

7/4/87

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : SECOND JUDICIAL DEPT.

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In the Matter of GEORGE SASSOWER, an
attorney and counselor-at-law,

GRIEVANCE COMMITTEE FOR THE SECOND AND
ELEVENTH JUDICIAL DISTRICTS,

Petitioner,

GEORGE SASSOWER,

Respondent.

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S I R S:

PLEASE TAKE NOTICE, that upon the annexed
affirmation of GEORGE SASSOWER, Esq., dated July 4, 1987, and all
the pleadings and proceedings had heretofore herein, the
respondent will move this Court at a Stated Term of this Court
held at the Appellate Division of the Supreme Court of the State
of New York, Second Judicial Department, at the Courthouse
thereof, 45 Monroe Place, Brooklyn, New York, 11201, on the 17th
day of July, 1987, at 9:30 o'clock in the forenoon of that day or
as soon thereafter as Counsel may be heard for an Order
permitting the undersigned to complete the unfinished legal

matters concerning DENNIS F. VILELLA and HAROLD COHEN in the state tribunals, together with any other, further, and/or different relief as to this Court may seem just and proper in the premises.

PLEASE TAKE FURTHER NOTICE, that opposing papers, if any, are to be served upon the undersigned at least two (2) days before the return date of this motion, with an additional five (5) days if such service is by mail.

Dated: July 4, 1987

Yours, etc.,

GEORGE SASSOWER, Esq.
Attorney for respondent
51 Davis Avenue,
White Plains, N.Y. 10605
(914-949-2169)

To: Robert H. Straus, Esq.

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GEORGE SASSOWER,

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1a. This affirmation is made in support of a motion to modify the Order of Disbarment of February 23, 1987, so as to permit affirmant to complete the matters involving DENNIS F. VILELLA and HAROLD COHEN.

b. Affirmant is permitted to practice in the United States Circuit Court of Appeals and in the District Court of the Eastern District of New York.

c. Shortly, affirmant expects to have his temporary suspension removed in the District Court of the Southern District of New York.

2a. There is pending in those courts and/or will be pending in those courts, on the return date of this motion, matters related to the state proceedings involving DENNIS F. VILELLA and HAROLD COHEN.

b. These federal proceedings are causing a needless judicial dance, since the contention is being made therein, inter alia that the VI and XIV Amendment rights of Mr. Vilella and Mr. Cohen are being transgressed by this state disbarment order, of questionable legality.

3a. HAROLD COHEN is a pro bono client, which your affirmant accepted by court assignment and it is presently in limbo in the Appellate Division, First Dept.

b. There is no one that either Mr. Cohen or your affirmant knows who would be willing to undertake such matter on a pro bono basis.

c. Affirmant received from Mr. Cohen \$50 reimbursement of disbursements, and has rendered several thousands of dollars of legal effort, which is all being wasted because of the disbarment order.

d. In the criminal proceeding wherein Mr. Cohen is involved he is entitled to competent counsel, but because of a unique situation, he cannot obtain any.

4a. Mr. Vilella has a federal habeas corpus proceeding pending in the Circuit Court of Appeals, but his related appeal in the Appellate Division is in limbo because of the aforementioned disbarment order.

b. Here again, affirmant undertook this matter on essentially a pro bono basis.

5a. Mr. Vilella also has an attempted murder charge pending against him in County Court, Nassau County, wherein for lack of funds and other reasons he cannot obtain competent counsel.

b. Affirmant expended great effort on the matter, investigative as well as legal, and believes he can produce, better than anyone else, a not guilty verdict, and/or a dismissal of the indictment.

c. Mr. Vilella desires your affirmant to represent him, and believes that no other attorney can represent him as well in such criminal proceeding, for reasons presented in the United States District Court, where for other reasons the matter is presently pending undisposed.

6. The aforementioned is stated to be true under penalty of perjury.