

## CENTER for JUDICIAL ACCOUNTABILITY, INC.

Post Office Box 8220  
White Plains, New York 10602

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

E-Mail: [judgewatch@aol.com](mailto:judgewatch@aol.com)  
Web site: [www.judgewatch.org](http://www.judgewatch.org)

*Elena Ruth Sassower, Director*  
Direct E-Mail: [judgewatchers@aol.com](mailto:judgewatchers@aol.com)

BY FAX: 212-456-2381 (9 pages)  
BY E-MAIL: [eyewitness.news@abc.com](mailto:eyewitness.news@abc.com)

DATE: October 20, 2006

TO: WABC-News – Channel 7 New York  
Bill Ritter, News Anchor  
[bill.ritter@abc.com](mailto:bill.ritter@abc.com)  
Dave Evans, Political Correspondent  
[dave.evans@abc.com](mailto:dave.evans@abc.com)  
Seung Suh, Political Editor (?)  
[seung.suh@abc.com](mailto:seung.suh@abc.com)

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

RE: **DEBATE BETWEEN SENATOR HILLARY RODHAM CLINTON  
& JOHN SPENCER: SUNDAY, OCTOBER 22<sup>nd</sup> at 9 a.m.**

It is now just 9:30 a.m., Friday, October 20<sup>th</sup>. I have still received no response to my voice mail messages for Ms. Suh and Mr. Evans which I left on Tuesday, October 17<sup>th</sup>, nor to the memo I sent to all three of you on Wednesday, October 18<sup>th</sup>.<sup>1</sup>

By way of update, yesterday morning, Thursday, October 19<sup>th</sup>, I telephoned The Buffalo News. I had believed it was a co-sponsor or co-presenter of the October 22<sup>nd</sup> debate because its name appeared on a television screen visual at the end of the October 15<sup>th</sup> debate, along with the League of Women Voters and Univision 41 (Nueva New York), in an announcement of the October 22<sup>nd</sup> debate.<sup>2</sup> From my conversation with Sue Schulman, an editor at Buffalo News, this is, apparently, not the case. The Buffalo News' participation is limited to inclusion of its political reporter, Bob McCarthy, as a questioner on the October 22<sup>nd</sup> debate panel. As to the League of Women Voters, it

<sup>1</sup> Attached is a superseding copy of my October 18<sup>th</sup> memo, correcting a typo in the final paragraph as to the date of last Sunday's debate, which should have read – and now does read – October 15<sup>th</sup>.

<sup>2</sup> I believe the same television screen visual was used in announcing the October 22<sup>nd</sup> debate this past week – or at least when I turned into the WABC Eyewitness News program on Tuesday, October 17<sup>th</sup>, or Wednesday, October 18<sup>th</sup>, at about 6:15 p.m.

withdrew its sponsorship, apparently before the October 15<sup>th</sup> debate. A copy of their press release, dated October 13, 2006, is enclosed.

If, in fact, The Buffalo News is not a co-sponsor or co-presenter of the October 22<sup>nd</sup> debate, I am at a loss to understand why Mr. McCarthy is being privileged by being a panelist. Mr. McCarthy was already among the few reporters favored to question Mr. Spitzer and Mr. Faso at the October 12th gubernatorial debate – a debate which was held in Buffalo AND co-presented by The Buffalo News

The opportunity to be a questioner in these all-too-few debates should be a recognition of excellence in political reporting – and, assumedly, is coveted by political reporters, of which this state has no shortage.

By the same token, I am at a loss to understand how it is that WABC-News, which had the privilege of sponsoring the October 15th debate, is now sponsoring the October 22nd debate when there are so many worthy competitors out there.

These and other questions about how these few debates have been orchestrated – including the terms and conditions to which the successful “sponsors” have agreed – should be explored – or perhaps exposed. Certainly, my direct, first-hand experience in trying to obtain the most basic information about these debates, coupled with my direct-first-hand experience with such participating journalists as Mr. McCarthy, reinforce that there is something dramatically amiss, if not collusive, in the relationship between the candidates and the “sponsors” – and that it includes at least some of the participating journalists.

Meantime, I am sending Mr. McCarthy a copy of this memo so that he can be on specific notice of CJA’s February 3, 2006 letter to Mr. Spencer, pertaining to the *readily-verifiable* documentary evidence of Senator Clinton’s corruption in office with respect to judicial selection and discipline, causing vast, irreparable injury to the People of New York and the nation.

