

# CENTER for JUDICIAL ACCOUNTABILITY, INC.

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E-Mail: [mail@judgewatch.org](mailto:mail@judgewatch.org)

Website: [www.judgewatch.org](http://www.judgewatch.org)

*Elena Ruth Sassower, Director*

October 14, 2016

TO: ATTORNEY DISCIPLINARY COMMITTEES OF THE FOURTH JUDICIAL DEPARTMENT

Fifth Judicial District Attorney Disciplinary Committee

224 Harrison Street, Suite 408  
Syracuse, New York 13202-3066  
315-401-3344

RE: Conflict-of-Interest/Misconduct Complaint against:  
Herkimer County District Attorney Jeffrey S. Carpenter  
Jefferson County District Attorney Kristyna S. Mills  
Lewis County District Attorney Leanne K. Moser  
Oneida County District Attorney Scott D. McNamara  
Onondaga County District Attorney William J. Fitzpatrick  
Oswego County District Attorney Gregory S. Oakes

Seventh Judicial District Attorney Disciplinary Committee

50 East Avenue, Suite 404  
Rochester, New York 14604-2206  
585-530-3180

RE: Conflict-of-Interest/Misconduct Complaint against:  
Cayuga County District Attorney Jon E. Budelmann  
Livingston County District Attorney Gregory J. McCaffrey  
Monroe County District Attorney Sandra Doorley  
Ontario County District Attorney R. Michael Tantillo  
Seneca County District Attorney Barry Porsch  
Steuben County District Attorney Brooks Baker  
Wayne County District Attorney Richard M. Healy  
Yates County District Attorney Valerie G. Gardner

Eighth Judicial District Attorney Disciplinary Committee

438 Main Street, Suite 800  
Buffalo, New York 14202-3211  
716-845-3630

RE: Conflict-of-Interest/Misconduct Complaint against:  
Allegany County District Attorney Keith A. Slep  
Cattaraugus County District Attorney Lori Rieman  
Chautauqua County Acting District Attorney Patrick Swanson  
Erie County Acting District Attorney Michael J. Flaherty, Jr.  
Genesee County District Attorney Lawrence Friedman  
Niagara County Acting District Attorney Theodore A. Brenner

Orleans County District Attorney Joseph V. Cardone  
Wyoming County District Attorney Donald O'Geen  
Former Erie County District Attorney Frank Sedita III – now Supreme Court Justice

Attached is the Center for Judicial Accountability's October 14, 2016 conflict-of-interest/misconduct complaint against each of the above district attorneys, acting district attorneys, and former district attorneys within your geographic jurisdiction. The referred-to substantiating evidence is posted on CJA's website, [www.judgewatch.org](http://www.judgewatch.org), accessible from the prominent center link: "No Pay Raises for New York's Corrupt Public Officers – The Money Belongs to their Victims!", *via* its #14 menu listing "A New Round of Disciplinary & Criminal Complaints".

According to your webpage "Filing a Complaint", no special form is required to be filled out. However, you do request, as part of "general guidelines" the office address and phone number of the complained against attorney. They are as follows:

Herkimer County District Attorney Jeffrey S. Carpenter  
301 North Washington Street  
Suite 2401  
Herkimer, NY 13350  
315-867-1155  
[jcarpenter@herkimercounty.org](mailto:jcarpenter@herkimercounty.org)

Jefferson County District Attorney Kristyna S. Mills  
175 Arsenal Street  
Watertown, NY 13601  
315-785-3053  
[kristynam@co.jefferson.ny.us](mailto:kristynam@co.jefferson.ny.us)

Lewis County District Attorney Leanne K. Moser  
7660 North State Street  
Lowville, NY 13367  
315-376-5390  
[leannemoser@lewiscountyny.gov](mailto:leannemoser@lewiscountyny.gov)

Oneida County District Attorney Scott D. McNamara  
235 Elizabeth Street  
Utica, NY 13501  
315-798-5766  
[smcnamara@ocgov.net](mailto:smcnamara@ocgov.net)

Onondaga County District Attorney William J. Fitzpatrick  
505 South State Street, Fourth Floor  
Syracuse, NY 13202  
315-435-2470  
[williamfitzpatrick@ongov.net](mailto:williamfitzpatrick@ongov.net)

Oswego County District Attorney Gregory S. Oakes  
Public Safety Center  
39 Churchill Road  
Oswego, NY 13126  
315-349-3200  
[goakes@oswegocounty.com](mailto:goakes@oswegocounty.com)

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Cayuga County District Attorney Jon E. Budelmann  
95 Genesee Street  
Auburn, NY 13021  
315-253-1391  
[cayugada@cayugacounty.us](mailto:cayugada@cayugacounty.us)

Livingston County District Attorney Gregory J. McCaffrey  
Livingston County Court House  
2 Court Street  
Geneseo, NY 14454-1403  
585-243-7020  
[GMcCaffrey@co.livingston.ny.us](mailto:GMcCaffrey@co.livingston.ny.us)

