State of New York Commission on Judicial Nomination 1133 Avenue of the Americas New York, New York 10036-6710 (212) 336-2685 FAX (212) 336-2222 <u>spyounger@pbwt.com</u> <u>www.nysegov.com/cjn</u>

Judith S. Kaye, Chair Edward F. Cox Ruth Friendly Janet M. Kassar Elena H. Kiam Gerald B. Lefcourt Alan Mansfield E. Leo Milonas Margaret S. Morton Richard P. Nathan David M. Schwartz

Elena Ruth Sassower, Director Center for Judicial Accountability, Inc. Post Office Box 3002 Southampton, New York 11989 Stephen P. Younger, Counsel John J. Halloran, Jr., Deputy Counsel Katrina E. James, Assistant Counsel Norman W. Kee, Assistant Counsel Stuart A. Summit, Senior Counsel

September 3, 2009

Ms. Sassower:

I write in response to your August 12, 2009 letter to the New York State Commission on Judicial Nomination, sent to the attention of Commission Counsel Stephen P. Younger. In the interests of clarity, I will respond to the inquiries raised in your letter in the order they were raised.

Part 7101 of Title 22 of the Compilation of Codes, Rules and Regulations of the State of New York was filed on May 17, 2001 and became effective June 6, 2001. Proposed revisions to section 7101.4, which sets forth the location of records for public inspection and reflect the current address of the Commission's counsel, have thereafter been published for public comment.

With regard to your request for a subject matter list of records in possession of the Commission, that list is being finalized. It will be sent to you upon completion.

Records of the Commission made publicly available since 2007 are available on the Commission's website, www.nysegov.com/cjn. The Center for Judicial Accountability obtained earlier public records of the Commission through a number of direct requests.

Enclosed are the reports of nominees to the Governor for vacancies one, two, four, five, eight, nine, and ten. We continue to try to fulfill your request for other legacy documents.

Lastly, the Commission's website became available to the public on January 14, 2009.

Very truly yours,

home Mr. Cae

Norman W. Kee