

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

To: Presiding Justice Francis T. Murphy

An Open Letter -- #1.

Dear Sir:

1. One hundred ninety-seven years ago today there were only seven (7) prisoners confined in the Bastille, a place that one could find himself imprisoned, without a trial, by virtue of the dreaded lettre de cachet issued by despots!

2. Today, for the third time in one year, by reason of your actions, and that of your Court, I face incarceration, each time without a trial, although as a matter of constitutional ministerial prohibition, no American court can convict, sentence, and incarcerate anyone for a crime without a trial, absent a plea of guilty!

3. In a series of publications, of which this is the first, I shall demonstrate to the public that your Court has transmogrified itself from the "Court of Conscience" to the "Court of Criminal and Despotic Corruption"!

4a. It is now almost three (3) years since I obtained the initial, of what was to become an imposing amount, of "hard evidence", indeed effective confessions, of the massive larceny of judicial trust assets, perjury and corruption -- and you and your Court, as part of the judicial process, were made privy to such uncontrovertible documentary evidence, almost immediately!

b. I shall demonstrate to the public in this series, your and your Court's tyranny, despotism, criminal conduct, corruption, extortion, disregard of basic precepts of law and morality, and your hypocrisy -- all in an attempt to conceal such larceny and prevent restitution to those injured thereby!

c. No, once again, I will not deal with your Court's "indulgence peddlers", as an offense to God and Man!

d. I said on Martin Luther's Birthday in 1984, to you and your court "In the name of God, go", and I repeat it today, Bastille Day!



5a. It is now more than six (6) years -- more than seventy-three (73) months -- since PUCCINI CLOTHES, LTD., was involuntarily dissolved, its assets and affairs becoming custodia legis, and because of your base and vile corruption has no accounting ever been rendered, which would, of course, immediately expose the massive larceny that took place!

b. Business Corporation Law §1216, imposes upon the Attorney General, as the statutory watchdog, the mandatory "duty" to make application for a final accounting and distribution after the expiration of eighteen (18) months, unless voluntarily performed before that time.

c. This and other mandatory obligation is initially the function of Senior Attorney, DAVID S. COOK, Esq., who operates as an essentially one-man unit in the Attorney General's Office for that purpose.

d. Mr. Cook became my friend, my confidant, my brother, as I, for many months, conveyed to him all my information and thoughts concerning misconduct in the Puccini matter, as was my constitutional right (U.S. Constitution, Amendment 1; California Motor v. Trucking Unlimited, 404 U.S. 508, 513; N.Y.S. Constitution, Article 1 §9), and indeed my professional obligation (Disciplinary Rule 1-103; Ethical Rule 7)!

e. Nevertheless, when you, your Court, and Administrator XAVIER C. RICCOBONO needed an attorney to defend yourself on the manner in which you and they handled their trust obligations, it was Mr. Cook who you commandeered or who you accepted as the assigned attorney for that purpose!

f. Out of the many thousands of available attorneys, out of the many hundreds of assistant attorney generals, it was Mr. Cook who you took as your and your Court's attorney, while Mr. Cook was simultaneously representing Puccini, in accordance with the various statutory mandates!

"Have you no decency", I stated to you and your Court, almost two (2) years ago, and now openly again ask you?

g. Thus, Mr. Cook, in defending you and your Court, has completely abandoned all his statutory and professional obligations towards Puccini, and those interested in its affairs (Business Corporation Law §1214), including the demand for an accounting. Indeed, Mr. Cook, in order to advance your unethical, if not criminal, interests, actively opposes any application made by me for such accounting!

If there is anything in the nine circles of hell described by Dante in "The Inferno", to match such misconduct, it has evaded my reading of that epic.



6a. Thirty days in jail, without a trial, albeit innocent of any alleged crime, with all the confidential information that I had concerning "judicial-official" corruption which I conveyed to Mr. Cook, is admittedly lenient!

I expected to be burnt at the stake!

b. My offer to the court to accept six (6) months in jail if found guilty of a single count of non-summary criminal contempt, after a fundamentally fair trial, held according to law, -- not sixty-three (63), as found by Referee DONALD DIAMOND, one of the intimately involved culprits, was not accepted by your Court!

c. Instead, your court embraced the bafoonery of Referee DONALD DIAMOND, who repeatedly stated, ad nauseam, that:

"A plea of not-guilty to a crime is tantamount to a general denial, raising no triable issue of fact."

