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July 29, 2010

VIA ELECTRONIC MAIL

Assemblyman Richard L. Brodsky
Room 422
Legislative Office Building
Albany, New York 12248

Re: Fulton County Economic
Development Corporation,
Crossroads Incubator Corporation
and Peter Sciocchetti

Dear Assemblyman Brodsky:

On Tuesday, July 27, 2010, at approximately 4:30 p.m., I received an e-mail from Brian Haak, identifying himself as Associate Counsel/Home Rule Counsel, NYS Assembly Majority Counsel's Office. Mr. Haak informed me that a copy of a legislative subpoena and subpoena duces tecum were left on the doorstep of Peter Sciocchetti's home. He was kind enough to include in his transmission copies of the subpoenas which appear to be returnable Thursday, July 29th at 10:00 a.m.

Although Mr. Sciocchetti has a strong desire to testify about matters raised by you concerning his work at Crossroads Incubator Corporation (CIC), as his counsel, I have advised him not to do so based on my observation of the way the hearings have been conducted and the opinions you have personally expressed concerning the conduct of the Board of Directors of the Fulton County Economic Development Corporation (FCEDC) and CIC and certain employees of the respective companies.

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From my observation of your questioning of witnesses, it appears the hearings have little or nothing to do with fact finding and more to do with the misstatement of facts and the making of accusations against witnesses, belittling and confusing them with improper questions and comments.

Based on my advice, Mr. Sciocchetti invokes his constitutional right under the Fifth Amendment and refuses to answer any and all questions asked of him at the scheduled hearing.

As an attorney and member of the Bar, I am sure you are well aware that it would be unethical to suggest or imply that Mr. Sciocchetti's invocation of his constitutional right is improper or indicative of any wrongdoing.

I am also certain you would agree there would be no legitimate purpose to have Mr. Sciocchetti appear at the hearing for the sole purpose of invoking his constitutional rights.

Respectfully yours,


PETER J. MOSCHETTI, JR.

PJM:mmc