

07 Civ. 11196

**SOUTHERN DISTRICT OF NEW YORK
JUSTICE: SHIRA ANNE SCHEINDLIN**

and

08-4873-CV

**UNITED STATES COURT OF APPEAL FOR THE
SECOND CIRCUIT**

**JUSTICES: DEBRA ANN LIVINGSTON, RICHARD C.
WESLEY, PETER W. HALL AND RALPH K. WINTER,
JR.**

**(EACH JUSTICE NAMED ABOVE AT THE US COURT
OF APPEALS SECOND CIRCUIT HAS BEEN
CRIMINALLY COMPLAINED OF TO STATE AND
FEDERAL AUTHORITIES FOR THEIR ILLEGAL
CONDUCT IN THIS LAWSUIT THUS FAR)**

This Motion is being filed at both the US District Court and the US Court of Appeals to be heard and ruled on by BOTH COURTS separately. The Motion originally was written for the US Court of Appeals and therefore the use of “this Court” and “Members of this Court” refer to the US Court of Appeals and Justice of that Court. Since the legally related case of Whistleblower Christine C. Anderson, Esq. has been remanded to the US District Court for a similar Motion, the Motion has been filed with the US District Court for a Decision on the same matters motioned herein.

Eliot Ivan Bernstein, Pro Se

Plaintiff – Appellant

--v--

Appellate Division First Department Departmental Disciplinary Committee, et al.,

EXTENDED LIST OF DEFENDANTS INCLUDED IN THE AMENDED RICO AND ANTITRUST LAWSUIT APPROVED BY FEDERAL JUDGE SHIRA A. SCHEINDLIN.

****The first number is a total defendant, the second number after the period is a number for each group.**

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|-----|----------------------------|-----|-----------------------------|
| 1. | PROSKAUER ROSE, LLP. | | |
| 2. | 1. ABRAHAM GUTWEIN | 3. | 2. DANIEL R. HALEM |
| 4. | 3. ADAM T. BERKOWITZ | 5. | 4. JORDANA T. BERMAN |
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| 8. | 7. ALAN B. HYMAN | 9. | 8. DAWN M. IRIZARRY |
| 10. | 9. ALAN M. HOFFMAN | 11. | 10. DANIEL R. HOFFMAN |
| 12. | 11. ALAN P. PARNES | 13. | 12. CHARLES H. PARSONS |
| 14. | 13. ALEXANDER KAPLAN | 15. | 14. JEREMY RAPHAEL KASHA |
| 16. | 15. ALIZA R. CINAMON | 17. | 16. KAREN E. CLARKE |
| 18. | 17. ALIZA ROSS | 19. | 18. GARY ROSS |
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| 22. | 21. ALLISON D. SONDAK | 23. | 22. ALEXIS SOTERAKIS |
| 24. | 23. AMY F. MELICAN | 25. | 24. SILVANA M. MERLINO |
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| 30. | 29. ANA VERMAL | 31. | 30. BALDASSARE VINTI |
| 32. | 31. ANDRE G. CASTAYBERT | 33. | 32. ROBERTA K. CHEVLOWE |
| 34. | 33. ANDREA ROSENBLUM | 35. | 34. CORY W. EICHHORN |
| 36. | 35. ANDREA S. RATTNER | 37. | 36. BRIAN S. RAUCH |
| 38. | 37. ANDREW D. LEVY | 39. | 38. FRED W. MATTLIN |
| 40. | 39. ANDREW I. GERBER | 41. | 40. JAMES P. GERKIS |
| 42. | 41. ANDREW M. GUTTERMAN | 43. | 42. CHARLES GUTTMAN |
| 44. | 43. ANDY S. OH | 45. | 44. DAVID P. OLENER |
| 46. | 45. ANTHONY J. ONCIDI | 47. | 46. ANTHONY PACHECO |
| 48. | 47. ANTHONY T. WLADYKA III | 49. | 48. CHARLINE K. WRIGHT |
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| 52. | 51. AVITAI GOLD | 53. | 52. LEON P. GOLD |
| 54. | 53. AVRAM E. MORELL | 55. | 54. DANIEL J. O'DONNELL |
| 56. | 55. BALDASSARE VINTI | | |
| 57. | 56. BEATRICE POLA | 58. | 57. MARIE PORTHE |
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89.	88.	CHARLES E. DROPKIN	90.	89.	JENNIFER D. DUBERSTEIN
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93.	92.	CHRISTOPHER A.	94.	93.	STEPHEN L. RATNER
RAIMONDI					
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PENNINGTON					
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141.	140.	EDWARD A. BRILL	142.	141.	LAWRENCE H. BUDISH
143.	142.	EDWARD S. KORNREICH	144.	143.	RONALD S. KORNREICH
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151.	150.	ELENA ERACLEOUS	152.	151.	BRUCE E. FADER
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STRASSER					
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273. 272. JOSHUA D. PLAINTIFF
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344. 343. ADAM CHRISTOPHER

ABRAHMS

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375.	374. MATTHYOHU BALAS	376.	375. KELLY BALDWIN
377.	376. MATTHEW B. SABLOFF	378.	377. CANDACE SADY
379.	378. MATTHEW G. HEINZ	380.	379. CYNARA HERMES
381.	380. MATTHEW J. MORRIS	382.	381. SAMANTHA L. MORRIS
383.	382. MATTHEW S. QUELER	384.	383. PAUL I. RACHLIN
385.	384. MATTHEW WALDING	386.	385. ANA VERMAL
387.	386. MEGAN H. TINKER	388.	387. SUSAN A. TURNER
389.	388. MELISSA BETH DAVIS	390.	389. STEPHEN A. DEVANEY
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393.	392. MICHAEL A. FIRESTEIN	394.	393. CHRISTINE E. FLORES
395.	394. MICHAEL A. KATZ	396.	395. WAYNE D. KATZ
397.	396. MICHAEL E. CALLAHAN	398.	397. ROBERT A. CANTONE
399.	398. MICHAEL E. FELDMAN	400.	399. TOBIAS FENTON
401.	400. MICHAEL E. FOREMAN	402.	401. JAMES H. FREEMAN
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405.	404. MICHAEL H. WEISS	406.	405. HOWARD WEITZMAN
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409.	408. MICHAEL KRASNOVSKY	410.	409. STEFANIE S. KRAUS
411.	410. MICHAEL R. TRICARICO	412.	411. MATTHEW H. TRIGGS
413.	412. MICHAEL S. SIRKIN	414.	413. DAVID W. SLOAN
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417.	416. MICHELE M. OVESEY	418.	417. JENIFER DEWOLF PAINE
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429.	428. NAVID YADEGAR	430.	429. MARTIN S. ZOHN
431.	430. NEAL S. SCHELBERG	432.	431. AARON J. SCHINDEL
433.	432. NILOOFAR NEJAT-BINA	434.	433. NKECHI C. ODU
435.	434. NOAH S. GITTERMAN	436.	435. GREGORY P. GNALL
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447.	446. PETER G. SAMUELS	448.	447. GAIL SANGER
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463.	462. RICHARD MARMARO	464.	463. HAYES F. MICHEL
465.	464. RICHARD S. BASUK	466.	465. L. ROBERT BATTERMAN
467.	466. RICHARD S. BASUK	468.	467. L. ROBERT BATTERMAN
469.	468. RIMA MOAWAD	470.	469. LAMIAA MOHAMED
471.	470. ROBERT J. CLEARY	472.	471. ALAN S. COHEN
473.	472. ROBERT J. KAFIN	474.	473. EVAN L. KAHN

