

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

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In the Matter of the Proceeding  
Pursuant to Section 44, subdivision 4,  
of the Judiciary Law in Relation to

**SUSAN L. KESICK,**

a Justice of the Ulster Town Court,  
Ulster County.

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**NOTICE OF FORMAL  
WRITTEN COMPLAINT**

NOTICE is hereby given to Respondent, Susan L. Kesick, a Justice of the Ulster Town Court, Ulster County, pursuant to Section 44, subdivision 4, of the Judiciary Law, that the State Commission on Judicial Conduct has determined that cause exists to serve upon Respondent the annexed Formal Written Complaint; and that, in accordance with said statute, Respondent is requested within twenty (20) days of the service of the annexed Formal Written Complaint upon her to serve the Commission at its Albany office, Corning Tower, Suite 2301, Albany, New York 12223, with her verified Answer to the specific paragraphs of the Complaint.

Dated: March 27, 2025  
New York, New York

**ROBERT H. TEMBECKJIAN**  
Administrator and Counsel  
State Commission on Judicial Conduct  
61 Broadway, Suite 1200  
New York, New York 10006  
(646) 386-4800

To: Peter A. Lauricella, Esq.  
Attorney for Respondent  
Wilson Elser Moskowitz Edelman & Dicker LLP  
200 Great Oaks Boulevard, Suite 228  
Albany, New York 12203

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

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In the Matter of the Proceeding  
Pursuant to Section 44, subdivision 4,  
of the Judiciary Law in Relation to

**SUSAN L. KESICK,**

**FORMAL  
WRITTEN COMPLAINT**

a Justice of the Ulster Town Court,  
Ulster County.

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1. Article VI, Section 22, of the Constitution of the State of New York establishes a Commission on Judicial Conduct (“Commission”), and Section 44, subdivision 4, of the Judiciary Law empowers the Commission to direct that a Formal Written Complaint be drawn and served upon a judge.
2. The Commission has directed that a Formal Written Complaint be drawn and served upon Susan L. Kesick (“Respondent”), a Justice of the Ulster Town Court, Ulster County.
3. The factual allegations set forth in Charges I and II state acts of judicial misconduct by Respondent in violation of the Rules of the Chief Administrator of the Courts Governing Judicial Conduct (“Rules”).
4. Respondent has been a Justice of the Ulster Town Court, Ulster County, since 2006. Her current term expires on December 31, 2025. Respondent is not an attorney.

## CHARGE I

5. From in or about May 2023, to in or about October 2023, Respondent contributed to a hostile work environment in the Ulster Town Court, was rude and discourteous toward a court clerk, and abused her judicial authority, in that she:

- A. Angrily confronted the clerk as to why the clerk was assigned to sit in court while Respondent's co-judge was presiding and inappropriately confronted the clerk over the clerk's work hours;
- B. Attempted to eject the clerk from the clerk's office because Respondent did not believe the clerk was entitled to work overtime, and when the clerk refused to leave, demanded that Ulster Town police officers escort the clerk out of the town hall building; and
- C. Because of her personal pique with the clerk, attempted to have the court clerk's employment terminated, including by divulging to town officials information concerning criminal charges against the clerk that had been dismissed and sealed.

### Specifications to Charge I

6. Beginning in or about 2021, and at all times relevant herein, Jane [REDACTED] Doe [REDACTED] was a part-time court clerk in the Ulster Town Court. Both Respondent and her co-judge, Kelly Flood-Myers, approved of the hiring of Ms.

**Doe** . Pursuant to Town Law §20, all clerks of the court are town employees, and neither town justice has the authority to hire or fire them unilaterally.

7. On or about May 9, 2023, Judge Flood-Myers asked Ms. **Doe** to assist her in the courtroom.

8. Respondent did not approve of Judge Flood-Myers having a part-time court clerk assist her in the courtroom while the remaining clerks were left to handle other day-to-day clerk duties. Respondent conveyed this disapproval to Judge Flood-Myers.

9. On or about July 25, 2023, Judge Flood-Myers again asked Ms. **Doe** to assist her in the court room, and Respondent sat in the back of the courtroom to observe. Respondent's presence intimidated Ms. **Doe** .

10. Respondent later confronted Ms. **Doe** about her presence in the courtroom. She asked Ms. **Doe** how long she planned to be in the courtroom, stated that she hoped Judge Flood-Myers did not plan on having Ms. **Doe** in the courtroom the whole time, and asked Ms. **Doe** to ask Judge Flood-Myers how long she was planning on having Ms. **Doe** in the courtroom.

11. On or about July 27, 2023, Ms. **Doe** arrived at work earlier than usual to finish some pending assignments. Since she was expecting to work a full

day and construed her early arrival to constitute overtime, she took an hour off for lunch.<sup>1</sup>

12. Upon Ms. Doe's return from lunch, Respondent confronted her in the court clerk's office and aggressively questioned why she had taken a lunch break. When Ms. Doe said it was because she had come in early to work overtime, Respondent asked who had given her permission to do so and she demanded to see Ms. Doe's timecard.

