

**Subject: Re: Your Much Awaited Evaluation**

**Date:** 9/24/2005, 1:23 PM

**From:** Clay Calvert <cxc45@psu.edu>

**To:** Elena Ruth Sassower <judgewatchers@aol.com>

Dear Elena,

Professor Richards and I have reviewed the documents that you have sent us. It is a very interesting situation.

Our center does not file or litigate lawsuits, and we don't provide legal advice or consultation about lawsuits or potential lawsuits. You thus may wish to consult with an attorney and, in particular, an attorney with experience in suing the news media.

We appreciate your interest in our academic analysis of the Jayson Blair situation that we published in a law journal. I will note that our analysis of the Blair situation was based on what we saw as a pattern of practices of the NY Times over time with regard to supervision of and knowledge about one reporter. Our analysis was not based on one newspaper article.

You also might want to contact periodicals such as American Journalism Review, Columbia Journalism Review, and Editor & Publisher magazine about your story. The first two magazines are devoted to journalism criticism and your story might appeal to them. The third publication is more on a trade journal, but it too might be interested.

In addition, you might want to visit the Romensko Website at:

<http://www.poynter.org/column.asp?id=45>

We wish you and your organization the best with this situation.

Sincerely,

Clay Calvert

Dear Professors Calvert and Richards,

I know that with the start of the school year you must be very busy. However, since our exchange of e-mails two weeks ago, I've been eagerly awaiting your evaluation of the primary source materials I mailed you -- and which are posted on our website, [www.judgewatch.org](http://www.judgewatch.org) [sidebar panel: Press Suppression: The New York Times]. Especially is this so as there is a statute of limitations (I believe a year) for bringing a lawsuit against TheTimes based on its November 7, 2004 column, "*When the Judge Sledgehammered The Gadfly*". Do you agree that such a lawsuit is ideal for advancing the recommendations of your article, "*Journalistic Malpractice: Suing Jayson Blair and the New York Times for Fraud and Negligence*" -- indeed, for summary judgment based on the substantiating primary source materials?

Is there a day and time next week when it would be convenient for me to call?

Thank you.

Elena Sassower  
Tel: 914-421-1200

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