

CENTER for JUDICIAL ACCOUNTABILITY, INC.

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White Plains, New York 10605-0069

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Elena Ruth Sassower, Coordinator

BY PRIORITY MAIL

CERTIFIED/RRR: 7000-1670-0007-0498-0591

September 21, 2001

Deputy Solicitor General Michael S. Belohlavek
Office of New York State Attorney General Eliot Spitzer
120 Broadway
New York, New York 10271

RE: Withdrawing Respondent's Opposition to Appellant's August 17, 2001 Motion in the appeal of *Elena Ruth Sassower, Coordinator of the Center for Judicial Accountability, Inc., acting pro bono publico, against Commission on Judicial Conduct of the State of New York* (S. Ct/NY Co. #108551/99; Appellate Division, First Department, November 2001 Term)

Dear Mr. Belohlavek:

Enclosed is a superseding version of my Critique of Ms. Fischer's opposition to my August 17, 2001 motion – replacing the one sent to you by express mail on September 17th, under a coverletter of that date. For your convenience, a copy of that coverletter is enclosed – which remains applicable, except for the timetable, predicated on a Monday, October 1st return date.

Assumedly, you will not be receiving this package – or the September 17th express mail package – until Tuesday or Wednesday at the earliest – and then amidst mountains of other mail and matters backed-up after the two week closure of the 120 Broadway office.

So that you, Solicitor General Bansal, and Attorney General Spitzer, will have sufficient time to review the Critique and discharge the supervisory responsibilities more fully summarized by my September 17th letter, I will request from the Court a two-week adjournment of my motion from Monday, October 1st to Monday,

Ex 99-1

Deputy Solicitor General Belohlavek

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October 15th. Assuming my success in obtaining a Monday, October 15th return date, please advise as to your intentions no later than Tuesday, October 9th

“so that, in the event Ms. Fischer’s opposing ‘Affirmation’ and Memorandum of Law are not withdrawn, I will have time to prepare the appropriate reply papers. In that event, I request that Attorney General Spitzer and Solicitor General Bansal sign a letter attesting to their personal review of the within Critique and of my August 17th motion.

As in the past, I remain ready to meet with you, the Attorney General, and the Solicitor General to discuss the serious issues presented by this appeal and how we can work together to vindicate the transcendent public rights, including in the rule of law.” (my September 17th letter to you, at p. 2)

Finally, enclosed is a copy of my letter of today’s date to the Commission.

Yours for a quality judiciary,



ELENA RUTH SASSOWER
Petitioner-Appellant *Pro Se*

Enclosures

cc: Commission on Judicial Conduct of the State of New York
[By Certified Mail/RRR: 7000-1670-0007-9431-9912]
ATT: Chairman Henry T. Berger & Commissioners
Gerald Stern, Administrator & Counsel
Appellate Division, First Department
ATT: Ron Uzenski, Motion Clerk

7000 1670 0007 0498 0591

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PS Form 3800, May 2000 See Reverse for Instructions

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