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Hon. G. Oliver Koppel, Chairman Judiciary Committee Leg. Office Bldg. N.Y. 12247

Honorable Sir:

- 1a. In almost thirty-eight (38) years in the practice of law, I have found almost all attorneys to be honest and honorable, who would not think of "dipping into" or "stealing" a dime from escrow or trust funds!
- b. While I accept with equanimity almost all quips about the profession, I am disturbed by the lack of response to the extensively published remarks of Presiding Justice Francis T. Murphy, and the editorial comment in the Daily News endorsing same.
- 2a. Nevertheless, I believe you, your committee, and the Assembly should rise to the challenge in a matter not anticipated by Mr. Justice Murphy.
- b. Instead of a needless expenditure of public funds, which the News editorially generally opposes, for a "look-see" random indiscriminate check on attorneys, which has all the appearances of a "fishing expedition", I suggest a no-cost public Senate Resolution demanding a "look-see" at the books and records of Mr. Justice Murphy's "friends".
- c. I suggest that a "look-see" examination of the books and records of Feltman, Karesh, Major & Farbman, Esgs.; Kreindler & Relkin, P.C.; and Nachamie, Kirschner, Levine, Spizz & Goldberg, P.C., will reveal that Mr. Justice Murphy's "friends", with His Honor's blessing and affirmative cooperation, have been engaged in the massive larceny of judicial trust assets, perjury, extortion, and corruption.
- 3. My enclosed publication "Did You Read The News" Editorial of Jan. 28, 1987?" and "The Deprayed Criminal Conduct of Xavier C. Riccobono and Francis T. Murphy", clearly reveals such a specific "no-cost" "look-see" is warranted.

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cc: Assembly Judiciary Committee

Daily News

Presiding Justice Francis T / Murphy

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# AN ANATOMY OF JUDICIAL CORRUPTION

### DID YOU READ THE NEWS' EDITORIAL OF JAN. 28, 1987?

1a. The News' editorial, entitled "Checking up on Lawyers",
reads as follows:

"Francis Murphy, the judge in charge of the Manhattan Appellate Division, says there should be random checks on lawyers who are entrusted with money or property. Murphy points out that lawyers who are appointed to administer estates, escrow accounts, etc, are required to keep detailed records. But rarely does anyone in authority give the documents a look-see.

That provides greedy attorneys with a golden opportunity to dip into -- or just steal from -- the accounts. It happens. ...

Legal eagles are bound to squawk over the notion of random checks. The Legislature should ignore them and make this safeguard of the public interest a permanent part of the record."

- b. No, Daily News, "legal eagles" are not complaining, at least not this one!
- c. "Legal eagles" have to watch, in silence, while some of the appointed "friends" of the judiciary, including those of Presiding Justice Francis T. Murphy, steal, plunder, and extort, with impunity.
- 2a. I have been convicted, sentenced, and incarcerated three (3) times in one (1) year, without benefit of a trial, because I have caught "Murphy's friends" stealing and plundering.

I have become the object of Orders that direct the Sheriff to "break into" my residence, "seize all word processing equipment and software", and "inventory" my possessions!

b. The fact that the sanctimonious Murphy, and His Honor's robed mobsters, do not have the constitutional power to deprive anyone of a trial before such conviction, as the federal court recently held (NYLJ 12/9/86), or "break-into", "seize", and "inventory" does not disturb them.

- 3a. Puccini Clothes, Ltd. ["Puccini"], a solvent corporation was involuntarily dissolved on June 4, 1980 -- six (6) years, eight (8) months ago -- and although a final accounting and distribution should be made within one year, and the Attorney General, mandated, as a ministerial "duty" to make application for such accounting if not made within eighteen (18) months (Bus. Corp. Law §1216[a]), none has been rendered by "Murphy's friends".
- b. Unquestionably "Murphy's friends", Feltman, Karesh, Major & Farbman, Esqs. and Kreindler & Relkin, P.C. have been engaged in the massive larceny of Puccini's judicial trust assets, perjury, corruption, and extortion!
- c. Unquestionably Murphy has stonewalled any disciplinary action against such "criminals with law degrees", as well as any action by the Attorney General!
- d. Unquestionably, in addition to outright larceny of judicial trust assets, compensation totally almost a million dollars was given to "Murphy's friends", for doing absolutely nothing for their trust, although Murphy's own rule (22 NYCRR §660.24[e]), prohibited any and all compensation to them!
- e. The Bellacosa's Uniform Rules mandates an accounting "at least once a year" (202.52[e]), where is it?
- f. The "Murphy friends" cannot account without disclosing such massive larceny of judicial trust assets, it is that simple, so the Murphy mobsters throw people in jail, without a trial, to compel silence!
- 4a. "[T]hieves for their robbery have authority, when judges steal themselves" (Shakespeare's Measure for Measure, 2:02, 175).
- b. Murphy does not like "dope peddlers" and "fixers" in the park across from his Courthouse, but the "judicial fixers" and "peddlers of judicial indulgences" are royally welcomed in his Courthouse.
- c. The Legislature should enact a law that protects lawyers when they "squawk" about judicial corruption, as is their mandated duty (Disciplinary Rule 1-103).
- d. The "coins of the realm" in the Murphy bailiwick, is "corruption" and "criminal extortion"!
- e. The Fourth Estate should "look-see" the Murphy operation, rather than print His Honor's hypocrisy!

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## AN ANATOMY OF JUDICIAL CORRUPTION

THE DEPRAVED CRIMINAL CONDUCT OF XAVIER C. RICCOBONO and FRANCIS T. MURPHY

- 1a. Six (6) years, eight (8) months -- eighty (80) months -- have now elapsed since PUCCINI CLOTHES, LTD. ["Puccini"], was involuntarily dissolved, its assets and affairs becoming custodia legis -- and still no filed accounting!
- b. Despite its dissolved status, Puccini, the "judicial fortune cookie", remained a "person" within the XIV Amendment of the U.S. Constitution, entitled to "due process", "equal protection", and other basic constitutional rights.
- 2a. The statutory fiduciary guardian for Puccini, and all other involuntarily dissolved corporations is Senior Attorney DAVID S. COOK ["Cook"] of the Office of the Attorney General.
- b. Cook, on behalf of the Attorney General, has great discretionary powers and mandatory obligations, as statutory fiduciary, to be exercised on behalf of the involuntarily dissolved corporation and those who have legitimate interests in the assets and affairs of such dissolved corporation (Gen. Bus. Law §§1214[a], 1216).
- c. As a practical matter, Cook's obligation is to guard the involuntarily dissolved corporation's assets only from the larcenous and ravenous activities of the judiciary and its appointees!
- d. Independently of Cook's obligation towards Puccini, his judicial ward, the courts, nisi prius and appellate, have an obligation to see that all helpless "persons" have adequate legal protection; and Presiding Justice FRANCIS T. MURPHY and Administrator XAVIER C. RICCOBONO, have trust obligations towards their judicial ward.
- 3a. Gen. Bus. Law §1216[a] speaks of a final accounting and distribution within one (1) year! -- The statute mandates, as a "duty", an application by the Attorney General, for such final accounting if same is not rendered within eighteen (18) months! -- The question is where was and is Cook?