

GEORGE SASSOWER

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Congresswomen Nita M. Lowey
235 Mamaroneck Avenue
White Plains, N.Y. 10605

An Open Letter

Dear Congresswomen Lowey,

Chief U.S. District Court Judge CHARLES L. BRIEANT is openly defrauding the federal government by being defended in his personal criminal activities, at federal cost and expense.

By statutory mandate, a federal official or employee can be represented, at federal cost and expense, only if the conduct was "within the scope of his office or employment" (28 U.S.C. §2679[d]).

As stated in Kelley v. United States (568 U.S. 259, 264-265 n. 4 [2nd Cir.-1978] cert. denied 439 U.S. 830 [1978]): "[I]f the Attorney General does not certify [the conduct as] being in the scope of Federal employment, the action continues against the defendants personally."

Not a single U.S. Attorney, who is permitted to "scope" certify on behalf of the Attorney General (28 CFR §15.3), has been willing to sign such certificate for Chief Judge Brieant because of his criminal racketeering activities, which includes the larceny of judicial trust assets, the extortion of millions of dollars, and the diversion of monies payable "to the federal court" to the private pockets of his cronies.

For such misconduct and much more, Article II §4 of the U.S. Constitution, mandates impeachment.

Respectfully,

GEORGE SASSOWER

cc: Hon. Joseph J. DioGuardi
Chief Judge Charles L. Brieant
U.S. Attorney Otto G. Obermaier
Ass't U.S. Atty. Elliott B. Jacobson, White Plains, N.Y.
League of Woman Voters
The Reporter Dispatch