

**CENTER for JUDICIAL ACCOUNTABILITY, INC.**

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*Doris L. Sassower, Director  
Elena Ruth Sassower, Coordinator*

BY FAX: 202-224-0919 (39 pages)

DATE: May 21, 2003

TO: Capitol Police Detective Zimmerman (Badge #2943)

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

RE: NOT BEING ARRESTED

Following up our lengthy phone conversations today, lasting approximately an hour (12:00-12:58 p.m.), including the time initially spent with Special Agent Lippay, enclosed is my letter of today's date to Senate Judiciary Committee Chairman Hatch and Ranking Member Leahy, transmitting my letter to Senator Schumer – and, additionally, my letter to Senator Clinton. These summarize many of the FACTS which I discussed with you and Special Agent Lippay. Please be advised that Special Agent did not call back – as you said she would – with the information I requested as to who specifically at Senator Clinton's office contacted the Capitol Police.

As to the relevant particulars of my June 25, 1996 arrest, enclosed is my July 3, 2001 letter to Senator Schumer<sup>1</sup> -- referred- to in footnotes 1 and 2 of my today's letter to him. Pages 9-12 are the most pertinent. As I told Special Agent Lippay, whose argument with me on the subject led to my speaking to you -- as her supervisor -- I was NOT arrested for any conduct at the Senate Judiciary Committee's hearing, such as rising, at the hearing's conclusion, with a request to testify with "citizen opposition". Nor would I expect to be arrested tomorrow, should the presiding chairman fail to ask if there is anyone who wishes to be heard – thereby burdening me with rising with so fundamental a request. The presiding chairman is in charge – not the police – and it

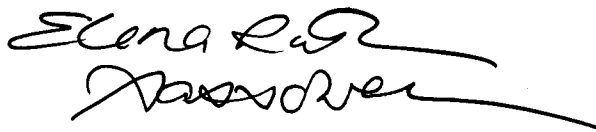
<sup>1</sup> Also enclosed is Exhibit "H" thereto: a copy of the relevant excerpt from the transcript of the Senate Judiciary Committee's June 25, 2001 confirmation hearing.

May 21, 2003

is his decision whether or not to condemn me to jail for simply exercising my democratic right to be heard in opposition on behalf of the People of New York State and the Second Circuit.

As you did not indicate any other reason for arresting me, I trust there will be no unpleasantness. In any event, I will bring with me my file of the June 25, 1996 arrest, including the file of the police misconduct complaint I filed in connection therewith, should there be any questions. You may be sure – and as is reflected by those files, as likewise by all my communications with Senator Clinton, Senator Schumer, the Senate Judiciary Committee, etc.<sup>2</sup> -- I am a cooperative, conscientious, and law-abiding person, who believes that citizen rights and responsibilities in a democracy should count for something, as likewise evidentiary proof.

Thank you.



Enclosures

cc: President George W. Bush  
Senator Orrin G. Hatch, Chairman, U.S. Senate Judiciary Committee  
Senator Patrick J. Leahy, Ranking Member, U.S. Senate Judiciary Committee  
Senator Charles E. Schumer  
Senator Hillary Rodham Clinton  
New York Court of Appeals Judge Richard C. Wesley  
P. Kevin Castel, Esq.  
The Press

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<sup>2</sup> This correspondence is either already – or in the process of being -- posted on CJA's website. Special Agent Lippay may have already checked it out for herself, as I directed her to the website when she questioned me as to the basis of CJA's opposition to Judge Wesley. For that, I asked that she read CJA's March 26, 2003 statement. Indeed, also available on the website are the substantiating two final motions in my important public-interest lawsuit against the Commission, focally discussed therein.

*Capitol Police*

TRANSMISSION VERIFICATION REPORT

TIME : 05/21/2003 22:25  
NAME : CJA  
FAX : 9144284994  
TEL : 9144211200

DATE, TIME	05/21 21:52
FAX NO./NAME	12022240919
DURATION	00:33:16
PAGE(S)	39
RESULT	OK
MODE	STANDARD ECM

**Subj:** **Not being arrested: May 22nd Wesley Confirmation Hearing**  
**Date:** 5/21/03 10:57:05 PM Eastern Daylight Time  
**From:** Judgewatchers  
**To:** jonathan\_f\_ganter@who.eop.gov, senator\_hatch@hatch.senate.gov,  
swen\_prior@judiciary.senate.gov, senator\_leahy@leahy.senate.gov,  
rachel\_arfa@judiciary.senate.gov, josh\_albert@clinton.senate.gov,  
michael\_tobman@schumer.senate.gov  
**File:** **5-21-03-capitolpolice.zip** (31165 bytes) DL Time (TCP/IP): < 1 minute

Attached is CJA's May 21st letter to Capitol Police – to which you are indicated recipients.

The referred-to May 21st letters to Senate Judiciary Committee Chairman Hatch/Ranking Member Leahy; Home-State Senators Schumer & Clinton have already been transmitted to you today.

Although you have been previously been provided with CJA's referred-to July 3, 2001 letter to Senator Schumer – it is, nonetheless, attached for your convenience.

Elena Ruth Sassower, Coordinator  
Center for Judicial Accountability, Inc.