

March 4, 2024

Judicial Council of the Court of Appeals Second Circuit

Cc: Chief Judge Debra Ann Livingston

Thurgood Marshall United States Courthouse

40 Foley Square, Room 2904

New York, New York 10007

Phone (212) 857-8700

RECEIVED
2024 MAR -5 PM 3:08
U.S. COURT OF APPEALS
COUNTER 2

Re: Review Judicial Council Complaint, 02-23-90045-jm

DC 20-CV-03361-JMA-AYS -Caption: *Orrego v. Knipfing, et al.*

Judicial Council of Court of Appeals Second Circuit,

Lidia M. Orrego, Plaintiff/Complainant Pro Se, requests that the second complaint against Magistrate Judge Anne Y. Shields mentioned above be reviewed.

OBJECTION AND REQUEST FOR REVIEW FROM JUDICIAL CONDUCT

The Complainant objects to the dismissal of complaint 02-23-90045-jm under her Constitutional Rights, Freedom of Speech, and Due Process of Law. The Complainant believes that the nonsensical determination made on January 24, 2024, is a misrepresentation and an unfair application of the Laws and the Code of Conduct Federal Judges Canon 1, 2, and 3.

The decision appears to have omitted relevant facts and disregarded evidence that the Complainant had provided in the initial complaint filed on July 10, 2023. It is uncertain whether Chief Judge Debra Ann Livingston made the decision, as this falls within her responsibilities, and Chief Judge Livingston is responsible for all documents issued by the Court. See annexed Exhibits 1, 2, and 3.

The “shocking” determination is fictitious and unreasonable. Anyone can conclude that it is not based on evidence or Laws. It appears to be a template for denial complaints.

Complainant requests review only from the Judicial Council of the Court of Appeals Second Circuit, supported by the attached evidence:

Exhibit 1: Complaint Form, Facts with Evidence dated July 10, 2023

Exhibit 2: Complaint Form, Facts with Evidence dated May 10, 2022

Exhibit 3: “Unreasonable” Determination dated January 24, 2024

Exhibit 4: “Unreasonable” Determination dated September 28, 2022

Exhibit 5: Denial of Judicial Conduct review on Exhibit 4.

Exhibit 6: ECF [119] DC Gary R. Brown Recusal Order dated May 18, 2023

evidence presented in both complaints against Magistrate Judge Shields and that only the staff were involved in making these decisions. See annexed Exhibits 1,2, 3, 4, and 5.

For example, Plaintiff filed documentary evidence in the second complaint dated July 10, 2023 including but not limited to:

ECF docs. [110] [129] [132] [135] [136] [137] [138] [139] [140][141] and Judge Shields' outrageous Order dated June 21, 2023, on Motion to Recusal ECF doc. [132] before the return date of

July 6, 2023, and before Plaintiff filed her Reply to Defendants Opposition to Motion to Recusal gross violation

Due Process of Law and confirmed that Judge Shields' impropriety and agreement to protect the Defendants

perjury and fraud upon or on Court to ruin the Plaintiff's case.

The Plaintiff is attaching the ECF doc. [137] [138] [139] [140] [141] that proves the patron of misconduct,

showing Judge Shields' impropriety, and she has an agreement with the Defendants.

Also, annexed the Second Civilian Crime Form on July 10, 2023, with the United States Attorney's Office-

Eastern District of New York Civil Rights Complaint Form.

CONCLUSION

JUDGE SHIELDS UNFAIR TREATMENT

Judge Shields' rulings lack specificity or legal argument, and the evidence challenges her decisions dated June 13, 2023. See annexed Exhibits ECF docs. [110] [129] [132] [135] [136] [137] [138] [139] [140][141] and Judge Shields' outrageous Order dated June 21, 2023, on Motion to Recusal ECF doc. [132] before the return date of July 6, 2023, and before Plaintiff filed her Reply to Defendants Opposition to Motion to Recusal gross violation Due Process of Law and confirmed that Judge Shields' impropriety and agreement to protect the Defendants perjury and fraud upon or on Court to ruin the Plaintiff's case. Judge Shields committed Obstruction of Justice and Coercion against the Plaintiff.

Plaintiff requests a recusal order from Magistrate Judge Anne Y. Shields in light of her latest outrageous decisions based on fraudulent misrepresentations and distortion of Laws, Rules, and facts. Judge Shields overlooked the documentary evidence that benefits

the Plaintiff to protect the perjured pleadings of the Defendants, Gordon Rees Scully Mansukhani, LLP, and Nassau County Department of Social Services (“DSS”). See attached Civilian Crime Report July 7, 2023.

Judge Shields cannot review (inability) the emails or documentary evidence in Plaintiff’s reply ECF doc. [128] because she is retaliating against the Plaintiff who has been filing complaints against her. Judge Shields has a copy of the complaints dated May 10, 2022, “Complaint of Judicial Misconduct or Disability” and United States Attorney's Office-Eastern District of New York Civil Rights Complaint Form dated May 23, 2023, both complaints annexed with conclusive documentary evidence. See annexed Exhibits ECF doc. [132]

For all above, Judge Shields has issued orders in contempt of the laws, facts, and evidence in retaliation against the Plaintiff because Judge Shields has a disability, or she is disabled as Judge Brown to accept the truth and apply the Law according to the facts and documentary evidence or cannot review the cases impartially or transparently. Judge Shields lied to Plaintiff in the in-person conference on July 1, 2022. See ECF doc. [116].

Judge Brown recused himself on May 18, 2023, ECF doc. [119] he could not justify his decisions with laws, facts, and evidence; his rulings lacked specificity or consistency with the evidence. Judge Brown’s judicial bias against the Plaintiff was evident.

JUDGE SHIELDS IGNORES PLAINTIFF’S MOTIONS

Judge Shields’ pattern of conduct is scandalous. She jumped every time the Defendants needed a lifesaver because the evidence was killing their perjured arguments. Judge Shields ruled on new motions very fast compared to old ones filed by Plaintiff.

Judge Shields never respond to the motion that proves her ex-parte communications with the Defendants ECF doc. [91] filed on March 14, 2023.

Plaintiff’s motion ECF doc. [117] filed on April 20, 2023, without opposition, Judge Shields should be granted according to the law, facts, and evidence. Judge Shields does not want to give any decision in favor of Plaintiff applying the law and evidence correctly.

Judge Shields is disabled to follow processes and laws. She takes advantage of her position to continue with reprisals against the Plaintiff. However, Judge Shields does respond

with extraordinary speed to EVERYTHING the Defendants request regardless of laws, facts, and facts.

Judge Shields makes a minimal effort and just “Copy + Paste” on her orders the same perjured sentences as the Defendants and DSS motions. See ECF docs. [121] challenge by [125][123] [126].

Plaintiff is filing cases as evidence where various Plaintiffs Pro Se filed allegations with evidence against Magistrate Judge Anne Y. Shields’s judicial bias and impropriety. The cases years 2016 and 2018 can establish a pattern of conduct and a scheme to destroy the Plaintiff Pro Se reflecting the same modus operandi in this Court. See Memoranda of Law Exhibits ECF doc. [132]

Plaintiff filed several motions with evidence that proves Judge Shields’ partiality, biased and retaliatory behavior against Plaintiff, including but not limited to ECF docs. [91][95][106] [109] [117] [128] [130] shows that Judge Shields is acting against the Plaintiff, harassing and embarrassing her with every decision and ignoring her in motions that benefit her.

JUDGE SHIELDS’ ORDERS AGAINST PLAINTIFF’S DUE PROCESS RIGHTS

Plaintiff has not filed this motion to recuse earlier because she wanted more evidence of Judge Shields’s bias and her preference to help and expedite motions from Defendants over her motions, impropriety in violation of Due Process, Code of Judicial Conduct, and Federal Rules of Evidence.

Judge Shields has violated Cannon 1, 2 & 3 of the Code of Judicial Conduct to expedite the Defendants’ motions over Plaintiff’s motions to prevent her from any rights she is entitled to pursue her case. Judge Shields is a trojan horse that couldn’t be Mr. Brian Dratch, who was caught trying to ruin the Plaintiff’s case as the Defendants did in the Worker’s Compensation case.

The latest Judge Shields’ order shows clear bias and prejudice against the Plaintiff for the following reasons:

Exhibit 1: Outrageous Judge Shields order dated June 13, 2023, at 1:31 pm on non-party the DSS fraudulent Motion to Quash Subpoena ECF doc. [121] **challenge** by Plaintiff

opposing papers ECF doc. [122] filed on May 26, 2023, & ECF doc. [130] filed by Plaintiff on June 6, 2023. Judge Shields protected the Defendants in record time (Decisions at midnight on March 10, 2023). DSS' report was "framed to closed as UNFOUNDED" because it was NOT FALSE, a huge difference according to Social Services Law. Judge Shields is protecting the fraudulent report from the DSS. See annexed Exhibits ECF doc. [132]

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Judge Shields intentionally overlooked the Plaintiff's opposing papers ECF doc. [128] that shows all the perjured documents and the DSS motive to protect the information to protect the source is full of trumpery because Judge Shields wants seal without justification the ECF doc. [121] but left behind the nonsense and ridiculous DSS' reply ECF doc. [123] that is even more outrageous than the ECF doc. [121].

Exhibit 3: Outrageous Judge Shields order dated June 13, 2023, at 1:58 pm DENIED the Plaintiff's motion to compel to serve the subpoena to the WITNESS, and CURRENT CLIENT Ms. Rebeca Uzcategui aka Lugo is "not under the control of the Defendants" but Ms. Uzcategui has the same cell phone number 305-970-2143 reported but the Defendants (Mr. James and Mrs. James Knipfing) on July 2020 to DSS and her counsel Gordon Rees Scully Mansukhani, LLP disclosed on their Initial Disclosures on August 1, 2022.

Instead, to apply common sense, read and follow the evidence "the photo of Ms. Uzcategui in her phone number," Judge Shields just proceeded to "Copy + Paste" in her order the ridiculous perjured Defendants' statement that Ms. Uzcategui is not her current employee or party in this matter; for that reason, her current counsel in the QSC Index 706327/2021 and ongoing Appeal in the Appellate Division Second Department Docket 2021-092098/2021-09210 cannot receive the subpoenas. Judge Shields' rulings are set up to benefit only the Defendants and their perjury statements.

Judge Shields's order based on the perjured statement is shameless, and she knows that

the Defendants, Gordon Rees Scully Mansukhani, LLP, and DSS, are lying in their pleadings.

Exhibit 4: Additional email dated June 5, 2023, at 9:50 am that challenges Defendants and Counsel Gordon Rees Scully Mansukhani, LLP ECF doc. [125]. Defendants and her counsel, all-time, could contact Ms. Uzcategui.

The DSS case ID#27536970 is **Indisputable and Conclusive Evidence** that the Defendants and Gordon Rees Scully Mansukhani, LLP have knowledge and control of how to contact Ms. Uzcategui, Defendants' Witness in this Federal Case and client in the State Court, respectively ALL THE ENTIRE TIME. See annexed Exhibits ECF doc. [132]

Exhibit 5: Counsel Gordon Rees Scully Mansukhani, LLP, never replied to Plaintiff's email to Plaintiff, and this omission is definitive and conclusive evidence that they can always contact their current client and witness Ms. Uzcategui. See annexed Exhibits ECF doc. [132]

JUDGE SHIELDS' FRAUDULENT APPLICATION FRCP RULE 45-SUBPOENA

The above-mentioned Judge, in her outrageous order on Plaintiff's Motion to Compel the Service to Ms. Uzcategui's counsel Gordon Rees Scully Mansukhani, LLP, makes an incredibly fraudulent misrepresentation of FRCP 45 in Plaintiff's prejudice. Judge Shields helped the Defendants to impede, delay, or frustrate the fair examination of the Defendants' witness, Ms. Uzcategui, by Plaintiff on June 5, 2023.

Therefore, under FRCP 45, Ms. Uzcategui's current counsel's office complies with FRCP Rule 45 "(c) Place of Compliance "(B) within the state where the person resides, is employed, **or regularly transacts business in person.**" See annexed Exhibits ECF doc. [132]

In plain words, "**Ms. Uzcategui currently has a transacts business**" with her current counsel Gordon Rees Scully Mansukhani, LLP. Consequently, Ms. Uzcategui's current counsel must not refuse to be served with the subpoena under FRCP Rule 45.

The above-mentioned Judge is a "perjury accessory" for the Defendants, and her order "Copy + Paste" perjured statement of the Defendants' papers is a gross violation of Due Process of Law and FRCP 37. See annexed Exhibits ECF doc. [132]. On June 13, 2023, Judge Shields issued a decision before the return date on Motion to Recusal ECF

doc. [132] denying the motion and her ‘order’ lack of specificity or legal authority only via “NOTE.” See the annexed Order dated June 13, 2023.

The Plaintiff is attaching the ECF doc. [137] [138] [139] [140] [141] that proves the patron of misconduct, showing Judge Shields’ impropriety, and she has an agreement with the Defendants.

Plaintiff filed her Second Civilian Crime Form on July 10, 2023, with the United States Attorney's Office-Eastern District of New York Civil Rights Complaint Form. See annexed.

CONCLUSION

Magistrate Judge Anne Y. Shields has abused her discretion by issuing orders on motions defective in the construction for lack of specificity, laws, legal binding or authority, vague or ambiguous, and contains errors in the facts, interpretation, and characterization, therefore, according to the United States Constitution is legally invalid as a result or not enforceable and request the vacate the Orders entirely. See annexed Exhibits ECF doc. [132]

Plaintiff never filed any consent under Rule 73 of the Federal Rules of Civil Procedure (“FRCP”) and Local Rule 73.1 ECF doc. [6] served to the Plaintiff on July 31, 2020, or the District Judge Gary R. Brown’s order dated October 10, 2022, "the parties are reminded that, if all parties consent, a United States Magistrate Judge may: (1) conduct all proceedings in this civil action (including a jury or nonjury trial) and to order the entry of a final judgment; or (2) conduct all proceedings and enter a final order on a particular motion. A consent form should be signed and filed electronically only if all parties wish to consent, and it is signed by all parties.” Judge Shields illegally assumes power over device motions. See annexed ECF doc. [110] [129] [132] [135] [136].

The above-mentioned Judge is an accessory of Defendants’ fraud on or upon the Court, Obstruction of Justice, Perjury, Deprivation of Plaintiff’s Civil Rights, and the Judge is not ashamed to demonstrate her partiality and fraudulent misrepresentations.

The above-mentioned Judge has deliberately violated other litigants’ personal liberties in the past and/or has want only refused to provide due process and equal

Respectfully submitted,

Date: March 4, 2024

Rego Park, New York



Lidia M. Orrego
Plaintiff Pro Se - Complainant
95-08 Queens Blvd. Apart 3E
Rego Park, NY, 11374
Phone (347) 4532234

EXHIBIT 1

Judicial Council of the SECOND Circuit**COMPLAINT OF JUDICIAL MISCONDUCT OR DISABILITY**

To begin the complaint process, complete this form and prepare the brief statement of facts described in item 4 (below). The RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS, adopted by the Judicial Conference of the United States, contain information on what to include in a complaint (Rule 6), where to file a complaint (Rule 7), and other important matters. The Rules are available in federal court clerks' offices, on individual federal courts' websites, and on www.uscourts.gov.

Your complaint (this form and the statement of facts) should be typewritten and must be legible. For the number of copies to file, consult the local rules or clerk's office of the court in which your complaint is required to be filed. Enclose each copy of the complaint in an envelope marked "COMPLAINT OF MISCONDUCT" or "COMPLAINT OF DISABILITY" and submit it to the appropriate clerk of court. **Do not put the name of any judge on the envelope.**

1. Name of Complainant: Lidia M. Orrego
 Contact Address: 95-08 Queens Blvd. 3 E
Rego Park, NY 11374

Daytime telephone: (347) 453-2234

2. Name(s) of Judge(s): Magistrate Judge Anne Y. Shields
 Court: Eastern District New York

3. Does this complaint concern the behavior of the judge(s) in a particular lawsuit or lawsuits?



Yes



No

If "yes," give the following information about each lawsuit:

Court: Central Islip Note: D. Judge Gary R. Brown recuse himself for

Case Number: 20CV3361 (JMA) (AYS) the same misconduct on May 18, 2023

Docket number of any appeal to the Circuit:

Are (were) you a party or lawyer in the lawsuit?



Party



Lawyer



Neither

If you are (were) a party and have (had) a lawyer, give the lawyer's name, address, and telephone number:

Pro se

Judicial Council of the SECOND Circuit

COMPLAINT OF JUDICIAL MISCONDUCT OR DISABILITY

4. **Brief Statement of Facts.** Attach a brief statement of the specific facts on which the claim of judicial misconduct or disability is based. Include what happened, when and where it happened, and any information that would help an investigator check the facts. If the complaint alleges judicial disability, also include any additional facts that form the basis of that allegation.

See attached hereto 5-Page. Please NOTICE the Plaintiff holds additional evidence please refer the documents EDNY case 20CV3361 (JMA) (AYS) the entire docket is Conclusive Evidence.

5. **Declaration and signature:**

I declare under penalty of perjury that the statements made in this complaint are true and correct to the best of my knowledge.

Signature:  Date: 07/10/2023

Notice: See annexed Exhibits ECF docs. [110] [129] [132] [135] [136] [137] [138] [139] [140][141] and Judge Shields' outrageous Order dated June 21, 2023, on Motion to Recusal ECF doc. [132] before the return date of July 6, 2023, and before Plaintiff filed her Reply to Defendants Opposition to Motion to Recusal gross violation Due Process of Law and confirmed that Judge Shields' impropriety and agreement to protect the Defendants perjury and fraud upon or on Court to ruin the Plaintiff's case.

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Thank you for your attention in this matter.

Respectfully,

Lidia Orrego
Complainant-Plaintiff Pro Se

July 10, 2023

Re: Orrego v. Knipfing, et al, 20-CV-03361-JMA-AYS

4. Brief Statement of Facts:

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The above-mentioned Judge is an accessory of Defendants’ fraud on or upon the Court, Obstruction of Justice, Perjury, Deprivation of Plaintiff’s Civil Rights, and the Judge is not ashamed to demonstrate her partiality and fraudulent misrepresentations.

