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STATE COURT OF CLAIMS
JULY NEW YORK

At a Term of the Court of Claims
of the State of New York held in its Courtroom
at 44 S. Broadway
in the County of Westchester and City of
White Plains, N.Y. in said State on the
15th day of February, 1983.

Present: Hon. Henry W. Lengyel,
Judge

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NYS DEPARTMENT OF LAW
ORDER

GEORGE SASSOWER,

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DEPARTMENT OF LAW
CHIEF CLERK
Claimant
MAY 1983
NEW YORK
Defendant

- against -

THE STATE OF NEW YORK

Claim No. 67058

Motion No. M-28333

On February 15, 1983, the ~~Claimant~~ Defendant made application for an Order dismissing the amended claim which was filed on December 28, 1982.

The following papers, numbered 1 to 6 were read and considered by the Court.

		Papers Numbered
Notice of Motion and Affidavit	Annexed	1 & 2
Opposing Affidavit		3
Order in M-27932 filed 1/10/83		4
Reply/ Affidavit/		
Filed Papers: Claims- Exhibits - Stipulation - Minutes		5 & 6

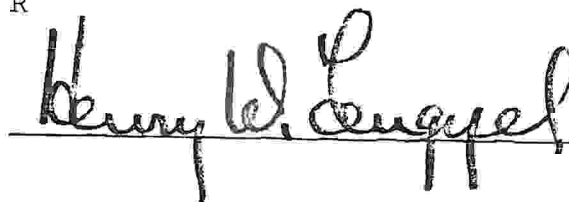
Upon the foregoing papers, the motion is granted and this Claim No. 67058 is dismissed for the reasons set forth in my Memorandum Opinion dated January 3, 1983 and filed with the Chief Clerk of this Court on January 10, 1983.

The claim herein was treated by our Chief Clerk's Office as an amendment of Claim No. 67058 which had been filed on September 8, 1982. Actually the claim at bar was not an amendment but was a new claim alleging a continuation of the alleged improper activity which was complained of in the October 18, 1982 proceeding. However, if this motion had been directed to the claim herein as a new claim, I would have dismissed this claim for the reasons set forth in my aforesaid Memorandum Opinion. Therefore, rather than denying this motion on technical grounds and then granting it after another application was made, I have decided to dismiss the claim at this time.

I do not advise this claimant that he may not bring further proceedings in the State Court of Claims relating to this rather overblown legal contretemps. I do point out to Mr. Sassower that he has fully presented his position; that I have rejected his position; and, that he has appealed my decision to the Second Department. I would, therefore, suggest to Mr. Sassower that, before bringing any further proceedings in the Court of Claims arising out of the "Signorelli diatribe" and the Matter of Eugene Paul Kelly, he perfect and argue his appellate posture and then hopefully he and the judges of the Court of Claims would conduct themselves pursuant to and in compliance with the appellate determination.

Dated: White Plains, New York
February 23, 1983

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