UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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In the Matter of
GEORGE SASSOWER,
An Attorney.

Docket No.
87 Misc. 0107 [ILG]

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In the Matter of a

GRAND JURY APPLICATION.

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FEINBERG'S EVIL JUDICIAL EMPIRE
"Unfit for Human Litigation"

1a. HYMAN RAFFE ["Raffe"] and affirmant were convicted of non-summary criminal contempt, without a trial, by United States District Judge EUGENE H. NICKERSON, a colleague of His Honor, and the monetary sanction were made payable "to the [federal] court".

b. The records reveal that no monies were paid "to the court", but instead Raffe paid same to KREINDLER & RELKIN, P.C. ["K&R"], the firm that engineered the massive larceny of the judicial trust assets of PUCCINI CLOTHES, LTD. ["Puccini"] -- "the judicial fortune cookie".

c. Such Order was affirmed by the Circuit Court of Appeals, by a panel whose members were Chief Judge WILFRED FEINBERG, Circuit Judge IRVING R. KAUFMAN, and Circuit Judge THOMAS J. MESKILL.

d. Such Order, albeit affirmed, is a manifest nullity for it not only violated the "confrontation clause", but was beyond the power of either the District Court or the Circuit Court, courts whose powers are subject to Congressional definition (Nye v. United States, 313 U.S. 33).

e. Prior thereto, in addition to the open boasts of K&R, that it, its client, CITIBANK, N.A. ["Citibank"], and FELTMAN, KARESH, MAJOR & FARBMAN, Esqs. ["FKM&F"] "controlled" the judiciary, state and federal, nisi prius and appellate, it was perfectly obvious that such public boasts of a corrupt judiciary had substance.

f. The circumstances surrounding such trialess criminal proceedings were such that if Raffe or affirmant were afforded a trial, there was no possible way that there would be a conviction, since, inter alia, there was not even a prima facie case set forth for criminal contempt, as papers before His Honor reveal.

g. Nor could K&R, at any hearing, establish a case for civil contempt, which was the reason that no hearing was afforded by either Judge Nickerson or the Circuit Court of Appeals.

h. By reason thereof, affirmant, for several years has advocated that Judges Feinberg, Kaufman, Meskill, and Nickerson should be "Impeached, Indicted, and Incarcerated" (1) for their despotic usurpation of lawful authority; (2) for aiding, abetting, and participating in a criminal adventure involving the larceny of judicial trust assets; and (3) diverting monies payable "to the [federal] court" to K&R's private pockets.

2a. Without a trial or opportunity for same, it was recommended in mirrored Reports of Referee DONALD DIAMOND, that Raffe and affirmant each be incarcerated for thirty (30) days.

b. Raffe paid millions of dollars to K&R and FKM&F and he was never incarcerated.

c. In addition, according to an extorted agreement, Raffe was compelled to execute general releases to:

> "The New York State Attorney General and Senior Attorney David S. Cook" and to "The Justices of the Supreme Court of the State of New York, and any judicial employee thereof and the Judges of the United States District Court of the Southern and Eastern District of New York." [emphasis supplied]

d. Raffe pays -- and pays -- and pays, such extortion monies on a continuing basis, although complaining that he is being "bled to death" because he has been told, and verily believes, that "all judges are crooks", and he has no viable alternative.

e. Affirmant refuses to involve himself in such criminal activities, even as the extorted victim (cf. 18 U.S.C. §1951), and was incarcerated, until released by virtue of a federal writ of habeas corpus (Sassower v. Sheriff, 651 F. Supp. 128 [SDNY]).

f. The Circuit Court of Appeals, reversed (Sassower v. Sheriff, 824 F.2d 184 [2d Cir]), fabricating the essential facts necessary for such reversal.

g. On Tuesday, June 28, 1988, before Hon. MARTIN EVANS, Justice of the Supreme Court of the State of New York, County of New York, neither ROBERT ABRAMS, Esq. ["Abrams"], nor K&R, nor FKM&F, nor anyone else, could produce anything in the Record on Appeal to support the assertions of the Circuit Court that affirmant:

