

**AFFIRMATION OF SERVICE**

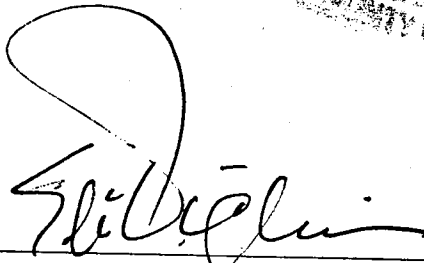
ELI VIGLIANO, an attorney duly licensed to practice law in the State of New York affirms the following to be true under penalty of perjury:

I am not a party to the action, am over 18 years of age, and reside in the Bronx, New York.

On March 21, 2006, I served the within Verified Complaint by depositing a true copy thereof in a post-paid properly-addressed wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, at the address furnished by him:

George Freeman, Assistant General Counsel  
The New York Times Company  
Attorneys for Defendants The New York Times Company,  
Arthur Sulzberger, Jr., Bill Keller, Jill Abramson,  
Allan M. Siegal, Gail Collins, and Byron Calame  
229 West 43<sup>rd</sup> Street  
New York, New York 10036

Dated: Bronx, New York  
March 21, 2006

  
\_\_\_\_\_  
ELI VIGLIANO

MAR 20 2006  
CLERK OF SUPREME COURT  
COUNTY CLERK  
COUNTY OF WESTCHESTER

80 Y

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF WESTCHESTER

-----X  
ELENA RUTH SASSOWER, individually, and as  
Coordinator of the Center for Judicial Accountability, Inc.,  
CENTER FOR JUDICIAL ACCOUNTABILITY, INC.,  
and The Public as represented by them,

Plaintiffs,

-against-

Index #05-19841

**VERIFIED COMPLAINT**

**Jury Trial Demanded**

THE NEW YORK TIMES COMPANY, The New York Times,  
ARTHUR SULZBERGER, JR., BILL KELLER,  
JILL ABRAMSON, ALLAN M. SIEGAL, GAIL COLLINS,  
individually and for THE EDITORIAL BOARD,  
DANIEL OKRENT, BYRON CALAME, MAREK FUCHS,  
and DOES 1-20,

Defendants.  
-----X

FILED  
MAR 30 2006  
TIMOTHY C. IDONI  
COUNTY CLERK  
COUNTY OF WESTCHESTER

“The First Amendment goes beyond protection of the press...’...‘it is the right of the [public], not the right of the [media], which is paramount,’...for ‘without the information provided by the press most of us and many of our representatives would be unable to vote intelligently or to register opinions on the administration of government generally,’...” *Cohen v. Cowles Media Co.*, 501 U.S. 663, 678 (1991), Justice Souter, writing in dissent with Justices Marshall, Blackmun, and O’Connor, citing cases culminating in *New York Times Co. v. Sullivan*, 376 U.S. 254, 278-279 (1964), cited in “*Journalistic Malpractice: Suing Jayson Blair and the New York Times for Fraud and Negligence*”, 14 *Fordham Intellectual Property, Media & Entertainment Law Journal* 1, footnotes 62 and 156 (2003).

Plaintiffs, as and for their Verified Complaint, respectfully set forth and allege:

**NATURE OF THE ACTION**

1. This is an action for libel and journalistic fraud against the above-named defendants, seeking compensatory and punitive money damages and such other and further relief as may be just and proper.