

United States Court of Appeals

FOR THE
SECOND CIRCUIT

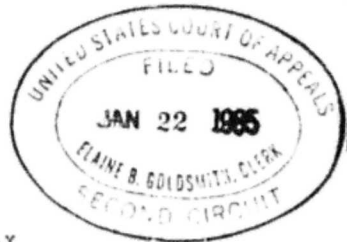
At a stated Term of the United States Court of Appeals for the Second Circuit, held at the United States Courthouse in the City of New York, on the 22nd day of January, one thousand nine hundred and eighty-five.

Present:

HONORABLE WILFRED FEINBERG,
Chief Judge

HONORABLE HENRY J. FRIENDLY,

HONORABLE IRVING R. KAUFMAN,
Circuit Judges.



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HYMAN RAFFE, individually and on behalf of
PUCCINI CLOTHES, LTD.,

Plaintiffs-Appellants,

- against -

84-7737

CITIBANK, N.A. and JEROME H. BARR,
individually, and as executors of the
Estate of Milton Kaufman, et al.,

Defendants-Appellees.
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Appeal from the United States District Court for the Eastern District of New York.

This cause came on to be heard on the transcript of record from the United States District Court for the Eastern District of New York, and was argued by counsel.

ON CONSIDERATION WHEREOF, it is now hereby ordered, adjudged and decreed that the judgment of said district court is AFFIRMED substantially for the reasons stated in the Memorandum and Order of Judge Eugene H. Nickerson, dated August 1, 1984.

The request by appellees Citibank, N.A., et al., for attorney's fees and additional costs in connection with the appeal is denied. Ordinary costs are allowed.

Wilfred Feinberg
WILFRED FEINBERG, Chief Judge

Henry J. Friendly
HENRY J. FRIENDLY,

Irving R. Kaufman
IRVING R. KAUFMAN,
Circuit Judges.

N.B. Since this statement does not constitute a formal opinion of this court and is not uniformly available to all parties, it shall not be reported, cited or otherwise used in unrelated cases before this or any other court.