

CENTER for JUDICIAL ACCOUNTABILITY, INC.*

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May 7, 2013

TO: ALL SENATORS & ASSEMBLY MEMBERS

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

RE: Doing Your Part to End Public Corruption
(1) by Giving Evidence to the U.S. Attorneys;
(2) by Voting on Non-Partisan, Good-Government Legislative Rules Reform,
such as Recommended by the 2009 Temporary Senate Committee on Rules &
Administration Reform

Today's "WHAT YOU SHOULD KNOW" e-mail blast from Senator Ruben Diaz entitled, "*The Only Thing New Is That Blacks And Hispanics Are Being Bugged to Bring Down Their Own*", is a good occasion to distribute to Senators and Assembly Members the corruption complaint we filed three weeks ago with U.S. Attorney Preet Bharara. It is against New York's highest constitutional officers – Governor Cuomo, Attorney General Schneiderman, Comptroller DiNapoli, Chief Judge Lippman, Temporary Senate President Skelos, Assembly Speaker Silver – NONE of them Black or Hispanic – as well as against a huge swathe of other constitutional and public officers, most of whom are NOT Black or Hispanic.

Notwithstanding our April 15, 2013 complaint involves grand larceny of the public fisc totaling more than \$27.7 million in fraudulent and lawless judicial pay raises last fiscal year and more than \$35.9 million this fiscal year, plus other corrupt acts deleterious to ALL the People of the State, U.S. Attorney Bharara's Office is so backed up that it has not been able to even review the complaint. This only underscores that limited U.S. Attorney resources should not be diverted to snagging Black and Hispanic "little fish", but to bringing down the big white whales – especially when, as with our complaint, the evidentiary proof is dispositive and brings within its wake a veritable "who's who" of power brokers in this State that can truly transform what U.S. Attorney Bharara has termed a "culture of corruption".

It is our view that Senators Malcolm Smith and John Sampson would be performing a great public service if they would "cut a deal" with the U.S. Attorneys for lenience in exchange for the wealth of further information they can doubtlessly provide germane to our April 15, 2013 complaint. We so-stated this to Senator Smith in an April 19, 2013 letter to him, with a proposal that he also build a

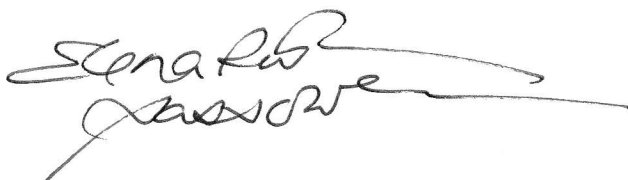
* **Center for Judicial Accountability, Inc. (CJA)** is a national, non-partisan, non-profit citizens' organization, working to ensure that the processes of judicial selection and discipline are effective and meaningful.

Rules Reform Conference dedicated to securing debate and a simple Senate vote on the non-partisan, good-government rules reforms proposed by the defunct 2009 Temporary Committee on Rules and Administration Reform, created under his leadership. We hereby state the same now to Senator Sampson, who – by at least holding hearings, in 2009, on “merit selection” to the New York Court of Appeals and on the State Commission on Judicial Conduct and court-controlled attorney disciplinary system – achieved more as chairman of the Senate Judiciary Committee than any of his three Republican predecessors and his Republican successor. Indeed, Senator Sampson deserves credit for having voted against this year’s Judiciary appropriations bill – one of only five right-minded, law-abiding Senators to do so.

Of course, it should not be necessary for Senators and Assembly Members to be under indictment or criminal investigation to provide the U.S. Attorneys with information germane to our April 15th complaint – or to vote for basic legislative rules reform, without which New York State government will never be other than dysfunctional and corrupt. We urge you to do your part, consistent with U.S. Attorney Bharara’s April 2nd and April 4th press conference remarks and his even more powerful April 22nd speech “*Public Corruption in New York: More than a Prosecutor’s Problem*”.

For the convenience of all, Attorney Bharara’s press conference remarks and speech, our April 15th corruption complaint to him, and our April 19th letter to Senator Smith – with their substantiating evidentiary proof – are posted on CJA’s website, www.judgewatch.org, on the webpage entitled “Holding Government Accountable for its Grand Larceny of the Public Fisc”, accessible *via* the top panel “Latest News”. That is where this letter will also be posted.

Thank you.

A handwritten signature in black ink, appearing to read "Senator Sampson". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

cc: Preet Bharara, U.S. Attorney for the Southern District of New York
ATT: Brendan McGuire, Chief, Public Corruption Unit
Loretta Lynch, U.S. Attorney for the Eastern District of New York
ATT: Judy Philips, Chief, Criminal Intake
Governor Andrew Cuomo
& Budget Director Robert Megna
Attorney General Eric Schneiderman
Comptroller Thomas DiNapoli
Chief Judge Jonathan Lippman
& Chief Administrative Judge A. Gail Prudenti
The Public & Press