> "refused to appear before [Referee DONALD DIAMOND] ... was notified by the attorney for the receiver that he would be required to appear before the referee for proceedings on the criminal contempt motion and cross-motions ... failed to appear".

h. Indeed, the Record on Appeal reveals a judicial confession before United States Magistrate NINA GERSHON, by FKM&F, the law firm of LEE FELTMAN ["Feltman"], the court-appointed receiver for Puccini, that no such evidence exists in the Record.

i. Such judicial confession by DONALD F. SCHNEIDER, Esq. ["Schneider"], a partner in FKM&F, was made in the presence of attorneys from the office of Robert Abrams, and reads as follows:

> "THE MAGISTRATE: I am correct that there is nothing in the record that indicates one way or the other as to whether or not Mr. Sassower was [invited] to appear, did appear, waived his right to appear, didn't show up or anything of the kind. He says on the documentary evidence he finds that the petitioner is guilty. Is that not correct?
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> MR. SCHNEIDER: There is nothing in the record but we are prepared to give testimony on that issue if your Honor finds that is relevant in this proceeding.
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> MR. SASSOWER: Referee Diamond said repeatedly: No hearing is required. I don't know how he can give testimony that there was a default when Referee Diamond said ad nauseam: no hearing is required. A plea of not guilty is tantamount to a general denial and raises no triable issues of fact. The criminal procedure law of the State of New York states a plea of not guilty is a plea of not guilty as to each and every count of the indictment or the information.
>
> MR. SCHNEIDER: That is the whole point of this proceeding, your Honor, it is not a proceeding under the penal law. This is a civil proceeding under the judiciary law.
>
> THE MAGISTRATE: Whatever you label it he is entitled to the provisions of the United States Constitution whether it comes under the judiciary law or the penal law. ..."[emphasis supplied]

j. Circuit Judges, GEORGE C. PRATT, ELLSWORTH A. VAN GRAAFIELAND, and ROGER J. MINER, of the Circuit Court of Appeals for the Second Circuit, by their contrived statements have clearly violated, inter alia, 18 U.S.C. §241, §1001, in their attempt to to further aid, abet, and facilitate the criminal adventures of K&R, FKM&F, and Citibank.

k. Such reversal has convinced Raffe, once again, that he must continue paying extortion monies to FKM&F, or else face the draconian plagues of Referee DONALD DIAMOND.

l. In view of such massive larceny and plundering of judicial trust assets, Feltman has been unable to file any true accounting, although more than eight (8) years have elapsed since Puccini was involuntarily dissolved.

3a. Exhibit "A" ("The Manton Court-Revisited", "Unfit for Human Litigation") and Exhibit "B" ("Would You Have Richard III Babysit For Your Nephews? or Would You Buy a Used Horse From Robert Abrams"), has already been distributed to various members of the media and public interests groups.

b. K&R, FKM&F, Abrams, and members of the judiciary, federal and state, nisi prius and appellate, are all clearly engaged in a racketeering enterprise (18 U.S.C. §1961), and should be prosecuted by the United States Attorneys, not defended by them.

4a. There is a generalized bias in this Circuit against affirmant, because affirmant's has the documented evidence of the criminal activities by various jurists and their cronies, because affirmant insists that no person is above the criminal law, and because affirmant will have no part of judicial or prosecutorial misconduct of a criminal magnitude.

b. In addition thereto, since affirmant will not execute general releases in favor of the judges of this Court, similar to those extorted from Raffe, the judges of this Court have a pecuniary interest in the within litigation, and are disqualified from acting herein.

c. The very presence of Chief Judge Wilfred Feinberg, other Circuit Judges, District Judge Eugene H. Nickerson, and other District Judges, mandates that a jurist from without this circuit.

d. This litigation should referred to a jurist from another circuit because of a generalized bias (cf. Aetna v. Lavoie, 475 U.S. 813; Andrews v. Education, 829 F.2d 335, 340 [2d Cir.]; Robinson v. State, 806 F.2d 442, 450 [3d Cir.]), and the pecuniary interests of the judges of this Court in this matter.

5. The failure of United States Attorneys ANDREW J. MALONEY, a member of the executive department of government reveals a judicial-executive complex, constitutionally and legally intolerable.

