

UNITED STATES COURT OF APPEALS
SECOND CIRCUIT

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SASSOWER V. MANGANO

AFFIDAVIT OF
ASSISTANT ATTORNEY
GENERAL JAY T. WEINSTEIN

Docket No. 96-7805

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STATE OF NEW YORK)
 : SS.:
COUNTY OF NEW YORK)

JAY T. WEINSTEIN, being duly sworn, deposes and says:

1. I am an Assistant Attorney General in the Office of DENNIS C. VACCO, Attorney General of the State of New York, Attorney for Appellees in the above-captioned appeal.

2. I submit this affidavit in support of Appellees' Opposition to Appellant's April 1, 1997 Motion.

3. On February 13, 1996 I served and filed Appellees' motion for a three-week extension to file their brief, from February 18, 1997 to March 11, 1997. See Notice of Motion of Defendants-Appellees, dated February 12, 1997, Affidavit of Assistant Attorney General Jay T. Weinstein, Sworn to February 12, 1997, Affidavit of Service of Jay T. Weinstein, Sworn to February 12, 1997, annexed as Appellees' Exhibit 1 ("Exh.1").

4. By order dated February 25, 1996, one week after the deadline for filing Appellants' brief, Appellants' application was denied, "without prejudice to a renewed application setting forth particularized reasons for the requested extension of time." See Order of the United States

Court of Appeals for the Second Circuit, dated February 25, 1997, annexed as Appellees' Exhibit 2 ("Exh.2").

5. On March 4, 1997, I served and filed Appellees' motion for an extension of time and my admission pro hac vice, along with Appellees' brief. See Notice of Motion of Defendants-Appellees dated March 4, 1997, Affidavit of Assistant Attorney General Jay T. Weinstein, Sworn to March 4, 1997, and Affidavit of Service of Jay T. Weinstein, Sworn to March 4, 1997, annexed as Appellees' Exhibit 3 ("Exh.3").

6. By order dated March 10, 1996, Staff Counsel Bass granted Appellees' March 4, 1997 motion for an extension of time "for good cause shown." See Order of the United States Court of Appeals for the Second Circuit, dated March 10, 1997, annexed as Appellees' Exhibit 4 ("Exh.4").

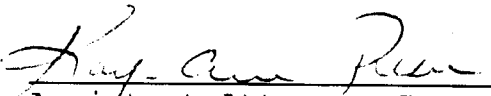
WHEREFORE, Appellant's application for various relief should be denied in its entirety.

Dated: New York, New York
April 16, 1997



JAY T. WEINSTEIN (JTW-3193)
Assistant Attorney General

Sworn to before me this
16th day of April, 1997



Assistant Attorney General
of the State of New York