

**CENTER for JUDICIAL ACCOUNTABILITY, INC.**

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**PRIORITY ATTENTION REQUIRED**

DATE: May 28, 2004

TO: Senator Orrin G. Hatch, Chairman, U.S. Senate Judiciary Committee  
By Fax: 202-224-6331 / 202-224-9102 [8 pages]  
By E-Mail: [senator\\_hatch@hatch.senate.gov](mailto:senator_hatch@hatch.senate.gov)  
[swen\\_prior@judiciary.senate.gov](mailto:swen_prior@judiciary.senate.gov)

Senator Patrick Leahy, Ranking Member, U.S. Senate Judiciary Committee  
By Fax: 202-224-9516 [8 pages]  
By E-Mail: [senator\\_leahy@leahy.senate.gov](mailto:senator_leahy@leahy.senate.gov)  
[rachel\\_arfa@judiciary.senate.gov](mailto:rachel_arfa@judiciary.senate.gov)

New York Home-State Senator Charles E. Schumer  
BY FAX: 202-228-4562 [8 pages]  
BY E-MAIL: [michael\\_tobman@schumer.senate.gov](mailto:michael_tobman@schumer.senate.gov)  
[robert\\_paxton@schumer.senate.gov](mailto:robert_paxton@schumer.senate.gov)

New York Home-State Senator Hillary Rodham Clinton  
BY FAX: 202-228-0121 [8 pages]  
BY E-MAIL: [josh\\_albert@clinton.senate.gov](mailto:josh_albert@clinton.senate.gov)  
[leecia\\_eve@clinton.senate.gov](mailto:leecia_eve@clinton.senate.gov)

Senator Saxby Chambliss  
BY FAX: 202-224-0103 [8 pages]  
BY E-MAIL: [refused]

FROM: Elena Ruth Sassower, Coordinator  
Center for Judicial Accountability, Inc. (CJA)

RE: **JUNE 1ST SENTENCING FOR "DISRUPTION OF CONGRESS"**  
**& PICK-UP OF LONG-AGO REQUESTED DOCUMENTS**

On Tuesday, June 1<sup>st</sup>, I am to be sentenced to up to six months in jail and fined up to \$500 on the bogus and malicious "disruption of Congress" charge for which I was wrongfully convicted last month – after your Senate Counsel succeeded, by a fraudulent motion, to quash my subpoenas for your testimony at trial.

1696

EX "K-1"

May 28, 2004

Had you testified, I would have sought your responses, under oath, to such material facts relating to you and the Senate Judiciary Committee as are summarized by my two recent Letters to the Editor, "*Correcting the Record*" (Roll Call, May 10, 2004) and "*Portrayal in News Item Found 'Denigrating'*" (New York Law Journal, May 19, 2004). Copies are enclosed for your convenience.

I intend to submit these published Letters, on my own behalf, at the June 1<sup>st</sup> sentencing – and hereby afford you the opportunity to deny or dispute the accuracy of their pertinent recitations, *corroborative of my innocence*.

It is my view – publicly stated by my May 10<sup>th</sup> published Letter -- that you should be asked "how much jail time [you] deem appropriate" for my "concocted 'crime'". I hereby expressly call for your respective answers.

Additionally, I intend to submit a copy of my correspondence with you, spanning from March 14, 2003 to January 29, 2004, relating to Judge Wesley's nomination and the nominations of P. Kevin Castel and nine others to district and circuit judgeships in the Second Circuit. Such correspondence is posted on the homepage of CJA's website, [www.judgewatch.org](http://www.judgewatch.org), under the heading "Paper Trail Documenting the Corruption of Federal Judicial Selection/Confirmation & the 'Disruption of Congress' Case it Spawned". Although you have never denied or disputed the accuracy or significance of this correspondence, I give you a further opportunity to do so now: in particular, to deny or dispute the accuracy of my memo of exactly one year ago, May 28, 2003, recounting what took place at the Senate Judiciary Committee's May 22, 2003 confirmation "hearing" – and identifying the basis upon which I would be calling you as my witnesses at trial.

