



October 9, 2018

Via Email: mail@judgewatch.org

Elena Ruth Sassower, Director
Center for Judicial Accountability, Inc.
Post Office Box 8101
White Plains, New York 10602

RE: FOIL Request #2225

Dear Ms. Sassower:

This letter responds to your correspondence dated August 31, 2018, which pursuant to FOIL, requested:

- 1) a copy of the referred-to report of the "New York Ethics Review commission" dated on or about November 2, 2015;
- 2) all records reflecting "review" of the report by JCOPE's commissioners, including at any of their meetings-especially as JCOPE's 2015 Annual Report to the Governor and Legislature, dated April 7, 2016, does not appear to mention "the New York Ethics Review Commission", its report, or review of its "findings and recommendations" by the JCOPE commissioners;
- 3) all records reflecting any hearings by the Legislature on the misnomered "New York Ethics Review Commission" report - and, particularly by any of the most pertinent Senate and Assembly committees, to wit,
 - the Senate Ethics Committee;
 - the Assembly Committee on Ethics and Guidance;
 - the Senate Committee on Investigations and Government Operations;
 - the Assembly Committee on Governmental Operations;
 - the Assembly Committee on Oversight, Analysis & Investigation.
- 4) all records reflecting that these legislative committees ever placed the "New York Ethics Review Commission" report on the agenda of any of its committee meetings for review and discussion;

- 5) All records pertaining to the whereabouts of the records of the "New York Ethics Review Commission", including the video of its one and only hearing, on October 14, 2015, in Manhattan - at which I testified - and any transcription thereof - and pertaining to the evaporation of its website, www.nyethicsreview.org. at some unknown date following issuance of its report.

Please be advised that the New York State Executive Chamber has conducted a diligent search but does not possess records responsive to your request.

Pursuant to Public Officers Law § 89(4)(a), you have thirty (30) days to take a written appeal of this determination. You may appeal by writing: FOIL Appeals Officer, Executive Chamber, State Capitol, Albany, New York, 12224.

Very truly yours,

A handwritten signature in black ink that reads "Valerie Lubanko". The signature is written in a cursive, flowing style.

Valerie Lubanko
FOIL Counsel
Records Access Officer