

CENTER *for* JUDICIAL ACCOUNTABILITY, INC.

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By Priority Mail

April 7, 1995

Patricia Gorman, Counsel
Assembly Judiciary Committee
L.O.B. Room 831
Empire State Plaza
Albany, New York 12248

RE: Unconstitutionality of New York's Attorney
Disciplinary Law

Dear Ms. Gorman:

Following up our telephone conversation yesterday, I enclosed a copy of the cert petition in Sassower v. Mangano, et al., #94-1546, challenging the constitutionality of Judiciary Law §90, as well as the rules of the Appellate Divisions. I specifically direct your attention to the "Questions Presented" and the "Reasons for Granting the Writ" (at pp. 13-29).

For your convenience, I enclose Mildner v. Gulotta, 405 F. Supp 182 (1975)--whose significance I briefly discussed with you by phone and which is described more fully in the cert petition.

As you can see, the cert petition describes (at pp. 3-5) the Castracan v. Colavita Election Law case which I discussed with you last year. To refresh your recollection, I enclose a copy of my May 6, 1994 letter to you. After you read the petition, perhaps we can move forward on the request set forth in that letter for a meeting with Chairwoman Weinstein:

"so that we can personally familiarize her with the scandalous and important public issues involved, answer her questions, and discuss remedial legislation which must be enacted to safeguard the integrity of judicial elections and the judicial process" (at p. 2).

By way of an overview of the Castracan Election Law case and the retaliatory suspension of my mother's license, I enclose a copy of our Op-Ed advertisement in the October 26, 1994 issue of The New York Times, entitled "Where Do You Go When Judges Break the Law", as well as my mother's letter to former Governor Cuomo, referred to therein, which called for the appointment of a Special Prosecutor.

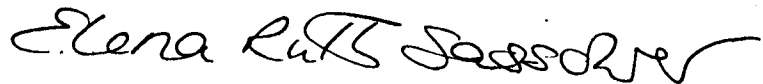
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Finally, apropos of my discussion with you as to the inadequate and dishonest report and recommendations of the New York State Bar Association's Committee on Professional Discipline, I enclose copies of my two letters to Professor Jay Carlisle, one of its members, which I trust you will find quite shocking. As you can see, copies of each of those letters have also been sent to Frank Rosiny, Chairman of the Committee on Professional Discipline.

I believe it would be most beneficial for the Assembly Judiciary Committee to have the benefit of the Committee on Professional Discipline's response to the serious issues raised in my letters. This includes its opinion as to the unconstitutionality of Judiciary Law §90, delineated in my mother's cert petition and in Judge Jack Weinstein's powerful dissent in Mildner.

May I, therefore, respectfully suggest that Chairwoman Weinstein make such request of the State Bar's Committee on Professional Discipline.

Yours for a quality judiciary,



ELENA RUTH SASSOWER, Coordinator
Center for Judicial Accountability, Inc.

- Enclosures:
- (a) Sassower v. Mangano, et al. cert petition
 - (b) Mildner v. Gulotta, 405 F.Supp. 182 (1975)
 - (c) 5/6/94 ltr to you
 - (e) Op-Ed advertisement, NYT, 10/26/94
 - (e) 10/24/91 ltr to former Governor Cuomo
 - (f) 2/3/95, 4/6/95 ltrs to Professor Jay Carlisle