

# CENTER for JUDICIAL ACCOUNTABILITY, INC.

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*Elena Ruth Sassower, Coordinator*

BY HAND

November 13, 2001

Steven C. Krane, President  
New York State Bar Association  
c/o Proskauer Rose LLP  
1585 Broadway, 17<sup>th</sup> Floor  
New York, New York 10036-8299

RE: Your purported "review" of the "materials" on which you based the false and defamatory statements in your July 5<sup>th</sup> letter

Dear President Krane:

On Friday, November 2<sup>nd</sup>, after speaking with A. Rene Hollyer, Chairman of the New York State Bar Association's Special Committee on Procedures for Judicial Discipline, I telephoned your office to request that the appellate papers in *Elena Ruth Sassower, Coordinator of the Center for Judicial Accountability, Inc., acting pro bono publico v. Commission on Judicial Conduct of the State of New York* – which I had provided to you in support of CJA's request for *amicus* and other assistance -- be forwarded to Mr. Hollyer. On Tuesday, November 6<sup>th</sup>, your secretary, Carol, telephoned to say that she had located the appellate papers, which she would return to me.

I could scarcely believe the condition of these papers when I received them at the end of the day on Friday, November 9<sup>th</sup>. There were NO creases in the card-stock covers of the Appellant's Brief and Appendix, nor any in the inside pages, NO creases in the paper covers and contents of the Attorney General's Respondent's Brief and my Critique thereof, and NO creases in the copies of my correspondence with the Attorney General, clipped just as they had been when I provided them to you. In short, these "materials" seemed to be in "untouched by human hands condition".

I, therefore, call upon you to confirm that you *actually* "reviewed" these "materials" – which is what your July 5<sup>th</sup> letter (Exhibit "A") claims in its very first sentence. As detailed by my annexed response thereto -- written *before* I received the package of "materials" from your

secretary -- your subsequent statements in that letter, based on your purported "review" of the "materials", are wholly false and defamatory.

So that Chairman Hollyer may come to his own conclusion about the all-too-pristine condition of my Appellant's Brief and Appendix, the Attorney General's Respondent's Brief, and my Critique thereof which your secretary returned to me, these purportedly "reviewed" "materials" are being hand-delivered to him today<sup>1</sup>.

Yours for a quality judiciary,

ELENA RUTH SASSOWER, Coordinator  
Center for Judicial Accountability, Inc. (CJA)

Enclosure

cc: A. Rene Hollyer, Chair

NYSBA Special Committee on Procedures for Judicial Discipline

NYSBA Albany Office:

Kathleen Mulligan Baxter/Counsel

Patricia K. Bucklin, Executive Director

James R. Silkenat, Chair

New York State Fellows of the American Bar Foundation

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<sup>1</sup> The Critique of Respondent's Brief is now Exhibit "U" to my August 17<sup>th</sup> motion. The pages that have no side holes are superseding pages, correcting typos and grammatical errors.