

## Center for Judicial Accountability, Inc. (CJA)

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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Wednesday, January 29, 2020 2:16 PM  
**To:** 'derocht@nyassembly.gov'  
**Cc:** 'rae@nyassembly.gov'  
**Subject:** Returning the state budget & Legislature to constitutional compliance & functioning  
**Attachments:** 7-15-19-transmitting-ltr-notice.pdf; 7-15-19-analysis-12-10-18-report.pdf

**TO: Tim Derocher, Legislative Director to Assembly Ways & Means Ranking Member Edward Ra, Esq.**

Thank you for giving me an opportunity to summarize for you the unconstitutionality and unlawfulness of the New York State budget, laid out in the ten causes of action of CJA's citizen-taxpayer action, now before the Court of Appeals, whose record – as I showed you – is fully posted on CJA's website, [www.judgewatch.org](http://www.judgewatch.org), accessible from the prominent center link "CJA's Citizen-Taxpayer Actions to END NYS' Corrupt Budget 'Process' and Unconstitutional 'Three Men in a Room' Governance".

As discussed, the two-fold purpose of my call was: (1) to inquire whether the Ways & Means Minority – headed by Assemblyman Ra – has put out its "Green Book" – and, if so, to request a copy, or – at very least, the pages pertaining to the Judiciary and Legislative budgets and the portion of "public protection" pertaining to district attorneys, especially as relates to "salary reimbursement"; and (2) to inquire whether Assemblyman Ra is familiar with CJA's citizen-taxpayer action and my advocacy with respect thereto, as I have no recollection of having directly communicated with his office previously about it. I have no memory of having e-mailed him recently, other than by the below July 16, 2019 e-mail, whose above attached analysis of the December 10, 2018 report of the Committee on Legislative and Executive Compensation largely revolves around the dispositive, *prima facie* proof presented by the citizen-taxpayer action.

As I showed you from CJA's webpage for the 2019 Legislative Session: <http://www.judgewatch.org/web-pages/searching-nys/2019-legislative/menu-2019-legislative-session.htm>, last year – when Assemblyman Barclay became Assembly Ways and Means Committee Ranking Member – and Senator James Steward became ranking member of the Senate Finance Committee, I reached out to both of them to make sure that each was aware of CJA's citizen-taxpayer action. My e-mails to them are posted here: <http://www.judgewatch.org/web-pages/searching-nys/2019-legislative/2019-finance-ways-means.htm>, along with the only response I received, furnishing me with info & the requested page from last year's "Green Book".

I look forward to working with Assemblyman Ra in returning the state budget – and New York's Legislature – to constitutional compliance and functioning. It is not difficult to accomplish, especially if he would use the "bully pulpit" of his leadership to "whistleblow", as required by ethical and professional rules and is the duty he owes his constituents and the People of the State of New York.

Elena Sassower, Director  
Center for Judicial Accountability, Inc. (CJA)  
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**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
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**Cc:** 'scousins@nysenate.gov' <scousins@nysenate.gov>; 'speaker@nyassembly.gov' <speaker@nyassembly.gov>; 'Carl  
 Heastie' <cehbronx@gmail.com>; 'grelick@nysenate.gov' <grelick@nysenate.gov>; 'vargash@nyassembly.gov'  
 <vargash@nyassembly.gov>

**Subject:** NOTICE of Your Duty to Void the December 10, 2018 Report of the Committee on Legislative & Executive  
 Compensation that Boosted Your Salaries -- & Preserved Your Stipends

TO: The Legislators Whose Stipends Were Preserved by the December 10, 2018 Report of the  
 Committee on Legislative & Executive Compensation

Temporary Senate President Andrea Stewart-Cousins	\$41,500
Senate Deputy Majority Leader Michael Gianaris, Esq.	\$34,000
Finance Committee Chair Liz Krueger	\$34,000
 Senate Minority Leader John Flanagan, Esq.	 \$34,500
Senate Deputy Minority Leader Joseph Griffo	\$20,500
Finance Committee Ranking Member James Seward	\$20,500
 Assembly Speaker Carl Heastie	 \$41,500
Assembly Majority Leader Crystal Peoples-Stokes	\$34,500
Assembly Speaker <i>Pro Tempore</i> Jeffrion Aubry	\$25,000
Ways and Means Chair Helene Weinstein, Esq.	\$34,000
Assembly Codes Committee Chair Joseph Lentol, Esq.	\$18,000
 Assembly Minority Leader Brian Kolb	 \$34,500
Assembly Minority Leader <i>Pro Tempore</i> Andy Goodell, Esq.	\$20,500
Ways and Means Committee Ranking Member William Barclay, Esq.	\$20,500
Assembly Codes Committee Ranking Member Edward Ra, Esq.	\$11,000

As you know, the December 10, 2018 Report of the Committee on Legislative and Executive Compensation preserved your stipends in recognition of the “significantly more work” and “additional duties” you are expected to perform (at p. 19). That Report is a fraud on the People of the State of New York and larceny of their tax dollars – and the particulars are set forth by the above-attached analysis of the Report.

