GEORGE SASSOWER

ATTORNEY AT LAW
16 LAKE STREET
WHITE PLAINS, N.Y. 10603

914-949-2169

September 25, 1988

Michael A. Gentile, Esq. Grievance Committee: First Judicial Dept. 41 Madison Avenue, New York, New York 10010

Re: Kreindler & Relkin, P.C.

350 Fifth Avenue, New York, N.Y. 10118
Feltman, Karesh, Major, & Farbman, Esqs.

645 Fifth Avenue, New York, N.Y. 10022
Senior Atty. David S. Cook, Esq.

120 Broadway, New York, N.Y. 10271
Referee Donald Diamond

60 Center Street, New York, N.Y. 10007

Dear Mr. Gentile,

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- la. Kreindler & Relkin, P.C. ["K&R"] and Feltman, Karesh, Major & Farbman, Esqs. ["FKM&F"] openly boast that they, with Citibank, N.A. ["Citibank"], control the judiciary, state and federal.
- b. Such public assertions include control of Presiding Justice Francis T. Murphy and Administrator Xavier C. Riccobono.
- c. There is a vast amount of evidence to support these assertions, and consequently this complaint is publicly made, Judiciary Law §90[10] notwithstanding, to insure a proper disposition.
- 2. The following, is a conservative statement of essential facts to support a plenary inquiry of the above, for disciplinary purposes.
- a. Puccini Clothes, Ltd. ["Puccini"] was involuntarily dissolved on June 4, 1980, its assets and affairs becoming custodia legis.
- b. On and after June 4, 1980, Puccini's judicial trust assets became the subject of massive larceny, engineered by K&R.
- c. K&R agreed to cooperate in turning over the balance of Puccini's judicial trust assets to Feltman, the court appointed receiver, provided he help conceal such massive

larceny, and not make any attempt at recovery of same on behalf of Puccini, his judicial trust.

- Since Feltman's fees are fixed by statute (Business Corporation Law §1217), the vehicle for such "bribe" payments was to be FKM&F, Feltman's law firm.
- FKM&F were not appointed by any court or judge, and certainly not under the procedures of the then 22 NYCRR §660.24.
- f. Notwithstanding the aforementioned, and including the fact that FKM&F's actions were not intended to benefit Puccini, FKM&F received from Puccini almost one million dollars (\$1,000,000).
- Such monies, and also the monies received by Rashba & Pokart, who were also not appointed as set forth in 22 NYCRR §660.24, was never reported to the Office of Court Administration, as required by Judiciary Law §35-a (Exhibit "A").
- Since Puccini was involuntarily dissolved more than eight (8) years ago, not a single accounting has been filed on its behalf -- not one -- although 22 NYCRR §202.52[e] provides that an accounting must be filed "at least once a year".
- Although the Attorney General is the statutory fiduciary, and <u>must</u> as a "duty", compel settlement of a filed accounting after the expiration of eighteen (18) months, not a single application has been made -- not one -- although more than ninety-nine (99) months have now expired.
- Patently, under the aforementioned facts, truthful accounting can be filed without exposing the unethical and criminal conduct that took place with respect to Puccini's trust assets.
- In September 1986, a fraudulent attempt was made to settle a "phantom" accounting, as revealed by notices published in the New York Times (Exhibit "B-1") and New York Law Journal (Exhibit "B-2").
- The co-conspirators included Feltman, FKM&F, K&R, Senior Attorney David S. Cook, Esq. ["Cook"], of the Attorney General's Office, and Referee Donald Diamond ["Diamond"].
- The Notice of Motion of FKM&F of September 26, 1986 (Exhibit "C") states that it seeks:
 - "an order: (a) approving the annexed final account of the Receiver for Puccini Clothes, Ltd."
- d. There was no "annexed" account, final or otherwise, nevertheless Cook and Referee Diamond agreed to

approve of such "phantom", non-existent accounting.