475.	474. ROBERT JACOBOWITZ	476.	475. STUART T. KAPP
477.	476. ROBERT K. KANE	478.	477. ADAM J. KANSLER
479.	478. ROBERT M. KAUFMAN	480.	479. STEPHEN R. KAYE
481.	480. ROBERT S. MAYER	482.	481. KATHLEEN M. MCKENNA
483.	482. RONALD R. PAPA	484.	483. VINCENZO PAPARO
485.	484. RONALD S. RAUCHBERG	486.	485. AMY B. REGAN
487.	486. RONNIE BETH LASKY	488.	487. STEPHANIE E. LEVINE
489.	488. ROSE J. MURPHY	490.	489. MICHAEL R. NEIDELL
491.	490. ROY P. SALINS	492.	491. PAUL SALVATORE
493.	492. RUSSELL A. WETANSON	494.	493. MICHAEL A. WORONOFF
495.	494. SALLY L. SCHNEIDER	496.	495. DALE A. SCHREIBER
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499.	498. SAMIR N. SHAH	500.	499. MONICA J. SHILLING
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503.	502. SANDRA A. CRAWSHAW	504.	503. ROBYN S. CROSSON
505.	504. SARA KRAUSS	506.	505. MARK A. KREITMAN
507.	506. SARAH S. GOLD	508.	507. NOLAN M. GOLDBERG
509.	508. SARI GABAY RAFIY	510.	509. PETER P. RAHBAR
511.	510. SCOTT P. COOPER	512.	511. SEAN R. COUTAIN
513.	512. SCOTT R. LANDAU	514.	513. NATHAN R. LANDER
515.	514. SETH B. SCHAFLER	516.	515. MAGDA SCHALER-HAYNES
517.	516. SHONA MACK-POLLOCK	518.	517. SUSANNAH J. MALEN
519.	518. SIMON BLOCK	520.	519. JAMAAR M. BOYD
521.	520. SIMONE R. COLEY	522.	521. CHRISTOPHER J. COLLINS
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1041.	403. HOLT, JEREMY	1042.	404. HOLZHALL, MARIANNE
1043.	405. HORAN, JOHN P.	1044.	406. HORN, CAROLE A.
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1053.	415. HUGHES, KRISTEN GRIM	1054.	416. HULEATT, JAYME A.
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1059.	421. IMPOLA, MATTHEW K.	1060.	422. INCIARDI, SCOTT P.
1061.	423. IRELAND, EMORY	1062.	424. ITO, PETER W.
1063.	425. ITZKOFF, DONALD M.	1064.	426. JACKSON, BRADLEY D.
1065.	427. JACOBS, EPHRAIM	1066.	428. JAMES, THOMAS L.
1067.	429. JASPAN, STANLEY S.	1068.	430. JEFFERY, DONALD D.
1069.	431. JEFFERY, HEIDI H.	1070.	432. JELENCIC, SARAH O.
1071.	433. JESKE, DEAN M.	1072.	434. JESKE, JERALD L.
1073.	435. JEWETT, HILARY	1074.	436. JOHNS, RICHARD W.
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1077.	439. JOHNSON, WILLIAM P.	1078.	440. JONES, JAMES T.
1079.	441. JONES, JEFFREY J.	1080.	442. JONES, PAUL J.
1081.	443. JORGENSEN III, ARTHUR W.	1082.	444. JUDGE, RICHARD J.
1083.	445. JULIAN, JASON M.	1084.	446. JUNG, BRYAN T D
1085.	447. KAAS, BRIAN S.	1086.	448. KALYVAS, JAMES R.
1087.	449. KAMINSKI, MICHAEL	1088.	450. KANWIT, GLEN H.
1089.	451. KAPLAN, DANIEL A.	1090.	452. KARON, SHELDON
1091.	453. KARRON, JENNIFER G.	1092.	454. KASHANI, MIR SAIED
1093.	455. KASSEL, MARK A.	1094.	456. KAWAGUCHI, TOSHIAKI R.
1095.	457. KEENER, JASON J.	1096.	458. KELLER, GEORGE H.
1097.	459. KELSO, LINDA Y.	1098.	460. KENNY, GEORGE E.
1099.	461. KESSLER, JOAN F.	1100.	462. KEYES, BRUCE A.

1101.	463. KIERNAN, JR., WILLIAM J.	1102.	464. KILE, MARY MICHELLE
1103.	465. KING, IVONNE MENA	1104.	466. KING, THERESE C.
1105.	467. KING, WILLIAM D.	1106.	468. KIZER, SCOTT A.
1107.	469. KLEIN, KENNETH S.	1108.	470. KLEMZ, NICOLE A.
1109.	471. KLUG, SCOTT L.	1110.	472. KNIGHT, CHRISTOPHER N.
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1113.	475. KOEHLER, MICHAEL J.	1114.	476. KOENEN, FREDERICK
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1127.	489. LACH, DANA M.	1128.	490. LAGERMAN, MARILYN
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1139.	501. LASATER II, RICHARD	1140.	502. LASKIS, MICHAEL G.
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1143.	505. LAW, GLENN	1144.	506. LAWRENCE IV, WAYMAN C.
1145.	507. LAZARSKI, KATHERINE	1146.	508. LAZARUS, JOHN M.
1147.	509. LEE, ANNE A.	1148.	510. LEE, LADONNA Y.
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1161.	523. LEVIN, BENJAMIN D.	1162.	524. LEVITT, MELINDA F.
1163.	525. LIEN, JOHN D.	1164.	526. LIGNIER, SOPHIE
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1173.	535. LONG, J CRAIG	1174.	536. LORD JR., JOHN S.
1175.	537. LORIE, ELIZABETH M.	1176.	538. LOTT, DAVID S.
1177.	539. LOTUS, JOSEPH J.	1178.	540. LOTZIA, EMERSON M.
1179.	541. LUCEY, DAVID M.	1180.	542. LUDWIG, BRETT H.
1181.	543. LUEDER, MICHAEL C.	1182.	544. LUEDERS, WAYNE R.
1183.	545. LUETTGEN, DAVID G.	1184.	546. LUND, MORTEN
1185.	547. LUNDE III, MARVIN C.	1186.	548. LYNCH, LAWRENCE T.
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1189.	551. MAEBIUS, STEPHEN B.	1190.	552. MAHE, HENRY E.
1191.	553. MAIDA, THOMAS J.	1192.	554. MAIO, F ANTHONY
1193.	555. MAISA, SUSAN R.	1194.	556. MAKOWSKI, KEVIN D.
1195.	557. MALEK, JODI L.	1196.	558. MALONEY, CHRISTOPHER R.
1197.	559. MALZAHN, ANGELA L.	1198.	560. MANKOFFSKY, LISA S.
1199.	561. MANN, MARTIN D.	1200.	562. MANNING, MICHELLE
1201.	563. MARASHI, MOEIN	1202.	564. MARCHETTI, VINCENT
1203.	565. MARREN, GREGORY P.	1204.	566. MARSHALL, LARRY L.
1205.	567. MARTIN, MATTHEW E.	1206.	568. MARTIN, MICHELE F.
1207.	569. MARTIRE, MARY KAY	1208.	570. MASON, ANDREA I.
1209.	571. MASON, EDWIN D.	1210.	572. MATTHEWS, MICHAEL
1211.	573. MAURER, THOMAS K.	1212.	574. MCBRIDE, LAWRENCE

