

Center for Judicial Accountability, Inc. (CJA)

From: Jeffrey Dvorin <Jeffrey.Dvorin@ag.ny.gov>
Sent: Friday, March 24, 2017 4:28 PM
To: 'Center for Judicial Accountability, Inc. (CJA)'
Subject: RE: "Concerns" -- RE: CJA v Cuomo citizen taxpayer action: #5122-16 -- plaintiffs' Feb 15 OSC: adjournment request & notice to Attorney General

Dear Ms. Sassower -- I will review the matter and take any action that I deem appropriate. In addition, I will convey your concerns regarding the application that you plan to make next week to the attorney handling the matter. You may continue to reach me via email. Very truly yours, Jeffrey Dvorin.

-----Original Message-----

From: Center for Judicial Accountability, Inc. (CJA) [mailto:elena@judgewatch.org]
Sent: Friday, March 24, 2017 4:03 PM
To: Jeffrey Dvorin <Jeffrey.Dvorin@ag.ny.gov>
Subject: "Concerns" -- RE: CJA v Cuomo citizen taxpayer action: #5122-16 -- plaintiffs' Feb 15 OSC: adjournment request & notice to Attorney General

Dear Litigation Bureau Chief Dvorin,

Thank you for your acknowledgment. However, my "concerns" are already fully "conveyed" in a multitude of fact-specific, law-supported submissions in the record of the two citizen-taxpayer actions. Are you familiar with the record -- beginning with plaintiffs' February 15th order to show cause and its Exhibit U analysis of Justice Hartman's December 21, 2016 decision? How about plaintiffs' September 30, 2016 memorandum of law, to which the Exhibit U analysis so prominently refers?

When will you be available to speak, directly, about the case? Will you be withdrawing AAG Kerwin's fraudulent March 22nd opposition papers, as I have requested? Will you be evaluating plaintiffs' entitlement to the Attorney General's intervention/representation, a threshold issue in the case -- and the no less threshold issue of Justice Hartman's disqualification? Who will be appearing before Justice Hartman at 11 a.m. on Tuesday, March 28th on plaintiffs' order to show cause for a preliminary injunction and TRO with respect to the Senate and Assembly's fraudulent, constitution-violating fiscal year 2017-2018 "amended" budget bills? And will they be coming with documents responsive to plaintiffs' four FOIL/records requests pertaining to the "amended" budget bills -- and will they be prepared to address the Court of Appeals' consolidated decisions in *Pataki v. Assembly* & *Silver v. Pataki*, 4 NY3d 75 (2004)?

TIME IS OF THE ESSENCE. Please advise as soon as possible -- and no later than Monday morning.

Meantime, I ask that you forward my previous e-mail, with its attached letter to Justice Hartman, to those above you in the supervisory chain:

Deputy Attorney General for State Counsel Megan Levine; Executive Deputy Attorney General for State Counsel Kent Stauffer; Chief Deputy Attorney General Janet Sabel; Chief Deputy Attorney General Jason Brown -- and Attorney General Schneiderman. Appropriate action must be taken, without delay -- consistent with codes of professional responsibility, the citizen-taxpayer statute, and Executive Law 63.1.

I am available over the weekend.