

GEORGE SASSOWER

ATTORNEY AT LAW
51 DAVIS AVENUE
WHITE PLAINS, N. Y. 10605

914-949-2169

October 22, 1986

Gerald Stern, Esq.
Commission on Judicial Conduct
801 Second Avenue,
New York, New York, 10017

Michael A. Gentile, Esq.
Departmental Disciplinary Committee
41 Madison Avenue,
New York, New York, 10010

Re: Donald F. Schneider, Esq.
55 E. 52nd Street,
New York, New York, 10055

Michael J. Gerstein, Esq.
500 Fifth Avenue,
New York, N.Y. 10110

Mr. Justice Alvin F. Klein

Gentlemen:

1a. One and one-half years ago, SAM POLUR, Esq., was convicted, sentenced, and incarcerated for 20 of a 30 day sentence for non-summary criminal contempt, without a trial, by Mr. Justice Alvin F. Klein, who unquestionably knew and knows that this act was beyond his jurisdictional power, a matter which every American jurist knows, and a matter known to all of the above, including Mr. Justice Alvin F. Klein.

b. Such conviction and incarceration was based on the uncorroborated accusatory affidavit of Donald F. Schneider, Esq., of April 11, 1985, which swore (p. 6-7):

9. "At bar, Polur, the henchman for Sassower and Raffe, personally served the Summons. Polur is the attorney of record for Raffe in a related action and for the past several months has accompanied Sassower on virtually all court appearances in cases where Sassower is disqualified, stepping in when Sassower is barred by

the presiding justice from representing Raffé in violation of the Orders which disqualified Sassower. Polur was present at hearings at which Sassower sought a vacatur of the Permanent Injunction Order. See, for example, Exhibit "E".

10. When Polur served the Summons at bar, I reminded him again of the provision of the Permanent injunction Order, as I had when he served a prior Summons only the week before also in violation of the Permanent Injunction Order. Polur acknowledged that Order (and took the position that he was merely a messenger and was thus not in violation of said Order)."

2a. The alleged incident took place on April 10, 1985 in the outer portion of the Courtroom presided in by Hon. ETHEL B. DANZIG, and present at during all or part of such event was was Senior Attorney, David S. Cook, Esq., of the Attorney General's Office, Michael J. Gerstein, Esq., and myself.

b. Mr. Polur was only present during a portion of the time.

3. The aforementioned statement of Mr. Schneider proliferates with misstatements and half-truths, in addition to the completely false accusation against Mr. Polur that he served a summons on Mr. Schneider.

4a. Schneider's moving papers, included (1) a copy of a summons which Mr. Schneider swore is the summons served upon him, and (2) a copy of a letter sent by Mr. Schneider that very same day.

b. I enclose copies of both such documents.

5a. I have repeatedly stated that if a summons was served on Mr. Schneider on that day, the one he annexed, is not that summons.

b. I have repeatedly requested and demanded that Mr. Schneider produce the one he claims was served upon him, but he has repeatedly refused to do so, or reassert that the one annexed to his papers is the summons that he claims was served upon him by Sam Polur, Esq.

c. Once again I demand that Mr. Schneider either produce the summons that he claims Mr. Polur served upon him, or acknowledge that the annexed summons is that summons!

6a. Instructively, the letter of the same date, by Mr. Schneider to Mr. Polur, which is also enclosed, does not even mention or accuse Mr. Polur of having served a summons on that day, a matter I find inherently suspect!

b. Incidentally, the prior summons mentioned by Mr. Schneider as having been served by Mr. Polur, Mr. Polur has always admitted to having served same, but was acquitted of committing any violation of any court order.

c. Indeed, after serving such prior summons, along with some appellate papers, while I was in an automobile, Mr. Polur did immediately afterward, in response to Mr. Schneider's remarks, tell me that he told Mr. Schneider, in effect, he was only serving as a messenger in giving him same. To repeat, where Mr. Polur admitted that he did serve such summons, he was not found guilty!

