

August 27, 1987

Judicial Conduct Board
Empire State Plaza
Albany, New York 12223

- Dear Board Members,

On August 19, 1987 I filed a petition with the Family Court of Saratoga. This petition covered the first seven pages plus most of the rest of the report that I submitted to you. I did delete some sentences and exhibits that I submitted to you.

When I submitted the petition I was told that I would be notified in a couple of days of a court date. Today, eight days later I had to call to find out what they were doing with my petition. I was informed that it was being sent to Judge Warner in Schnectady. Judge Warner, by his own admission, in his decision of February 1987, states that he as a hearing examiner can not rule on such matters.

I feel that by this action of the court that they are denying me access to the court. Judge James knows by sending this to the Hearing Examinors office that he is delaying a decision on my ex-wife to have to move. This also gives him the opportunity to claim that it was heard before the hearing examiner and that he does not need to hear it. Another thing that I might point out is that the last time I was before Judge Warner we started in April and didn't finish until October 3 and then we got a decision in February. Then Judge Warner stacked everything in my ex-wife's favor. His decision already submitted.


Charles E. Collins III