

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

-----x
In the Matter of the Application of THE
PEOPLE OF THE STATE OF NEW YORK, ex. rel,
GEORGE SASSOWER, individually and on behalf
of those similarly situated, and on behalf
OF UNITED PRESS INTERNATIONAL; THE ASSOCIATED
PRESS; THE WALL STREET JOURNAL; THE NEW YORK
TIMES; NEW YORK NEWS; NEW YORK POST; NEWSDAY;
THE VILLAGE VOICE, GANNETT, INC.; AMSTERDAM
NEWS; NEWSWEEK; TIME; U.S. NEWS AND WORLD
REPORTS; NEW YORK MAGAZINE; BUSINESS WEEK;
FORBES; WCBS; WNBC; WNYW; WABC; WWOR; WPIX;
and WNET,

VERIFIED ANSWER

Index No.
12941/88

Assigned Justice:
Hon. Gerard E.
Delaney

Petitioner,

- against -

THE OFFICE OF COURT ADMINISTRATION; ROBERT
ABRAMS, as Attorney General of the State
of New York; SHERIFF OF WESTCHESTER COUNTY;
and ALL POLICE and PEACE OFFICERS OF THE
STATE OF NEW YORK,

Respondents.

For a Writ of Mandamus, Prohibition, and
Procedendo ad Justicum.

-----x
Respondent, the Commissioner/Sheriff of the Westchester
County Department of Public Safety Services (hereinafter
"Sheriff"), respectfully answering the allegations of the Verified
Petition, alleges as follows:

1. Denies knowledge or information sufficient to form a
belief as to the truth or accuracy as to each and every allegation
contained in the Verified Petition except as to paragraphs 3(c),
4(a), 16, 22, 65, 77, 78, 79 and 80.

2. As to paragraphs 3(c), 4(a), 16, 22, 65 and 71(a),
denies each and every allegation except as said section or

authority may otherwise reflect and respectfully refers this Court to those provisions as best evidence of their content, purport and intent.

3. Admits the allegations contained in paragraph 77 of the Verified Petition.

4. Denies the allegations contained in paragraphs 78 and 80 of the Verified Petition.

5. Denies the allegations contained in paragraph 79 of the Verified Petition except as the record may otherwise reflect and respectfully refers this Court as to those provisions as best evidence of their content, purport and intent.

AS AND FOR A FIRST OBJECTION
IN POINT OF LAW:

6. Petitioner has failed to state a valid claim upon which relief can be granted as against the Sheriff.

WHEREFORE, judgment is demanded denying the Petition and dismissing the proceeding as against the Sheriff, with costs and disbursements.

MARILYN J. SLAATTEN
Westchester County Attorney
Attorney for Respondent
600 Michaelian Office Building
148 Martine Avenue
White Plains, New York 10601
(914) 285-2677

BRIAN J. POWERS
Deputy County Attorney
of Counsel

V E R I F I C A T I O N

STATE OF NEW YORK)
) SS.:
COUNTY OF WESTCHESTER)

BRIAN J. POWERS, being duly sworn, deposes and says:

That he is an Deputy County Attorney in the office
of Marilyn J. Slaatten, Westchester County Attorney.

That he is fully familiar with the facts of this
proceeding and that he makes this verification pursuant to CPLR
Section 3020(d)(2).

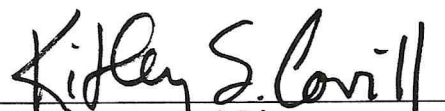
That he has read the foregoing Answer and knows the
contents thereof and that the same is true to his own
knowledge, except as to those matters stated to be alleged on
information and belief and as to those matters he believes them
to be true.

That the source of deponent's knowledge and
information are the records of the Department of Public Safety
Services and the Department of Law, , and information furnished
your deponent by persons having knowledge of the facts of this
case.



BRIAN J. POWERS

Sworn to before me this
4th day of October, 1988



Notary Public

KITLEY S. COVILL
Notary Public, State of New York
No. 4935055
Qualified in Westchester County
Commission Expires 5/31/90

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

GLORIA SHERWOOD, being duly sworn, deposes and says:

I am not a party to this action, I am over 18 years of age; I reside in YONKERS, NEW YORK.

On October 4, 1988 I served one copy of the within VERIFIED ANSWER on the following:

George Sassower
16 Lake Street
White Plains, NY 10601

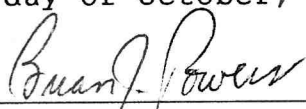
Robert Abrams
Attorney General
202 Mamaroneck Avenue
White Plains, NY 10601

being the address designated for that purpose by depositing a true copy of same enclosed in a postpaid, properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York.



GLORIA SHERWOOD

Sworn to before me this
4th day of October, 1988.



Notary Public

BRIAN J. POWERS
Notary Public, State of New York
No. 4620721
Qualified in Westchester County
Term Expires May 31, 1989