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January 18, 2008

Clerk of the Court
United States District Court
Eastern District of New York
Long Island Office
100 Federal Plaza
Central Islip, NY 11722-4438

Re: Simpson v. Sokolow
Civil Action Number: CV-07-2388
Our File Number: 19-10011 LT

Dear Sir or Madame:

Please be advised that on the 17th day of January, 2008 our offices inadvertently mailed a courtesy copy of Defendant's Opposition to Plaintiff's Motion for Sanctions Against Attorney Feuerstein and His Law Firm Pursuant to F.R.Civ.P. Rule 11 to the Court. Please note that the filing of Defendant's Opposition to Plaintiff's Motion for Sanctions is not yet due because we have not been notified of the Plaintiff's filing as of this date.

Attached hereto is the Defendant's Opposition to Plaintiff's Motion for Sanctions Against Attorney Feuerstein and His Law Firm Pursuant to F.R.Civ.P. Rule 11 which will be filed with the Court correctly after the Plaintiff's original Motion has been docketed.

As always, if you have any questions or require additional information, please do not hesitate to contact the undersigned. Thank you for your courtesy and cooperation.

Respectfully yours,

Alan R. Feuerstein/mtp

Alan R. Feuerstein

ARF:mtp
Enclosures

cc: Mr. George Simpson

Please reply to Buffalo, New York Office unless another office is designated.
The inclusion of "Fax" number is not to be construed as consent to service of papers by fax.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK
LONG ISLAND DIVISIONAL OFFICE

GEORGE R. SIMPSON

Plaintiff,

-v-

STEPHEN SOKOLOW

Defendant.

Civil Number: 07-2388

Assigned District Court Judge: Seybert
Magistrate Judge: Boyle

DEFENDANT'S OPPOSITION TO PLAINTIFF'S MOTION FOR SANCTIONS AGAINST ATTORNEY FEUERSTEIN AND HIS LAW FIRM PURSUANT TO F.R.CIV.P. RULE 11

Respectfully submitted,
FEUERSTEIN & SMITH, LLP
Alan R. Feuerstein, Esq.
Attorneys for Defendant
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17 St. Louis Place
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TO: George R. Simpson
Post Office Box 775
Hampton Bay, New York 11946

DATED: January 17, 2008

I. INTRODUCTION

The Plaintiff, George R. Simpson, has made a Motion for Sanctions against Attorney Feuerstein and the Feuerstein & Smith, LLP pursuant to F.R.Civ.P. Rule 11 alleging that the Defendant's Motion to Supplement his Submission to the Court in support of the Defendant's Motion to Dismiss the Plaintiff's Complaint was in some way improper.

Mr. Simpson's Motion for Sanctions has no merit, and therefore, the Defendant Stephen Sokolow and counsel for Stephen Sokolow oppose said Motion.

II. ARGUMENT

On January 3, 2008 Feuerstein & Smith, LLP forwarded to George R. Simpson correspondence (Exhibit 1) indicating that his December 26, 2007 Motion for Sanctions has no merit. The correspondence of January 3, 2008 also indicates that it is the obligation of counsel to direct to the Court's attention all legal issues relating to matters that are presently before the Court and to supplement pleadings on a pre-trial basis. Mr. Simpson was advised that F.R.Civ.P. 15 requires that attorneys and litigants advise the Court of issues that relate to matters that are the subject of the proceedings before the Court particularly when those matters may impact upon the Court's decisions.

The submission that Feuerstein & Smith, LLP has made is in no way improper. In fact, Mr. Simpson's attempt to hide from the consequences of his conduct that are drawn to the attention of the Court in the Defendant's submission is improper.

III. SIMPSON'S PRIOR ALLEGATIONS OF RULE 11 SANCTIONABLE CONDUCT

On October 11, 2007 Simpson made a Motion for Rule 11 Sanctions against Alan R. Feuerstein and Feuerstein & Smith, LLP as a result of Feuerstein & Smith, LLP's Motions and submissions to the Court which describe how and why Mr. Simpson should be charged with the knowledge that the mandatory arbitration provisions of Sapphire Bay Condominium West's by-laws are his present lawsuit.

Feuerstein & Smith, LLP submitted their Opposition to the Plaintiff's Rule 11 Motion for Sanctions on the 18th of October, 2007 and is a matter of record before this Court.

When Judge Brenda Hollar of the Superior Court of the Virgin Islands Division of St. Thomas and St. John made a subsequent ruling with respect to Simpson's wrongful conduct, awarding sanctions against Simpson in the sum of Fifteen Thousand Dollars ($15,000), it was the Defendant's responsibility to advise the Court of same.