The above-mentioned Judge has deliberately violated other litigants’ personal liberties in the past and/or has want only refused to provide due process and equal protection to all litigants before the court or has behaved in a manner inconsistent with that which is needed for full, fair, and impartial hearings. The U.S. Constitution also guarantees an unbiased Judge who will always provide litigants with full protection of all of their natural, God-given, unalienable rights.

Respectfully submitted,

Date: July 10, 2023

Rego Park, New York



Lidia M. Orrego

Plaintiff Pro Se

95-08 Queens Blvd. Apart 3E

Rego Park, NY, 11374

Phone (347) 4532234

CC via ECF:

Honorable District Judge Joan M. Azrack

Magistrate Judge Anne Y. Shields

United States District Court

Eastern District of New York

100 Federal Plaza, Central Islip, NY 11722

EXHIBIT 2

Judicial Council of the SECOND Circuit**COMPLAINT OF JUDICIAL MISCONDUCT OR DISABILITY**

To begin the complaint process, complete this form and prepare the brief statement of facts described in item 4 (below). The RULES FOR JUDICIAL-CONDUCT AND JUDICIAL-DISABILITY PROCEEDINGS, adopted by the Judicial Conference of the United States, contain information on what to include in a complaint (Rule 6), where to file a complaint (Rule 7), and other important matters. The Rules are available in federal court clerks' offices, on individual federal courts' websites, and on www.uscourts.gov.

Your complaint (this form and the statement of facts) should be typewritten and must be legible. For the number of copies to file, consult the local rules or clerk's office of the court in which your complaint is required to be filed. Enclose each copy of the complaint in an envelope marked "COMPLAINT OF MISCONDUCT" or "COMPLAINT OF DISABILITY" and submit it to the appropriate clerk of court. **Do not put the name of any judge on the envelope.**

1. Name of Complainant: Lidia M. Orrego aka Lydia V. Joy
 Contact Address: 95-08 Queens Blvd. 3 E
Rego Park, NY 11374

Daytime telephone: (347) 453-2234

2. Name(s) of Judge(s): Anne Y. Shields
 Court: Eastern District New York

3. Does this complaint concern the behavior of the judge(s) in a particular lawsuit or lawsuits?

☒ Yes ☐ No

If "yes," give the following information about each lawsuit:

Court: Central Islip

Case Number: 20CV3361 (GRB) (AYS)

Docket number of any appeal to the _____ Circuit: _____

Are (were) you a party or lawyer in the lawsuit?

☒ Party ☐ Lawyer ☐ Neither

If you are (were) a party and have (had) a lawyer, give the lawyer's name, address, and telephone number:

Pro se

Judicial Council of the SECOND Circuit

COMPLAINT OF JUDICIAL MISCONDUCT OR DISABILITY

- 4. Brief Statement of Facts.** Attach a brief statement of the specific facts on which the claim of judicial misconduct or disability is based. Include what happened, when and where it happened, and any information that would help an investigator check the facts. If the complaint alleges judicial disability, also include any additional facts that form the basis of that allegation.

See attached hereto 5-Page.

- 5. Declaration and signature:**

I declare under penalty of perjury that the statements made in this complaint are true and correct to the best of my knowledge.

Signature: _____

A handwritten signature in black ink, appearing to be "J. P. [unclear]", written over a horizontal line.

Date: 05/10/2022

May 10, 2022

Re: *Orrego v. Knipfing, et al*, 20-CV-03361-GRB-AYS

4. Brief Statement of Facts:

1) September 21, 2021 – ECF Doc. [28]: H. Judge A. Kathleen Tomlinson's last order blocked Defendant's bad faith in their intent to play dirty with the service process. In fact, the Defendants were reprimanded and ordered to surrender in this attempt to plating with the service papers. This was the only time the Defendants were punished for their outrageous behavior. After 1 year of having filed my Motion.

2) November 16, 2021 - ECF: H. Judge Gary R. Brown, ORDERED "*While plaintiff is not entitled to counsel as of right, the Pro Se Department is respectfully directed to find counsel for plaintiff from this Court's pro bono panel.*" I had requested a bilingual Spanish - English counsel ECF doc. [3] page 2, dated July 23, 2020.

3) November 22, 2021, ECF doc. [38]: H. Judge Brown ordered, pointed to The Dratch Law Firm, PC, by Brian M. Dratch.

4) November 23, 2021 – ECF: Judge Anne Y. Shields was randomly reassigned to my case after H. Judge A. Kathleen Tomlinson (R.I.P.) sadly passed away in October 2021.

5) December 2, 2021 - ECF Doc. [41]: Scheduling Order: Judge Shields' "Order and Protocols" for the Discovery Process according to the Federal Rules of Civil Procedure ("F.R.C.P.") Rule 26. The initial conference is scheduled for February 14, 2022, at 11:30 am.

6) December 7, 2021, at 12:00 pm: I was the one who contacted Mr. Dratch who never explained anything to me about the procedure or the deadlines or explain what documents had to be submitted. This telephone conversation was only for a few minutes, he asked me to send him the evidence.

7) December 30, 2021: I sent the evidence to Mr. Dratch who never explained the protocols or that the evidence must be specified according to the H. Judge Shields' order and protocols.

8) February 10, 2022 – **ECF doc. [42] at 5:53 pm**: My counsel Mr. Dratch and the Defendants' counsels filed ECF Doc. #42 [1] [2] Case Management Statement for Employment Cases with Discovery Plan Worksheet (Attachments: # (1) Proposed Order) (Warnke, Edward)" without my knowledge of the content, review, approval, and signature.

9) February 11, 2022 – **ECF at 9:45 am**: Incredibly fast, H. Judge Shields's order to the initial conference scheduled for February 14, 2022, is CANCELED. Order and protocols entail F.R.C.P. Rule 26 were ignored, violating my rights to Due Process of Law. However, my letters are published very late.

10) February 14, 2022 – ECF doc. [43]: I filed the Motion letter requesting Mr. Dratch's removal from my case for filing a document without my knowledge of the content, review, approval, and signature violating my rights and our agreement. Mr. Dratch never informed me or gave me a copy of the ECF Doc.

[42]. I requested a new Counsel / Attorney – bilingual Spanish be assigned to my case to avoid misunderstandings in the future with my instructions.

11) February 17, 2022 – ECF doc. [45]: My letter addressed to H Judge Brown and H. Judge Shields in support of my letter ECF doc. [43], I requested the Judge's intervention because my former counsel and the Defendants' counsel did not execute the order and protocol ECF doc. [41], the initial disclosure was not made incomplete Judge Shield's Protocols "Joint Letter" ECF doc. [42] was filed with incomplete claims according to H. Judge Brown ECF [30] dated September 30, 2021. Also, incomplete claims, false statements, and facts that did not correspond to this matter. My former counsel Mr. Dratch was never able to demonstrate that he participated in this joint letter.

12) February 18, 2022 – ECF: H. Judge Shields' order for scheduling a conference on March 8, 2022, regarding my Motion to Substitute the pro bono lawyer ECF doc. [43].

13) February 02, 2022 – ECF doc. [46]: I filed the letter with the following requests:

- For the scheduled telephone conference date of March 8, 2022, at 1:30 pm, I requested the agenda and the assignment of my new bilingual Spanish counsel appointed by the Court to attend this conference.

- I urgently reiterated my request to remove the ECF doc. [42] dated February 10, 2022, and a new date to comply with Judge Shields' order ECF doc. [41] dated December 2, 2021.

- That Mr. Dratch, my former counsel, failed to provide me with a copy of my file disclosing communications with Defendants violating the Order and Protocols ECF doc. [41] dated December 2, 2021. Also, violating the F.R.C.P. entails events compliance with Rules 26 (F); Rule 26 (a) (1); Rule 16; Rule 37, and my rights to Due Process of Law. In light of the above-mentioned, the counsels were a contempt of court, and I requested to H. Judge Shields' discretion to apply for a sanction under inherent power. The supporting letter was filed on February 17, 2022 (not yet published at the moment to file this letter). Judge Shields never answered my letter.

14) March 8, 2022 – ECF: H. Judge Shields, denied me an interpreter in Spanish as well as the substitution of the pro bono counsel because I had requested a bilingual Spanish Counsel see ECF doc. [3] page 2, dated July 23, 2020.

All this was delaying my case and terminated Mr. Dratch without applying any punishment for disobeying Judge Shields' order ECF doc. [41]. Judge Shields is pretending and protecting the counsels who are violating my rights to due process of law. Judge Shields is helping the Defendants who have no evidence of all the lies, false evidence, and testimony that they filed in every pleading in this matter.

15) March 10, 2022: ECF doc. [48]: I filed a new letter to H. Judge Shields, respectfully requesting to modify her order dated March 8, 2022, under the Fifth Amendment "no one shall be deprived of life, liberty or property without due process of law" and the Fourteenth Amendment entails the Due Process,

protection, court access, the rights to a fair trial, to be present at trial, to confront witnesses, and to effective assistance of counsel. See, e.g., id. at 389; Edouard, 485 F.3d at 1338 et al.

16) March 14, 2022 – doc. ECF: Judge Shields’s “ORDER re [48] Plaintiff’s application for new bilingual pro bono counsel to be appointed is DENIED.” Despite the fact, H. Judge Brown ordered ECF doc. [30] specifies *"plaintiffs application for an interpreter to be present at the conference is denied as moot."* Judge Shields’ judicial bias and prejudice.

17) March 17, 2022 – ECF doc. [50]: I filed a letter exposing that a filed for a bilingual speaker counsel on July 23, 2020, for that reason a replacement was more appropriate than a new motion. Also, reiterated the request for an interpreter. Judge Shields **never answered** my letter.

18) April 18, 2022 – ECF doc. [51]: I filed the letter with my decision to proceed as Pro Se. I also respectfully reiterated my request to provide me with an interpreter for future conferences according to the Due Process of Law ECF docs. [46] [48] [50]. Judge Shields never annulled the false ECF doc. [42].

- I filed a total of **1.224 pieces of evidence** that support my claims and damages.

- I urgently reiterated my request to remove the **ECF doc. [42] annulled** from the docket was filed without my knowledge and consent to ruin my case. I requested a new date to comply with Judge Shields’ Order ECF doc. [41]. See Plaintiff’s letters ECF docs. [43] [45] [46]. Gross Violation Due Process of Law.

- I filed the “Proposal Join Letter”, and Discovery Worksheet in replacement to comply with the requirements entailed by ECF 41-2,3. The proposal **Join Letter** that I wrote is the foundation and mapping of my case because the burden of proof rests on the Plaintiff and my evidence shows that the allegations are true and that the Defendants caused past, present, and future irreversible damages.

- The counsels also **failed** to comply with Judge Shields’ Order ECF doc. [41]. ("F.R.C.P.") Rule 34 (e). Gross Violation Due Process of Law and Contempt of Court.

- Counsels intentionally failed to point out the correct basis for federal jurisdiction according to the Order by H. Judge Brown dated September 30, 2021, ECF doc. [30]. Gross Violation Due Process of Law and Contempt of Court.

- The counsels **failed** to comply with Judge Shields’ Order and Protocols ECF 41-3 paragraph #3. My proposal Join Letter corrects this information according to the evidence in my possession. This paragraph was intentionally omitted by the counsels. Gross Violation Due Process of Law and Contempt of Court.

- I objected to the “Defendants Position”, which holds facts irrelevant to this matter because the legal malpractice and misconduct of my former attorneys, also my character are not the issues in this Federal Action against All Defendants. The counsels **failed** to comply with Judge Shields’ Order - Protocols ECF 41-1 Appendix "E". Gross Violation Due Process of Law and Contempt of Court.

- I attached the initial/provisional list "Part 2: Production by Plaintiff" emailed to the Defendants complying with the Initial Disclosure according to Appendix "E" ECF 41-1 Page 30-36, overlooked by the counsels. The estimated time to complete the Discovery would not be more than **6-8 months**.

19) April 19, 2022 – ECF doc. [52]: Judge Shields' order: Vacate her order ECF doc. [41] to annul the false Join Letter ECF doc. [42] without any punishment for the Defendants' Counsels for Contempt of Court and Judge Shields allowed Defendants to violate her own Order, Protocols, F.R.C.P. Rule 26, Court's Integrity and Due Process of Law. Also, ordered incomplete claims according to with ECF doc. [30] as well as a new window for the "initial disclosures" that had to be done before or on June 1, 2022. Scheduled on June 15, 2022, for the Initial Conference to file a joint letter with the status of the depositions. Judge Shields once again violates her protocols to help the Defendants who have no evidence to challenge the 1.224 evidence in my possession.

20) April 26, 2022 ECF doc. [54]: I filed a letter to request the correction for the missing charge against Mr. Kevin Knipfing aka Kevin James has not been included under my claim of hostile work environment Order ECF doc. [52], according to H. Judge Brown's order ECF doc. [30] page 16.

- I advised that the Order ECF [52] omitted the compliance to Individual Rules: **Rule V. Initial Conferences and VI. Forms to be Completed Prior to Initial Conference**, which should have been completed with the Order [41], as shown in my Proposal Join Letter and Initial Disclosure filed ECF [51]. See ECF doc. [51] shows gross violations of Due Process of Law as well as ECF doc. [45][46][48][50].

- Proof of my good faith, I tried to confer or attempted to confer with the Defendants to make initial disclosures or discovery in an effort to obtain it without court action Order ECF doc. [41] dated December 2, 2021. I attached the emails proving that the Defendants are in contempt of court Order ECF doc. [41], because they believe they are above the law, the Federal Rules, and any order issued by this Court: 1st attempt was dated February 14, 2022; February 15, 2022; 2nd attempt was on February 16, 2022, when I invoked Judge Shields' Order, but the Defendants ignored any way who are playing games in the discovery Process depriving me of my constitutional rights to Due Process of Law. 3rd attempt was on April 14, 2022, Defendants until today have not complied with the F.R.C.P., Protocols, or Court Orders.

- Likewise, for the record, I have requested the Court's intervention to compel the Defendants' initial disclosure see ECF doc. [45] filed February 17, 2022, in compliance with the F.R.C.P. Rule 26 and Order ECF doc. [41]. I never received any response from the Court.

- I complained one more time that the Defendants went from accusing me to "delusional", filed contradictory statements in their pleadings, witnesses' false testimony, and production of false documents. Since none of this works due to the evidence (recordings, messages from text, and emails) that shows their lies. Defendants, again, change as last resort, their arguments to facts irrelevant to this matter that does

not respond to any fact to my Amended Complaint (AC) or the frame time of my employment with the Knipfings, until finally accusing me of "extortionist" but after 3 attempts and more than 4 months waiting to exchange "evidence" that supports their "changing contradictory arguments or positions", Defendants still haven't sent me a single piece of evidence or responded to my emails. The Court never applied judicial estoppel doctrine to avoid the Defendants' cynical and outrageous behavior toward the Court, Laws, and F.R.C.P. that I have exposed with evidence in all my pleadings.

21) May 2, 2022 - ECF: Judge Shields' order without any valid reason vacates her order ECF [52] prejudice depriving me of my right to due process of law, F.R.C.P. Rule 26, and helping the Defendants from making the initial disclosure. Defendants have lied in all their pleadings with the help of my former pro bono counsel who disobeyed the order ECF doc. [41] without any consequence.

Once again, Judge Shields, protecting and covering up the violations of the Defendants who do not have any evidence, has vacated order ECF doc [52] to start the disclosure that should have already been made in December 2021. But Judge Shields support the Defendants' gross behavior with the goal of delaying my case is that we should easily go to trial in early 2023. I do not know how much longer Judge Shields is going to continue to ignore the outrageous behavior of the Defendants.

Conclusion: Under the Judicial Conduct and Disability Act of 1980 ("Act"), 28 U.S.C. §§ 351–364, and the Rules for Judicial-Conduct and Judicial-Disability Proceedings ("Rules"), as amended on March 12, 2019: Judge Anne Y. Shields' performance has engaged in prejudicial conduct to the effective and expeditious administration of the business of the courts in my case because I am Hispanic, Women and Pro Se, whereby outside influences manipulate Judge Shields' ruling. Judge Shields has the assumption that I do not understand that she is violating all my constitutional rights.

Judge Shields' orders and conduct are biased, partial, incompetent and abuse of power under 18 U.S.C. § 242 – Deprivation of Right under color of law. It is obvious that there is a financial or political manipulation because the Defendant is the Actor Kevin James aka Knipfing for which Judge Shields shows impropriety, bends or ignores the Constitution Fifth and Fourteenth Amendments, allows lack of Due Diligence by Defendants with impunity, allows violations to Due Process (the promise of legality and fair procedure), allows violations to F.R.C.P. Rules 26; 16; 37 and crooked her own individual rules to help the Defendants who are avoiding the legal system process to delay the case jeopardize the American Jurisprudence and integrity of the U.S. Federal Courts.

Respectfully submitted,
Date: May 10, 2022
Rego Park, New York

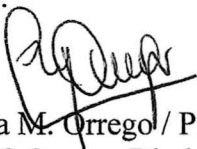

Lidia M. Orrego / Plaintiff Pro Se
95-08 Queens Blvd. Apart 3E
Rego Park, NY, 11374
Phone (347) 4532234

EXHIBIT 3

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

Thurgood Marshall United States Courthouse
40 Foley Square, New York NY 10007
212.857.8585

DEBRA ANN LIVINGSTON
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

January 24, 2024

Lidia M. Orrego
95-08 Queens Blvd., 3E
Rego Park, NY 11374

Re: *Judicial Conduct Complaint*, 02-23-90045-jm

Dear Ms. Orrego:

Attached is a copy of the Chief Judge's order dismissing your complaints.

If you wish to file a petition for review, you must submit a letter addressed to the Clerk of Court that begins with "I hereby petition the judicial council for review of the Chief Judge's order . . ." See 28 U.S.C. § 352(c); Rules of Judicial-Conduct and Judicial-Disability Proceedings 18. You need not provide additional copies of materials already filed, as those materials will be part of the record transmitted to the Judicial Council.

The petition for review must be received in the Clerk's Office within 42 days of the date of this letter. A petition received after this deadline will not be accepted for filing. See Rules of Judicial-Conduct and Judicial-Disability Proceedings 18(d).

