

### FAX MEMO & COVER

**TO:** Deputy Law Clerk Jim Reilly  
**Chambers of The Honorable Shira A. Scheindlin, U.S.D.J.**

**FAX #:** 212-805-7920

**FROM:** Kevin McKeown, *pro se* (Tel: 212-591-1022; Fax: 212-591-6022) ✓OK✓

**DATE:** Tuesday, May 20, 2008 11:10am

**RE: McKeown v State of NY, et al. (08cv2391)(SAS)**

1. Amended Complaint
2. Order to Show Cause

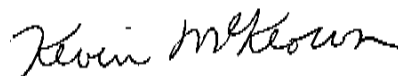
TOTAL PAGES (including cover): 1

Dear Mr. Reilly,

I respectfully bring to the honorable Court's attention certain facts regarding attorney McQuade's *improperly* filed answer, and as evidenced by a review of CACER. On the morning of May 12, 2008 I telephoned the *pro se* office and was advised that I could file an amended complaint. In the late afternoon of May 12, 2008, I presented my 1<sup>st</sup> Amended Complaint to the *pro se* office, where it was rejected because an answer had been filed sometime during that day. The *pro se* attorney telephoned chambers and was advised that since PACER showed an answer had been filed, I would have to seek leave to file. **Notably, on May 12<sup>th</sup> it was unknown that the answer was improperly filed.** At approximately 11:45pm on May 12, 2008, I filed my Notice of Motion to Amend. On Friday, May 16, 2008, I was informed that attorney McQuade's May 12<sup>th</sup> submission had been rejected. This morning, May 20, 2008, I learned that attorney McQuade's Answer was properly filed only yesterday, on May 19, 2008. Accordingly, I respectfully request that my May 12, 2008 submitted 1<sup>st</sup> Amended Complaint be accepted as a matter of right.

**RE: OSC**-Since the Court's decision on my Order to Show Cause I have been able to confirm important facts that I wish to bring to this honorable Court's attention. In furtherance to the relief therein sought, I have been advised by an elected, sitting New York State Supreme Court Justice that *personal testimony* will be provided in this proceeding by this judge before this federal court in support of my request, and the urgent need, for the immediate appointment of a federal monitor over New York's "ethics" entities. In addition, I am informed that an elected NY jurist, who sat for more than 20 years before retiring, will submit a sworn affidavit in support of the requested relief, should traveling logistics prevent an intended personal appearance.

Since I was employed at the New York State Supreme Court, Appellate Division, First Department courthouse, I have especially cherished this nation's system of law, and I submit the foregoing in that spirit and in good faith. Thank you.



cc: Anthony J. Tomari, Esq. 212-416-6009 fax → fax sent 11:06AM ✓OK  
 Joseph F. McQuade, Esq. 212-599-3116 fax → fax sent 11:04AM ✓OK