- This "phantom" accounting was intended perpetrate a fraud with respect to judicial trust assets, and to conceal the larceny, perjury, plundering, and corrupt activities of K&R and FKM&F -- "the criminals with law degrees".
- Now, more than eight (8) years after Puccini's assets became custodia legis, Feltman has become convinced that I will never succumb to their criminally corrupt activities, and has petitioned to resign, in accordance with Business Corporation Law §1215.
- Business Corporation Law §1215[b] is very specific as to the requirements that must be set forth in a moving application, including an accounting.
- But Feltman cannot account without exposing his criminal conduct, therefore, once again he returned to Referee Diamond, who issued an Order to Show Cause, dated September 15, 1988, based upon a petition which does not information required by Business Corporation Law §1215[b], and provides for service on "David Cook, Esq., Assistant Attorney General" (Exhibit "D").
- The legal notices you will be seeing for the next six (6) weeks is a fraud, but when you have the "inside track", as the Feltman firm claims they have, such frauds are acceptable.
- Considering that Rashba & Pokart, Certified Public 6a. Accountants, were retained by Feltman, and paid approximately thirty thousand dollars (\$30,000) from judicial trust assets, an accounting is now demanded.
- Such accounting will now obtained because the media is being extensively and intensively informed about the facts in the Puccini matter, and similar judicial trusts.

SASSOWER

spectfully,

Presiding Justice Francis T. Murphy cc: Administrator Xavier C. Riccobono Referee Donald Diamond

Robert Abrams, Esq.

Senior Attorney, David S. Cook, Esq.

Kreindler & Relkin, P.C.

Feltman, Karesh, Major & Farbman, Esqs.

The Media



STATE OF NEW YORK UNIFIED COURT SYSTEM OFFICE OF MANAGEMENT SUPPORT

(OFFICE OF COURT ADMINISTRATION) 80 CENTRE STREET NEW YORK, NEW YORK 10013

ALBERT M. ROSENBLATT Chief Administrative Judge

MATTHEW T. CROSSON Deputy Chief Administrator

MICHAEL F. McENENEY Director, Court Operational Services

September 20, 1988

George Sassower 16 Lake Street White Plains, NY 10603

Re: Lee Feltman

Feltman, Karesh etal.

Rashba & Pokart

Dear Mr. Sassower:

In response to your letter dated August 30, 1980, a search of the records maintained by this office pursuant to Section 35-a of the Judiciary Law, indicates that there is no record of any Statement of Approval of Compensation forms filed by any of the above listed individuals or firms, between 1982 and the present.

If I can be of further assistance, do not hesitate to contact me.

Sincerely,

Samuel H. Younger

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SUPREME COURT OF THE STATE OF NEW YORK

In the Matter of the Application of Jefothe IN Burn and Chabank, M.A., as Essentice of the Will of Malon Keulman, Hoberts of Other Duesters of All Outstanding Shares of Paccar Chomes, tild, Entitled to Yote in an Election of Directors.

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September 10, 1986

LEE FELIMAN, ESO, as Recembrior Pucces Clother, Lid.

CERTIFICATION OF PUBLICATION

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ELAINE MOORE in my capacity as a Principal Con

of the Publisher of The New York Times a daily newspaper of gen w

circulation printed and published in the City, County and State of

York, hereby certify that the advertisement annexed hereto was publicy

the editions of She New Hork Cinus on the following date or dix

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Approved:

