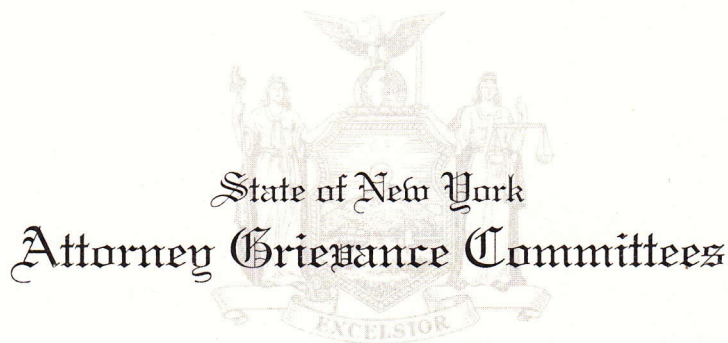


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December 5, 2016

CONFIDENTIAL

Elena Ruth Sassower
c/o Center for Judicial Accountability, Inc.
P.O. Box 8101
White Plains, New York 10602

Re: Your letter of October 14, 2016

Dear Ms. Sassower:

This will acknowledge receipt of your complaint dated October 14, 2016, filed against twenty-three attorneys within the jurisdiction of the Appellate Division, Fourth Department.

Please be advised that the function of the Attorney Grievance Committee is to investigate and prosecute acts of professional misconduct committed by attorneys. When a complaint is received, we review it to determine if there is a sufficient basis to conduct an investigation. Pursuant to the Rules for Attorney Disciplinary Matters (formally cited as 22 NYCRR part 1240), Chief Counsel is vested with the authority to decline to investigate a complaint for several reasons. These include, but are not limited to, the following: the allegations, if true, would not constitute professional misconduct; the complaint seeks a legal remedy more appropriately obtained in another forum; or the allegations are intertwined with another pending legal proceeding.

After careful review, it has been determined that your complaint does not provide a sufficient basis to conduct an investigation. The substance of your complaint alleges that the subject attorneys, acting in their respective capacities as an officially elected or appointed County District Attorney, each engaged in a "conflict of interest/misconduct" by not undertaking an investigation or prosecution of alleged criminal corruption, and further engaged in a "larcenous pocketing" of salary increases they knew to be unlawful.

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Pursuant to 22 NYCRR 1240, the concerns outlined by your letter and submissions do not warrant further involvement by this office. The exercise of the Constitutional powers and duties specifically given to District Attorneys is not a subject for review by this office. The issue of the propriety of their acceptance of legislatively approved pay increases is similarly not appropriate for review by this office, despite the serious and conclusory allegations you raise by your letter. As your letter indicates, this is already the subject of pending litigation, and again, is not appropriate for review by this office.

Accordingly, for the reasons stated above, the Committee is unable to assist you. This determination does not preclude you from pursuing any other legal remedies that may be available.

Very truly yours,



Gregory J. Huether
Chief Counsel

GJH/km