

From: elena@judgewatch.org
Sent: Friday, November 21, 2025 11:23 AM
To: 'janebambauer@ufl.edu'

Subject: **UPDATE: Paid or Pro Bono Counsel Needed to Represent CJA in Federal Lawsuit vs the NYT & 33 Other Press Defendants, in Vindication of the First Amendment & Constitutional, Lawful Governance**

Attachments: [cja-oct-29-2025-amended-complaint.pdf](#)

Dear Professor Bambauer,

Following up my below e-mail concerning [CJA's federal lawsuit](#), suing the NYT & 33 other media defendants for "journalistic fraud" and "institutional reckless disregard for truth", I would appreciate if you would let me know by Monday, November 24th, whether you would be interested in serving as CJA's paid or *pro bono* counsel.

Two hours after sending you my e-mail, I received a *sua sponte* order from the federal district court judge assigned to the case directing that I show cause with respect to subject matter jurisdiction, noting, as "a threshold matter", the absence of counsel representing CJA – to which I responded by a [November 19th letter](#).

If you are not interested or able to represent CJA in this important case, won't you kindly recommend other law professors or lawyers with First Amendment/constitutional law expertise for me to contact – or make referral, on my behalf?

Thank you.

Elena Sassower
914-421-1200

From: elena@judgewatch.org <elena@judgewatch.org>
Sent: Monday, November 17, 2025 8:14 AM
To: 'janebambauer@ufl.edu' <janebambauer@ufl.edu>

Subject: Your First Amendment Scholarship -- & Participation, as Amicus Curiae or Counsel, in Federal Lawsuit vs the NYT & 33 Other Press Defendants, in Vindication of the First Amendment & Constitutional, Lawful Governance

TO: [University of Florida Law Professor Jane Bambauer](#)
Brehner Eminent Scholar Chair at the Levin College of Law & the College of Journalism & Communications

I am director and co-founder of the non-partisan, non-profit citizens' organization [Center for Judicial Accountability, Inc. \(CJA\)](#), with decades of first-hand experience and primary-source, documentary

evidence germane to your scholarship about the press and its discharge of its First Amendment responsibilities.

This is reflected by a monumental federal lawsuit that CJA has brought “*on behalf of the People of the State of New York & the Public Interest*” against The New York Times and 33 other press defendants for their *knowingly* false, corruption-abetting, election-rigging journalism—chronicling, in particular, their rigging of Zohran Mamdani’s electoral win as New York City mayor and other top NYC and state races. Above-attached and here-linked is the [October 29th verified amended complaint](#) for the lawsuit, commenced October 8th in the U.S. District Court for the Southern District of New York (25-CV-8370).

The lawsuit seeks judicial recognition of causes of action for “journalistic fraud” and “reckless institutional disregard for truth”. Are you familiar with these First Amendment-vindicating causes of action, proposed more than two decades ago by law review articles “[Journalistic Malpractice: Suing Jayson Blair and the New York Times for Fraud and Negligence](#)” (2003) and “[Institutional Reckless Disregard for Truth in Public Defamation Actions against the Press](#)” (2004-2005)? Has there been any commentary by legal scholars about these proposed causes of action – and about lawsuits testing them? Certainly, from your October 17, 2024 [Free Speech Unmuted](#) podcast “[Misinformation: Past, Present, and Future](#)”, co-hosted with Professor Eugene Volokh, it appears not.

I look forward to discussing the foregoing with you at your earliest convenience – and whether, apart from your First Amendment scholarship, you would be interested in participating in the lawsuit, either as *amicus curiae* in support of plaintiffs or as counsel to the unrepresented corporate plaintiff CJA, which I cannot represent as I am not a lawyer.

My opinion, as the non-lawyer individual plaintiff, is that the lawsuit is a summary judgment case, as there is NO defense to it factually or legally. The SOLE issue is the magnitude of compensatory, presumed, and punitive damages – a jury determination that will reasonably be many tens of billions of dollars. What is your opinion as a lawyer, law professor, and First Amendment scholar?

Thank you.

Elena Sassower, Director
Center for Judicial Accountability, Inc. (CJA)
www.judgewatch.org
914-421-1200
elena@judgewatch.org