1213.	575. MCBRIDE, M. SCOTT	1214.	576. MCCAFFREY, JOHN W.
1215.	577. MCCASLIN, RICHARD B	1216.	578. MCCAULEY, CASSANDRA H.
1217.	579. MCCLOSKEY, MICHAEL P.	1218.	580. MCCLUNE, GREGORY
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1225.	587. MCKENNA, RICHARD J.	1226.	588. MCKENNA, WILLIAM J.
1227.	589. MCKEOWN, JAMES T.	1228.	590. MCMASTER JR., WILLIAM G.
1229.	591. MCMORROW, MICHAEL J.	1230.	592. MCNAMARA, BRIAN J.
1231.	593. MCNEILL, HEATHER D.	1232.	594. MCNUTT, GEOFFREY
1233.	595. MCSWEENEY, MAURICE J.	1234.	596. MCWHORTER, SHERI D.
1235.	597. MEARA, JOSEPH P.	1236.	598. MECKSTROTH, KURT S.
1237.	599. MEEK, E ROBERT	1238.	600. MEINHARDT, ROBYN A.
1239.	601. MEISINGER, DAVID A.	1240.	602. MELOY, SYBIL
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1249.	611. MITCHELL, JENICE C.	1250.	612. MOHAN, DANIEL G.
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1265.	627. MULKEEN, MATTHEW	1266.	628. MULLOOLY, THOMAS MCCANN
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1273.	635. NARANJO, MICHAEL A.	1274.	636. NEAL, AUSTIN B.
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1283.	645. NEPPL, GREGORY E.	1284.	646. NEUBAUER, LISA S.
1285.	647. NEWMAN, JEFFREY S.	1286.	648. NEWSOM, ERIC A.
1287.	649. NGUYEN, JAMES D.	1288.	650. NGUYEN, LIEN-CHI A.
1289.	651. NICKELS, STEPHAN J.	1290.	652. NIELSON, SCOTT C.
1291.	653. NOLAN, MICHAEL S.	1292.	654. NORBITZ, TODD C.
1293.	655. NORICHKA, KENSUKE	1294.	656. NORROD, GREGORY S.
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1303.	665. OHARA, YOSHIMI	1304.	666. OHLHAUSER, DARRELL
1305.	667. OKATY, MICHAEL A.	1306.	668. OLIFF, JONATHAN W.
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1309.	671. O'NEILL, JUDY A.	1310.	672. O'NEILL, TANYA C.
1311.	673. OPPENHEIM, CHARLES	1312.	674. ORGAN, CHRISTINE A.
1313.	675. OSOBA, WAYNE F.	1314.	676. OSSEIRAN, NINA M.
1315.	677. OSSYRA, JAMES D.	1316.	678. OVERLY, MICHAEL R.
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1321.	683. PASSINO, SEAN A.	1322.	684. PASULKA-BROWN, KATHLEEN R.
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1325.	687. PEET, RICHARD C.	1326.	688. PENCE, THOMAS C.
1327.	689. PENDLETON, ALEXANDER T.	1328.	690. PENNER, INGEBOG E.
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1331.	693. PETERSON, LIANE M.	1332.	694. PEVEHOUSE, ELIZABETH ERICKSON
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1339.	701. PLICHTA, MARK T.	1340.	702. POLIN, KENNETH D.
1341.	703. PONTE, CHRISTOPHER	1342.	704. PORTER, ANDREA T.
1343.	705. PORTER, JACK A.	1344.	706. PRAGER, MARK L.
1345.	707. PREBIL, RICHARD L.	1346.	708. PRECOURT, LYMAN A.
1347.	709. PRESTIGIACOMO,	1348.	710. PUGH, DARRELL L.
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1349.	711. PURCELL, AMY P.	1352.	714. QUIGLEY, MEGHAN K.
1351.	713. QUICK, PATRICK G.	1354.	716. RACICOT, DIANE M.
1353.	715. QUILLIN, GEORGE E.	1356.	718. RADOMSKY, LEON
1355.	717. RADELET, TIMOTHY J.	1358.	720. RAIJ, IRWIN P.
1357.	719. RAGATZ, THOMAS G.	1360.	722. RAMARATHNAM, SMEETA S.
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1361.	723. RATHE, TODD A.	1364.	726. RECHTIN, MICHAEL D.
1363.	725. RAWLINS, ANDREW E.	1366.	728. REGENFUSS, MICHAEL
1365.	727. RECK, KEVIN A.	1368.	730. REID, STEVEN M.
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1369.	731. REILLY, PATRICK W.	1372.	734. REINECKE, DAVID W.
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1373.	735. REISMAN, LAUREN	1376.	738. RENZ, GREG W.
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1377.	739. RESNICK, DAVID P.	1380.	742. RICHARDSON, CLARE
1379.	741. RICH, NORMAN J.	1382.	744. RICKERT, KENNETH J.
1381.	743. RICHBURG, SCOTT D.	1384.	746. RIDLEY, FRED S.
1383.	745. RIDLEY, EILEEN R.	1386.	748. RILEY, LEIGH C.
1385.	747. RILEY JR., RICHARD F.	1388.	750. RIPPPIE, E GLENN
1387.	749. RILEY, SUSAN M.	1390.	752. RIZVI, RAMLA H.
1389.	751. RITTMASER, TED R.	1392.	754. ROBBINS, DAVID L.
1391.	753. ROBBINS ATWOOD, REAGEN C.	1394.	756. ROBINSON, WILLIAM J.
1393.	755. ROBINS, LENA	1396.	758. RODRIGUEZ, DENISE RIOS
1395.	757. ROCKLIN, AMY M.	1398.	760. ROEDEL, ANN M.
1397.	759. ROE, PATRICIA J. R.	1400.	762. RONDON, RADIAH L.
1399.	761. ROGERS III, JOHN L.	1402.	764. ROSENBAUM, S. WAYNE
1401.	763. ROOT JR., GEORGE L.	1404.	766. ROSENBERG, MICHAEL
1403.	765. ROSENBERG, HEIDI E.	1406.	768. ROSENTHAL, JASON A.
1405.	767. ROSENTHAL, ASHLEY	1408.	770. ROSS, ANNE E.
1407.	769. ROSENTHAL, PAUL E.	1410.	772. ROVNER, GARY S.
1409.	771. ROTHMAN, JAY O.	1412.	774. RUPKEY, JOSEPH S.
1411.	773. RUBIN, DAMON	1414.	776. RUTENBERG, ALAN D.
1413.	775. RUSKIN, JENNIFER B.	1416.	778. RYAN, DAVID B.
1415.	777. RUTT, STEVEN	1418.	780. RYBA, RUSSELL E.
1417.	779. RYAN, MICHAEL J.	1420.	782. SACKS, DAVID A.
1419.	781. SABLE, JOSHUA M.	1422.	784. SALEK-ANDERSON, JAN
1421.	783. SADLER JR., LUTHER F.	1424.	786. SANDERS, DAVID S.
1423.	785. SALZBERG, MARK A.		