13. Ms. Doe, who was upset by the way Respondent confronted her, went to speak with the Town Supervisor's secretary Peggy King about it.

14. Ms. King and Ms. Doe met in the Town Supervisor's office. No one else was present, and they closed the door for privacy. Shortly afterward, Respondent opened the door and entered the room, uninvited and unannounced, demanding to know what was going on and why Ms. Doe was so upset.

15. Respondent put Ms. Doe's timecard on the desk in the Town Supervisor's office and told Ms. Doe to leave the town hall building immediately.

16. When Ms. Doe refused to leave and said that she would be working until 4:00 PM as planned, Respondent tried to grab the timecard back,

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<sup>1</sup> According to the court's policy, full-time employees are allowed to take a one-hour lunch break. Part-time employees are not typically entitled to a lunch break, unless they are working full-time hours, *i.e.* overtime, on a given day.

but Ms. Doe picked it up first. Respondent told Ms. Doe that she needed to clock out immediately, saying in words or substance because she did not want to work with “someone like [her].”

17. At or about 3:30 PM that same day, Respondent returned to the town hall building, confronted Ms. Doe again, and asked what she was still doing in the clerk’s office. Ms. Doe replied that she did not work for Respondent and asked Respondent to “stop harassing” her.

18. Respondent said she would have Ms. Doe escorted out of the building. She then went to the Ulster Police Department and demanded that Police Chief Kyle Berardi send officers to the court clerk’s office to escort Ms. Doe out of the town hall building, saying Ms. Doe was being disrespectful. Chief Berardi told Respondent that he worked for the Town, not Respondent, and would not take any orders from her.

19. Chief Berardi and Respondent agreed to call Deputy Town Supervisor Clayton Van Kleeck<sup>2</sup> and Town Councilman Rocco Secreto to inquire about proper procedures for handling the tense situation. It was decided that Ms. Doe would be asked to leave for the rest of the day, with pay.

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<sup>2</sup> Mr. Van Kleeck subsequently became a Town Councilman.

20. Chief Berardi asked Lieutenant Andy Seyfarth, in words or substance, to go to the town hall to “make sure everything goes right.” Lieutenant Seyfarth did not understand this to be a direction to escort Ms. Doe out of the building, nor did Chief Berardi intend for Lieutenant Seyfarth to do so.

21. Respondent went back into the clerk’s office and saw Ms. Doe still working at her computer. Respondent repeatedly told her to turn off her computer and leave, and Ms. Doe again asked Respondent to stop harassing her. Ms. Doe then packed up her belongings in the clerk’s office and left the building.

22. On or about July 28, 2023, Respondent sent an email to Town Supervisor James E. Quigley, III, Town Councilman Secreto, Town Councilwoman-Elect Anna Hayner,<sup>3</sup> Deputy Town Supervisor Van Kleeck, and County Legislator Eric J. Kitchen, with a copy to Judge Flood-Myers, Chief Berardi and Kinderhook Town and Village Justice David A. Dellehunt,<sup>4</sup> requesting Ms. Doe’s immediate termination from her employment at the town court. Respondent also requested that Ms. Doe not be allowed to enter the court offices, and said she would be changing the passcode to doors of the court clerk’s office. A copy of Respondent’s email is appended as Exhibit 1.

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<sup>3</sup> Ms. Hayner subsequently became the Deputy Town Supervisor.

<sup>4</sup> Judge Dellehunt serves as Special Counsel to the Town and Village Courts in the Third Judicial District.

23. Later that day, a personnel committee meeting was held with Deputy Town Supervisor Van Kleeck, Town Councilman Secreto, Judge Flood-Myers, and Respondent. A copy of the minutes of the meeting is appended as Exhibit 2.

24. During the meeting, Respondent again asked for the support of the town personnel committee and her co-judge in terminating Ms. Doe's employment, saying she no longer trusted her after the previous day's incident, adding that Ms. Doe had called her "Kesick." At the meeting, Respondent also divulged sealed information concerning a prior felony charge against Ms. Doe that had been dismissed and sealed.

25. The town personnel committee found no basis to terminate Ms. Doe's employment.

26. On or about October 18, 2023, Respondent sent an email to Judge Flood-Myers, and others,<sup>5</sup> in which *inter alia* she reiterated her request that Ms. Doe be fired and insisted that Ms. Doe "not touch one thing that belongs to [Respondent] and [Respondent's] court." A copy of Respondent's email is appended as Exhibit 3.

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<sup>5</sup> The other recipients included Deputy Town Supervisor Van Kleeck, Town Councilman Secreto, Town Supervisor Quigley, and court clerks Judy A. Horvers, Ms. Doe, Rosanne Kaznowski and Karen L. Gorski. Respondent also copied Judge Dellehunt, court clerk Taylor Crespino and Respondent's private attorney Peter A. Lauricella on this email.

