

# MICHAEL F. McGUIRE



April 15, 2020

HON. JOHN P. ASIELLO  
Chief Clerk  
Court of Appeals  
20 Eagle Street  
Albany, N.Y. 12207-1095

Dear Mr. Asiello;

In response to your letter of March 18, 2020 in which you provide notice of the determination by the Commission on Judicial Conduct and advise that I have 30 days, following receipt, to request review by the Court of Appeals, I would respectfully request a brief extension of time to submit such notice. Please note that the materials were received on March 21, 2020 therefore, such request will be timely if submitted by April 20, 2020.

In light of the current circumstances which have challenged our system for several weeks, I would respectfully request an extension until May 4, 2020, to provide such notice. Due to the State of Emergency I have not been able to meet with my attorney, in person. While telephone conferences have been arranged given a matter of this importance and complexity, I respectfully request, and fundamental fairness dictates, that I be afforded a reasonable opportunity for such a conference with Mr. Coffey. I would note that these circumstances could not have been anticipated and are without precedent. Therefore, this request should be accorded significant weight in light of the multitude of accommodations which have been granted to all pending matters throughout the Unified Court System.

In the Alternative; if my request for a very brief extension is denied, please accept this communication as request, pursuant to §44(7) of the Judiciary Law, to seek review by the Court of Appeals of the Determination of the Commission on Judicial Conduct and kindly advise of a briefing schedule.

Thank you in advance for your attention to this matter, if you have additional questions please feel free to contact me.

Sincerely;

Michael F. McGuire

CC: Robert Tembeckjian, Esq  
Stephen Coffey, Esq