1425.	787. SANDERS, JOHN A.	1426.	788. SANPIETRO, RICHARD
1427.	789. SAUE, JACQUELINE M.	1428.	790. SAXE, BERNHARD D.
1429.	791. SCARANO JR., R MICHAEL	1430.	792. SCHAAK, JOHN C.
1431.	793. SCHEIDLER, ALISON R.	1432.	794. SCHER, ROBERT A.
1433.	795. SCHIEBLE, MARK T.	1434.	796. SCHILDER, CHRISTOPHER S.
1435.	797. SCHIRTZER, RONALD	1436.	798. SCHNEIDERMAN, MICHAEL
			G.
1437.	799. SCHOENFELD, SUSAN R	1438.	800. SCHORR, KRISTEL
1439.	801. SCHROEDER, JENNIFER	1440.	802. SCHULTE, LEONARD E.
1441.	803. SCHULTZ, BRYAN S.	1442.	804. SCHULZ, KEVIN R.
1443.	805. SCHWAAB, RICHARD L.	1444.	806. SCHWARCZ, AARON M.
1445.	807. SCHWARTZ, ARTHUR	1446.	808. SCHWARTZ, SUSAN J.
1447.	809. SCHWARZ, CATHERINE	1448.	810. SCOTT, KATHRYN E. A
1449.	811. SEABOLT, SCOTT T.	1450.	812. SEFTON, JOHN T.
1451.	813. SEIDEN, RICHARD F.	1452.	814. SENNETT, NANCY J.
1453.	815. SERWIN, ANDREW B.	1454.	816. SEVELL, ROBERT D.
1455.	817. SHAH, ANKUR D.	1456.	818. SHAPIRO, MICHAEL S.
1457.	819. SHARPE, KARUSHA Y.	1458.	820. SHATZER, LARRY L.
1459.	821. SHEEHAN, TIMOTHY J.	1460.	822. SHELTON, MORGAN W.
1461.	823. SHIPLEY, HOWARD N.	1462.	824. SHIVERS, OLIN G.
1463.	825. SHRINER JR., THOMAS	1464.	826. SHUR, KIMBERLY J.
1465.	827. SIDDON O'BRIEN,	1466.	828. SIGMAN, SCOTT W.
	KATHERINE		
1467.	829. SILBERMANN, JAMES	1468.	830. SILVA, ALBERT P.
1469.	831. SIMKIN, MICHELE M.	1470.	832. SIMMONS, JEFFREY A.
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1475.	837. SINGER, AMIE J.	1476.	838. SKLAR, WILLIAM P.
1477.	839. SLADE III, THOMAS B.	1478.	840. SLAVIN, STEPHEN M.
1479.	841. SLOOK, DAVID W.	1480.	842. SMALL, MICHAEL J.
1481.	843. SMASON, TAMI S.	1482.	844. SMIETANSKI, DEBRA K.
1483.	845. SMITH, JESSICA L.	1484.	846. SMITH, JULIE A.
1485.	847. SMITH, MICHAEL D.	1486.	848. SMITH, MICHAEL S.
1487.	849. SMYLIE, SCOTT K.	1488.	850. SNADER, SHAUN R.
1489.	851. SOBLE, JEFFREY A.	1490.	852. SOLIK, MARY D.
1491.	853. SON, ANTHONY H.	1492.	854. SONG, MICHAEL J.
1493.	855. SORENSEN, ANITA M.	1494.	856. SORTINO, DAVID M.
1495.	857. SOSNOWSKI, LEONARD	1496.	858. SPALDING, TODD N.
1497.	859. SPEHAR, TERESA	1498.	860. SPERANZINI, ANDREW
1499.	861. SPILLANE, THOMAS B.	1500.	862. SPIVEY, JONATHAN R.
1501.	863. SPROW, MARCUS W.	1502.	864. STANGL, PAUL F.
1503.	865. STEFFES, GEORGE R.	1504.	866. STEFFES-FERRI, SUSAN
1505.	867. STEINBERG, JAY A.	1506.	868. STEINMETZ, CHRISTIAN G.
1507.	869. STEPHENSON, ROBERT	1508.	870. STERN, JAMES F.
1509.	871. STERRETT JR., SAMUEL	1510.	872. STEVEN BECKER
1511.	873. STEWART, PAUL A.	1512.	874. STIRRUP, JOHN T.
1513.	875. STOLL, RICHARD G.	1514.	876. STONE, PETER J.
1515.	877. STOREY III, EDWARD A.	1516.	878. STRAIN, PAUL D.
1517.	879. STRATFORD, CAROL A.	1518.	880. STRICKLAND, NATE
			WESLEY
1519.	881. STRUP, NATHANIEL L.	1520.	882. SULLIVAN, JEFFREY M.
1521.	883. SULLIVAN, KIRK N.	1522.	884. SWEITZER, STEPHANIE
1523.	885. SWISS, GERALD F.	1524.	886. SZABO, STEPHEN J.
1525.	887. TAFFORA, KELLI A.	1526.	888. TALARICO, JOSEPH M.
1527.	889. TALESH, SHAUHIN A.	1528.	890. TANNER, LORNA L.
1529.	891. TARANTINO, WILLIAM	1530.	892. TASSO, JON P.

