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January 22, 1985

Robert H. Straus, Esq.
Grievance Committee for the Second
and Eleventh Judicial Districts
Municipal Building.
Brooklyn, New York, 11201

Re: Complaint of Donald F. Schneider, Esq.
Docket No. K-671-1984

Dear Mr. Straus,

1. Do you, your committee, or Hon. Martin Evans desire to understand the documents of Hon. Thomas V. Sinclair, Jr.?

2a. On January 14, 1985, the Kreindler & Feltman firms submitted an Order with Notice of Settlement containing seven (7) pages of decretal paragraphs, 95% of which was not granted to them by Mr. Justice Ira Gammerman or specifically denied to them in a transcribed short record!

b. There is not a single decretal paragraph which complies with His Honor's determination.

3. How did they expect to get away with this!

a. On Thursday, January 10th, 1985, at about 7:30 p.m., I was served with a proposed order with notice of settlement for Monday, January 14, 1985.

b. The clerks in Special I were checking orders for January 3, 1985 when I was at Special I that morning, and by mere happenstance saw Mr. Gerstein and Mr. Schneider at an upper level trying to convince Bernard Dickheiser, Esq., to review their proposed order and forward same to Mr. Justice Gammerman for immediate signature, since as they stated "he knows about it"!

c. Instead of the court minutes, containing His Honor's decision of a month previous, they had two affidavits which purported to state the holdings of Mr. Justice Gammerman. The stenographic minutes are blatantly misleading, if not perjurious.

To repeat -- they had repeatedly incorporated in their proposed order matters which had been specifically denied to them by Mr. Justice Gammerman.

d. Most of the decretal paragraphs provided for relief not even requested and some patently ludicrous! For example:

"permanently enjoined and restrained Hyman Raffe and [your deponent] from filing or serving, or attempting to intervene in or initiation in any court, tribunal, agency or other forum of this State, any lawsuit, proceeding, investigation or other adversary matter, and from making or filing a complaint, grievance or correspondence with a professional disciplinary or grievance committee ... the making or filing of any complaint, grievance or correspondence with a professional disciplinary or grievance committee ... from corresponding or communicating with any person or entity in a manner which seeks or tends to affect the persons, property, employment, insurance coverage, credit rating, professional standing, family, or any other interest of any person or entity ..."
[emphasis supplied]."

Could any order clerk, even one as competent as Bernard Dickheiser, Esq., be fooled or make an error when everything contained in such proposed order is manifestly improper? Of course, particularly when the stenographic minutes are not supplied, only their affidavits!

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4a. This, I submit, is what happened to the Judge Sinclair documents. His Honor, albeit on "switched", "substituted", and "changed" submitted papers, nevertheless denied the motion to disqualify.

b. This did not phase the Kreindler firm, they inserted a disqualifying provision anyway!

5a. Of course, I alerted Mr. Dickheiser to the fact that there were minutes and requested that he hold up the matter until the minutes were received.

b. Based upon such transcript, enclosed is a copy of my affidavit in support of my counter-order.

6a. I do not want you to dismiss the complaint herein, I desire a hearing! Similarly, I wanted a hearing from Judge Evans! Only with a hearing can there be clear and decisive vindication, and the culprits placed in the limelight!

b. Think of it, even if you did not before, I cannot state or show in judicially submitted papers that there was extensive larceny of judicially entrusted assets, they committed perjury, or acted corruptly, without fearing a contempt proceeding!

Very truly yours,



GEORGE SASSOWER

GS/h

cc: Hon. Martin Evans
Hon. Ira Gammerman
Bernard Dickheiser, Esq.
Kreindler & Relkin, P.C.
Feltman, Karesh & Major, Esqs.
Arutt, Nachamie, Benjamin, Lipkin & Kirschner, P.C.