That February 3, 2006 letter – which was also enclosed with CJA’s June 19, 2006 letters to Katherine Troia McFarland and Jonathan Tasini, which we also sent to Mr. Spencer – should have resulted in the action by him we had proposed: a meeting with us so that we might facilitate his understanding of that documentary evidence, copies of which we offered to bring for his review. This was all the more compelled because – as stated by our letter and verifiable from the referred-to posted website documents –

“the very same documentary evidence [would also] bring down Attorney General Spitzer – the otherwise all-but-certain next Governor of New York – as well as his hand-picked choice for Lieutenant Governor, State Senate Minority Leader David Paterson”.

It should be obvious that the political opportunism that has motivated Mr. Spencer to ignore this goldmine of documentary evidence of systemic governmental corruption is replicated in his attempt

to now distance himself from his own June 26, 2003 letter-complaint of political corruption in Westchester County involving then D.A. Pirro, which he filed with Attorney General Spitzer for investigation. As republican candidate attorney general, Ms. Pirro is supported by the same Republican leadership which is complicit in the systemic governmental corruption involving Senator Clinton, Attorney General Spitzer, and Senate Minority Leader Paterson. Mr. Spencer could not have secured his candidacy as the Republican candidate against Senator Clinton without its support.

Each and ever reporter questioning Mr. Spencer should read his June 26, 2003 letter-complaint to Attorney General Spitzer so as to rebut the claims of Mr. Spencer's campaign manager, seemingly accepted by the press, that it is a "non-story"; "That was then. This is now", etc. (New York Sun, 10/17/06); and "This is an old letter written in anger, and obviously John Spencer thinks Jeanine Pirro is the only candidate with the qualifications, experience, and record necessary to be New York's next attorney general" (New York Times, 10/18/06).

Whether at the debate – or after – Mr. Spencer must be questioned as to whether and in what fashion Mr. Spitzer's "public integrity unit" contacted him for the further specifics and documentation his serious and substantial June 26, 2003 letter-complaint offered. This should be part of a long overdue media expose of Mr. Spitzer's "public integrity unit" and the claims as to the "professionalism" of his A.G.'s office, embraced and heralded by Mr. Cuomo, among others.

As to the hoax of that "public integrity unit" -- and the corruption of Mr. Spitzer's own A.G.'s office, involving Mr. Spitzer personally – Mr. McCarthy has a head start. In advance of his participation in the October 12<sup>th</sup> debate between Mr. Spitzer and Mr. Faso, I alerted him to CJA's June 26, 2006 letter to Mr. Faso<sup>3</sup>, which lays out the documentary proof of both.

As this documentary proof was all before Senator Clinton in connection with CJA's March 26, 2003 written statement of opposition to Senate confirmation of New York Court of Appeals Judge Richard C. Wesley to the Second Circuit Court of Appeals – a statement whose significance is highlighted by the enclosures to CJA's February 3, 2006 letter to Mr. Spitzer – this is ALL THE MORE REASON for you to be asking Senator Clinton – at the debate – as to what were her findings of fact and conclusions of law with respect to it.

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<sup>3</sup> Reflecting this is my October 11<sup>th</sup> e-mail to Mr. McCarthy. His response was not to thank me for having provided him with such information. Rather, it was to immediately call me up to berate me for having identified in the e-mail what he had told me in our phone conversation a short time earlier – *to wit*, that he "knew nothing about" the CJA's August 25<sup>th</sup> memo. His first words upon calling me were "Am I on trial?".

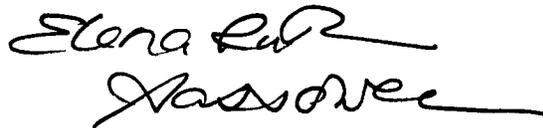
Mr. McCarthy did not deny or dispute that I had accurately recited that he had told me that he "knew nothing about" the August 25<sup>th</sup> memo – and would not explain why, since what I had written was precisely what he had told me, it was objectionable. Nor would he accept my apology. Rather, he proceeded to tell me that he did not have to address the evidence I was providing him. He stated, "I have no obligation to you" – and hung up the phone as I entreated him to understand that at issue was his obligation to the public.

I subsequently posted the October 11<sup>th</sup> e-mail on CJA's "Elections 2006" webpage in the section devoted to "The Debates".

