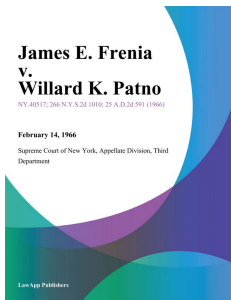


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JAMES E FRENIA V WILLARD K PATNO EBOOKS 2019



Author: Supreme Court of New York

Realese Date: Expected @@expectedReleaseDate@@

Appeal from an order of the County Court of Clinton County which denied an application to restore a case to the calendar from which it had been stricken. The attorney making the moving affidavit states no reason why neither he nor any of his associates answered the call of the calendar at any of four successive terms -- those in February, May and October, 1963 and February, 1964 -- or otherwise communicated with the court; nor, indeed, why neither he nor any of his associates was not available to try the case at any of those terms; except as the affidavit indicates that deponent was engaged in trial elsewhere on the day that the case was stricken from the calendar for the

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