



*State of New York
Court of Appeals*

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*Stuart M. Cohen
Clerk of the Court*

*Clerk's Office
Albany, New York 12207-1095*

DECISION May 6, 2004

Mo. No. 277
The People &c.,
Respondent,
v.
Stuart Bennett Vorpahl,
Appellant,
Town of Montauk, Inc.,
Intervenor.

Motion to intervene &c. dismissed upon
the ground that Robert A. Ficalora is not
an attorney authorized to represent
Montauk Friends of Olmsted Parks/Montauk
Trustee Corporation on behalf of the
Incorporated Township of Montauk
(CPLR 321[a]).

State of New York,
Court of Appeals

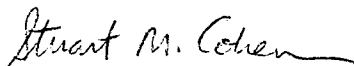
At a session of the Court, held at Court of
Appeals Hall in the City of Albany
on the.....sixth.....day
of.....May..... 2004

Present, HON. JUDITH S. KAYE, *Chief Judge, presiding.*

Mo. No. 277
The People &c., Respondent,
v.
Stuart Bennett Vorpahl, Appellant,
Town of Montauk, Inc., Intervenor.

A motion for leave to intervene &c. in the above cause having been heretofore made upon the part of the intervenor herein and papers having been submitted thereon and due deliberation having been thereupon had, it is

ORDERED, that the said motion for leave to intervene be and the same hereby is dismissed upon the ground that Robert A. Ficalora is not an attorney authorized to represent Montauk Friends of Olmsted Parks/Montauk Trustee Corporation on behalf of the Incorporated Township of Montauk (CPLR 321[a]).



Stuart M. Cohen
Clerk of the Court



*State of New York
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DECISION May 6, 2004

Mo. No. 235
The People &c.,
Respondent,
v.
Stuart Bennett Vorpahl,
Appellant.

Motion for reconsideration of this Court's
January 12, 2004 dismissal order &c.
denied.

State of New York,
Court of Appeals

At a session of the Court, held at Court of
Appeals Hall in the City of Albany
on the sixth day
of May 2004

Present, HON. JUDITH S. KAYE, *Chief Judge, presiding.*

Mo. No. 235
The People &c., Respondent,
v.
Stuart Bennett Vorpahl, Appellant.

A motion having heretofore been made herein upon the part of the appellant for reconsideration of this Court's January 12, 2004 dismissal order &c., papers having been submitted thereon and due deliberation having been thereupon had, it is

ORDERED, that the said motion be and the same hereby is denied.

Stuart M. Cohen

Stuart M. Cohen
Clerk of the Court

THOMAS J. SPOTA

District Attorney of Suffolk County

Riverhead, New York