

In The
SUPREME COURT OF THE STATE OF NEW YORK
October Term, 1990
No.

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In re
GEORGE SASSOWER,
Petitioner-Appellant.

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GEORGE SASSOWER,
Plaintiff,
-against-

CHARLES L. BRIEANT; NICHOLAS H. POLITAN;
16 LAKE STREET OWNERS, INC.; LAWRENCE J.
GLYNN; DENIS DILLON; WILLIAM C. CONNER;
EUGENE H. NICKERSON; ALVIN F. KLEIN;
DAVID B. SAXE; FRANCIS T. MURPHY; XAVIER
C. RICCOBONO; IRA GAMMERMAN; DONALD
DIAMOND; HOWARD SCHWARTZBERG; JEFFREY
L. SAPIR, and HAROLD JONES,
Defendants.

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x-----x
PETITION FOR A WRIT OF CERTIORARI
TO THE CIRCUIT COURT OF APPEALS FOR THE
SECOND CIRCUIT

x-----x
IN FORMA PAUPERIS AFFIDAVIT
x-----x

I, GEORGE SASSOWER, in support of my motion to proceed, on this Petition for a Writ of Certiorari, without being required to prepay fees, costs or give security therefor, state that because of poverty I am unable to pay the costs of said proceeding or to give security therefor; that I am entitled to redress; and that the issues which I desire to present are set forth in my accompanying Petition for a Writ of Certiorari.

I further swear that the responses which I have made to the questions and instructions below relating to my ability to pay the cost or prosecuting the appeal are true.

I further contend that because the judiciary has unconstitutionally frozen my assets, the courts are estopped from denying in forma pauperis relief.

In forma pauperis relief was requested in the District Court and Circuit Court of Appeals, but because of the dispositions made, no formal dispositions were made with respect to such In Forma Pauperis requests, but impliedly granted.

As future petitions will confirm, in forma pauperis applications made by your deponent have been uniformly granted to your deponent by the Third, Fourth, Eighth, Ninth and District of Columbia Circuits. Only the Second Circuit has sometimes denied such relief.

10. Are you presently employed?

A. I am not presently employed. Except for a few years after World War II, I have always been self-employed receiving a respectable income therefrom.

The date of my last employment by another was about forty (40) years ago at which time I received about one hundred thirty dollars (\$130) per month.

2Q. Have you received within the past twelve months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, or other source?

A. The date of my last income was from self-employment and was in or about October of 1988. The gross amount from such self-employment averaged about \$500 per month during that month and the preceding year. Except for social security payments of \$350.00 per month, which I am now receiving, I have received no other income.

3Q. Do you own any cash or checking or savings accounts?

A. The amount of cash that I have on hand is nil. I have no savings accounts. In my checking account, which is supposed to last me until my social security check next month, I have about \$50, which I borrowed. As against such minimal liquid assets I have substantial liabilities, all legitimately and reasonably incurred.

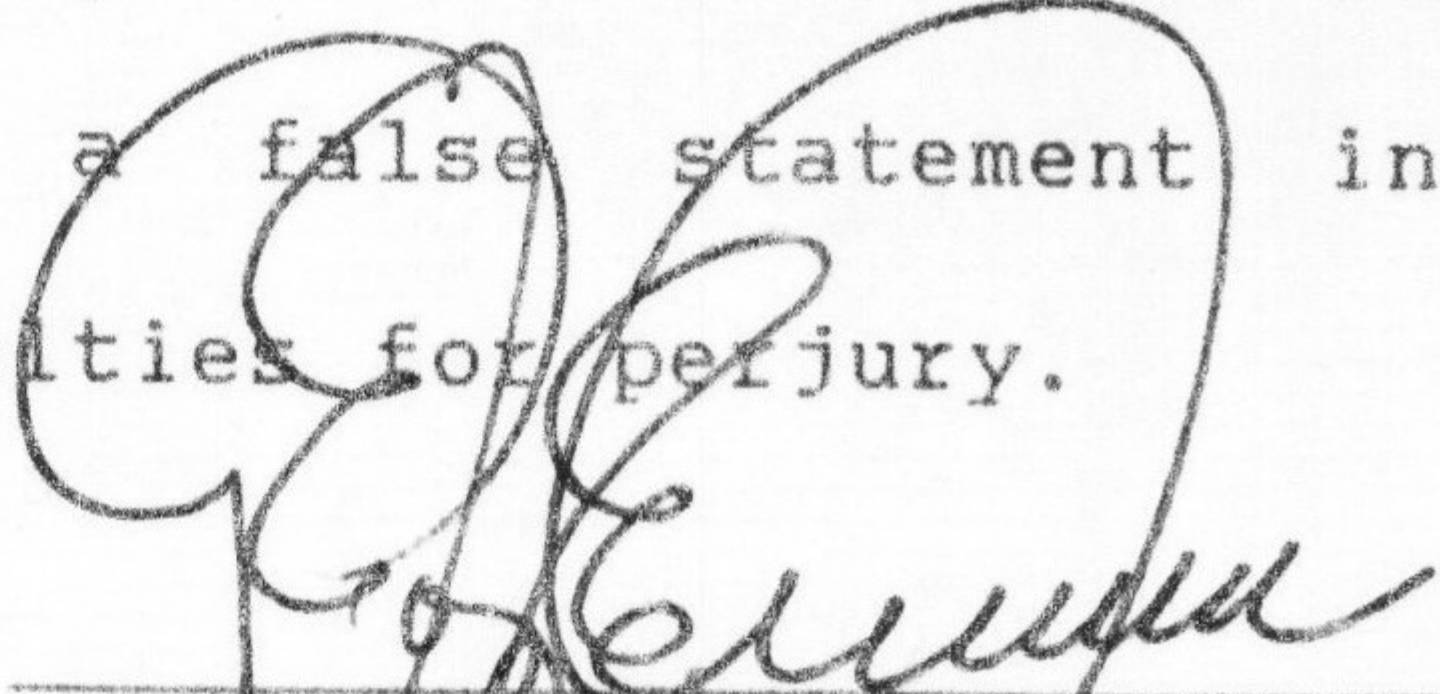
4Q. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing).

