

GEORGE SASSOWER

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September 22, 1984

Honorable Jacob Mishler
United States District Judge
United States District Court,
Eastern District of New York
Uniondale Avenue and Hempstead Turnpike,
Uniondale, Long Island, N.Y. 11554

Re: Sassower v. Signorelli et al.
84 Civ. 2989 [JM]

Honorable Sir:

1. Respectfully, unless the Suffolk County Attorney voluntarily withdraws his Rule 12(b) Notice of Motion dated September 19, 1984, based upon papers weighing more four (4) pounds, without prejudice to a proper resubmission, I suggest that Your Honor first consider my enclosed Notice of Cross-Motion, dated September 21, 1984..

2. Based upon a less voluminous, less confusing, much clearer set of papers Mr. Justice Martin B. Stecher rendered the annexed Order dated April 6, 1984.

I am reasonably certain that Your Honor will be in total agreement with Mr. Justice Stecher's comments and determination -- denial without prejudice to renewal, with respect to the Suffolk County Attorney's present motion.

3a. Is it possible that a Rule 12(b) motion weight more than four (4) pounds?

b. Is it possible that a Rule 56 motion, not have a single probative affidavit? Not a single word from recently held examinations before trial?


Significantly, none of the affidavits, documents, or papers that were submitted to Your Honor in 1977 or 1978 were again submitted!

Bluntly, they were all false, misleading, if not perjurious, as subsequent confessions and admissions reveal.

Sept. 22, 1984

4. In any event, I believe I am entitled to know beforehand whether a Rule 12(b) or Rule 56 submission is intended.

Most respectfully,


GEORGE SASSOWER

GS/h

cc: Reisman, Peirez & Reisman, Esqs.
Att: Robert M. Calica, Esq.
Hon. Robert Abrams
Att: Dewey Lee, Esq.
Clerk, U.S. District Court