

SUPREME COURT OF STATE OF NEW YORK  
ALBANY COUNTY



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CENTER FOR JUDICIAL ACCOUNTABILITY, INC.  
and ELENA RUTH SASSOWER, individually and  
as Director of the Center for Judicial Accountability, Inc.,  
acting on their own behalf and on behalf of the People  
of the State of New York & the Public Interest,

Plaintiffs,

-against-

**ORDER TO SHOW CAUSE  
FOR A STAY WITH TRO**

Index # 1788-14

ANDREW M. CUOMO, in his official capacity  
as Governor of the State of New York,  
DEAN SKELOS in his official capacity  
as Temporary Senate President,  
THE NEW YORK STATE SENATE,  
SHELDON SILVER, in his official capacity  
as Assembly Speaker, THE NEW YORK  
STATE ASSEMBLY, ERIC T. SCHNEIDERMAN,  
in his official capacity as Attorney General of  
the State of New York, and THOMAS DiNAPOLI,  
in his official capacity as Comptroller of  
the State of New York,

Defendants.

----- x  
Upon the annexed affidavit of ELENA RUTH SASSOWER, plaintiff *pro se*, sworn to on  
March 28, 2014, and plaintiffs' Verified Complaint with annexed exhibits,

LET defendants show cause before this Court at 16 Eagle Street, Albany, New York 12207  
on the 16 day of May 2014 at 9:30 <sup>\*</sup>a.m. or as soon thereafter as the parties or  
their counsel may be heard, for an order:

(1) Pursuant to State Finance Law §123 *et seq.* [Article 7-A "Citizen-Taxpayer Actions"],  
for an order enjoining defendants from voting on, signing, and disbursing monies for Budget Bill  
#S.6351/A.8551, or, at least, the entirety of the Legislative portion, both its appropriations and  
reappropriations (pp. 1-9; 27-46); and, with respect to the Judiciary portion, the unitemized funding

mcc | \* Any request for oral argument must be raised  
TSC | with the FAS Judge<sup>1</sup>

for the unidentified third phase of the judicial salary increase and the reappropriations (at pp. 24-26) pending determination of plaintiffs' Verified Complaint to declare same unconstitutional and unlawful.

(2) For such other and further relief as may be just and proper.

\*  
~~SUFFICIENT CAUSE APPEARING THEREFORE, let defendants be enjoined from voting on, signing, and disbursing monies for Budget Bill #S.6351/A.8551 pending hearing and determination of this motion.~~

McC  
JSC

LET SERVICE of this order to show cause, together with the papers on which it is based, be made on or before the 31<sup>st</sup> day of March 2014 upon the defendants herein by personal service be deemed good and sufficient service.

Michael C. Joyce  
Supreme Court Justice

McC  
JSC

\* Responding papers, <sup>if any</sup> must be served by April 18, 2014.  
Reply papers, <sup>if any</sup> must be served by May 9, 2014.

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ALBANY COUNTY

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in his official capacity as Attorney General of  
the State of New York, and THOMAS DiNAPOLI,  
in his official capacity as Comptroller of  
the State of New York,

Defendants.

**Affidavit in Support  
of Order to Show Cause  
with TRO**

Index #

----- X  
STATE OF NEW YORK                    )  
ALBANY COUNTY                        ) ss.:

ELENA RUTH SASSOWER, being duly sworn deposes and says:

1. I am the above-named *pro se* individual plaintiff, fully familiar with all the facts, papers, and proceedings recited in the Verified Complaint, which I wrote.
2. This affidavit is submitted in support of plaintiffs' order to show cause, with TRO.
3. In view of the extensive nature of the Verified Complaint – 46 pages, plus voluminous exhibits – any further recitation would be redundant.
4. Plaintiffs therefore rest on the Verified Complaint, incorporated herein by reference.

Sworn to before me this  
28<sup>th</sup> day of March 2014

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ELENA RUTH SASSOWER

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Notary Public