

Center for Judicial Accountability, Inc. (CJA)

From: Jane Landes <jlandes@nycourts.gov>
Sent: Friday, July 20, 2018 3:21 PM
To: Center for Judicial Accountability, Inc. (CJA)
Subject: RE: CJA v Cuomo, et al -- order to show cause, with preliminary injunction & TRO, to be presented July 24th at the Appellate Division, 3rd Dept.

Your service paragraph should specify service upon counsel for defendants-respondents. Judges of this Court are referred to as "Associate Justices" of the Appellate Division, rather than "Supreme Court Justices". The order to show cause should include language indicating that there will be no oral argument on the motion brought on by the order to show cause.

Please forward, separately, by email, a copy of your notice of appeal and the order you have appealed from.
Thank you.

From: Center for Judicial Accountability, Inc. (CJA) [mailto:elena@judgewatch.org]
Sent: Friday, July 20, 2018 12:20 PM
To: Jane Landes <jlandes@nycourts.gov>
Cc: 'Brodie, Frederick' <Frederick.Brodie@ag.ny.gov>; 'Paladino, Victor' <Victor.Paladino@ag.ny.gov>; Barbara.Underwood@ag.ny.gov; Janet.Sabel@ag.ny.gov; Kent.Stauffer@ag.ny.gov; Meg.Levine@ag.ny.gov; 'Jeffrey Dvorin' <Jeffrey.Dvorin@ag.ny.gov>; 'Adrienne Kerwin' <Adrienne.Kerwin@ag.ny.gov>; Helena.Lynch@ag.ny.gov; Brian.Mahanna@ag.ny.gov; Alvin.Bragg@ag.ny.gov; marty.mack@ag.ny.gov; Matthew.Colangelo@ag.ny.gov; Margaret.Garnett@ag.ny.gov; manisha.sheth@ag.ny.gov
Subject: CJA v Cuomo, et al -- order to show cause, with preliminary injunction & TRO, to be presented July 24th at the Appellate Division, 3rd Dept.

TO: Appellate Division, 3rd Department Court Attorney Jane Landes

As discussed over the past several weeks – and now fully drafted – attached is appellants' order to show cause with moving affidavit which, if convenient for the Court, I will be presenting on Tuesday, July 24th, for oral argument on the TRO.

I will await your advice as to what changes, if any, must be made as to form. Other than that, I anticipate there will be only minor revisions and pertinent updating in what I will be presenting to the Court.

In view of the serious and substantial nature of what is involved, both on the appeal and by the order to show cause, I am cc'ing, in addition to Assistant Solicitor General Frederick Brodie and his immediate supervisor Assistant Solicitor General Victor Paladino, Attorney General Underwood and her high-ranking supervisory/managerial attorneys so that they can ensure that their own interests and the divergent "interest of the state" are properly represented. It is my position, recited in my moving affidavit, that Attorney General Underwood herself should be present at the oral argument of the TRO – "or some top-ranking deputy, designated by her" – and by this e-mail I hereby give reiterated NOTICE.

For the convenience of all, the attached order to show cause and moving affidavit, with its substantiating exhibits – and appellants' incorporated July 4, 2018 appellate brief and reproduced record on appeal – will be shortly posted on CJA's website, www.judgewatch.org, on a specially created webpage. The direct link is here: <http://www.judgewatch.org/web-pages/searching-nys/budget/citizen-taxpayer-action/2nd/7-24-18-osc-with-TRO.htm>.

Thank you.