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BY FAX: 518-454-5819 (1 page)

February 8, 2002

Howard Healy, Editorial Page/Albany Times Union

RE: Your Now-Concluded Editorial Series on the NYS Commission on
Judicial Conduct & the Future of the Appellate Papers in my Public
Interest Lawsuit against the Commission

Dear Mr. Healy:

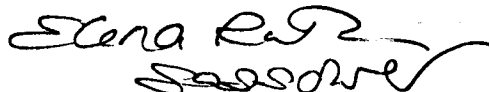
As I am sure the Albany Times Union prides itself in presenting opinion based on accurate information, drawn from a range of sources, I am at a loss to understand your failure to respond to my four telephone messages and two letters this week, alerting you to serious deficiencies and errors in your then-ongoing series of editorials on the New York State Commission on Judicial Conduct, which concluded yesterday.

I would be grateful for your explanation for this – as well as for your explanation as to why, in developing this editorial series, you utilized NONE of the documentary information about the Commission, contained in the appellate papers of my public interest lawsuit against it, which Ron Loeber gave you last May and about which we spoke in October.

IF the Albany Times Union has NO intention of utilizing these appellate papers, which were costly and time-consuming for our non-partisan, non-profit citizens' organization to reproduce, bind, and assemble, we would like them back so that we can provide them to other journalists.

I have just left a voice mail message for Jay Jochnowitz (518-454-5082) – with whom I was in contact last June when Governor Pataki, with knowledge that my lawsuit against the Commission had been “steered” to his former law partner, Justice William Wetzel, and then “thrown” by a fraudulent judicial decision, reappointed him to the Court of Claims. I would be grateful if you would pass the appellate papers on to Mr. Jochnowitz so that he can make an *independent news judgment* of their significance – not only as to the Commission, but as to Governor Pataki and Attorney General Spitzer, each facing re-election this year.

Thank you.



cc: Ron Loeber

Jay Jochnowitz (with two previous letters) [518-434-6148]