Very truly yours,
Catherine O'Hagan Wolfe, Clerk of Court

By: 
Brenda Mojica
Deputy Clerk

23-90045-jm
January 24, 2024
Chief Judge



**JUDICIAL COUNCIL OF THE
SECOND CIRCUIT**

-----X

In re

CHARGE OF JUDICIAL MISCONDUCT

Docket No. 23-90045-jm

-----X

DEBRA ANN LIVINGSTON, *Chief Judge*:

In July 2023, the Complainant filed a complaint with the Clerk's Office of the United States Court of Appeals for the Second Circuit pursuant to the Judicial Conduct and Disability Act of 1980, 28 U.S.C. §§ 351–364 (the "Act"), and the Rules for Judicial-Conduct and Judicial-Disability Proceedings (the "Rules"), charging a magistrate judge (the "Judge") of this Circuit with misconduct.

BACKGROUND

The Complainant is the plaintiff in a pending employment discrimination lawsuit that has been referred to the Judge for general pretrial purposes. This is the third complaint of judicial misconduct that the Complainant has filed arising from this case, and the second against this magistrate judge. The procedural

history is described in the orders¹ dismissing the Complainant's prior complaints, and familiarity with those orders is assumed.

As relevant here, after twice being provided with court-appointed counsel, the Complainant is now representing herself. In June 2023, the Judge granted a defense motion to quash one of the Complainant's subpoenas, and denied the Complainant's motion to compel. The next day, the Complainant moved for the Judge's recusal based on the Judge's "outrageous decisions based on fraudulent misrepresentations and distortions of law, rules, and facts." The Judge denied the recusal motion about one week after it was filed.

The misconduct complaint is similar to the Complainant's prior complaints; i.e., it is rambling and contains numerous allegations of purported misconduct. It alleges, for example: (1) the Judge's rulings "lack specificity or legal argument"; (2) the Judge "has issued orders in contempt of the law, facts, and evidence"; (3) the Judge misinterpreted the federal rules of civil procedure when denying the Complainant's motion to compel and granting the defense's motion to quash; (4) the Judge is biased in favor of the defendants, as evidenced by her rulings on various pretrial motions; (5) the Judge is "disabled to follow

¹ See 22-90047-jm; 22-90048-jm.

processes and laws,” as evidenced by her allegedly erroneous rulings; and (6) the Judge is “an accessory of Defendants’ fraud on or upon the Court.”

The complaint is dismissed largely for the reasons given in the order dismissing the Complainant’s prior complaints. That is, to the extent the Complainant challenges the Judge’s decision not to recuse and her other rulings on pretrial matters, and to the extent the Complainant alleges that the Judge is disabled as evidenced by her allegedly erroneous rulings, the claims are dismissed as “directly related to the merits of a decision or procedural ruling.” 28 U.S.C. § 352(b)(1)(A)(ii); Rule 4(b)(1) (“Cognizable misconduct does not include an allegation that calls into question the correctness of a judge’s ruling, including a failure to recuse.”); 11(c)(1)(B). And to the extent the Complainant alleges that the Judge is biased as evidenced by rulings the Complainant regards as wrong, the claims are dismissed as “lacking sufficient evidence to raise an inference that misconduct has occurred.” Rule 11(c)(1)(D). Rulings for or against a party, without more, are not evidence of bias.

As noted, the Complainant has now filed three complaints of judicial misconduct, against two different judges, all arising from the same underlying case. She is warned that further abuse of the judicial misconduct complaint

process may result in the imposition of restrictions or conditions on its use. *See* Rule 10(a) ("A complainant who has filed repetitive, harassing, or frivolous complaints, or has otherwise abused the complaint procedure, may be restricted from filing further complaints.").

The Clerk is directed to transmit copies of this order to the Complainant and to the Judge.

EXHIBIT 4

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

**Thurgood Marshall United States Courthouse
40 Foley Square, New York NY 10007
212.857.8585**

**DEBRA ANN LIVINGSTON
CHIEF JUDGE**

**CATHERINE O'HAGAN WOLFE
CLERK OF COURT**

September 28, 2022

Lidia M. Orrego
95-08 Queens Blvd., 3E
Rego Park, NY 11374

Re: *Judicial Conduct Complaints*, 02-22-90047-jm, 02-22-90048-jm

Dear Ms. Orrego:

Attached is a copy of the Chief Judge's order dismissing your complaints.

If you wish to file a petition for review, you must submit a letter addressed to the Clerk of Court that begins with "I hereby petition the judicial council for review of the Chief Judge's order . . ." See 28 U.S.C. § 352(c); Rules of Judicial-Conduct and Judicial-Disability Proceedings 18. You need not provide additional copies of materials already filed, as those materials will be part of the record transmitted to the Judicial Council.

The petition for review must be received in the Clerk's Office within 42 days of the date of this letter. A petition received after this deadline will not be accepted for filing. See Rules of Judicial-Conduct and Judicial-Disability Proceedings 18(d).

Very truly yours,
Catherine O'Hagan Wolfe, Clerk of Court

s/s

Dina Kurot
Deputy Clerk

22-90047-jm, 22-90048-jm
September 28, 2022
Chief Judge



**JUDICIAL COUNCIL OF THE
SECOND CIRCUIT**

-----X

In re
CHARGES OF JUDICIAL MISCONDUCT

Docket Nos. 22-90047-jm
22-90048-jm

-----X

DEBRA ANN LIVINGSTON, *Chief Judge*:

On May 16, 2022, the Complainant filed two complaints with the Clerk's Office of the United States Court of Appeals for the Second Circuit pursuant to the Judicial Conduct and Disability Act of 1980, 28 U.S.C. §§ 351–364 (the "Act"), and the Rules for Judicial-Conduct and Judicial-Disability Proceedings (the "Rules"), charging a magistrate judge and a district judge of this Circuit with misconduct.

BACKGROUND

In July 2020, the Complainant, proceeding pro se, filed a lawsuit against her former employer alleging various forms of employment discrimination. The case was assigned to the district judge, who in early September 2020 scheduled a

pre-motion conference for October 2020. The Complainant thereafter moved for appointment of counsel and requested an interpreter at the conference; the district judge denied the motion for appointment of counsel without prejudice, canceled the conference, and denied the request for an interpreter as moot (since the conference had been canceled). But in November 2021, the district judge, after having denied the defendants' motion to dismiss in part, reconsidered the decision as to appointment of counsel and directed that a lawyer be appointed for the Complainant.

Shortly thereafter, the matter was referred to the magistrate judge to preside over pretrial matters. The magistrate judge scheduled a conference for February 2022 but canceled the conference a few days before it was to have occurred after the parties filed a joint case management statement and the magistrate judge deemed the conference unnecessary. The Complainant then requested a different attorney, stating that the attorney who had been appointed for her had permitted documents to be filed that she (the Complainant) had not first viewed and approved, which allegedly breached an agreement she had reached with her attorney. The magistrate judge relieved the Complainant's attorney but denied the request for appointment of substitute counsel without

prejudice. The Complainant sought reconsideration of that order, requesting “bilingual pro bono counsel,” which the magistrate judge also denied. The magistrate judge has continued to preside over discovery, and the case is pending.

The misconduct complaints are rambling, but generally relate to the judges’ management of the case and their decisions on the motions described above. Complaint number 22-90047 complains that the magistrate judge (1) canceled the conference that had been scheduled for February 2022 just three days before it was to have occurred, which allegedly violated the Complainant’s due process rights; (2) erred by refusing to strike the parties’ joint case management statement, which, the Complainant alleges, her lawyer filed without her permission; (3) wrongly denied her substitute counsel, and her request for bilingual counsel; (4) has failed to appreciate the Complainant’s arguments that the defendants have been producing false documents and putting forth false testimony; and (5) “never applied judicial estoppel doctrine to avoid the Defendants’ cynical and outrageous behavior toward the Court . . . that I have exposed with evidence.” These examples are intended to be illustrative; there are more allegations of this nature. The Complainant also

alleges that the magistrate judge is biased against her because she (the Complainant) is Hispanic, a woman, and proceeding pro se.

Complaint number 22-90048, against the district judge, is similar. The Complainant alleges that the defendants have engaged in unethical behavior by wrongly impugning the Complainant and attempting to characterize her as “delusional,” and that the district judge (1) “never penalized the Defendants for lying in their pleadings, filing false documentation, and false witness testimony”; (2) “never applied the Estoppel principle”; (3) “never warned or punished [the] Defendants’ outrageous behavior despite my objections”; and (4) erred by appointing an attorney for the Complainant who was not bilingual. Again, these examples are intended to be illustrative. The Complainant also alleges that the district judge is biased against her because she is Hispanic, a woman, and pro se.

DISCUSSION

The complaints are dismissed.

The gravamen of the complaints is that the judges have mismanaged the case and committed various procedural and substantive errors, including by canceling conferences with insufficient notice, appointing an attorney who is not bilingual to represent the Complainant, declining to chastise or sanction defense

counsel for what the Complainant believes to be dishonest or unethical conduct, refusing or neglecting to remove documents from the docket, and wrongly applying what the Complainant refers to as the “estoppel doctrine.” These are claims that the judges got it wrong, not that they committed judicial misconduct. Accordingly, the allegations are dismissed as “directly related to the merits of a decision or procedural ruling.” 28 U.S.C. § 352(b)(1)(A)(ii); Rule 4(b)(1) (“Cognizable misconduct does not include an allegation that calls into question the correctness of a judge’s ruling, including a failure to recuse.”); 11(c)(1)(B). Purely merits-related allegations are excluded from the Act to “preserve[] the independence of judges in the exercise of judicial authority by ensuring that the complaint procedure is not used to collaterally call into question the substance of a judge’s decision or procedural ruling.” Rule 4 cmt. The Complainant may pursue challenges to the judges’ rulings and case management decisions, to the extent the law allows, only through normal appellate procedures.

The claims that the judges are biased against the Complainant because she is Hispanic, a woman, and proceeding pro se are dismissed as “lacking sufficient evidence to raise an inference that misconduct has occurred.” Rule 11(c)(1)(D).

The Complainant cites no evidence to support the allegation of bias apart from decisions she regards as incorrect or unfavorable, but rulings for or against a party, without more, are not evidence of bias. Nor are several such rulings.

The Clerk is directed to transmit copies of this order to the Complainant and to the judges.

EXHIBIT 5

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

Thurgood Marshall United States Courthouse
40 Foley Square, New York NY 10007
212.857.8585

DEBRA ANN LIVINGSTON
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

November 29, 2022

Lidia M. Orrego
95-08 Queens Blvd., 3E
Rego Park, NY 11374

Re: *Judicial Conduct Complaints*, 02-22-90047-jm, 02-22-90048-jm

Dear Ms. Orrego:

Attached is a copy of the order of the Judicial Council of the Second Circuit, dated November 29, 2022, denying your petition for review.

According to Rule 19(e) of the Rules for Judicial-Conduct and Judicial-Disability, this matter is closed and no further review is possible.

Very truly yours,
Catherine O'Hagan Wolfe, Clerk of Court

By: _____



Dina Kurot
Deputy Clerk

JUDICIAL COUNCIL OF THE SECOND CIRCUIT



In Re:

CHARGE OF JUDICIAL MISCONDUCT

Docket numbers: 22-90047-jm, 22-90048-jm

Before the Judicial Council of the Second Circuit:

Complaints having been filed on May 16, 2022 alleging misconduct on the part of District and Magistrate Judges of this Circuit, and the complaints having been dismissed on September 28, 2022 by the Chief Judge of the Circuit, and a petition for review having been filed timely on November 7, 2022.

Upon consideration thereof by the Council it is

ORDERED that the petition for review is DENIED for the reasons stated in the order dated September 28, 2022.

The clerk is directed to transmit copies of this order to the complainant and to the District and Magistrate Judges whose conduct is the subject of the underlying complaints.

Dated: November 29, 2022
New York, New York

EXHIBIT 6

**FILED
CLERK**

5/18/2023 10:18 am

**U.S. DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
LONG ISLAND OFFICE**

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
-----X
Orrego,

Plaintiff(s),

-against-

RECUSAL ORDER
20-cv-03361 (GRB)()

Knipfing et al,

Defendant(s).

-----X

The undersigned hereby recuses himself from this matter pursuant to 28 U.S.C. § 455 (a) and it is requested that the Clerk of the Court reassign this matter to a District Judge from the Long Island wheel.

SO ORDERED

Dated: Central Islip, New York
5/18/2023

/s/ Gary R. Brown
GARY R. BROWN
United States District Judge

EXHIBIT 7

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

In re Lidia M. Orrego

Plaintiff - Petitioner,

v.

Kevin Knipfing a/k/a Kevin James,
Stephanicanna James-Knipfing a/k/a
Steffiana de la Cruz, Old Westbury
EDDIE LLC, Old Westbury, LLC,
Steve Savitsky, Teresa A. Zantua

Defendants - Respondents,

Case No.: 23-7643

In RE: Lidia M. Orrego

AMENDED

**PETITION FOR A WRIT OF MANDAMUS, CERTIORARI, AND
PROHIBITION TO DISTRICT JUDGE JOAN M. AZRACK AND
MAGISTRATE JUDGE ANNE Y. SHIELDS
EASTERN DISTRICT COURT OF NEW YORK
UNDER TITLE V. EXTRAORDINARY WRITS RULE 21**

**INTERLOCUTORY APPEALS Docket # 23-1114 and Docket # 23-7941
EASTERN DISTRICT OF NEW YORK (“EDNY”) DC Docket # 20CV3361 (JMA) (AYS)**

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INTRODUCTION

Lidia M. Orrego (“Plaintiff,” “Petitioner”) petitions for a writ of mandamus, certiorari, and prohibition directing the District Judge Joan M. Azrack (“D.J. Azrack”) and Magistrate Judge Anne Y. Shields (“M.J. Shields”) to compel their performance of a public duty upon the Laws and Rules. The Issues Presented show the basis upon which the present writs should be issued: 1) Want or excess of jurisdiction, 2) Breach of natural justice, and 3) Fraud.

RELIEF SOUGHT

1) The relief sought is a writ of mandamus directing D.J. Azrack and M.J. Shields to fully perform their official duty in complying with the Law and Rules based on the facts well-supported by the Petitioner’s documentary evidence.

2) The relief is a writ of certiorari and prohibition to QUASH ALL Illegal Orders without the right to appeal issued by D.J. Azrack and M.J. Shields. Order to stop their ongoing gross violation of Due Process of Law by ruling illegal orders, concealing evidence via illegal sealing or cutting documents by fraudulent misrepresentation, issuing orders in despise the Laws, Rules, facts well-supported by documentary evidence exceeding their power and jurisdiction in Plaintiff’s prejudice.

3) Petitioner is constantly being abused, denigrated, ignored, and forced to accept an illegal "preliminary injunction" disguised as a coerced "agreement" against her will with unlawful orders issued by D.J. Azrack and M.J. Shields, abuse of power.

ISSUES PRESENTED

D.J. Azrack and M.J. Shields failed to fully perform an official duty in complying with the Law and Rules based on the facts well-supported by documentary evidence under the Code of Conduct for United States Judges.

(available at: <https://www.uscourts.gov/judges-judgeships/code-conduct-united-states-judges>) (last visited October 30, 2023).

D.J. Azrack and M.J. Shields are issuing illegal orders to appeal in contempt of the Laws, Rules, and facts well-supported by Petitioner's documentary evidence.

D.J. Azrack and M.J. Shields' impropriety, abuse of discretion, power, oppression, and lawfare against Petitioner's Legal Rights as a Litigant Pro Se.

STATEMENT OF JURISDICTION

This Court has original jurisdiction under Title V. Extraordinary Writs of the Federal Rules of Appellate Procedure ("FRAP") Rule 21 to issue writs of mandamus, certiorari, and prohibition to direct the D.J. Azrack and M.J. Shields to compel their performance of a public duty upon the Laws and Rules. (FRAP Rule 21 available at: https://www.ca2.uscourts.gov/clerk/case_filing/rules/title5/rule_21.html) (last visited October 30, 2023).

Further, [28 U.S. Code § 1361](#) gave federal district courts "original jurisdiction of any action in the nature of mandamus to compel an officer or employee of the United States or any agency thereof to perform a duty owed to the plaintiff."

STATEMENT OF THE FACTS

I. District Judge Joan M. Azrack (D.J.Azrack)

On May 18, 2023, District Judge Gary R. Brown recused himself after the Petitioner filed the ECF Id. [110] [113] [114] [117] (P. 45-46) Motions for Reconsideration and Objections to vacate the illegal orders ECF Id. [87] [88] (P.42) on ECF Id. [57] (P. 39); Id. [69]; Id [73]; Id. [74]; Id. [80] (P. 41) issued by Magistrate Judge Shields, who did not have jurisdiction over Dispositive Motions because neither party filed authorization or consent under FRCP Rule 73.

D. J. Azrack, since the moment she was assigned to this case, has issued orders denying the Petitioner's relief in despite that the laws, rules, and facts well-supported by documentary evidence are in her favor with cases law that do not apply to the motions, misapplying laws and rules, orders with misrepresentations or deliberately ignores, evidence rules and motions to protect or help the Respondents' perjury, fraud on or upon the Court, Obstruction of Justice among others even when all the documentary evidence is in favor of the Petitioner between June 6, 2023, to October 30, 2023.

All the motions and evidence available at ECF Id. [129] [131] [137] [138] [147] [148] [149] [150] [151] [152] [153] [157] [158] [159] [163] [170] [173] [174] and Orders lack of specificity or construction dated July 11, 2023, July 20, 2023, July 28, 2023, October 6, 2023, October 30, 2023, (P. 47-55)

All the evidence above shows that D.J. Azrack failed to perform her duties of the office fairly, impartially, and diligently engaged in behavior that is harassing, abusive, prejudiced, discriminatory, or biased against Petitioner, helping Respondents to abuse in this legal process.

II. Magistrate Judge Anne Y. Shields (M.J. Shields)

M.J. Shields has abused her discretion by issuing orders on motions defective in the construction for lack of specificity, laws, legal binding or authority, vague or ambiguous, and contains errors in the facts, interpretation, and characterization; therefore, according to the United States Constitution is legally invalid as a result or not enforceable and request the vacate the Orders entirely. See ECF Id.[132] (P. 47).

