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Friday December 9, 2022

Thomas More Society Files Lawsuit Against Westchester Abortion Clinic Access Law

Claims Free Speech Illegally Restricted



“We count at least seven layers of unconstitutional speech restrictions in this one law,” Christopher A. Ferrara. “The First Amendment does not allow government to ban lawful speech if it deems offensive merely because it disagrees, however vehemently, with the message,”

“This bill won’t meet the test put forward in the 2014 U.S. Supreme Court Decision *McCullen v Coakley*. Passing this law will cost Westchester County millions of dollars trying to defend this unconstitutional law in Court. We are elected to not only represent our constituents but also to defend the United States Constitution.” -Legislator James Nolan

left- Christopher Moscinski arrested outside a White Plains clinic in 2021

By Dan Murphy

Citing Dr. Martin Luther King, Jr.’s “Letter from a Birmingham Jail”, The Thomas More Society has filed a lawsuit against Westchester County, County Executive George Latimer and Westchester County Police Commissioner Terrence Raynor claiming that a Westchester County law which places restrictions on protests outside of abortion clinics is unconstitutional and a violation of free speech and the First Amendment.

Westchester County legislators passed, The Reproductive Health Care Facilities Access Act, which bans anyone from entering or exiting a reproductive healthcare facility, following or harassing a person within 25 feet of a facility and damaging or interfering with the operation of a facility.

The law was passed as a result of several incidents where pro-life protestors entered clinics in Westchester that perform abortions.

A pro-life group, 40 Days for Life, a local 40 Days for Life vigil group, and two individual plaintiffs have asked a New York federal court to stop Westchester County from enforcing a law imposing multiple restrictions on the speech of pro-life advocates on the sidewalks and rights-of-way adjacent to abortion clinics in the county.

On Nov. 24, the plaintiffs requested a preliminary injunction from enforcing the new law, Chapter 425 of the Laws of Westchester County, while the matter is under court consideration, followed by a permanent injunction on enforcement.

40 Days for Life claims that the new law includes a “floating bubble zone” provision that makes it illegal for sidewalk counselors to “approach” within 8 feet of anyone who is within 100 feet of the entrance to an abortion clinic unless they have the person’s prior “affirmative” consent to do so. The law defines “approach” as any movement to a point within eight feet of any part of another person’s body by any part of a pro-life advocate’s body or even a sign held by a pro-life advocate.

“The floating bubble zone is a classic content-based restriction on speech,”

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Yorktown’s Crime of the Century? Police & Slater Raid Par 3 Golf Course? Happy Holidays?



Yorktown Building Inspector John Landi, Parks and Recreation Superintendent James Martorano and Matt Talbert, Commissioner of the Sports and Recreation Commission, look on as a Town Employee “Raid” Par 3 Course

By Dan Murphy

Usually, in contractual disputes involving two parties, a judge decides the course of action and how the matter can hopefully be resolved. But on December 1, 2022 at 8:45 AM, five Yorktown Police Officers, including Chief Robert Noble, came to the Valley Fields Golf Course along with a dozen or so Town of Yorktown employees and Supervisor Matt Slater.

What was the urgent matter at hand? To remove the lawful developers of the property RC Recreation Development from the premises. Larry Nussbaum, President RC developers was on site and took the photo above of a Town employee cutting the chain to the entrance fence.

Nussbaum explains, “On December 1, 2022, 8:45AM, Yorktown stormed the Par 3 Golf Course and New Club House seeking to forcibly disposes RC. This intent is evidenced by the overwhelming show of unnecessary force Yorktown brought to bear on that date, which included numerous marked and unmarked police cruisers, and as many as a dozen Yorktown employee onlookers, including Slater.

Town Building Inspector John Landi arranged, under his direction, for a Yorktown employee to wield a large bolt cutter to cut RC’s lock, enter the premises, ouster RC by force. Yorktown has no right in law and/or at equity to reclaim possession of the premises and certainly no right to do so through violence, forcible entry and threat of criminal prosecution, all without any precedent Court Order or finding of liability.

Pursuant to NY RPAPL Section 853, Yorktown is liable for treble damages resulting from the unlawful ouster on Dec 1, 2022. Along with the NY RPAPL charge in the new lawsuit are an additional 6 charges for the illegal actions of Slater and the Yorktown Town Board and requesting a stay of an RFP to replace

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Help Toys for Tots Westchester Make Sure Every Child Gets A Little Bit of Christmas!



By Dan Murphy

One of the most respected organizations in Westchester that you can make a contribution to this Holiday Season is Toys for Tots Westchester. Collection boxes for Toys for Tots Westchester can be found all over but there are other ways that you can make a donation.

