

November 28, 1988

Foreperson of the Special Grand Jury
Members of the Special Grand Jury
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Gentlemen:

1a. As a born American citizen, a battle-starred World War II veteran, I request, pursuant to 18 U.S.C. §1504, an opportunity to appear before your body to give my evidence concerning judicial-official corruption within your district.

b. My evidence, which includes hundreds of documents, is very briefly here outlined, and I request that this communication be given close consideration.

c. Those who have attempted to conceal what I am summarily setting forth now, have spent more than three million "taxpayer" dollars (\$3,000,000) in an attempt to compel my silence -- and this massive expenditure continues.

2a. PUCCINI CLOTHES, LTD. ["Puccini"] -- "the judicial fortune cookie" -- Brooklyn-based and solvent, was involuntarily dissolved by judicial decree on June 4, 1980, its assets and affairs coming under the complete control of the court.

b. In all jurisdictions, where the courts take control of assets, there must be a filed "accounting", and in New York an accounting must be filed by the court-appointed receiver "at least once a year" (22 NYCRR §202.52[e]).

c. Notwithstanding the aforementioned legal directive, in the more than eight (8) years, five (5) months that have elapsed, not a single accounting has been filed -- not one!

d. Robert Abrams, the Attorney General of the State of New York, is the statutory fiduciary, and among his mandatory "duties", permitting no discretion whatsoever, is his obligation to compel the settlement of such filed accounting and cause distribution of its assets, if not voluntarily done within eighteen (18) months.

e. Notwithstanding the aforementioned mandate, in the more than one hundred and one months (101) that have elapsed since Puccini was involuntarily dissolved, not a single application has been made by Robert Abrams or his office to compel such accounting -- not one!

f. All of Puccini's extensive assets were made the

subject of larceny, looting, and plundering by the judiciary and their cronies, leaving nothing for its legitimate creditors and stockholders -- absolutely nothing!

g. Obviously, where the larceny and plundering have been so extensive, no accounting can ever be filed without disclosing such criminal conduct by the judiciary and their cronies.

h. Recently, on November 2, 1988, in a sham attempt to conceal such criminal conduct, Referee Donald Diamond entered an Order approving "the final accounting" of the court-appointed receiver.

i. However, there is no accounting -- it is "phantom", and Referee Donald Diamond approved an "accounting" which does not exist!

j. All that is necessary to confirm what is charged herein, and much more, is to demand that Attorney General Robert Abrams, Esq., the statutory fiduciary for Puccini; or Lee Feltman, Esq., the court-appointed receiver; or Rashba & Pokart, the court-appointed accountants, to produce such "phantom" accounting. -- They cannot! -- It is a fraud perpetrated by a group which includes members of the judiciary!

k. Some of those governmental officials involved in this egregious criminal adventure, are identified herein, and in addition to my personal appearance, I request that your body compel them, by subpoena, to testify, if they do not agree to appear voluntarily.

3a. Surrogate Ernest L. Signorelli, the Surrogate of Suffolk County, pays his obligations by having his obligees file false, fictitious, and/or exaggerated claims against estates administered by his court.

b. As a result of such practices, the Estate of Eugene Paul Kelly, of which I was the original executor, was completely denuded of all its assets, and like Puccini, the legitimate beneficiaries will receive nothing -- absolutely nothing!

c. As one example of Surrogate Signorelli's practices in the Kelly Estate was the attempted payment of his personal attorney for services rendered in his own personal matrimonial proceeding, through Kelly Estate funds.

d. Instead of paying such personal attorney for his personal obligations incurred out of his own pocket, Surrogate Signorelli had such attorney file claims against several estates, including the Kelly Estate.

e. This contrived claim, as filed by such attorney in the Kelly Estate, was based upon the assertion that such attorney performed services intended to benefit such Estate or which did benefit it.

f. Public Administrator Anthony Mastroianni, who is a Signorelli appointee, approved such fictitious claim in the sum of \$12,500.

g. Fortunately for the Kelly Estate, I was made a party to such accounting and I alone disputed such claim.

h. When such embarrassed attorney could produce nothing which he did serving the interests of the Kelly Estate, nor intended to serve such interests, he was awarded the token sum of \$1,000 from the Kelly Estate.

