

Subject: RE: Request for Legal Referral: Lawsuit vs NYT for Libel & Fraud

Date: 10/21/2005, 10:52 AM

From: Clara Schwabe <CSCHWABE@NYCBAR.org>

To: 'Elena Ruth Sassower' <judgewatchers@aol.com>

Dear Ms. Sassower;

Thank you for resending the material about your case. I will try to make some calls today to see if we have a panel member interested in undertaking this case. Hopefully I will be able to get back to you no later than next Monday.

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

From: Elena Ruth Sassower [mailto:judgewatchers@aol.com]

Sent: Fri, October 21, 2005 10:19 AM

To: lrs@abcny.org

Subject: Request for Legal Referral: Lawsuit vs NYT for Libel & Fraud

TO: LEGAL REFERRAL SERVICE OF THE ASSOCIATION OF THE BAR OF THE CITY OF
NEW YORK & COUNTY BAR ASSOCIATIONS

ATT: Clara Schwabe

Per your phone call to me moments ago -- following up on my phone call minutes earlier with Ms. Davis -- I am resending my October 14th e-mail request to which I received no response.

I greatly thank you for your assistance.

Elena Sassower

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

Subject: Request for Legal Referral: Lawsuit vs NYT for Libel & Fraud

Date: 10/14/2005, 1:33 PM

From: Elena Ruth Sassower <judgewatchers@aol.com>

To: lrs@abcny.org

Organization: Center for Judicial Accountability, Inc.

This follows up my phone conversation a short time ago with Claudia.

I require a lawyer or lawyers for a high-profile, precedent-setting public interest case against The New York Times. A summary follows:

This is a case against The New York Times for libel, arising from its November 7, 2004 publication of a column about me, "*When the Judge Sledgehammered The Gadfly*" (Front Page, Westchester Section).

By a July 29, 2005 letter to Times Executive Editor Bill Keller -- with copies to Publisher Arthur Sulzberger, Jr., etc. -- I gave notice that such column was defamatory, deliberately false and misleading, and a wilful cover-up of the major national and New York stories of corruption that The Times had long been suppressing and which had been the subject of continual complaint to The Times, over many, many years, by our non-partisan, non-profit citizens' organization, Center for Judicial Accountability, Inc. (CJA). Enclosed with my July 29, 2005 letter was a copy of the November 7, 2004 column and a line-by-line analysis. I requested corrective action -- and a response within three weeks, absent which I would file a complaint with Times Public Editor Byron Calame. No response was forthcoming.

On September 26, 2005, I filed a complaint with Public Editor Calame. His September 30, 2005 e-mail response was that because the column appeared before he became Public Editor, he would not address it.

The November 7, 2004 column and my line-by-line analysis -- along with the aforesaid July 29 - September 30, 2005 correspondence are posted on CJA's website, www.judgewatch.org [click sidebar panel: "PRESS SUPPRESSION". Scroll down to THE NEW YORK TIMES and click again.]] Examination of our posted 15-year history of correspondence with, and complaints to, The Times, culminating in the exchange pertaining to the column, will make obvious that I can readily PROVE actual malice.

It is my hope to bring this case not only in my name for libel, as well as possibly CJA's, but on behalf of the public for "journalistic fraud". This, in implementation of powerful recommendations for fostering media accountability in the 2003 law review article "*Journalistic Malpractice: Suing Jayson Blair and the New York Times for Fraud and Negligence*" (by Professor Clay Calvert & Robert Richards), 14 Fordham Intell. Prop. Media & Ent. L.J. 1). As CJA's posted correspondence and complaints further establish, we have over and over again given The Times notice of the damage it is inflicting upon the public and the electoral process by its demonstrably fraudulent journalism - to no avail.

For your convenience, The Times' November 7, 2004 column with my line-by-line analysis are attached, as likewise the article on "*Journalistic Malpractice*".

I thank you in advance for your assistance and such legal referrals as you are able to make.

Elena Ruth Sassower, Coordinator
Center for Judicial Accountability, Inc. (CJA)
Tel: (914) 421-1200