We spoke to Westchester coordinator for Toys for Tots, Steve Topilnycky who told us “We have kicked off our campaign, we have boxes throughout the County. We are on track to service over 33,175+ Children this year, that is up from the 25,131 children from last year. With such a large number of children, we need people to fill our collection boxes. As many American families are struggling to make ends meet, and many parents will be unable to provide even a single gift for their children this Christmas — without help from Toys for Tots! Please find it in your heart to make a gift to make sure Santa visits every child this Christmas, no matter their circumstances.”

“We also accept monetary donations. Checks Payable to: “Toys for Tots”, and mail to: Toys for Tots PO Box 1207 White Plains, NY 10602-1207.

You can also donate via credit card online at http://tiny.cc/_dnt (it’s a short link to the Foundation donation page for the Westchester County Campaign).

We have a wish list at Learning Express Scarsdale http://tiny.cc/_le, and Amazon http://tiny.cc/_amzn.

Visit westchester-county-ny.toysfortots.org or their Facebook page <https://www.facebook.com/T4TWestchester>, to find locations and donation links. The Marine Toys for Tots is a Top-Rated Charity. We are an all Volunteers, no donated funds are used to pay any salaries (Foundation staff are paid from an endowment). We are a 501(c)3 Charitable organization and donations are dedicated for tax purposes. We have volunteer opportunities. We are using Signup.com if anyone is interested at this link-<https://signup.com/go/YkxNfw>.

Enjoy It’s a Wonderful Life” at The Picture House -Free!



The Picture House Regional Film Center (www.thepicturehouse.org) announced that A Christmas Tradition will continue to take place in both their Bronxville and Pelham theaters with free screenings of It’s a Wonderful Life. For many years, an anonymous patron of the Picture House, and a lover of this American Classic, has paid for the free screening, and they will continue, on Thursday, December 22 at Bronxville and Friday, December 23 at Pelham. Both screenings take place at 5:00 pm.

What better way to celebrate the holiday season than with this beloved Christmas film? James Stewart stars as George Bailey, who finds himself in a desperate situation on Christmas Eve. His guardian angel, Clarence, must show George how important he has been to the people of the small town of Bedford Falls, in this timeless classic.

TPH’s Director of Programming Clayton Bushong said “It’s a Wonderful Life is a must-see during the holiday season, and getting to watch it in a theater is truly special. The Picture House is thrilled to be able to screen it for the public at no charge, especially this year as we bring a beloved Pelham tradition to Bronxville as well.”

Screenings of It’s a Wonderful Life take place on Thursday, December 22 at 5:00 pm at Bronxville and Friday, December 23 at 5:00 pm at Pelham. It’s a Wonderful Life at TPH Pelham is sponsored by Richard Heller/Rich in Relationship, www.richinrelationship.com. For tickets and more information about The Picture House, please visit www.thepicturehouse.org, call (914) 738-3161, or email info@thepicturehouse.org.

Latimer Gives COVID Update: Numbers on the Rise in Westchester



Westchester County Executive George Latimer, with Deputy County Executive Ken Jenkins

Westchester County Executive George Latimer updated the community about a recent uptick in the number of COVID cases in the county during his briefing on Dec. 5. “As of Sunday, Dec. 4, we had 2,645 active cases in Westchester County. The week before that number was 1,968, that is over a third of an increase in a week. Something has happened in the last week and we are going to monitor it,” said Latimer, who clarified that the COVID cases in Westchester now are nothing close to the numbers during the peak of the Coronavirus in 2021.

The County Executive also shared the number of COVID hospitalizations, which he said, “represents the severity of the disease. Currently, there are 210 people hospitalized, a week ago that number was 174 and a month ago it was 158. If that trend continues we will share it with you and act accordingly.”

The number of COVID related deaths in Westchester has not increased recently. “Last week, we had 4 deaths; two weeks ago that number was 7 deaths, and a month ago it was 8 deaths. What that probably tells me is that if you are vaccinated you have the best ability to fight the disease off. Vaccination stimulates your antibodies and helps you recover,” said Latimer, who recommended that county residents get their flu shot and their COVID vaccinations.

“I’m fully vaccinated and I have had no impact from it. This protects you from the worst possible affects of COVID. We will keep monitoring the situation. We have seen some uptick but it is not by any means at a crisis standpoint,” said Latimer, who did have COVID last year, but completely recovered.

Westchester County continues to offer vaccinations at health centers and clinics across the county. Go to www.westchestergov.com/health for more information.

Stepinac Students Raise \$30,000 for Homeless, Sleep Outdoors to Highlight Issue



Stepinac High School students recently slept overnight outdoors in cardboard boxes on the school’s athletic fields and raised more than \$30,000 to help the unsheltered homeless in their communities.

In so doing, they continued what has become an annual Stepinac tradition of supporting the Cardboard Box City Campaign, organized by the school’s Campus Ministry.

By spending an entire evening in cardboard boxes in an open field instead of the comfort and warmth of their homes, the students gained an understanding of the personal challenges that America’s unsheltered homeless— estimated at more than a half million individuals and families including many who are children— experience.