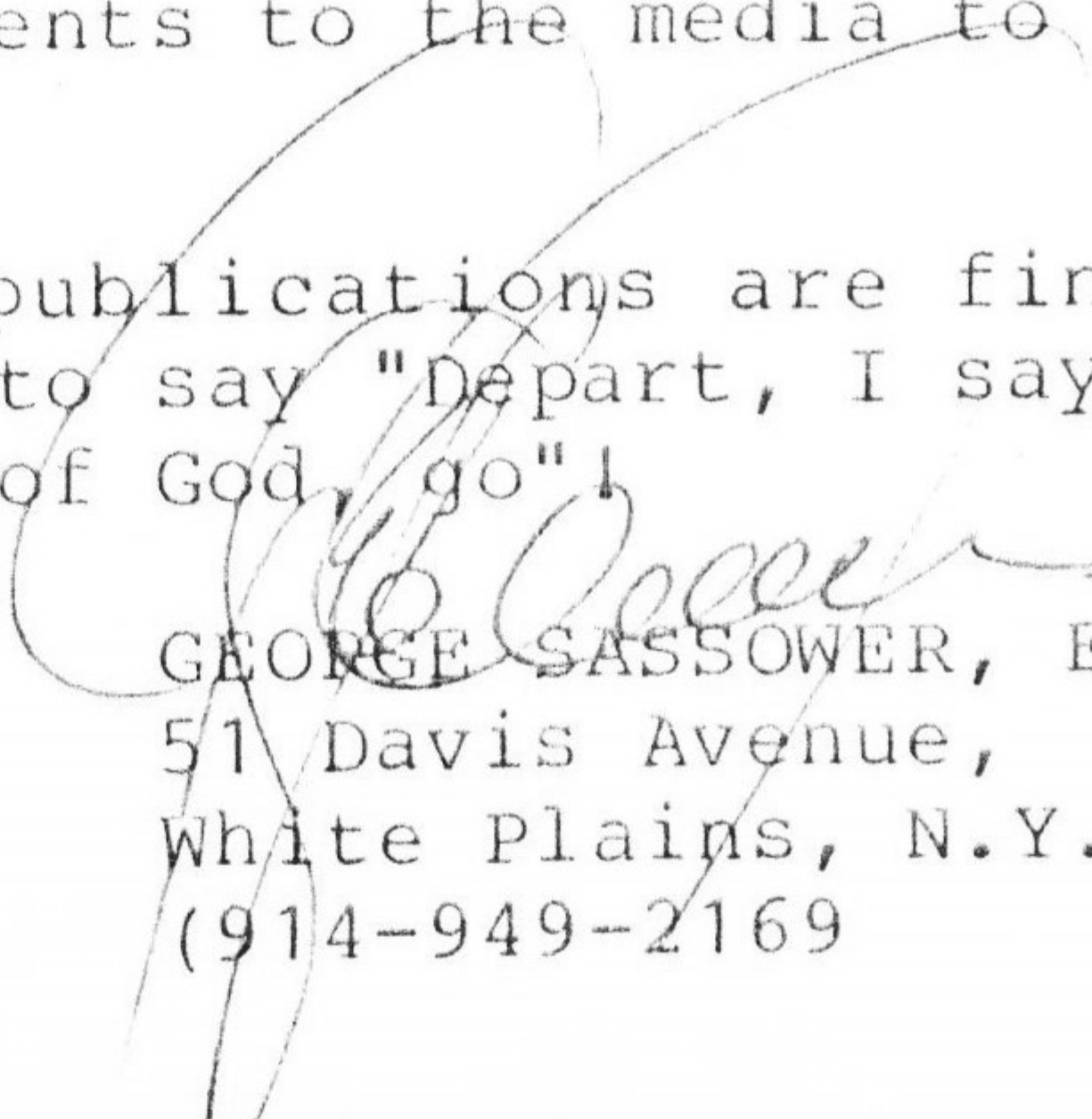
d. Would I offer to accept six (6) months, if found guilty of one (1) count -- out of sixty-three (63) counts adopted by your Court as the basis of the most recent incarceration, if not absolutely confident of vindication?

Would not your Court have accepted such offer, if not absolutely convinced that a fundamentally fair trial would exonerate me of all -- each and every one -- of the contrived and sham charges asserted by those who have involved themselves over the years in the most heinous of judicial crimes?

e. No, Mr. Presiding Justice, I will not commit myself to any desired "Code of Silence"; I have neither the power nor authority to compound criminal conduct; nor will I abandon the mandate of the law to "zealously" advance the interests of my client (Ethical Rule, albeit he having been made a "judicial hostage"!

f. An accounting will be rendered by LEE FELTMAN, Esq., the court's appointed receiver, the court's agent, even if I must wait "till hell freezes over", so that the public can see what are really the "coins of the judicial realm" in the First Judicial Department, your statements to the media to the contrary notwithstanding!

8. When this series of publications are finished, every decent person will be compelled to say "Depart, I say, and let us have done with you. In the name of God, go"!

  
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