27. By reason of the foregoing, Respondent should be disciplined for cause, pursuant to Article VI, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules; and failed to perform the duties of judicial office impartially and diligently, in that she failed to be patient, dignified and courteous to court staff with whom she dealt in an official capacity, in violation of Section 100.3(B)(3) of the Rules, and failed to diligently discharge her administrative responsibilities without bias or prejudice and failed to cooperate with other judges and court officials in the administration of court business, in violation of Section 100.3(C)(1) of the Rules.

## **CHARGE II**

28. From at least in or about February 2024, to at least in or about December 2024, Respondent used an email address that identified her as a judge in her personal business and other dealings.

## **Specifications to Charge II**

29. At all times relevant to this charge, Respondent used the email address “slkjjudge@[REDACTED]” as her personal email address.

30. Respondent used the above email address for various types of personal business, including but not limited to online shopping and paying bills.

31. On or about October 29, 2024, Respondent appeared for testimony at the Commission concerning a number of matters.

32. During her testimony under oath at the Commission on October 29, 2024, Respondent was asked if she agreed that it was improper to use the word “judge” in her personal email address, and whether the complaint would prompt her to change her personal email address. Respondent replied that it might be a “good idea to change it.”

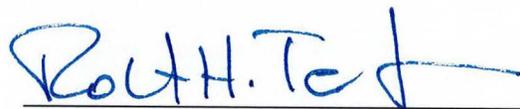
33. On or about December 20, 2024, Respondent submitted a written statement supplementing her earlier testimony. The statement *inter alia* argued that there was nothing improper about her personal email address. A copy of the relevant portion of Respondent’s supplemental statement is appended as Exhibit 4.

34. By reason of the foregoing Respondent should be disciplined for cause, pursuant to Article VI, Section 22, subdivision (a), of the Constitution and Section 44, subdivision 1, of the Judiciary Law, in that Respondent failed to uphold the integrity and independence of the judiciary by failing to maintain high

standards of conduct so that the integrity and independence of the judiciary would be preserved, in violation of Section 100.1 of the Rules; and failed to avoid impropriety and the appearance of impropriety, in that she failed to respect and comply with the law and failed to act in a manner that promotes public confidence in the integrity and impartiality of the judiciary, in violation of Section 100.2(A) of the Rules, and lent the prestige of judicial office to advance her private interests, in violation of Section 100.2(C) of the Rules.

**WHEREFORE**, by reason of the foregoing, the Commission should take whatever further action it deems appropriate in accordance with its powers under the Constitution and the Judiciary Law of the State of New York.

Dated: March 27, 2025  
New York, New York



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**ROBERT H. TEMBECKJIAN**  
Administrator and Counsel  
State Commission on Judicial Conduct  
61 Broadway, Suite 1200  
New York, New York 10006  
(646) 386-4800

STATE OF NEW YORK  
COMMISSION ON JUDICIAL CONDUCT

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In the Matter of the Proceeding  
Pursuant to Section 44, subdivision 4,  
of the Judiciary Law in Relation to

**VERIFICATION**

**SUSAN L. KESICK,**

a Justice of the Ulster Town Court,  
Ulster County.

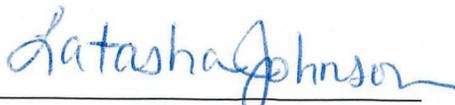
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STATE OF NEW YORK        )  
  : ss.:  
COUNTY OF NEW YORK    )

ROBERT H. TEMBECKJIAN, being duly sworn, deposes and says:

1. I am the Administrator of the State Commission on Judicial Conduct.
2. I have read the foregoing Formal Written Complaint and, upon information and belief, all matters stated therein are true.
3. The basis for said information and belief is the files and records of the State Commission on Judicial Conduct.

  
\_\_\_\_\_  
Robert H. Tembeckjian

Sworn to before me this  
27<sup>th</sup> day of March 2025

  
\_\_\_\_\_  
Notary Public

## Town of Ulster Supervisor TOU

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**From:** Susan Kesick <[REDACTED]> on behalf of Susan Kesick  
**Sent:** Friday, July 28, 2023 9:16 AM  
**To:** James E. Quigley 3rd; Rocco Secreto; Councilwoman Elect Hayner; 'Eric Kitchen'; Councilman Van Kleek  
**Cc:** David Dellehunt; Hon. Kelly Flood-Myers; ksberardi@[REDACTED]  
**Subject:** Jane Doe

Hon. Susan Kesick  
Town Justice  
Town of Ulster Justice Court  
Town Hall Drive  
Lake Katrine, N.Y. 12449

July 27, 2023

Town of Ulster Supervisor:

Hon. James Quigley

Town of Ulster Town Board Members:

Hon. Eric Kitchen

Hon. Rocco Secreto

Hon. Anna Hayner

Hon. Clayton Van Kleeck

Please be advised I no longer consent to the employment of part time court clerk Jane Doe. I am hereby requesting that you terminate her employment with the Town of Ulster Justice Court immediately.