Monroe County District Attorney Sandra Doorley  
47 South Fitzhugh St.  
Rochester, NY 14614  
585-753-4500  
[mgreen@monroecounty.gov](mailto:mgreen@monroecounty.gov)

Ontario County District Attorney R. Michael Tantillo  
Ontario County Courthouse, 3<sup>rd</sup> floor  
27 North Main Street  
Canandaigua, NY 14424  
585-396-4010  
[michael.tantillo@co.ontario.ny.us](mailto:michael.tantillo@co.ontario.ny.us)

Seneca County District Attorney Barry Porsch  
44 West Williams Street  
Waterloo, NY 13165  
315-539-1300  
c/o [ffisher@co.seneca.ny.us](mailto:ffisher@co.seneca.ny.us)

Steuben County District Attorney Brooks Baker  
3 East Pulteney Square  
Bath, NY 14810  
607-664-2270  
[john@co.steuben.ny.us](mailto:john@co.steuben.ny.us)

Wayne County District Attorney Richard M. Healy  
Hall of Justice  
54 Broad Street  
Lyons, NY 14489  
315-946-5905  
[rhealy@co.wayne.ny.us](mailto:rhealy@co.wayne.ny.us)

Yates County District Attorney Valerie G. Gardner  
417 Liberty St.  
Penn Yan, NY 14527  
315-536-5550  
[vgardner@yatescounty.org](mailto:vgardner@yatescounty.org)

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Allegany County District Attorney Keith A. Slep  
7 Court Street Room 333  
Belmont, NY 14813  
718-268-9225  
[SlepKA@alleganyco.com](mailto:SlepKA@alleganyco.com)

Cattaraugus County District Attorney Lori Rieman  
303 Court Street  
Little Valley, NY 14755  
716-938-9111  
[LPRieman@cattco.org](mailto:LPRieman@cattco.org)

Chautauqua County Acting District Attorney Patrick Swanson  
3 North Erie Street  
Mayville, NY 14757  
716-753-4000  
[swansonp@co.chautauquau.ny.us](mailto:swansonp@co.chautauquau.ny.us)



Erie County Acting District Attorney Michael J. Flaherty, Jr.  
25 Delaware Avenue  
Buffalo, NY 14202  
716-858-2467  
[Michael.flaherty@erie.gov](mailto:Michael.flaherty@erie.gov)

Genesee County District Attorney Lawrence Friedman  
One West Main Street  
Batavia, NY 14020  
585-815-7878  
[lfriedman@co.genesee.ny.us](mailto:lfriedman@co.genesee.ny.us)

Niagara County Acting District Attorney Theodore A. Brenner  
Niagara County Courthouse, 3rd Floor  
175 Hawley Street  
Lockport, NY 14094-2740  
716-439-7085  
[Theodore.brenner@niagaracounty.com](mailto:Theodore.brenner@niagaracounty.com)

Orleans County District Attorney Joseph V. Cardone  
13925 State Route 31, Suite 300  
Albion, NY 14411  
Office: (585) 590-4130  
[da@orleansny.com](mailto:da@orleansny.com)

Wyoming County District Attorney Donald O'Geen  
147 North Main Street  
Warsaw, NY 14569  
585-786-8822  
[dogeen@wyomingco.net](mailto:dogeen@wyomingco.net)

Former Erie County District Attorney – now Supreme Court Justice – Frank Sedita III  
Supreme Court  
Part 30 - 8th floor  
50 Delaware Avenue  
Buffalo, NY 14202  
716-845-2685

Consistent with the four questions on the complaint form of the Third Judicial Department, the following may be also germane:

- (1) Have you filed a complaint concerning this matter with another attorney grievance committee, state attorney general's office or any other agency?

The answer is YES. This identical conflict-of-interest/misconduct complaint is being furnished to the attorney disciplinary committees of the other three judicial departments so that they can address the violations committed by the district attorneys and former district attorneys within their geographic jurisdictions.

Previously, I filed corruption complaints with the Commission to Investigate Public Corruption which raised, as a threshold issue, the conflicts-of-interest of its ten district attorney members. The Commission responded by completely ignoring the conflict-of-interest issue and purporting that the corruption complaints were "outside [its] mandate".

- (2) Have you brought a civil action against this attorney?

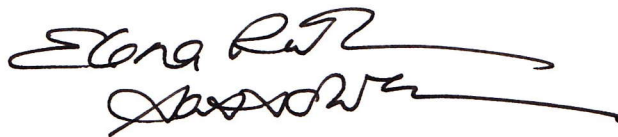
The answer is NO.

- (3) Are you represented by an attorney?

The answer is NO.

- (4) Are you an attorney?

The answer is NO.

A handwritten signature in dark ink, appearing to read "Elena Ruiz", with a long horizontal flourish extending to the right.