

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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BY FAX: 6 pages

TO: Attorney General Eliot Spitzer [Fax: 212-416-8139]
Solicitor General Caitlin J. Halligan [Fax: 212-416-6350]

FROM: Elena Ruth Sassower, Petitioner-Appellant *Pro Se*
*Elena Ruth Sassower, Coordinator of the Center for Judicial
Accountability, Inc., acting pro bono publico, against
Commission on Judicial Conduct of the State of New York
(NY Co. #108551/99: Appellate Division, First Department:
Oral Argument: November 21, 2001)*

RE: Your Mandatory Supervisory Responsibilities under 22 NYCRR
§1200.5 [DR 1-104 of New York's Disciplinary Rules of the Code
of Professional Responsibility] and 22 NYCRR §130-1.1


RE: October 11, 2001

YET AGAIN, I put you on notice of your mandatory supervisory responsibilities under 22 NYCRR §§1200.5 [DR 1-104 of New York's Disciplinary Rules of the Code of Professional Responsibility] and 22 NYCRR §130-1.1 -- this time in connection with Deputy Solicitor General Michael Belohlavek's bad-faith one-sentence October 10th letter to me, declining, *without* reasons, to withdraw Assistant Solicitor General Carol Fischer's fraudulent opposition to my August 17th motion. Copies of Mr. Belohlavek's October 10th letter and my responding letter to him of today's date are enclosed

I specifically draw your attention to the final paragraph of my letter to Mr. Belohlavek. As set forth therein, my August 17th motion and September 17th Critique of Ms. Fischer's opposition -- which, by now, you should have already reviewed—are dispositive of the fact that Mr. Belohlavek's October 10th letter must be *immediately* retracted and Ms. Fisher's opposition withdrawn. Absent such "reasonable remedial action", I request that you promptly furnish me with a signed statement containing the information summarized by the first paragraph of my October 9th letter to Ms. Halligan -- quoted at pages 2-3 of my enclosed letter to Mr.

Belohlavek -- so that I may annex it to my reply papers for the Court's consideration on my motion returnable on Monday, October 15th.

I await your expeditious response.

A handwritten signature in black ink, appearing to read "Elena Ruz". The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

Enclosures

cc: Deputy Solicitor General Michael S. Belohlavek [By Fax: 212-416-8962]
New York State Commission on Judicial Conduct [By Fax: 212-949-8864]
ATT: Gerald Stern, Administrator & Counsel
Chairman Henry T. Berger & Commission members

TRANSMISSION VERIFICATION REPORT

TIME : 10/11/2001 09:58
NAME : CJA
FAX : 9144284994
TEL : 9144211200

DATE, TIME	10/11 09:58	<i>AP Spitzer</i>
FAX NO./NAME	12124189139	
DURATION	00:03:55	
PAGE(S)	05	
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MODE	STANDARD ECM	

TRANSMISSION VERIFICATION REPORT

TIME : 10/11/2001 10:02
NAME : CJA
FAX : 9144284994
TEL : 9144211200

DATE, TIME	10/11 09:59	<i>Sol. Ct. Tol General Halligan</i>
FAX NO./NAME	12124166350	
DURATION	00:03:02	
PAGE(S)	05	
RESULT	OK	
MODE	STANDARD ECM	

NAME : CJA
FAX : 9144284994
TEL : 9144211200

DATE, TIME	10/11 10:05	<i>Commission on Judicial Conduct</i>
FAX NO./NAME	12129498864	
DURATION	00:03:00	
PAGE(S)	05	
RESULT	OK	
MODE	STANDARD	