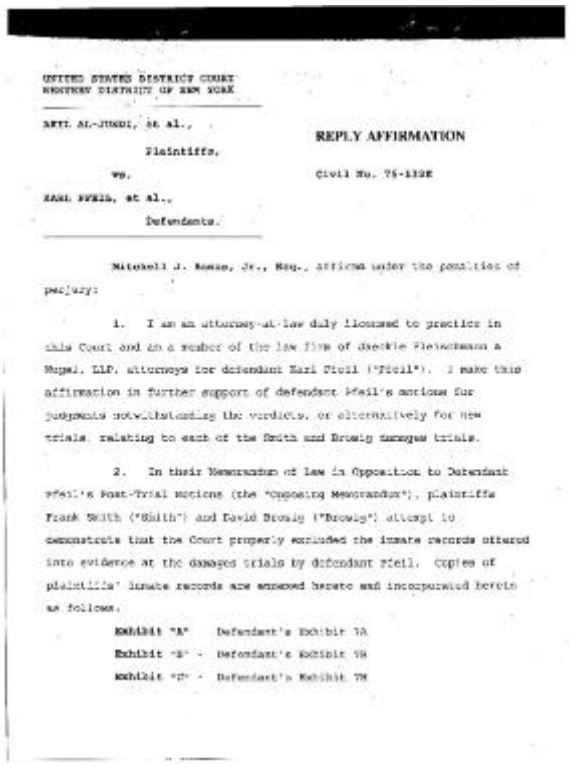
Reply Affirmation of Pfeil, United States District Court, Western District of New York in the matter of Akil Al-Jundi, et al. v. Karl Pfeil, et al.



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

AKIL AL-JUNDI, et al.,

Plaintiffs,

vs.

KARL PFEIL, et al.,

Defendants.

REPLY AFFIRMATION

Civil No. 75-132E

Mitchell J. Banas, Jr., Esq., affirms under the penalties of perjury:

1. I am an attorney-at-law duly licensed to practice in this Court and an a member of the law firm of Jaeckle Fleischmann & Mugel, LLP, attorneys for defendant Karl Pfeil ("Pfeil"). I make this affirmation in further support of defendant Pfeil's motions for judgments notwithstanding the verdicts, or alternatively for new trials, relating to each of the Smith and Brosig damages trials.

2. In their Memorandum of Law in Opposition to Defendant Pfeil's Post-Trial motions (the "Opposing Memorandum"), plaintiffs Frank Smith ("Smith") and David Brosig ("Brosig") attempt to demonstrate that the Court properly excluded the inmate records offered into evidence at the damages trials by defendant Pfeil. Copies of plaintiffs' inmate records are annexed hereto and incorporated herein as follows:

Exhibit "A" Defendant's Exhibit 7A
Exhibit "B" - Defendant's Exhibit 9B
Exhibit "C" - Defendant's Exhibit 7M

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Alternate Identifier
Case Files: 75-132

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