



NEW YORK STATE
COMMISSION ON JUDICIAL CONDUCT

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CONFIDENTIAL

April 12, 2016

Honorable John P. Asiello
Chief Clerk of the Court of Appeals
Court of Appeals Hall
20 Eagle Street
Albany, New York 12207-1095

Re: *Matter of Simon*

Dear Mr. Asiello:

The Commission has asked me to reply to your letter dated April 8, 2016, inviting the Commission to present its views with respect to the Court's motion to consider suspending the Honorable Alan M. Simon.

The Commission takes no position with respect to whether Judge Simon should be suspended, leaving the matter to the sound discretion of the Court.

Please note that while the caption of the Commission's proceeding references Judge Simon's positions as Ramapo Town Justice and Spring Valley Village Justice, we were recently advised that he was appointed Acting Justice for the Village of Hillburn on February 23, 2016, and that he continues to hold that office in addition to his judicial positions in Spring Valley and Ramapo.

Very truly yours,

Edward Lindner

cc: Lawrence A. Mandelker, Esq.