



NINTH JUDICIAL COMMITTEE

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By Fax and Mail
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September 11, 1992

William E. Willis, Chairman
ABA Standing Committee on Federal Judiciary
Sullivan & Cromwell
125 Broadway
New York, New York 10004

RE: Nomination of Andrew O'Rourke

Dear Mr. Willis:

We are informed that you have succeeded Ronald Olson, who stepped down in August as Chairman of the ABA Standing Committee on Federal Judiciary.

By letter, dated June 18, 1992, Mr. Olson stated to us that he had received from then ABA President D'Alemberte a copy of our critique of the qualifications of Andrew O'Rourke--which we had sent to President D'Alemberte under a coverletter, dated May 19, 1992.

On June 26, 1992, we responded to Mr. Olson's June 18th letter. Since the very reason why the ABA rates prospective nominees in the first place is to protect the public from unfit judicial candidates, we called upon the Standing Committee on Federal Judiciary, inter alia, to retract its favorable rating of Mr. O'Rourke in light of our documented showing of his absolute unfitness.


Since that date, we have not been favored with a response from either Mr. Olson or anyone on behalf of the ABA.

Please advise us promptly: (a) whether the members of the Standing Committee on Federal Judiciary have reviewed our critique; and (b) whether they plan to retract their endorsement of Mr. O'Rourke based thereon.

Ex "D"

In light of the irrefutable evidence presented by our critique as to the deficiencies in the ABA's judicial screening procedures, we also wish to know what steps have been taken by the Standing Committee to protect the public as to this and other federal judicial nominations.

Yours for a quality judiciary,



ELENA RUTH SASSOWER
Coordinator, Ninth Judicial Committee

cc: J. Michael McWilliams, President, ABA
Ronald Olson, Esq.
Senate Majority Leader George Mitchell
Chairman Joseph Biden, Senate Judiciary Committee
Senator Daniel Patrick Moynihan
People for the American Way
Alliance for Justice