As you know, the relationship between a Judge and a court clerk is 100% based on trust and confidence. I no longer trust Ms. Doe, nor do I have any confidence in her to maintain any of the court's records. Moreover, I am personally responsible to safeguard court records, court receipts, and the integrity of our system.

Accordingly, I am asking that Ms. Doe NOT be allowed back into the court offices at any time. I will, therefore, be changing the code on the court clerk's office doors immediately.

I understand there is a scheduled personnel committee meeting tomorrow, July 28, 2023 at 2:00 p.m. which I plan to attend.

Respectfully,

Susan Kesick  
Ulster Town Justice

CC: Hon. Kelly Flood-Myers

TOWN OF ULSTER PERSONNEL MEETING  
FRIDAY, JULY 28, 2023

# EXHIBIT 2

Personnel Meeting: 2:00 pm

Held in the Town of Ulster Town Hall, 1 Town Hall Drive, Town of Ulster, New York  
Supervisor's Office, Closed Door Private Room

Re: Personnel Matter in Court Office regarding part time employee, Jane Doe

PRESENT:

1. Councilman Rocco Secreto, Chairman of Personnel Committee **(RS)**
2. Councilman Clayton Van Kleeck, Personnel Committee Member **(CV)**
3. Susan Kesick, Town Justice **(SK)**
4. Kelly Flood-Myers, Town Justice **(KFM)**
5. Suzanne Reavy, Town Clerk/Recording Secretary

**MEETING BEGINS 2:03 pm**

SK reads prepared statement. \*

- Apologizes to CV for walking away yesterday and for him having to come in. She needed time.
- Does not feel transparency. Asking for support of personnel, co-judge, and ultimately town board.
- She understood that there was a closed meeting between KFM, CV, and part time court clerk, Jane Doe (to be referred to as Doe). States that Doe stated to KFM that she worked in a hostile work environment.
- Previously, SK discussed with KFM the condition of the office and wants to fix the problems. Not good working conditions. Decided to have a staff meeting and hit a reset.
- SK discusses the interaction between her and Doe on 7/27/23; Doe worked at 8:30am instead of her usual 10am-3pm hours. SK had no clue as to why Doe was so upset; Doe was very disrespectful. SK told Doe to clock out and go home. Doe said "no". SK came back later that day and Doe still there after 3pm. Again, Doe refused to punch out and leave. Doe called SK, "Kesick".

SK met with Chief Berardi and Lt. Seyfarth (Ulster PD) and asked them to remove her from building. CV and RS were called. CV advised SK that he would tell Peggy (King, supervisor's asst.) to tell Doe to leave and have the next day off with pay. Doe still remained in the office, eventually walking out past SK, laughing and smiling. Doe stayed inside the building about 20 minutes. Lt. Seyfarth told Peggy to ask Doe to leave the building. Seyfarth watched Doe until she left the parking lot.

TOWN OF ULSTER PERSONNEL MEETING  
FRIDAY, JULY 28, 2023

- **Doe** was insubordinate and rude. She is a 20-hour/week employee.
- SK spoke with Dave Delahunt (**to be referred to as DD**). SK has the right to terminate an employee. She is personally responsible to protect the integrity of the office.
- Office clerks have statements of what they saw. She will provide them to personnel.
- SK requests that **Doe** be terminated and she is asking for support of committee.
- SK states she has never harassed her and is always kind and respectful of her staff.

KFM:

- Takes some responsibility on some of this.
- KFM had **Doe** in her courtroom working on 7/25/23.
- She came in to meet with **Doe** and CV because she feels that one of judges from the office should be present.
- **Doe** was upset because she felt she was in trouble with SK because she was working in the courtroom on 7/25/23. She was becoming agitated and nervous.
- To SK: **Doe** is not disrespectful to me. If you called me yesterday, I could have come in to help diffuse. I can work with **Doe** but never got the opportunity to tell you that.

SK is past that point. Does not trust her. She had felonies pending against her. We need to come up with a better hiring system.

RS: We should have known about prior incidents and we could have nipped it in the bud.

SK: We handled it internally. Incident happened where the office staff became divided. It is what happens when several women work together.

RS: We do not see them as “women”. We see them as “employees”.

SK: Matters to me what **Doe** did yesterday. I feel she cannot come back into the office. Sabotage is possible.

SK asks KFM if she has a group text with **Doe** and Rosanne Kaznowski (KFM’s appointed clerk). Asks if that group was texting yesterday.

KFM says “yes” to group text but does not recall texting yesterday.

