

TO: THE BOARD OF ELECTIONS OF THE COUNTY OF WESTCHESTER, NEW YORK

WHEREAS, the undersigned did heretofore and on July 25, 1991, file with the Board of Elections of the County of Westchester, New York, objections to the designating petition filed July 22, 1991, in the office of the Board of Elections of Westchester County, New York, purporting to designate one, Honorable J. Emmett Murphy of 80 Northview Terrace, Yonkers, New York 10703, as a candidate for the nomination of the Conservative Party for the office of Judge of the County Court of Westchester County, New York to be voted upon at the primary election to be held September 12, 1991; and thereafter at the general election to be held November 5, 1991.

NOW THEREFORE, the undersigned, pursuant to Section 6-154 of the Election Law of the State of New York and other provisions of law applicable thereto, do hereby specify and amplify the following as grounds of their objections to said petition, to wit:

(1) Upon information and belief, each and every one of the 516 signatures appearing on the 76 pages constituting Volume 1 of 1 volume of the aforesaid petition, are invalid, void and insufficient to validly designate the aforesaid candidate inasmuch as the same were procured by fraud in that each and every subscribing witness and/or Notary Public before whom said

15:11 d 12:11 1991
NOTARY PUBLIC
WESTCHESTER COUNTY
NEW YORK

EXHIBIT C-3

petition was purportedly signed by the respective signators thereto failed to reveal and disclose to said enrolled Conservative signators, either voluntarily or in reply to an inquiry, that (A) said candidate, Honorable J. Emmett Murphy was a party to and/or beneficiary of (i) an agreement made in 1989 whereby he would also be the candidate of the Republican Party for such office, and (ii) an agreement made in 1989 whereby he would also be the candidate of the Democratic Party for such office, and (B) in truth and fact, two other petitions were then and there being circulated soliciting signatures thereto by enrolled Republican Party voters and enrolled Democratic Party voters, respectively, seeking to designate said Honorable J. Emmett Murphy as the candidate of the Republican Party and Democratic Party, respectively, for such office in implementation, and performance, of the aforesaid agreements entered into in violation of the provisions set forth in §17-158 of the Election Law of the State of New York.

(2) Upon information and belief,

A. Some or all of the one signature appearing on page 65 of said petition, the 9 signatures appearing on page 66 of said petition, and one signature appearing on page 76 of said petition (i) did not appear personally before TERRY JANE RUDERMAN, the Notary Public who purportedly procured said signatures, and (ii) did not sign same in the presence of said

Notary Public, and (iii) did not sign same on the dates indicated to be the dates on which said signatures were subscribed.

B. Some or all of the 8 signatures appearing on page 67 of said petition, the 9 signatures appearing on page 68 of said petition, the 8 signatures appearing on page 69 of said petition, and the 5 signatures appearing on page 70 of said petition (i) did not appear personally before JEROLD R. RUDERMAN, the Notary Public who purportedly procured said signatures, (ii) did not sign same in the presence of said Notary Public, (iii) did not sign same on the dates indicated to be the dates on which said signatures were subscribed, and (iv) the 9 signatures appearing on page 68 of said petition were purportedly subscribed on a Sunday.

C. Some or all of the 10 signatures appearing on page 61 of said petition, the 9 signatures appearing on page 62 of said petition, the 8 signatures appearing on page 63 of said petition, the 4 signatures appearing on page 64 of said petition, and the 7 signatures appearing on page 71 of said petition, (i) did not appear personally before RAYMOND E. KELLY, the subscribing witness who purportedly procured said signatures, (ii) did not sign same in the presence of said subscribing witness, and (iii) did not sign same on the dates indicated to be the dates on which said signatures were subscribed.

D. Some or all of the 10 signatures appearing on page 31 of said petition, the 10 signatures appearing on page 32 of said petition, the 10 signatures appearing on page 33 of said petition, the 10 signatures appearing on page 34 of said petition, and the 5 signatures appearing on page 35 of said petition, (i) did not appear personally before JOHN WATERS EATON, the subscribing witness who purportedly procured said signatures, (ii) did not sign same in the presence of said subscribing witness, and (iii) did not sign same on the dates represented to be the dates on which said signatures were subscribed.

That the said office of Judge of the County Court of Westchester County is a judicial office.

That the Post Office address for each of the undersigned is as follows: Rachel Sady, 40 Euclid Avenue, Village of Hastings-on-Hudson, Town of Greenburgh, and Dr. Mario M. Castracan, 20 Surrey Lane, Millwood, Town of New Castle. That each of the undersigned is a duly qualified voter of said Towns of Greenburgh and New Castle, Westchester County, New York, respectively, registered to vote for the office of Judge of the County Court of said county. That the undersigned Rachel Sady, is a duly enrolled member of the Democratic Party. That the undersigned Mario M. Castracan, is a duly enrolled member of the Republican Party.

IN WITNESS WHEREOF, we have signed our names hereto this
31st day of July, 1991.

Rachel Sady
Rachel Sady

Mario M. Castracan
Mario M. Castracan

COUNTY OF WESTCHESTER)

ss.:

STATE OF NEW YORK)

On the 31st day of July, 1991, before me personally came RACHEL SADY and MARIO M. CASTRACAN, to me known and known to me to be the individuals described in and who executed the foregoing instrument and acknowledged to me that they executed the same.

Eli Vigliano

ELI VIGLIANO
Notary Public, State of New York
No. 4967383
Qualified in Westchester County
Commission Expires June 4, 1992