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 February 23, 1987.

(NOT TO BE PUBLISHED)

WILLIAM C. THOMPSON, Justice Presiding, LAWRENCE J. BRACKEN,

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RICHARD A. BROWN, JAMES F. NIEHOFF, HON.

HON. CHARLES B. LAWRENCE. Associate Justices

In the Matter of George Sassower, an attorney.

Grievance Committee for the Second and Eleventh Judicial Districts,

Petitioner;

Order on Motion (Motion No. 379)

George Sassower,

Respondent.

In the above entitled disciplinary proceeding, the above named George Sassower, respondent, having moved, by a notice of motion dated December 19, 1986, (1) to dismiss the proceeding, or in the alternative, (2) to reopen the hearings on ground of newly discovered evidence heretofore concealed, and (3) to transfer the proceeding to another department;

Now, upon the said notice of motion, the affirmation of George Sassower and the exhibits annexed thereto in support of the said motion; the affirmation of Robert H. Straus in opposition thereto; and upon all the papers filed herein; and the motion having been submitted by the respondent pro se and submitted by Robert H. Straus, Esq., of counsel for the petitioner, 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 said motion is hereby denied in all respects.

Enter:

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# MARTIN H. BROWNSTEIN

Clerk of the Appellate Division.

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

I, MARTIN H. BROWNSTEW, Clerk of the Appellate Division of the Supreme Court, Second Judicial Department, do hereby certify that have compared this copy with the original filed in regretified on FEB 2 and that the original filed in my office on 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 FEB 2 3 1987

#### (NOT TO BE PUBLISHED)

In the Matter of George Sassower, an Attorney and Counselor at Law.

Grievance Committee for the Second and Eleventh Judicial Districts, petitioner;

George Sassower, respondent.

#### No. 9026

Motion by respondent, <u>pro</u> <u>se</u> to dismiss Charges One, Two. Two-A and Three, by reason of the Report of U.S. Magistrate NINA GERSHON, dated November 24, 1986.

Motion granted to the extent of dismissing Charge Two, and in all other respects, motion denied.

#### No. 8128

Motion by respondent  $\underline{pro}$   $\underline{se}$  to dismiss the petition on ground that this court and the petitioner and intervenor have failed to produce or to demand the production of the accounting of Lee Feltman, Esq., as demanded by respondent.

### No. 9357

Motion by respondent  $\underline{pro}$   $\underline{se}$  for an order of this court to recuse itself,  $\underline{nunc}$   $\underline{pro}$  tunc, from this proceeding.

#### No. 379

Motion by respondent <u>pro se</u> (1) to dismiss the proceeding, or in the alternative, (2) to reopen the hearings on ground of newly discovered evidence heretofore concealed, and (3) to transfer the proceeding to another department.

## No. 379-A

Motion by respondent,  $\underline{pro}$  se to dismiss the proceeding and/or restrain any further proceeding against the respondent by this court.

Four motions (8128, 9357, 379, 379-A) denied in all respects.

THOMPSON, J.P., BRACKEN, BROWN, NIEHOFF and LAWRENCE, JJ., concur.