TOWN OF ULSTER PERSONNEL MEETING  
FRIDAY, JULY 28, 2023

CV:

- To SK: 10/2021 we reviewed her job application where you wrote on the top, “Great” (SK acknowledges agreeing to “great”)
- Reads from the justice court manual, page 22, article 5:  
Regarding trust and confidence of the judge, the appointments and firings of court clerks, a single justice cannot fire without the approval from the other justice and without town board approval.
- Regarding harassment, bullying, and hostile work environment by more than one person, against SK last week. The procedure is to come to this office – personnel. There is an accusation by one person, corroborated by others that SK creates this work environment. Employee was witnessed to be in an upset state and stated she was bullied, harassed, and was in a hostile work environment. CV contacted another board member, RS.
- Yesterday at 1:05pm, he received a text from at least two people that he needed to get here immediately, because of SK. CV then contacted KFM asking if she authorized **Doe** to work today, and KFM replied, “yes”.
- SK witnessed CV arrive in the parking lot and refused to speak with him. SK did not advise KFM of what had transpired.

DISCUSSION regarding **Doe** schedule for 7/27/23.

KFM did not tell SK that **Doe**’s hours would be 8:30am. KFM stated that SK stated that she did not want to work with **Doe**.

It is personnel’s understanding that the court needs extra hours.

DISCUSSION regarding Police Involvement

CV states that SK demanded police to remove **Doe** from the building and SK refused to allow Chief Berardi to speak with CV.

All discuss the police phone call and Lt. Seyfarth accompanying SK upstairs back to the court office. CV states this appeared to be an intimidating circumstance.

CV: From personnel’s standpoint, there is more work to be done on this. SK is accused of harassment and being hostile.

SK wants copy of the language.

CV states for the record, SK will get the copy when it is ready.

TOWN OF ULSTER PERSONNEL MEETING  
FRIDAY, JULY 28, 2023

SK asking for support and tells KFM that she should take a stand now.

CV states nothing in **Doe**'s personnel file to support this dismissal. New York State would not support this. **Doe** needs a chance to correct any mistake(s). Under civil service law, she is allowed to make a mistake.

SK: Has complete authority over her records and things. She is a part time employee.

KFM: Has this gone too far to make this work?

SK: Yes. No problem with her working in another office, just not in the court.

KFM: I can be responsible for her. She does not need to be in the office.

CV: **Doe** has stated hostile work environment which has been corroborated by others. Reacting, not responding, increases our liability. The manual states that if you have a problem with an employee, report to the supervisor, not to consult with the police department.

**BREAK – Both Justices Break to Talk Privately**

**RETURN: 3:03 pm**

CV: If significant attempts are made to remedy, it would thwart any action by the town board. Having **Doe** return on Monday would be a parameter for us to nip this here. This is now documented in her file. We were advised so far that if you figure out how to work this out, if she comes in on Monday, does something wrong, then we have reason to act. At the moment, we have nothing to put in her file. No remedy by the town to attempt to correct this behavior.

RS: To KFM – Do you want her in the office either?

KFM: I can take responsibility for **Doe** to bring her back in the office. If SK does not want to remedy this, I will support that.

SK: I do not trust her and have no confidence in her. I have rights too. Would like to speak with DD.

CV: Yesterday between 1:00 pm – 1:30 pm I was here. SK had an opportunity. I was solicited immediately and gave a personnel meeting immediately. We have to pursue policy.

CV and RS: SK has one more chance to try to make this work.

TOWN OF ULSTER PERSONNEL MEETING  
FRIDAY, JULY 28, 2023

SK: If KFM agrees with me, **Doe** is a part time, at will employee. No reason needs to be given for termination.

CV: Based on her hours worked and per our attorney, she falls under civil service laws. If she is not back to work on Monday, it will be turned over to the legal department.

SK states that she needs to speak with DD again.

**BREAK – Both Judges Break**

**RETURN: 3:32 pm**

SK could not get hold of DD on the phone. Welcomes an investigation. Did nothing wrong. Asks to give **Doe** another day of paid leave.

CV gives SK copies of justice court law. Asks SK for court clerks' statements.

SK does not give copies of court clerks' statements. She will speak to her attorney and DD. She does not know why CV is taking this tone with her.

CV notifies SK that this is now being turned over to town's attorney: Roemer, Wallens, et. al. She cannot speak to the town board about this and they cannot speak to her.

SK asks for clarification. Was a formal complaint made against me? Filed?

CV:

There is an inability to correct a problem and SK did not split responsibility with co-judge to correct. Town as an employer has a problem. **Doe** will not report to the court office, only to the town. Unsure of where she will go.

Verbal concerns started Wednesday (7/26/23) and then Thursday (7/27/23) another, with unsolicited corroboration from others. I believe she has 300 days to file a written complaint.

To KFM – Good idea and recommends that she does not solicit employees to speak about this.

To SK – Cannot speak with supervisor about this. It is his understanding that she had asked the supervisor for a meeting on Sunday (7/30), after he returns from vacation. The meeting will not occur.

TOWN OF ULSTER PERSONNEL MEETING  
FRIDAY, JULY 28, 2023

SK states she has not contacted the supervisor asking for a meeting. She welcomes an investigation.