Petitioner never filed any consent under FRCP Rule 73 and Local Civil Rule 73.1, ECF Id. [6] (P. 28) served to Plaintiff on July 31, 2020, or the D.J. Gary R. Brown's order dated October 10, 2022 (P. 37-38), but M.J. Shields illegally assumes power over device motions. See ECF Id.[110] [129] [132] [135] [136] (P. 45-48).

M.J. Shields is an accessory of Defendants' fraud on or upon the Court, Obstruction of Justice, Perjury, Deprivation of Plaintiff's Civil Rights, and the Judge is not ashamed to demonstrate her partiality and fraudulent misrepresentations.

M.J. Shields has deliberately violated other litigants' personal liberties in the past and/or has only refused to provide due process and equal protection to all litigants before the court or has behaved in a manner inconsistent with what is needed for full,

fair, and impartial hearings. The United States Constitution also guarantees an unbiased Judge who will always provide litigants with full protection of all of their natural, God-given, unalienable rights. See ECF Id. [146] (P. 49)

Petitioner filed complaints against M.J. Shields and D.J. Brown under the Judicial Conduct and Disability Act of 1980. 28 U.S.C. § 351-364 (2006) and the Rules for Judicial-Conduct and Judicial-Disability Proceedings on May 10, 2022, File No. 02-22-90047-jm / 02-22-90048-jm and the last Complaint dated July 13, 2023 File No. 02-23-90045-jm until the present Petitioner never received the answer despite all the documentary evidence filed on July 13, 2023. (P. 143-145)

NATURE OF THE RELIEF SOUGHT

I. Writ of Mandamus and Prohibition to District Judge Joan M. Azrack

Petitioner requests a Writ of Mandamus to D.J. Azrack to answer ALL the Motions deliberately ignored, and any opposition by Respondents was filed because the Laws, Rules, Facts, and Evidence prove the Petitioner is right and all the previous orders are biased in violation of Due Process of Law. See ECF Id. [137] [138]. (P. 48)

All the Motions filed ECF Id. [147] [148] [149] [150] [151] [153] [158] [163] (P. 49-51) should be answered and proceed to vacate the priors Illegal Orders based on a case law issued by the Court of Appeals Second Circuit decision dated May 18, 2023, case Mallek v. Allstate, “District Court Brooklyn Courthouse **“properly revert all the orders a month before trial was set to begin”** to prevent injustice but improperly

issued under Fed. R. Civ. P. 60 (b), the decision affirmed that the reversion was proper and stated the correct rule under **FRCP 54 (b)**” to correct the orders against the Petitioner according to the Laws, Rules and facts well-supported by documentary evidence.

Petitioner requests a Writ of Mandamus to D.J. Azrack to answer and Quash the M.J. Shields ECF Id. [87] [88] (P.42) contained in the pending motions ECF Id. [147] [148] [149] [150] [151] [153] [158] [163] (P. 49-51) who has no jurisdiction over Dispositive Motions in violation of FRCP Rule 73.

Petitioner requests a Writ of Mandamus to solve pending Plaintiff’s Motion ECF Id. [149] (P. 49) contain the unconstitutional & outrageous Magistrate Judge Shields ruling over the motions ECF Id. [69] [74] [80] [65] (P. 40-41) & "Unconscionable Agreement" unilaterally built by the Defendants ECF doc. [66-1] (P. 40) under the New York Penal Law § 135.60 - § 135.65 – Coercion. Unenforceable because it would be unjust to force the Plaintiff into an unconscionable agreement in which she did not participate in the construction and was illegally retroactive under New York State Law. M.J. Shields has no jurisdiction over Petitioner’s will to agree to anything on her behalf. D.J. Azrack must vacate the illegal order since the “Nondisclosure Agreement” was non-legally binding; therefore, unenforceable, M.J. Shields has no jurisdiction to “convert” the criminal document into a valid document and force a Petitioner.

Petitioner filed several motions to vacate this UNCONSTITUTIONAL and illegal order see ECF Id. [95] [97] [104] [109] [117] [149]. (P. 43-49).

Petitioner's deprivation of her Constitutional Rights and Criminal Coercion act exceeds any standard to reverse all the orders under FRCP Rule 54 (b) because both orders are not appealable after a final judgment or decision, and an immediate appeal from the order may materially advance the ultimate termination of the litigation.

Petitioner requests a Writ of Prohibition to D.J. Azrack to continue “Sealing” or “Cutting” documents concealing documentary evidence, making misrepresentations of the Rules, but instead, D.J. Azrack is doing “evidence spoliation “ because her decisions are fraudulent misrepresentations of the Laws, Rules by twisted the facts in disregard the evidence. D.J. Azrack in order to conceal the evidence that shows her bias in violation of Canons 1, 2, and 3, “Abuse of Discretion: the decision “arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law” and D. J. Azrack failed to comply with the “Mandatory Certificate of Service” of “Illegal Seal order” because fall under the FRCP 5.2 (b) (4) see ECF Id. [173] [174] (P. 54-55) and Order dated October 30, 2023. (P.141-142)

Petitioner believes that D.J. Azrack is planning to manipulate or illegally seal the documents for the next stage, “Summary Judgment,” to help the Respondents by concealing or seal “Plaintiff’s Evidentiary Record” and making decisions in disregarding the facts and evidence to issue illegal orders. ECF Id. [173] [174] (P. 54-55).

Petitioner requests a Writ of Prohibition to D.J. Azrack to retain documents for the docket in her mission to manipulate the evidence since the dated October 9, 2023,

“Plaintiff’s Objection to the Order on Order to Show the Cause” with documentary evidence showing that her order is bias in violation Canons 1, 2, and 3 of the Code of Conduct for United States Judges “Abuse of Discretion: the decision “arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law.”, therefore, all the documentary evidence illegally sealed must be public because fall under the FRCP 5.2 (b) (4) See annexed Plaintiff’s Motion Objection illegally retained in D.J. Azrack’s Chambers to prevent the Public to review the evidence (P. 46-134).

Petitioner requests a Writ of Prohibition to D.J. Azrack to continue threatening the Petitioner to file “length documents.” Still, she wants to deprive the proper documentary evidence that shows and supports the Petitioner’s position by misrepresenting that the documentary evidence is “voluminous and improper documents” when, in fact, the documents prove D.J. Azrack’s impropriety and bias. See the Order dated October 30, 2023. For all the “improper” records from the Court, see ECF Id. [173] (P. 135-142).

Petitioner requests a Writ of Prohibition to D.J. Azrack to continue issuing orders with misrepresentations of facts and deliberately ignoring the documentary evidence, misapplying law cases and rules to help the Respondents’ perjury, fraud, and obstruction of justice. See ECF Id. [110] [113] [114] [117] [129] [131] [142] [143] [144] [145] [152] [170] [173] [174] (P. 45-54)

Judge Azrack's authoritarianism is “lawfare” against the Petitioner’s Constitutional Rights to Due Process, which will result in a Miscarriage of Justice.

II. Writ of Certiorari Quash Orders from District Judge Joan M. Azrack

Petitioner requests Writ to Quash the illegal Orders from D. J. Azrack; each request is supported by Laws and Rules as follows:

1) QUASH Order dated July 28, 2023, on Motion to certify an order for Interlocutory Appeal ECF Id. [152] (P. 50) on defective orders dated July 11, 2023, and July 20, 2023, under 28 U.S.C. 1292 (b) – Motion Objection and Clarification pending to answered ECF Id. [163] (P. 51).

Reason: D.J. Azrack’s gross Violation of Local Civil Rule 6.1. Service and Filing of Motion Papers. Petitioner was deprived of her right to Reply to the Respondents’ Opposition. D.J. Azrack ruled only two days after respondents filed their perjured opposition with fraudulent misrepresentations. This is a clear violation of Due Process of Law. See ECF Id. [155] and ECF Id. [158] (P. 51).

2) QUASH illegal Order dated October 14, 2023, on Motion Order to Show the Cause well-supported for documentary evidence illegally sealed because it falls under the FRCP 5.2 (b) (4). ECF Id. [170] (P. 54) and Plaintiff’s Motion Objection and Reconsideration on Order to Show Cause illegally concealed (P. 43-138).

Reason: D.J. Azrack’s gross Violation of FRCP 5.2 (b) (4) is a Clear violation of Due Process of Law. See ECF Id. [170] [173] (P. 54-55) and Plaintiff’s Motion illegally retained in D.J. Azrack’s Chambers for “spoliation of evidence.” D.J. Azrack’s order is a fraudulent misrepresentation that the relief is to solve discovery issues when, in fact, it

proves the Respondents' fraud, and for that reason, the "illegal seal." See ECF Id. [170] (P. 54).

3) QUASH illegal Order dated October 30, 2023, on Motion to Unseal Documentary Evidence ECF Id. [173] (P. 54).

Reason: D.J. Azrack's order is biased in violation of Canons 1, 2, and 3 of the Code of Conduct for United States Judges "Abuse of Discretion: the decision "arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law.", the documentary evidence illegally sealed are part of the docket, therefore, are public see ECF Id. [108] [135] [156] [160] [161] [162] [168] see Plaintiff's Motion Objection illegally retained on D. J. Azrack's Chambers (P. 45-52).

4) QUASH the Order dated October 30, 2023, on Motion to allow Pro Se to file Electronically ECF Id.[174] (P. 54). See Plaintiff's Motion Objection illegally retained on D. J. Azrack's Chambers (P. 42-49).

Reason: D.J. Azrack's order is biased in violation of Canons 1, 2, and 3 of the Code of Conduct for United States Judges "Abuse of Discretion: the decision "arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law."

D.J. Azrack misrepresents that the Petitioner is filing "improper documents," but this is FALSE. All the documents filed in the Order to Show the Cause are in the docket in previous motions and fall under FRCP 5.2 (b) (4). See ECF Id. [108] [135] [156] [160] [161] [162] [168] see Plaintiff's Motion Objection illegally retained (P. 42-49).

The "Plaintiff's Objection and Motion To Reconsideration Of The Order Dated October 7, 2023, On Order To Show Cause (OSC) For Preliminary Injunction And Temporary Restraining Order ECF Doc. [170] and 7 Exhibits Sealed Incorrectly" the Petitioner filed her Motion via Box.com on October 9, 2023, which proves that D. Judge Azrack misrepresented the Motion Original ECF Id. [170] and returned it to the Petitioner on October 30, 2023, to avoid public scrutiny of her biased decisions. This is "lawfare," not Due Process of Law. See the annexed order dated November 14, 2023 (P. 158-159).

D.J. Azrack appears to deprive the Petitioner of filing documentary evidence that supports her motions in violation of Due Process of Law, The Fifth Amendment, and The Fourteenth Amendment; D.J. Azrack must not manipulate or restrict the Petitioner's right to file all the documentary evidence that is a gross violation of Due Process of Law.

Petitioner is making electronic filing in her Interlocutory Appeal in this Court Docket 23-1114 and the Appellate Division Third Department Docket 535740, and she never filed any "improper documents" since all the documents are evidence the D.J. Azrack wants to prevent her from filing because that way she can make fraudulent decisions.

5) QUASH the orders dated October 30, 2023, and November 14, 2023, which were unlawful, discriminatory, and retaliatory from D. J. Azrack against Petitioner Pro Se Non-Attorney (P. 158-161):

Reason: D.J. Azrack's Judge Azrack shows disturbing behavior, making false

statements and fraudulent misrepresentations, gross violations of the US Constitution, Federal Laws, Rules of Procedures, and Ethics Rules, including but not limited to:

- a) Constitutional Rights to Due Process -The Fifth Amendment says to the federal government that no one shall be "deprived of life, liberty or property without due process of law." and the Fourteenth Amendment ratified "nor deny to any person within its jurisdiction the equal protection of the laws."
- b) Freedom of Speech without oppression by the Government
- c) Civil Rights Acts of 1964: Duty to guarantee all citizens equal protection against discrimination based on race or national origin.
- d) 18 U.S. Code § 242 - Deprivation of rights under color of law;
- e) 18 U.S. Code § 241 - Conspiracy against rights
- f) FRCP Rules 11, 26, 37, 5.2;
- g) Local Civil Rules 12.1; 56.2
- h) Pursuant to 28 U.S.C. § 332 (d) (3); 28 U.S.C. § 455 (a)
- i) Code of Conduct for United States Judges Cannons 1, 2, 3
- j) The Judicial Conduct and Disability Act Of 1980, 28 U.S.C. §§ 351-364
- k) NYS Rules Professional Conduct Rules 3.5; 4.1

D. Judge Azrack stated in her "fraudulent" order that she would apply sanctions (lawfare) if the Petitioner continued filing motions or documents that support my complaint under 28 U.S.C. § 1927; this is a HOAX to oppress me and illegally restrain

me from filing evidence that proves all the fraud and obstruction of justice from actor Kevin James and their lawyers Gordon Rees Scully and Mansukhani LLC (“GRSM”).

District Judge Azrack's order must not survive an appeal since The Court of Appeals Second Circuit “DISALLOWS” 28 U.S.C. § 1927 sanctions to Pro Se Litigants because it only applies to Attorneys or Pro Se Attorneys, Petitioner filed the Amended Complaint ECF Id. [8] as Pro Se Non-Attorney at DC 20CV3361 (JMA) (AYS). See Kelsey Whitt that § 1927 “applies only to attorneys” (P. 150-164).

On October 28, 2023, Petitioner filed the letter to District Judge Azrack with the report and evidence of Defendants’ fraud and perjury on or upon the Court with their counsel, GRSM. Judge Joan M. Azrack allowed letters, motions, and motions since August 3, 2023, until Petitioner filed evidence from the NY State Court Kings County Supreme Court Index 502640/2012; New York County Supreme Court 150188/2018 and 651243/2020 that proves the Defendants’ fraud, obstruction of justice, and perjury, among others since their counsel GRSM are also Petitioner's counsel from 2012 to the present and share the same lead counsel Mercedes Corwin-GRSM. (P. 150-164).

This Gross Conflict the Interest Disqualify GRSM because the Petitioner’s counsel abetting and aiding their counsel GRSM by losing the Workers Compensation Board (“WCB”) case G2584330 by using the “fraudulent” outcome at WCB for the Summary Judgement at DC 20CV3361(JMA) (AYS), for that reason the D. Judge Azrack make a fraudulent misrepresentations that the Petitioner “motion to disqualification and strikes

all the fraudulent pleadings as “baseless,” this is not true because all the cases between lawyers are public at The New York State Courts Electronic Filing System (NYSCEF); therefore, this evidence is self - authenticate. (P. 150-164)

For these reasons, Judge Azrack illegally returned the Petitioner's Motion to Disqualify because GRSM should have been removed from the case otherwise. The Petitioner could successfully win her case even though months ago; she should have won for Default Judgment due to the Respondent's' fraud in the Discovery Initial Disclosure and the evidence when the Petitioner's co-worker Rebeca Uzcategui confirmed all the abuses in November 2018.

III. Writ of Mandamus and Prohibition to Magistrate Judge Anne Y. Shields

Petitioner requests a Writ of Mandamus to M.J. Shields to answer ALL the Motions deliberately ignored, and any opposition by Respondents was filed because the Laws, Rules, Facts, and Evidence prove the Petitioner is right and all the previous orders are biased in violation of Due Process of Law. See ECF Id. [137] [138]. (P. 48)

Petitioner requests a Writ of Mandamus to M.J. Shields to properly apply sanction the Respondents' Contempt of Court on Discovery and Conference orders dated December 2, 2021, and July 25, 2023, under FRCP Rule 26 and M.J. Shields's Individual Rules, perjury, fraud on or upon the Court, Obstruction of Justice among others.

Respondents failed to participate in Discovery, and Petitioner filed several letters and motions requesting M.J. Shields' interventions and Sanctions according to the Rules; see ECF Id. [43] [45] [46] [51] [54] [59] [69] [70] [73] [83] [90] [124] [128] [135] (P. 37-48).

Last Respondents' Contempt of Court on order dated July 25, 2023, they must participate in the conference with the Petitioner, but the Respondents refuse, which means a clear "contempt of Court. " Still, M.J. Shields, in her order on August 2, 2023, covered up the violation with false facts and misrepresentations that the "conference was not fruitful" when it was never held. See ECF Id. [160] [161] [162] [164] and ECF Id. [168] (P.51-54) "Plaintiff's Letter Clarification on Defendants Failure to Comply with the Magistrate Judge Shields' Individual Rules VIII. Settlement Conferences A, B, C & request to comply with the rules."

Petitioner requests Writ of Mandamus to M.J. Shields to answer the pending motions ECF Id. [91] [144] [145] [146] [154] (P. 39-47) that proves the Respondents' perjury, fraud on or upon the Court, and Obstruction of Justice among the others, and shows that M.J. Shields has an agreement with the Respondents and ex-parte communications.

Petitioner requests Writ of Mandamus to M.J. Shields to answer the ECF Id. [145] (P. 49) Plaintiff's to Vacate order dated June 21, 2023, on Motion to Recusal and Disqualification of M.J. Shields for impropriety and judicial bias ECF Id. [132] (P.47)

improperly ruled by D.J. Azrack challenged in the pending Motion for Clarification ECF Id. [153] (P.50). According to the documentary evidence, M.J. Shields must recuse herself from this case like D. J. Brown on May 18, 2023, ECF Id. [119] (P.46) This Court must investigate M.J. Shields' benefits to protect and illegally help the Respondents.

Petitioner requests a Writ of Prohibition to M.J. Shields to continue issuing orders with misrepresentations of facts and deliberately ignoring the documentary evidence, misapplying law cases and rules to help the Respondents' perjury, fraud, and obstruction of justice. See ECF Id. [87] [88] [160] [161] [162] [164] [168] [147] [148] [149] [150] [151] [153] [158] [163] (P. 39-48)

IV. Writ of Certiorari Quash Orders from Magistrate Judge Anne Y. Shields

Petitioner filed the pending motions to D.J. Azrack to vacate or quash M.J. Shields' illegal orders see ECF Id. [147] [148] [149] [150] [151] [153] [158] [163] (P. 42-51) should be answered and proceed to vacate the priors Illegal Orders based on a case law issued by Court of Appeals Second Circuit decision dated May 18, 2023, civil case [Mallek v. Allstate](#) under FRCP Rule 54 (b) to correct the orders against the Petitioner according to the Laws, Rules and facts well-supported by documentary evidence.

