N

United States Court of Appeals FOR THE SECOND CIRCUIT

Each motion must be accompanied by a supporting affidavit.

SASSOWER V. MANGANO				96-7805
DINOSOWER V. MANGANO				Dm kee Mumber
				· NOTICE OF MOTION
				state type of motion
Use short title		N. C.		<pre>for extension of time: admission pro hac vice</pre>
MOTION BY: (Name. address and tel. no. of law allorney in charge of case) N.Y.S. Dep't of Law by Jay 120 Broadway, 24th Floor New York, New York 10271 (212) 416-8573			OPPOSI	NG COUNSEL: (Name, address and tel. no. of law firm and of attorney in charge of case)
B. Deen obtained?	□ Yes	⊠ No ′ ⊠ No	EMERGE INJUNCT	INCY MOTIONS, MOTIONS FOR STAYS &
Is oral argument desired?	Ck Yes	□ No	Has reque	est for relief been made below? Yes No
(Substantive motions only)	☐ Yes	⊠ No	(See F.)	R.A.P. Rule 8)
Requested return date:			Would exp	motion?
(See Second Circuit Rule 27(b))		•	If No, ex	plain why not:
Has argument date of appeal been set: A. by scheduling order?		1.7		
B. by firm date of arrangement of a	☐ Yes	Ø No	••••	•
C If Yes, enter date:	☐ Yes	© No	Will the p	varties agree to maintain the uo until the motion is heard? Yes No
Judge or agency whose order is being appealed:				do until the motion is heard? Yes No
John E. Sprizzo			•	
Brief statement of the relief requested: Two-week extension of time	to fi	ile brie	f, and	admission pro hac vice.
Complete Page 2 of This Form	• • • • • • • • • • • • • • • • • • • •			
By: (Signature of attorney)	Appear	ing for: (Nan	ne of party	Plaintif Defendant
Signal - Chemit	Defendants-Appelle			Appellee or Respondent:
Signed name must be printed beneath		Date		
Jay T. Weinstein	3	/4/97		
Kindly leave this space blank		- ORDER	· ——	
Annan A wast turn share make				

IT IS HEREBY ORDERED that the motion be and it hereby is

denied

Previous requests for similar relief and disposition:

One February 12, 1997, I requested anthree-week extension of time. The request was denied on February 25, 1997.

Statement of the issue(s) presented by this motion:

Admission prohac vice and two week extension of time to file brief.

Brief statement of the facts (with page references to the moving papers):

see annexed affidavit

Summary of the argument (with page references to the moving papers):

UNITED STATES COURT OF APPEALS SECOND CIRCUIT

SASSOWER V. MANGANO

AFFIDAVIT OF ASSISTANT ATTORNEY GENERAL JAY T. WEINSTEIN

Docket No. 96-7805

STATE OF NEW YORK)

: SS.

COUNTY OF NEW YORK)

JAY T. WEINSTEIN, being duly sworn, deposes and says:

- 1. I am an Assistant Attorney General in the Office of DENNIS C. VACCO, Attorney General of the State of New York, Attorney for Appellees in the above-captioned appeal.
- 2. I submit this affidavit in support of my motion to be admitted <u>pro hac vice</u> in order to file this brief and argue this appeal on behalf of defendants-appellees, pursuant to Local Rule 46 of this court, and in support of my motion for a two-week extension of time to file their brief.
- 3. I am admitted to the United States District Courts for the Southern and Eastern Districts of New York, am an attorney in good standing in both of the aforementioned courts, and am familiar with the Federal Rules of Civil Procedure and the local rules of those courts.
- 4. I am also familiar with the Federal Rules of Appellate Procedure and the appellate rules of this court.
- 5. I am familiar with the issues presented by the above-captioned appeal.

6. In addition, an extension of time was necessary to file defendants' brief because: (1) Appellant's brief is seventy-six pages long, with numerous references to a nine-hundred page record, and I required additional time to review plaintiff's brief, the authorities she cites, and the pages of the record she cites to; (2) The amount of time necessary to devote to the task of drafting a brief of this size and complexity exceeded the thirty days I was given to write it, considering the time I required to devote to other cases during the same period; (3) Additional time was also required because of this office's internal review process. This office has a review process that is time-consuming. It involves a review by my supervisor and by two other attorneys from the Solicitor General's office.

WHEREFORE, I respectfully request that my motion to be admitted <u>pro hac vice</u> and two-week extension of time to file appellee's brief be granted.

Dated:

New York, New York March 4, 1997

JAY T. WEINSTEIN

Assistant Attorney General

Sworn to before me this A+4 day of March 1997

Assistant Attorney General of the State of New York