i. This \$1,000 award, was a "consolation fee", for coming from Florida in order to testify, since obviously he was not going to sue Signorelli, who was actually the true debtor.

j. Similar claims, approved by Mastroianni, met similar fates.

k. Instructively, Mastroianni failed to timely pay the federal taxes on the Kelly Estate, resulting in a substantial surcharge to the Estate, for which he clearly is personally liable.

l. However, none of the attorneys representing the Kelly beneficiaries have sought to surcharge Mastroianni for such culpable neglect, since they know that they would be retaliated against by Signorelli, in other matters, if they did.

m. The bottom line is -- to repeat -- the legitimate Kelly beneficiaries, like the legitimate Puccini beneficiaries-- will receive "ziltch"!

4a. In order to compel my silence, I, my family, my clients, and friends, have been visited with a parade of judicial horrors which reach the outer limits of credibility.

b. In this letter, I will, with some detail, describe only one, of the many, attempts to compel my silence.

5a. DENNIS F. VILELLA ["Vilella"], a college graduate, married, with two (2) small children, leader of a boy scout group, and active in civic matters, was convicted and is presently incarcerated for a maximum term of twenty-five (25) years, for crimes which neither he nor anyone else committed, which I will now prove.

b. There is not a single rational person who has examined my dramatic evidence on the subject who controverts the conclusion that Vilella, who has been incarcerated for the past sixteen (16) months, was convicted of "phantom" and "fictitious", crimes -- crimes that simply never occurred.

c. Nevertheless, Vilella is kept incarcerated, as a "hostage", at a cost to the taxpayer of about \$50,000, in order to compel my silence concerning judicial and prosecutorial corruption.

d. I am adamant in my refusal, and unless your body and/or the media intervene, Vilella, his family, the taxpayer, and the cause of justice will continue to suffer.

6a. Vilella was indicted for, and thereafter convicted of, attempted murder and first degree assault with "a tire iron", with no lesser counts charged or submitted to the jury.

b. The uncorroborated testimony of THERESA NAPPI ["Nappi"], the alleged victim, before the Grand Jury, and thereafter before the Trial Jury, was that she had been struck by Vilella, with all his strength, about twenty (20) times, on her head, after which she was removed to the Community Hospital at Glen Cove.

c(1). District Attorney Denis Dillon concealed from the Nassau County Grand Jury the Nappi's hospital record, introducing instead, to that indicting body, perjurious and/or deceptive contrary testimony.

(2). The "Dillon Gang" and the trial judge concealed such Nappi hospital report from the Trial Jury, who returned a "guilty" verdict.

(3). The "Dillon Gang", having corrupted Vilella's appellate attorney, are presently concealing such Nappi hospital record from the Appellate Division of the Supreme Court, Second Judicial Department.

d. To repeat -- There is not a single known, rational person, who is ready to testify that such crimes were committed by any adult, in the face of such dramatic hospital records, an assertion which even the "Dillon Gang" does not dispute.

e. Vilella defended himself at trial, pro se, although he was not an attorney, and had no legal training or experience.

f. The concealed hospital records reveal that on the

day that Nappi was admitted to the aforementioned hospital, which was shortly after the alleged "vicious" assault, her head was x-rayed (Exhibit "A"); a Cat Scan performed (Exhibit "B"); and Trauma Assessment Tests rendered (Exhibit "C").

(1) In haec verba, the aforementioned x-ray report (Exhibit "A") reads:

"Skull shows no evidence of fracture. Sutures and vascular markings are normal. Sella turica is regular in appearance. Petrous pyramids and sphenoid wings are intact. IMPRESSION: Normal examination of the skull."

(2) In haec verba, the aforementioned Cat Scan report (Exhibit "B") reads:

"CT scan non-contrast of the brain was performed. No shift of midline structures in seen. No subdural collection is identified. No blood in the white or grey matter is seen. Soft tissues of the brain fail to demonstrate any gross soft tissue swelling. IMPRESSION: See above report."

(3) The Trauma Assessment Record (Exhibit "C") reveals normal pupils, normal leg and hand movements, and the highest possible non-coma score.

(4) Indeed, a review of the entire hospital record reveals an absence of any bruises on Nappi's skull or any treatment rendered for any skull injuries -- none whatsoever.

g. Would any Grand Juror indicted, or Trial Juror, for this "repeated", "vicious", "tire iron" assault, had they seen the aforementioned hospital records?