CV discusses a recent case on another town employee in which prior allegations were documented in the personnel folder. Under labor law, anything regarding the incident placed in the personnel file after the complaint, will be ignored. We must follow procedures as management of the town. SK did not follow town's procedures.

**MEETING ENDS 3:41 pm**

Respectfully Submitted by Suzanne Reavy  
Ulster Town Clerk

**\*PREPARED STATEMENT:**

Susan Kesick gave Suzanne Reavy the written statement on Monday, July 31, 2023 and it is included in this document (below).

JUL 31 2023

S Reany

July 28, 2023

Meeting with personnel committee at 2:00 regarding part time Employee Jane Doe.

First, I would like to apologize to Councilman VanKleeck. I know you came in at 1:00 yesterday and I left before speaking with you. No disrespect, but I was livid and needed to calm down. My blood pressure was sky-high, not a wonderful thing.

Second, I am an extremely honest and upfront person. If there is an issue, I want to know about it right away so it can be fixed. If I have an issue, I will tell you straight away. I expect the same consideration, total transparency. I do not feel that in this situation.

Third, I am here today to ask for my co-judge's support, along with the personnel committee and eventually the entire town boards support.

On Wednesday July 26, I became aware of a closed-door meeting between Councilman Van Kleeck, Judge Flood-Myers, and P/T employee Jane Doe that occurred on Tuesday July 25<sup>th</sup>. Later in the afternoon I met with Councilman VanKleeck and Judge Flood-Myers about an unrelated matter. When I left the meeting, I was surprised that neither of them mentioned the meeting with Ms. Doe.

Judge Flood-Myers and I sat down separately after that meeting to discuss the awful situation in our clerk's office. (Explain the set up) We had a wonderful staff who all got along. Now they are pitted against each other, taking sides, as I see it.

(There was a "misunderstanding" somewhere along the way, does not matter what about but things became strained after that. I have asked Judge Flood-Myers (twice now) to help fix the problem. I do not work like this, and the staff should not have to work under these conditions either. We all need to be professional.)

I asked Judge Flood-Myers about the closed-door meeting; she advised that Ms. Doe felt she was working in a 'hostile work environment.' I was incredibly surprised; I did not know it had gotten that bad in the clerk's office. I felt bad about the situation and Judge Flood-Myers, and I then had a conversation about

how to resolve the issue and hit the reset button with the clerks to clear the air and start over. We decided to have an office meeting at some point in the future.

It eventually became apparent to me that Ms. Doe was talking about me, with the work environment, why else would no one say anything to me as a department head?

On Thursday (July 27<sup>th</sup>) I was called in for an arraignment. When I went into the clerk's office to grab the file, I noticed Ms. Doe was not at her desk. Knowing that she works 10 to 3 on Thursday I asked the other clerks where she was. They responded she was at lunch, and that she had come in at 8:30 that morning. Shortly thereafter Ms. Doe came in, we were both in the hallway. I asked her where she had been, she said lunch. I asked her why she would take a lunch; she only works 10 to 3? She said she came in at 8:30 that morning. I asked why she thought she could do that? She said I had told her previously that she could work extra hours when she could. True, I said, but she still had to ask and let me know. Not her understanding, I never told her that. OK, I then asked her where her timecard was. She said she had it with her because there were nosey people in town hall. OK, could I see it please? She gave me her card and I started into my office to look at it, she said, can I have it back? Are you going to look at everyone's timecard? I responded with "I will give it back when I am done." After checking her card, I went into the clerk's office to give it back to her and she was not there. I asked aloud in the office if anyone knew where Jane was. Someone said she went down the hall. I went to the supervisor's office; Ms. Doe was in Mr. Quigley's office with Peggy King, crying. I asked her what was wrong? Ms. Doe started yelling at me "you, I'm not afraid to stand up to you like everyone else." I was taken aback and said, what are you talking about? You, Kesick, I'm not afraid. Very disrespectful and rude. I then asked her to go clock out and go home. She said no, I'm not leaving, I work till 3 and I'm not going anywhere.

Rather than make a big scene, and being terribly upset, I left to calm down. Mr. Van Kleeck then reached out and said he was at town hall and could I come back. I said no, I needed to calm down. I also wanted to reach out to my boss to ask what the best course of action was and what my rights are as a Judge and department head.

I was called back to court at approx. 3:30 that afternoon for another arraignment. Imagine my surprise to see Ms. Doe still at her workstation, well after 3:00. I walked over to her, very quietly and asked why she was still here. She very loudly, rudely, and disrespectfully yelled "why are you talking to me?" I said because I am your boss, you work for me, and you were supposed to leave at 3:00. She yelled, "I don't work for you, I work for the Town of Ulster, Clayton Van Kleeck told me so," again, she was yelling at me, making a big scene. I calmly said, Jane, go punch out and go home. She advised she was not leaving and asked me to stop 'harassing her.'

