

Justice Center Not Protecting the Disabled and Operating Unconstitutionally

Bypassing the 911 emergency call systems, local police and County elected District Attorney's is discriminatory, illegal and unconstitutional

DELMAR, NEW YORK, UNITED STATES, December 23, 2016 /EINPresswire.com/ -- Both the Spotlight News and the Albany Times Union have further brought to light some of the clear unconstitutional matters regarding the Justice Center. These excellent news pieces specifically focus in on how Governor Cuomo appointed a Special Prosecutor for the disabled and is attempting appoint another Special Prosecutor to circumvent Independent County elected Prosecutors. There are many extremely serious reasons why Governor Cuomo did this, which I have brought out in many other Jonathan Carey Foundation press releases

www.jonathancareyfoundation.org. It is important to attach a couple of these press releases for you to have a greater understanding of the depth of this "scheme" <http://www.einpresswire.com/press-releases/preview/2185876> and <http://www.einpresswire.com/press-releases/preview/2185253>

The Spotlight News investigative news piece titled, "Justice Center's statewide powers questioned in local rape case" speaks volumes <http://www.spotlightnews.com/news/2016/12/19/justice-centers-statewide-powers-questioned-in-local-rape-case/> In this news story the first subtitle is "AG intervenes in case to address constitutional concerns." Here are a couple direct quotes from this story; "Rivera, however, in her dissent, did address the crux of the matter: Can the governor unilaterally appoint an unelected special prosecutor who could usurp jurisdiction from an official who has the constitutional responsibility to prosecute cases in each county and who is elected by the people to uphold the law?" It was also written in this story, "In her dissent, she said the legislation giving the Justice Center the same authority as a DA is not only flawed because it violates the state Constitution but is dangerous." The latest news story just released by the Albany Times Union titled "AG: Cuomo's prosecutor plan violates 'fundamental checks-and-balances' is extremely powerful.

<http://blog.timesunion.com/capitol/archives/270448/ag-cuomos-prosecutor-plan-violates-fundamental-checks-and-balances/> New York State [Attorney General Eric Schneiderman](#) is directly quoted surrounding Governor Cuomo's attempt to appoint another Special Prosecutor of his own like what he did with the Justice Center to bypass independence and County elected District Attorney's. Attorney General Schneiderman in his letter to Cuomo and state legislative leaders (see the full letter attached in the news story) states "Schneiderman said that having such an appointee serving at the will of the



Jonathan Carey "Champion for the Disabled" Born September 12, 1993 Killed by caregivers on February 15, 2007



The wide-scale discrimination, civil rights and constitutional rights violations, as well as illegal practices that jeopardize the disabled must be stopped.”

Michael Carey- Advocate for 1,000,000 New Yorkers with disabilities

governor was problematic. “Such a scheme violates the fundamental checks-and-balances principle that underlies our State constitution, as it does not establish the independence required of a procurement watchdog and therefore will not achieve the real accountability and reform our State desperately needs,” Schneiderman wrote. “It is also likely unconstitutional.”

The New York State Constitution is very clear on this matter and the NYS Constitution, as well as the U.S. Constitution, are both very clear on the matter of denying anyone their equal protection of laws. When it comes to an independently appointed prosecutor, which has a direct conflict of interest, in a place of authority over the safety, health and lives of people

with disabilities, bypassing 911, local police and DA’s is an obstruction of justice, and is also extremely dangerous and deadly. How does a person with a disability or someone struggling with mental health problems have the same equal right to equal protection of laws if when they are a victim of a crime 911, local police and County elected District Attorney’s are bypassed? The fact of the matter is they cannot be provided equal protection of laws or equal access to all aspects of the criminal justice system or justice. In New York State staggering numbers of witnessed and reported physical and sexual assault crimes and “untimely” or criminally negligent deaths are purposefully not criminally investigated or reported to County elected District Attorney’s, Medical Examiners or Coroners. This is happening every day in New York State because of Governor Cuomo’s wrongfully named Justice Center and his handpicked prosecutor, who is not an elected official, but a NYS employee. Governor Cuomo’s Justice Center along with all NYS mental health agencies are under the governor’s Executive authority, there cannot be a greater conflict of interest. Everyone knows that policing oneself does not work. In these reported matters, Governor Cuomo, seeking such power and authority without question is for ulterior motives. These matters are extremely serious, and in many cases, the immediate safety, health and lives of vulnerable individuals with disabilities that cannot care for or defend themselves are directly endangered. The wide-scale discrimination, civil rights and constitutional rights violations, as well as illegal practices that jeopardize the disabled must be stopped.

Stand with us for “equal rights” and “civil rights” for people with disabilities in New York State and throughout our great country by signing our petition at www.jonathancareyfoundation.org. No longer can 911 be bypassed, 911 call systems must be immediately called by all mandated reporters regarding all physical and sexual assaults, gross negligence of care, significant and suspicious injuries and when a person with a disability is in medical distress or has stopped breathing.

<http://jonathancareyfoundation.org/donate/>

ASSOCIATED PRESS INVESTIGATIVE LINKS

<https://www.yahoo.com/news/ny-agency-no-record-required-042042183.html>

<http://bigstory.ap.org/article/27b17232ed3c41d1b79db9c444e0e484/new-protocol-agency-sent-death-reports-nowhere>

<http://www.bigstory.ap.org/article/34c9c059196a4b70bc8ded92d2fbe4b7/9-deaths-no-charges-raise-questions-about-oversight-agency>

<http://bigstory.ap.org/article/f5f35294331f4b8dbbca3a28673ab52a/lawsuit-abusive-staff-called-group-home-bronx-zoo>

BUZZFEED INVESTIGATIVE REPORT

https://www.buzzfeed.com/benhattem/a-beating-at-bellevue?utm_term=.mopV3X9dVr#.rm5GZqynGo

NEW YORK TIMES

“Abused and Used” investigative reporting series which was a runner up for a Pulitzer Prize
<http://www.nytimes.com/interactive/nyregion/abused-and-used-series-page.html? r=0>

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