Their impressive efforts this year will help bring relief to some of the unsheltered homeless in Westchester communities and New York City.

In advance of the evening event, students were instructed to bring with them large cardboard boxes as well as blankets and pillows. They were also advised to eat dinner before arriving as their overnight stay would be a long one, lasting nearly 12 hours before ending at 8 AM the next day.

The success of the campaign was the result of the energy and generosity of the students who mobilized parents, friends, members of the administration, faculty and staff to join in lending their support.

For more information, visit www.Stepinac.org.

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Assemblymember Amy Paulin Bill Fights Illegal Cannabis Sales with Fines Up to \$5,000



some stores in New York City and Yonkers have been selling marijuana before obtaining a license to do so legally

Assemblymember Amy Paulin recently announced the filing of legislation she authored which fights the illegal sale of marijuana and marijuana-related products. Her bill would establish that any business selling cannabis without a license would be subject to a civil penalty of not less than \$2,500 for the first violation, \$5,000 for a second violation, and the potential seizure of the business on a third violation. The current fine for a business is a mere \$250.

Paulin's bill would also add language to New York State penal law to clarify that unlicensed cannabis retailers are subject to current laws relating to the unlawful sale of cannabis. Current ambiguity in the law has in some instances impeded police crackdowns on illegal sales at shops, which has allowed them to continue illicitly selling.

New York State legalized adult-use cannabis over a year ago with the passage of the Marijuana Regulation and Taxation Act (MRTA), and the New York State Office of Cannabis Management (OCM) recently issued the State's first retail recreational cannabis licenses, however many communities across the State already have businesses selling cannabis. These sellers are unlicensed and the product they sell is untaxed, unregulated, and delegitimizes the legal adult-use cannabis industry that the MRTA established. Further, these unlicensed retailers pose a hazard to public health as the products they sell do not undergo the State's growing, processing and testing requirements. As a result unknowing consumers run the risk of purchasing contaminated and harmful products.

The adult-use cannabis industry is expected to generate more than 20,000 new jobs and a \$4.2 billion market by 2027 in New York State, which may be undermined if the illegal market continues to thrive. "Individuals applying for the appropriate licensure and complying with the law are at an immense disadvantage when other individuals are evading licensing fees, product regulations, and rules set out by the OCM," said Assemblymember Amy Paulin. "To ensure the legitimacy of the adult-use cannabis industry, we must penalize bad actors in the same manner as we do for other legitimate industries in our state who operate without a required license. We impose escalating penalties for regulated industries in New York State such tobacco retailers and nail salons. The same rules should apply to businesses selling cannabis without a license. Unlicensed retailers who are selling cannabis products should understand that they will be subject to hefty fines and may jeopardize their entire business if they persist in illegal sales of cannabis."

"The current proliferation of illegal marijuana sales is more than just a nuisance," said Dylan Pyne, President of the Edgemont Community Council. "It threatens the health, safety and well-being of children in our communities. Under the State law adopted last year, licensed sales of cannabis products are not allowed near schools for obvious reasons - but that's exactly what is happening right now by unlicensed smoke shops and convenience stores. These unlicensed stores make no secret as to who their target market is, placing merchandise, such as backpacks and cartoon-character themed paraphernalia, which appeal to children in their store windows and then offer 'under the table' cannabis products which would be most appealing to children in the form of candies and gummies. I applaud Assemblymember Paulin for taking this step and proposing a bill that will help crack down on this dangerous situation happening in our community and across the state."

California has struggled with illegal cannabis sales since the state legalized recreational marijuana six years ago. Illegal sales in California have far outpaced the regulated market, and many legal operators have closed as a result. "New York needs to act now to shut down illegal sales before we suffer the same fate as California," continued Paulin. "We need to support legal marijuana sales before illegal sales take over. If that happens we run the risk of a continuance of what is happening right now where we see illegal sales near schools, marijuana products illegally showcased in windowfronts, and products being sold without safety standards - all to the detriment of our local communities and New York State."

Help State Police Nab This Credit Card Crook Spending in Cortlandt, Ossining, Peekskill



NYSP Cortlandt is attempting to identify this mask wearing individual. On Thursday, November 10, 2022, the pictured individual used stolen credit cards to purchase multiple items at various locations within Ossining, Cortlandt and Peekskill totaling over \$1,173.

Described as wearing a "Blue Jays" baseball hat, black Carhart zip up jacket with tan "CARHART" lettering down the left sleeve, black sweatpants and what appears to be white and black Nike Air Max Plus sneakers.

Anyone with possible information regarding the identity or location of this individual is asked to please contact the New York State Police in Cortlandt at (914) 769-2600. Please reference case #11142797.

For more info and pics, visit, <https://www.facebook.com/nyspolice/posts/pfbid0nrksmMnbU7Rowa77wofZQWXHLcPZinjio2e1j9ZNMq5fUwRrALh-wPJ3eXUPbPrd5l>.

