

SETH D. CORWIN, ESQ.-DEFENDANT-AFFIRMATION-IN OPPOSITION

[17-18]

STATE OF NEW YORK : COURT OF CLAIMS

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In the Matter of the Claim of	:	<u>AFFIRMATION IN OPPOSITION</u>
GEORGE SASSOWER,	:	Claim No. 62894
Claimant,	:	

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STATE OF NEW YORK )  
 ) SS.:  
 COUNTY OF NEW YORK )

SETH D. CORWIN, an attorney at law, admitted to practice in the State of New York duly affirms the following under the penalties of perjury:

I am an Assistant Attorney General of the State of New York assigned to the defense of the above-captioned cross-motion and am fully familiar with the facts and circumstances relating thereto.

This affirmation is submitted in opposition to the claimant's cross motion.

Although claimant has not attached a copy of his proposed claim to his motion papers as required by Section 10, subd. 6 of the Court of Claims Act, the State will oppose the motion on the assumption that the claim previously filed on March 9, 1979, Claim No. 62894 that is the subject of the State's motion to dismiss would serve that purpose.

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The State is prejudiced until it knows what words are being relied upon by claimant as being those that have aggrieved him. In addition, claimant's application regarding the publication made before the Appellate Division was denied.

Moreover, the other requirements of Section 10, subd. 6 have not been dealt with in claimant's papers. Without conceding that claimant has complied with those requirements, it is submitted that claimant has not alleged a meritorious cause of action.

WHEREFORE, it is respectfully requested that the within cross-motion be denied in all respects.

Dated: New York, New York  
April 17, 1979

/s/ Seth D. Corwin  
SETH D. CORWIN  
Assistant Attorney General