

Affidavit in Opposition of Motion, United States District Court, Western District of New York in the matter of Akil Al-Jundi, et al. v. Estate of Nelson A. Rockefeller, et al.

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

AKIL AL-JUNDI, et al., on behalf of :
themselves and all others similarly :
situated, : AFFIDAVIT IN OPPOSITION

Plaintiffs, :
- against - :
THE ESTATE OF NELSON A. ROCKEFELLER, : 75 CIV 132 (Z)
et al., :
Defendants. :
:

STATE OF NEW YORK }
COUNTY OF ALBANY } ss.:

JOHN R. STEWART, being duly sworn, deposes and says:

1. I am trial counsel to the firm of Gerdin, Gerdin and McBride, LLP, attorneys for defendant, John Monahan and make this affirmation to a motion by Elizabeth Fink, Esq., attorney for plaintiffs class for a motion pursuant to Rules 14 and 26 of the FRCP for a definite scheduling order and a protective order to prevent the defendants from litigating for the purpose of delay and attrition.

2. I know of no litigation in the instant lawsuit that has been brought for the purpose of either delay and/or attrition.

3. That plaintiffs' attorneys (more than one) spent two and one-half years cataloging and inspecting millions of Attica documents. (See affirmation of Elizabeth Fink, Esq., dated December 13, 1985).

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Identifier

NYSA_W0100-21_00008321

Alternate Identifier

Case Files: 75-132

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