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CHAIR

June 27, 2024

PERSONAL & CONFIDENTIAL

Elena Ruth Sassower
Box 8101
White Plains, New York 10602

Re: File No. W-82-24

Dear Elena Sassower:

This will acknowledge receipt of **your** e-mail dated March 26, 2024, seeking reconsideration of the determination dated February 26, 2024, that your complaint dated January 30, 2024, did not state a complaint of professional misconduct, which would warrant an investigation.

The function of this Committee is to investigate and prosecute, where appropriate, acts of professional misconduct committed by attorneys. When a complaint is received, it is reviewed to determine if it involves behavior which could constitute professional misconduct. An attorney may be found guilty of professional misconduct if it can be proven that an ethical rule or law was violated. If there is a sufficient basis to conduct an investigation, the Committee will do so. However, there are instances where the Committee may decline to pursue an investigation.

In your original complaint, you alleged that the respondent, in his capacity as a member of the Commission on Legislative, Judicial and Executive Compensation, violated numerous provisions within the New York Penal Law. As such, your complaint would be more appropriately be directed to criminal law enforcement authorities.

In addition, on or about March 18, 2024, subsequent to the filing of your grievance complaints, you and the Center for judicial Accountability commenced a civil action in Supreme Court, Albany County, raising the very same claims you have referred to this Committee. It is the practice of the Committee to refrain from investigating complaints until such time as the legal proceedings are concluded. If, at the conclusion of all legal proceedings, a decision is rendered indicating a finding of misconduct on the part of the attorney, you may renew your complaint with our Committee for further consideration. Until then, no action will be taken.

Elena Sassower
June 27, 2024
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In addition to a review by staff counsel, the undersigned also considered your submissions. The Committee will adhere to its original determination to decline to investigate. Although we are unable to help you, we thank you for bringing this matter to the Committee's attention.

Yours truly,


Susan G. Yellen
Chair

SGY/ges