

At a term of the Appellate Division of the Supreme Court
held in and for the First Judicial Department in the County of
New York, on September 17, 1985

Present—Hon. Theodore R. Kupferman, Justice Presiding
Joseph P. Sullivan
David Ross
Arnold L. Fein
Ernst H. Rosenberger, Justices.

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Hyman Raffé,
Plaintiff-Appellant,
George Sassower, Esq. and Sam Polur, Esq.,
Appellants,
Xavier C. Riccobono, Donald Diamond, Feltman, :
Karesh & Major, Esqs. and Kreindler &
Relkin, P.C.,
Defendants-Respondents. :

Hyman Raffé,
Plaintiff-Appellant,
George Sassower, Esq., Appellant, : 24069
-against-
Kreindler & Relkin, P.C., Hon. Walter M.
Schackman, "John Doe", and "John Roe", :
names fictitious, persons intended to be
those who communicated with the Court,
ex parte, :
Defendants-Respondents. :

Hyman Raffé,
Plaintiff-Appellant, :
George Sassower, Esq., Appellant, :
-against- :
Donald B. Relkin, Esq., Michael J. Gerstein, Esq., :
Kreindler & Relkin, P.C., Citibank, N.A. and :
Jerome H. Barr, Esq., individually and as :
Executors of the Will of Milton Kaufman, :
Defendants-Respondents. :
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An appeal having been taken to this Court by the above-named
appellants from an order of the Supreme Court, New York County (Alvin Klein, J.),
entered on July 1, 1985,

And said appeal having been argued by George Sassower of counsel for

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appellants, by Donald F. Schneider of counsel for respondent Feltman, Karesh & Major, Esqs., and by Michael J. Gerstein of counsel for respondents Citibank, Barr, Kreindler & Relkin, Donald Relkin and Michael J. Gerstein; and due deliberation having been had thereon,

It is unanimously ordered that the order so appealed from be and the same hereby is affirmed, without costs and without disbursements.

ENTER:

HAROLD J. REYNOLDS

Clerk.