Those findings of fact and conclusions of law would have necessarily had to include that Attorney General's office, under Mr. Spitzer – and involving Mr. Spitzer directly – was an active participant in corrupting the judicial process to secure a succession of fraudulent judicial decisions, without which the New York State Commission on Judicial Conduct would not have survived legal challenge to its corruption – and that, pursuant to mandatory rules of judicial conduct, New York's courts, from the Supreme Court, to the Appellate Division, to the New York Court of Appeals, were required to refer the Attorney General's office AND Mr. Spitzer personally for disciplinary and criminal investigation and prosecution. As established by the lawsuit record that was before Senator Clinton in 2003 – the same record as was proffered to Mr. Spencer in 2006 and accessible to him from CJA's website<sup>4</sup> – Mr. Spitzer, both by his fraudulent litigation tactics, and by the fraud of his "public integrity unit" has knowingly and deliberately perpetuated systemic governmental corruption encompassing all three governmental branches.

Time is becoming increasingly short – but nonetheless remains sufficient for verifying every essential aspect of this powerful election-altering, which can be accomplished within only a couple of hours. I will make myself available to any and all questioners at the debate. I can be reached at CJA's telephone number: 914-421-1200 and, additionally, *via* my cell number 646-220-7987.

Thank you.



cc: New York State League of Women Voters  
ATT: Betsey Swan, Legislative Analyst  
Robert McCarthy, The Buffalo News

Enclosures

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<sup>4</sup> Accessible via the sidebar panel "Test Cases: State (Commission)"



**THE LEAGUE  
OF WOMEN VOTERS**  
*of New York State*

The League of Women Voters of New York State  
25 Maiden Lane, Albany, New York 12207  
Phone: 518-465-4162 Fax: 518-465-0812

***LEAGUE OF WOMEN VOTERS OF NEW YORK STATE WITHDRAWS  
SPONSORSHIP FROM CANDIDATE DEBATES***

**FOR IMMEDIATE RELEASE**  
October 13, 2006

Contact: Betsey Swan, Legislative Analyst  
(518) 426-3711 before 10/16/2006  
(508) 693-2879 after 10/16/2006

"The voters of New York State deserve better," stated Marcia Merrins, President of the League of Women Voters of New York State (League), in announcing the League's withdrawal of sponsorship from a debate between candidates for the office of Attorney General to be hosted and broadcast by WXXI in Rochester on October 17, 2006. Similarly, the League withdrew sponsorship from two debates to be hosted by WABC in New York City. The first is an Attorney General debate scheduled for October 15. The second is a debate between candidates for the United States Senate scheduled for October 22. All withdrawals were necessitated by League policy, which requires an invitation be extended to each candidate whom the League has determined to be a *bona fide* contestant. In the case of the US Senate race, the League Board of Directors determined incumbent Senator Hillary Clinton, Republican nominee John Spencer, and Green Party nominee Howie Hawkins to be *bona fide* contestants. Similarly, the League determined Democratic nominee Andrew Cuomo, Republican nominee Jeanine Pirro, and Green Party nominee Rachael Treichler to be *bona fide* contestants in the Attorney General's race.

Merrins explained that the League adopted its policy for candidate inclusion in League-sponsored debates prior to commencement of the electoral season to keep debates free from the vagaries of the political process. Merrins noted that the League is committed to maximization of public debate by all candidates for public office. Once a candidate has complied with the League's criteria for inclusion in a debate, the League cannot sponsor a debate from which that candidate is excluded. To act otherwise would violate the League's fundamental belief in the public's right to know.

*The League of Women Voters, a nonpartisan political organization, encourages the informed and active participation of citizens in government, works to increase understanding of major public policy issues, and influences public policy through education and advocacy. The LWV does not support or oppose candidates or political parties. Membership is open to all and provides the opportunity to be active and involved in local, state and national.*

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Elena Ruth Sassower, Director  
Direct E-Mail: [judgewatchers@aol.com](mailto:judgewatchers@aol.com)

BY FAX: 212-456-2381 (4 pages)  
BY E-MAIL: [eyewitness.news@abc.com](mailto:eyewitness.news@abc.com)

