

At a Term of the Appellate Division of the Supreme Court
of the State of New York, Second Judicial Department,
held in Kings County on January 3, 1986.

HON. MILTON MOLLEN, Presiding Justice,
HON. LEON D. LAZER,
HON. GUY J. MANGANO,
HON. DAVID T. GIBBONS,
HON. SYBIL HART KOOPER.

(NOT TO BE PUBLISHED)

} Associate Justices

George Sassower,

Petitioner,

v

Grievance Committee for the Second
and Eleventh Judicial Districts,

Respondent.

Order

The above named George Sassower, petitioner, having instituted this proceeding, by a petition, verified November 18, 1985, (1) for a declaration that a certain Disciplinary Proceeding for alleged professional misconduct was brought as a result of invidious and selective prosecution, constitutionally and by statute impermissible, (2) to dismiss said proceeding and (3) to decide whether Robert H. Straus, Esq., may act as prosecuting attorney for the Grievance Committee; the proceeding having come on before this court by an order to show cause, dated November 18, 1985, with a motion by petitioner to direct an immediate determination of his petition herein and to disqualify the attorney for the Grievance Committee;

Now, upon the said order to show cause, the said petition and the affirmation of Robert H. Straus in opposition thereto; and the proceeding having been submitted by George Sassower, Esq., the petitioner pro se and submitted by Robert H. Straus, Esq., of counsel for the respondent, due deliberation having been had thereon; and upon this court's decision slip heretofore filed and made a part hereof, it is

ORDERED that the motion is hereby granted to the extent that the proceeding will be decided herewith and in all other respects the said motion is denied, and it is further

ORDERED that this proceeding commenced by the petitioner, George Sassower, is hereby dismissed, without costs.

Enter:

IRVING N. SELKIN

Clerk of the Appellate Division.

SUPREME COURT, STATE OF NEW YORK
APPELLATE DIVISION, SECOND DEPT.

I, IRVING N. SELKIN, Clerk of the Appellate Division of the Supreme Court, Second Judicial Department, do hereby certify that I have compared this copy with the original filed in my office on JAN 3 - 1986 and that this copy is a correct transcription of said original.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of this Court on JAN 3 - 1986

Irving N. Selkin

Clerk

JAN 3 - 1986

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(NOT TO BE PUBLISHED)

No. 8704

George Sassower, petitioner, v.
Grievance Committee for the Second
and Eleventh Judicial Districts,
respondent.

Proceeding by petitioner (1) for a declaration that a certain
Disciplinary Proceeding for alleged professional misconduct
was brought as a result of invidious and selective prosecution,
constitutionally and by statute impermissible, (2) to dismiss
said proceeding and (3) to decide whether Robert H. Straus, Esq.,
may act as prosecuting attorney for the Grievance Committee.

No. 8704-A

Motion by petitioner ~~to~~ to direct an immediate determination of the
petition and to disqualify the attorney for the Grievance
Committee.

Motion granted to the extent that the proceeding will be decided
herewith and in all other respects, motion denied.

Proceeding commenced by petitioner, George Sassower, dismissed,
without costs.

MOLLEN, P.J., LAZER, MANGANO, GIBBONS & KOOPER, JJ., concur.

January 3, 1986

SASSOWER v GRIEVANCE COMMITTEE FOR
THE SECOND AND ELEVENTH JUDICIAL
DISTRICTS

No. 8704