6. This affirmation is made in good faith, and the aforementioned is true under the penalty of perjury.

WHEREFORE, it is respectfully prayed that this action be referred to a jurist from another circuit.

Dated: July 3, 1988

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> "You have sat too long here for any good you have been doing. Depart, I say, and let us have done with you. In the name of God, go!" (Oliver Cromwell).

THE MANTON COURT ------- REVISITED
["Unfit for Human Litigation"].

1a. On May 1, 1934, the day following the opinion of Chief Judge MARTIN T. MANTON in Art Metal v. Abraham & Straus (70 F.2d 641 [2d Cir.]), Alfred F. Reilly gave to William Fallon, the "bag-man" for Judge MANTON, the sum of $10,000 plus some post-dated checks, the agreed balance for "selling justice" in the Second Circuit Court of Appeals.

Dissenting in the above decision, Judge LEARNED HAND stated (at p. 645):

> "I can find not even the proverbial scintilla of evidence to that effect. The language which Reilly, the defendant's president, put in Aronson's mouth ..".

b. Manton's crimes were odious and had to be punished insisted a young District Attorney named THOMAS E. DEWEY, a view at odds with most of those who held power and authority.

c. Following the verdict of guilty by the Manton jury, for which he was thereafter incarcerated, the New York Times editorialized (June 5, 1939, p. 16):

> "Nothing could strike a more deadly blow at the foundations of our democracy than the evidence, or the mere suspicion, that ... any litigant has an 'inside track' that all men do not come into court on the basis of equality."

2. Chief Judge WILFRED FEINBERG, members of the Circuit Court, and the Southern and Eastern District of New York, have corrupted the American judicial system by quantum leaps more egregious than did Judge Manton one-half century ago.

3a. PUCCINI CLOTHES, LTD. -- "the judicial fortune cookie" -- was involuntarily dissolved on June 4, 1980 -- more than eight (8) years ago.

b. Multiple statutes and court rules mandate an accounting "each and every year" for these judicial trust assets, which unquestionably have been made the subject of massive larceny and plundering by members of the judiciary and/or their cronies. Nevertheless not a single accounting has been rendered.

Exhibit "A"

c. In America no one is above the reach of the criminal law, not Judge Feinberg or any other member of the judiciary, not any of their cronies, who by pay-offs have the "inside track".

4a. Rather than resign once exposed, as did Judge Manton, Judge Feinberg and members of the judiciary, continue to plague the honest with an unending "parade of horribles" in order to compel silence.

b. Judge Feinberg and members of his court, operating in tandem with District Judge EUGENE H. NICKERSON, a corrupt and despotic judge, adjudged Hyman Raffe and the undersigned in criminal contempt and imposed draconian fines payable "to the [federal] court", without the constitutionally mandated trial or hearing.

Those fines were not paid to the United States government, or any agency thereof, but went into the private pockets of KREINDLER & RELKIN, P.C., the firm that engineered the massive larceny of Puccini's judicial trust assets and a firm which openly boasts that it controls the state and federal judiciary.

5a. Judge Feinberg and members of his court, operating in tandem with District Judge WILLIAM C. CONNER, another corrupt and despotic judge, have stonewalled any inquiry into the criminal and civil activities of FELTMAN, KARESH, MAJOR & FARBMAN, Esqs., the criminal co-conspirators of KREINDLER & RELKIN, P.C., who also openly boasts that they control the judiciary.

b. The judiciary and their cronies having depleted Puccini of all its assets, diverted monies from the United States government into the pockets of their cronies, have even repeatedly resorted to a Mantonian scenario to further extort monies and silence.