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said TMS Special Counsel Christopher A. Ferrara. "Only speech that involves 'protest, education or counseling'—meaning only pro-life speech, obviously—is forbidden within the floating bubble under threat of arrest, prosecution, fines and up to six months in jail. You can talk about the weather or anything else inside the floating bubble, but if you breathe a word about the pro-life message, you are a criminal."

Ferrara's co-counsel, Thomas More Society Counsel Michael McHale, further explained the Westchester County law being challenged. "The law also establishes a 'no follow and harassment' zone within 25 feet of any part of the premises of an abortion clinic, including the public portion of the driveway that is the primary point of peaceful encounter between pro-life sidewalk advocates and people approaching or leaving one of the abortion clinics by car. 'Following' could mean a step or two, while 'harassment' is defined, incredibly enough, as any form of unwanted speech or conduct, no matter how peaceful, that does not stop after an 'express or implied request' to cease. What does 'implied request' mean? That's anybody's guess, which is why the law is unconstitutionally vague and also overly broad. That is also true of the law's other prohibitions of 'obstruction' of access to an abortion clinic or 'interference' in its operation, defined to include 'by deceptive means'—meaning potentially any pro-life speech the political opposition deems 'misinformation.'"

"We count at least seven layers of unconstitutional speech restrictions in this one law," added Ferrara. "During the legislative sessions that preceded its adoption, the members of the 'pro-choice' Board of Legislators made it clear that they were targeting pro-life speech they deemed too 'offensive' to allow. The First Amendment does not allow government to ban lawful speech it deems offensive merely because it disagrees, however vehemently, with the message."

As the local 40 Days for Life vigil group that is a plaintiff in the action warned its participants: "This law is designed to intimidate pro-lifers and scare them off the sidewalks in front of abortion facilities. We cannot allow it to achieve that goal."

Chapter 425 was passed four days after the Supreme Court issued the decision in *Dobbs v. Jackson Women's Health*, overruling *Roe v. Wade*. "The County legislators made it clear during the meeting at which they voted to adopt Chapter 425 that it was in part retaliation for the *Dobbs* decision. But the same legislators know full well that, just for starters, the floating 8-foot bubble zone may well be struck down by the Supreme Court, whose more recent decisions clearly call into question an earlier Supreme Court decision, *Hill v. Colorado*, that upheld such a law despite its patent targeting of pro-life sidewalk counselors—an unconstitutional "content-based" restriction on speech that seeks to punish speakers based on the officially disfavored content of their message.

Since *Hill*, the Supreme Court has recognized that "floating bubble zones" in which pro-life speech is criminalized but other kinds of speech are allowed, violate the First Amendment. Accordingly, TMS's Amended Verified Complaint against Westchester County quotes the Court's 2014 decision in *McCullen v. Coakley*, wherein the majority observes that "when the government makes it more difficult to engage" in pro-life "sidewalk counseling," including "normal conversation and leafletting on a public sidewalk," it "imposes an especially significant First Amendment burden." Additionally, the Amended Complaint notes that any laws regulating this peaceful pro-life advocacy must give "adequate breathing space to the freedoms protected by the First Amendment," per *Madsen v. Women's Health* (1994).

"Westchester County has completely ignored the Supreme Court's clear warnings," observed Ferrara, "by enacting a blitzkrieg of restrictions on speech near abortion providers that leave zero breathing space for peaceful pro-life expression."

Read the complaint here [<https://thomasmoresociety.org/wp-content/uploads/2022/11/FILED-First-Amended-Verified-Complaint.pdf>].

The Westchester Board of Legislators voted 15-2 to pass the law, with Legislators James Nolan and Margaret Cunzio voting no. In casting his no vote, Nolan said, "I voted no because I think this bill won't meet the test put forward in the 2014 U.S. Supreme Court Decision *McCullen v Coakley* and that this bill sets an unfair burden on protestors' right to free speech. In the long run, I think that passing this law will ultimately cost Westchester County millions of dollars trying to defend this unconstitutional law in Court. We are elected to not only represent our constituents but also to defend the United States Constitution."

This summer three men affiliated with the anti-abortion group Red Rose Rescue were sentenced to three months in jail following their criminal conviction for trespassing at All Women's Health and Medical Services in White Plains.

On November 27, 2021, at approximately 8:40 a.m., the defendants entered the facility where they remained unlawfully for approximately two hours despite receiving numerous requests and warnings to leave from medical staff and the White Plains Police Department.

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The Rise of the Bully Blogosphere



By Ron Matten

Journalists and reporters as a subcategory are vital in a free society. They provide the populace with important information, which allow us to make personal, professional, and political decisions for ourselves and our communities. One cannot just declare themselves to be a journalist. Journalists are trained and subscribes to a code of ethics:

to Seek and report the truth, to Minimize harm, to Act independently, and to Be accountable and transparent.

