

GEORGE SASSOWER

Attorney-at-Law

10 Stewart Place

White Plains, NY 10603-3856

(914) 681-7196

“We prosecute on the evidence. Who you are or who you know never influences the way we handle cases. In this office there is always one standard of justice.” District Attorney *P. David Soares*, Albany County

February 18, 2009

Public Integrity Unit
c/o District Attorney P. David Soares
Albany County Judicial Building
6 Lodge Street
Albany, NY 12207

Gentlemen:

Enclose find “The Rise & Fall of Chief Judge *Jonathan Lippman*”, a copy of which is being mailed to the prime interested parties, inviting their response.

NY Penal Law §195.00 (“*Official Misconduct*”) prosecutions of *Jonathan Lippman*, *Andrew M. Cuomo* and other high-echelon judges and officials, would take only minutes of testimony by a custodian of official records, resulting in “*slam-dunk*” convictions and “*restitution*” in favor of the *State of New York* and *United States*.

Charge I For twenty-five (25) years, on a continuing basis, high-echelon NY State jurists and officials have been sued in tort, for money damages, in their “*personal*” capacities in the New York and Federal courts, and they have been defended by the New York State Attorney General, at *unauthorized* and/or *unconstitutional* NY State cost and expense (see, e.g., *Raffe v. Saxe, et al.*, Supreme, NY #84-25337; *Raffe v. Doe*, 619 F. Supp. 891 [SDNY-1985]).

To conceal the *unauthorized* and/or *unconstitutional* expenditure of monies and services, the records at the New York State Attorney General [“NYSAG”] were and are being “cooked”, as *Freedom of Information Law* [“FOIL”] requests, confirm [e.g., FOIL #03-540].

Charge II *All* the judicial trust assets of *Puccini Clothes, Ltd.* were made the subject of larceny, engineered by *Citibank, N.A.* and its “estate chasing” attorneys, *Kreindler & Relkin, P.C.* [“K&R”], leaving *nothing* for its nationwide legitimate creditors.

Except for a small sum which was “*diverted*” to *Citibank-K&R*, *all* these judicial trust monies were dissipated as “*bribes*” to judges and officials.

A. The rules of the *NY State Office of Court Administration* [“OCA”] require that a court-appointed receiver *must* file an “*accounting*” at “least once a year” (22 *NYCRR* §292.52[e]). However, since an “*accounting*” would disclose such massive larceny, dissipated as “*bribes*” and compel “*restitution*”, which is the purpose of compelling an “*accounting*”, the Chief Administrator *Jonathan Lippman* has *never* compelled such “*public filing*”.

B. As a matter of ministerial compulsion, not permitting any discretion, after the expiration of eighteen (18) months, the NYSAG *must* make application to have a court-appointed receiver to “*account and distribute*” (*NY Bus. Corp. Law* §1216). However, for the same reason, such applications have *never* been made by NYSAG *Andrew M. Cuomo*.

Charge III Since judges invariably over-compensate their appointees, often as a “source” of “kick-backs”, following the incarceration and 1878 death of *William Marcy [Boss] Tweed*, the Grand Sachem of Tammany Hall, a non-waivable schedule of maximum compensation was enacted for court-appointed receivers (*NY Bus. Corp. Law* §1217).

For multiple legal reasons, the court-appointed receiver for *Puccini Clothes, Ltd.* is entitled to *nothing*. However, even if he was entitled to compensation, the maximum amount would be less than \$8,000.

Consequently, the OCA, has *never* compelled Associate Appellate Division Justice *David B. Saxe* or NY Referee *Donald Diamond* to file any of their *NY Judiciary Law* §35-a Statements, albeit mandatory.

