

CENTER for JUDICIAL ACCOUNTABILITY, INC.

Post Office Box 3002
Southampton, New York 11969

Tel. (631) 377-3583

E-Mail: cja@judgewatch.org
Website: www.judgewatch.org

October 27, 2011

HOLDING GOVERNMENT ACCOUNTABLE:

***“NO PAY RAISES FOR NYS JUDGES WHO CORRUPT JUSTICE –
THE MONEY BELONGS TO THE VICTIMS!”***

COMPENDIUM OF EXHIBITS – Vol. 1

**OPPOSITION REPORT TO THE “FINAL REPORT
OF THE SPECIAL COMMISSION ON JUDICIAL COMPENSATION”
IN SUPPORT OF: (1) legislative override; (2) statutory repeal; (3) criminal referrals;
(4) appointment of a special prosecutor, task force, and/or inspector general**

Exhibit A-1: **CJA’s May 23, 2011 letter to Governor Andrew Cuomo, Temporary Senate President Dean Skelos, Assembly Speaker Sheldon Silver, Chief Judge Jonathan Lippman**

“RE: (1) NYS’s Commission on Judicial Compensation – Inoperative & Inaccessible to the Public;

(2) Evidence Disentitling NYS’s Judiciary to Increased Compensation, Presented and Proffered by the Public at the NYS Senate Judiciary Committee’s June 8, 2009 and September 24, 2009 Public Hearings – as to which There Has Been No Investigation, No Findings, and No Committee Report”

Exhibit A-2: **CJA’s May 23, 2011 transmittal letter to Commissioners Robert Fiske, Jr., Kathryn Wylde, James Tallon, Mark Mulholland, Senate Minority Leader John Sampson, Senate Judiciary Committee Chairman John Bonacic, Ranking Member Ruth Hassell-Thompson, Other 21 Senate Judiciary Committee Members, etc.**

“RE: (1) NYS’s Commission on Judicial Compensation – Inoperative & Inaccessible to the Public;

(2) Evidence Disentitling NYS’s Judiciary to Increased Compensation, Presented and Proffered by the Public at the NYS Senate Judiciary Committee’s June 8, 2009 and September 24, 2009 Public Hearings – as to which There Has Been No Investigation, No Findings, and No Committee Report”

- Exhibit B-1: **CJA's June 23, 2011 letter to Commissioners William Thompson, Jr., Richard Cotton, William Mulrow**
"RE: (1) Bringing Public Accessibility, Input, and Accountability to the Judicial Compensation Commission – Facilitated by the Open Meetings Law & Executive Order #3;
(2) Chairman Thompson's Disqualifying Conflict of Interest, Requiring his Resignation"
- Exhibit B-2: **CJA's June 23, 2011 transmittal letter to Commissioners Fiske, Wylde, Tallon, Mulholland, Governor Cuomo, Temporary Senate President Skelos, Assembly Speaker Silver, Chief Judge Lippman, Senate Minority Leader Sampson, Senate Judiciary Committee Chairman Bonacic, Ranking Member Hassell-Thompson, Other 21 Senate Judiciary Committee Members, etc.**
"RE: (1) Bringing Public Accessibility, Input, and Accountability to the Judicial Compensation Commission – Facilitated by the Open Meetings Law & Executive Order #3;
(2) Chairman Thompson's Disqualifying Conflict of Interest, Requiring his Resignation"
- Exhibit C-1: **CJA's June 28, 2011 e-mail to Commissioners**
"Subject: Is NY's Judicial Compensation Commission Violating the Open Meetings Law & its Video Broadcast Obligations under Executive Order #3"
- Exhibit C-2: **CJA's June 30, 2011 letter to Commissioners**
"RE: AGAIN – Is NY's Judicial Compensation Commission Violating the Open Meetings Law & its Video Broadcast Obligations under Executive Order #3?"
- Exhibit C-3: **CJA's June 30, 2011 transmittal letter to Governor Cuomo, Temporary Senate President Skelos, Assembly Speaker Silver, Chief Judge Lippman, Senate Minority Leader Sampson, Senate Judiciary Committee Chairman Bonacic, Ranking Member Hassell-Thompson, Other 21 Senate Judiciary Committee Members, etc.**
"RE: AGAIN – Is NY's Judicial Compensation Commission Violating the Open Meetings Law & its Video Broadcast Obligations under Executive Order #3?"
- Exhibit D-1: **CJA's July 12, 2011 e-mail to the Commissioners**
"Subject: Request to Testify at the July 20, 2011 Public Hearing & Other Requests on Behalf of the Public"
- Exhibit D-2: **CJA's July 13, 2011 e-mail to the Commissioners**
"Subject: FOIL Obligations of the Judicial Compensation Commission"
- Exhibit D-3: **Chairman Thompson's July 19, 2011 FOIL acknowledgment**