M.J. Shields' illegal orders lack specificity or legal argument, and the evidence challenges and overlooks the documentary evidence that benefits the Plaintiff to protect the perjured pleadings of the Respondents. The orders are immoral.

ARGUMENT

To obtain a writ of mandamus, certiorari, and prohibition: “(1) the party seeking issuance of the writ must have no other adequate means to attain the relief it desires; (2) the issuing court, in the exercise of its discretion, must be satisfied that the writ is appropriate under the circumstances; and (3) the petitioner must demonstrate that the right to issuance of the writ is clear and indisputable.” *In re City of New York*, 607 F.3d 923, 932 (2d Cir.2010) (internal quotation marks omitted). All three elements are present in this case.

Petitioner has exhausted all the motions, including law cases issued by the higher Court of Appeals Second Circuit. Still, despite the evidence, D.J. Azrack and M. J. Shields issued orders with fraudulent misrepresentations of the Laws, Rules, and facts. See ECF ID. [147] [148] [149] [150] [151] [153] [158] [163] (P. 49-51).

I. PETITIONER HAS A CLEAR CONSTITUTIONAL RIGHT TO DUE PROCESS OF LAW TO REQUEST MANDAMUS, CERTIORARI AND PROHIBITION RELIEF.

“The Second Circuit has instructed that to merit mandamus relief, a party "must show that he or she lacks an adequate alternative means to obtain the relief sought and must demonstrate a clear and indisputable right to the issuance of the writ, amounting to a clear abuse of discretion or usurpation of. . . power." *Id.* (citing *In re Steinhardt Partners, L.P.*, 9 F.3d 230, 233-34 (2nd Cir.1993)).”

“Both writs sought by the petitioner are extraordinary remedies that will only be granted in extreme circumstances in which there is a violation of federal constitutional law. See *Foont v. United States*, 93 F.3d 76, 78 (2d Cir. 1996).”

“The remedy by certiorari is seldom if ever allowed where there is any other adequate remedy. (4 Ency. Pl. Pr. 50; 6 Cyc. 742; *People ex rel. Schuylerville Upper Hudson R.R. Co. v. Betts*, 55 N.Y. 600; *People ex rel. Gage v. Lohnas*, 54 Hun, 604; *People ex rel. Trustees v. Board of Supervisors*, 131 N.Y. 468.)” Certiorari relief is only available when the order is not appealable.

As extraordinary remedies, they are reserved for really extraordinary causes.”). See also *In re United States*, 680 F.2d 9, 11 (2d Cir. 1982); *In re United States*, 666 F.2d 19 (2d Cir. 1977) (“*Socialist Workers Party*”), cert. denied, 436 U.S. 962, 98 S.Ct. 3082, 57 L.Ed.2d 1129 (1978), in this case, the Petitioner proves that D.J. Azrack and M.J. Shields gross failure to perform duties of the office fairly, impartially, and diligently in this case.

II. DISTRICT JUDGE AND MAGISTRATE JUDGE HAVE A CLEAR LEGAL DUTY TO RULE ACCORDING TO THE LAWS, RULES, FACTS, AND EVIDENCE, AVOIDING JUDICIAL BIAS.

“In New York, a writ of mandamus may be issued for when an administrative agency, public body, or officer fails to perform a duty enjoined upon them by New York Civil Practice Laws & Rules, Section 7803.” (available at:

<https://www.law.cornell.edu/wex/mandamus>) (last visited October 30, 2023).

“To be entitled to the issuance of a writ of mandamus, petitioners must "demonstrate a clear abuse of discretion or conduct amounting to usurpation of the judicial power to be entitled to issuance of the writ." See *Mallard v. U.S. Dist. Court for S. Dist. Iowa*, 490 U.S. 296, 309 (1989).”

"[M]andamus is an extraordinary remedy, intended to aid only those parties to whom an official or agency owes 'a clear nondiscretionary duty.'" *Escaler v. U.S. Citizenship & Immigration Servs.*, 582 F.3d 288, 292 (2d Cir. 2009) (quoting *Heckler v. Ringer*, 466 U.S. 602, 616 (1984)).

D.J. Azrack and M.J. Shields’ failure to perform their duties of the office fairly, impartially, and diligently engaged in behavior that is harassing, abusive, discriminatory, or biased against Petitioner, abetting and aiding the Defendants to abuse in this legal process.

Petitioner requests that D.J. Azrack and M.J. Shields, based on their breach of nondiscretionary duty of care and demonstrate a clear abuse of discretion or conduct amounting to usurpation of the judicial power they must recuse themselves from this case since they show bias, abuse, and threats against the Petitioner because she is filing complaints to protect her Constitutional Rights to Due Process and Freedom of Speech.

The evidence shows outrageous decisions based on fraudulent misrepresentations and distortion of Laws, Rules, and facts.

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III. PETITIONER HAS NO OTHER ADEQUATE REMEDY.

Mandamus, however, "is a drastic and extraordinary remedy reserved for really extraordinary causes. . . . [O]nly exceptional circumstances amounting to a judicial usurpation of power or a clear abuse of discretion will justify the invocation of this extraordinary remedy." In re Zyprexa, 594 F.3d at 118 (quoting *Cheney v. U.S. Dist. Court for Dist. of Columbia*, 542 U.S. 367, 380 (2004)).

Petitioner has no Constitutional guarantee that D.J. Azrack and M.J. Shields stop continuing to make fraudulent misrepresentations in their orders, twist the facts, spoliation of evidence, and misapplying the Laws or Rules among the Orders to “suit” the Respondents “needs” to continue filing perjured documents and the Docket with several letters and motions proves that the issuance of a Writ of Mandamus, Certiorari, and Prohibition fall into "extraordinary circumstances to request Constitutional WRITS because Petitioner’s case is in imminent danger of becoming a miscarriage of justice.

STANDARD OF REVIEW

“A (writ of) mandamus is an order from a court to an inferior government official ordering the government official to properly fulfill their official duties or correct an abuse of discretion. See, e.g., *Cheney v. United States Dist. Court For D.C.* (2004). According to the U.S. Department of Justice, "Mandamus is an extraordinary remedy, which should only be used in exceptional circumstances of peculiar emergency or public importance."

This case is the PUBLIC Interest because the PEOPLE is in danger; therefore, the Petitioner's case EDNY 20CV3361 (JMA) (AYS) is in danger due to the D.J. Azrack and M.J. Shields' impropriety and Judicial Bias rulings against the Laws and Rules despite the facts and Petitioner's documentary evidence to help Respondents' perjured pleadings and motions, fraud on or upon the Court and Obstruction of Justice among others.

The [All Writs Act \(28 U.S. Code § 1651\)](#) gave the "Supreme Court and all courts established by Act of Congress" the authority to issue writs of mandamus "in aid of their respective jurisdictions and agreeable to the usages and principles of law."

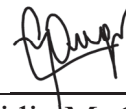
"In federal courts, these orders most frequently appear when a party to a suit wants to appeal a judge's decision but is blocked by rules against interlocutory appeals. Instead of appealing directly, the party simply sues the judge, seeking a mandamus compelling the judge to correct their earlier mistake. Generally, this type of indirect appeal is only available if the party has no alternative means of seeking review." (see <https://www.law.cornell.edu/wex/mandamus>) (last visited October 30, 2023).

Petitioner is entitled to request all these Writs of Constitution to protect her case because the entire Docket 20CV3361 (JMA) (AYS) is evidence that she was being bullied, abused, deprived of her Civil Rights and Due Process by D.J. Azrack and M.J. Shields and they are responsible is something terrible happens to her and her family.

CONCLUSION

For the foregoing reasons, this Court should issue writ of mandamus, certiorari, and prohibition directing District Judge Joan M. Azrack and Magistrate Judge Anne Y. Shields to compel their performance of a public duty upon the Laws and Rules based on the facts and documentary evidence in the Eastern District of New York Electronic Docket 20CV3361 (JMA) (AYS) against want or excess of jurisdiction, Breach of natural justice, and Fraud under Petitioner's Constitutional Right of Due Process of Law. (available at: https://ecf.nyed.uscourts.gov/cgi-bin/DktRpt.pl?166275627578843-L_1_1-1) (last visited October 30, 2023).

All the overwhelming evidence proves the Petitioner is correct, and M.J. Azrack and M.J. Shields must recuse themselves from this case since they are loyal to the Respondents, not to the United States Constitution, in violation of their OATH as lawyers and public servants, because they are engaged in fraudulent activities.



Lidia M. Orrego
Pro Se Plaintiff – Petitioner
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Rego Park, NY 11374
Phone (347) 453-2234
liorrego@gmail.com

CERTIFICATE OF COMPLIANCE

I HEREBY CERTIFY that the foregoing brief is in Times New Roman 14-point font and complies with the font requirements of Rules of Appellate Procedure.



Lidia M. Orrego
Pro Se Plaintiff – Petitioner
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liorrego@gmail.com

EXHIBIT 8

U.S.Senator Kirsten Gillibrand
780 Third Ave, Ste 2601 New
York, NY 10017
Fax (866) 824-6340

February 5, 2024

U.S. Senator Chuck Schumer
780 Third Avenue, Suite 2301
New York, NY 10017
Fax: (202) 228-2838

Ref: New York State Courts and Government Agencies' Impropriety, Lawfare against U.S. Constitution Due Process and Equal Protection of Law – Lidia Orrego's Case against actor Kevin James and Stephanieanna James-Knipfing since January 2019.

Dear U.S. Senators Gillibrand and Schumer,

I am attaching the Affidavit and relevant pages of the substantial evidence filed on November 29, 2023 with the Notice of Interlocutory Appeal EDNY Docket 20CV3361 (JMA) (AYS) Orrego v Knipfing et al. and EDNY Docket 23CV6507 (JMA) (AYS) Orrego v Pasternack Tilker Ziegler Walsh Stanton and Romano LLP et al., see Court of Appeals Second Circuit Docket 23-1114, 23-7941 and 23-7928. The entire document is available in the EDNY electronic docket.

Additionally, I am attaching the Amended Writ of Mandamus, Certiorari, and Prohibition against District Judge Joan M. Azrack and Magistrate Judge Anne Y Shields filed at Court of Appeals Second Circuit Docket 23-7643.

I request via Motion to Recuse the Magistrate Judge Anne Y. Shields see EDNY Docket 20CV3361 (JMA) (AYS) Orrego v Knipfing et al. filed on June 14, 2023, with plenty of evidence that supports my request for recusal. In fact, District Judge Brown recused himself on May 18, 2023, for the same reason. However, Judge Shields has a personal interest in continuing the obstruction of justice and evidence to help Mr. Kevin James's perjury. See ECF doc. [145] [168] [154] Despite all the evidence against her, Judge Shields denied recuse herself in violation of 28 U.S. Code § 455-Disqualification of justice, judge, or magistrate judge.

I filed the complaint with Senator Kirsten Gillibrand's Office on November 10, 2020, at 10:26 AM - Intranet Quorum IMA00437130, From: casework@gillibrand.senate.gov; since this date, I filed several emails to Senator Gillibrand reporting corruption at US Equal Employment Opportunity Commission ("EEOC") MISCONDUCT file # 520-2019-01738 and Workers Compensation Board ("WCB") case # G2584330 with all the substantial evidence.

I never received any response from Senator Gillibrand. Now, I will post this letter on social media because it is time for the "Court of Public Opinion" and The People to be aware of these cases and the corruption that has been described in the last two months, that it is national knowledge by Ms. Alina Habba, Esq. who describes on television all the Corruption in the Judicial Branch and Letitia James Attorney General's Office, among other government agencies of State of New York.

The same corruption I have been reporting since November 2020 to protect my employer, actor Kevin Knipfing aka actor Kevin James and Stephanieanna James-Knipfing, two corporations, one of them a ghost corporation and Kevin James' Sister-in-law Teresa A. Zantua, who committed with their lawyers Gordon Rees Scully Mansukhani LLC (GRSM), fraud, perjury, and obstruction of justice among others since the complaint to the EEOC.

Also, Kevin James and all the Defendants share their lawyers GRSM with my Workers Compensation lawyers Pasternack Tilker Ziegler Walsh Stanton and Romano LLP et al., and my lawyers allowed all the fraud in the WCB case G2584330 to abet and aid their lawyers GRSM. The annexed documents show all the cases at the New York State Courts Electronic Filing System ("NYSCEF").

However, Judge Azrack's order annexed to Notice for Interlocutory Appeal shows FALSE STATEMENTS, described my Motion to Disqualify as "baseless," and illegally prevented the motion from being filed in the docket via Electronic Case Filing ("ECF") so the Public would not see this evidence and all the Fraud, violating the US Constitution that guarantees Due Process and Equal Protection for ALL.

Instead, to Disqualify the lawyer's massive "conflict of interest," Judge Azrack, besides making a false statement and calling a "baseless" document from the Supreme State Court, Judge Azrack threatened me with "sanctions" under a US Code, not applicable for parties Pro Se NON-attorney to violate my Freedom of Speech, Due Process and Equal Protection Constitutional Rights to abet and aid Kevin James' lawyers to continue committing fraud and perjury. See Defendants' evidence DEFS_000020–DEFS_000023, my Co-worker Rebeca Uzcategui, aka Rebeca Lugo, report of investigation dated November 21, 2018, in Kevin James' possession and concealed until August 2022 that confirm the 70-facts of my complaint EDNY 20 CV 3361 (JMA) (AYS) ECF doc. [1] of discrimination, retaliation, hostile work environment, child abuse, and physical and verbal violence, among others.

My co-worker, Rebeca Uzcategui's statement dated November 2018 confirms that actor Kevin James and his wife, Stephanieanna James-Knipfing, lied to a Government Agency investigation Nassau County Department of Social Services ("DSS") case ID#27536970 on May 16, 2023. It is a crime to cover up child abuse. This document also proved the perjury Mr. James and the Defendants filed in their Motion to Dismiss ECF doc. [22-3] When they stated, "I recanted of the child abuse," for that reason, they opened the "investigation," but in their Reply to Opposition ECF doc. [22-8] Mr. James changed the reason for the investigation, alleging for "my protection" when Mr. James and their lawyers realized I held the recording, which shows they were lying.

District Judge Gary R. Brown cannot dismiss the lawsuit because of all the evidence since I filed the complaint of discrimination, physical, emotional, and physical abuse on November 2, 2018, via email, and Mr. James and Defendants terminated my employment illegally by retaliation on November 28, 2018. See ECF doc. [30] EDNY Docket 20CV3361 (JMA) (AYS) Orrego v Knipfing et al. and 70-facts Amended Complaint ECF doc. [8].

Also, Judge Azrack unlawfully, in violation of the Federal Rules Civil Procedure and Local Civil Rules, “sealed” evidence allowed to file to challenge the Defendants’ Motion to Dismiss. Judge Azrack made a false statement in her order about the documents being “length.” Still, in EDNY Robinson v DeNiro, the Plaintiff was allowed to file “length” evidence. Still, the District Judge never “cut” or “sealed” any evidence ILLEGALLY as Judge Azrack did, under Chief Judge Margo K. Brodie’s protection, in violation of the Law and Rules. Judge Brodie also failed to comply with her duties as Chief Judge EDNY See https://ballotpedia.org/Chief_Justice including but not limited to:

- **Ensuring that laws, regulations, and court policies are followed.**
- Directly supervising the clerk of court.
- Overseeing local rule-making (Local Court Rules are adaptations to Federal Rules).
- Resolving informal disputes.
- Appointing and serving on court committees.
- Filing reports and plans in a timely manner with the circuit judicial council, the administrative office, and other entities.
- Serving as a liaison with outside groups such as the Judicial Conference, the public, the bar associations, state and local courts and governments, agencies, schools, and the media. Chief judges may also interact with the U.S. Marshals Service, the U.S. Attorney’s Office, and other federal government agencies.

I filed several complaints to Chief Judge Brodie, who also made false misrepresentations regarding her duties to avoid helping me and prevent a miscarriage of justice. Attached is every letter from Chief Brodie, making false statements regarding her responsibility to reinforce compliance with the Laws and Rules from District Judge Azrack and M. Judge Shields. Judge Brodie has participated actively until today to protect the fraud and spoliation of evidence.

Attached are the letters from Chief Judge Brodie dated 03/01/2023, 03/17/2023, and 07/24/2023. In the letter dated November 24, 2023, Chief Judge Brodie acted like the “mailing room” instead to intervene and stop Judge Azrack's retaliation and discrimination against me and destruction of evidence.

Chief Judge Brodie's inaction to comply with her duties and prevent miscarriage of justice is very clear and protects the Court’s impropriety and the facts; the case is managed to help the Defendants at any cost, including the cost to DESTROY the “Court’s credibility and transparency” in violation the US Constitution "The Fifth Amendment's Due Process Clause requires the United States government to practice equal protection. The Fourteenth Amendment's Equal Protection Clause requires states to practice equal protection: "The PEOPLE are in danger in the Courts opening the door to fraud and perjury without punishments.

According to Clerk Employee Ms. Dawn from Brookly Pro Se Office in November 2023, Judge Azrack stated, "She does want nothing from me." If Judge Azrack does not want to deal with me and does not respond to my letters, she MUST recuse herself because I am a Plaintiff Pro Se non-attorney and cannot leave my case. Judge Azrack shows conflict and personal interest in staying in my case. See affidavit filed at Court of Appeals Second Circuit Docket 23-1114 with medical records.

Judge Azrack must rescue herself under 28 U.S. Code § 455-Disqualification of justice, judge, or magistrate judge as District Judge Gary R. Brown did before him because his decisions on my last motions were biased in Plaintiff prejudice and he is following the same pattern of impropriety, distorting laws and rules. Judge Azrack has gone too far by spoliating evidence to abet and aid Mr. Kevin James' fraud and perjury.

