

Cross Motion and Affirmation by Defendant Mancusi

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK	
AKIL AL-JINDI et al.	CROSS-MOTION BY
Plaintiffs.	DEFENDANT VINCENT R.
vs.	MANCUSI TO DISMISS THE
ESTATE OF OSWALD, et al.	ACTION FOR FAILURE TO
Defendants.	PROSECUTE AND IN THE
	ALTERNATIVE TO DECERTIFY
	THE CLASS
	75-CV-0132(E)

Defendant Vincent R. Mancusi in response to the plaintiff's motion of March 6, 1995 for an order pursuant to Rule 15(b) F.R.C.P. permitting the plaintiff to amend the Amended Complaint dated September 8, 1975; and in response to the Court's Memorandum and inclusion with request to the caption of subclasses dated February 7, 1995, hereby upon the attached affidavits of Richard E. Moot dated March 28, 1995 with additional attached exhibits, and upon the prior proceedings herein moves for the following:

Relief Requested

1. An order dismissing the action against Defendant Vincent R. Mancusi for failure to prosecute and in the interest of justice.
2. In the alternative, an order decertifying the Class and the discharge of present plaintiffs' counsel as counsel for the class.

Cross motion filed in the United States District Court Western District of New York by defendant Vincent Mancusi to dismiss the action for failure to prosecute and in the alternative to decertify the class action. Includes an affirmation of support by Richard Moot and attached exhibits.

Identifier

NYSA_W0100-21_00022455

Alternate Identifier

Case Files: 75-CV-0132(E)

Source

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