

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : SECOND JUDICIAL DEPARTMENT

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Z/em

LAWRENCE J. BRACKEN, J.P.
EDWARD J. HART
WILLIAM D. FRIEDMANN
GLORIA GOLDSTEIN
ANITA R. FLORIO, JJ.

94-02371

DECISION & ORDER ON MOTION

In the Matter of Bernard Hanft
a suspended attorney.

Grievance Committee for the Second
and Eleventh Judicial Districts,
petitioner; Bernard Hanft, respondent.

Motion by the respondent Bernard Hanft for an order granting leave to reargue and/or renew "a trial of an issue of fact, namely, whether the 'petition' cited in the order issued on May 11, 1994" exists and requiring the petitioner to produce the petition at the hearing of this motion. By decision and order on motion of this court dated May 11, 1994, the respondent was directed to be examined by a qualified medical expert. By further decision and order on motion dated October 28, 1994, the respondent was suspended pursuant to 22 NYCRR 691.4(l)(1)(i) for failure to comply with the lawful demands of this court or the Grievance Committee. By decision and order on motion dated November 30, 1994, the respondent's *pro se* motion to vacate the order of October 28, 1994, and to direct that the petitioner be required to prove the existence of the petition was denied.

Upon the papers filed in support of the motion and the papers submitted in opposition thereto, it is

ORDERED that the motion is denied in its entirety.

BRACKEN, J.P., HART, FRIEDMANN, GOLDSTEIN and FLORIO, JJ., concur.

ENTER:

Martin H. Brownstein
Clerk

December 28, 1994

MATTER OF HANFT, BERNARD