I will file this letter to the following complaints to report Public Corruption, Organized Crime, and Civil Rights Violations to the Department of Justice, Violation of Civil Rights, Chief Judge Court of Appeals Second Circuit Debra Ann Livingston, Anne T. Donnelly- District Attorney Nassau, EDNY US Attorney Breon Peace, Judicial Council Court of Appeal Second Circuit, Federal Bureau of Investigation ("FBI") among others. I will post each letter on social media as well.

Judge Azrack and Judge Shields' plan seems to be to prevent all my evidence, emails, medical records, records, etc., from being blocked from entering the Docket to copy the fraud committed by their lawyers and their clients (my lawyers) at WCB G2584330.

CONCLUSION: I demand an answer on how to proceed to request removal from their chairs to Judge Joan M. Azrack and Magistrate Judge Anne Y. Shields because the documents attached to this letter, well-supported by substantial evidence filed in the above cases in Federal Court, show the Judges Azrack and Shields' impropriety, spoliation of evidence, cover-up of Child abuse, perjury, fraud on or upon the Court, obstruction of justice, among others.

I attach a total of 58 pages of documentary evidence that supports this letter and complaint. Overwhelming evidence was filed in all the dockets above at EDNY and Court of Appeals Court of Appeals and now I will file the case to the US Supreme Court because all this fraud cannot continue in our US Courts. This is a gross, ruthless subversion of our Democracy.

I will post this letter repeatedly, tagging your offices, government agencies, and the press, among others, until I receive an answer about all this corruption.

Respectfully submitted,



Lidia M. Orrego
Plaintiff Pro Se non-attorney
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Rego Park, NY 11374
Phone (347) 453-2234
Email: liorrego@gmail.com

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

Thurgood Marshall United States Courthouse
40 Foley Square, New York NY 10007
212.857.8585

DEBRA ANN LIVINGSTON
CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

July 24, 2023

Lidia M. Orrego
95-08 Queens Blvd., 3E
Rego Park, NY 11374

Re: *Judicial Conduct Complaint*, 02-23-90045-jm

Dear Ms. Orrego:

We hereby acknowledge receipt of your judicial complaint received and filed as of the date received, July 13, 2023.

The complaint has been filed under the above-referenced docket number and will be processed pursuant to the *Judicial Conduct and Disability Act of 1980*, 28 U.S.C. § 351-364 (2006), and the *Rules for Judicial-Conduct and Judicial-Disability Proceedings*.

You will be notified by letter once a decision has been filed.

Very truly yours,
Catherine O'Hagan Wolfe, Clerk of Court

By: D-Kt
Dina Kurot
Deputy Clerk

UNITED STATES DISTRICT COURT
FOR THE
EASTERN DISTRICT OF NEW YORK

22

Brenna B. Mahoney
Clerk of Court

August Marziliano
Chief Deputy, Brooklyn

Michael Kramer
Chief Deputy, Central Islip



Theodore Roosevelt Federal Courthouse
Emanuel Celler Federal Courthouse
225 Cadman Plaza East
Brooklyn, NY 11201
(718) 613-2270

Alfonse D'Amato Federal Courthouse
100 Federal Plaza
Central Islip, NY 11722
(631) 712-6060

November 14, 2023

Lidia M. Orrego
95-08 Queens Blvd.
Apt. 3E
Rego Park, NY 11374

RE: 23-CV-06507(JMA)(AYS) & 20-CV-03361(JMA)(AYS)

Dear Ms. Orrego:

Pursuant to Judge Azrack's Electronic Order dated November 14, 2023, the enclosed documents are being returned to you without docketing or consideration. Additionally, the Court is returning a full set of your papers received in Brooklyn on November 9, 2023 and in Central Islip on November 13, 2023, as a one-time courtesy. Otherwise, as Judge Azrack has instructed, we have enclosed the first page of your voluminous submissions.

Please note that **any future submissions made in violation of the November 14, 2023 order will be rejected and discarded.** Although you received electronic notifications on your cases, we have also enclosed a copy of the November 14, 2023 Order for your convenience.

Sincerely,

A handwritten signature in black ink, appearing to be "K. Santana", written over a horizontal line.

Pro Se Office
By: K. Santana

Enc.
Copy mailed to litigant 11/14/2023

UNITED STATES DISTRICT COURT
FOR THE
EASTERN DISTRICT OF NEW YORK

23

Brenna B. Mahoney
Clerk of Court

August Marziliano
Chief Deputy, Brooklyn

Michael Kramer
Chief Deputy, Central Islip



Theodore Roosevelt Federal Courthouse
Emanuel Celler Federal Courthouse
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Brooklyn, NY 11201
(718) 613-2270

Alfonse D'Amato Federal Courthouse
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Central Islip, NY 11722
(631) 712-6060

November 17, 2023

Lidia M. Orrego
95-08 Queens Blvd.
Apt. 3E
Rego Park, NY 11374

RE: 23-CV-06507(JMA)(AYS) & 20-CV-03361(JMA)(AYS)

Dear Ms. Orrego:

Pursuant to Judge Azrack's Electronic Order dated November 14, 2023, the enclosed documents are being returned to you without docketing or consideration. As Judge Azrack instructed, we have enclosed the first page of your submissions.

Sincerely,

A handwritten signature in black ink, appearing to be "K. Santana", written over a faint background stamp that reads "EXHIBIT 7".

Pro Se Office
By: K. Santana

Enc.
Copy mailed to litigant 11/17/2023

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
225 CADMAN PLAZA EAST
BROOKLYN, NEW YORK 11201

MARGO K. BRODIE
Chief United States District Judge

November 27, 2023

Lidia M. Orrego
95-08 Queens Blvd., Apt. 3E
Rego Park, NY 11374
(347) 453-2234
liorrego@gmail.com

Re: Activity in *Orrego v. Pasternack Tilker Ziegler Walsh Stanton & Romano*
LLP, No. 23-CV-6507

Dear Ms. Orrego:

I received your letters, the most recent dated November 9, 2023, in which you wrote to notify me of actions taken by Judge Azrack in *Orrego v. Pasternack Tilker Ziegler Walsh Stanton & Romano LLP*, No. 23-CV-6507.

As Chief Judge, I do not have the authority to make rulings or otherwise take action in a case that is not assigned to me. Any further applications that you wish to make should be directed to Judge Azrack. A copy of this letter has been forwarded to Judge Azrack.

Sincerely,

s/ MKB

Margo K. Brodie
Chief United States District Judge

cc: Hon. Joan M. Azrack, United States District Judge, EDNY



Start Time	Complete Time	Status	To Name	To Number	Cover Included
2:27 PM EST, 02/05/2024	3:03 PM EST, 02/05/2024	Delivered	U.S. Senator Chuck Schumer	+1 (202) 228-2838	Yes
From Name	From Org Name	From Phone	From Fax	From Email	Total # of Pages
Lydia Joy		+1 (347) 453-2234	+1 (347) 453-2234		51 Pages



Start Time	Complete Time	Status	To Name	To Number	Cover Included
2:29 PM EST, 02/05/2024	2:37 PM EST, 02/05/2024	Delivered	U.S. Senator Chuck Schumer	+1 (202) 228-2838	Yes
From Name	From Org Name	From Phone	From Fax	From Email	Total # of Pages
Lydia Joy		+1 (347) 453-2234	+1 (347) 453-2234		13 Pages



Start Time	Complete Time	Status	To Name	To Number	Cover Included
2:18 PM EST, 02/05/2024	2:44 PM EST, 02/05/2024	Delivered	U.S. Senator Kirsten Gillibrand	+1 (866) 824-6340	Yes
From Name	From Org Name	From Phone	From Fax	From Email	Total # of Pages
Lydia Joy		+1 (347) 453-2234	+1 (347) 453-2234		51 Pages



Start Time	Complete Time	Status	To Name	To Number	Cover Included
2:22 PM EST, 02/05/2024	2:30 PM EST, 02/05/2024	Delivered	U.S. Senator Kirsten Gillibrand	+1 (866) 824-6340	Yes
From Name	From Org Name	From Phone	From Fax	From Email	Total # of Pages
Lydia Joy		+1 (347) 453-2234	+1 (347) 453-2234		13 Pages



United States Attorney's Office
Eastern District of New York

Civil Rights Complaint Form

The United States Attorney's Office is charged with enforcing the federal civil rights laws within the Eastern District of New York, which includes Brooklyn, Queens, Staten Island in New York City and Nassau and Suffolk counties in Long Island. We therefore welcome information that brings to our attention possible violations of our nations civil rights laws.

Person Filing Complaint: <u>Lidia M. Orrego</u> Name <u>95-08 Queens Blvd. 3E</u> Address 1 <u>Rego Park, NY</u> <u>11374</u> City, State Zip <u>United States</u> <u>(347)453-2234</u> County Phone <u>liorrego@gmail.com</u> E-mail Address	Person / Entity you are filing complaint about: <u>Magistrate Judge Anne Y. Shields</u> Name of Person or Entity <u>100 Federal Plaza</u> Address 1 <u>P.O. Box 840, Courtroom 840</u> Address 2 <u>Central Islip, New York</u> <u>11722</u> City, State Zip <u>United States</u> <u>(631) 712-5710</u> County Phone
--	---

Nature of Alleged Civil Rights Violation:

- | | |
|--|---|
| ☐ Disability Rights or Access | ☐ Housing Discrimination |
| ☐ Education | ☐ Police / Law Enforcement Misconduct |
| ☐ Employment Discrimination | ☐ Prisoner / Rights of other Institutional Persons |
| ☒ Bias / Hate Crimes | ☐ Voting Rights |

☒ Other (specify): **Coercion New York Penal Law § 135.60 - § 135.65. - Abuse of Power and discretion. Title 18, U.S.C., Section 241 - Conspiracy Against Rights, Title 18, U.S.C., Section 242 - Deprivation of Rights Under Color of Law, 28 U.S. Code Chapter 16 - Complaint against judges and judicial discipline & 28 U.S. Code § 455 - Disqualification of justice, judge, or magistrate judge.**

Please clearly describe the incident. Include as much information as possible, including the date, place, nature of the incident, contact information for any witnesses and any relevant documents (do not send original documents):

Complainant filed the annexed ECF doc. [109] & [117] - Motions with support evidence of the criminal actions against her will via coercion to agree an unfair "retroactive agreement" to help the Defendants abusing her chair as Magistrate Judge. Complainant filed several motions and letter to H. District Judge Gary R. Brown (recuse him self on May 18, 2023 ECF doc. [119]) & to H. Chief Judge Margo K. Brodie, Complainant never receipt response. See EDNY Docket 20CV3361 (GRB) (AYS) after May 18, 2023 Docket 20CV3361 (JMA) (AYS).

Magistrate Judge Shields ruling over the non-dispositive motion ECF [65] & "Unconscionable Agreement" unilaterally built by the Defendants ECF [66-1] which is incomprehensible, unfair, and oppressive and confirms abuses during its formation, under the New York Penal Law § 135.60 - § 135.65 – Coercion find it unconscionable and cannot be enforced it. The wrong-called "agreement" ECF [66-1] under the law is unconscionable if both unfair bargaining and unfair substantive terms are shown, the ECF [66-1] meets both elements. Unconstitutional & outrageous ordered by Magistrate Judge Shields against Plaintiff will to agree a document without her participation to help th Defendants.

The motions ECF doc. [109] & [117] with evidence explains itself and H. Judge Brown recused himself from the case since he was not objective in his decisions and even encouraged the Complainant's rights to be violated through coercion, gross violation of the US Constitution, Due Process of Law.

(Attach additional page(s) if necessary)

Are you represented by an attorney in this matter?

☐

Yes

☒

No

If yes, please provide name of attorney, address and phone number.

Firm Name _____

Name of Attorney _____ Phone _____

Address _____

Have you filed a lawsuit concerning this matter? ☐ Yes ☒ No If yes, please provide the case name, court in which the case was filed, and the status of the case.

Have you filed a complaint about this matter with any other federal, state or local agency?

[X] Yes [] No If yes, please list the agency, contact person and phone number.

Letters and Motions to H. District Judge Gary R. Brown and H. Chief Judge Margo K. Brodie without responses to her complaints. The motions were denied without any explanation and Chief Judge Brodie avoided giving answers to the Complainant excuses that "she has no power over the judges"when she is the Chief Judge of EDNY. Outrageous treatment in violation of Due Process of Law.

The volume of complaints prevents us from responding to every complaint we receive. However, be assured that we will carefully consider the information you have provided us to determine whether a violation of the federal civil rights laws may have occurred and if so, whether this Office has enforcement authority with respect to such a violation. If we determine that your complaint raises a potential violation of federal civil rights laws that would be within the jurisdiction of this Office to investigate and /or that further information from you is necessary for our investigation, you will be contacted.

SUBMITTING THIS COMPLAINT FORM HAS NO EFFECT ON ANY STATUTE OF LIMITATIONS OR OTHER FILING REQUIREMENTS THAT MIGHT APPLY TO ANY CLAIM YOU MAY HAVE. FURTHER, BY SUBMITTING THIS CLAIM YOU HAVE NOT COMMENCED A LAWSUIT OR OTHER LEGAL PROCEEDING, AND THIS OFFICE HAS NOT INITIATED A SUIT OR PROCEEDING ON YOUR BEHALF. IF YOU BELIEVE YOUR CIVIL RIGHTS HAVE BEEN VIOLATED, AND INTEND TO BRING A LAWSUIT, YOU SHOULD ALSO CONTACT A PRIVATE ATTORNEY.

Signature: _____

Date: 5/23/2023

Send completed complaint form and relevant documents to the following address:

Attn: Civil Rights Chief, Civil Division
United States Attorney's Office
271 Cadman Plaza East
Brooklyn, New York 11201
(718) 254-7000 (Phone)
(718) 254-6081 (Fax)
(718) 254-6180 (Fax)
Email: USANYE-CivilRights@usdoj.gov

**EXHIBIT 7**

Lidia Orrego <liorrego@gmail.com>

Lidia M. Orrego Complaint - Violation Civil Rights - Coercion NewYork Penal Law § 135.60 - § 135.65. - Abuse of Power and discretion.

1 message

Lidia Orrego <liorrego@gmail.com>
To: USANYE-CivilRights@usdoj.gov
Cc: Lidia Orrego <liorrego@gmail.com>

Tue, May 23, 2023 at 11:00 AM

Proof of Service via email / Please confirm receipt of this email

Violation of Complainant Civil Rights:

Coercion New York Penal Law § 135.60 - § 135.65. - Abuse of Power and discretion.

Title 18, U.S.C., Section 241 - Conspiracy Against Rights

Title 18, U.S.C., Section 242 - Deprivation of Rights Under Color of Law

28 U.S. Code Chapter 16 - Complaint against judges and judicial discipline & 28

U.S. Code § 455 - Disqualification of justice, judge, or magistrate judge

See attachment:

- 1) United States Attorney's Office-Eastern District of New York Civil Rights Complaint Form dated May 23, 2023
- 2) ECF doc. [109] : Objections and Motion for an order to Vacate the Order Entered on March 28, 2023, at 4:45 pm denying ECF [94] Motion to Vacate, ECF [96] Notice of Motion to Vacate, ECF [98] Letter Motion to Vacate, ECF [100] Notice of Motion to Vacate, ECF [102] Amended Motion to Vacate, ECF [103] Amended Motion to Vacate, ECF [104] Amended Motion to Vacate pursuant to Local Civil Rule 6.1 (b) and District Judge's Individuals Rules. See annexed Exhibit 1, P. 9.
- 3) ECF doc. [117]: Plaintiff's affirmation in support of the motion for reconsideration and objections on denial without a memorandum of Plaintiff's Motion to Vacate ECF doc. [109] on improper order ECF doc. [88] by h. Judge Anne Y. Shields for lack of specificity and legal authorities - order entered April 10, 2023.

Respectfully submitted,

Date: May 23, 2023
Rego Park, New York

Lidia M. Orrego
Complainant
Plaintiff Pro Se
95-08 Queens Blvd Apart 3E
Rego Park, NY, 11374
Phone (347) 4532234
Email: liorrego@gmail.com



05-23-2023 Lidia Orrego - Form Civil Rights Complaint.pdf

6780K



United States Attorney's Office
Eastern District of New York

Civil Rights Complaint Form

The United States Attorney's Office is charged with enforcing the federal civil rights laws within the Eastern District of New York, which includes Brooklyn, Queens, Staten Island in New York City and Nassau and Suffolk counties in Long Island. We therefore welcome information that brings to our attention possible violations of our nations civil rights laws.

Person Filing Complaint: <u>Lidia M. Orrego</u> Name <u>95-08 Queens Blvd. 3E</u> Address 1 Address 2 <u>Rego Park, NY</u> <u>11374</u> City, State Zip <u>United States</u> <u>(347)453-2234</u> County Phone <u>liorrego@gmail.com</u> E-mail Address	Person / Entity you are filing complaint about: <u>Magistrate Judge Anne Y. Shields</u> Name of Person or Entity <u>100 Federal Plaza</u> Address 1 <u>P.O. Box 840, Courtroom 840</u> Address 2 <u>Central Islip, New York</u> <u>11722</u> City, State Zip <u>United States</u> <u>(631) 712-5710</u> County Phone
---	---

Nature of Alleged Civil Rights Violation:

- | | |
|--|---|
| ☐ Disability Rights or Access | ☐ Housing Discrimination |
| ☐ Education | ☐ Police / Law Enforcement Misconduct |
| ☐ Employment Discrimination | ☐ Prisoner / Rights of other Institutional Persons |
| ☒ Bias / Hate Crimes | ☐ Voting Rights |

☒ Other (specify): **Coercion New York Penal Law § 135.60 - § 135.65. - Abuse of Power and discretion. Title 18, U.S.C., Section 241 - Conspiracy Against Rights, Title 18, U.S.C., Section 242 - Deprivation of Rights Under Color of Law, 28 U.S. Code Chapter 16 - Complaint against judges and judicial discipline & 28 U.S. Code § 455 - Disqualification of justice, judge, or magistrate judge.**

Please clearly describe the incident. Include as much information as possible, including the date, place, nature of the incident, contact information for any witnesses and any relevant documents (do not send original documents):

Complainant filed the annexed ECF doc. [109] & [117] - Motions with support evidence of the criminal actions against her will via coercion to agree an unfair "retroactive agreement" to help the Defendants abusing her chair as Magistrate Judge. Complainant filed several motions and letter to H. District Judge Gary R. Brown (recuse him self on May 18, 2023 ECF doc. [119]) & to H. Chief Judge Margo K. Brodie, Complainant never receipt response. See EDNY Docket 20CV3361 (GRB) (AYS) after May 18, 2023 Docket 20CV3361 (JMA) (AYS).