1531.	893. TAVI, ANDREW J.	1532.	894. TAYLOR, ALLEN M.
1533.	895. TAYLOR, GAIL D.	1534.	896. TAYLOR, MICHAEL L.
1535.	897. TAYLOR, STACY L.	1536.	898. TECTOR, LESLIE M.
1537.	899. TEIGEN, RICHARD L.	1538.	900. TENGBERG, VAN A.
1539.	901. TENNEY, FREDERIC T.	1540.	902. THARPE, LISA L.
1541.	903. THIMKE, MARK A.	1542.	904. THORNTON, GLENDA L.
1543.	905. TIBBETTS, JEAN M.	1544.	906. TILKENS, MARK P.
1545.	907. TILL, MARY C.	1546.	908. TOAL, HELEN L.
1547.	909. TODD, STEPHEN	1548.	910. TOFT, PATRICK J.
1549.	911. TOMLINSON, MICHAEL	1550.	912. TORRES, CHRISTOPHER
1551.	913. TOWNSEND, KEITH J.	1552.	914. TRABER, MARTIN A.
1553.	915. TRAMBLEY, C. ANTHONY	1554.	916. TRENTACOSTA, JOHN
1555.	917. TREW, HEATHER M.	1556.	918. TRKLA, KATHRYN M.
1557.	919. TSAO, NAIKANG	1558.	920. TSUCHIHASHI, MARTHA F.
1559.	921. TUCKER IV, JOHN A.	1560.	922. TUCKER, WENDY L.
1561.	923. TULLIUS, LOUIS W.	1562.	924. TURLAIS, JOHN E.
1563.	925. TYNION III, JAMES T.	1564.	926. TYRE, SCOTT P.
1565.	927. TYSON JR., JOSEPH B.	1566.	928. UETZ, ANN MARIE
1567.	929. ULIANO, AMANDA M.	1568.	930. UNDERWOOD, PETER C
1569.	931. UNG, DIANE	1570.	932. URBAN, JENNIFER L.
1571.	933. VAN SICKLEN, MICHAEL B.	1572.	934. VANCE, PAUL C.
1573.	935. VANDENBERG, EGERTON K.	1574.	936. VANOPHEM, JOHN A.
1575.	937. VANRIPER, YVETTE M.	1576.	938. VARON, JAY N.
1577.	939. VAUGHAN, LORI V.	1578.	940. VAZQUEZ, STEVEN W.
1579.	941. VECHIOLA, ROBERT J.	1580.	942. VEDDER, ANDREW T.
1581.	943. VICTOR, DEAN M.	1582.	944. VILLAREAL, CYNTHIA
1583.	945. VOIGTMAN, TIMOTHY	1584.	946. VOM EIGEN, ROBERT P.
1585.	947. VON DRATHEN, KARL	1586.	948. VORLOP, FREDERIC J.
1587.	949. VUCIC, MIKI	1588.	950. WALBY, KATHLEEN M.
1589.	951. WALLACE, HARRY L.	1590.	952. WALLISON, JEREMY L.
1591.	953. WALMER, EDWIN F.	1592.	954. WALSH, DAVID G.
1593.	955. WALTER, RONALD L.	1594.	956. WALTERS, MICHELLE
1595.	957. WALTZ, JUDITH A.	1596.	958. WANG, PETER N.
1597.	959. WAPENSKY, RUSSELL	1598.	960. WARBURG, RICHARD J.
1599.	961. WARE, DABNEY D.	1600.	962. WASHINGTON, SUSANNE C.
1601.	963. WASSON, DEBORAH L.	1602.	964. WAWRZYN, RONALD M.
1603.	965. WAXMAN, J. MARK	1604.	966. WEBER, ROBERT G.
1605.	967. WEGNER, HAROLD C.	1606.	968. WEIDIG, ERIK G.
1607.	969. WEINSHEIMER, WILLIAM C.	1608.	970. WEINSTEIN, MARC K.
1609.	971. WEISS, RICHARD A.	1610.	972. WEISSBLUTH, SAMANTHA E.
1611.	973. WEISSBURG, CARL I.	1612.	974. WELCH JR., JOHN M.
1613.	975. WELCH, SEAN P.	1614.	976. WELLMAN, ARTHUR A.
1615.	977. WELSH III, H. K.	1616.	978. WELSH, SUSAN L.
1617.	979. WENBOURNE, ROBERT	1618.	980. WERBER, STEVEN A.
1619.	981. WERNER, CHRISTOPHER J.	1620.	982. WESTHOFF, BRYAN M.
1621.	983. WHALEY, KEVIN P.	1622.	984. WHEELER, ELLEN M.
1623.	985. WHITLEY, DANIELLE R.	1624.	986. WICK, JON R.
1625.	987. WICKHEM, REBECCA E.	1626.	988. WIECHERT, ERIC M.
1627.	989. WIEDEMANN, HERBERT P.	1628.	990. WIENSCH, ADAM J.
1629.	991. WILEY, EDWIN P.	1630.	992. WILKE, JAMES A.
1631.	993. WILL, TREVOR J.	1632.	994. WILLIAM DICK
1633.	995. WILLIAM DICK	1634.	996. WILLIAMS JR., ALLEN
1635.	997. WILLIAMS, RODERICK	1636.	998. WILLIAMS, TRACY D.
1637.	999. WILLIS, WILLIAM J.	1638.	1000. WILLMORE, STEVEN P.
1639.	1001. WILNAU, DAWN R.	1640.	1002. WILSON, BARRY S.
1641.	1003. WILSON, JOHN K.	1642.	1004. WILSON, JON M.

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| 1643. | 1005. WINER, KENNETH B. | 1644. | 1006. WINER, SAMUEL J. |
| 1645. | 1007. WINKLER, JAMES A. | 1646. | 1008. WITTE, EDWARD B. |
| 1647. | 1009. WITTORFF, KELLY C. | 1648. | 1010. WOLFE JR., WALTER H. |
| 1649. | 1011. WOLFE, RANDOLPH J. | 1650. | 1012. WOLFSON, MARK J. |
| 1651. | 1013. WOLK, MICHAEL D. | 1652. | 1014. WOODALL, KEVIN F. |
| 1653. | 1015. WOODIE, TIFFANY C. | 1654. | 1016. WOODSON, R DUKE |
| 1655. | 1017. WOOLEVER, MICHAEL | 1656. | 1018. WORKMAN, DONALD A. |
| 1657. | 1019. WRIGHT, DEREK L. | 1658. | 1020. WRIGHT, JACQUELINE |
| 1659. | 1021. WRONSKI, ANDREW J. | 1660. | 1022. WRYCHA, PAUL T. |
| 1661. | 1023. YOUNG, BRANDON O. | 1662. | 1024. ZABRISKIE, JOHN F. |
| 1663. | 1025. ZABROWSKI, PATRICK | 1664. | 1026. ZEIGLER, JANET E. |
| 1665. | 1027. ZIBART, CHRISTOPHER | 1666. | 1028. ZIEBERT, JOSEPH N. |
| 1667. | 1029. ZIGMAN, LYNETTE M. | 1668. | 1030. ZIMMERMAN, ROBERT |
| 1669. | 1031. ZIMMERMAN, WALTER | 1670. | 1032. ZINKGRAF, GARY M. |
| 1671. | 1033. ABRAHAM, JR., WILLIAM J. | 1672. | 1034. ABROHAMS, BENJAMIN |
| 1673. | 1035. ACEVEDO, LISA J. | 1674. | 1036. ADAMS, CHRISTI R. |
| 1675. | 1037. ADKINS, AKITA N. | 1676. | 1038. ADLER, M. PETER |
| 1677. | 1039. AGARWAL, PAVAN K. | 1678. | 1040. AIELLO, MARK A. |
| 1679. | 1041. AKERS, BRIAN P. | 1680. | 1042. ALBERT, JR, G. PETER |

1681. SCHIFFRIN & BARROWAY, LLP.

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| 1682. | 1. | ANDREW L. BARROWAY | 1683. | 2. | ANDREW L. ZIVITZ |
| 1684. | 3. | BENJAMIN J. SWEET | 1685. | 4. | CHRISTOPHER L. NELSON |
| 1686. | 5. | DARREN J. CHECK | 1687. | 6. | DAVID KESSLER |
| 1688. | 7. | EDWARD W. CHANG | 1689. | 8. | EDWARD W. CIOLKO |
| 1690. | 9. | ERIC L. ZAGAR | 1691. | 10. | ERIC LECHTZIN |
| 1692. | 11. | GERALD D. WELLS III | 1693. | 12. | GREGORY M. CASTALDO |
| 1694. | 13. | HAL J. KLEINMAN | 1695. | 14. | IAN D. BERG |
| 1696. | 15. | JONATHAN R. CAGAN | 1697. | 16. | JOSEPH H. MELTZER |
| 1698. | 17. | KAREN E. REILLY | 1699. | 18. | KATHARINE M. RYAN |
| 1700. | 19. | KATHERINE B. | 1701. | 20. | KAY E. SICKLES |
| BORNSTEIN | | | | | |
| 1702. | 21. | KENDALL S. ZYLSTRA | 1703. | 22. | KRISHNA B. NARINE |
| 1704. | 23. | MARC A. TOPAZ | 1705. | 24. | MARC D. WEINBERG |
| 1706. | 25. | MARC I. WILLNER | 1707. | 26. | MICHAEL K. YARNOFF |
| 1708. | 27. | PATRICIA C. WEISER | 1709. | 28. | RICHARD A. MANISKAS |
| 1710. | 29. | RICHARD S. SCHIFFRIN | 1711. | 30. | RICHARD S. SCHIFFRIN |
| 1712. | 31. | ROBERT B. WEISER | 1713. | 32. | ROBIN WINCHESTER |
| 1714. | 33. | SANDRA G. SMITH | 1715. | 34. | SEAN M. HANDLER |
| 1716. | 35. | STEPHEN E. CONNOLLY | 1717. | 36. | STEVEN D. RESNICK |
| 1718. | 37. | STUART L. BERMAN | 1719. | 38. | TAMARA SKVIRSKY |
| 1720. | 39. | THOMAS W. GRAMMER | 1721. | 40. | TOBIAS L. MILLROOD |

