



DISTRICT ATTORNEY
OF THE
COUNTY OF NEW YORK
ONE HOGAN PLACE
New York, N. Y. 10013
(212) 335-6000

CYRUS R. VANCE, JR.
District Attorney

May 7, 2014.

Mr. John Cannavo, Esq.,
Anti-Narcotics Strike Force
New York City Housing Authority
250 Broadway, 7th Floor
New York, New York 10007

Re: ~~115 Broadway~~
~~Apartment 7B~~

Dear Mr. Cannavo:

On January 30, 2014, officers of the New York City Police Department executed a search warrant in the above premises, of which you are the landlord. The search warrant produced evidence that the premises were being used for the illegal business of marijuana dealing.

I am an Assistant District Attorney in the New York County District Attorney's Office, assigned to the Special Litigation Bureau. My Bureau is in charge of the Narcotics Eviction Program. As you know, the purpose of the program is to evict persons whose apartments or stores are used in connection with an illegal business.

Pursuant to Section 231(1) of the Real Property Law and Sections 711(5) and 715 of the Real Property Actions and Proceedings Law (RPAPL), I hereby request that you commence an eviction proceeding in this case. The District Attorney's Office is prepared to provide your attorney with the necessary police reports, to make police officers available to testify as witnesses at any eviction hearings, and to discuss any legal issues that are relevant to this matter. If you are unable to file a timely eviction action herein, the New York County District Attorney's Office can proceed as petitioner.

The Civil Court has established Part D in Room 524 at 111 Centre Street as the designated Housing Part in which these cases will be calendared and litigated in an expedited manner. Accordingly, all pleadings should state that the action is returnable directly in Part D. I have enclosed three copies of a special "red back" to be completed and attached to all papers filed by you in connection with this case. The purpose of these backs is to enable the Landlord-Tenant Clerk to distinguish Narcotics Eviction Program filings from all others. It is anticipated that a hearing will be held within two weeks of the first court date.

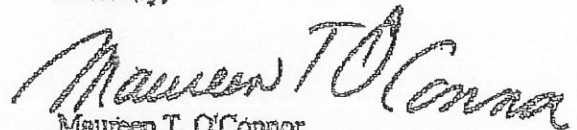
Please be advised that the initial return date must be on a Monday at 9:30 a. m.

I am providing you with a copy of the search warrant, vouchers, and laboratory reports. This documentary evidence as well as this letter must be annexed as exhibits to the verified petition.

Please be further advised that you must contact me if, during the pendency of the action, the tenant-respondent moves for discovery of additional law enforcement material. Such material ordinarily is not discoverable given the scope of these special proceedings and the burden on respondents to demonstrate ample need for the material in question. You also must contact me if there is any motion that could affect the Narcotics Eviction Program overall (e.g., constitutionality challenges). If you contemplate a settlement in the case whereby the tenant would be permitted to remain, my Office must approve it.

I look forward to working with you to achieve a fair and just result in this matter. Please contact the paralegal assigned to this case, Joan Davila, at telephone number (212) 335-4359 (davilaj@dany.nyc.gov) upon receipt of this letter so that you are aware of the dates that any police witness is available to testify.

Sincerely,



Maureen T. O'Connor
Assistant District Attorney
Deputy Chief, Special Litigation Bureau
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(FAX) 335-4390
occonnorm@dany.nyc.gov