



STATE OF NEW YORK  
**UNIFIED COURT SYSTEM**  
25 BEAVER STREET  
NEW YORK, NEW YORK 10004  
(212) 428-2120  
FAX (212) 428-2190

**JONATHAN LIPPMAN**  
Chief Administrative Judge

**ANN T. PFAU**  
Deputy Chief Administrator

February 11, 1998

Ms. Elena Ruth Sassower  
Center for Judicial Accountability  
P.O. Box 69  
Gedney Station  
White Plains, NY 10605-0069

Dear Ms. Sassower:

In response to your recent letter, enclosed are the Section 211 forms for Judge O'Rourke and Judge Walsh. I hope this information is of assistance.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Ann T. Pfau".

Ann T. Pfau

ATP:ms  
Enclosures



STATE OF NEW YORK  
CIVIL SERVICE COMMISSION  
THE W. AVERELL HARRIMAN  
STATE OFFICE BUILDING CAMPUS  
ALBANY, NEW YORK 12239

**REQUEST TO EMPLOY RETIRED PUBLIC EMPLOYEE**  
Pursuant to Section 211 of N.Y.S. Retirement and Social Security Law  
**DISABILITY RETIREES ARE NOT ELIGIBLE  
FOR EMPLOYMENT UNDER SECTION 211**

CSC-1 (4/95)

<b>SECTION A</b>	Requesting Agency <b>NYS Unified Court System</b>		Title of Position to be Filled by Retiree <b>Court of Claims Judge</b>	
	Mailing Address <b>25 Beaver Street New York, NY 10004</b>		Jurisdictional Classification of Position <input type="checkbox"/> Competitive <input type="checkbox"/> Labor <input checked="" type="checkbox"/> Unclass. <input type="checkbox"/> Non-Comp. <input type="checkbox"/> Exempt <input type="checkbox"/> Other	Duration of Appt. (Two Year Max.) From <b>1/13/98</b> to <b>1/12/00</b>
			Anticipated Annual Earnings <b>\$ 113,000</b>	Proposed Pay Rate \$ _____ Per

<b>SECTION B</b>	Retiree's Last Name, First Name, Middle Initial <b>O'Rourke, Andrew</b>	Soc Sec No <b>[Deleted]</b>	Date Retired <b>1/1/98</b>	Date of Birth <b>10/26/33</b>	Final Salary <b>\$ 119,000</b>	
	Retirement System Name and Retiree's Number <b>NYSERS</b>		Agency Retired From <b>Westchester County</b>		Title Retired From <b>County Exec.</b>	
	Retirement System Mailing Address <b>A.E. Smith State Office Building Albany, NY</b>		Retiree's Mailing Address: Street, City, State, ZIP Code <b>[Deleted]</b>			
	Number of years retiree has been employed pursuant to Section 211 _____					

<b>SECTION C</b>	Description of Duties and Minimum Qualifications—Attach additional sheets if more space is needed	
	Mr. O'Rourke will perform all the duties of a Judge of the Court of Claims.	

<b>SECTION D</b>	Justification for Hiring Retiree—Describe your Agency's Recruitment Efforts (See reverse)—Attach additional sheets if more space is needed	
	He was appointed by the Governor to the Court of Claims. It is not within the purview of the court system to look beyond the determination by the Governor.	

**Certification By Appointing Authority or Designee**

I, the appointing authority, hereby affirm under penalties of perjury as provided for in Section 210 of the Penal Law, that the statements made herein (and on attached papers) are true and correct and that I have determined that the retiree is duly qualified, competent and physically fit to perform the duties assigned and that there are not readily available for recruitment non-retired persons qualified to perform the duties of such position.

Signature of Appointing Authority or Designee <i>Ann T. Pfau</i>	Print Name, Title and Telephone Number <b>Ann T. Pfau Deputy Chief Administrator - 212-428-2120</b>	Date <b>1/26/98</b>
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<b>SECTION E</b>	<b>AGENCY USE</b>		<b>NYS CIVIL SERVICE USE</b>	
	Will Retiree's Salary Exceed Section 212 limit? <input type="checkbox"/> No: Notify appropriate Retirement System <input type="checkbox"/> Yes: Submit CSC-1		Final Determination by NYS Civil Service Commission: <input type="checkbox"/> Limited Approval From _____ To _____ <input type="checkbox"/> Approve From _____ To _____ <input type="checkbox"/> Approve Retroactively From _____ To _____ <input type="checkbox"/> Disapprove	
	Has retiree been employed in public service this calendar year? <input type="checkbox"/> Yes <input type="checkbox"/> No Pursuant to Section 211 <input type="checkbox"/> Pursuant to Section 212 <input type="checkbox"/> Name of Public Employer _____ Earnings \$ _____		Signature _____ Date _____	
	NOTE: Questions concerning whether or not an individual may be employed in Public Service in a calendar year pursuant to both Sections 211 and 212 should be directed to the employee's retirement system(s). Year in which retiree attains age 70 _____ Is retiree receiving disability benefits? <input type="checkbox"/> Yes—Not eligible for 211 <input type="checkbox"/> No		<b>DISTRIBUTION OF COPIES:</b> <input type="checkbox"/> Payroll Division, Office of the State Comptroller <input type="checkbox"/> Requesting Agency <input type="checkbox"/> Retirement System <input type="checkbox"/> Civil Service Commission <input type="checkbox"/> File	

