



NINTH JUDICIAL COMMITTEE

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FAX COVER SHEET

6/18/92

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DATE

TIME

NEW YORK TIMES--National Desk  
ATT: Soma Golden, National Editor

TO:

212-556-3690 (tele: 212-556-7356)

FAX NUMBER:

4

This fax consists of a total of \_\_\_\_\_ pages, including this cover sheet. If you do not receive the indicated number of pages, or if there is a question as to the transmittal, please call (914) 997-8105.

Elena Ruth Sassower, Coordinator

FROM:

Dear Ms. Golden:

The office of Max Frankel informs me that it has transmitted for your review our materials--consisting of the critique we submitted to the Senate Judiciary Committee and Senate Majority Leader George Mitchell, as well as our subsequent correspondence.

In the weeks that have elapsed since we first sought coverage in the Times, you've been scooped by New York magazine. Enclosed is a copy of the "Intelligencer" page from their June 22nd issue (p. 7). The lead piece, "The Case of the Missing Cases" is based upon our critique--although representing the smallest "tip" of an extraordinary "iceberg".

As evidenced by our May 18th letter to Senate Majority Leader Mitchell, Andrew O'Rourke is "small fish" in this story. The real issue is the abysmal failure of the screening process which our critique documents.

*Elena Ruth Sassower*

P.S. In view of the Times' Watergate retrospective--including a "where are they now" page--you may find my credentials, appearing in the Profile at the end of our critique, particularly pertinent.

# INTELLIGENCER

BY JEANNETTE WALLS

**CREDENTIALS GAP...ANGRY ARTIST...TRUMP IN CONCERT...BADILLO TO RUN...IRAQ FEUD**

## THE CASE OF THE MISSING CASES

Westchester County Executive Andrew O'Rourke apparently has a sketchy memory when it comes to his own credentials.

O'Rourke, who was a Republican candidate for governor in 1986, was recently nominated by George Bush to be a judge in U.S. District Court. In a Senate Judiciary questionnaire on his professional background, O'Rourke was asked to provide "in detail" the ten most significant cases "which [he] personally handled" as a lawyer.

O'Rourke cited only three, one of which was reversed on appeal.

"Hey, I gave it the best effort I could," says O'Rourke. He says he wasn't able to locate his old legal files because they're with a former partner who had moved to Florida. The partner has, in fact, since moved back to New York. O'Rourke insists the point is moot because the American Bar Association and the city bar have approved him for

## FORGET HELMS. SERRANO SUES HIS DEALER

Andres Serrano—the artist who has long been a target of conservative lawmaker Jesse Helms—has a new battle, but this time, it's with his dealer. Serrano, the man behind the controversial *Piss Christ*, is suing Linda and Stefan Stux and the Stux Gallery for \$297,000.

Serrano joined the SoHo gallery in 1990 and agreed to let the Stuxes keep 50 percent of the money from his sales. But Serrano says the dealers owe him more than \$250,000. He is also charging that out of friendship, he sold the Stuxes a photograph for \$3,000—far below the market value. "In breach of their agreement," Serrano claims, the Stuxes resold the work for \$50,000.

Says Charles Stillman, who is representing the Stuxes, "We view this as a dispute between an artist and a gallery which we hope will be resolved through good faith and give and take."

"Stux Gallery has consistently failed to honor and recognize its fiduciary and legal obligations to Mr. Serrano," says Peter R. Stern, the lawyer representing the artist. "Mr. Serrano simply refuses to continue to be treated like an indentured slave."

## THE DONALD AND WACKO JACKO TO TEAM UP?

Donald Trump may team up with Michael Jackson.

A source says the reclusive singer and the not-so-reclusive developer are in talks about Trump's promoting a series of Jackson concerts this fall. The two have known each other for a while, says the source, and met earlier this month at the One to One charity dinner, where the possibility of staging the concerts was discussed.

"It would be four concerts at Giants Stadium," says the source, who is close to Trump. "And Trump is also hoping to arrange a giant, blowout concert in Central Park. It would be called the Unity Concert and would be held to promote the idea that blacks and whites can get along peaceably. Trump is hoping for late summer or early fall."

Trump had no comment. Jackson's spokesman, Lee Solters, says such a concert series "could well be in the discussion stages."

the federal appointment.

"It was unfortunate that I could not come up with more," says O'Rourke. "I haven't practiced law in ten years. You can't do that as county executive. I don't remember every single case. Do you keep your notes after twenty years?"

## HERE COMES HERMAN

Herman Badillo is setting the stage to run for mayor against

David Dinkins, his onetime ally, sources say. The former U.S. congressman says it's "premature at this point to be making any announcement," but a source says he's "just waiting until the right time" to declare his candidacy. Badillo, who is now in private law practice, has already been advised by a political-consulting firm, Austin Sheinkopf, and is lining up financial and political backers for the mayoral run.

Badillo is telling associates and potential supporters that Dinkins has turned his back on some groups that helped elect him. "He's certainly vulnerable on Hispanic issues," says Badillo, who was a vocal critic of CUNY black supremacist professor Leonard Jeffries. "And I don't see that [Andrew] Stein or [Rudolph] Giuliani [who are both expected to announce candidacies] are doing any better."

## A (DESERT) STORM OF WORDS

A war of words is escalating between *Harper's* publisher John MacArthur and Frank Mankiewicz, the vice-chairman of Hill & Knowlton, the powerful public-relations firm. In



MICHAEL JACKSON, MARLA MAPLES, AND DONALD TRUMP



ANDREW O'ROURKE



ANDRES SERRANO