



Yoel Weisshaus  
516 River Road 6  
New Milford NJ, 07646

Cell: 917.335.1933  
Tel: 201.357.2651  
Fax: 201.625.6313  
Email: yoelweisshaus@yahoo.com  
Website: yoelweisshaus.com

**March 22, 2012**

To: Catherine O'Hagan Wolfe  
Clerk of the Court  
United States Court of Appeals  
for the Second Circuit  
500 Pearl St.  
New York, NY 10007

**Oral Argument Request**

Re: Weisshaus v Port Authority et al. 11-4934-cv

Dear Ms. O'Hagan Wolfe,


I am Yoel Weisshaus, plaintiff-appellant in this action.

As per of the Federal Rules of Appellate Procedure Rule 34.1, a party must notify within 14 days of the last appellee brief, whether oral argument is sought. I request oral argument.

The Defendant-Appellee Port Authority and the State of New York indicated of no intention to file a response-appellee brief. (See attached, entries 13 and 14) The Defendants-Appellees the State of New Jersey and the State of New York are exempt from this appeal. (See attached Amended Notice of Appeal, entry 17) I hereby move the Court to close the brief submission and schedule this case for oral argument.

I appreciate the Court for submitting this case for oral argument.

Respectfully Submitted

  
Yoel Weisshaus, appellant



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

ERIC T. SCHNEIDERMAN  
ATTORNEY GENERAL

BARBARA D. UNDERWOOD  
SOLICITOR GENERAL

August 25, 2011

Honorable Catherine O'Hagan Wolfe  
Clerk  
U.S. Court of Appeals for the Second Circuit  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, NY 10007

Re: *Weisshaus v Port Authority of NY & NJ*, No. 11-4934

Dear Ms. Wolfe:

I write to advise the Court that the New York State Attorney General's Office does not represent any purported New York State defendant—specifically, State of New York, New York State Assembly, and New York State Senate—in this litigation and accordingly will not be appearing as counsel or filing an appellee's brief in this appeal. However, the Office wishes to be kept informed of the proceedings before this Court.

More particularly, there is no jurisdiction over any of the purported New York State defendants because neither the State, nor its agencies, officials, or employees was served. As reflected on the district court docket sheet, that court dismissed the complaint as frivolous prior to service of the summons and complaint. This Office lacks authority to waive proper service, and has not been asked to represent any purported defendant. Accordingly, it is unable as a matter of law to appear as counsel.

If the Court concludes that the submission of an *amicus* brief would aid its determination of this appeal, please advise us of that fact.

Respectfully yours,  
/s/ Oren L. Zeve  
Oren L. Zeve  
Managing-Administrative  
Assistant Solicitor General

cc: Y. Weisshaus, pro se appellant



**THE PORT AUTHORITY** OF NY & NJ

*Darrell Buchbinder, General Counsel  
Christopher M. Hartwyk, First Deputy General Counsel*

December 16, 2011

Honorable Catherine O'Hagan Wolfe  
Clerk  
United States Court of Appeals  
for the Second Circuit  
40 Foley Square  
New York, NY 10007-1316

**Re: Weisshaus v. The Port Authority of New York and New Jersey, et al.  
No. 11-4934**

Dear Ms. Wolfe:

This office represents the Port Authority of New York and New Jersey (the "Port Authority"), a named defendant in the above-referenced action. The Port Authority has never been served in this litigation so jurisdiction has never been obtained over it. The Port Authority did not file a Notice of Appearance in the District Court, which dismissed the complaint *sua sponte* as frivolous on October 24, 2011.

The Port Authority is filing a Notice of Appearance in order to ensure that it is kept informed of the proceedings in this Court, but it is not waiving proper service. The Port Authority does not intend to file a brief, unless this Court determines that the submission of an *amicus* brief would aid its determination of the appeal.

Respectfully submitted,

Kathleen Gill Miller

cc: Y. Weisshaus  
Pro Se Appellant  
516 River Road, Apt. 6  
New Milford, NJ 07646-1900

225 Park Avenue South  
New York, NY 10003

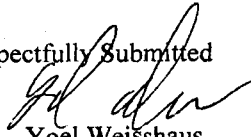


2. Further notice is hereby given that Yoel Weisshaus plaintiff hereby appeals to the United States Court of Appeals for the Second Circuit from the final judgment disposing this action and from an order denying a not filed motion for reconsideration<sup>1</sup> as well as such other order entered in this action on the 8 day of December 2011.

Dated: December 20, 2011

New Milford NJ,

Notice of Appeal Respectfully Submitted



Yoel Weisshaus  
516 River Road 6  
New Milford NJ, 07646

---

<sup>1</sup> Plaintiff requested by letter twice for LEAVE to file a motion for reconsideration but never filed such motion.