6a. Administrator XAVIER C. RICCOBONO ["Corruption Incarnate"] of the Supreme Court of New York County, induced Hon. MARTIN EVANS, who had recently vindicated Hyman Raffe and the undersigned of sham charges of criminal contempt, to refer a re-instituted proceeding to Referee DONALD DIAMOND, Riccobono's lap-dog.

b. Mr. Justice EVANS obeyed such ex parte solicitation, although His Honor was aware that "double jeopardy" considerations prohibited such prosecution. Moreover both Riccobono and Diamond, along with their corrupt patrons, were current defendants charged with larceny of judicial trust assets, corrupting justice, and other actionable conduct, instituted by those who they now sought to adjudicate.

c. Without a trial or opportunity for same, Referee Diamond found both Raffe and the undersigned in criminal contempt, recommended herculian fines and incarceration.

d. Raffe, in order to escape incarceration and other judicially imposed plagues, paid millions of dollars and other considerations to the Kreindler & Feltman firms, agreed to continue paying extortion, agreed to remain silent about judicial corruption, and in return was never incarcerated under such trialess and manifestly unconstitutional convictions.

e. The undersigned refused to pay or agree to any code of omerta, and consequently was incarcerated again, until released under a federal writ of habeas corpus by United States Magistrate NINA GERSHON and District Judge DAVID N. EDELSTEIN, who simply held that in the United States a trial was necessary before anyone could be found guilty of a crime (Sassower v. Sheriff, 651 F. Supp. 128).

f. Knowing that the undersigned would be resoundingly vindicated if afforded a fair trial, the Feltman firm appealed to "Feinberg's Fixable Forum" under a record wherein they admitted there was no evidence to show a hearing or opportunity for same [p. 120].

g. In reversing, without "even the proverbial scintilla of evidence to that effect", as Judge Hand would have stated, the Circuit Court stated that the undersigned "refused to appear", "was notified that he would be required to appear", and "failed to appear" (Sassower v. Sheriff, 824 F.2d 184).

7a. Now again before Hon. MARTIN EVANS, demand has been made that the Feltman and Kreindler firms produce support for the deliberately fabricated Mantonian statements by the Circuit Court, and to produce a record of the payments made by Raffe to avoid incarceration. These "criminals with law degrees" have failed and/or refused to comply.

b. The public must demand an accounting with respect to Puccini, a judicial trust, so that it can learn that, one-half century after Manton was convicted, justice is still for sale in this area -- only the price is higher!

c. "Thieves for their robbery have authority, when judges steal themselves" (Shakespeare, Measure for Measure, 2.02, 175).

June 24, 1988

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WOULD YOU HAVE RICHARD III BABYSIT FOR YOUR NEPHEWS?
or
WOULD YOU BUY A USED HORSE FROM ROBERT ABRAMS?

To help insure the honesty of judges and their appointees, the state has mandated that unless a receiver for an involuntarily dissolved corporation accounts within eighteen (18) months, the Attorney General, ROBERT ABRAMS, the highest law officer in New York, must make an application to the court for such accounting (Bus. Corp. Law §1216[a]).

ROBERT ABRAMS, the statutory guardian for the assets and affairs of involuntarily dissolved corporations, is given no discretion on such matters.

PUCCINI CLOTHES, LTD. -- "the judicial fortune cookie" -- was dissolved more than eight (8) years ago -- many times the maximum of eighteen (18) months -- and not a single accounting has been filed by its court appointed receiver, LEE FELTMAN, Esq., of the firm of FELTMAN, KARESH, MAJOR & FARBMAN, Esqs., or anyone else.

The FELTMAN firm, along with the firm of KREINDLER & RELKIN, P.C. -- "the merchants of corruption" -- have by blatant larceny and plundering dissipated all of Puccini's assets, and any true accounting will expose the criminal conduct of high level members of the judiciary, state and federal, as well as of ROBERT ABRAMS himself.

Consequently, in order not to expose his own criminal conduct, and similar misconduct of his "fat cat" supporters, ROBERT ABRAMS refuses to follow the mandate of the law and make his mandated application for such accounting.

Neither ROBERT ABRAMS nor anyone else is above the law, and if ROBERT ABRAMS refuses to give the law obedience because it will expose the criminal activities of those he personally desires to protect, he should be impeached, indicted, and incarcerated.

The designation of ROBERT ABRAMS, the Attorney General, as a guardian for judicial trust assets is tantamount to having Richard III serve as the guardian of your nephews, as any accounting for Puccini's judicial trust assets will immediately reveal.

June 24, 1988

GEORGE SASSOWER

Exhibit "B"