

7:15 AM

Arrived at Wykargyl Station Post Office in New Rochelle, N. Y.--  
Unit 115--D/S E. Morris and D/S A. Grzymalski

9:30 AM

Arrested subject at 30 Mildred Pkwy., New Rochelle, N. Y. Subject was arrested outside of his residence, standing in his backyard. D/S E. Morris identified himself as follows: "Mr. Sassower, I am Deputy Sheriff Morris from the Suffolk County Sheriff's Dept."; at which point D/S Morris displayed his I.D. Card and Shield stating, "I have a Suffolk County Surrogate's Court Warrant of Commitment for you and you are under arrest". At the same time, D/S Grzymalski identified himself by stating, "I am Deputy Sheriff Grzymalski, Suffolk County" and displaying his I.D. Card and Shield. At this point, subject was escorted to Sheriff's Unit 115 which was parked on street in front of subject's house. While walking toward Unit 115 subject began pushing and shoving D/S's Morris and Grzymalski, screaming at the same time that he wanted a police officer. At this point, subject was handcuffed (in front) by D/S Morris. Subject was then placed in rear seat of Unit 115. D/S Morris then provided subject with copy of Warrant while showing him original Warrant. Subject was then advised of his Constitutional rights by D/S Morris. D/S Grzymalski proceeded to drive away while D/S Morris was seated in front seat on passenger side and subject in back seat. While driving, subject began opening the rear seat window, yelling out, "Police, Police, help". While driving on North Street in the city of New Rochelle, subject again began to open window, yelling out, "Police, Police"; then grabbing the door handle. At this point, D/S Grzymalski stopped the vehicle for the purpose of handcuffing subject behind his back so he would not open the door while driving. D/S Morris opened the rear door and subject began pushing and kicking at both D/S Morris and D/S Grzymalski, striking D/S Grzymalski in the stomach and groin several times. At this point, D/S Morris sat in the back seat with subject while D/S Grzymalski proceeded around the other side of vehicle to begin driving. Subject then opened the rear door of vehicle and began to flee, at which time D/S Morris attempted to subdue subject. D/S Grzymalski returned to D/S Morris' aid when subject began pushing and kicking again, striking D/S Grzymalski in the lower abdominal area of his body several times. Subject was subdued and D/S Grzymalski proceeded to drive vehicle while D/S Morris was seated in rear seat with subject. Subject sat quietly for a few minutes but then began reaching for the door handle several times. Once vehicle entered onto N. Y. S. Thruway subject became quiet again. Shortly thereafter, subject stated to D/S Morris, "Read me my rights again and loosen these handcuffs." D/S Morris then loosened subject's handcuffs and locked them so they wouldn't tighten up if he began moving and resisting again. D/S Morris then read subject his Constitutional rights again. Subject then sat quietly. When vehicle stopped at the Throggs Neck Bridge to pay toll, subject began yelling to Toll Officer, "help me, get the police"; at which time D/S Grzymalski identified himself to the Toll Officer by displaying his I.D. Card and Shield. While on the L.I.E. subject stated he wanted to make a phone call at which time he was advised by D/S Morris he could make a call as soon as we arrived at the jail. Upon arrival at the jail(10:55hrs.

Reporting Investigator

Badge

Supervisor

Exhibit "E"

Sheriff

INTERNAL AFFAIRS  
INVESTIGATOR'S REPORT (cont.)

subject stated that his foot hurt. Upon entry into jail, D/S Morris removed subject's handcuffs and advised Duty Lt. Cannatella to give subject a phone call; at which time, C/O Gabriel took subject to make phone call. At this point, D/S's Morris and Grzymalski proceeded to leave jail and return to I.A.D. office.

At I.A.D. office, D/S Grzymalski complained of pain in his groin area and neck area. At this point, BCI Technician H. Hodgins took photos of D/S Grzymalski's injuries. D/S Grzymalski was transported to Central Suffolk Hospital for treatment.

040 hrs.

Mrs. Doris Sassower (Attorney) presented a Writ of Habeus Corpus for defendant to Correctional personnel.

115 hrs.

This Section notified of same.

130 hrs.

Advised Communications Bureau to contact Sheriff and Under Sheriff; reference Writ.

-11-78

015 hrs.

Sheriff Finnerty received phone call at his office from Attorney Floyd Sarisohn, in reference Defendant's Writ of Habeus Corpus.

030 hrs.

Asst. County Attorney Erick F. Larsen contacted Judge Anthony J. Ferraro, Westchester County, to verify authenticity of Writ. Mr. Larsen verified same; report enclosed in file.

110 hrs.

Doctor Fred Frankel arrived at Facility to examine defendant; report from Dr. Frankel enclosed.

130 hrs.

Defendant released from Facility in conjunction with Writ of Habeus Corpus.

Reports from Correctional Facility personnel enclosed in file.

-16-78

1/5 E. M.

D/S E. Morris and D/S A. Grzymalski filed criminal charges with Westchester County District Attorney's Office; (A.D.A. Jeanie Pirro). As per A.D.A. Pirro, filed Assault 2nd Charge against subject. After Grand Jury Proceedings, the Charge of Resisting Arrest will accompany Assault Charge, Warrant was issued for subject's arrest at New Rochelle Police Dept. Notified Sheriff Finnerty of same.

gt. A.C.

Received copy of C/O Willette's report of 6/10/78 and 6/11/78.

-26-78

Received Summons with Notice for Sgt. Alan Croce and D/S Anthony Grzymalski from Nino Ruisi. Original sent to County Attorney's Office.

-21-78

Sheriff and Under Sheriff advised of subpoenas received by Deputy Sheriffs Grzymalski and Morris to appear for a felony hearing in Westchester County on Aug. 2, 1978.