

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

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AD2d

Argued - August 20, 1991

GUY JAMES MANGANO, P.J.
WILLIAM C. THOMPSON
THOMAS R. SULLIVAN
CHARLES B. LAWRENCE, JJ.

91-07706

In the Matter of Rachel Sady, et al.,
appellants, v J. Emmett Murphy,
respondent-respondent, Anthony J.
Colavita, et al., respondents.

DECISION & ORDER

In a proceeding to invalidate petitions designating J. Emmett Murphy as a candidate in the Republican Party primary election, Democratic Party primary election, and Conservative Party primary election, to be held on September 12, 1991, for the nomination of those parties as its candidate for the public office of Judge of the County Court of the County of Westchester, the appeal is from a judgment of the Supreme Court, Westchester County (Gurahlan, J.), dated August 13, 1991, which dismissed the proceeding.

ORDERED that the judgment is affirmed, without costs or disbursements.

The petitioners failed to adduce evidence sufficient to warrant invalidating the petitions designating the respondent-respondent Murphy.

MANGANO, P.J., THOMPSON, SULLIVAN and LAWRENCE, JJ., concur.

ENTER:

Martin H. Brownstein
Clerk

August 21, 1991

MATTER OF SADY v MURPHY

Ex "B"