With the advent of YouTube and social media, Yonkers has seen the rise of a new class of "self-declared journalists," more aptly defined as the bully bloggers. There are three prominent bully bloggers who have created a toxic environment over the last few years. I will refer to them as BBA, BBB, and BBC. The names are unimportant, this work is more about principles and dignity.

According to his YouTube channel, BBA has been on the scene since 2013. He has developed a following by chasing down local accidents and other tragedies mostly on the westside of Yonkers. He interviews political candidates and covers some public events. He often finds divisive topics and loves to post about former President Donald Trump. I think it's a bromance. He uses Facebook and Instagram to house his "platform."

According to LinkedIn, BBB claims to be the founder of a multinational "news service since 2006." His early work seems to mimic the Drudge Report and is more of a news aggregator. At some point, he decided to utilize Facebook for his platform and now spends his time behind the keyboard hurling insults.

BBC is a "Johnny come lately." He created a political commentary YouTube/Facebook podcast during the 2021 Yonkers' election. When his favorite candidate lost the primary, BBC moved into the bully blogosphere. His preferred poison is dishing on the alleged bedroom indiscretions of elected officials and their campaign operatives. He provides no proof of his public utterances. He has admitted to using his podcasts as a form of coercion, because he could not get proper building permits. Perhaps, hiring the correct consultants would have streamlined the process. The most enjoyable part of his show is watching him try to pronounce a three-syllable word.

Back in 2017, BBA and BBB were at war. They were protesting each other, waging allegations of pedophilic behavior. Somehow, they managed to figure out that they can work together to bully others and make a profit while doing it. Now BBC has joined the fray, seeking mutual and total annihilation.

The three stooges of fake journalism, build stories out of innuendo, rumors, and half-truths. They weave elaborate nonsensical conspiracy theories that do nothing to inform the citizenry. If you post or express a dissenting view, you become a target of their bully blogs. They do not foster public discussion but stifle it.

In an earlier column, I blamed the Yonkers City Council Majority Leader for inciting the gallery at a council meeting. These masters of misinformation laid the foundation with their false and misleading blogs. They are NOT journalists, but menaces.

BBA asked me to advertise on his platform for the low introductory price of \$1,000 for three months. I declined. Seeing no shared profit, BBB began attacking me on his platform. This amounts to nothing more than extortion.

In another instance, BBA accepted twice his usual ransom to keep a candidate's political opponent off his platform. Although the "Equal Time Rule" applies to television and terrestrial radio, the actions of BBA, BBB, and BBC violate the spirit of the rule and hinder the elective process.

These bully bloggers cannot be considered viable news sources. They have no training, editors, and face no consequences for misrepresenting facts. Their innuendos and rumors create a harmful environment and have created a less tolerant Yonkers.

Ron Matten was the republican candidate for Yonkers City Council President in 2021.

White Plains Man Sentenced to 25 Years to Life in State Prison for Murder

Westchester County District Attorney Miriam E. Rocah announced that a White Plains man was sentenced on December 5, 2022, to 25 years to life in state prison for the 2020 murder of Deron Strange.

After a five-week trial, a jury on October 14, 2022 found Brandon Williams, 28, guilty of Murder in the Second Degree and two counts of Criminal Possession of a Weapon in the Second Degree, all felonies.

On May 27, 2020, at approximately 11:52 p.m., the defendant shot the 35-year-old victim multiple times with a semi-automatic handgun as he chased the victim around the parking lot of the victim's residence on Dr. Martin Luther King Jr. Blvd. in White Plains. The defendant fired five shots, striking the victim once in the abdomen and once in the pelvis. The victim was transported to the White Plains Hospital, where he died. The White Plains Police Department arrested the defendant at a hotel in Harrison on May 29, 2020, following an investigation, with assistance from the FBI's Westchester Safe Streets Task Force.

The case was before Judge George Fufidio in Westchester County Court.

Where Were the Parents?



By Eric Wolf Schoen

In a tragic accident last week, Yonkers Police Sergeant Frank Gualdino lost his life to a 16 year old who had just got his learner's permit and was driving a BMW on Tuckahoe Road. Gualdino was a respected Sergeant in the department with 24 years of service looking forward to his retirement in the not to distant future.

What the hell is a 16 year old doing driving a BMW? The car clearly did not belong to him. The question I ask is where were his parents. Did they give the kid the key to the car?. Leave it around the house? Are they not aware of the laws regarding 16 year olds getting their driving permits and what they can and cannot do. When we have a kid 16 years old getting a permit, is he and the one who goes for the test with him given a list of do's and don't. Not that it would matter here but are we offering driving classes in our high schools so the kids can learn from professionals how to drive?

Driving on our roads has become truly 'defensive' particularly as a result of when the roads were empty during the heart of the pandemic. People had freedom to act like crazy nuts, and they have continued this behavior even though the roads are back to normal with traffic. All you see on the roads right now are cars disobeying every rule in the book. This has got to stop, Or we are going to have more tragedies.