This is precisely what the Defendant, by and through counsel, has done. There is nothing sanctionable with respect to this conduct, and it is clear that Mr. Simpson simply does not want the Court to know about it.

IV. CONCLUSION

The *pro se* Plaintiff, George R. Simpson, describes anyone who disagrees with his position as a liar, perjurer, moves to strike the opposing parties' submission, and alleges Rule 11 violations. The improper bringing of a Rule 11 Motion in and of itself is sanctionable. Based upon the foregoing, this

Court should deny Simpson's most recent Rule 11 Motion, and award sanctions against Simpson in favor of Stephen Sokolow as a result of Simpson's continuous contumacious and baseless conduct.

DATED: Buffalo, New York
January 17, 2008

Respectfully submitted,
FEUERSTEIN & SMITH, LLP

BY: s/Alan R. Feuerstein

Alan R. Feuerstein, Esq.
Attorneys for Defendant
Office and P. O. Address
17 St. Louis Place
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CERTIFICATE OF SERVICE

I, Alan R. Feuerstein, hereby certify that on the 17th day of January, 2008 served the within Defendant's Opposition to Plaintiff's Motion for F.R.Civ.P. Rule 11 Sanctions against Alan R. Feuerstein and his Law Firm via U.S. First Class Mail directed to the following:

George R. Simpson
Post Office Box 775
Hampton Bay, New York 11946

s/Alan R. Feuerstein
Alan R. Feuerstein

EXHIBIT 1

FEUERSTEIN & SMITH, LLP
Attorneys at Law

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January 3, 2008

George R. Simpson
Post Office Box 775
Hampton Bay, New York 11946

Re: Simpson v. Sokolow
Action pending in the United States District Court Eastern District of New York Long Island Office
Civil Number: CV-07-2388
Plaintiff's Motion for Sanctions against Attorney Alan R. Feuerstein and his Law Firm Re F.R.Civ.P. Rule 11 for Defendant's Motion to Supplement Submission to the Court in Support of Defendant's Motion to Dismiss Plaintiff's Complaint
Our File Number: 19-10011 LT

Dear Mr. Simpson:

I am in receipt of your December 26, 2007 Motion that you are bringing for sanctions against me and my Law Firm as a result of our filing a Motion to Supplement our Motion to Dismiss your Complaint in the above referenced action.

Our submission to the Court advises the Court of the most recent decision of Honorable Brenda Hollar which impose sanctions against you in the sum of Fifteen Thousand Dollars ($15,000) in the form of attorney fees, and also again rules that the case that you brought against Myrna Golden as a result of her ownership of a cat was baseless, had no merit, and was dismissed because you failed to comply with the arbitration provisions in the Sapphire Bay Condominiums West Association's by-laws.

I am fully aware of the fact that you "dispute" the most recent ruling of Judge Hollar in the Simpson v. Golden case and that you have filed a Motion for Reconsideration. However, the November 20, 2007 Order clearly supports the Defendant Stephen Sokolow's position that your failure to comply in this case with the mandatory arbitration provisions require that your Complaint be dismissed.

Our office is obligated to supplement pleadings on a pre-trial basis. The Federal Rules of Civil Procedure (F.R.Civ.P. 15) requires that attorneys advise the Court of issues that relate to the matters that are the subject of the proceedings before the Court.

The issues relating to your claim against Myrna Golden and the November 20, 2007 Court Order clearly must be brought to the attention of the Court so the Court is not misinformed about the rulings of the Superior Court of the Virgin Islands, the sanctions that have been imposed against you by the Superior Court of the Virgin Islands and substantive legal theories and core facts.

There certainly should be no objection from you because you knew and know (although you may disagree with the ruling) of the rulings of Judge Brenda Hollar because you have made Motions to Reconsider. You also have indicated that you intend to appeal.

Therefore, I advise you of the above, indicate to you that there is nothing whatsoever improper about our filing the supplementation pleadings, and we therefore demand that you withdraw your Motion because your position in our opinion, and your pleading in our opinion is further evidence of your contumacious, improper, vexatious and sanctionable conduct that this case has been riddled with throughout your commencement of same in this Superior Court of the Virgin Islands, the District Court of the Virgin Islands, and now the United States District Court for the Eastern District of New York Long Island Division.

Very truly yours,

/S/

Alan R. Feuerstein

ARF:mtp