

EXHIBIT 1



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NEW YORK STATE
COMMISSION ON PUBLIC INTEGRITY

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HERBERT TETELBAUM
EXECUTIVE DIRECTOR

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January 29, 2009

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John J. O'Connor
[REDACTED]

Dear Mr. O'Connor:

The New York State Commission on Public Integrity ("Commission") has received information indicating that you may have violated Public Officers Law §§74(3)(d), (f) and (h).

Public Officers Law §74(3)(d) states in pertinent part:

No officer or employee of a state agency . . . should use or attempt to use his official position to secure unwarranted privileges or exemptions for himself or others.

Public Officers Law §74(3)(f) states in pertinent part:

An officer or employee of a state agency . . . should not by his conduct give reasonable basis for the impression that any person can improperly influence him or unduly enjoy his favor in the performance of his official duties, or that he is affected by the kinship, rank, position or influence of any party or person.

Public Officers Law §74(3)(h) states in pertinent part:

An officer or employee of a state agency . . . should endeavor to pursue a course of conduct which will not raise suspicion among the public that he is likely to be engaged in acts that are in violation of his trust.

John J. O'Connor

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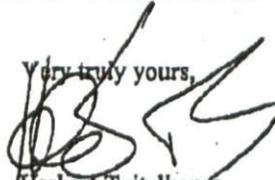
The Commission has received information that in 2003 you secured employment for Susan Bruno for which she was not qualified and for which she did little or no work. The Commission has also received information that you permitted Ms. Bruno to work from home, a privilege you did not confer on your other employees. Depending on the circumstances, your conduct may constitute a violation of Public Officers Law §§74(3)(d), (f) and (h).

Executive Law §94(12)(a) requires the Commission to notify you of this possible or alleged violation. The law also requires that the Commission provide you with an opportunity to respond in writing, setting forth information relating to the activities cited as a possible or alleged violation of law. Accordingly, you have 15 days from the receipt of this letter to respond in writing. In addition to providing a written response, you may schedule a meeting with a Commission representative.

Please be advised that any individual who knowingly and intentionally violates Public Officers Law §74(3)(d) shall be subject to a civil penalty in an amount not to exceed \$10,000 for each violation and the value of any gift, compensation or benefit received as a result of such violation. Assessment of the civil penalty is made by the Commission following a hearing.

If you have any questions please feel free to contact Assistant Counsel Bridget E. Holohan at (518) [REDACTED]

Very truly yours,



Herbert Teitelbaum
Executive Director

HT/sac