

Richard Baum/NYEC
07/01/2007 04:24 PM

To David Nocenti/NYEC@NYEC
cc
bcc
Subject Re: DA

Couldn't we call around to da/ag today or in morn so we're in position to say x has asked us for materials and we're cooperating? That way we're not instigating or deciding if criminal?

David Nocenti
----- Original Message -----

From: David Nocenti
Sent: 07/01/2007 03:54 PM EDT
To: Darren Dopp; Richard Baum
Subject: Re: DA

FYI, the State Inspector General is not a viable option. The IG does not have jurisdiction over the Legislature.

If we want to do a criminal referral, we could send it to a DA (Soares or Morganthau are the most likely candidates).

The AG does not have plenary criminal authority over this issue, but could do a civil investigation. HOWEVER, the Governor has the ability under Executive Law Section 63 to GRANT the AG criminal authority over the matter.

I'm not convinced that we want to have the Governor take the affirmative step of granting criminal authority to the AG over this.

Also, I'm not sure that we need to do anything. My guess is that by tomorrow, either Soares or Morganthau or the Southern District will respond to the press by saying that they are going to look into this, and we can send them whatever documents we have (although the documents already are on the TU website).

I think we should talk about this before doing anything.

Darren Dopp/NYEC

Darren Dopp/NYEC
07/01/2007 03:40 PM

To "David Nocenti" <David.Nocenti@chamber.state.ny.us>
cc
Subject DA

Rich thinks a DA referral is too dramatic. Prefers AG.

