

Supreme Court—Appellate Division  
Third Judicial Department

C-12

October 30, 1990

62134 - In the Matter of MARIO M.  
CASTRACAN et al., Acting  
Pro Bono Publico,  
Appellants,

v

ANTHONY J. COLAVITA  
et al., Respondents.

Motion by appellants for preference or for  
alternative relief denied, without costs.

Cross motions to dismiss appeal and impose sanctions  
denied, without costs.

Appellants shall file and serve on or before November  
16, 1990 a supplemental record on appeal to include the  
answer and cross motion to dismiss of respondent Guy T.  
Parisi, the affirmation in opposition of Jay B. Hashmall  
dated October 11, 1990 and the motion to dismiss the  
petition on behalf of respondent Howard Miller with  
supporting affirmations of Howard Miller and Sanford S.  
Dranoff dated October 11, 1990. Respondents' briefs  
shall be filed and served on or before December 17,  
1990. Appellants' reply brief, if any, shall be filed  
and served on or before December 27, 1990. Appeal set  
down for term commencing January 14, 1991.

KANE, J.P., CASEY, WEISS, MIKOLL and MERCURE, JJ., concur.

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**DECISION**

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**STATE OF NEW YORK**

**Supreme Court**

**Appellate Division  
Third Judicial Department**

**JUSTICE BUILDING**

**ALBANY**

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**HON. A. FRANKLIN MAHONEY**

*Presiding Justice*

**HON. T. PAUL KANE  
HON. JOHN T. CASEY  
HON. LEONARD A. WEISS  
HON. ANN T. MIKOLL  
HON. PAUL J. YESAWICH, JR.  
HON. HOWARD A. LEVINE  
HON. THOMAS E. MERCURE  
HON. NORMAN L. HARVEY**

**Associate Justices**

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**MICHAEL J. NOVACK**

**CLERK**

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