

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ALBANY

RECEIVED

OCT - 5 1990

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

Petitioners,

Index No.

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

VERIFIED ANSWER
TO THE PETITION

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. NICOLAI,
HOWARD MILLER, Esq., ALBERT J. EMANUELLI, Esq.,
R. WELLS STOUT, HELENA DONAHUE, EVELYN AQUILA,
Commissioners constituting the NEW YORK STATE
BOARD OF ELECTIONS, ANTONIA R. D'APICE, MARION
B. OLDI, Commissioners constituting the
WESTCHESTER COUNTY BOARD OF ELECTIONS,

Respondents,

for an Order declaring invalid the Certificates
purporting to designate Respondents Hon.
FRANCIS A. NICOLAI and HOWARD MILLER, Esq., as
candidates for the office of Justice of the
Supreme Court of the State of New York, Ninth
Judicial District, and the Petitions purporting
to designate ALBERT J. EMANUELLI, Esq., a
candidate for the office of Surrogate of
Westchester County to be held in the general
election of November 6, 1990.

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TO THE SUPREME COURT OF THE STATE OF NEW YORK:

Respondent LOUIS A. BREVETTI, Esq., by his attorneys, SCOLARI,
BREVETTI, GOLDSMITH & WEISS, P.C., for his answer to the Petition,
alleges as follows:

1. Denies each and every allegation contained in Paragraphs
"9" and "18."

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2. Denies any knowledge or information sufficient to form a belief as to the truth contained in Paragraphs "1," " 2," "8," "10," "11," "12," "13," "14," "15," "19," "20," "21," "22," "24," "25," "28," "29," "30," "31," "32," "33," "34," "35," and "36" of the Petition.

AS AND FOR A DEFENSE TO THE PETITION

3. Petition has failed to name all necessary parties in this proceeding.

WHEREFORE, the Respondent, LOUIS A. BREVETTI, respectfully requests that a judgment be made and entered dismissing the petition and granting costs and disbursements to said Respondent, and such further and other relief as this Court may deem just and proper.

SCOLARI, BREVETTI, GOLDSMITH & WEISS, P.C.,
Attorneys for Respondent
LOUIS A. BREVETTI, Esq.
230 Park Avenue
New York, N.Y. 10169
(212) 370-1000

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