I went to the Police department, meet with Chief Berardi and Lt. Seyfarth, advised them what was going on, that Ms. Doe was refusing to leave my office. I asked them to please remove her. As court officers they have always removed unruly persons from the court.

Phone calls were then made to Councilman Secreto and Van Kleeck (speaker phone) a brief conference ensued. Mr. Van Kleeck advised he would ask Peggy King to ask Ms. Doe to leave and to take the next day off, paid! We had a scheduled personnel meeting for the next afternoon at 2:00 regarding this matter so I agreed.

Lt. Seyfarth escorted me upstairs. I saw Peggy briefly speaking to Ms. Doe in the clerk's office and then leave the area. I went into the office, stood in the back, and waited for Ms. Doe to turn off her computer and leave. She continued to work, looking at her emails, etc. After about 5 minutes I said, Jane, turn off your computer and leave please. She yelled, stop harassing me. I did not respond. After another few minutes she turned off her computer, sat and wrote some notes then gathered her belongings and then proceeded to walk towards me and the door. She was laughing and smiling at me. She stopped by Roseanne's desk and said, very loudly, won't see you tomorrow, I have a paid day off (while she was doing a big shimmy). She proceeded down the hall towards the supervisor's office, stopped at the end of the hallway and yelled back (to me and Lt. Seyfarth) stop harassing me. She stayed inside the building for another 20 minutes or so before going out to her vehicle.

Her behavior was unprofessional, rude, and disrespectful. All done in the presence of the other court personnel. It cannot be tolerated. She called me "Kesick" more than once, yelled at me, told me she does not work for me and refused to obey a direct order to leave. Insubordinate.

In total transparency, I spoke with my boss, Dave Dellehunt at the Office of Court Administration. I was advised that I, as a Judge of Town of Ulster Court, have the right to terminate any working relationship with any employee if I no longer trust them or have any confidence that they will not do something detrimental to the Court, that I am personally responsible to safeguard court records, court receipts and the integrity of our system. He advised I put my request to terminate Ms. Doe in writing and submit it to the Supervisor and the Town Board, which I did. I sent the request via email to all involved. Mr. Dellehunt also advised he would be more than willing to speak with anyone to answer any questions.

I have statements from the other court clerks, excluding Roseanne, who has refused to put anything in writing. Please go speak with them. Ms. Doe is trying to make herself out to be a "victim" here and she is actually the problem.

Again, I am requesting Ms. Doe be terminated.

## Town of Ulster Supervisor TOU

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**From:** Susan Kesick <[REDACTED]> on behalf of Susan Kesick  
**Sent:** Wednesday, October 18, 2023 11:07 AM  
**To:** Hon. Kelly Flood-Myers; Judy A. Horvers; Valerie Craig; **Jane [REDACTED].Doe [REDACTED]**;  
rb.kaznowski@[REDACTED]; Karen L Gorski; Clayton Van Kleeck; Rocco Secreto;  
ulstersupervisor@[REDACTED]  
**Cc:** David Dellehunt; Taylor M. Crespino; Peter.Lauricella@[REDACTED]  
**Subject:** RE: Going forward

Good Morning

I am responding to Justice Flood-Myers email from last evening.

Justice Flood-Myers Please include ALL CLERKS when sending office email.

This is to everyone that Flood-Myers included in her latest attack, I've also included Dave Dellehunt and Peter Lauricella, my attorney.

Unprofessional? What's unprofessional is your inability to have a good relationship with others. It is a disgrace how you have destroyed a well-functioning court and court staff by your division, absolute disrespect to both me and 4 of the court clerks. Your total disregard for anything or anyone that doesn't suit you or agree with you. Creating total chaos and then calling yourself the victim. This constant harassment and complaining needs to stop immediately. It does not surprise me that you are once again, making this about you and what you want, not the good of the court. This has been the theme through this entire debacle. It needs to STOP.

As for the 'civil case', no one refused to take a case. Once again, you are listening to one side of a story. Karen has sent a private email to the personnel committee explaining exactly what happened yesterday with the civil matter. NO ONE REFUSED. In the future if you would get both sides of any story before you start pointing fingers, it will alleviate many of the problems. Your clerks, Roseanne and **Jane [REDACTED]** reporting every word that is spoken in the office to you is just creating more division. It needs to stop.

I will reiterate for those that do not understand. **Jane [REDACTED] cannot not touch one thing that belongs to me and my court.** That includes the mail, as payments, pleas and correspondence are involved, along with our computer system. My court receipts and files are not secure as the locksmith advised it will take 2 to 3 weeks to install new locks. I do not trust her nor have any faith in her ability not to sabotage my court. I again request her termination. It is unfathomable to me that she was placed back into the clerk's office before an investigation is complete, and against my wishes, flies in the face of all that is just.