7a. By affidavit, by affirmation, by correspondence to various courts, state and federal, I must have stated at least fifty (50) times that Mr. Polur did not serve any summons on Mr. Schneider on April 10, 1985, as he claims, and that if any service was made, it was made by me.

b. I have on each occasion stated Mr. Schneider's accusation against Mr. Polur was false and perjurious, and except on one occasion, where he denied the accusation to be perjurious, but not false, he has consistently refused to reassert its veracity.

8a. I spoke to Mr. Cook, and while he does not remember who served the summons on Mr. Schneider, if a summons was served upon him, he clearly disclaims hearing any "sermon" given by Mr. Schneider to Mr. Polur or anyone else, at the time, as set forth in the affidavit of Mr. Schneider.

b. Mr. Gerstein, who joined in with Mr. Schneider, in having the criminal contempt order signed against Mr. Polur, although repeatedly challenged, has refused identify such summons as the one served on Mr. Schneider, or corroborate in any respect such service.

9a. In open court, at the end of June, 1985, while Mr. Polur was still incarcerated, before Mr. Justice Alvin F. Klein, I stated that I served the aforementioned summons on Mr. Gerstein and Mr. Schneider, and that Mr. Schneider accusation was false and perjurious. I even gave some of the surrounding circumstances for such service.

b. Neither Mr. Schneider, nor Mr. Gerstein, took issue with my statements, at the time or at any time afterward, nevertheless Mr. Justice Alvin F. Klein did not release Mr. Polur (see Brady v. Maryland, 373 U.S. 83).

c. Mr. Justice Klein, Mr. Schneider, and Mr. Gerstein, can tell you the reason, in detail!

d. Simply they had a plan to employ the courthouse as a place to criminally extort and blackmail, and Mr. Polur's release might have disrupted such criminal plan!

10a. If this happened in South Africa or Russia there probably would be a protest registered here of some size.

b. Must I give this story to the foreign press before some decisive inquiry is made by the the judicial establishment!

11a. More than one hundred fifty years ago:

"... James Buchanan [later to become President of the United States] brought in a bill which became the Act of March 2, 1831. He had charge of the prosecution of Judge Peck and during the trial had told the Senate: 'I will venture to predict, that whatever may be the decision of the Senate upon this impeachment, Judge Peck has been the last man in the United States to exercise this power, and Mr. Lawless has been its last victim.' " (Nye v. United States, 313 U.S. 33, 46).

b. Judge James Hawkins Peck, simply had a short fuse, and acted under the contempt law as it existed prior to 1831 in the apparent belief he had the power, and incarcerated the lawyer, Luke Edward Lawless, Esq. for only 24 hours. Nevertheless, articles of impeachment were approved.

c. At bar, Mr. Justice Alvin F. Klein, had actual knowledge that he had no such power nor authority, committed Mr. Polur to serve 30 days, in an attempt to advance criminal larceny, corruption, extortion and blackmail.

d. I speak very little to Mr. Polur, but even if I did know the man at all, I have very civilized ideas as to what disposition should be given to Mr. Schneider, Mr. Gerstein, Mr. Justice Alvin F. Klein, and all those who try to conceal their crimes against civilized human values and the Constitution of the United States, in its most essential element.

e. I will do my duty, will you?

12a. By happenstance, about two weeks ago, someone advised me of a published notice in the New York Times that the Receiver, Lee Feltman, Esq., six and one-half (6 1/2) years, after Puccini Clothes, Ltd., was involuntarily dissolved, was going to account on October 30, 1986 before Referee DONALD "pay-off" DIAMOND, in his non-public courtroom, wherein I, my daughter, and Mr. Polar are specifically excluded.

b. Mr. Schneider, upon communicating with him, advised me that a copy of such accounting was mailed to me one week prior thereto. Obviously, I did not believe him, especially since it is now three weeks since he purportedly sent same to me.