1722. BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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| 1725. | 3. | ANDRE GIBBS | 1726. | 4. | ANDRE L. MARAIS |
| 1727. | 5. | ANGELO J. GAZ | 1728. | 6. | ANTHONY H. AZURE |
| 1729. | 7. | ARLEN M. HARTOUNIAN | 1730. | 8. | BILL ALFORD |
| 1731. | 9. | BRENT E. VECCHIA | 1732. | 10. | CHUI-KIU TERESA WONG |
| 1733. | 11. | CORY G. CLAASSEN | 1734. | 12. | DAN DEVOS |
| 1735. | 13. | DANIEL OVANEZIAN | 1736. | 14. | DAX ALVAREZ |
| 1737. | 15. | DENNIS G. MARTIN | 1738. | 16. | EDWIN H. TAYLOR |
| 1739. | 17. | ERIC HYMAN | 1740. | 18. | ERIC T. KING |
| 1741. | 19. | FARZAD E. AMINI | 1742. | 20. | GARTH VIVIER |
| 1743. | 21. | GEORGE HOOVER | 1744. | 22. | GEORGE W. HOOVER |

1745.	23.	GORDON LINDEEN	1746.	24.	GREG D. CALDWELL
1747.	25.	HEATHER M. MOLLEUR	1748.	26.	JAMES SCHELLER
1749.	27.	JAMES Y. GO	1750.	28.	JAN CAROL LITTLE- WASHINGTON
1751.	29.	JIM HENRY	1752.	30.	JOHN PATRICK WARD
1753.	31.	JON C. REALI	1754.	32.	JONATHAN S. MILLER
1755.	33.	JORDAN M. BECKER	1756.	34.	JOSEPH LUTZ
1757.	35.	JUDITH A. SZEPESE	1758.	36.	KEVIN G. SHAO
1759.	37.	LARRY J. JOHNSON	1760.	38.	LESTER J. VINCENT
1761.	39.	LISA TOM	1762.	40.	LORI M. STOCKTON
1763.	41.	LORI N. BOATRIGHT	1764.	42.	MARIA E. SOBRINO
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1767.	45.	MARK C. VAN NESS	1768.	46.	MARK L. WATSON
1769.	47.	MARK R. VATUONE	1770.	48.	MICHAEL A. BERNADICOU
1771.	49.	MICHAEL J. MALLIE	1772.	50.	MIMI D. DAO
1773.	51.	NATHAN ELDER	1774.	52.	NORMAN ZAFMAN
1775.	53.	OZZIE JAFFERY	1776.	54.	PAUL A. MENDONSA
1777.	55.	PHILIP A. PEDIGO	1778.	56.	ROBERT B. O'ROURKE
1779.	57.	ROGER W. BLAKELY	1780.	58.	SCOTT HEILESON
1781.	59.	STANLEY W. SOKOLOFF	1782.	60.	STEPHEN M. DE KLERK
1783.	61.	STEVEN LAUT	1784.	62.	SUE HOLLOWAY
1785.	63.	SUK S. LEE	1786.	64.	TAREK N. FAHMI
1787.	65.	THE ESTATE OF MARIA E. SOBRINO (1959 - 2002)	1788.	66.	THINH V. NGUYEN
1789.	67.	THOMAS A. VAN ZANDT	1790.	68.	THOMAS C. WEBSTER
1791.	69.	THOMAS FERRILL	1792.	70.	THOMAS M. COESTER
1793.	71.	TODD M. BECKER	1794.	72.	VANI MOODLEY
1795.	73.	VINCENT ANDERSON	1796.	74.	W. THOMAS BABBITT
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1799. WILDMAN, HARROLD, ALLEN & DIXON LLP

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1802.	3.	ALFERT, REBECCA	1803.	4.	ALLEN, THOMAS D.
1804.	5.	ALLISON, STEPHEN A.	1805.	6.	ANDERSON, AIMEE B.
1806.	7.	ARADO, JOHN J.	1807.	8.	ARVEY, HOWARD
1808.	9.	AUSTIN, BRENT R.	1809.	10.	BARNES, JR., WILLIAM
1810.	11.	BENDER, JOSEPH E.	1811.	12.	BENNETT, MICHAEL P.
1812.	13.	BICKEL, TODD A.	1813.	14.	BLANKSHAIN, MICHAEL R.
1814.	15.	BOHLEN, JON	1815.	16.	BOICE, HEATHER A.
1816.	17.	BORSTEIN, SCOTT R.	1817.	18.	BORUSZAK, BRUCE L.
1818.	19.	BOWER, ALBERT M.	1819.	20.	BROWN, JOHN THOMPSON
1820.	21.	BUCCOLA, CHRISTINA	1821.	22.	BURMAN, MARSHALL
1822.	23.	BURNTON, CAL R.	1823.	24.	CALISOFF, ADAM S.
1824.	25.	CARLSON, DOUGLAS R	1825.	26.	CARNEY, DEMETRIUS
1826.	27.	CARNIE, BRIAN R.	1827.	28.	CHAIT, LELAND H.
1828.	29.	CHANG, GINA M.	1829.	30.	CHRISTMAN, JAMES A.
1830.	31.	CHROUST, DAVID J.	1831.	32.	CLARK, CHAD E.
1832.	33.	COCKRELL, GEOFFREY	1833.	34.	COHEN, SAMUEL S.
1834.	35.	CONLON, ALISON C.	1835.	36.	COOK, WILLIAM J.
1836.	37.	COPLAND, DAVID A.	1837.	38.	COSTELLO, JOHN W.
1838.	39.	FALBE, LAWRENCE W.	1839.	40.	FANCSALI, BETH L.

