

HON. VINCENT D. DAMIANI, Justice Presiding,  
HON. MOSES M. WBINSTEIN,  
HON. ISAAC RUBIN,  
HON. SEYMOUR BOYERS. } Associate Justices

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George Sassower,  
Petitioner,  
v.  
John P. Finnerty, Sheriff of Suffolk  
County,  
Respondent.

(Action No. 1)

Order

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People of the State of New York ex rel.  
George Sassower,  
Appellant,  
v.  
Sheriff of Suffolk County,  
Respondent.

(Action No. 2)

-----x  
George Sassower,  
Appellant,  
v.  
Ernest L. Signorelli et al.,  
Respondents,  
et al.,  
Defendants.

(Action No. 3)

-----x  
In the above entitled actions, the above named George Sassower, petitioner in Action No. 2 and plaintiff in Action No. 3, having appealed to this court from stated portions of a judgment and order (one paper) of the Supreme Court, Suffolk County, dated February 10, 1981, which (1) in Action No. 2, inter alia, denied his motion for summary judgment and thereupon dismissed a writ of habeas corpus and (2) in Action No. 3 granted the motion of the respondents Signorelli and Seidell pursuant to CPLR 3211 (subd [a], par 7) to dismiss appellant's amended complaint in said action as against them, and the said appeal having been argued by George Sassower, Esq., appellant pro se, argued by Erick F. Larsen, Esq., of counsel for respondent in Action No. 2 and submitted by Robert S. Hammer, Esq., of counsel for respondents in Action No. 3, due deliberation having

Exhibit "A"

been had thereon; and upon this court's opinion and decision slip heretofore filed and made a part hereof, it is

ORDERED that the judgment and order appealed from is hereby unanimously affirmed insofar as it granted the motion of the respondents in Action N. 2 to dismiss appellant's amended complaint in said action as against them, without costs or disbursements, and the appeal held in abeyance insofar as it pertains to Action No. 2 and the matter is hereby remitted to Supreme Court, Suffolk County, for further proceedings in accordance with the said opinion and decision slip of the court herein dated July 25, 1983.

Enter:

IRVING N. SELKIN

Clerk of the Appellate Division