

CENTER for JUDICIAL ACCOUNTABILITY, INC.

(914) 421-1200 • Fax (914) 684-6554

E-Mail: probono@delphi.com

Box 69, Gedney Station
White Plains, New York 10605

BY HAND

September 19, 1995

SEP 19 1995

Attorney General Dennis C. Vacco
120 Broadway
New York, New York 10271

N.Y.S. DEPARTMENT OF LAW
NEW YORK CITY OFFICE

Dear Attorney General Vacco:

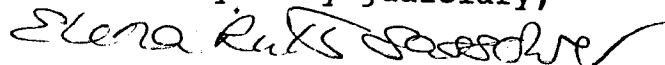
Transmitted herewith is a copy of our September 14, 1995 ethics complaint, filed with the New York State Ethics Commission, against your office for litigation misconduct and violation of fundamental conflict of interest rules. Also transmitted is a copy of our September 14, 1995 letter to the Chairman of the New York State Commission on Judicial Conduct, Henry T. Berger.

Consistent with your ethical and professional duty, we expect that the serious allegations of our complaint--all of which are documented by the papers in your possession in the two Article 78 proceedings described therein--will be thoroughly investigated--and that you will take appropriate remedial action to protect the transcending public interest, brazenly violated by the office of the Attorney General in both those proceedings. Such remedial action must include motions to vacate for fraud, misconduct, and other misrepresentation the court orders of dismissal in each of those cases.

Your failure to investigate and take corrective steps will constitute further violations of your ethical and professional duty and official misconduct under Penal Law §195.00.

In view of the seriousness of what is here involved--the subversion of the Article 78 remedy by our state's highest law enforcement officer to cover-up judicial corruption--we believe that you or a representative from your office should be present at the meeting to be held with counsel for the Assembly Judiciary Committee, that is referred to in the last paragraph on page six of our ethics complaint. That meeting is scheduled to take place in Albany on October 24, 1995 at 3:00 p.m.

Yours for a quality judiciary,



ELENA RUTH SASSOWER, Coordinator
Center for Judicial Accountability, Inc.

Ex "H-1"

Enclosures:

- (a) 9/14/95 complaint to the NYS Ethics Commission
- (b) 9/14/95 ltr to Chairman Berger, NYS Commission on
Judicial Conduct

cc: New York State Ethics Commission
New York State Assembly Judiciary Committee
New York State Commission on Judicial Conduct