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na including those indebted ourthouse 80 Centre all creditors claimants and as unfulfilled contracts and a with whom said corporamy of said corporation, all hal and conclusive upon a be allowed and be decreed to be made returnable that th Count of the State of County of New York, bearable Donald Dis on the payment thereof, that # #pplication will Des Quarter of All Out-MARK COUNT OF THE plication of Jerome II. Barr samed corporation THAT IS YOU'S AN Election poed as Receiver of Pucch VER OR SHAREHOLD-R THEIR ATTORNEYS RAING OR RELATING THE NEW YORK LAW JOURNAL edings as Receiver of the Life that are account of commencing on the is bereby given by the of the corporation Hoom 638 01 Chan And Clother |SWORN TO BEFORE ME. this Newspaper printed and published in the County of New York; that the Advertisement hereto annexed has been regularly published in the said CLERK of the Publisher of THE NEW YORK LAW JOURNAL, a Daily LEGISCOPPEREDED being duly sworn, says that he is the PRINCIPAL ערביין ניב יין ייביבים בפחהיץ September 986 successive weeks once September 1986

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SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NEW YORK

In the Matter of the Application of Jerome H. Barr and Citibank, N.A., as Executors of the Will of Milton Kaufman, Holders of One-Quarter of All Outstanding Shares of Puccini Clothes, Ltd. Entitled to Vote in an Election of Directors,

Index No. 01816/80

For the Dissolution of Puccini Clothes, Ltd.,

NOTICE OF RECEIVER'S APPLICATION FOR LEAVE TO FILE FINAL ACCOUNTING

AND FOR RELATED RELIEF

-and-

ALL OTHER ACTIONS AND PROCEEDINGS IN ANY COURT CONCERNING OR RELATING TO PUCCINI CLOTHES, LTD., 1TS RECEIVER OR SHAREHOLDERS OR THEIR ATTORNEYS. .:

SIRS:

PLEASE TAKE NOTICE, that upon the annexed Petition of Lee Feltman, Esq., the court-appointed Receiver for Puccini Clothes, Ltd., dated and verified on September 26, 1986, and the exhibits annexed thereto; the affirmation of Donald F. Schneider, dated September 26, 1986; and upon all prior proceedings, pleadings and papers heretofore had, served and/or filed herein, the undersigned will move this Court, before the Honorable Donald Diamond, Special Referee, pursuant to an Administrative Order of the Honorable Xavier C. Riccobono, dated March 26, 1984, at Room 538 of the Courthouse, 60 Centre

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Street, New York, New York, on October 30, 1986, at 10:00 o'clock in the forenoon of that day or as soon thereafter as counsel may be heard, for an order:

- (a) approving the annexed final account of the Receiver for Puccini Clothes, Ltd.;
- (b) approving the distribution of Puccini's assets in the manner set forth in the annexed Petition;
- (c) pursuant to Business Corporation Law \$ 1217, awarding to the Receiver commissions in the sum of \$7,667.27;
- (d) directing Hyman Raffe to pay to the Receiver the sum of \$27,912.42, with interest at the legal rate from April 26, 1982, so that the Receiver may pay a Judgment in favor of George Sassower and against Puccini, in accordance with an Agreement between the Receiver and Hyman Raffe, dated November 4, 1985;

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- (e) discharging the Receiver from his duties, obligations and all liabilities in connection with the Receivership;
- (f) discharging the surety bond issued by the Fidelity Deposit Company of Maryland;
- (g) awarding to the Receiver's attorneys, Feltman, Karesh, Major & Farbman, a sum for attorneys' fees and reimbursement of expenses from August 27, 1986 to the date of a

final order herein, to be paid by Hyman Raffe pursuant to a Stipulation and Order dated September 4 1986; and

(h) for such other, further and/or different relief as to this Court may seem just and proper.

PLEASE TAKE FURTHER NOTICE, that answering papers, if any, are required to be served upon the undersigned so as to be received at least seven (7) days prior to the return date of this application.

Dated: New York, New York September 26, 1986

Yours, etc.,

FELTMAN, KARESH, MAJOR & FARBMAN
Attorneys for the court-appointed
Receiver for Puccini Clothes, Ltd.
Office and P.O. Address:
Park Avenue Plaza
55 East 52nd Street
New York, New York 10055
Tel.: (212) 371-8630

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the Supreme Court State of New York, held in and for the County of New York, at the Courthouse, 60 Centre Street, New York, New York, 10006, on the / day of September, 1988.

