

# CENTER *for* JUDICIAL ACCOUNTABILITY, INC.

P.O. Box 69, Gedney Station  
White Plains, New York 10605-0069

Tel. (914) 421-1200  
Fax (914) 428-4994

E-Mail: [judgewatch@aol.com](mailto:judgewatch@aol.com)  
Web site: [www.judgewatch.org](http://www.judgewatch.org)

**BY FAX: 212-428-2188**

7 pages 3:25 p.m.

February 9, 1998

Jonathan Lippman, Chief Administrative Judge  
Office of Court Administration  
25 Beaver Street  
New York, New York 10004

RE: Reconsideration and Withdrawal of OCA Waiver to Court of  
Claims Judge Andrew O'Rourke and Inspection Rights

Dear Judge Lippman:

Enclosed is CJA's February 6th Memorandum to Senators Dollinger and Leichter, particularizing your flagrant misrepresentation of Section 211 of the Retirement and Social Security Law. Based thereon, we have requested that the Senators seek an investigation of you for official misconduct. This, in addition to joining in CJA's request -- as set forth in our January 30th letters to you -- for reconsideration and retraction of Mr. O'Rourke's waiver and for investigation of your legal staff.

As further set forth in those letters, the public is absolutely entitled to inspection of Mr. O'Rourke's waiver application, as well as the findings and determination thereon, pursuant to Section 211(6). Please advise us of a time that is convenient for such inspection, which pursuant to Section 211(6) is at your office. At that time, we also request to inspect the waiver application of Judge John Walsh. According to your January 29th letter to the Senators, Judge Walsh was also granted an OCA waiver.

Inasmuch as Chief Judge Kaye does not have a publicly-available fax number, we would appreciate if you would fax her a copy of this coverletter and the accompanying Memorandum so that she can exercise the supervision we requested in our February 1st letter to her.

Yours for a quality judiciary,



ELENA RUTH SASSOWER, Coordinator  
Center for Judicial Accountability, Inc.

Enclosures

cc: See next page

**cc:** Chief Judge Judith Kaye  
Senator Richard Dollinger  
Senator Franz Leichter  
Michael Cardozo, President, Association of the Bar of the City of New York  
Joshua Pruzansky, President, New York State Bar Association  
Blair Horner, Legislative Director, NYPIRG  
Rachel Leon, Executive Director, Common Cause  
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