also posted.

Should you wish to see the original of the Opposition Report, you can secure same from the New York Law Journal, **as Commissioner Fiske is a member of its Board of Editors** – and we delivered an original, with its two-volume exhibit compendium, to the Law Journal yesterday so that it could begin long-overdue, honest reporting of the judicial compensation issue for the "Bench and Bar" it purports to "serv[e]".

Needless to say, your failure to respond to CJA's Opposition Report will be deemed a concession that you cannot do so without conceding the fraud, illegality and unconstitutionality therein particularized – reinforcing the People's entitlement to all the relief sought.



Attachment: CJA's October 27, 2011 Opposition Report,
with a link to CJA's webpage on which it and the exhibits are posted

cc: Governor Andrew M. Cuomo
Temporary Senate President Dean G. Skelos
Assembly Speaker Sheldon Silver
Chief Judge Jonathan Lippman
New York Law Journal
Judicial Pay Advocates
New York State Budget Direct Robert L. Megna
Public & Press

Center for Judicial Accountability, Inc. (CJA)

From: Center for Judicial Accountability, Inc. (CJA) [elena@judgewidth.org]
Sent: Friday, October 28, 2011 5:59 PM
To: 'contact@judicialcompensation.ny.gov'; 'William C. Thompson Jr.'; 'Richard Cotton'; 'William Mulrow'; 'Robert Fiske Jr.'; 'Kathryn S. Wylde'; 'James Tallon Jr.'; 'Mark Mulholland'
Cc: 'katie.sherwin@exec.ny.gov'; 'skelos@nysenate.gov'; 'silver@assembly.state.ny.us'; 'jross@courts.state.ny.us'; 'kfischer@alm.com'; 'wstorey@alm.com'; 'jstashenko@alm.com'; 'jcaher@alm.com'; 'David King'
Subject: Holding Government Accountable: CJA's Oct 27 Opposition Report in Support of Legislative Override of Commission on Judicial Compensations's Judicial Pay Raise Recommendations & Other Relief
Attachments: 10-28-11-ltr-commission.pdf; 10-27-11-cja-opposition-report.pdf; 10-27-11-inventory-compendium-vol-1.pdf; 10-27-11-inventory-compendium-vol-2.pdf

Attached is CJA's above-entitled letter of today's date to the chairman and members of the now defunct Commission on Judicial Compensation, together with CJA's October 27, 2011 Opposition Report. The direct link to the webpage of CJA's website that posts the Opposition Report is <http://www.judgewidth.org/web-pages/judicial-compensation/opposition-report.htm>.

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