PRESENT:

HON. DONALD DIAMOND,

Special Referee.		
	-X .	
In the Matter of the Application of Jerome H. Barr and Citibank, N.A.,	:	
as Executors of the Will of Milton Kaufman, Holders of One-Quarter of All Outstanding Shares of Puccini Clothes, Ltd. Entitled to Vote in an Election of Directors,	:	
	:	
	:	Index No. 01816/80
For the Dissolution of Puccini Clothes, Ltd.,	:	ORDER TO SHOW CAUSE WITH TEMPORARY RE-
	:	STRAINING ORDER
-and-		
ALL OTHER ACTIONS AND PROCEEDINGS IN	:	
PUCCINI CLOTHES, LTD., ITS RECEIVER	• • • • • • • • • • • • • • • • • • • •	

OR SHAREHOLDERS OR THEIR ATTORNEYS. :

In the Matter of the Application of

LEE FELTMAN, ESQ.

for an Order permitting him to Resign as Receiver for PUCCINI CLOTHES,

Upon the Petition of Lee Feltman, Esq., the court-appointed permanent Receiver for Puccini Clothes, Ltd., dated

September 14, 1988, and the exhibits annexed thereto, including the Administrative Order of the Honorable Xavier C. Riccobono, dated March 26, 1984 and the Order of the Honorable Ira Gammerman, dated March 11, 1986;

LET Jerome H. Barr and Citibank, N.A., as co-executors of the Last Will and Testament of Milton Kaufman, Eugene Dann, Robert Sorrentino, Hyman Raffe, Honorable Robert Abrams, the Attorney General of the State of New York, Attention: David Cook, Assistant Attorney General, Petitioner's Esq., surety, and George Sassower, show cause before the Honorable Donald Diamond, Special Referee of the Supreme Court of the State of New York, County of New York, at the Courthouse, 60 Centre Street, New York, New York, on Naemla 17, 1988, at 10:00 o'clock in the forenoon of that day or as soon thereafter as counsel may be heard, why an order should not be entered pursuant to Section 1215 of the Business Corporation Law, permitting Petitioner Lee Feltman, Esq. to resign as the Receiver for Puccini Clothes, Ltd., discharging the Petitioner's surety, and determining the commissions to which Petitioner is entitled pursuant to Section 1217 of the Business Corporation Law, and why such other, further and/or different relief as this Court deems just and proper should not be granted; and it is further

ORDERED, that, in accordance with Section 1215 of the Business Corporation Law, notice of this application shall Wew for and love be and it is further

ORDERED, that pending the hearing and determination of this application, George Sassower, and all those acting in concert or cooperation with him, are hereby enjoined and restrained from filing, serving, prosecuting, initiating or attempting to intervene in, any action, proceeding, motion or other adversary matter in any New York state court or tribunal, concerning, relating to, or arising out of the dissolution or receivership of Puccini Clothes, Ltd., including but not limited to, (i) the actions or conduct of Puccini Clothes, Ltd., or its shareholders, officers, directors or employees, the Receiver for Puccini Clothes, Ltd. or the Receiver's attorneys, Feltman, Karesh, Major & Farbman; or (ii) any litigation related to or arising out of any of the foregoing matters or any of the Orders, Judgments or other determinations made therein; and it is further

ORDERED, that pending the hearing and determination of this application, all future and pending actions, proceedings, motions and other adversary matters by Sassower, to which Puccini's Receiver or his attorneys are a party, including but not limited to motions by George Sassower which seek to vacate Orders issued or entered on January 4, 1985 or November 15, 1985 in this dissolution proceeding, are hereby stayed, and

the Receiver and his attorneys shall not respond thereto; and it is further

ORDERED, that answering papers, if any, are required to be served upon Feltman, Karesh, Major & Farbman, attorneys for Puccini's Receiver, at Olympic Tower, 645 Fifth Avenue, New York, New York 10022, so as to be received by Worklot / b, 1988; and it is further