Please pray for Sergeant Gualdino, his family and for all the other cops on the road. They need our prayers and they need us to drive like human beings and not race cars drivers. We might never find answers to why this happened, but make sure before you give someone the key to a car they know what they are doing.

And again I ask, where were the parents of this 16 year old kid?

Handicapped Parking Spaces

Two people I know recently got handicapped parking permits and have a hard time using them in Yonkers and Westchester. The common complaint? Cars and particularly trucks without the permits are parking illegally in handicapped parking places, sometimes for hours at a time. And no one is ticketing or towing illegally parked cars in handicapped spaces.

If people get the word that enforcement is going to take place, see how quickly they move their vehicles. And it's not alright to have someone sitting in the ready to move the car when a handicapped driver pulls up.

Back in the 70's Yonkers had an excellent program where citizens were paid to take pictures of cars illegally parked in handicap spots and submit them to the court. People got hefty fines as it was all sort of done undercover with No uniforms and no marked police cars. With cell phone cameras today it would be much easier to catch offenders and email the information right to the police or courts. The city of Yonkers could make \$200 a clip with minimal costs for the program. Something to look into City Hall!

I use to see Traffic Enforcement Agents around town giving out tickets but they are far and few between. And i travel frequently around town that if they existed I would see them. We need a big publicity splash for these programs. Don't forget the many cars double parked or close to fire hydrants.

We can enforce the laws, get traffic moving and make some money! A beautiful trifecta.

Lack of Food at the Grocery Store

I'm starting to believe that the empty shelves whether it be canned goods, paper goods, produce, cat and dog food and all the other products missing from the grocery store is simply a game merchants are playing to raise prices. It's terrible when you walk in the store and don't know what to expect. This forces you to waste your time going to two or three stores to get what you need.

Senator Schumer calls for all these investigations at Sunday press conferences. Let him investigate why from week to week you never know what to expect at the supermarket!

A gift tip: i had to go to the Dollar Tree store on South Broadway to pick up some candies I like. I noticed that they had small packages from Entemann's, Italian candy, Chock Full O'Nuts coffee and teas all for \$1.25 each. Pick up 5-10 items, pick up a basket and you have a wonderful inexpensive gift anyone will enjoy. The items are even marked 'for gift baskets' on the shelf display making it easy to choose.

A health tip: I received a notice from my doctor that before I do my holiday shopping I should do my health shopping by the end of the year even more immediately. Is there something bothering you that you want checked out? Are you eligible for a pair of glasses or a teeth cleaning before December 31. Prescriptions that need filling before the ball drops for the New Year? Better to get it done while people are shopping and appointments are available then to wait until you are rushing around December 24-31.

Continued on pg 6-

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NOTICE OF SALE SUPREME COURT COUNTY OF WESTCHESTER DYNASTY, LLC, Plaintiff AGAINST CGSRE ACQUISITION CORP, ET AL., Defendant(s) Pursuant to a Judgment of Foreclosure and Sale duly entered October 22, 2021, I, the undersigned Referee will sell at public auction at the Lobby of Westchester County Courthouse, 111 Dr. Martin Luther King Jr. Boulevard, White Plains, NY on January 11, 2023 at 10:30AM, premises known as 68 Runyon Avenue, Yonkers, NY 10710. All that certain plot piece or parcel of land, with the buildings and improvements erected, situate, lying and being in the City of Yonkers, County of Westchester and State of New York, Section 3 Block 3112 Lot 59+60. Approximate amount of judgment \$1,792,943.78 plus interest and costs. Premises will be sold subject to provisions of filed Judgment Index #50855/2019. The aforementioned auction will be conducted in accordance with the WESTCHESTER County COVID-19 Protocols located on the Office of Court Administration (OCA) website (https://ww2.nycourts.gov/Admin/oca.shtml) and as such all persons must comply with social distancing, wearing masks and screening practices in effect at the time of this foreclosure sale. Anthony J. Centone, Esq., Referee CLAIR GJERTSEN & WEATHERS PLLC 4 New King Street, Suite 140 White Plains, NY 10604 50855-2019 74515.

Eric Schoen, continued from pg 5-

Every year I remember the poor children and adults who died in the fire at the Jewish Community Center on South Broadway in December oh so many years ago. May their memory be a blessing.

Listen to Eric Schoen on the Westchester Rising Radio Show Thursday's from 10-11 a.m. On WVOX 1460 AM, go to WVOX.com and click the arrow to listen to the live stream or download the WVOX app from the App Store free of charge.

Yorktown's Crime of the Century, continued from pg 1-

RC while the RC contracts with Yorktown were in all in force. Is Slater attempting to replace RC with his cronies without any compensation to RC?

"I was at the Par 3 and I was forcibly evicted. The Yorktown Police Chief order me to leave or I would get arrested. Yorktown raided the golf course with 25 people. I was worried about physical harm and the threat of arrest so I left even though Yorktown did not have a court order," said Nussbaum.