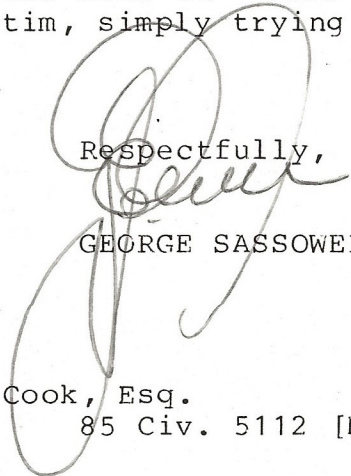
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Michael A. Gentile, Esq.

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c. I think that if you demand a copy of such accounting, although by law a public document, it has the secrecy about it quite similar to the "Manhattan Project [the atom bomb]", you will find that the Feltman and Kreindler firms are nothing better than "felons with law degrees"; Puccini, is a "judicial fortune cookie", a great deal of "hard core" judicial corruption, and Mr. Polur a victim, simply trying to do an honest job, as an attorney.

Respectfully,



GEORGE SASSOWER

cc: Mr. Justice Alvin F. Klein
Donald F. Schneider, Esq.
Michael J. Gerstein, Esq.
Senior Attorney, David S. Cook, Esq.
Hon. Mary Johnson Lowe 85 Civ. 5112 [MJL]

SUPREME COURT : NEW YORK COUNTY

HYMAN RAFFE,

Plaintiff

against

XAVIER C. RICCOBONO, DONALD DIAMON, FELTMAN, KARESH & MAJOR, Esqs., and KREINDLER & RELKIN, P.C.

Defendant

Index No.

Plaintiff designates New York

County as the place of trial

The basis of the venue is

Defendant's place of business

Summons with Notice

Plaintiff resides at

County of

To the above named Defendant

You are hereby summoned

to answer the complaint in this action and to serve a copy of your answer, or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorney(s) within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded herein.

Dated, April 10, 1985 Defendant's

GEORGE SASSOWER, Esq. Attorney(s) for Plaintiff Office and Post Office Address

Notice: The nature of this action is violation of Judiciary Law, ~~deceit~~ obstruction of justice.

2125 Mill Avenue, Brooklyn, New York, 11234 718-444-3403

The relief sought is damages

Upon your failure to appear, judgment will be taken against you by default for the sum of \$ 500,000 10,000,000 with interest from 19 and the costs of this action.

Rec'd in Ct 4/10/85 MTC

April 10, 1985

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Samuel Polur, Esq.
35 Montgomery Street
New York, New York

Re: Puccini Clothes, Ltd.

Dear Mr. Polur:

I found your remarks to Judge Sullivan at the Appellate Division last Monday most disturbing. I recollect that you stated, in sum and substance, that you did not believe that Judge Gammerman's injunction Order dated January 23, 1985 (the "Permanent Injunction Order") was valid, that you would counsel Mr. Sassower not to obey the Order and that you would not obey that Order.

Similarly disturbing is that your prior conduct is consistent with that threat in that you directly violated that Order by serving a summons commencing an action entitled Hyman Raffé v. Feltman, Karesh & Major, which action was brought in violation of the Permanent Injunction Order.

I point out once again the express provisions of the Permanent Injunction Order which prohibit such conduct by you:

"ORDERED, that Hyman Raffé and George Sassower acting singularly, together or in conjunction with any person or entity or acting at the

Samuel Polur, Esq.
April 10, 1985
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behest, direction or instigation of any person or entity, and all others acting in concert or cooperation with or acting at the behest, direction or instigation of either or both Hyman Raffe and George Sassower, are permanently enjoined and restrained from:

filing or serving . . . any lawsuit
. . . against Feltman, Karesh & Major
. . . "

As a member of the Bar, you are no doubt aware that under the Code of Professional Responsibility, our firm has an obligation to report such conduct to the appropriate authorities.

We ask that you review the foregoing and seriously reconsider your position in this matter before journeying with George Sassower too far down the path from which there may be no return without serious consequences. I trust that your future conduct will be consistent with your professional obligations.

Please call me if you wish further to discuss this matter.

Very truly yours,

Donald F. Schneider

DFS:dj