

OFFICE

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

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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;
THE 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,
Petitioner,

Index No.
12941-1988

Assigned to:
Hon. GERARD E.
DELANEY

-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 Justiciam.

RECEIVED

OCT 11 1988

CHIEF CLERK
WESTCHESTER SUPREME
AND COUNTY COURTS

-----x
S I R S:

PLEASE TAKE NOTICE that a Judgment, Decree, and/or
Order, of which the within is a true copy, will be presented for
settlement to the Hon. GERARD E. DELANEY, one of the judges of
the within Court, at Chambers on October 13, 1988, at 10:00
o'clock in the forenoon of that day.

Dated: October 6, 1988

Yours, etc.,

GEORGE SASSOWER, Esq.
Attorney, pro se
16 Lake Street,
White Plains, N.Y., 10603
914-949-2169

To: Hon. Robert Abrams
Hon. Albert M. Rosenblatt
Hon. Marilyn J. Slaatten

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

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JUDGMENT and
DECREE

-against-
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ABRAMS, as Attorney General of the
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COUNTY; and ALL POLICE and PEACE OFFICERS
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For a Writ of Mandamus, Prohibition, and
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-----X
Relator, above named, having moved this Court for
a Judgment and/or Decree compelling the removal of Administrator
XAVIER C. RICCOBONO, and other relief, and on reading and filing
the Notice of Petition dated the 9th day of September, 1988, the
Petition dated and verified the 9th day of September, 1988, all
with admissions of service thereon by the respondents, THE OFFICE
OF COURT ADMINISTRATION, ROBERT ABRAMS, the Attorney General of
the State of New York, and the SHERIFF OF WESTCHESTER COUNTY, and
the respondent, SHERIFF OF WESTCHESTER COUNTY, having appeared

and answered by Hon. MARILYN J. SLAATTEN, the Westchester County Attorney, and except for the answer of Hon. MARILYN J. SLAATTEN on behalf of the SHERIFF OF WESTCHESTER COUNTY (Westchester County Department of Public Safety Services) only, the allegations contained in the petition not having been controverted, and there having been no opposition made to the relief requested in said petition, and due deliberation having been had therein,

NOW, on motion of the relator, GEORGE SASSOWER, Esq., on behalf of himself, on behalf of those similarly situated, on behalf of the media, and on behalf of THE PEOPLE OF THE STATE OF NEW YORK, it is

ORDERED, that the relief requested in the said petition is hereby granted in all respects, except insofar as it pertains to the SHERIFF OF WESTCHESTER COUNTY, and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION, directing it to immediately remove and relieve Administrator XAVIER C. RICCOBONO from all duties and obligations of any kind and nature insofar as they may relate to PUCCINI CLOTHES, LTD. and/or the relator, and the OFFICE OF COURT ADMINISTRATION is hereby ordered and directed to take any and all lawful actions as may be necessary to effectuate such removal, and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION, directing it to take all necessary steps to expeditiously cause to be filed, an "accounting", with respect to the judicial trust assets of PUCCINI CLOTHES, LTD., in accordance with 22 NYCRR §202.52[e], and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondent, Hon. ROBERT ABRAMS, as Attorney General of the State of New York, to immediately make application for the filing of an accounting for PUCCINI CLOTHES, LTD., the settlement thereof, and distribution of its assets, as more specifically provided as a "duty" of the Attorney General, in Business Corporation Law §1216[a], and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION to immediately take such steps as may be necessary to cause the filing of reports, available for public inspection, in accordance with Judiciary Law §36-a and 22 NYCRR Part 26, and take such steps as may be necessary to recover monies and other considerations paid from the judicial trust assets of PUCCINI CLOTHES, LTD., in violation of 22 NYCRR §660.24[f] or other provisions of the law, and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondents, OFFICE OF COURT ADMINISTRATION and Hon. ROBERT ABRAMS to take all steps necessary to make recovery of all monies and other considerations received by FELTMAN, KARESH, MAJOR & FARBMAN, Esqs., while purporting to act on behalf of PUCCINI CLOTHES, LTD., for the benefit of PUCCINI CLOTHES, LTD., and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondents, OFFICE OF COURT ADMINISTRATION and Hon. ROBERT ABRAMS to take all steps necessary to make recovery of all monies and other considerations, which were made the subject of massive larceny, from the judicial trust assets of PUCCINI CLOTHES, LTD., which larceny was engineered by KREINDLER & RELKIN, P.C. and CITIBANK, N.A., and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION, to take such immediate steps as may be necessary to cause to be filed a proper and adequate bond payable "to the people", in the proceedings involving PUCCINI CLOTHES, LTD., as required by Business Corporation Law §1204, and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus and prohibition be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION, requiring it to take such immediate steps as may be necessary to terminate the non-public functioning of judicial proceedings by Referee DONALD DIAMOND, in Supreme Court, New York County, and prohibiting any future conduct of non-public judicial proceedings by Referee DONALD DIAMOND, and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION, compelling it to cause the public filings of all judgments, orders, papers, and documents held by Referee DONALD DIAMOND, as set forth in CPLR 2102, and to compel the OFFICE OF COURT ADMINISTRATION to take such steps as to prohibit Referee DONALD DIAMOND from establishing any rule or practice contrary to a public filing of records and documents, in any proceeding or action wherein PUCCINI CLOTHES, LTD. and/or relator are involved, directly or indirectly, and it is further