Charge IV: As independently investigated by *United Press, International*, and published in, *inter alia*, the *NY Village Voice* (June 6, 1989):

“By signing three extraordinary agreements [*Hyman*] *Raffe* agreed to In exchange, the court agreed to let him go free. The tab so far has come to more than \$2.5 million, paid to both the Feltman (*Feltman, Karesh, Major & Farbman*, Esqs. [“FKM&F”]) and Kreindler (*Kreindler & Relkin, P.C.* [“K&R”]) firms. *Raffe* continues to pay with checks from his *A.R. Fuels Co.* business. That's outrageous. It's unbelievable. It's disturbing.” Said [NY State] Attorney General [*Robert*] *Abrams* when he saw copies of the checks.”

Copies of these three (3), actually five (5), “extraordinary agreements” are in the possession of the NYSAG, and are available to anyone under the *Freedom of Information Law* (FOIL #03-540-169; #03-540-186; #03-540-212; #03-540-223, #03-540-239).

No one, including NYSAG *Andrew M. Cuomo*, has ever disputed that these monies, paid as a result of non-summary criminal contempt proceeding, are the properties of the *United States* and *State of New York*.

Although, as reported by *United Press, International*, the checks evidencing these “extortion” payments were seen by, [former] NYSAG *Robert Abrams*, he made no attempt to recover these \$2,500,000 in favor of the *United States* and *State of New York*.

In the 31 *U.S.C.* §1351 Demand of July 28, 2008, the *undenied* and *uncontroverted* assertions included:

“More than \$2,500,000 of Federal and NY State monies were *diverted* to *Citibank, N.A.*, ... *K&R* ... *FKM&F*, the law firm of *Lee Feltman*, Esq., the court-appointed receiver for *Puccini Clothes, Ltd.*, to *serve*, after *laundering*, as additional *sources* of “*bribes*”.

...NYSAG *Andrew M. Cuomo*, cannot avoid ordering *Citibank, N.A.* and its entourage to provide *restitution* to the *United States* and the *State of New York*, at pains of being *indicted*, *impeached* and *disbarred* if he refuses!”

In the more than six (6) months since the aforementioned publication and distribution of the aforementioned document, NYSAG *Andrew M. Cuomo* has made no attempt to recover these “*extortion* and *bribe*” monies in favor of his client, *The State of New York*, and has not articulated any justification for his treasonous, perfidious and treacherous behavior. He should be *indicted*, *impeached* and *disbarred*!

Charge V: *All* the disposable assets in the *Estate of Eugene Paul Kelly, deceased*, were dissipated to satisfy the “*personal*” obligations and/or desires of NY Surrogate Judge *Ernest L. Signorelli* of Suffolk County and his designee, Public Administrator, now Suffolk County Republican Leader,

Anthony Mastroianni, leaving nothing for any of its beneficiaries, including the prime beneficiaries, three (3) motherless infants, the children of the testator's predeceased daughter!

More than thirty (30) years later, despite the monumental expenditures, by the *United States, The State of New York, The Counties of Suffolk, Nassau and Westchester*, none of which were for the benefit of the motherless, Kelly infants, today there: (i) is no valid "final order" or "judgment" terminating the *Estate of Eugene Paul Kelly, deceased*; (ii) no valid order discharging *Anthony Mastroianni*; the Temporary Administrator (iii) no valid order discharging *Fidelity & Deposit Company of Maryland* ["F&D"], the surety of Mastroianni, and (iv) none of the mandatory *NY Judiciary Law §35-a* Statements.

This fraud has been permitted to exist *only* because the mandatory filings, including *NY Judiciary Law §35-a* Statements, have not been made to the *NY State Office of Court Administration*.

Similarly, since there is no "*public accountings*" for the judicial trust assets for *Puccini Clothes, Ltd.*, there is and cannot be a "final order" or "judgment" terminating this judicial trust proceeding, no valid order discharging *Lee Feltman*, Esq. or his surety, F&D, and there are none of the mandatory *NY Judiciary Law §35-a* Statements. The Worst Is Still To Come!

GEORGE SASSOWER

