

# Commission on Prosecutorial Conduct Complaint Form

Fill out the required fields to file a complaint with the New York State Commission on Prosecutorial Conduct.

\*indicates a required field

## Contact Information

First Name: Elena  
Last Name: Sassower  
Email Address: elena@judgewatch.org  
Phone Number: 914-421-1200  
Street Address: 10 Stewart Place, Apt 2D-E  
City: White Plains  
State: New York  
Zip: 10603

## Complaint Information

### Prosecutor's Name\*

① Dee Kindlon ② Susan Cacace ③ Ashley Williams  
④ Susan Howard ⑤ Christing Pearson

### Prosecutor's County\*

- ☒ Albany County  
☐ Allegany County  
☐ Bronx County  
☐ Broome County  
☐ Cattaraugus County  
☐ Cayuga County  
☐ Chautauqua County  
☐ Chemung County

- ☐ Chenango County
- ☐ Clinton County
- ☐ Columbia County
- ☐ Cortland County
- ☐ Delaware County
- ☐ Dutchess County
- ☐ Erie County
- ☐ Essex County
- ☐ Franklin County
- ☐ Fulton County
- ☐ Genesee County
- ☐ Greene County
- ☐ Hamilton County
- ☐ Herkimer County
- ☐ Jefferson County
- ☐ Kings County (Brooklyn)
- ☐ Lewis County
- ☒ Livingston County
- ☐ Madison County
- ☐ Monroe County
- ☒ Montgomery County
- ☐ Nassau County
- ☐ New York County (Manhattan)
- ☐ Niagara County
- ☐ Oneida County
- ☐ Onondaga County
- ☐ Ontario County
- ☐ Orange County
- ☒ Orleans County
- ☐ Oswego County
- ☐ Otsego County
- ☐ Putnam County
- ☐ Queens County

- ☐ Rensselaer County
- ☐ Richmond County (Staten Island)
- ☐ Rockland County
- ☐ Saint Lawrence County
- ☐ Saratoga County
- ☐ Schenectady County
- ☐ Schoharie County
- ☐ Schuyler County
- ☐ Seneca County
- ☐ Steuben County
- ☐ Suffolk County
- ☐ Sullivan County
- ☐ Tioga County
- ☐ Tompkins County
- ☐ Ulster County
- ☐ Warren County
- ☐ Washington County
- ☐ Wayne County
- ☒ Westchester County
- ☐ Wyoming County
- ☐ Yates County

**Does the alleged misconduct relate to a criminal case?\* (If no, please skip to Summary of Complaint section.)**

- ☐ Yes
- ☒ No

**Are you the defendant in this matter?\***

- ☐ Yes
- ☐ No

**What is the date(s) of charged crime(s)?\***

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**What are the charges?\***

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**What is the case number?\***

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**Is this case still pending?\*** (If no, please skip to "What was the outcome?")

☐ Yes

☐ No

**Is the trial scheduled?\***

☐ Yes

☐ No

**What is the date?\***

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**When is the next court appearance?\***

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**What was the outcome?\***

☐ Found guilty after trial

☐ Found not guilty after trial

☐ Guilty Plea

☐ Dismissed

**Is there an appeal pending?\***

☐ Yes

☐ No

**Is there any other case related litigation (e.g. civil lawsuit)?\***

☐ Yes

☐ No

**Do you/did you have an attorney in this matter?\***

☐ Yes

☐ No

**If yes, Attorney information:**

First Name\*: \_\_\_\_\_

Last Name\*: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

Street Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_

Zip: \_\_\_\_\_

**Summary of Complaint\***

**Please describe the alleged misconduct. Please provide as much detail as possible, including, but not limited to (summary of complaint may be submitted as an attachment):**

- What happened
- When the alleged misconduct happened
- Any individuals who have personal knowledge of what occurred

*see attached*

**Have you reported the alleged misconduct to an Attorney Grievance Committee?\* (If no, please skip to "Have you reported the alleged misconduct to any other State agency?")**

☐ Yes

☐ No

**What is the date of reporting?\***

*same as  
recited by  
November 18, 2024  
complaint*

**Did you receive a response?\***

☐ Yes

☐ No

**What was the response?\***

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**Have you reported the alleged misconduct to any other State agency?\***