- Exhibit D-4: **CJA's July 21, 2011 letter to the Commissioners**
"RE: The Present Uselessness of the Commission's Website"
- Exhibit D-5: **Chairman Thompson's August 16, 2011 FOIL response**
- Exhibit E-1: **CJA's July 19, 2011 letter to Attorney General Eric Schneiderman**
"RE: (1) Vindicating the Public's Rights against Judicial Fraud: The Court of Appeals' February 23, 2010 Decision Underlying BOTH the Creation of the Commission on Judicial Compensation & the Perpetuation of the Judicial Compensation Lawsuits;
(2) FOIL & Project Sunlight Requests: Posting of the Record of the Judicial Compensation Lawsuits on the Attorney General's Website – &/or Providing the Record to the Center for Judicial Accountability for Posting on its Website"
- Exhibit E-2: **July 26, 2011 letter from Attorney General Schneiderman's Records Access Officer** – FOIL Request #110450
- Exhibit E-3: **August 24, 2011 letter from Attorney General Schneiderman's Records Access Officer** – FOIL Request #110450
- Exhibit E-4: **September 26, 2011 letter from Attorney General Schneiderman's Records Access Officer** – FOIL Request #110450
- Exhibit F-1: ***Furnished at July 20, 2011 hearing***: CJA's handout to Commissioners
"NO PAY RAISES FOR NYS JUDGES WHO CORRUPT JUSTICE – THE MONEY BELONGS TO THE VICTIMS!"
- Exhibit F-2: ***Furnished at July 20, 2011 hearing***: CJA's draft statement for the Senate Judiciary Committee's aborted December 16, 2009 hearing on the Commission on Judicial Conduct & court-controlled attorney discipline system
- Exhibit F-3: ***Furnished at July 20, 2011 hearing***: Elena Sassower's statement for the Senate Judiciary Committee's March 6, 2007 hearing, in opposition to confirmation of Chief Judge Judith Kaye to the New York Court of Appeals
- Exhibit F-4: ***Furnished at July 20, 2011 hearing***: Doris L. Sassower's statement for the Senate Judiciary Committee's March 6, 2007 hearing, in opposition to confirmation of Chief Judge Judith Kaye to the New York Court of Appeals
- Exhibit F-5: **Submission of Catherine Wilson: July 12, 2011 e-mail**
"Subject: OCA has been giving judges raises all along via other methods – double-dipping of pensions, increases in expense reimbursements, payments for committee memberships, extra pay for serving in other courts, elimination of contribution for benefits"

Exhibit G: **CJA's August 1, 2011 letter to Commissioner Wylde & Other Commissioners, New York Law Journal, Bar Leaders Testifying at July 20, 2011 Hearing**

"RE: Ensuring that the Commission on Judicial Compensation's Recommendations and Report are Based on Evidence: The Absence of Evidence that Judicial Compensation has Deterred Qualified Private Sector Lawyers from Becoming Judges"

Enclosure: (1) August 1, 2011 letter to NYC Bar Association

- Commentary by Stephen Kruger, Esq., from CJA's files
- CJA's July 26, 2011 letter to bar leaders

Exhibit H: **CJA's August 5, 2011 letter to New York Times Reporter William Glaberson**

"RE: Setting the Record Straight: Ensuring that the Public & New York's Judicial Compensation Commission are Not Misled by New York Times Reporting & Editorializing about 'Judicial Attrition' and the Purportedly Insufficient Pay of New York State Judges"

Enclosures:

- (1) CJA's June 6, 2011 FOIL request
- (2) OCA's July 22, 2011 response
- (3) CJA's June 13, 2011 e-mail,
with June 10, 2011 FOIL request
- (4) ABAJournal.com – "What America's Lawyers Earn" –
NYS's 62 Counties