

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----x  
GEORGE SASSOWER,

Plaintiffs,

-against-

ERNEST L. SIGNORELLI, ANTHONY MASTROIANNI,  
VINCENT G. BERGER, JR., JOHN P. FINNERTY,  
ALLEN KROOS, ANTHONY WISNOSKI, and LEONARD  
J. PUGATCH,

Defendants.  
-----x

File No.  
77Civ1447  
[JM]  
Action #1

-----x  
-----x  
GEORGE SASSOWER, individually, and on behalf  
of all others similarly situated or affected  
Plaintiff,

-against-

ERNEST L. SIGNORELLI, ANTHONY MASTROIANNI,  
VINCENT G. BERGER, JR., JOHN P. FINNERTY,  
ALLAN CROCE, ANTHONY GRZYMALSKI, CHARLES  
BROWN, LEONARD J. PUGATCH, and THE COUNTY  
OF SUFFOLK,

Defendants.  
-----x

File No.  
78Civ124  
[JM]  
Action #2

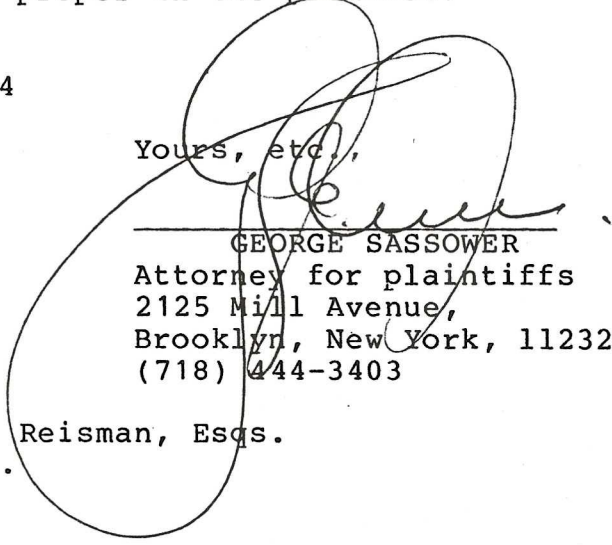
S I R S:

PLEASE TAKE NOTICE, that upon the annexed affidavit of GEORGE SASSOWER, Esq., duly verified on the 10th day of December, 1984, and all the pleadings and proceedings had heretofore herein, the undersigned will move this Court, before the Honorable JACOB MISHLER, United States District Judge, at the United States Courthouse, Uniondale Avenue and Hempstead Turnpike, Uniondale, New York, 11554, on the 28th day of December, 1984, at 9:30 o'clock in the forenoon of that day or as

soon thereafter as counsel may be heard for an Order granting leave to reargue the Order dated November 29, 1984, and renewal of same, as of right, together with such other, further, and/or different relief as to this Court may seem just and proper in the premises.

Dated: December 10, 1984

Yours, etc.,



\_\_\_\_\_  
GEORGE SASSOWER  
Attorney for plaintiffs  
2125 Mill Avenue,  
Brooklyn, New York, 112324  
(718) 444-3403

To: Reisman, Peirez, & Reisman, Esqs.  
Robert Abrams, Esq.

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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GEORGE SASSOWER,

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[JM]  
Action #2

-----x  
STATE OF NEW YORK )  
CITY OF NEW YORK )ss.:  
COUNTY OF KINGS )

GEORGE SASSOWER, Esq., first being duly  
sworn, deposes, and says:

1. This affidavit is in support of  
plaintiff's motion for leave to reargue the Order of the  
Court dated November 29, 1984, which he received on  
December 5, 1984 in the mail, and also, as a matter of  
right, the renewal thereof.

2a. In anticipation of plaintiff's motion he requisitioned both files herein. Action #1 was in the basement of the Brooklyn Courthouse. Action #2 was in New Jersey.

b. Upon inquiry of chambers, deponent was informed that the clerk had been requested to forward same from the Brooklyn Courthouse Clerk's Office and assumed that such task had been performed.

c. On Friday, December 7, 1984, deponent learned by happenstance that the file in Action #1 had never been transferred to Uniondale, and was placed back in the basement.

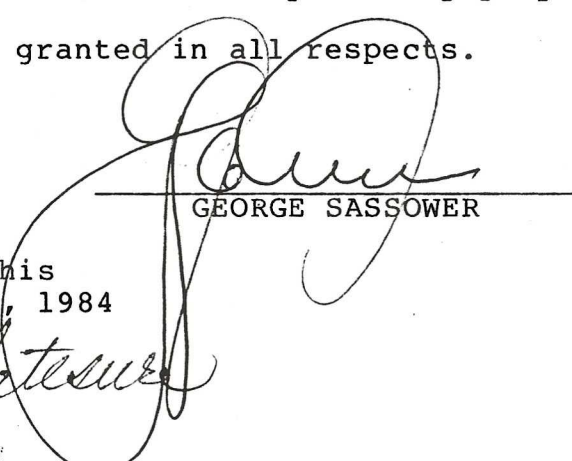
d. Deponent was further informed that they would bring it up from the basement so that this Court can have before it photostatic copies of documents which deponent was under the impression the Court had before it when it made its aforementioned determination, but which was not.

2. Furthermore, last week, as late as Friday, November 7, 1984, deponent received documents and statements from his adversary relevant to this matter which should be included in one comprehensive presentation, to the extent that same is available.

3. Furthermore, deponent believes that the Court misconceived the relevant sections on the New York statute of limitations in arriving in its conclusion (see e.g., CPLR §203(6)[f], §205[a]).


4. When deponent obtains access to the aforementioned file, he intends to submit a comprehensive affidavit herein, as aforementioned stated, hopefully by the weeks end.

WHEREFORE, it is respectfully prayed that the motion herein be granted in all respects.



\_\_\_\_\_  
GEORGE SASSOWER

Sworn to before me this  
10th day of December, 1984



**BARBARA TETSUNE**  
Notary Public State of New York  
No. 24-1760746  
Qualified in Kings County  
Commission Expires March 30, 1986