☐ Yes

☐ No

**What is the date of reporting?\***

*same as  
recited by  
November 18, 2024  
complaint*

**Did you receive a response?\***

☐ Yes

☐ No

**What was the response?\***

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**Please provide any materials that are relevant to your complaint and submit with the completed form.**

**Judiciary Law 499-f requires that complaints be signed and in writing.\***

Signature:  Date: March 21, 2025

**Mail to:** Commission on Prosecutorial Conduct, Attn: Susan Friedman, P.O. Box 90398,  
Brooklyn, NY 11209

# CENTER for JUDICIAL ACCOUNTABILITY, INC.

Post Office Box 8101  
White Plains, New York 10602

Tel. (914)421-1200

E-Mail: [mail@judgewatch.org](mailto:mail@judgewatch.org)  
Website: [www.judgewatch.org](http://www.judgewatch.org)

March 21, 2025

TO: New York State Commission on Prosecutorial Conduct

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

RE: CJA's November 18, 2024 complaint against NYS' 62 D.A.s for public corruption, born of conflicts of interest pertaining to their D.A. salaries & relationships (complaint ##34-95) – and now additionally against the 5 new D.A.s who took office on January 1, 2025

By a [December 26, 2024 e-mail](#), only partially responding to [my e-mail of the same date](#), Administrator Friedman stated that “complaint numbers 34-95” had been assigned to my [November 18, 2024 complaint against New York's 62 D.A.s and acting D.A.s](#) and that “The Commission will be in touch when there is an update.”

That was nearly three full months ago and I have received no “update”. Nor have I received the confirmation that my [December 27<sup>th</sup> e-mail](#) highlighted, *to wit*, that the Commission would not be dismissing the complaints against D.A.s David Soares, Mimi Rocah, Gregory McCaffrey, Joseph Cardone, and Lorraine Diamond after January 1, 2025, when they would become former D.A.s.

Please furnish an “update” as to these 62 complaints.

I now additionally file a complaint against the five successor D.A.s who took office on January 1, 2025:

- Albany County D.A. Lee Kindlon, succeeding D.A. Soares;
- Westchester County D.A. Susan Cacace, succeeding D.A. Rocah;
- Livingston County D.A. Ashley Williams, succeeding D.A. McCaffrey;
- Orleans County D.A. Susan Howard, succeeding Joseph Cardone;
- Montgomery County D.A. Christina Pearson, succeeding D.A. Diamond.

In substantiation, annexed is my [December 26, 2024 letter](#) to them – the same as my December 27<sup>th</sup> e-mail to Administrator Friedman had identified and linked – entitled:

“Before You Take Your Oaths of Office – What D.A. Salaries were You Expecting to Be Paid & Will You Be Recusing Yourselves from CJA's July 18, 2024 Grand Jury/Public Corruption Complaint, Pending in Your D.A. Offices, and Securing an Independent Prosecutor?”.

Notwithstanding the letter requested their answers so that I would know whether it would be necessary for me to supplement my November 18, 2024 complaint to include them, I received no

responses from any of the five – nor from the five outgoing D.A.s, also cc'd. My [December 26<sup>th</sup> transmitting e-mail](#) to all ten is also annexed.

To further substantiate this complaint against new D.A.s Kindlon, Cacace, Williams, Howard, and Pearson, I filed FOIL requests in January to obtain their first paychecks and records reflecting their yearly salaries and “other compensation and non-salary benefits”. These are posted on CJA’s website, with such responses as I received, [here](#).

In compliance with the Commission’s complaint form stating “Judiciary Law 499-f requires that complaints be signed and in writing”, the form for this complaint is – and I here additionally attest the complaint to be true, under penalties of perjury, pursuant to CPLR §2106.

More will be forthcoming as to the ongoing catastrophic and irreparable injury being caused by all 62 current D.A.s with respect to the underlying [July 18, 2024 grand jury/public corruption complaint](#) – including as reflected by my subsequent and related [March 3, 2025 grand jury/public corruption complaint](#) to new D.A.s Kindlon and Cacace and to Manhattan D.A. Alvin Bragg, Brooklyn D.A. Eric Gonzalez, and Erie County D.A. Michael Keane.