A. None, except for monies due me pursuant to a judgment and various claims, liquid and unliquidated, which I am unable to collect because I am denied access to the courts and for other unconstitutional reasons.

5Q. List the persons who are dependent upon you for support and state your relationship to those persons.

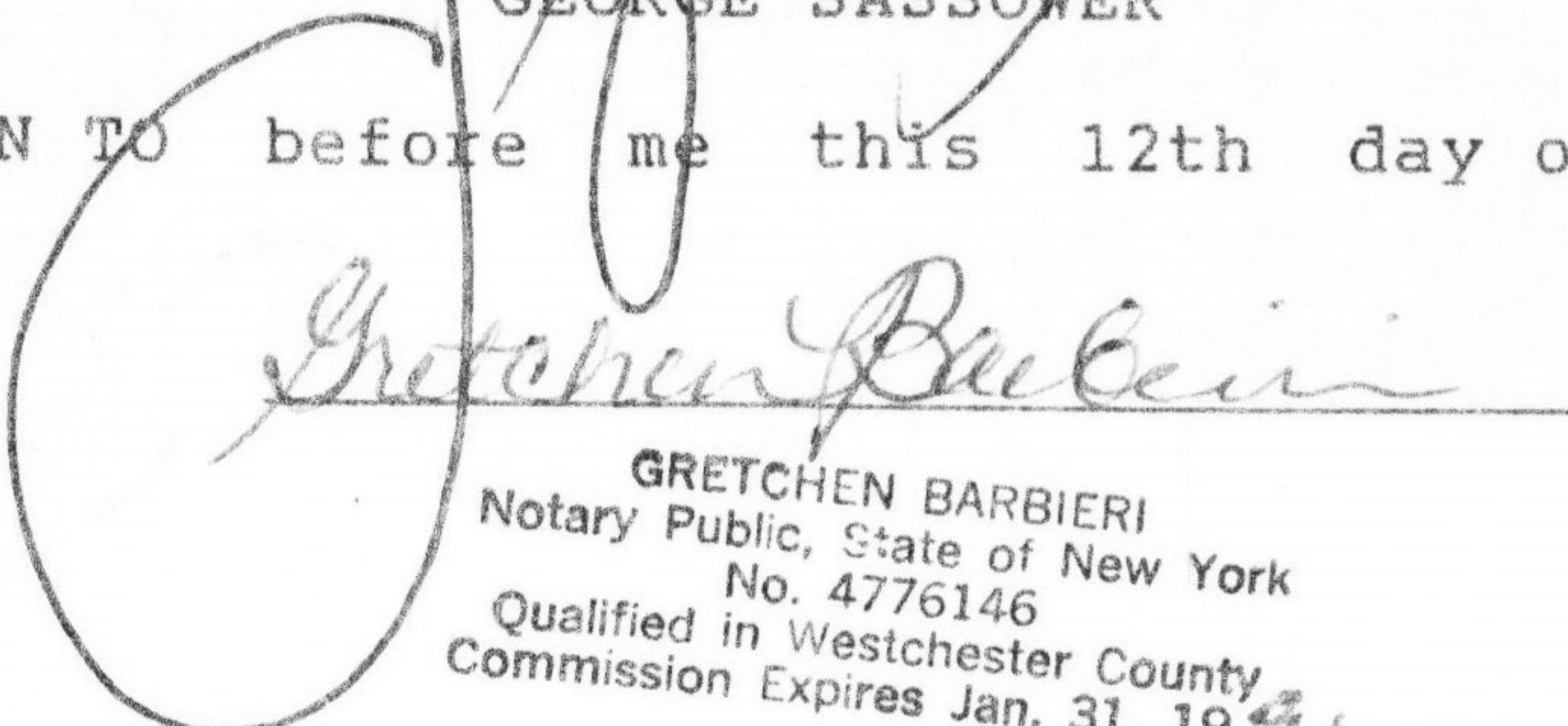
A. My youngest daughter, Lizbeth A. Sassower, but I am not supporting her because of my present financial situation.

I understand that a false statement in this affirmation will subject me to penalties for perjury.



GEORGE SASSOWER

SUBSCRIBED AND SWORN TO before me this 12th day of October, 1990.



GRETCHEN BARBIERI
Notary Public, State of New York
No. 4776146
Qualified in Westchester County
Commission Expires Jan. 31, 1991

CERTIFICATION OF SERVICE

On October , 1989, I served a true copy of this In Forma Pauperis Application by mailing same in a sealed envelope, first class, certified mail (P), with proper postage thereon, addressed to the Solicitor General, Department of Justice, Washington, D.C. 20530.

ELENA R. SASSOWER