

L A W S
OF THE
STATE OF NEW YORK
PASSED AT THE
ONE HUNDRED AND FOURTH SESSION
OF THE
LEGISLATURE.

BEGUN JANUARY FOURTH AND ENDED JULY TWENTY-THIRD, 1881,
IN THE CITY OF ALBANY.

Vol. III.



ALBANY:
WEED, PARSONS AND COMPANY, PRINTERS.
1881.

Disclosure
of depositions re-
turned by
grand jury
with pre-
sentment.

§ 146. A clerk of any court who willfully permits any deposition returned by a grand jury and filed with such clerk, to be inspected by any person, except the court, the deputies or assistants of such clerk, and the district attorney and his assistants, until after the arrest of the defendant, is guilty of a misdemeanor.

Racing
near a
court.

§ 147. A person concerned in any racing, running, or other trial of speed between horses, or other animals, within one mile of the place where a court is actually sitting, is guilty of a misdemeanor.

Miscon-
duct by
attorneys.

§ 148. An attorney or counselor who,

1. Is guilty of any deceit or collusion, or consents to any deceit or collusion, with intent to deceive the court or any party as prohibited by section 70 of the Code of Civil Procedure; or,

2. Willfully delays his client's suit with a view to his own gain; or, willfully receives any money or allowance for or on account of any money which he has not laid out, or become answerable for, as prohibited by section 71 of the Code of Civil Procedure,

Is guilty of a misdemeanor, and in addition to the punishment prescribed therefor by this Code, he forfeits to the party injured treble damages, to be recovered in a civil action.

Permit-
ting attor-
ney's
name to be
used.

§ 149. If an attorney knowingly permits any person, not being his general law partner or a clerk in his office, to sue out any process or to prosecute or defend any action in his name, except as authorized by the next section, such attorney, and every person who shall so use his name, is guilty of a misdemeanor.

In what
cases
lawful.

§ 150. Whenever an action or proceeding is authorized by law to be prosecuted or defended in the name of the people, or of any public officer, board of officers, or municipal corporation, on behalf of another party, the attorney-general, or district attorney, or attorney of such public officer