

CENTER for JUDICIAL ACCOUNTABILITY, INC.

P.O. Box 69, Gedney Station
White Plains, New York 10605-0069

Tel. (914) 421-1200
Fax (914) 428-4994

E-Mail: judgewatch@aol.com
Web site: www.judgewatch.org

Elena Ruth Sassower, Coordinator

BY FAX: 202-224-9102 [18 pages]

BY CERTIFIED MAIL/RRR: 7002-2030-0007-8573-4161

DATE: January 29, 2004

TO: Margarita Tapia, Press Secretary
Senate Judiciary Committee Chairman Orrin Hatch

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

RE: REPEATEDLY REQUESTED 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 Being
Confirmed by the Committee and Senate

This is to protest your failure to respond to CJA's December 29, 2003 memo, reiterating the substance of our telephone conversation on that date – as well as your failure to respond to my follow-up phone message for you on January 15, 2004, which I left with Michelle, a staff assistant.

Enclosed is a further copy of the December 29, 2003 memo, along with its underlying, unresponded-to correspondence going back to June 9, 2003, requesting the public portions of questionnaires completed by judicial nominees to district and circuit judgeships in the Second Circuit, nine in total.

In the event you continue to fail to respond, it will be assumed that you do so at the direction of Senate Judiciary Committee Chairman Orrin Hatch and that he has reviewed the instant memo and the past unresponded-to correspondence it transmits. This includes, most particularly, our August 29, 2003 memo for supervisory oversight, addressed to him and to Ranking Member Patrick Leahy -- to which we received no response.

Margarita Tapia, Press Secretary
January 29, 2004
Page Two

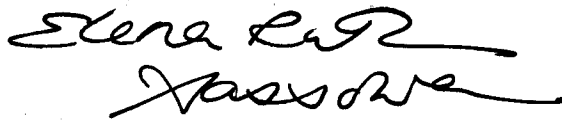
In any event, CJA hereby requests that you furnish the instant memo and its enclosures to Chairman Hatch so there is no doubt as to his direct responsibility in thwarting the constructive participation of our non-partisan, non-profit citizens' organization in the confirmations of nominees to "lifetime" federal judgeships.

Since Ranking Member Leahy is also responsible for the way the Senate Judiciary Committee is run, a copy of this memo is being sent to him so that he can independently ensure that the requested documents are furnished without further delay.

Finally, we take this opportunity to note that the publicly-available financial statements of Richard C. Wesley and P. Kevin Castel were missing from the public portions of their completed questionnaires, which Republican Nominations Clerk Swen Prior had promptly furnished to us in response to our March 14, 2003 request. We ask that these be included when the Committee finally provides us with the public portions of the completed questionnaires (with financial statements) for the other nine judicial nominees.

Please advise ASAP – by either phone (914-421-1200), fax (914-428-4994), or e-mail (judgewatchers@aol.com) -- when these requested documents will be forthcoming.

Thank you.



Enclosure

cc: Ranking Member Patrick Leahy

By Fax: 202-224-9516 [18 pages]

By Certified Mail/RRR: 7002-2030-0007-8573-4130

7002 2030 0007 8573 4161

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

WASHINGTON, DC 20510 OFFICIAL USE

Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11

UNIT ID# 0137

Postmark Here

Clerk: KWHYBM

01/31/04

Sent To: *Margaret Tapia Press Secretary*
Senator Orrin Hatch
 Street, Apt. No. or PO Box No.: *104 Hart office Building*
 City, State, ZIP+4: *Washington, DC 20510*

PS Form 3800, June 2002

See Reverse

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Senator Orrin Hatch
104 Hart office Building
Washington, D.C.
20510
ATT: Margaret Tapia
Press Secretary

2. Article Number (Transfer from service label)

7002 2030 0007 8573 4161

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *X T-Gy* Agent Addressee

B. Received by (Printed Name) *T. CANNERY* C. Date of Delivery *MAR 03 2004*

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7002 2030 0007 8573 4161

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com®

WASHINGTON, DC 20510 OFFICIAL USE

Postage	\$ 1.06
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.11

UNIT ID: 0137

Postmark Here

Clerk: KWHYBM

01/31/04

Sent To: *Senator Patrick Leahy*
 Street, Apt. No. or PO Box No.: *433 Russell Senate Building*
 City, State, ZIP+4: *Washington DC 20510*

PS Form 3800, June 2002

See Reverse

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
Senator Patrick Leahy
433 Russell Senate Building
Washington, D.C.
20510

2. Article Number (Transfer from service label)

7002 2030 0007 8573 4130

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature *X Rebecca Bean* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery *MAR 03 2004*

D. Is delivery address different from item 1? Yes No
 If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes