

C-13



STATE OF NEW YORK  
STATE BOARD OF ELECTIONS

P.O. BOX 4  
ONE COMMERCE PLAZA  
ALBANY, NY 12260-0004

October 31, 1990

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230 Park Avenue  
New York, NY 10169

Re: Castracan et. al. v. Colavita, et. al.

Sirs:

Please take notice that the Attorney General has notified this office that he will not be defending the State Board of Elections in the above-captioned matter. Accordingly, it is no longer necessary to serve the Attorney General with papers during the remaining proceedings.

Thank you for your consideration.

Very truly yours,  
  
John Ciampoli  
Deputy Counsel

JC:ab

DATE:

10/23/90

TO:

ALAN KAUFMAN

BUREAU:

ALBANY LITIGATION BUREAU

FROM:

DEBORAH F. VOLBERG

BUREAU:

WESTCHESTER REGIONAL OFFICE

PAGES INCLUDING COVER:

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No Ag involvement  
WR

SUPREME COURT: STATE OF NEW YORK  
APPELLATE DIVISION: THIRD DEPARTMENT

OCT 23 1990

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In the Matter of the Application of  
MARIO M. CASTRACAN and VINCENT F. BONELLI,  
acting Pro Bono Publico,

*Stuart Rosenthal*  
Assistant Attorney General  
10:25  
a.m.

Petitioner-Appellants,

Index No. 6056/90

for an Order, pursuant to Sections  
16-100, 16-102, 16-104, 16-106 and  
16-116 of the Election Law,

Order to  
Show Cause  
for a Preference  
of Appeal pursuant  
to Supreme Court  
Rules, 3rd Dept.,  
Section 800.16

-vs-

ANTHONY J. COLAVITA, Esq., Chairman,  
WESTCHESTER REPUBLICAN COUNTY COMMITTEE,  
GUY T. PARISI, Esq., DENNIS MEHIEL, Esq.,  
Chairman, WESTCHESTER DEMOCRATIC COUNTY  
COMMITTEE, RICHARD L. WEINGARTEN, Esq.,  
LOUIS A. BREVETTI, Esq., Hon. FRANCIS A.  
NICOLAI, HOWARD MILLER, Esq., ALBERT J.  
EMANUELLI, Esq., R. WELLS STOUT,  
HELENA DONAHUE, EVELYN AQUILA, Commissioners  
constituting the NEW YORK STATE BOARD  
OF ELECTIONS, ANTONIA R. D'APICE,  
MARION B. OLDI, Commissioners constituting  
the WESTCHESTER COUNTY BOARD OF ELECTIONS,

Respondent-Respondents,

for an Order declaring invalid the Certificates  
purporting to designate Respondents Hon. FRANCIS A.  
NICOLAI and HOWARD MILLER, Esq. as candidates for  
the office of Justice of the Supreme Court of the  
State of New York, Ninth Judicial District, and  
the Petitions purporting to designate ALBERT J.  
EMANUELLI, Esq.. a candidate for the office of  
Surrogate of Westchester County to be held in  
the general election of November 6, 1990.

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Upon reading and filing the annexed Affirmation,  
affirmed October 21, 1990, of DORIS L. SASSOWER, Esq., of DORIS