

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

ORIGINAL

8212b
B/nl

GUY JAMES MANGANO, P.J.
WILLIAM C. THOMPSON
LAWRENCE J. BRACKEN
THOMAS R. SULLIVAN
VINCENT R. BALLETTA, JR., JJ.

91-01728

DECISION & ORDER ON MOTIONS

In the Matter of Alton H. Maddox, Jr., a
suspended attorney.

Grievance Committee for the Second and
Eleventh Judicial Districts, petitioner;
Alton H. Maddox, respondent.

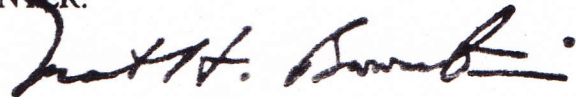
Motion by the petitioner Grievance Committee for the Second and Eleventh Judicial Districts for an order pursuant to CPLR 2304, quashing the subpoena duces tecum, dated March 10, 1993 and signed by the respondent's counsel, which calls for the production of "original notes, minutes, papers, pleadings, documents, transcriptions, tapes, printouts, transcripts, records, summaries pertaining in any manner or in any respect to the above-captioned proceeding and to the Grievance Committee for the Second and Eleventh Judicial Districts with respect to Alton H. Maddox, Jr." The respondent cross-moves for an order "[u]nsealing all books, papers and records of the Grievance Committee for the Second and Eleventh Judicial Districts pertaining in any manner to the above-captioned special proceeding" under Judiciary Law § 90, Public Officers Law § 84 et. seq., CPLR 2301 et. seq., Article I, §§ 6 and 11 of the New York State Constitution and the First, Fifth, Ninth and Fourteenth Amendments to the United States Constitution, and for his immediate reinstatement to the practice of law.

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

ORDERED that the motion is granted and the cross-motion is denied.

MANGANO, P.J., THOMPSON, BRACKEN, SULLIVAN and BALLETTA, JJ., concur.

ENTER:



Martin H. Brownstein
Clerk

April 7, 1993

MATTER OF MADDOX, ALTON H. JR.

4-7-93
Copies sent
pet. etc.
(M)