

At a Term of the Appellate Division of the Supreme Court of the State of New York, Second Judicial Department, held in Kings County on **December 11, 1978.**

HON. HENRY J. LATHAM, Justice Presiding
HON. JOHN P. COHALAN, JR.
HON. CHARLES MARGETT
HON. FRANK D. O'CONNOR

} Associate Justices

-----X
George Sassower,

Respondent,

v.

Order

Hon. Ernest L. Signorelli,

Appellant,

and

The Sheriff of Suffolk County,

Respondent.

-----X

In the above entitled cause, the respondent having moved
(1) to recall this court's decision dated November 6, 1978 and to expunge therefrom all verbiage after the third paragraph and
(2) to direct the respondent to produce before this court all records that it may have which would indicate the time a Legal Aid attorney visited the petitioner on June 23, 1977, the time his office was presented with the writ of habeas corpus, and the time that petitioner was released;

Now, upon the papers filed in support of the motion and there being no papers filed in opposition thereto, and the motion having been duly submitted and due deliberation having been had thereon, it is

ORDERED that the motion is hereby denied with \$20 costs.

Enter:

IRVING N. SELKIN

Clerk of Appellate Division

No. 6339

George Sassower, respondent, v.
Hon. Ernest L. Signorelli, appellant,
and The Sheriff of Suffolk County,
respondent.

Motion by respondent (1) to recall this court's decision dated November 6, 1978 and to expunge therefrom all verbiage after the third paragraph and (2) to direct the respondent to produce before this court all records that it may have which would indicate the time a Legal Aid attorney visited the petitioner on June 23, 1977, the time his office was presented with the writ of habeas corpus, and the time that petitioner was released.

Motion denied with \$20 costs.

LATHAM, J.P ., COHALAN, MARGETT and O'CONNOR, JJ., concur.

December 11, 1978

LEONARD LANG, LTD. v
BIRCH HOLDING CORP.
SASSOWER v SIGNORELLI

No. 6366

No. 6339