I am putting everyone on notice that **Jane [REDACTED]** has already started making rude comments in the office. She feels emboldened by the fact that the Town and Flood-Myers have placed her back in the clerk's office. This will NOT be tolerated. The clerks have shared with me their fear of working in an office with **Jane [REDACTED]**, as I do not trust her to not make up more lies or start complaining if someone looks at her wrong. No one should have to walk on eggshells, which is how we all feel.

As far as "refusing to arraign arrest warrants": I was called by the NYSP. I asked what case they had, who the defendant was and if the case was in the Town of Ulster, as I always do. I was advised "they couldn't understand the warrant" and it took several minutes before they could figure out Justice Flood-Myers had signed it. I declined for the pure and simple reason that I will not get involved with any cases that 'have a problem'. Not my problem and I will not be held accountable for any errors that Justice Flood-Myers makes.

As far as dividing the work, the clerks are professional, they know what needs to be done and decide amongst themselves. I've told my clerks if they have any issues to please let me know. At that point we can step in if need be.

I would also like to point out a very shameful incident that happened yesterday. Valerie was left in the court clerk's office by herself to handle the phones and walk-ins. My clerks stood by helplessly watching Valerie struggle with 3 phones on hold and someone at the window. When Valerie had a question, she went into chambers to ask, only to find Flood-Myers, Roseanne and Jane enjoying pizza (never even including Valerie). When Valerie said how busy it was met with 'when lunch is over, we will be back'. I want to point out that Valerie did not tell me any of this. Apparently, she's been advised not to speak to me and to be "loyal" to Flood-Myers. I found Valerie in tears today. She does not deserve this treatment, nor to be put in the middle of Flood-Myers attacks. This needs to STOP.

I also understand Warren, the building inspector was in the clerk's office measuring yesterday. If the room is to be divided, I ask to be included in any conversations.

This is a disgrace. As I've said many, many times, Dividing the office only makes matters worse, It hurts the Town of Ulster Court, the court clerks, the public and me.

SK

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**From:** Hon. Kelly Flood-Myers <[redacted]>  
**Sent:** Tuesday, October 17, 2023 7:05 PM  
**To:** Susan Kesick <[redacted]>; Judy A. Horvers <[redacted]>; Valerie Craig <[redacted]>; Jane | Doe <[redacted]>; rb.kaznowski@[redacted]; Karen L Gorski <[redacted]>; Clayton Van Kleeck <[redacted]>; Rocco Secreto <[redacted]>; ulstersupervisor@[redacted]  
**Subject:** Going forward

Due to the complete abandonment of professionalism I am proposing the following to be codified .  
Not only is judge kesick now refusing to arraign my arrest warrants ... but her clerks would not do an intake in a civil case today that they were"up" next for  
As a result I propose the following :

That Tuesdays Thursdays, Jane will run tickets Monday, Wednesday someone from Justice Kessick, team , and Friday Taylor and Val can switch  
Rosanne can run wrap sheets on Fridays and  
Karen can run Monday's  
Rosanne well go down to upd on Tuesdays Thursday's Fridays  
To get a new cases  
Mail can be done by Judy on Monday Wednesday Jane can do Tuesday Thursday mail can be split between law clerks on Friday

I will continue to answer all calls on my schedules times and have informed UPD and the state police to call me directly going forward on any warrants that I sign . I will contact sheriffs office tomorrow to inform them of same.

The town clerk will take the responsibility of alternating wedding assignments

Regretfully  
Judge Flood-Myers

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**E. There is Nothing Improper With Justice Kesick’s Personal E-Mail Address**

On page 83 of the Transcript, the Commission appears to raise an issue with Justice Kesick’s personal email address, which is “[SLKjudge@](#) [REDACTED]”. The Commission’s line of questioning suggested such an email address was improper because it contains the word “judge” in it, and it adds “prestige” to the Judge or could be seen as an attempt to exert influence because of her position as a Judge.

We deny that there is anything improper with Justice Kesick’s personal email address. Unless the person knows Justice Kesick, the recipient of an email from this email address wouldn’t know, just by looking at the email address “[SLKjudge@](#) [REDACTED]”, that the person using the email address was a Judge. The word “judge” has various meanings and can be used in different

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## Shipment Delivered

**From** no-reply@pb.com <no-reply@pb.com>  
**Date** Fri 3/28/2025 2:04 PM  
**To** Alyssa Woodward <woodward@cjcnyc.gov>

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## Shipment delivery details

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March 28, 2025

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**Item Details**

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**Status Date / Time:** March 28, 2025, 1:58 pm  
**Location:** ALBANY, NY 12205  
**Postal Product:** Priority Mail®  
**Extra Services:** Certified Mail™  
Return Receipt Electronic  
Up to \$100 insurance included  
**Recipient Name:** Peter A Lauricella Esq

**Shipment Details**

**Weight:** 8.0oz

**Recipient Signature**

Signature of Recipient:	C. Inelli Linelli
Address of Recipient:	228 J. H. K. St M6

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