

Center for Judicial Accountability, Inc. (CJA)

From: Brodie, Frederick <Frederick.Brodie@ag.ny.gov>
Sent: Tuesday, July 3, 2018 12:15 PM
To: Center for Judicial Accountability, Inc. (CJA)
Cc: Paladino, Victor
Subject: CJA v. Cuomo: Comments on Proposed Record on Appeal
Attachments: p. 15 of 3.22.17 opp. mem..pdf; p. 1 of 7.21.17 opp. mem..pdf; p. 14 of 7.21.17 opp. mem..pdf; 9.15.16 Aff. of Service.pdf; 1.20.17 Aff. of Service.pdf; 3.22.17 Aff. of Service.pdf; 7.21.17 Aff. of Service.pdf

Dear Ms. Sassower,

Treating the link on your webpage as a proof copy, here are my comments on the proposed record.

1. After page 428 of the proposed record, please add defendants' 9.15.17 affidavit of service (copy attached). (Note, the four affidavits of service attached to this email were sent to you previously, but are included here again for convenience.)
2. Please add a copy of defendants' Answer (reproduced as Exhibit T-4, beginning on page 548 of the proposed record) somewhere else in the record and after it add defendants' 1.20.17 affidavit of service (copy attached). At page 548, you may either leave the exhibit as-is or insert a cross-reference page in its place.
3. Page 581 of the proposed record is not included in the copy of Exhibit W-1 in our files. Please confirm that this page was contained in your as-served document.
4. The proposed record is missing page 15 (the final page) of defendants' 3.22.17 opposition memo. A copy is attached – please insert it after page 633.
5. After page 15 of the 3.22.17 opposition memo (see item 4 above), please add defendants' 3.22.17 affidavit of service (copy attached).
6. The Table of Contents indicates that Plaintiffs' 8.25.17 reply memo is found at page 1238. That must be a typo – page 1238 appears to be part of Exhibit Z from AAG Kerwin's 7.21.17 opposition affidavit.
7. The proposed record is missing page 1 of defendants' 7.21.17 opposition memo. A copy is attached – please insert it after page 1248.
8. The proposed record is missing page 14 of defendants' 7.21.17 opposition memo. A copy is attached – please insert it after page 1260.
9. After page 1271 of the proposed record, please insert defendants' 7.21.17 affidavit of service (copy attached).

Once the record is complete, I will be in a position to stipulate as requested. Thank you in advance for your attention to these details.

Very truly yours,

Frederick A. Brodie
Assistant Solicitor General