DATE: October 18, 2006

TO: WABC-News – Channel 7 New York  
Bill Ritter, News Anchor  
[bill.ritter@abc.com](mailto:bill.ritter@abc.com)  
Dave Evans, Political Correspondent  
[dave.evans@abc.com](mailto:dave.evans@abc.com)  
Seung Suh, Political Editor (?)  
[seung.suh@abc.com](mailto:seung.suh@abc.com)

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

RE: **DEBATE BETWEEN SENATOR HILLARY RODHAM CLINTON  
& JOHN SPENCER: SUNDAY, OCTOBER 22<sup>nd</sup> at 9 a.m.**

This follows up two or three voice messages that I left on the voice mail of Seung Suh in late August and/or early September – never returned – and a further voice mail message that I left at 10:25 a.m. yesterday, also not returned. These voice mail messages were all left for Ms. Suh because WABC-News staff told me that she was the editor responsible for political coverage – although this evening when I telephoned, the answering staff believed she was just a writer.

This also follows upon the voice mail message I left at 10:30 a.m. yesterday for Dave Evans, a questioner at the October 15<sup>th</sup> debate between attorney general candidates Andrew Cuomo and Jeanine Pirro – whose background covering the 2000 Senate election in which Hillary Rodham Clinton won her seat would seem to qualify him as a questioner at the October 22<sup>nd</sup> debate between Senator Clinton and John Spencer.

Finally, this follows the exasperated voice mail message I left at 3:30 p.m. yesterday with “7 ON YOUR SIDE” – to which I was ironically connected when, after the lapse of five critical hours, I called the newsroom, inquiring whether Ms. Suh ever returns her calls.

As I stated in my yesterday's voice messages for Ms. Suh and Mr. Evans – and I believe in my message to “7 ON YOUR SIDE” – our non-partisan, non-profit citizens' organization, Center for Judicial Accountability, Inc. (CJA), has primary source documents establishing the corruption in office of Senator Clinton and the unfitness of Mr. Spencer, which are posted on our website, [www.judgewatch.org](http://www.judgewatch.org), accessible via the sidebar panel “Elections 2006: Informing the Voters”. I may have identified CJA's February 3, 2006 letter to Mr. Spencer as setting forth the documentary evidence, posted on CJA's website, establishing Senator Clinton's corruption in office relating to judicial selection and discipline.

In any event, I expressly and urgently requested the names of the panelists who will be questioning Senator Clinton and Mr. Spencer at the October 22<sup>nd</sup> debate so that I might contact them directly about these primary source documents.

I received no response yesterday – and none today. It is now just after 9:00 p.m.

As the panelists will need sufficient time to review the February 3, 2006 letter and the substantiating documentary evidence to which it refers – and will, presumably, want to explore with me the questions based thereon that would be most productive – please advise without further delay as to their names, telephone numbers, and e-mails.

Finally, I am sure you would agree – upon examining CJA's “Elections 2006” webpage – that WABC-News is glaringly missing from the list of recipients of CJA's August 25<sup>th</sup> memo to New York media. The reason is because, at that time, WABC-News staff told me that I had to speak with Ms. Suh and, as I recollect, would not provide me with her e-mail or fax number. This evening, upon encountering, for the first time, a WABC-News staff member who was professional and conscientious, I obtained contact information I never had – and am enclosing that August 25<sup>th</sup> memo – no less politically-explosive today than it was then.

On Friday, October 20<sup>th</sup>, I will modify the “Elections 2006” webpage to add WABC-News as a recipient of the memo. By then I hope you will have provided me with the information I seek as to the identities of the questioners – and of the moderator. In the event the moderator is Bill Ritter, as he was for the October 15<sup>th</sup> debate, I have included him in this memo.

Thank you.



Enclosure

## CENTER for JUDICIAL ACCOUNTABILITY, INC.\*

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E-Mail: [judgewatch@aol.com](mailto:judgewatch@aol.com)  
Website: [www.judgewatch.org](http://www.judgewatch.org)

DATE: August 25, 2006

TO: **NEW YORK MEDIA: EDITORIAL BOARDS & NEWS DEPARTMENTS**

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

RE: **YOUR UPCOMING EDITORIAL ENDORSEMENTS AND ONGOING ELECTION COVERAGE: The Races for New York Governor, U.S. Senator from New York, and New York Attorney General**

This is to bring to **your** attention – to aid you in both your upcoming editorial endorsements and ongoing election reporting – primary source documentary evidence establishing the unfitness of the Democratic and Republican candidates for Governor, Senator, and Attorney General. Such evidence is posted on the Center for Judicial Accountability's website, [www.judgewatch.org](http://www.judgewatch.org), accessible via the sidebar panel "Elections 2006: Informing the Voters".

