



ANDREA E. BONINA, ESQ.
Chair

State of New York
Grievance Committee for the
Second, Eleventh and
Thirteenth Judicial Districts

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PERSONAL AND CONFIDENTIAL

Richard Luthmann
338 Sugar Pine Lane
Naples, Florida 34108

Re: File No.: R-68-23

Dear Mr. Luthmann:

This office recently received your complaint dated January 25, 2023, against a Richmond County attorney and a New York State judge, against whom the Grievance Committee has no jurisdiction.

A careful review of your complaint regarding the Richmond County attorney (and its enclosures) reveals that the allegations you raise concerning that attorney's conduct as a Special District Attorney are similar to the claims you are making in the pending motion before the Supreme Court, Richmond County, in People v. Richard Luthmann, seeking vacatur of your conviction in that matter. It is the practice of the Committee to refrain from investigating complaints under such circumstances.

Therefore, the Committee is unable to assist you. However, at the conclusion of all legal proceedings, you may renew your complaint for further consideration.

Very truly yours,

Mark F. DeWan
Deputy Chief Counsel

MFD/ss