7a. The uncorroborated description of this alleged, "phantom" assault, as testified by Nappi at the Vilella trial-- in full --is as follows:

(1) On direct:

"Q	What did he hit you with?
A	A tire iron
Q	How many times did he hit you?
A	About eight or twelve.
Q	What parts of your body did the
blows land?	
A	My head and my hands, protecting
myself. [SM-91] ...	
Q	Please continue.
A	And then he hit me some more.
Q	What did he hit you with?

A The tire iron.
 Q Back in the van again?
 A Yes.
 Q How many times did he hit you the
 second time?
 A About six or seven. [SM-92]
 Q What were your injuries?
 A I sustained six skull fractures.
 ..." [SM-93]

(2) Nappi's testimony, cross-examined by Vilella, a pro se defendant, -- in full -- reads as follows:

"Q Mrs. Nappi, you testified that I hit you in the van approximately eight to ten times or six to ten times?

A About that. [SM-98] ...

Q Mrs. Nappi, you were hit, you said, again six to ten times in the van?

A I said anywhere from eight to twelve times.

Q Eight to twelve times in the van? you opened the door and ran out? ... [Y]ou came behind me and dragged me back in the van.

Q Would you say you're a strong person?

A I do, but not when you're hit twelve times in the head with a tire iron when you're not expecting it. [SM-101]

Q ... You say somewhere in the Grand [Jury] Minutes I covered your mouth.

A You hit me from behind in the van and you kept hitting me and hitting me and then I somehow got out of the van and I screamed, and I couldn't do anything. You came behind me and dragged me back. I couldn't fight you. I wasn't expecting you to hit me. ... When you're hit like that and you don't know what's coming, you can't do anything. You don't have the strength to do anything, not the way you were hitting me.

Q Would you describe to the Court how it was that I was hitting you?

A Violently with everything you had to hit me.

Q Could you show us, please? [SM-103]

A Show you? You took the thing and hit me.

Q Which way? Just go through the motions.

A I didn't see the first hit because I was under the blanket, but I saw afterwards because I protected myself from it.

Q Show us the second hit.
 A You stood over me and hit me like
 this (indicating)
 Q With the tire iron?
 A With the tire iron that looks
 similar to that.
 THE COURT: For the purpose of the record, did
 he raise his hand up over his head with the tire iron?
 THE WITNESS: No, not all the way down over his
 head. ...
 THE COURT; ... So he raised his hand halfway
 up to the head and struck down with the tire iron?
 THE WITNESS: Right. ...
 Q Were they tapping motions or you
 say violent?
 A Violent." [SM-103-4]

b. On October 9, 1987, at sentencing, more than two
 (2) months after the verdict of "guilt" had been rendered by a
 Trial Jury -- a jury which had been deceived of the true nature
 of the hospital records -- the following was stated:

"MR. [Ass't D.A.] LITTMAN:... This was a
 particular brutal, unprovoked assault on a woman. We
 recommend that the maximum sentence be imposed. [SM-6]
 THE COURT: According to the
 victim, she was struck 8 to 15 times altogether with
 what Mr. Littman described as a tire iron. She
 suffered five skull fractures. ...
 MR. [ROBERT] RIVERS: With all due respect to
 the Court, Mr. Littman is not a doctor.
 THE COURT: I understand that. But I
 heard the evidence and that's in the medical records
 and it's found in the evidence and the Court feels that
 a jury could very well have based upon the evidence
 before it, have returned this verdict. There is no
 question that this was a brutal beating and one of the
 most heinous matters outside of actual murder that this
 Court has seen." [SM-11]

c. Clearly, unless Nappi had mystical survival
 powers which far exceeded that of the legendary Rasputin, in view
 of the hospital records, these crimes were simply never committed
 by Vilella nor anyone else.

8a. For this hoax to be consummated by the "Dillon
 Gang" and their confederates, (1) Attorney X, the newly retained,
 post-trial counsel for Vilella had to be corrupted to betray his
 imprisoned client, and (2) I had to be silenced.

b. Since the evidence that the alleged crimes
 perpetrated on Lady Rasputin were never committed by Vilella or