

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 24, 1985

Present—Hon. Theodore R. Kupferman, Justice Presiding
David Ross
John Carro
Arnold L. Fein
Betty Weinberg Ellerin, Justices.

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In the Matter of the Application of Hyman Raffae,
George Sassower, Esq., and Sam Polur, Esq., :

Petitioners,

-against- :

Hon. Alvin F. Klein and Hon. David B. Saxe,

24182

Respondents.

[M-3305]

Pursuant to a Writ of Prohibition and a
Bill in Equity. :

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The above-named petitioners having presented a petition to this Court praying for an order, pursuant to Article 78 of the Civil Practice Law and Rules, in the nature of a writ of prohibition, prohibiting respondent from enforcing the two contempt orders entered on July 1, 1985 issued against petitioners, and for other related relief,

And said proceeding having been argued by George Sassower of counsel for petitioners Raffae and Sassower, by Sam Polur, petitioner pro se, by Donald F. Schneider of counsel for the firm of Feltman, Karesh & Major, and by Michael J. Gerstein of counsel for the firm of Kreindler & Relkin and on behalf of Jerome Barr and Citibank, N.A.; and due deliberation having been had thereon,

It is unanimously ordered that the application be and the same hereby is denied, and the petition dismissed, without costs and without disbursements.

ENTER:

HAROLD J. REYNOLDS
Clerk.