

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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BY FAX: 212-556-4634 (1 page)  
February 13, 2006 (11:45 a.m.)

The New York Times Company  
229 West 43<sup>rd</sup> Street  
New York, New York 10036

RE: Service of Summons with Notice:  
Sassower, et al. v. The New York Times Company, et al.

ATT: Edward Bohan, Legal Assistant

Dear Mr. Bohan:

I have received no response to my faxed, e-mailed, and hand-delivered February 3<sup>rd</sup> memo to Arthur Sulzberger, Jr., Bill Keller, Jill Abramson, *et al.*, requesting their cooperation in making appropriate arrangements for service of process in the above-entitled action.

However, upon delivering the memo to The New York Times on February 3<sup>rd</sup>, I asked one of the guards at the lobby desk about procedures for serving legal papers upon The New York Times. He matter-of-factly told me that the Legal Department sends someone down to accept service. Indeed, I myself saw the handwritten note, posted at the desk, instructing the guards to call you at extension 7622 for service of legal papers.

So that you may plan accordingly, please be advised that tomorrow, Valentine's Day, I will be at The New York Times with my process server, at about 2:30 p.m. to effect service upon The New York Times Company and The New York Times, as well as upon Mr. Sulzberger, *et al.* If you are unwilling to memorialize, in writing, that the Legal Department is authorized to accept service for The New York Times Company and The New York Times -- thereby confirming what you told me by phone in November -- I will additionally go to the effort and expense of effecting service via the Secretary of State in Albany, pursuant to CPLR 311(a)(1), unless I otherwise find a designation on file with the New York County Clerk's office pursuant to CPLR 318.

Thank you.

Yours for a quality judiciary  
and responsible journalism,



ELENA RUTH SASSOWER, Coordinator  
Center for Judicial Accountability, Inc. (CJA)

cc: Recipients of my February 3, 2006 memo