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SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: THIRD DEPARTMENT

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In the Matter of the Application of
MARIO M. CASTRACAN and VINCENT F. BONELLI,
acting Pro Bono Publico,

Petitioners-Appellants,

for an Order, pursuant to Sections
16-100, 16-102, 16-104, 16-106 and
16-116 of the Election Law,

NOTICE OF CROSS
MOTION
Index No. 6056/90
Appeal No. 62134

-vs-

ANTHONY J. COLAVITA, Esq., Chairman,
WESTCHESTER REPUBLICAN COUNTY COMMITTEE,
GUY T. PARISI, Esq., DENNIS MEHIEL, Esq.,
Chairman, WESTCHESTER DEMOCRATIC COUNTY
COMMITTEE, RICHARD L. WEINGARTEN, Esq.,
LOUIS A. BREVETTI, Esq., Hon. FRANCIS A.
EMANUELLI, Esq., R. WELLS STOUT,
HELENA DONAHUE, EVLEYN AQUILA, Commissioners
Constituting the NEW YORK STATE BOARD OF
ELECTIONS, ANTONIA R. D'APICE,
MARION OLDI, Commissioners constituting
the WESTCHESTER COUNTY BOARD OF ELECTIONS,

Respondents-Respondents.

-----X
SIRS:

PLEASE TAKE NOTICE that upon the affirmation of Aldo V. Vitagliano sworn to on this 12th day of August, 1991, and upon the Petitioner/Appellants herein that Respondent GUY T. PARISI will move this court on the return date of petitioner/appellants' motion (August 19, 1991) for an order of this court pursuant to Section 2221, 5520 5522 and 5601 et. seq. C.P.L.R. and Parts 37.1 and 130-1.1 et. seq. of Title 22 of the Official Compilation of Codes, Rules and Regulations of the State of New York:

1. Dismissing the motion of Petitioner/Appellants;
2. Denying to Petitioner/Appellants leave to appeal to

this court from the order of the Appellate Division, Third Department;

3. Imposing sanctions for frivolous conduct upon Petitioner/Appellants together with attorneys' fees and costs of Respondents as this court may deem appropriate;

4. Imposing sanctions for frivolous conduct against Eli Vigliano, counsel for Petitioner/Appellants together with attorneys' fees and costs for all respondents as this court may deem appropriate;

5. Imposing sanctions for frivolous conduct upon Doris Sassower, who, despite an order of the Appellate Division suspending her from the practice of law, has persisted in her frivolous conduct in connection with this case together with attorneys' fees and costs of all respondents this court may deem appropriate;

and for any other and further relief that this court may deem just and proper.

Dated: August 12, 1991

Aldo V. Vitagliano
Attorney for Respondent
Guy T. Parisi
150 Purchase Street
Rye, New York 10580
(914) 921-0333

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: THIRD DEPARTMENT

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In the Matter of the Application of
MARIO M. CASTRACAN and VINCENT F. BONELLI,
acting Pro Bono Publico,

Petitioners-Appellants,

for an Order, pursuant to Sections
16-100, 16-102, 16-104, 16-106 and
16-116 of the Election Law,

AFFIRMATION IN
OPPOSITION TO
MOTION AND IN
SUPPORT OF CROSS
MOTION

-vs-

ANTHONY J. COLAVITA, Esq., Chairman,
WESTCHESTER REPUBLICAN COUNTY COMMITTEE,
GUY T. PARISI, Esq., DENNIS MEHIEL, Esq.,
Chairman, WESTCHESTER DEMOCRATIC COUNTY
COMMITTEE, RICHARD L. WEINGARTEN, Esq.,
LOUIS A. BREVETTI, Esq., Hon. FRANCIS A.
EMANUELLI, Esq., R. WELLS STOUT,
HELENA DONAHUE, EVLEYN AQUILA, Commissioners
Constituting the NEW YORK STATE BOARD OF
ELECTIONS, ANTONIA R. D'APICE,
MARION OLDI, Commissioners constituting
the WESTCHESTER COUNTY BOARD OF ELECTIONS,

Respondents-Respondents.