Thank you.

s/Elena Ruth Sassower

# CENTER *for* JUDICIAL ACCOUNTABILITY, INC.

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Tel. (914)421-1200

E-Mail: [mail@judgewatch.org](mailto:mail@judgewatch.org)  
Website: [www.judgewatch.org](http://www.judgewatch.org)

December 26, 2024

TO: New York's Five Incoming New D.A.s  
Incoming Albany County District Attorney Lee Kindlon  
Incoming Westchester County District Attorney Susan Cacace  
Incoming Livingston County District Attorney Ashley Williams  
Incoming Montgomery County District Attorney Christina Pearson  
Incoming Orleans County District Attorney Susan Howard

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

RE: Before You Take Your Oaths of Office – What D.A. Salaries were You Expecting to Be Paid & Will You Be Recusing Yourselves from CJA's July 18, 2024 Grand Jury/Public Corruption Complaint, Pending in Your D.A. Offices, and Securing an Independent Prosecutor?

Next week you will be sworn in to be the district attorneys of your respective counties. What salaries are you expecting to be paid and how will you be discharging your duties with respect to [CJA's July 18, 2024 NOTICE & grand jury/public corruption complaint](#), pending in your D.A. offices?

As you know, when you were running for election as D.A., I alerted you that D.A. salaries contained approximately \$100,000 in fraudulent, larcenous salary increases, the product of three "false instrument" compensation commission reports – and furnished you with the evidence: CJA's July 18, 2024 NOTICE & grand jury/public corruption complaint, addressed and [e-mailed](#) to all New York's 62 D.A.s and acting D.A.s, without response from them.

I asked what your responses would be to this July 18, 2024 NOTICE & grand jury/public corruption complaint, if you were elected D.A. – and, specifically,

- (1) whether you would repudiate these D.A. salary increases because, as established by the July 18, 2024 NOTICE & grand jury/public corruption complaint, they are based on three "false instrument" compensation commission reports;
- (2) whether you would recuse yourself from the July 18, 2024 grand jury/public corruption complaint and secure an independent prosecutor.

I received no answers from you.

Two weeks after the November 5, 2024 election, I filed a [November 18, 2024 complaint with the New York State Commission on Prosecutorial Conduct against all 62 D.A.s and acting D.A.s](#) based on the July 18, 2024 NOTICE & grand jury/public corruption complaint. As you had not yet taken office, I did not include you.

That will change next week.

So that I may know whether, come January 1, 2025, I must supplement the November 18, 2024 complaint to the Commission on Prosecutorial Conduct to include you, please advise as to your answers to the above two questions before you take office, upon the oath prescribed by [Article XIII, §1 of the New York State Constitution](#):

“I do solemnly swear (or affirm) that I will support the constitution of the United States, and the constitution of the State of New York, and that I will faithfully discharge the duties of the office of [district attorney] according to the best of my ability.”

For your convenience, below are links to CJA's webpages for your 2024 D.A. races from which you can access my prior correspondence to you about the July 18, 2024 NOTICE & grand jury/public corruption complaint. All began with my e-mails directly to you and, thereafter, to the “local journalism” of your respective counties, to which you were cc'd, the only variation being my correspondence to D.A. Candidate Kindlon.

[Here](#), for the 2024 Albany County D.A. race and D.A. Candidate Kindlon;

[Here](#), for the 2024 Westchester County D.A. race and D.A. Candidate Cacace;

[Here](#), for the 2024 Livingston County D.A. race and D.A. Candidate Williams;

[Here](#), for the 2024 Montgomery County D.A. race and D.A. Candidate Pearson;

[Here](#), for the 2024 Orleans County D.A. race and D.A. Candidate Howard.

