

APPENDIX K

March 3, 2020

VIA EMAIL

Mr. Francis Kenneally
Clerk of the Supreme Judicial Court for the
Commonwealth
John Adams Courthouse, Suite 1400
One Pemberton Square
Boston, MA 02108-1724

Re: *In Re A Judge; Case No. OE-143*

Dear Mr. Kenneally:

In accordance with your Order dated February 27, 2020, enclosed please find the Affidavit of Paul M. Sushchuk in support of our Cross-Motion to Impound the Formal Charges brought by the Commission for Judicial Conduct (CJC No. 2019-27) in the above-referenced proceedings.

Thank you for your attention in this matter.

Very truly yours,


Michael P. Angelini

MPA:sp
Enclosure

cc: Mr. Howard D. Neff, III

COMMONWEALTH of MASSACHUSETTS
SUPREME JUDICIAL COURT

SUFFOLK,ss.

Case No. OE-143

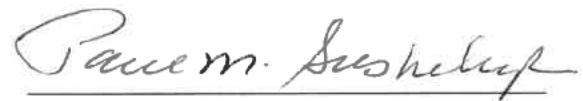
In Re: Paul M. Sushchuk

I, Paul M. Sushchuk, swear and affirm as follows:

1. I request that the Supreme Judicial Court grant my motion to impound the nature of the proceedings against me.
2. I am age 64, married and live with my wife, Betty, in the small town of Sterling, MA, where I have lived for all of my life and where I have served as a Selectman for 15 years and as a police officer, and am well-known.
3. I have three children, two of whom live in Central Massachusetts and use the family sur-name of Sushchuk, which is not a common name.
4. As a Probate and Family Court judge, sitting in Worcester I regularly adjudicate sensitive matters involving female litigants.
5. The claims against me involve alleged sexual harassment. I categorically reject these allegations, and fully expect that they will not be proven. The complaining witness' statement that I was involved is based on her belief that I was "...the only person behind me at the time of the [incident]," but she has acknowledged that at the time of this alleged incident that she did not know who was behind her and that this alleged incident occurred in a busy and crowded area. If it occurred at all, it certainly did not involve me.

6. I have a legitimate privacy interest in protecting not only myself but also my family from public ridicule and disfavor by reason of these unfounded allegations. By their very nature they will affect my and my family's well-earned reputation and will affect my effectiveness when I return to active duty as a Judge.

Signed under the pains and penalties of perjury, this 3rd day of March, 2020.

A handwritten signature in cursive script, reading "Paul M. Sushchuk". The signature is written in black ink and is positioned above a horizontal line.

Paul M. Sushchuk