

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

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

Petitioner-Appellants,

Albany County Clerk's  
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,

RJI No. 0190 ST 2747

Notice of Appeal

-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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S I R S :

PLEASE TAKE NOTICE that Petitioners, MARIO M. CASTRACAN  
and VINCENT F. BONELLI, appeal to the Appellate Division of the  
Supreme Court, Third Judicial Department, from an Order entered  
in this proceeding in the office of the Clerk of Albany County on  
October 17, 1990, which dismissed the Petition for failure to

state a cause of action, and from each and every part of such  
Order.

Dated: White Plains, New York  
October ~~16~~, 1990

17,

Yours, etc.,

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ZB

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