Thank you.

s/  
Elena Ruth Sassower

cc: Outgoing Albany County D.A. David Soares  
Outgoing Westchester County D.A. Mimi Rocah  
Outgoing Livingston County D.A. Gregory McCaffrey  
Outgoing Montgomery County D.A. Lorraine Diamond  
Outgoing Orleans County D.A. Joseph Cardone

**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Thursday, December 26, 2024 2:54 PM  
**To:** 'lkindlon@kindlon.com'; 'scdlaw3@aol.com'; 'awilliams@co.livingston.ny.us'; 'christinapearsonesq@yahoo.com'; 'susan.howard@orleanscountyny.gov'  
**Cc:** 'david.soares@albanycountyny.gov'; 'mrocah@westchesterda.net'; 'GMcCaffrey@co.livingston.ny.us'; 'ldiamond@da.montgomery.ny.us'; 'da@orleansny.com'  
**Subject:** **Before You Take Your Oaths of Office -- What D.A. salaries were you expecting to be paid & will you be recusing yourselves from CJA's July 18, 2024 grand jury/public corruption complaint & securing an independent prosecutor?**  
**Attachments:** [12-26-24-letter-notice-to-newDAs.pdf](#)

**TO:** New York's Five Incoming New D.A.s  
Incoming Albany County District Attorney Lee Kindlon  
Incoming Westchester County District Attorney Susan Cacace  
Incoming Livingston County District Attorney Ashley William  
Incoming Montgomery County District Attorney Christina Pearson  
Incoming Orleans County District Attorney Susan Howard

Above-attached is my self-explanatory letter-notice to you of today's date – to which your answers are requested before you assume your D.A. offices on January 1, 2025.

Thank you.

Elena Sassower, Director  
Center for Judicial Accountability, Inc. (CJA)  
[www.judgewatch.org](http://www.judgewatch.org)  
914-421-1200  
[elena@judgewatch.org](mailto:elena@judgewatch.org)

**From:** Center for Judicial Accountability, Inc. (CJA) <elena@judgewatch.org>  
**Sent:** Thursday, December 26, 2024 3:04 PM  
**To:** 'da@orleanscountyny.gov'  
**Subject:** **Before You Take Your Oaths of Office -- What D.A. salaries were you expecting to be paid & will you be recusing yourselves from CJA's July 18, 2024 grand jury/public corruption complaint & securing an independent prosecutor?**

**Attachments:** [12-26-24-letter-notice-to-newDAs.pdf](#)

**TO: Outgoing Orleans County D.A. Cardone & Incoming Orleans County D.A. Howard**

The below, with the above-attached, bounced back due to incorrect e-mail address, now corrected.

Thank you.

Elena Sassower  
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**From:** Center for Judicial Accountability, Inc. (CJA) <[elena@judgewatch.org](mailto:elena@judgewatch.org)>

**Sent:** Thursday, December 26, 2024 2:54 PM

**To:** 'lkindlon@kindlon.com' <[lkindlon@kindlon.com](mailto:lkindlon@kindlon.com)>; 'scdlaw3@aol.com' <[scdlaw3@aol.com](mailto:scdlaw3@aol.com)>;  
'awilliams@co.livingston.ny.us' <[awilliams@co.livingston.ny.us](mailto:awilliams@co.livingston.ny.us)>; 'christinapearsonesq@yahoo.com'  
<[christinapearsonesq@yahoo.com](mailto:christinapearsonesq@yahoo.com)>; 'susan.howard@orleanscountyny.gov'  
<[susan.howard@orleanscountyny.gov](mailto:susan.howard@orleanscountyny.gov)>

**Cc:** 'david.soares@albanycountyny.gov' <[david.soares@albanycountyny.gov](mailto:david.soares@albanycountyny.gov)>;  
'mrocah@westchesterda.net' <[mrocah@westchesterda.net](mailto:mrocah@westchesterda.net)>; 'GMcCaffrey@co.livingston.ny.us'  
<[GMcCaffrey@co.livingston.ny.us](mailto:GMcCaffrey@co.livingston.ny.us)>; 'ldiamond@da.montgomery.ny.us'  
<[ldiamond@da.montgomery.ny.us](mailto:ldiamond@da.montgomery.ny.us)>; 'da@orleansny.com' <[da@orleansny.com](mailto:da@orleansny.com)>

**Subject: Before You Take Your Oaths of Office -- What D.A. salaries were you expecting to be paid & will you be recusing yourselves from CJA's July 18, 2024 grand jury/public corruption complaint & securing an independent prosecutor?**

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Thank you.

Elena Sassower, Director  
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