Magistrate Judge Shields ruling over the non-dispositive motion ECF [65] & "Unconscionable Agreement" unilaterally built by the Defendants ECF [66-1] which is incomprehensible, unfair, and oppressive and confirms abuses during its formation, under the New York Penal Law § 135.60 - § 135.65 – Coercion find it unconscionable and cannot be enforced it. The wrong-called "agreement" ECF [66-1] under the law is unconscionable if both unfair bargaining and unfair substantive terms are shown, the ECF [66-1] meets both elements. Unconstitutional & outrageous ordered by Magistrate Judge Shields against Plaintiff will to agree a document without her participation to help th Defendants.

The motions ECF doc. [109] & [117] with evidence explains itself and H. Judge Brown recused himself from the case since he was not objective in his decisions and even encouraged the Complainant's rights to be violated through coercion, gross violation of the US Constitution, Due Process of Law.

(Attach additional page(s) if necessary)

Are you represented by an attorney in this matter?

☐ Yes ☒ No If yes, please provide name of attorney, address and phone number.

Firm Name _____

Name of Attorney _____ Phone _____

Address _____

Have you filed a lawsuit concerning this matter? ☐ Yes ☒ No If yes, please provide the case name, court in which the case was filed, and the status of the case.

Have you filed a complaint about this matter with any other federal, state or local agency?

☒ Yes ☐ No If yes, please list the agency, contact person and phone number.

Letters and Motions to H. District Judge Gary R. Brown and H. Chief Judge Margo K. Brodie without responses to her complaints. The motions were denied without any explanation and Chief Judge Brodie avoided giving answers to the Complainant excuses that "she has no power over the judges"when she is the Chief Judge of EDNY. Outrageous treatment in violation of Due Process of Law.

The volume of complaints prevents us from responding to every complaint we receive. However, be assured that we will carefully consider the information you have provided us to determine whether a violation of the federal civil rights laws may have occurred and if so, whether this Office has enforcement authority with respect to such a violation. If we determine that your complaint raises a potential violation of federal civil rights laws that would be within the jurisdiction of this Office to investigate and /or that further information from you is necessary for our investigation, you will be contacted.

SUBMITTING THIS COMPLAINT FORM HAS NO EFFECT ON ANY STATUTE OF LIMITATIONS OR OTHER FILING REQUIREMENTS THAT MIGHT APPLY TO ANY CLAIM YOU MAY HAVE. FURTHER, BY SUBMITTING THIS CLAIM YOU HAVE NOT COMMENCED A LAWSUIT OR OTHER LEGAL PROCEEDING, AND THIS OFFICE HAS NOT INITIATED A SUIT OR PROCEEDING ON YOUR BEHALF. IF YOU BELIEVE YOUR CIVIL RIGHTS HAVE BEEN VIOLATED, AND INTEND TO BRING A LAWSUIT, YOU SHOULD ALSO CONTACT A PRIVATE ATTORNEY.

Signature: _____

Date: 5/23/2023

Send completed complaint form and relevant documents to the following address:

**Attn: Civil Rights Chief, Civil Division
United States Attorney's Office
271 Cadman Plaza East
Brooklyn, New York 11201
(718) 254-7000 (Phone)
(718) 254-6081 (Fax)
(718) 254-6180 (Fax)
Email: USANYE-CivilRights@usdoj.gov**



United States Attorney's Office
Eastern District of New York
Criminal Intake Unit
Criminal Division

Civilian Crime Report

The U.S. Attorney's Office represents the Government in legal proceedings and works closely with investigative agencies including the FBI. The Criminal Division of the United States Attorney's Office is charged with enforcing the federal criminal laws within the Eastern District of New York, which encompasses three of the boroughs of New York City (Brooklyn, Queens and Staten Island), and both suburban counties on Long Island (Nassau and Suffolk County).

Person Completing This Report:

Lidia M. Orrego

Name

95-08 Queens Blvd.

Address

3E

Address (Line 2)

Rego Park, NY

City, State

11374

Zip

Queens

County

347-453-2234

Phone

Person/Entity Being Complained About:

EDNY Magistrate Judge Anne Y. Shields

Name

100 Federal Plaza

Address

P.O. Box 840 - Courtroom 840

Address (Line 2)

Central Islip, NY

City, State

11722

Zip

Suffolk

County

631-712-5710

Phone

Although the volume of information we receive from concerned members of the public prevents us from responding individually to every Report, be assured that we will carefully consider the information you have provided us to determine whether there is a matter for this Office to investigate. If we determine that your Report raises a matter within the jurisdiction of this Office to investigate and that further information from you is necessary for our investigation, you will be contacted. This Office does not resolve individual consumer complaints.

NATURE OF ALLEGED CRIMINAL VIOLATION(S):

☐

Healthcare/Medicare Fraud

☐

Tax Fraud

☐

Terrorism/National Security

☐

Internet Fraud

☒

Public Corruption/Fraud/Waste

☐

Organized Crime

☐

Corporate Fraud

☐

Drugs

☐

Computer Crimes/Hacking

☐

Environmental Crime

☐

Human Trafficking (for sex or forced labor)

☐

Child Pornography/Exploitation

☐

Mortgage/Bank/Credit Card/ATM Fraud & Identity Theft

☐

Securities Fraud

☒

Other (please explain) Penal Law Coercion, Deprivation of Rights, Conspiracy

Does this Report Pertain to an Ongoing Case?

☒

Yes

☐

No

☐

Not Sure

If Yes, Please Provide the Following Case Information: The complainant holds more evidence to file in this report.

Case Title and Docket Number (if known): Orrego v. Knipfing et al - EDNY 20CV3361 (JMA) (AYS)

Please clearly describe the violation of federal criminal laws that you would like to bring to our attention. Include as much information as possible, including the dates, places and nature of incident, and contact information for any witnesses (do not send original documents):

Breon Peace U.S. Attorney -EDNY DA Office must investigate the criminal behavior of the M. Judge Anne Y. Shields

according to the docket EDNY 20CV3361 (JMA) (AYS) since February 2022. Complainant filed several letters, complaints with documentary evidence including but not limited to: New York Penal Law § 135.60 - § 135.65 for Coercion, Abuse of Power and discretion; Title 18, U.S.C., Section 241 - 242. Attached ECF docs. [114] [117], Motion Recusal filed 06/14/2023.

Are You a Victim of this Alleged Crime?

☒ Yes ☐ No ☐ Not Sure

Are You Aware of Any Other Victim(s)?

☒ Yes ☐ No ☐ Not SureIf Yes, Please List Other Victim(s): Attached ECF doc. [117] Isaac Levin, Ofra Levin, Nehemiah Rolle, Theodore Ravenell

Are You Represented by an Attorney in this Matter?

☐ Yes ☒ No

If Yes, Please Provide Attorney Contact Info:

Name: _____

Phone: _____

Address: _____

Have You Filed a Lawsuit Concerning this Matter?

☐ Yes ☒ No

If Yes, Please Provide the Following Case Information:

Case Title and Docket Number: _____

Name and Address of Court: _____

Status of Court Case (pending, dismissed, settled): _____

Have You Previously Filed a Report about this Matter with this Office or Any Other Federal, State or Local Agency(s)?

☒ Yes ☐ NoIf Yes, Date Filed: May 10, 2022, February 27, 2023 to the presentContact Person: Judge Margo K. Brodie, Chief JudgeAgency: EDNY - Annexed ECF docs. [77] [86]Status of Previous Report: Chief J. Brodie evasive responses/not reply/ failed "duties under 28 U.S. Code § 136"

I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that all of the foregoing information is true and correct and complete to the best of my knowledge, information and belief.

Signature:  _____Executed on this Date: 06/15/2023**IMPORTANT NOTE REGARDING THE PRESERVATION OF YOUR LEGAL RIGHTS:**

Submitting a Report to this Office has no effect on any statute of limitation that might apply to any claim you may have. By submitting a Report to this Office you have not commenced a lawsuit or other legal proceeding, and this Office has not initiated an investigation or lawsuit regarding the subject of your Report. If you believe that your rights have been violated and you seek to sue for money or other relief, you should contact a private attorney.

Mail this completed report to:

United States Attorney's Office
 Eastern District of New York
 Attn: Criminal Intake Unit
 271 Cadman Plaza East
 Brooklyn, NY 11201



REGO PARK
9224 QUEENS BLVD
REGO PARK, NY 11374-9997
(800)275-8777

06/15/2023

02:00 PM

Product	Qty	Unit Price	Price
Priority Mail®	1		\$9.80
Brooklyn, NY 11201			
Weight: 1 lb 1.40 oz			
Expected Delivery Date			
Fri 06/16/2023			
Tracking #:			
9505 5161 8893 3166 6035 24			
Insurance			\$0.00
Up to \$100.00 included			
Total			\$9.80

Grand Total: \$9.80

Debit Card Remit \$9.80

Card Name: VISA
Account #: XXXXXXXXXXXX6439
Approval #: 025942
Transaction #: 333
Receipt #: 027374
Debit Card Purchase: \$9.80
AID: A0000000980840 Chip
AL: US DEBIT
PIN: Verified

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

Save this receipt as evidence of insurance. For information on filing an insurance claim go to <https://www.usps.com/help/claims.htm> or call 1-800-222-1811

Review your Mail
Track your Packages
Sign up for FREE @
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All sales final on stamps and postage.
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Thank you for your business.

Tell us about your experience.
Go to: <https://postalexperience.com/Pos>
or scan this code with your mobile device.



or call 1-800-410-7420.

UFN: 352892-0026
Receipt #: 840-51100115-3-6293484-2
Clerk: 02



United States Attorney's Office
Eastern District of New York
Criminal Intake Unit
Criminal Division

Civilian Crime Report

The U.S. Attorney's Office represents the Government in legal proceedings and works closely with investigative agencies including the FBI. The Criminal Division of the United States Attorney's Office is charged with enforcing the federal criminal laws within the Eastern District of New York, which encompasses three of the boroughs of New York City (Brooklyn, Queens and Staten Island), and both suburban counties on Long Island (Nassau and Suffolk County).

Person Completing This Report:

Lidia M. Orrego

Name

95-08 Queens Blvd.

Address

3E

Address (Line 2)

Rego Park, NY

City, State

11374

Zip

Queens

County

347-453-2234

Phone

Person/Entity Being Complained About:

Gordon Rees Scully Mansukhani, LLP- Mr. Kuuku Minnah-Donkoh

Name

One Battery Park Plaza

Address

28th Floor

Address (Line 2)

New York

City, State

10004

Zip

New York

County

212- 453-0709

Phone

Although the volume of information we receive from concerned members of the public prevents us from responding individually to every Report, be assured that we will carefully consider the information you have provided us to determine whether there is a matter for this Office to investigate. If we determine that your Report raises a matter within the jurisdiction of this Office to investigate and that further information from you is necessary for our investigation, you will be contacted. This Office does not resolve individual consumer complaints.

NATURE OF ALLEGED CRIMINAL VIOLATION(S):

☐

Healthcare/Medicare Fraud

☐

Tax Fraud

☐

Terrorism/National Security

☐

Internet Fraud

☒

Public Corruption/Fraud/Waste

☐

Organized Crime

☐

Corporate Fraud

☐

Drugs

☐

Computer Crimes/Hacking

☐

Environmental Crime

☐

Human Trafficking (for sex or forced labor)

☐

Child Pornography/Exploitation

☐

Mortgage/Bank/Credit Card/ATM Fraud & Identity Theft

☐

Securities Fraud

☒

Other (please explain) Perjury, Fraud, Obstruction of Justice, Deprivation of Rights, Conspiracy

Does this Report Pertain to an Ongoing Case?

☒

Yes

☐

No

☐

Not Sure

If Yes, Please Provide the Following Case Information: The complainant holds more evidence to file in this report including but not limited to ECF doc. [100] 480 pages and ECF doc. [110] 150 pages.

Case Title and Docket Number (if known): Orrego v. Knipfing et al - EDNY 20CV3361 (JMA) (AYS)

Please clearly describe the violation of federal criminal laws that you would like to bring to our attention. Include as much information as possible, including the dates, places and nature of incident, and contact information for any witnesses (do not send original documents):

Breon Peace U.S. Attorney -EDNY DA Office must investigate the criminal behavior of Law Firm Gordon Rees Scully Mansukhani LLC - Mr. Kuuku Minnah Donkoh who are actively and without restrictions committing perjury, fraud on or upon the Court since their Motion to Dismiss October 2020. Plaintiff filed in the case overwhelming documentary evidence to the fraud includes but is not limited to ECF docs. [69] [100] [110] [119] [129] filed from November 2022 to present.

Are You a Victim of this Alleged Crime?

☒ Yes ☐ No ☐ Not Sure

Are You Aware of Any Other Victim(s)?

☐ Yes ☐ No ☒ Not Sure

If Yes, Please List Other Victim(s): _____

Are You Represented by an Attorney in this Matter?

☐ Yes ☒ No

If Yes, Please Provide Attorney Contact Info:

Name: _____ Phone: _____

Address: _____

Have You Filed a Lawsuit Concerning this Matter?

☐ Yes ☐ No

If Yes, Please Provide the Following Case Information:

Case Title and Docket Number: _____

Name and Address of Court: _____

Status of Court Case (pending, dismissed, settled): _____

Have You Previously Filed a Report about this Matter with this Office or Any Other Federal, State or Local Agency(s)?

☒ Yes ☐ No

1- November 21, 2022 to the present

If Yes, Date Filed: 2- January 19, 2023Contact Person: 1- District Judge Gary R. Brown/Agency: 1-EDNY - Annexed ECF docs. [69] [100] [110] [119] [129]Status of Previous Report: 1- Judge Brown turn blind & failed duties under FRCP, Code of Conduct US Canon 1, 2 & 32- Attorney Disc. Committee attached complaint and evidence

I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that all of the foregoing information is true, correct and complete to the best of my knowledge, information and belief.

Signature: _____

Executed on this Date: 07/07/2023**IMPORTANT NOTE REGARDING THE PRESERVATION OF YOUR LEGAL RIGHTS:**

Submitting a Report to this Office has no effect on any statute of limitation that might apply to any claim you may have. By submitting a Report to this Office you have not commenced a lawsuit or other legal proceeding, and this Office has not initiated an investigation or lawsuit regarding the subject of your Report. If you believe that your rights have been violated and you seek to sue for money or other relief, you should contact a private attorney.

Mail this completed report to:

United States Attorney's Office
 Eastern District of New York
 Attn: Criminal Intake Unit
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 Brooklyn, NY 11201



United States Attorney's Office
Eastern District of New York
Criminal Intake Unit
Criminal Division

Civilian Crime Report

The U.S. Attorney's Office represents the Government in legal proceedings and works closely with investigative agencies including the FBI. The Criminal Division of the United States Attorney's Office is charged with enforcing the federal criminal laws within the Eastern District of New York, which encompasses three of the boroughs of New York City (Brooklyn, Queens and Staten Island), and both suburban counties on Long Island (Nassau and Suffolk County).

Person Completing This Report:

Lidia M. Orrego

Name

95-08 Queens Blvd.

Address

3E

Address (Line 2)

Rego Park, NY

City, State

11374

Zip

Queens

County

347-453-2234

Phone

Person/Entity Being Complained About:

Nassau County Attorney's Office - Brian P. McLaughlin, Esq.

Name

1 West Street

Address

Address (Line 2)

Mineola

City, State

11501

Zip

Nassau

County

516-571-6745

Phone

Although the volume of information we receive from concerned members of the public prevents us from responding individually to every Report, be assured that we will carefully consider the information you have provided us to determine whether there is a matter for this Office to investigate. If we determine that your Report raises a matter within the jurisdiction of this Office to investigate and that further information from you is necessary for our investigation, you will be contacted. This Office does not resolve individual consumer complaints.

NATURE OF ALLEGED CRIMINAL VIOLATION(S):

☐

Healthcare/Medicare Fraud

☐

Tax Fraud

☐

Terrorism/National Security

☐

Internet Fraud

☒

Public Corruption/Fraud/Waste

☐

Organized Crime

☐

Corporate Fraud

☐

Drugs

☐

Computer Crimes/Hacking

☐

Environmental Crime

☐

Human Trafficking (for sex or forced labor)

☐

Child Pornography/Exploitation

☐

Mortgage/Bank/Credit Card/ATM Fraud & Identity Theft

☐

Securities Fraud

☒

Other (please explain) Perjury, Fraud, Obstruction of Justice, Deprivation of Rights, Conspiracy

Does this Report Pertain to an Ongoing Case?

☒

Yes

☐

No

☐

Not Sure

If Yes, Please Provide the Following Case Information: The complainant holds more evidence to file in this report.

Case Title and Docket Number (if known): Orrego v. Knipfing et al - EDNY 20CV3361 (JMA) (AYS)

Please clearly describe the violation of federal criminal laws that you would like to bring to our attention. Include as much information as possible, including the dates, places and nature of incident, and contact information for any witnesses (do not send original documents):

Breon Peace U.S. Attorney -EDNY DA Office must investigate the criminal behavior of the Nassau County Attorney's

office who filed fraudulent misrepresentations of the law & perjury regarding the improper "redacted report" of the

statements of the "Summary of Findings" not protected under N. Y. Soc. Serv. Law § 422 (4) attached documentary

evidence includes but is not limited to ECF docs. [121] [122] [123] [135] [108] filed from April 4, 2023 to June 22, 2023.

Are You a Victim of this Alleged Crime?

☒ Yes ☐ No ☐ Not Sure

Are You Aware of Any Other Victim(s)?

☒ Yes ☐ No ☐ Not SureIf Yes, Please List Other Victim(s): The four (4) children in the report. Witness Rebeca Uzcategui aka Rebeca Lugo.

Are You Represented by an Attorney in this Matter?

