

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

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**From:** Center for Judicial Accountability, Inc. (CJA) [elena@judgewidth.org]  
**Sent:** Monday, March 03, 2008 8:44 AM  
**To:** 'Hellman, Arthur'  
**Subject:** FW: Joining Scholarship with Documentary Evidence -- FW: To be continued  
**Attachments:** 3-3-08-ltr-roberts.doc; critique-cover2.doc; 3-3-08-critique-review.doc

Oops! The Chief Justice is Roberts, not Rehnquist.

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**From:** Center for Judicial Accountability, Inc. (CJA) [mailto:elena@judgewidth.org]  
**Sent:** Monday, March 03, 2008 8:40 AM  
**To:** 'Hellman, Arthur'  
**Subject:** Joining Scholarship with Documentary Evidence -- FW: To be continued

Dear Professor,

Your unexpected acknowledgment & appreciation – twice – of my bringing to your attention the change in Rule 25 (c) has reinforced my earnest hope that we may work collaboratively together to achieve the essential goal of ensuring the integrity of federal judicial discipline and, related to it, federal judicial selection.

I wish to foster that possibility. Yet, I know that the within critique of the Breyer Committee Report – and its transmitting coverletter to Chief Justice Rehnquist – still in draft – may not be to your liking as they critically comment on your catalytic role in the “Judicial Improvements Act of 2002” and on views you have expressed in your article “*The Regulation of Judicial Ethics in the Federal System: A Peek Behind Closed Doors*”.

I am providing you with an advance look at the critique and coverletter so as to afford you the opportunity to advise me on the subject, before these documents are finalized and sent. I do not wish to be unfair or inaccurate in my criticisms of your role and your writings. Do you have any suggestions, other than my including that your article is a “draft... posted on SSRN, subject to revision”? I would be happy to discuss your suggestions and comments with you anytime today up into 10 p.m. or tomorrow until 10 a.m. You can call me at 914-421-1200. My cell phone # is 646-220-7987.

I will be express mailing the critique and transmitting letter to the Chief Justice tomorrow. After that I will write formal letters to you and other scholars and commentators on federal judicial discipline, as well as organizations which purport to care about such issues, requesting their public comment and rebuttal. In so doing, I have only ONE GOAL: ensuring the integrity of federal judicial discipline and selection – processes that are dysfunctional, politicized, and corrupt – and so-demonstrated by the documentary evidence that CJA has been bringing together for a decade and a half.

Much of this documentary evidence is posted on CJA's website, [www.judgewidth.org](http://www.judgewidth.org). Indeed, the documentary exhibits to the critique are also posted: accessible *via* the sidebar panel “Judicial Discipline-Federal”. Click on Administrative Office/Judicial Conference and scroll down to 2008 – “work-in-progress”. That's where I've hidden them, while circulating drafts for review to our advisory board

Regards.

Elena

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**From:** Center for Judicial Accountability, Inc. (CJA) [mailto:elena@judgewidth.org]  
**Sent:** Sunday, March 02, 2008 4:34 PM  
**To:** 'Hellman, Arthur'  
**Subject:** To be continued -- RE: quotations from article posted on SSRN

3/3/2008

Professor –

I am unable to reply at the moment, other than to say, truly and genuinely, that I consider it a privilege to bring to your attention all evidentiary and legal issues requiring the attention of scholars, like yourself, so that they may be appropriately addressed.

I had, already, indicated in my coverletter to the Chief Justice that your article was a web-version, with the law review version forthcoming in 2008.

Will write you later this evening –probably quite late in the evening, as I believe you should have the benefit of seeing what it is that I have been working on these past many months, the culmination of nearly a decade and a half of hard labor.

Regards & thanks,

Elena

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**From:** Hellman, Arthur [mailto:hellman@pitt.edu]  
**Sent:** Sunday, March 02, 2008 4:16 PM  
**To:** Center for Judicial Accountability, Inc. (CJA)  
**Subject:** RE:quotations from article posted on SSRN

Ms. Sassower,

Upon further reflection, I will not object to your quoting from my article, but I do ask that you include the notation: “draft of [date] posted on SSRN, subject to revision.”

As long as the line “draft subject to revision” is included, people will understand if they don’t find identical language in the final published version. This will be preferable from your standpoint as well as mine.

I have reconsidered for two reasons. First, you indicate that your comments are in near-final form. Second, I appreciate your bringing to my attention the change in Rule 25(c).

Thanks.

Arthur D. Hellman  
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3/3/2008

**From:** Center for Judicial Accountability, Inc. (CJA) [mailto:[elena@judgewatch.org](mailto:elena@judgewatch.org)]  
**Sent:** Sunday, March 02, 2008 2:03 PM  
**To:** Hellman, Arthur  
**Subject:** Thank you! -- RE: Queries -- Federal Judicial Discipline

for your acknowledgment & thank you.

We will accomplish far, far more by working collaboratively.

There is SO MUCH that must be done...