

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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October 3, 2018

Appellate Division, Third Department Clerk Robert Mayberger
Albany, New York
Tel: 518-471-4777

RE: Leave to File Oversized Reply Brief
Center for Judicial Accountability, et al. v. Cuomo, et al.
Appellate Division, Third Dept. #527081

Dear Clerk Mayberger,

I am the unrepresented individual plaintiff-appellant in the above citizen-taxpayer action appeal, in which appellants' reply brief is due on Friday, October 5, 2018.

I submit this letter pursuant to §1250.9(h) of this Court's new Practice Rules of the Appellate Division, for leave to file an oversized reply brief.

Enclosed is a pdf of appellants' reply brief, not yet finalized, which is 12,248 words – and, as such, 5,248 words beyond the 7,000 words set for reply briefs (§1250.8(2)). In order for the finalized reply brief to be received by the Court on the October 5th due date, I will have to express mail six copies and an original by tomorrow afternoon. To accommodate the addition of further record references and possible additional text, appellants request to be permitted to submit a reply brief of no more than 6,000 words in excess, *to wit*, a maximum of 13,000 words.

This request is necessary because the respondents' brief, interposed by Assistant Solicitor General Brodie, on behalf of Attorney General Underwood, is, from beginning to end, "a fraud on the court" – thereby burdening appellants with having to expose its mountain of deceits, as Mr. Brodie has refused to withdraw it.

Enclosed is my September 21, 2018 e-mail notice to Mr. Brodie and all supervisory/managerial attorneys over him, including Attorney General Underwood, of their duty to withdraw the respondents' brief, identifying that I would otherwise "furnish the Court with a particularized analysis..., setting forth its multitudinous deceits and falsehoods, in support of relief against all of [them], pursuant to 22 NYCRR §130-1.1, Judiciary Law §487, and §100.3D(2) of the Chief Administrator's Rules Governing Judicial Conduct." Mr. Brodie's September 21, 2018 e-mail response – which he simultaneously furnished to Attorney General Underwood and other supervisory/managerial attorneys – is also enclosed, stating:

EX B-1

“I stand by the arguments in respondents’ brief, and do not withdraw them.”

Appellants’ reply brief is the “analysis” promised by my September 21st e-mail – and, based thereon, appellants will be expeditiously moving, by order to show cause, to have the respondents’ brief stricken by reason of its fraud, and for such other and further relief as is appropriate under the circumstances.

Thank you.

A handwritten signature in black ink, appearing to read "Elena Ruth Sassower". The signature is fluid and cursive, with a long horizontal line extending to the right.

ELENA RUTH SASSOWER, unrepresented individual plaintiff-appellant,
individually and as Director of the Center for Judicial Accountability, Inc.,
acting on her own behalf, on behalf of the People of the State of New York &
the Public Interest

Enclosures

cc: Assistant Solicitor General Frederick Brodie
& supervisory/managerial attorneys, including Attorney General Underwood