ORDERED, that service of a copy of this Order to Show Cause and the papers upon which it was granted, upon Kreindler & Relkin, P.C., attorneys for Jerome H. Barr and Citibank, N.A., as co-executors of the Last Will and Testament of Milton Kaufman, at 350 Fifth Avenue, New York, New Yorl 10118; Nachamie, Kirschner, Levine & Spizz, P.C., attorneys for Eugene Dann and Robert Sorrentino, at 342 Madison Avenue, New York, New York 10173; Ira Postel, Esq., attorney for Hyman Raffe, at 725 Fifth Avenue, New York, New York 10022; Honorable Robert Abrams, the Attorney General of the State of New York Attention: David Cook, Esq., at 120 Broadway, New York, New York 10273; George Sassower, 16 Lake Street, White Plains, New York 10603, and the Receiver's surety, on or befor

September $|\mathcal{C}|$, 1988, be deemed good and sufficient nervice thereof.

ENTER:

V.Zc.

DOHALD DIAMOND SPECIAL REFEREE

- (1) For an order removing the receiver and appointing another in his stead;
- (2) To compel the receiver to account;
- (3) For such other and additional orders as may facilitate the closing of the receivership.

HISTORY:

Add, L.1961, ch 855, eff Sept 1, 1963.

REVISION NOTE

Gen. Corp. L. § 156 limited the authority of the attorney-general to receivers of an insolvent corporation. This has been changed in the belief that authority to act as provided in this section should exist in all receiverships under the article.

RESEARCH REFERENCES AND PRACTICE AIDS:

\$20 Carmody-Wait 2d, Actions and Proceedings By and Against Corporations, Their Officers, Directors, and Shareholders § 121:368.

§ 1215. Resignation by receiver; filling any vacancy

- (a) A receiver may petition the court appointing him for an order to show cause why he should not be permitted to resign.
- (b) The petition shall be accompanied by a verified account of all the assets of the corporation received by him, of all payments or other disposition thereof nade by him, of the remaining assets of the corporation in respect to which he was appointed receiver and the situation of the same, and of all his transactions as receiver. Thereupon, the court shall grant an order directing notice to be given to the sureties on his official bond and to all persons interested in the property of the corporation to show cause, at a time and place specified, why the receiver should not be permitted to resign. Such notice shall be published once in each week for six successive weeks in one or more newspapers as the court shall direct. If it shall appear that the proceedings of the receiver in the discharge of his trust have been fair and honest and that there is no good cause to the contrary, the court shall make an order permitting such receiver to resign. Thereupon he shall be discharged and his powers as receiver shall cease, but he shall remain subject to any liability incurred prior to the making of such order. The court, in its discretion, may require the expense of such proceeding to be paid by the receiver presenting the petition.
- (c) Any vacancy created by resignation, removal, death or otherwise, may be filled by the court, and the property of the receivership shall be delivered to the remaining receivers or, if there are none, to the successor appointed by the court. The court may summarily enforce delivery by order in the action or special proceeding in which the receiver was appointed.

HISTORY:

Add, L 1961, ch 855, eff Sept 1, 1963.

REVISION NOTE:

Paragraphs (a) and (b) are derived from Gen. Corp. L. § 158 and paragraph (c) from Gen. Corp. L. § 157 and the final two sentences of Gen. Corp. L. § 167. The remaining portion of Gen. Corp. L. § 167 has been transferred to § 1206.

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September 25, 1988

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120 Broadway, New York, N.Y. 10271

Referee Donald Diamond

60 Center Street, New York, N.Y. 10007

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b. Such public assertions include control of Presiding Justice Francis T. Murphy and Administrator Xavier C. Riccobono.

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

Special Delivery Fee

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