A copy of this memo is being sent to the U.S. Attorney with a demand that his recommendation for sentencing – which he has "reserved" to June 1<sup>st</sup> – be informed by your responses to the foregoing.

Finally, in the event I am sentenced to jail – with no stay granted me pending appeal – I intend to make productive use of my time. Please instruct Senate Judiciary Committee staff to have ready for pick-up on June 1<sup>st</sup> copies of the public portions of the questionnaires completed by the nine federal judicial nominees which I have repeatedly requested, including in correspondence dated June 9, 2003, June 18, 2003, July 15, 2003, August 29, 2003, December 29, 2003, and January 29, 2004<sup>1</sup> -- and which have NOT been supplied.

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<sup>1</sup> The final three letters are posted as part of the "Paper Trail". The first of these three, CJA's August 29, 2003 memo to Chairman Hatch and Ranking Member Leahy, bears a RE: clause for:

These nine nominees are:

- (1) Barrington D. Parker, nominated on May 9, 2001 to the Second Circuit Court of Appeals, confirmed by the Senate on October 12, 2001;
- (2) Reena Raggi, nominated on May 1, 2002 to the Second Circuit Court of Appeals, confirmed by the Senate on September 20, 2002;
- (3) Dora L. Irizzary, nominated on April 28, 2003 to the District Court for the Southern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on October 1, 2003;
- (4) Stephen Robinson, nominated on March 5, 2003 to the District Court for the Southern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on July 22, 2003 and the Senate confirmed on September 17, 2003;
- (5) Sandra J. Feuerstein, nominated on July 25, 2002 to the District Court for the Eastern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on July 22, 2003 and the Senate confirmed on September 17, 2003;
- (6) Richard J. Holwell, nominated on August 1, 2002 to the District Court for the Southern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on July 22, 2003 and the Senate confirmed on September 17, 2003;
- (7) Gary Lawrence Sharpe, nominated on April 28, 2003 to the District Court for the Northern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on October 15, 2003;

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“SUPERVISORY OVERSIGHT over Senate Judiciary Committee Staff whose Disregard of CJA’s Document Requests has Included Withholding from CJA the Public Portions of Questionnaires of Judicial Nominees whose Confirmations are Pending before the Committee and Senate” (emphasis in the original).

CJA’s subsequent December 29, 2003 and January 29, 2004 memos are similarly entitled.

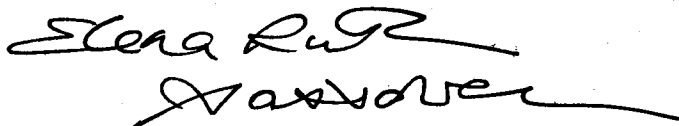
May 28, 2004

- (8) Sandra Lynn Townes, nominated on July 1, 2003 to the District Court for the Eastern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on November 12, 2003;
- (9) Kenneth Michael Karas, nominated on September 18, 2003 to the District Court for the Southern District of New York and for whom the Senate Judiciary Committee held a confirmation hearing on November 18, 2003.

Additionally, please also instruct Senate Judiciary Committee staff to have ready for June 1<sup>st</sup> pick-up the publicly-available financial statements of Richard C. Wesley and P. Kevin Castel which were MISSING from the public portions of their completed questionnaires, received in response to my March 14, 2003 letter (#1 on the "Paper Trail").

Needless to say, if these long-ago requested documents are now contained in bound volumes, containing, as well, the transcripts of the Senate Judiciary Committee's "hearings" to confirm the nominees and related submissions, I prefer to receive the bound volumes.

Thank you.

Handwritten signature of Elena Ruiz in black ink.

Enclosures

cc: U.S. Attorney for the District of Columbia  
ATT: Assistant U.S. Attorneys Aaron Mendelsohn & Jessie Liu  
Judge Brian Holeman  
The Public