## NEW YORK STATE SENATE

### JUDICIARY COMMITTEE

In the Matter of

New York State Senate Standing Committee on the Nomination of

HONORABLE JUDITH S. KAYE

as Chief Judge of the Court of Appeals

Legislative Offices Room 124 Albany, New York

March 6, 2007 Tuesday 10:00 a.m.

#### Present:

SENATOR JOHN A. DeFRANCISCO, CHAIRMAN

SENATOR DALE VOLKER

SENATOR HUGH FARLEY

SENATOR STEPHEN SALAND

SENATOR KENNETH LaVALLE

SENATOR SERPHIN MALTESE

SENATOR JOHN BONACIC

SENATOR DEAN SKELOS

Candyco Transcription Service, Inc.

(518) 371-8910

Ex 9-12

# PRESENT (Continued):

SENATOR KEMP HANNON

SENATOR GEORGE WINNER

SENATOR MICHAEL NOZZOLIO

SENATOR GEORGE MAZIARZ

SENATOR RUTH HASSELL-THOMPSON, RANKING

SENATOR NEIL D. BRESLIN

SENATOR JOHN SAMPSON

SENATOR THOMAS DUANE

SENATOR ERIC SCHNEIDERMAN

SENATOR MARTIN CONNOR

SENATOR DIANE J. SAVINO

SENATOR ANDREA STEWART-COUSINS

SENATOR MARTIN DILAN

SENATOR ANDREW LANZA

SENATOR BILL PERKINS

# INDEX OF SPEAKERS

WITNESS	Page
Hon. Richard C. Wesley Second Circuit Judge, United States Court of Appeal	55 .s
Hon. Barry A. Cozier Former Assoc. Justice, Appellate Division Former Supreme Court Justice	69
Judith Herskowitz Florida Resident	77
Mark M. Meddaugh, President Association of Judges, New York State Family Court	97
Dean Loren, Out-Of-State Attorney	103
Fern Schair, Senior Vice President American Arbitration Association	112

	thought the state of the state
1 .	record, the following voted yes before they
2	had to leave. The rest there's 19 of
3	them. DeFrancisco, Volker, Farley, Maltese,
4	Bonacic, Skelos, Hannon, Winner, Nozzolio,
5	Hassell-Thompson, Breslin, Sampson, Duane,
6	Schneiderman, Connor, Dilan, Savino, Perkins
7	and Stewart-Cousins. We're now
8	Recommendation 2, Saland and LaValle; and
9	no's, Maziarz and Lanza. There is more than
10	ample majority here to move the nomination
11	to the full floor of the Senate. Thank you.
12	Excuse me, one other thing. I
13	should mention that there was written
14	testimony by Elena Sassower, who we just
15	heard from, but I've provided that to
16	everyone else on the Committee, and there's
17	testimony from The Fund for Modern Courts as
18	well as Eli Vigliano and Doris Sassower as
19	well.
20	MS. E. SASSOWER: And George
21	Sassower additionally.
22	CHAIRMAN DeFRANCISCO: All
23	right. Thank you. The meeting is

concluded. 1

- (Whereupon, at 12:12 p.m., the 2
- Hearing concluded.) 3