



FOR IMMEDIATE RELEASE  
October 26, 2001

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FINDING IN THE COMPLAINT OF  
MARK POWERS V. ELI TAUB  
COMPLAINT 2001-2

Fair Campaign Practices For The Capital Region, Inc. (FCP) held a hearing on October 25, 2001 to consider a complaint made by Mark Powers against Eli Taub. Both are candidates for Family Court Judge in Schenectady County. Present were Chair Rev. James Miller, Hearing Pool members Eugene Rowland, Margaret Stoner, and Barbara Thomas, and John and Coordinator Betsey Swan. The findings of FCP are as follows.

1. Mr. Powers complains that a Mr. Taub's campaign sent a fundraising letter by a group entitled "Community Leaders To Elect Judge Taub," which listed three community leaders, Rev. John Provost, Rev. Michael Hogan, and Rabbi Mattehew Cutler, who neither knew nor approved of the letter nor supported Judge Taub.

FINDING Unfair Campaign Practice. Use of Rev. Provost's, Rev. Hogan's, and Rabbi Cutler's names on the fundraising letter was misleading because it implied endorsement of Mr. Taub's candidacy, which was not the case.

2. Mr. Powers complains that Mr. Taub's Yellow Page advertisement as a practicing attorney is a violation of Cannon 4 of the Cannons of Judicial Ethics, which prohibits a sitting judge from practicing law, and by implication from advertising the practice of law. Mr. Powers also complains that "Community Leaders to Elect Judge Taub" failed to register with the Board of Elections prior to receiving contributions to Judge Taub's campaign, in violation of New York State Election Law.

NO FINDING These complaints allege violations of the law, which are more appropriately handled through the courts or administrative bodies.

*If a candidate or campaign wishes to quote from this Finding, FCP requires that the Finding be quoted in its entirety. FCP regards selective quotation of its Findings as an unfair campaign practice.*

Attachments for the Press Only: Statement of Purpose and Principles of FCP

**Fair Campaign Practices For The Capital Region, Inc.**

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