

**SUPREME COURT OF THE STATE OF NEW YORK**

**BRONX COUNTY**

**PEOPLE OF THE STATE OF NEW YORK, by**

**LETICIA JAMES, Attorney General of**

**the State of New York,**

**Plaintiff,**

**Vs.**

**EDWIN RIVERA, d/b/a INMIGRACION  
HOY, INMIGRACION HOY NEWS TODAY,  
and FORENSIC IMMIGRATION LAW.,**

**Defendant.**

**Index No. 1576/2004**

**AFFIDAVIT  
IN SPECIAL PROCEEDING**

**AFFIDAVIT IN SUPPORT OF ANSWER TO MOTION IN OPPOSITION.**

**EDWIN RIVERA says:**

- 1. I am the party named as Respondent in the above-entitled proceeding.**

2. The information provided about the radio show was found about a month before it was transcribed in Puerto Rico. Then, shortly after that, it was sent to California to be translated into English last year.

3. Every effort was made to prove that the accusations are false, and Plaintiff knows it was false.

“I affirm this 18th day of February 2024, under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the previous is true, and I understand that this document may be filed in an action or proceeding in a court of law.”

Edwin Rivera

Edwin Rivera

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**ANSWER  
IN SPECIAL PROCEEDING**

**EDWIN RIVERA, Pro Se, answers the plaintiff's opposition as follows:**

**Plaintiff has abused this defendant - A prosecutor's refusal to reveal exculpatory evidence may be immoral, unethical, and illegal – and it may result in the imprisonment or death of innocent individuals – but the unethical prosecutor is never prosecuted. That is not how the law protects us.**

**"Ethics or moral philosophy is the philosophical study of moral phenomena. It investigates normative questions about what people ought to do or which behavior is morally**

right. It is usually divided into three major fields: normative ethics, applied ethics, and metaethics."

## JURISDICTION

Article II, Section 8. Waiver of immunity from liability. The state, as a result of this, waives its immunity from liability and action and now assumes liability and consents to have the same determined in accordance with the same rules of law as applied to actions in the Supreme Court against individuals or corporations, provided the claimant complies with the limitations of this article.

Article II, Sec 8-b. Claims for unjust conviction and imprisonment. The legislature finds and declares that innocent persons who have been wrongly convicted of crimes and, subsequently, imprisoned have been frustrated in seeking legal redress due to a variety of substantive and technical obstacles in the law. Such persons should have an available avenue of redress over and above the existing tort remedies to seek compensation for damages. The legislature intends, by the enactment of the provisions of this section, that those innocent persons who can demonstrate, by clear and convincing evidence, that they were unjustly convicted and imprisoned be able to recover damages against the state. See Record.

Respondent asks the Court to dismiss this case. Respondent seeks compensation for damages. See demands made in the Court of Claims—claim number 129674, before Judge Soto, July 17, 2017.

Date: February 18, 2024

*Edwin Rivera*

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New York, New York 10027

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**NYSCEF Notification: Bronx - Special Proceedings - Other - <ANSWER IN SPECIAL PROCEEDING> 1576/2004E (PEOPLE OF THE STATE OF NEW YORK, BY ERIC SCHNEIDERMAN, v. EDWIN RIVERA et al)**

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**Bronx County Supreme Court  
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**Case Information**

Index #: **1576/2004E**

Caption: **PEOPLE OF THE STATE OF NEW YORK, BY ERIC SCHNEIDERMAN, v. EDWIN RIVERA et al**

eFiling Status: **Full Participation Recorded**

Assigned Case Judge: **Bianka Perez**

**Documents Received**

Doc #	Document	Received Date
253	<a href="#">ANSWER IN SPECIAL PROCEEDING</a> ADDITIONAL DETAILS FOR MOTION JUDGE BIANKA PEREZ <b>Motion #: 13</b>	02/19/2024
254	<a href="#">AFFIDAVIT</a> REGARDING NEWLY DISCOVERED EVIDENCE JUDGE BIANKA PEREZ <b>Motion #: 13</b>	02/19/2024

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#### Case Summary

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Index #: **1576/2004E**

Court: **Bronx County Supreme Court**

Case Type: **Special Proceedings - Other (Executive Language)**

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254	<a href="#">AFFIDAVIT (Motion # 13)</a> REGARDING NEWLY DISCOVERED EVIDENCE JUDGE BIANKA PEREZ	+ \$0.00
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