**IMPORTANT: READ INSTRUCTIONS ON REVERSE**



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 CIVIL SERVICE COMMISSION  
 THE W. AVERELL HARRIMAN  
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REQUEST TO EMPLOY RETIRED PUBLIC EMPLOYEE  
 Pursuant to Section 211 of N.Y.S. Retirement and Social Security Law  
 DISABILITY RETIREES ARE NOT ELIGIBLE  
 FOR EMPLOYMENT UNDER SECTION 211

CSC-1 (4/95)

SECTION A	Requesting Agency		Title of Position to be Filled by Retiree		
	Mailing Address		NYC Criminal Court Judge		
			Jurisdictional Classification of Position <input type="checkbox"/> Competitive <input type="checkbox"/> Labor <input checked="" type="checkbox"/> Unclass. <input type="checkbox"/> Non-Comp. <input type="checkbox"/> Exempt <input type="checkbox"/> Other	Duration of Appt. (Two Year Max.) From 6/26/97 to 12/31/98	
		Anticipated Annual Earnings \$ 103,800	Proposed Pay Rate \$ _____ Per		

SECTION B	Retiree's Last Name, First Name, Middle Initial Walsh, John P		Soc Sec No Deleted	Date Retired 6/25/89	Date of Birth 6/15/42	Final Salary \$ _____	
	Retirement System Name and Retiree's Number NYC Police Pension Fund Deleted			Agency Retired From		Title Retired From	
	Retirement System Mailing Address One Police Plaza, Room 1010 New York, NY 10038			Retiree's Mailing Address: Street, City, State, ZIP Code Deleted			
	Number of years retiree has been employed pursuant to Section 211 _____						

SECTION C	Description of Duties and Minimum Qualifications--Attach additional sheets if more space is needed					
	John Walsh will perform all duties of a Judge of the Criminal Court of the City of New York and may be assigned to Civil or Family Court as well. He is also eligible to be designated as an acting Justice of the Supreme Court.					

SECTION D	Justification for Hiring Retiree--Describe your Agency's Recruitment Efforts (See reverse)--Attach additional sheets if more space is needed					
	John Walsh's legal background makes him an outstanding candidate for a judgeship. He was appointed by the Mayor to the Criminal Court after an extensive screening process. It is not within the purview to the court system to look beyond the determination by the Mayor that Mr. Walsh is uniquely suited for appointment to this position.					

**Certification By Appointing Authority or Designee**

I, the appointing authority, hereby affirm under penalties of perjury as provided for in Section 210 of the Penal Law, that the statements made herein (and on attached papers) are true and correct and that I have determined that the retiree is duly qualified, competent and physically fit to perform the duties assigned and that there are not readily available for recruitment non-retired persons qualified to perform the duties of such position.

Signature of Appointing Authority or Designee	Print Name, Title and Telephone Number	Date
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SECTION E	AGENCY USE		NYS CIVIL SERVICE USE		
	Will Retiree's Salary Exceed Section 212 limit? <input type="checkbox"/> No: Notify appropriate Retirement System <input type="checkbox"/> Yes: Submit CSC-1		Final Determination by NYS Civil Service Commission: <input type="checkbox"/> Limited Approval From _____ To _____ <input type="checkbox"/> Approve From _____ To _____ <input type="checkbox"/> Approve Retroactively From _____ To _____ <input type="checkbox"/> Disapprove		
	Has retiree been employed in public service this calendar year? <input type="checkbox"/> No <input type="checkbox"/> Yes: Pursuant to Section 211 <input type="checkbox"/> Pursuant to Section 212 <input type="checkbox"/> Name of Public Employer _____ Earnings \$ _____		Signature _____ Date _____		
	NOTE: Questions concerning whether or not an individual may be employed in Public Service in a calendar year pursuant to both Sections 211 and 212 should be directed to the employee's retirement system(s).		DISTRIBUTION OF COPIES: <input type="checkbox"/> Payroll Division, Office of the State Comptroller <input type="checkbox"/> Requesting Agency <input type="checkbox"/> Retirement System <input type="checkbox"/> Civil Service Commission <input type="checkbox"/> File		
Year in which retiree attains age 70 _____ Is retiree receiving disability benefits? <input type="checkbox"/> Yes--Not eligible for 211 <input type="checkbox"/> No					

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