

SUPREME COURT - STATE OF NEW YORK  
TRIAL/SPECIAL TERM, PART XXXII, SUFFOLK COUNTY

PRESENT: HON. MARY M. WERNER  
JUSTICE OF THE SUPREME COURT

SUBMIT DATE: 6/18/05

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DOROTHY KLEIN, BRIAN SCHNECK,  
MICHELE LYNCH ERNEST K. WESSBERG,  
SHARIN THOMSON, HERBERT D. BIBLO,

Petitioner(s),

MOTION NO: 002, MD; 003, MD

DANIEL L. PAGANO, ESQ.  
Attorney for Petitioners  
2649 Strang Boulevard, Suite 104  
Yorktown Heights, New York 10598

- against -

VINCENT J. MESSINA, JR., ESQ.  
Attorney for Respondents  
Working Families Party County  
Committee of Suffolk County and  
Charles J. Pohanka, III, Chairman  
320 Carleton Avenue, Suite 3200  
Central Islip, New York 11722

ROBERT L. GARFINKLE, ANITA S. KATZ  
COMMISSIONERS, constituting the Suffolk  
County Board of Elections, and

the purported;

CHRISTINE MALAFI, ESQ.  
Suffolk County Attorney  
Attorneys for Respondents  
Robert L. Garfinkle, Anita S. Katz  
Commissioners, constituting the  
Suffolk County Board of Elections  
By: Andrew G. Tarantino, Jr., Esq.  
400 Carleton Avenue  
Post Office Box 9062  
Central Islip, New York 11722

WORKING FAMILIES PARTY COUNTY  
COMMITTEE OF SUFFOLK COUNTY and  
THE EXECUTIVE COMMITTEE OF THE  
SUFFOLK COUNTY WORKING FAMILIES PARTY  
COUNTY COMMITTEE, CHARLES J. POHANKA, III,  
CHAIRMAN, DONNA LENT, SECRETARY, and  
DOROTHY WEISSGERBER, TREASURER OF  
SAID COUNTY COMMITTEE,

Respondent(s).


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NEIL H. TIGER, ESQ.  
Attorney for Respondent  
Donna Lent  
33 McGregor Drive  
Southampton, New York 11968

JOHN J. LEO, ESQ.  
Attorney for Respondent  
191 New York Avenue  
Huntington, New York 11746

Upon the following papers read on this petition; Order to Show Cause and Supporting Papers 1-7 and Exhibit A-B; Order to Show Cause and Supporting Papers ; prior decisions of the Court; and hearing and order on the record held May 11, 2005 Decision and Order of the Court dated June 29, 2005; it is

**ORDERED** that the temporary stays issued upon the application (seq. #002) of petitioners and by respondents (seq. #003) pending the hearing of the petition pursuant to Election Law § 16-102 have expired and are denied as moot.

Dated: 6/29/05

  
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MARY M. WERNER, J.S.C.

FINAL DISPOSITION  \_\_\_\_\_

NON-FINAL DISPOSITION \_\_\_\_\_

SCAN  \_\_\_\_\_

DO NOT SCAN \_\_\_\_\_