Below is the e-mail I sent yesterday to Temporary Senate President Stewart-Cousins and Assembly Speaker Heastie, with the analysis and its accompanying letter-NOTICE. It is now sent to you so that you can demonstrate how you discharge the greater responsibilities for which you are paid. Presumably, this includes alerting the other 57 Senate members and 141 Assembly members to matter of seriousness and substance involving them. In any event, I request that you promptly forward this e-mail to them, with its above-attached July 15, 2019 letter-NOTICE and analysis and below e-mail, each addressed to ALL 63 Senate and 150 Assembly Members.



Hard copies of the letter-NOTICE and analysis, with exhibits, are being priority mailed today to Temporary Senate President Stewart-Cousins and Assembly Speaker Heastie – and I trust they will make same available to you and all other Senate and Assembly Members, upon request. Everything is accessible from CJA's website, [www.judgewatch.org](http://www.judgewatch.org) – and the direct link to the webpage for the July 15, 2019 letter-NOTICE and analysis, with the EVIDENCE substantiating it, is here: <http://www.judgewatch.org/web-pages/searching-nys/2018-legislature/hhh-compensation-committee/7-15-19-analysis-of-report.htm>.

Thank you.

Elena Sassower, Director  
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914-421-1200

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**From:** Center for Judicial Accountability, Inc. (CJA) <[elena@judgewatch.org](mailto:elena@judgewatch.org)>  
**Sent:** Monday, July 15, 2019 2:19 PM  
**To:** 'alfonso.david@exec.ny.gov' <[alfonso.david@exec.ny.gov](mailto:alfonso.david@exec.ny.gov)>; 'records.access@exec.ny.gov' <[records.access@exec.ny.gov](mailto:records.access@exec.ny.gov)>; 'letitia.james@ag.ny.gov' <[letitia.james@ag.ny.gov](mailto:letitia.james@ag.ny.gov)>; 'Barbara.Underwood@ag.ny.gov' <[Barbara.Underwood@ag.ny.gov](mailto:Barbara.Underwood@ag.ny.gov)>; 'scousins@nysenate.gov' <[scousins@nysenate.gov](mailto:scousins@nysenate.gov)>; 'grelick@nysenate.gov' <[grelick@nysenate.gov](mailto:grelick@nysenate.gov)>; 'speaker@nyassembly.gov' <[speaker@nyassembly.gov](mailto:speaker@nyassembly.gov)>; 'Carl Heastie' <[cehbronx@gmail.com](mailto:cehbronx@gmail.com)>; 'vargash@nyassembly.gov' <[vargash@nyassembly.gov](mailto:vargash@nyassembly.gov)>

**Subject: NOTICE of Your Duty to Void the December 10, 2018 Report of the Committee on Legislative & Executive Compensation that Boosted Your Salaries**

TO: Governor Andrew M. Cuomo & Lieutenant Governor Kathy Hochul  
Attorney General Letitia James  
Temporary Senate President Andrea Stewart-Cousins & the Other 62 Senate Members  
Assembly Speaker Carl Heastie & the Other 149 Assembly Members

RE: NOTICE of Your Duty to Void the December 10, 2018 Report of the Committee on Legislative & Executive Compensation that Boosted Your Salaries

This is to give you NOTICE of what you should already know: that the December 10, 2018 Report of the Committee on Legislative & Executive Compensation that boosted your salaries is a fraud upon the People of the State of New York – and a larceny of their tax dollars.

To assist you in belatedly discharging your responsibilities to protect the People you were elected to serve, attached is the Center for Judicial Accountability's formal NOTICE to you, transmitting an analysis of the December 10, 2018 Report. Four hard copies, with the exhibits to the analysis, will be sent, priority-mail:

- (1) to the Governor, for himself and the Lieutenant Governor;
- (2) to the Attorney General;
- (3) to the Temporary Senate President, for herself & the other 62 Senate Members; and
- (4) to the Assembly Speaker, for himself & the other 149 Assembly Members.

For your further convenience, CJA's website, [www.judgewatch.org](http://www.judgewatch.org), posts the NOTICE, analysis, exhibits, and other referred-to substantiating evidence, accessible *via* the prominent center link, now renamed: "2018 Report of the Committee on Legislative & Executive Compensation – Unconstitutionality & Fraud in Plain Sight". The direct link to the webpage is here: <http://www.judgewatch.org/web-pages/searching-nys/2018-legislature/hhh-compensation-committee/7-15-19-analysis-of-report.htm>.



Please confirm, as soon as possible – and no later than August 15, 2019 – that you will be taking steps to void the Report, to return the already-disbursed salary increases, and to criminally prosecute the Compensation Committee members and their *pro bono* counsel for their penal law violations including: Penal Law §175.35: “offering a false instrument for filing in the first degree”; Penal Law §195.20: “defrauding the government”; Penal §190.65: “scheme to defraud in the first degree”; and Penal Law §496.05; §496.06: “PUBLIC TRUST ACT: “corrupting the government in the first degree”; “public corruption”.

Thank you.

Elena Sassower, Director  
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