ORDERED, ADJUDGED, and DECREED, that a writ of mandamus and prohibition be and the same is hereby issued against the respondent, OFFICE OF COURT ADMINISTRATION, to compel it to prohibit and/or prevent any "computer manipulation" in the Supreme Court of the State of New York, County of New York by Administrator XAVIER C. RICCOBONO, or anyone else, and mandating that the OFFICE OF COURT ADMINISTRATION take such steps as may be necessary to correct any past "computer manipulation" in the litigation involving PUCCINI CLOTHES, LTD., under Index No. 1816-1980, including, but not limited, to causing the assignment of Hon. MARTIN B. STECHER to such litigation, instead of, and in place of, Mr. Justice IRA GAMMERMAN, and it is further

ORDERED, ADJUDGED, and DECREED, that the respondent, OFFICE OF COURT ADMINISTRATION, immediately take such steps and action to cause the nullification of the dragooning procedures and practices of Mr. Justice IRA GAMMERMAN, and all the nullification of all judgments, decrees, orders, determinations, and actions caused by same, including those action and proceedings wherein he, Referee DONALD DIAMOND, and/or Administrator XAVIER C. RICCOBONO, are parties, witnesses, and/or otherwise have a disqualifying interest in the litigation, and it is further

ORDERED, ADJUDGED, and DECREED, that the respondent promptly take such administrative action and procedures that will cause all non-summary criminal contempt proceedings to be identified as a criminal proceeding and governed by criminal procedural rules, nisi prius and appellate, and it is further

ORDERED, ADJUDGED, and DECREED, that the respondent, OFFICE OF COURT ADMINISTRATION, be and the same is mandated to immediately assign a jurist, with Presiding Justice MILTON MOLLEN or Presiding Justice FRANCIS T. MURPHY having no part in such selection, to entertain and determine relator's writ of prohibition applications with respect to the Orders of Non-Summary Criminal Contempt issued out of Surrogate's Court, Suffolk County, and it is further

ORDERED, ADJUDGED, and DECREED, that the respondent, Hon. ROBERT ABRAMS be and he is enjoined from representing anyone in any action or proceeding where such representation is contrary to his fiduciary obligations to PUCCINI CLOTHES, LTD., and it is further

ORDERED, ADJUDGED, and DECREED, that respondent, OFFICE OF COURT ADMINISTRATION, be enjoined and prohibited from having or permitting the participation, directly and/or indirectly, of either Presiding Justice FRANCIS T. MURPHY and/or Presiding Justice MILTON MOLLEN in any of its administrative proceedings or determinations where either PUCCINI CLOTHES, LTD., the ESTATE OF EUGENE PAUL KELLY, and/or relator are directly or indirectly involved, and it is further.

ORDERED that the proceedings by relator against the Sheriff of Westchester County be severed and continued, and it is further

ORDERED that any relief requested by relator in pending motions may, when determined, be incorporated in supplemental judgments and/or decrees herein, and it is further

ORDERED, that any directions and orders, if any, necessary to effectuate the terms and intent of this Judgment and/or Decree may be entered by this Court, upon notice by any party to this proceeding to the others, as may thereafter arise, and same shall be appended to the foot of this Judgment and/or Decree.

E N T E R

J.S.C.

P 696 003 092
 RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Sent to Judge Rosenblatt	
Street and No. 270 B'dway	
P.O., State and ZIP Code N.Y. NY 10007	
Postage	
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985

P 696 003 093
 RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

Sent to Hon. Robert Abrams	
Street and No. 270 B'dway	
P.O., State and ZIP Code N.Y. NY 10271	
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, June 1985

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

MARY MANCUSO, first being duly sworn, deposes,
and says:

That on the 6th day of October, 1988, she served a copy of the within Order with Notice of Settlement upon Hon. Albert M. Rosenblatt, Office of Court Administration (Cert. No. P 696 003 092) and Hon. Robert Abrams, Attorney General of the State of New York (Cert. No. P 696 003 093), by mailing true copies of same in a sealed properly stamped envelopes, by Certified Mail in a Post Office Box maintained by the United States Postal Department, to them at their last known addresses.

-----*Mary Mancuso*-----
MARY MANCUSO

Sworn to before me this
7th day of October, 1988

Muriel Goldberg

MURIEL GOLDBERG
Notary Public, State of New York
No. 60-4518474 Westchester County
Commission Expires 4/30/89

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