There has yet to be presented to the public an eviction notice, or an order from the court ordering Nussbaum and RC from the property. And to have all of this occur at the end of the year and around the Holidays, makes it more illogical.

Forcibly removing RC from the course that they have invested millions into without compensation is not an action that will stand up in court, when the matter is eventually heard.

We cannot see how this latest confrontation between the Town and RC will benefit the residents and taxpayers of Yorktown. Nor will it remedy getting residents to play on this golf course any time soon.

Notice of formation of 808 Commerce LLC, a domestic LLC. Arts. of Org. filed with Sec. of State of NY (SSNY) on 12/05/2022. Office location: Westchester County. SSNY is designated as agent upon whom process against it may be served. SSNY shall mail process to: LLC at 808 Commerce Stret, Thornwood, NY 10594. Purpose: Any lawful act.

Notice of formation of Beagal, LLC. Arts. of Org. filed with the SSNY on 10/11/2022. Office: Westchester County. SSNY designated as agent of the LLC upon whom process against it may be served. SSNY shall mail copy of process to the LLC, 47 Washington Blvd Mt Vernon NY 10550. Purpose: Any lawful activity.

Formation of ESAL REALTY LLC filed with the Secy. of State of NY (SSNY) on 11/8/2022. Office loc.: Westchester County. SSNY designated as agent of LLC upon whom process against it may be served. The address SSNY shall mail process to Ernest Salerno, 2395 E. Long Shadow Pl., Tucson, AZ 85718. Purpose: Any lawful activity.

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Jingle Bell Parade at Rockefeller State Park, Pocantico Hills, Westchester December 11

Anthony Krizan, former Spin Doctors Lead Guitarist, Performing at Lucy's Pleasantville



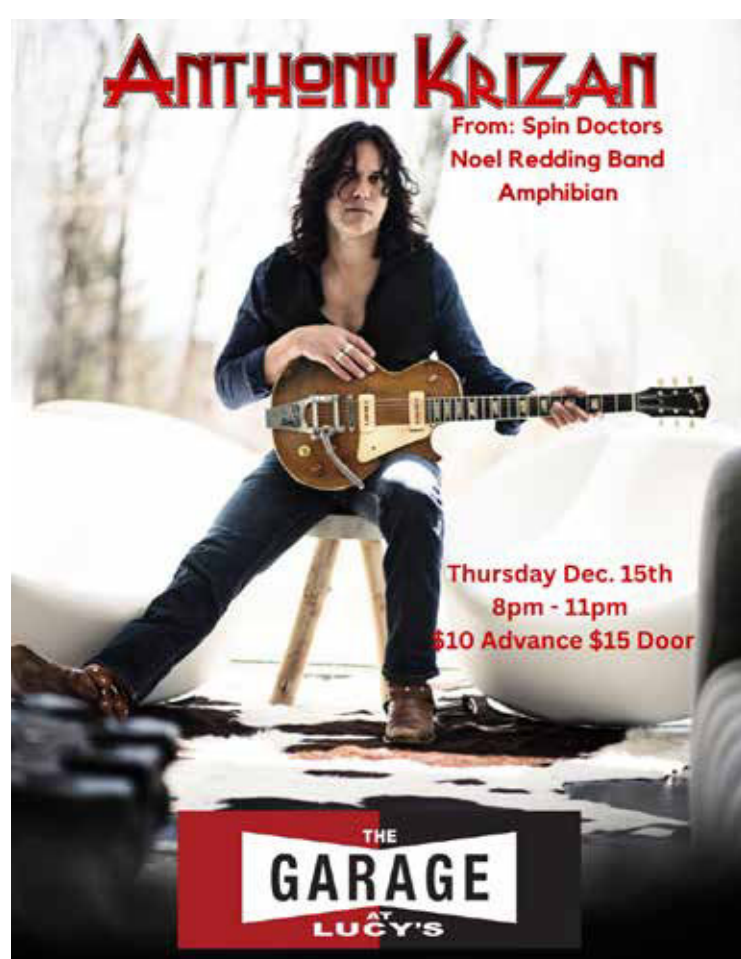
John D. Rockefeller, left on the carriage road



On Sunday, December 11th, from 1:00PM – 2:00PM, the Rockefeller State Park Preserve and the Friends of the Rockefeller State Park Preserve will host the second annual Jingle Bell Parade, which will include carriages, horses and ponies, as well as dogs in holiday attire! The public is invited to join the parade with their dogs, or to sip hot cider and watch along the trailside. Starting with a ribbon cutting at 1 pm, the parade will make its way around Swan Lake along the newly renovated Brother's Path carriage road.

