

Notice of Motion of Pfeil, United States District Court, Western District of New York in the matter of Akil Al-Jundi, et al. v. Karl Pfeil,, et al.

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

AKIL AL-JUNDI, et al.,
Plaintiffs,
vs.
KARL PFEIL, et al.,
Defendants.

NOTICE OF MOTION
PURSUANT TO
F.R.C.P. 52 AND 53
Civil No. 75-132

Defendant Karl Pfeil ("Pfeil") hereby moves (at a date,
time and place to be scheduled by the Court) pursuant to F.R.C.P.
50(b) and, in the alternative, F.R.C.P. 53(a) as follows:

1. F.R.C.P. 52(b)

1. Defendant Pfeil moves for judgment as a matter of
law dismissing the claims of plaintiff Frank Smith ("Smith")
against him on grounds that the evidence introduced at trial by
plaintiff Smith in support of his claims was insufficient to
establish that:

A. defendant Pfeil possessed the requisite culpable
state of mind (i.e., sadistic and malicious for
the very purpose of causing harm) towards
plaintiff Smith;

B. defendant Pfeil's conduct actually or proximately
caused the injuries complained of by plaintiff
Smith;

C. defendant Pfeil is liable for the acts of law
enforcement officers such as state troopers,

Notice of Motion Pursuant to F. R. C. P. 50 and 59, United States District Court, Western District of New York in the matter of Akil Al-Jundi, et al. v. Karl Pfeil,, et al. The Notice of Motion, dated June 19, 1997, was submitted by Mitchell J. Banas, Jr., et al., attorneys for Defendant Karl Pfeil.

Identifier

NYSA_W0100-21_00002736

Alternate Identifier

Case Files: 75-132

Source

"New York State Department of Law special investigation files relating to the Attica uprising, circa 1971-2001. W0100-21."

Rights

This record is not part of the New York State Archives' collection and is presented on our project partner's behalf for educational use only. Please contact the home repository for information on copyright and reproductions.

More From This Series

Department of Law special investigation files relating to the Attica uprising