

**From:** elena@judgewidth.org  
**Sent:** Friday, March 6, 2026 2:10 PM  
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**Subject:** **Scholarship & Journalism Needed -- Guarantee Clause of the U.S. Constitution -- & Federal Lawsuit vs The NYT & 33 Other Press Defendants Pursuant Thereto in Vindication of the First Amendment & Constitutional, Lawful Governance**

**Attachments:** [amended-complaint-oct-29-2025-signed-by-zerman.pdf](#)

**TO:** [NATIONAL CONSTITUTIONAL CENTER](#)  
[CEO Emeritus/Law Professor & Journalist Jeffrey Rosen, Esq.](#)  
[Lead Scholar Thomas Donnelly, Esq.](#)

I am director and co-founder of the nonpartisan, nonprofit citizens' organization [Center for Judicial Accountability, Inc. \(CJA\)](#).

A *propos* of the [National Constitution Center's webpage on the Guarantee Clause of the U.S. Constitution](#) by [Law Professor Gabriel Chin](#) and [Associate Law Professor Erin Morrow Hawley](#), stating:

“...The question whether a Guarantee Clause challenge may be heard in federal court—that is, whether it is judicially enforceable—is a difficult one...”,

I am writing to alert you to a major federal lawsuit pursuant to the Guarantee Clause that CJA and I have brought on our own behalf “*and on behalf of the People of the State of New York & the Public Interest*”, against [The New York Times](#) and 33 other representative press defendants – which I do not believe to be at all “difficult” as to justiciability under the Guarantee Clause, or the other constitutional provisions it invokes: the First, Fifth, and Fourteenth Amendments.

So that you can make your own assessment, above-attached and here-linked is the [October 29, 2025 amended verified complaint, as signed by CJA's attorney and refiled on January 5, 2026](#). The electronic court docket is accessible from [CJA's webpage for the lawsuit](#) – and the documents summing up the posture of the case are my [December 19<sup>th</sup> affidavit demonstrating subject matter jurisdiction](#), my [February 23<sup>rd</sup> letter to the district judge](#), and the judge's [March 2<sup>nd</sup> so-ordered annotation](#).

Do you agree that this is a monumental, history-making case, fundamental to constitutional, lawful governance and “a Republican Form of Government” – and is justiciable in federal court under the Guarantee Clause? I look forward to your opinions – and to your assistance in securing scholarship and journalism about the case. Indeed, to date, despite my exhaustive [outreach to scholars](#) and [outreach to the press](#), there has been no scholarship or journalism – and no one is willing to even discuss it. As [Professor Rosen](#) and [Professor Chin](#) are each elected members of the American Law Institute, here's my [March 3<sup>rd</sup> e-mail to ALI's leadership](#) about the situation, as relates to the lawsuit's first and second causes of action for “journalistic fraud” and “institutional reckless disregard for truth.

Thank you.

Elena Sassower, Director  
Center for Judicial Accountability, Inc. (CJA)

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