-----X
State of New York)
) ss.:
County of Westchester)

Aldo V. Vitagliano, an attorney duly admitted to the
practice of law before the courts of the State of New York, does
hereby affirm under the penalties of perjury that:

1. Your affirmant is the attorney for Respondent familiar
with all the proceeding heretofore had herein

2. Your affirmant has reviewed the notice of motion of
Respondent, New York State Board of Elections and the supporting
affirmation of its deputy counsel and adopts and ratifies said
affirmation.

3. On August 2, 1991 Eli Vigliano, Esq. commenced an

action in the Supreme Court, Westchester County (index No. 12471/91) in the name of Rachel Sady and Mario M. Castracan inter al against J. Emmett Murphy, Anthony J. Colavita, Dennis Mehiel. Richard L. Weingarten, et al., seeking that the contract embodying the Three Year Plan of the Party Leaders, also known "Cross Endorsement", and thereafter adopted and ratified by Respondent Mehiel be declared illegal, invalid, void and against public policy".

4 Such action is additional evidence of abuse of process and misuse of these courts by the Eli Vigliano and those associated with him.

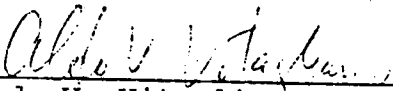
WHEREFORE, respondent GUY T. PARISI respectfully requests an order of this court as follows:

1. Dismissing the motion of Petitioner/Appellants in all respects,
2. Denying Petitioner/Appellants leave to renew and/or reargue the appeal herein,
3. Denying Petitioner/Appellants leave to appeal to the Court of Appeals of the State of New York,
4. Imposing sanctions for frivolous conduct upon Petitioner/Appellants, together with attorneys' fees and costs of all respondents as this court may deem appropriate,
5. Imposing sanctions for frivolous conduct against Eli Vigliano, counsel for Petitioner/Appellants, together with attorneys' fees and costs of all respondents as this court may deem appropriate,
6. Imposing sanctions for frivolous conduct upon Doris

Sassower, who, despite an order for the Appellate Division suspending her from the practice of law, has persisted in her frivolous conduct in connection with this case, together with attorneys' fees and costs of all respondents as this court may deem appropriate,

together with such other and further relief as this court may in its judgment deem to be just and proper.

Dated: August 12, 1991


Aldo V. Vitagliano
Attorney for Respondent
Guy T. Parisi
150 Purchase Street
Rye, New York 10580
(914) 921-0333

Sir:-Please take notice that the within is a (certified) true copy of a duly entered in the office of the clerk of the within named court on 19

Dated, Yours, etc., ALDO V. VITAGLIANO, P.C.

Attorney for Office and Post Office Address 150 Purchase Street RYE, NEW YORK 10580

To Attorney(s) for

NOTICE OF SETTLEMENT

Sir,-Please take notice that an order of which the within is a true copy will be presented for settlement to the Hon.

one of the judges of the within named Court, at on 19 at M.

Dated, Yours, etc., ALDO V. VITAGLIANO, P.C.

Attorney for Office and Post Office Address 150 Purchase Street RYE, NEW YORK 10580

To Attorney(s) for

APPELLATE DIVISION: THIRD DEPARTMENT

In the Matter of the Application of MARIO M. CASTRACAN and VINCENT F. BONELLI, acting Pro Bono Publico,

Petitioners-Appellants, for an Order, pursuant to Sections 16-100, 16-102 16-104, 16-106 and 16-116 of the Election Law,

-vs-

ANTHONY J. COLAVITA, Esq., Chairman WESTCHESTER REPUBLICAN COUNTY COMMITTEE, et al.

Respondents-Respondents

NOTICE OF CROSS MOTION and AFFIRMATION IN OPPOSITION TO MOTION AND IN SUPPORT OF CROSS MOTION

ALDO V. VITAGLIANO, P.C.

Attorney for Respondent Office and Post Office Address, Telephone 150 Purchase Street RYE, NEW YORK 10580 (914) 921-0333

To Attorney(s) for

Service of a copy of the within is hereby admitted. Dated,

Attorney(s) for