

In his zeal to deny that he files suits to extort settlements, Mr. Liebowitz in this very case – in filing the very motion for recusal underlying this order – stated under penalty of perjury that “[p]laintiff did not make a settlement demand in this action.” Dkt. 70, ¶ 3. Plaintiff stated similarly in his memorandum that he “never made a settlement demand in this proceeding; he only ever sought judgment on the merits against Bauer Media.” Dkt. 69, at 9 n.1.

These statements are false. As both the Court and defendant’s counsel have pointed out, Mr. Liebowitz’s associate made a \$25,000 settlement demand at the initial conference in this case, a conference that Mr. Liebowitz did not attend. Even more glaring is an email defendant’s counsel has produced, received by it from Mr. Liebowitz at the outset of the case, in which Mr. Liebowitz himself proposed settling for \$25,000. Dkt. 71, at 2. Mr. Liebowitz has not disputed the authenticity or his authorship of the email or argued that the associate lacked the authority to make this demand. He seeks to pass off his untrue statements by saying that he “overlooked” these