☐ Yes ☒ No

If Yes, Please Provide Attorney Contact Info:

Name: _____

Phone: _____

Address: _____

Have You Filed a Lawsuit Concerning this Matter?

☐ Yes ☒ No

If Yes, Please Provide the Following Case Information:

Case Title and Docket Number: _____

Name and Address of Court: _____

Status of Court Case (pending, dismissed, settled): _____

Have You Previously Filed a Report about this Matter with this Office or Any Other Federal, State or Local Agency(s)?

☒ Yes ☐ NoIf Yes, Date Filed: April 4, 2023 to the presentContact Person: M. Judge Anne Y. ShieldsAgency: EDNY - Annexed ECF docs. [108] [122] [135]Status of Previous Report: Judge Shields turn blind & failed duties under FRCP, Code of Conduct US Canon 1, 2 & 3
Judge Shields promote perjury, conspiracy, deprivation of Rights, and Obstruction of Justice.

I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that all of the foregoing information is true, correct and complete to the best of my knowledge, information and belief.

Signature: _____

Executed on this Date: 07/07/2023**IMPORTANT NOTE REGARDING THE PRESERVATION OF YOUR LEGAL RIGHTS:**

Submitting a Report to this Office has no effect on any statute of limitation that might apply to any claim you may have. By submitting a Report to this Office you have not commenced a lawsuit or other legal proceeding, and this Office has not initiated an investigation or lawsuit regarding the subject of your Report. If you believe that your rights have been violated and you seek to sue for money or other relief, you should contact a private attorney.

Mail this completed report to:

United States Attorney's Office
 Eastern District of New York
 Attn: Criminal Intake Unit
 271 Cadman Plaza East
 Brooklyn, NY 11201



OLD CHELSEA
217 W 18TH ST
NEW YORK, NY 10011-9998
(800)275-8777

07/07/2023

03:50 PM

Product	Qty	Unit Price	Price
USPS Retail Ground®	1		\$10.30
Brooklyn, NY 11201			
Weight: 2 lb 6.20 oz			
Estimated Delivery Date			
Mon 07/10/2023			
Tracking #:			
9534 6132 3382 3188 4599 26			

Grand Total: \$10.30

Credit Card Remit \$10.30
Card Name: MasterCard
Account #: XXXXXXXXXXXX7627
Approval #: 90244Z
Transaction #: 760
AID: A0000000041010 Contactless
AL: MASTERCARD

Text your tracking number to 28777 (2USPS)
to get the latest status. Standard Message
and Data rates may apply. You may also
visit www.usps.com USPS Tracking or call
1-800-222-1811.

In a hurry? Self-service kiosks offer
quick and easy check-out. Any Retail
Associate can show you how.

Preview your Mail
Track your Packages
Sign up for FREE @
<https://informedelivery.usps.com>

All sales final on stamps and postage.
Refunds for guaranteed services only.
Thank you for your business.

Tell us about your experience.
Go to: <https://postalexperience.com/Pos>
or scan this code with your mobile device,



or call 1-800-410-7420.

UFN: 359651-0051
Receipt #: 840-51000019-2-5756075-2
Clerk: 15



OLD CHELSEA
217 W 18TH ST
NEW YORK, NY 10011-9998
(800)275-8777

07/07/2023

03:49 PM

Product	Qty	Unit Price	Price
---------	-----	------------	-------

USPS Retail Ground® 1			\$9.60
Brooklyn, NY 11201			
Weight: 1 lb 4.70 oz			
Estimated Delivery Date Mon 07/10/2023			
Tracking #: 9534 6132 3382 3188 4599 02			

Grand Total: \$9.60

Credit Card Remit \$9.60
Card Name: MasterCard
Account #: XXXXXXXXXX7627
Approval #: 156842
Transaction #: 759
AID: A0000000041010 Contactless
AL: MASTERCARD

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

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Refunds for guaranteed services only.
Thank you for your business.

Tell us about your experience.
Go to: <https://postalexperience.com> Pos
or scan this code with your mobile device,



or call 1-800-410-7420.

UFN: 359651-0051
Receipt #: 840-51000019-2-5756045-2
Clerk: 15



United States Attorney's Office
Eastern District of New York
Criminal Intake Unit
Criminal Division

Civilian Crime Report

The U.S. Attorney's Office represents the Government in legal proceedings and works closely with investigative agencies including the FBI. The Criminal Division of the United States Attorney's Office is charged with enforcing the federal criminal laws within the Eastern District of New York, which encompasses three of the boroughs of New York City (Brooklyn, Queens and Staten Island), and both suburban counties on Long Island (Nassau and Suffolk County).

Person Completing This Report:

Lidia M. Orrego

Name

95-08 Queens Blvd.

Address

3E

Address (Line 2)

Rego Park, NY

City, State

11374

Zip

Queens

County

347-453-2234

Phone

Person/Entity Being Complained About: 2nd Civilian Crime Report

EDNY Magistrate Judge Anne Y. Shields

Name

100 Federal Plaza

Address

P.O. Box 840 - Courtroom 840

Address (Line 2)

Central Islip, NY

City, State

11722

Zip

Suffolk

County

631-712-5710

Phone

Although the volume of information we receive from concerned members of the public prevents us from responding individually to every Report, be assured that we will carefully consider the information you have provided us to determine whether there is a matter for this Office to investigate. If we determine that your Report raises a matter within the jurisdiction of this Office to investigate and that further information from you is necessary for our investigation, you will be contacted. This Office does not resolve individual consumer complaints.

NATURE OF ALLEGED CRIMINAL VIOLATION(S):

☐

Healthcare/Medicare Fraud

☐

Tax Fraud

☐

Terrorism/National Security

☐

Internet Fraud

☒

Public Corruption/Fraud/Waste

☐

Organized Crime

☐

Corporate Fraud

☐

Drugs

☐

Computer Crimes/Hacking

☐

Environmental Crime

☐

Human Trafficking (for sex or forced labor)

☐

Child Pornography/Exploitation

☐

Mortgage/Bank/Credit Card/ATM Fraud & Identity Theft

☐

Securities Fraud

☒

Other (please explain) Obstruction of Justice, Deprivation of Rights, Conspiracy

Does this Report Pertain to an Ongoing Case?

☒

Yes

☐

No

☐

Not Sure

If Yes, Please Provide the Following Case Information: The complainant holds more evidence to file in this report.

Case Title and Docket Number (if known): Orrego v. Knipfing et al - EDNY 20CV3361 (JMA) (AYS)

Please clearly describe the violation of federal criminal laws that you would like to bring to our attention. Include as much information as possible, including the dates, places and nature of incident, and contact information for any witnesses (do not send original documents): Breon Peace U.S. Attorney -EDNY DA Office must investigate the criminal behavior of the M. Judge Anne Y. Shields, according to the docket, EDNY 20CV3361 (JMA) (AYS) last acts, in this case, see the

attached three orders dated June 13, 2023, conclusive that Judge Shields prevents the deposition of witness R.Uzctegui

and block to disclosing "unredacted report" proving fraud from Nassau County Attorney's Office violation of Constitutional

Right of Due Process Law and via distort FRCP, Local Civil Rule & Social Services Laws. Attached is evidence ECF

[122][124][128][135].

Are You a Victim of this Alleged Crime?

☒ Yes ☐ No ☐ Not Sure

Are You Aware of Any Other Victim(s)?

☒ Yes ☐ No ☐ Not SureIf Yes, Please List Other Victim(s): Attached ECF doc. [117] Isaac Levin, Ofra Levin, Nehemiah Rolle, Theodore Ravenell

Are You Represented by an Attorney in this Matter?

☐ Yes ☒ No

If Yes, Please Provide Attorney Contact Info:

Name: _____

Phone: _____

Address: _____

Have You Filed a Lawsuit Concerning this Matter?

☐ Yes ☒ No

If Yes, Please Provide the Following Case Information:

Case Title and Docket Number: _____

Name and Address of Court: _____

Status of Court Case (pending, dismissed, settled): _____

Have You Previously Filed a Report about this Matter with this Office or Any Other Federal, State or Local Agency(s)?

☒ Yes ☐ NoIf Yes, Date Filed: May 10, 2022, February 27, 2023 to the presentContact Person: Judge Margo K. Brodie, Chief JudgeAgency: EDNY - ECF docs. [77] [86]Status of Previous Report: Chief J. Brodie evasive responses/not reply/ failed "duties under 28 U.S. Code § 136"

I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that all of the foregoing information is true, correct and complete to the best of my knowledge, information and belief.

Signature: _____

Executed on this Date: 07/10/2023**IMPORTANT NOTE REGARDING THE PRESERVATION OF YOUR LEGAL RIGHTS:**

Submitting a Report to this Office has no effect on any statute of limitation that might apply to any claim you may have. By submitting a Report to this Office you have not commenced a lawsuit or other legal proceeding, and this Office has not initiated an investigation or lawsuit regarding the subject of your Report. If you believe that your rights have been violated and you seek to sue for money or other relief, you should contact a private attorney.

Mail this completed report to:

United States Attorney's Office
 Eastern District of New York
 Attn: Criminal Intake Unit
 271 Cadman Plaza East
 Brooklyn, NY 11201

FIVE STAR SHIPPING INC
9560 QUEENS BLVD
REGO PARK, NY 11374

07/10/2023

10:20:28

DEBIT CARD

DEBIT SALE

Card # XXXXXXXXXXXX6439
Network: MAESTRO
Chip Card: US DEBIT
AID: A0000000980840
SEQ #: 2
Batch #: 1942
INVOICE 2
Approval Code: 000048
Entry Method: Contactless
Mode: Issuer - PIN Verified

SALE AMOUNT \$60.00

CUSTOMER COPY



REGO PARK
9224 QUEENS BLVD
REGO PARK, NY 11374-9997
(800)275-8777

07/10/2023

10:51 AM

Product	Qty	Unit Price	Price
---------	-----	------------	-------

Priority Mail®	1		\$17.10
----------------	---	--	---------

Med FR Box			
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New York, NY 10007

Flat Rate

Expected Delivery Date

Tue 07/11/2023

Tracking #:

9510 8161 8892 3191 6236 45

Insurance			\$0.00
-----------	--	--	--------

Up to \$100.00 included

Signature			\$4.05
-----------	--	--	--------

Confirm

Total			\$21.15
-------	--	--	---------

USPS Grnd Advtg	1		\$8.85
-----------------	---	--	--------

Brooklyn, NY 11201

Weight: 2 lb 13.50 oz

Estimated Delivery Date

Wed 07/12/2023

Tracking #:

9534 9161 8892 3191 6236 66

Insurance			\$0.00
-----------	--	--	--------

Up to \$100.00 included

Signature			\$4.05
-----------	--	--	--------

Confirm

Total			\$12.90
-------	--	--	---------

Grand Total:			\$34.05
--------------	--	--	---------

Debit Card Remit			\$34.05
------------------	--	--	---------

Card Name: VISA

Account #: XXXXXXXXXXXX6439

Approval #: 095116

Transaction #: 028

Receipt #: 028104

Debit Card Purchase: \$34.05

AID: A0000000980840 Contactless

AL: US DEBIT

Text your tracking number to 28777 (2USPS)
to get the latest status. Standard Message
and Data rates may apply. You may also
visit www.usps.com USPS Tracking or call
1-800-222-1811.

Save this receipt as evidence of
insurance. For information on filing an
insurance claim go to
<https://www.usps.com/help/claims.htm>
or call 1-800-222-1811

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Refunds for guaranteed services only.
Thank you for your business.

Tell us about your experience.
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or scan this code with your mobile device,





United States Attorney's Office
Eastern District of New York

Civil Rights Complaint Form

The United States Attorney's Office is charged with enforcing the federal civil rights laws within the Eastern District of New York, which includes Brooklyn, Queens, Staten Island in New York City and Nassau and Suffolk counties in Long Island. We therefore welcome information that brings to our attention possible violations of our nations civil rights laws.

Person Filing Complaint: <u>Lidia M. Orrego</u> Name <u>95-08 Queens Blvd. 3E</u> Address 1 Address 2 <u>Rego Park, NY</u> <u>11374</u> City, State Zip <u>Queens</u> <u>347-453-2234</u> County Phone <u>liorrego@gmail.com</u> E-mail Address	Person / Entity you are filing complaint about: <u>Rebeca Uzcatogui aka Rebeca Lugo</u> Name of Person or Entity <u>533 Deer Park Road</u> Address 1 Address 2 <u>Dix Hills, NY</u> <u>11746</u> City, State Zip <u>Suffolk</u> <u>305-970-2143</u> County Phone
---	--

Nature of Alleged Civil Rights Violation:

- | | |
|--|---|
| ☐ Disability Rights or Access | ☐ Housing Discrimination |
| ☐ Education | ☐ Police / Law Enforcement Misconduct |
| ☐ Employment Discrimination | ☐ Prisoner / Rights of other Institutional Persons |
| ☐ Bias / Hate Crimes | ☐ Voting Rights |
| ☒ Other (specify) : Include but not limited to : 18 U.S.C. § 401 AND 402 - IGNORING FEDERAL SUBPOENA, CONTEMPT OF COURT AND OBSTRUCTION OF JUSTICE | |

Please clearly describe the incident. Include as much information as possible, including the date, place, nature of the incident, contact information for any witnesses and any relevant documents (do not send original documents):

EDNY DA Office must proceed and impose criminal penalties against Rebeca Uzcatogui aka Rebeca Lugo identified in this complaint for ignoring a subpoena contained in Title 18 U.S.C. Sections 401 and 402, known as "contempt of court." Ms. Rebeca Uzcatogui aka Rebeca Lugo could face significant fines and up to 6 months in jail if convicted.

Rebeca Uzcategui aka Rebeca Lugo failed voluntarily and ignored to comply with a subpoena on June 5, 2023 with plenty documentary evidence filed to before Magistrate Judge Anne Y. Shields see attached ECF doc. [154] 40-Page.

The attached ECF doc [154] contains in detail the charges and evidence to support any conviction against Ms. Rebeca Uzcategui aka Rebeca Lugo.

Complainant holds additional evidence to prove the criminal charges upon request to the DA EDNY Office.

(Attach additional page(s) if necessary)

Are you represented by an attorney in this matter?

☐ Yes ☒ No If yes, please provide name of attorney, address and phone number.

Firm Name _____

Name of Attorney _____ Phone _____

Address _____

Have you filed a lawsuit concerning this matter? ☒ Yes ☐ No If yes, please provide the case name, court in which the case was filed, and the status of the case.

EDNY: Docket 20CV3361(JMA) (AYS)

Short Caption: Orrego v Knipfing et al

Plaintiff's filed to close the Discovery Stage in June -July 2023 due the Obstruction of justice because the Complainant-Plaintiff's case is in danger.

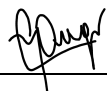
Have you filed a complaint about this matter with any other federal, state or local agency?

☒ Yes ☐ No If yes, please list the agency, contact person and phone number.

Complainant filed on July 24, 2023 the Motion to Contempt of Court Civil and Criminal Sanctions against Rebeca Uzcategui aka Rebeca Lugo for failure to comply with a subpoena on June 5, 2023 with plenty documentary evidence filed to before Magistrate Judge Anne Y. Shields see attached ECF doc. [154] 40-Page.

The volume of complaints prevents us from responding to every complaint we receive. However, be assured that we will carefully consider the information you have provided us to determine whether a violation of the federal civil rights laws may have occurred and if so, whether this Office has enforcement authority with respect to such a violation. If we determine that your complaint raises a potential violation of federal civil rights laws that would be within the jurisdiction of this Office to investigate and /or that further information from you is necessary for our investigation, you will be contacted.

SUBMITTING THIS COMPLAINT FORM HAS NO EFFECT ON ANY STATUTE OF LIMITATIONS OR OTHER FILING REQUIREMENTS THAT MIGHT APPLY TO ANY CLAIM YOU MAY HAVE. FURTHER, BY SUBMITTING THIS CLAIM YOU HAVE NOT COMMENCED A LAWSUIT OR OTHER LEGAL PROCEEDING, AND THIS OFFICE HAS NOT INITIATED A SUIT OR PROCEEDING ON YOUR BEHALF. IF YOU BELIEVE YOUR CIVIL RIGHTS HAVE BEEN VIOLATED, AND INTEND TO BRING A LAWSUIT, YOU SHOULD ALSO CONTACT A PRIVATE ATTORNEY.

Signature:  Date: 08/24/2023

Send completed complaint form and relevant documents to the following address:

**Attn: Civil Rights Chief, Civil Division
United States Attorney's Office
271 Cadman Plaza East
Brooklyn, New York 11201
(718) 254-7000 (Phone)
(718) 254-6081 (Fax)
(718) 254-6180 (Fax)
Email: USANYE-CivilRights@usdoj.gov**

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CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Brooklyn, NY 11201

OFFICIAL USE

Certified Mail Fee \$4.35
 \$0.00
 Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$3.51

Total Postage and Fees \$7.86

Sent To US Attorney's Office / Criminal Div.

Street and Apt. No. or PO Box No. 271 Cadman Place East.

City, State, ZIP+4® Brooklyn, NY 11201.

PS Form 3800, April 2015 PSN 7530-02-000-9047



OLD CHELSEA
 217 W 18TH ST
 NEW YORK, NY 10011-9998
 (800)275-8777

08/24/2023

02:56 PM

Product	Qty	Unit Price	Price
First-Class Mail® Large Envelope	1		\$3.51
Brooklyn, NY 11201 Weight: 0 lb 9.90 oz Estimated Delivery Date Sat 08/26/2023			
Certified Mail®			\$4.35
Tracking #:	70220410000027417960		
Total			\$7.86

Grand Total: \$7.86

Credit Card Remit \$7.86

Card Name: MasterCard
 Account #: XXXXXXXXXXXXX0118
 Approval #: 07115M
 Transaction #: 581
 AID: A0000000041010 Contactless
 AL: Mastercard

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

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<https://informedelivery.usps.com>

All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business.

Tell us about your experience. Go to: <https://postalexperience.com/Pos> or scan this code with your mobile device.



or call 1-800-410-7420.

UFN: 359651-0051
 Receipt #: 840-51000019-2-5852724-2
 Clerk: 21