

# Reply Memorandum of Petitioner, In the Application for a Judicial Determination as to the publication of Volumes 2 and 3 of the Meyer Report before the Honorable Patrick H. NeMoyer, State of New York Supreme Court, County of Wyoming.

STATE OF NEW YORK  
SUPREME COURT, COUNTY OF WYOMING

In the Matter of the Application of HUGH L. CAREY, Governor of the State of New York and LOUIS J. LEFKOWITZ, Attorney General of the State of New York, for a judicial determination as to the publication of Volumes 2 and 3 of the Final Report of Bernard S. Meyer, Special Deputy Attorney General, evaluating the conduct of the investigation by the Special Prosecutor into the retaking of Attica Correctional Facility on September 13, 1971, and related events subsequent thereto.

REPLY MEMORANDUM  
Index No. 15062

## PRELIMINARY STATEMENT

Petitioners moved for an order modifying the Order permanently sealing Volumes I and II of the Meyer Report and allowing Volumes III and IV of the Report to be released to the public in redacted form.

Attorney Malcolm Bell (a former member of the Attica prosecution team), Member of the New York State Assembly Jeffrey Aubry (Speaker Pro Tem of the Assembly), Member of the New York State Assembly Daniel O'Donnell (Chair of the Assembly's Standing Committee on Correction), former Member of the New York State Assembly Daniel Feldman (former Chair of the Assembly's Standing Committee on Correction), Christine Ward (Archivist of the State of New York and Assistant Education Commissioner for Archives and Records) and The Forgotten Victims of Attica have all filed submissions in support of petitioners' application. The New York State Department of Corrections and Community Supervision submitted a letter in which the Department did not take a position on the application. Opposition to the application was served by

1

Reply Memorandum of Petitioner Attorney General of the State of New York, In the Matter of the Application of Hugh L. Carey, Governor of the State of New York and Louis J. Lefkowitz, Attorney General of the State of New York, for a judicial determination as to the publication of Volumes 2 and 3 of the Final Report of Bernard S. Meyer, Special Deputy Attorney General, evaluating the conduct of the Investigation by the Special Prosecutor into the retaking of Attica Correctional Facility on September 13, 1971, and related events subsequent thereto. The Reply Memorandum is dated March 7, 2014.

### Identifier

NYSA\_W0100-21\_00020045

### Alternate Identifier

Case Files: 15062

### 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