1840.	41.	FERGUSON, NATHAN E	1841.	42.	FIGLIULO, DONALD E.
1842.	43.	FISCHER, DAVID J.	1843.	44.	FLAYTON, DONALD
1844.	45.	FOCHLER, CRAIG S.	1845.	46.	FONTOURA, LISA M.
1846.	47.	FOX, KATHY P.	1847.	48.	FREEBORN, PAUL K.
1848.	49.	FREY, JOHN E.	1849.	50.	GARRETT, MATTHEW
1850.	51.	GAURON, AFTON L.	1851.	52.	GILBERT, HOWARD N.
1852.	53.	GILLEN, GARY R.	1853.	54.	GILLIGAN, KATHLEEN
1854.	55.	GOGAN, LESLIE	1855.	56.	GOLD, JUDITH A.
1856.	57.	GOLD, NORMAN M.	1857.	58.	GOLDSTEIN, LORI
1858.	59.	GOODMAN, JONATHAN S.	1859.	60.	GORENBERG, KENNETH
1860.	61.	GOTTSHALL, JUSTINE	1861.	62.	GRAY, JEFFREY P.
1862.	63.	GUNN, ROBERT M.	1863.	64.	HAGNELL, KAREN A.
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1866.	67.	HARRIS, JONATHAN A.	1867.	68.	HARROLD, BERNARD
1868.	69.	HEARD, H. RODERIC	1869.	70.	HENGSBACH, BETHANY
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1872.	73.	HIGHT, DAVID H.	1873.	74.	HOFFMAN, RICHARD
1874.	75.	HOLLEB, MARSHALL	1875.	76.	HOPP, ANTHONY G.
1876.	77.	HOWARD, KATHLEEN	1877.	78.	HOWARD, PETER M.
1878.	79.	HRTANEK, CATHLEEN	1879.	80.	HUDDLE, MARK
1880.	81.	IGEL-CAMILONE, MARLENE	1881.	82.	JANCASZ, RICHARD J.
J.					
1882.	83.	JOHNSON, RICHARD C.	1883.	84.	KAEDING, MICHAEL A.
1884.	85.	KANTER, DAVID A.	1885.	86.	KANTER, MARTHA D.
1886.	87.	KEFALOS, NICHOLAS	1887.	88.	KEILEY, ELIZABETH
1888.	89.	KHANDEKAR, MANOJ	1889.	90.	KIM, CHARLES C.
1890.	91.	KIMBALL, ANNE G.	1891.	92.	KLEIN, STEVEN H.
1892.	93.	KOLKMEIER, KIP	1893.	94.	KOSC, JEFFREY
1894.	95.	KROMKOWSKI, MARK	1895.	96.	KUENSTLER, JOHN F.
1896.	97.	KUNKLE, WILLIAM J.	1897.	98.	KURFIRST, LEONARD S
1898.	99.	LANDES, STEPHEN	1899.	100.	LAPORTE, MICHAEL R.
1900.	101.	LAUER, SUSAN M.	1901.	102.	LAZAR, DENISE A.
1902.	103.	LEFFELMAN, DEAN J.	1903.	104.	LETCHINGER, JOHN
1904.	105.	LEWIS, BRIAN W.	1905.	106.	LISIECKI, LUCY
1906.	107.	LONG, REBECCA R.	1907.	108.	LORCH, KENNETH F.
1908.	109.	LUBURIC, JOHN A.	1909.	110.	LUSK, MICHAEL
1910.	111.	LYNCH, THOMAS M.	1911.	112.	MADONIA, JOSEPH F.
1912.	113.	MANDLY, JR., CHARLES R.	1913.	114.	MARTYN W. MOLYNEAUX
1914.	115.	MATYAS, THOMAS I.	1915.	116.	MCATEE, MICHELLE
1916.	117.	MCCANN, R. MICHAEL	1917.	118.	MCCLUGGAGE, MICHAEL
1918.	119.	MCELROY, EDWARD M	1919.	120.	MCGARRY, ANNETTE
1920.	121.	MCGINNESS, JEFFREY	1921.	122.	MCGOVERN, JOHN E.
1922.	123.	MCKITTRICK, ETHAN	1923.	124.	MERSCH, ANGELA R.
1924.	125.	MICHAEL DOCKTERMAN	1925.	126.	MIGDAL, SHELDON P.
1926.	127.	MILLER, LAURIE M.	1927.	128.	MILLER, MARK P.
1928.	129.	MILLER, MATTHEW S.	1929.	130.	MITCHELL, NICHOLAS
1930.	131.	MURPHY, BART T.	1931.	132.	MURTISHI, RRAIM
1932.	133.	NEWMAN, ROBERT W.	1933.	134.	NEWTON, CARRIE
1934.	135.	NICHOLS, JULIE M.	1935.	136.	NOCERA, NICOLE
1936.	137.	NOLAN, HEATHER E.	1937.	138.	OLSON, SARAH L.
1938.	139.	OPPENHEIM, DAVID M.	1939.	140.	OWENS, MARCIA K.
1940.	141.	PALMER, RICHARD C.	1941.	142.	PASCHKE, JOEL C.
1942.	143.	PETERS, DANIEL J.	1943.	144.	POKORNY, WILLIAM R
1944.	145.	POLICHAK, JAMES W. JR.	1945.	146.	PROCHNOW, DOUGLAS
1946.	147.	RIAHEL, MELISSA M.	1947.	148.	RING, THOMAS J.
1948.	149.	ROBERTS, JOHN A.	1949.	150.	ROSENBLUM, MICHAEL F.

1950.	151. ROTH, ALAN B.	1951.	152. ROTH, MICHAEL M.
1952.	153. RUBIN, JAMIE	1953.	154. SCHEER, D. KEITH
1954.	155. SCHOEFFEL, AMY	1955.	156. SCHULZ, FRED E.
1956.	157. SEFTON, BEAU C.	1957.	158. SEMENEK, SCOTT A.
1958.	159. SHARMA, RAJITA	1959.	160. SHUFTAN, ROBERT L.
1960.	161. SIMMONS, LISA S.	1961.	162. SIMON, DAVID M.
1962.	163. SINGER, ERIC L.	1963.	164. SKILKEN, MELISSA S.
1964.	165. SLOBODIEN, ANDREW	1965.	166. SMITH, DEREK C.
1966.	167. SMITH, GREGORY M.	1967.	168. SMITH, JOSHUA L.
1968.	169. SMOLENSKY, KIRSTEN	1969.	170. SNYDER, JAMES M.
1970.	171. SNYDER, MARTIN D.	1971.	172. SNYDER, THOMAS H.
1972.	173. SOLOMON, AARON	1973.	174. STERN, CHARLES A.
1974.	175. STEVENS, CYNTHIA B.	1975.	176. STRAUB, JENEE M
1976.	177. STREET, R. JOHN	1977.	178. SUGAR, BRYAN P.
1978.	179. THIES, RICHARD B.	1979.	180. TOMARAS, PETER A.
1980.	181. TOMCHEY, HOLLY L.	1981.	182. TOON, JASON M.
1982.	183. TRAVIS, SHERRIE	1983.	184. VALLAS, DAVID P.
1984.	185. VAN VUREN, THERESA	1985.	186. VITULLO, LOUIS P.
1986.	187. VOGTS, JAMES B.	1987.	188. WAGNER, ROBERT.
1988.	189. WAHLEN, EDWIN A.	1989.	190. WEINSTEIN, DAVID L.
1990.	191. WHITE, CRAIG M.	1991.	192. WILDMAN, MAX
1992.	193. WOLF, NEIL G.	1993.	194. WULFSTAT, ALLAN A.
1994.	195. YAGHMAI, MIKE M.	1995.	196. YAO, WAYNE
1996.	197. YOUNG, JONATHAN	1997.	198. ZAENGLE, EDWARD P

**NON-DISCLOSURE AGREEMENTS, NON-COMPETE EMPLOYMENT
AGREEMENTS, STRATEGIC
ALLIANCES, LICENSEES, PATENT DISCLOSURES, OTHER CONTRACTS
REQUIRING CONFIDENTIALITY**

