

**SUPREME COURT OF THE STATE OF NEW YORK**  
**APPELLATE DIVISION : SECOND JUDICIAL DEPARTMENT**

6684T  
B/kr

(NOT TO BE PUBLISHED)

GUY JAMES MANGANO, P.J.  
WILLIAM C. THOMPSON  
LAWRENCE J. BRACKEN  
RICHARD A. BROWN  
SONDRA MILLER, JJ.

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90-06574

DECISION & ORDER

In the Matter of David Barnett Jacobs,  
an attorney and counselor-at-law.

Grievance Committee for the Tenth  
Judicial District, petitioner;

David Barnett Jacobs, respondent.

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Petitioner Grievance Committee for the Tenth Judicial District moved for a proceeding pursuant to statute (Judiciary §90) to discipline the respondent, David Barnett Jacobs, an attorney, who was admitted to practice by the Appellate Division of the Supreme Court, Second Judicial Department on June 20, 1979. By decision and order of this court dated May 10, 1991, this matter was referred to Hon. Max H. Galfunt, as Special Referee to hear and report, together with his findings on the issues. It has been determined that this Special Referee is unable to hear this matter.

Upon the court's own motion, it is

ORDERED that Hon. Max H. Galfunt is relieved as the Special Referee to hear and report on this matter; and it is further,

ORDERED that the issues raised by the petition and the respondent's answer are referred to Hon. Moses M. Weinstein, a retired Associate Justice of the Appellate Division, Second Judicial Department, c/o Weinstein & Weinstein, 123-35A 82nd Road, Kew Gardens, NY 11415, as Special Referee to hear and to report, together with his findings on the issues.

MANGANO, P.J., THOMPSON, BRACKEN, BROWN and MILLER, JJ., concur.

ENTER:

Martin H. Brownstein  
Clerk

May 21, 1991

MATTER OF JACOBS, DAVID BARNETT