

STATE OF NEW YORK - COUNTY OF ORANGE

CITY OF NEWBURGH

IN THE MATTER OF:

Notice of Claim

CAMILLE SHERMAN, as next of kin for and
on behalf of DWAYNE COBBS, JR., a minor,

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TO: MAYOR and CITY MANAGER
CITY OF NEWBURGH, NEW YORK
83 Broadway
Newburgh, NY 12550

PLEASE TAKE NOTICE that Camille Sherman, as next of kin for and on
behalf of her natural son, Dwayne Cobbs, Jr., hereby notices her intention to sue
the City of Newburgh and its agents for injuries arising out of the following claim:

1. Camille Sherman resides at 52 Leslie Road, Newburgh, New York
12550. Her home phone number is 845-562-3321. Dwayne Cobbs, Jr. whose date

of birth is October 18, 1989 and whose social security number is 595-88-8956, is the natural son of Camille Sherman and resides with her.

2. On or about October 16, 2006, the minor, Dwayne Cobbs, Jr., was removed from school attendance at Newburgh Free Academy, a high school within the City of Newburgh by unidentified members of the City of Newburgh Police Department. These officers were in possession of a photograph of an individual by the alleged name of Dwayne Cobbs, Jr. who had been indicted by an Orange County Grand Jury for engaging in an illegal drug transaction and whose apprehension was their duty. That photograph amply and plainly demonstrated that the tenth grade student being apprehended at NFA was not one and the same person as the individual indicted and subject to seizure by the City of Newburgh Police Department.

3. Rather than examine said photograph and easily realize that the student

in their presence was NOT the individual they had been dispatched to bring in, said police officers, whose identities are currently not known to your claimant, negligently arrested and seized the minor who is the real party of interest herein from his school and subjected him to non-consensual transport to the Orange County Court in Goshen, New York, where he was held, handcuffed against his will for a period of hours, and then presented to the County Court Judge who released him.

4. By dint of his apprehension and arrest, his being handcuffed in school and then led from his school in handcuffs by police officers, Dwayne Cobbs, Jr. suffered humiliation, embarrassment and emotional distress so serious that he has been unable to continue his education at NFA and continues to suffer severe anxiety and mental distress.

5. Claimant identifies Michael H. Sussman, Esq., of 40 Park Place, PO
Box

1005, Goshen, New York as her counsel in this matter.

Camille Sherman

Signed and sworn to before me this ____ day of April 2007.

NOTARY PUBLIC