Scroll down the "Elections 2006" webpage to the section entitled "Searching for Champions", posting our correspondence to all Democratic and Republican candidates for Governor: Tom Suozzi and John Faso, for U.S. Senate: Jonathan Tasini, John Spencer, and Kathleen Troia McFarland, and for Attorney General: Andrew Cuomo, Mark Green, Charlie King, Sean Patrick Murphy, and Jeanine Pirro – except for Attorney General Eliot Spitzer and Senator Hillary Rodham Clinton, whose corruption in office the correspondence summarizes.

With respect to Attorney General Spitzer, elected in 1998 on a pledge that he was going to clean up government and establish a "public integrity unit", our correspondence summarizes that his "public integrity unit" was a hoax – and that Mr. Spitzer refused to investigate and root out systemic governmental corruption involving a pattern and practice of litigation fraud engaged in by his predecessor Attorneys General in defending state judges and the Commission on Judicial Conduct, sued for corruption – for which they were rewarded with fraudulent judicial decisions. Instead, he engaged in the same litigation fraud to defend the Commission when we sued it for corruption – for which state judges, at every level, rewarded him with fraudulent judicial decisions. In so doing, Attorney General Spitzer not only perpetuated a documentably corrupted Commission on Judicial Conduct, leaving the People of the State of New York defenseless against the most flagrant lawlessness by state judges – including those who "threw" the lawsuit – but perpetuated the corruption of the state judicial appointments process, including "merit selection" to the New York Court of Appeals, which the lawsuit encompassed.

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\* The Center for Judicial Accountability, Inc. (CJA) is a national, non-partisan, non-profit citizens' organization, based in New York, working, since 1989, to ensure that the processes of judicial selection and discipline are effective and meaningful.

With respect to Senator Clinton, she not only covered up – and thereby perpetuated – the systemic governmental corruption challenged and chronicled by the documentary record of our lawsuit against the Commission, but, additionally, the corruption of federal judicial selection and discipline. To accomplish this and effectuate a behind-the-scenes political deal seating a corrupt New York Court of Appeals judge on the Second Circuit Court of Appeals, she maliciously set in motion and complicitly acquiesced in my wrongful arrest, prosecution, conviction, and six-month incarceration on a bogus “disruption of Congress” charge. My “crime”? At the U.S. Senate Judiciary Committee’s public hearing to confirm the judge, I respectfully requested to testify in opposition based on his on-the-bench corruption, as established by the record of our lawsuit against the Commission – a record Senator Clinton was duty-bound to have examined, making findings of fact and conclusions of law.

All the summaries presented by our posted correspondence identify the substantiating primary source documentary evidence – and where it is posted on our website. You can thereby *readily verify* its serious and substantial nature, warranting criminal investigation and prosecution of Attorney General Spitzer and Senator Clinton for corruption.

In presenting this to the other Democratic and Republican candidates, as would-be champions of the public, we requested that they use the opportunity of their candidacy to expose the corruption of these incumbents for the benefit of all New Yorkers. That they did not do so – indeed, that they did not even favor our request for a meeting so that we could answer their questions and provide them with hard copies of the website-posted evidence – preferring instead to mount candidacies made futile by the landslide leads enjoyed by Attorney General Spitzer and Senator Clinton and, in the case of the candidates endeavoring to succeed Mr. Spitzer as Attorney General, extolling him and seeking the mantle of his “greatness” – can only be explained one way. Notwithstanding their posturing and rhetoric about being reformers who are going to “fix Albany” and make government work, they will NOT touch the vested political interests and their friends and patrons involved in the systemic governmental corruption that reaches into and pollutes the judiciary. Such will remain unchanged upon their election – subjecting countless innocent New Yorkers and our state at large to continuing injustice and irreparable injury.

Only the media can make the difference.

We offer you our fullest assistance so that you can discharge your First Amendment responsibilities to the voters by reporting on this powerful election-altering evidence – rather than on polls, financial war chests, political endorsements, and handicapping that have become the standard fare of political reporting, contributing to the demise of competitive elections.

*Elena R. R.*  
*Spitzer*