The Rockefeller State Park Preserve is known for its carriage roads and has long been a place for equestrians of all types. The Rockefeller family established the network of carriage roads, now spanning over 50 miles and designated as a National Historic Site, thanks to John D. Rockefeller Sr. and Jr.'s love of carriage riding. (<https://www.friendsrock.org/rspp-history>)

Guests are invited to come to the Swan Lake kiosk and enter to win a prize for best horse costume or best dog costume. Winners will be announced at 2 pm. Following the parade, guests can meet the horses/riders, and take photos. Rockefeller State Park Preserve, located at 125 Phelps Way, Pleasantville, offers quiet countryside walks of all lengths through forested hills and valleys surrounding sunlit pastoral fields. The property is the former Pocantico Hills and Rockwood Hall country estates of John D. Rockefeller family and William Rockefeller. Since 1983, the Rockefeller Family has generously donated over 1771 acres to the State of New York to safeguard these lands for present and future generations. Managed by New York State Office of Parks, Recreation, and Historic Preservation, the Preserve is open to the public year-round, sunrise to sunset. www.rockefellerstateparkpreserve.org.



Anthony Krizan, former lead guitarist of The Spin Doctors, will be performing at Lucy's in Pleasantville on December 15. Krizan has played in front of thousands opening for The Rolling Stones and The Allman Brothers, spent 10 years as touring guitarist with iconic Jimi Hendrix bassist Noel Redding and he's an original member of Amphibian, with Phish lyricist Tom Marshall.

Anthony has also penned rock/soul staples such as "Stand By My Woman" with Lenny Kravitz, five songs on the Spin Doctors Greatest Hits, the theme of the Spin City TV series and The Howard Stern "Miss America" theme. Most recently, Krizan co-wrote the title track to superstar British rock singer John Waite's (The Babys, Bad English) new 2022 EP, Anything, and produced three tracks on the release. He also co-wrote the title track to John Waite's Mercury release When You Were Mine.

Having worked with stellar musicians during his career, Anthony Krizan's true passion is his solo career and his brand of swampy, rock/blues/soul, genre crossing music. The Anthony Krizan Band's live shows performances are electrifying audiences. The title track to his last album, Dust & Bone, was well-received and recorded by Gretchen Wilson, blues guitar legend Pat Travers and Tim Hicks (Universal Records).

Krizan is the 2013 recipient of the ASCAP FOUNDATION JAY GORNEY AWARD for the song he co-wrote with CHERYL DAVEIGA, "Home Don't Feel Like Home".

In 2019 Anthony composed "Something In The Water" a bluesy rock tune which was used to celebrate the 2019 Alabama Bi-Centennial and the song was eventually used to raise money for the Alabama public schools arts program.

His latest singles "Strawberry Wine" and "Forbidden VooDoo" are currently streaming on all platforms. The Garage at Lucy's Pleasantville Presents: Anthony Krizan Band, Thursday December 15th, 8:00pm - 11:00pm, 446 Bedford Road Pleasantville, NY 10570, <https://www.lucyspleasantvilleny.com/> Tickets: \$12.40 <https://www.eventbrite.com/e/458732409987>

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HOW ARE THE NEW YORKTOWN PAR 3 AND NEW CLUB HOUSE COSTS BEING PAID?



Dilapidated Clubhouse from 2014 and RC Renovated Clubhouse today.



Yorktown attracted RC Recreation Development LLC, a private sector corporation, to pay with RC's resources to Design/Build/Finance/Operate/Maintain. For Yorktown this is known as a Public Private Partnership and an Indirect Method of getting new facilities paid for.

The Direct Method is for Yorktown to pay for projects with public sources - directly through (i) Taxes, user fees, (ii) funds borrowed by Yorktown from private capital markets (typically bonds or anticipation noted), and (iii) grants of money from other government sources, made available through taxes, user fees, funds borrowed.

Now back to the Indirect Method used for the Yorktown 3 Par and New Club House. How is RC getting repaid for financing these new facilities for Yorktown? This was done by Yorktown legally allowing the new public facility to create a revenue stream which RC uses to return capital invested and earn a profit.

These (i) user fees received by RC are "at risk", (ii) funds borrowed by RC from private capital markets are "at risk" and (iii) equity invested is "at risk". Funds are borrowed based on the ability of the project to produce sufficient revenue to: repay borrowed funds with interest, pay for Operating and Maintaining the Golf Course and Club House, and a profit.

Slater intends for Yorktown to repossess these Yorktown unpaid facilities without any compensation to RC

I guess that Slater does not believe in the Eighth Commandment "THOU SHALL NOT STEAL"

The various Federal and NYS Courts, which will adjudicate, based on US law, all of RC's Claims against Yorktown and Slater, individually, including PUNITIVE DAMAGES AGAINST SLATER FOR HIS TOTAL DISREGARD FOR HIS DUTIES AS YORKTOWN SUPERVISOR.



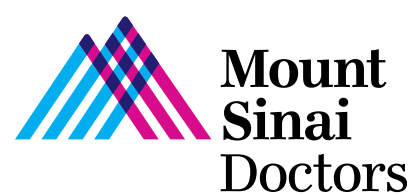
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