

Center for Judicial Accountability, Inc. (CJA)

From: Center for Judicial Accountability, Inc. (CJA) [elena@judgewidth.org]
Sent: Thursday, September 23, 2010 3:23 PM
To: 'dlee@nyu.edu'
Cc: 'adam.skaggs@nyu.edu'; 'maria.dasilva@nyu.edu'
Subject: advancing recusal reform in NYS -- draft motion to Appellate Division
Attachments: 9-23-10-notice-motion.doc; 9-23-10-aff.doc

Dear Ms. Lee,

Following up our phone conversations earlier today and last week, attached is the latest draft of my motion to the Appellate Division focused on recusal issues – for which I have been seeking *amicus curiae* and other assistance from the Brennan Center since August 10th.

As discussed, please forward it to Mr. Waldman, for whom I left a voice mail message yesterday, requesting a call-back and meeting to discuss CJA's three proposals for advancing recusal reform in New York State, which were the subject of my July 27th meeting with Adam Skaggs and Maria DaSilva. These three proposals, summarized by my August 10th e-mail to both Adam and Maria, were:

“(1) developing, record-based scholarship, particularly of cases involving motions to disqualify judges for ACTUAL, rather than apparent, bias;

(2) establishing a recusal advisory committee – the Brennan Center's only recommendation that can be citizen-activated: ‘Outside observers need not sit idly by as judges consider the [other 9] reforms’;

(3) engaging in *amicus curiae* advocacy.”.

So that Mr. Waldman's conversation with me may be fully informed, please ensure that he has the primary-source documentary materials I left with Adam on July 27th, as well as my e-mail exchange with him beginning on August 10th.

I would appreciate if Mr. Waldman could call me tomorrow.

Thank you.

Elena Sassower, Director
Center for Judicial Accountability, Inc. (CJA)
631-377-3583

9/23/2010