<u>COMPANY</u>	<u>FULL NAME – NDA SIGNOR</u>
1998. 1. ART.COM	1999. 2. JOHN HALLBERG
2000. 3. ARTHUR ANDERSEN & COMPANY SC	2001. 4. PARAAG K. MEHTA
2002. 5. ARTHUR ANDERSEN & COMPANY SC	2003.
2004. 7. ARTHUR ANDERSEN LLP	2005. 8. MARK LAURENCE BERENBLUT
2006. 9. ARTHUR J. GALLAGHER & CO	
2007. 10. ARTIST DIRECT	2008. 11. MARC GEIGER
2009. 12. ARTIST DIRECT	2010. 13. JONATHAN TROEN
2011. 14. ARTISTS MANAGEMENT GROUP - AMG	2012. 15. SCOTT MCGHEE
2013. 16. ARVIDA/JMB PARTNERS, L.P.	2014. 17. JUDD D. MALKIN
2015. 18. ASSOCIATED GROUP, INC.	2016. 19. DAVID J. BERKMAN
2017. 20. ASSOCIATED GROUP, INC.	2018. 21. BRENT GRAY
2019. 22. ASSOCIATION FOR MANUFACTURING INVENTIONS, THE	2020. 23. BONNIE GURNEY
2021. 24. AT&T	2022. 25. PATRICK SAINT-LAURENT

COMPANY**FULL NAME – NDA SIGNOR**

2023.	26.	AT&T	2024.	27.	ELIZABETH (LIBBY) BRENNAN
2025.	28.	AT&T CORP.	2026.	29.	JOSEPH SALENETRI CVE
2027.	30.	AT&T CORP.	2028.	31.	MICHAEL C. ARMSTRONG
2029.	32.	AT&T CORP.	2030.	33.	DAN PERRY
2031.	34.	AT&T SOLUTIONS	2032.	35.	ANA C. PETERSON
		JP MORGAN	2034.	37.	L. SCOTT PERRY
2033.	36.	AT&T SOLUTIONS	2036.	39.	JOSH HOLPZMAN
		JP MORGAN	2038.	41.	ALLEN SHAPIRO
2035.	38.	ATHLETESDIRECT	2040.	43.	JONATHAN S. ROBBINS
2037.	40.	ATLAS	2042.	45.	IRL NATHAN
		ENTERTAINMENT	2044.	47.	BRENDA WEAVER
2039.	42.	ATLAS, PEARLMAN, TROP & BORKSON, P.A.	2046.	49.	MARK KANE
2041.	44.	ATOM FILMS	2048.	51.	J. JEREMY HOGUE
2043.	46.	ATTORNEYS.COM	2050.	53.	SARAH LIPSCOMB
2045.	48.	AUCTION	2052.	55.	WILLIAM R. WOODWARD
		MANAGEMENT SOLUTIONS, INC.	2054.	57.	ALEXANDER SUH
2047.	50.	AUDAX	2056.	59.	IMELDA FORD
		MANAGEMENT COMPANY, LLC	2058.	61.	ALBERT CHIANG
2049.	52.	AUDAX	2060.	63.	HANK POWELL
		MANAGEMENT COMPANY, LLC	2062.	65.	JOHN J. LOFQUIST
2051.	54.	AVALON	2064.	67.	STEPHEN WILSON
		INVESTMENTS INC.	2066.	69.	MARK DALZIEL
2053.	56.	CALIFORNIA	2068.	71.	THOMAS TOLL
		INVENTIONS VENTURES, LLC	2070.	73.	LEE GERBER
2055.	58.	CAPITA	2072.	75.	CHRIS P. B.
		TECHNOLOGIES	2074.	77.	J. DAVID GRISSOM
2057.	60.	CATTERTON	2076.	79.	BEN DOWNS
		PARTNERS	2078.	81.	PAUL ROGERS
2059.	62.	CB CORPORATE	2080.	83.	ERIC CAMIRAND
		FINANCE, INC.	2082.	85.	CURT MARVIS
2061.	64.	CENTRACK	2084.	87.	ERIC STEIN
		INTERNATIONAL	2086.	89.	BRUCE DAVID EISEN
2063.	66.	CHASE H&Q	2088.	91.	ALAN GLASS
2065.	68.	CHASE	2090.	93.	EDWARD E. IACOBUCCI
		MANHATTAN PRIVATE BANK, N.A.			
2067.	70.	CHATFISH			
2069.	72.	CHG ALLIED, INC.			
2071.	74.	CHRIS P. B.			
2073.	76.	CHRYSALIS			
		VENTURES			
2075.	78.	CIBC WORLD			
		MARKETS / OPPENHEIMER			
2077.	80.	CIBC WORLD			
		MARKETS / OPPENHEIMER			
2079.	82.	CINAX DESIGNS			
		INC.			
2081.	84.	CINEMANOW, INC.			
2083.	86.	CINEMANOW, INC.			
2085.	88.	CINEMANOW, INC.			
2087.	90.	CIRCOR			
		CONNECTIONS			
2089.	92.	CITRIX SYSTEMS,			

COMPANY**FULL NAME – NDA SIGNOR**

INC.

2091.	94. CLEARVIEW NETWORKS	2092.	95. AIDAN P. FOLEY
2093.	96. CLEARVIEW NETWORKS, INC.	2094.	97. KOICHI YANAGA
2095.	98. CLEARVIEW NETWORKS, INC.	2096.	99. WAI MAN VONG
2097.	100. CLEARVIEW NETWORKS, INC.	2098.	101. NAK PHAINGDY
2099.	102. COBRIN GITTES & SAMUEL	2100.	103. RAYMOND JOAO
2101.	104. COLUMBIA TRISTAR MOTION PICTURE GROUP A SONY PICTURES ENTERTAINMENT COMPANY	2102.	105. JAMES L. HONORÉ
2103.	106. COMCAST	2104.	107. STEVEN M. HEEB
2105.	108. COMMONWEALTH ASSOCIATES LP	2106.	109. INDER TALLUR
2107.	110. COMMUNICATIONS EQUITY ASSOCIATES	2108.	111. BRYAN CRINO
2109.	112. COMMUNICATIONS EQUITY ASSOCIATES	2110.	113. THOMAS J. MACCRORY
2111.	114. COMPAQ COMPUTERS - ECOMMERCE	2112.	115. JOE KAPP
2113.	116. CONCORD CAMERA CORP.	2114.	117. IRA B. LAMPERT
2115.	118. CONCORD CAMERA CORP.	2116.	119. JOEL GOLD
2117.	120. CONVERGENT COMPANIES, INC.	2118.	121. GREG BROGGER
2119.	122. COVI STUDIOS	2120.	123. PLAMEN
2121.	124. COX INTERACTIVE MEDIA, INC.	2122.	125. LOUIS M. SUPOWITZ
2123.	126. CREATIVE ARTISTS AGENCY	2124.	127. ERROL GERSON
2125.	128. CREATIVE ARTISTS AGENCY, INC.	2126.	129. JOSH POLLACK
2127.	130. DOCUMENTATION SERVICES INTERNATIONAL, INC.	2128.	131. CARL LUCCHI
2129.	132. DONALDSON, LUFTKIN & JENERRETE	2130.	133. BEN DUROSA
2131.	134. DONALDSON, LUFTKIN & JENERRETE	2132.	135. MITCH LESTER
2133.	136. DOYLE OCCUPATIONAL HEALTH AND TRAINING	2134.	137. JASON SPEAKS
2135.	138. DRAFT WORLDWIDE	2136.	139. HOWARD DRAFT
2137.	140. DRAKE ALEXANDER & ASSOCIATES, INC.	2138.	141. JEFF MORRIS
2139.	142. DRAKE ALEXANDER ASSOCIATES, INC.	2140.	143. ANTHONY D'AMATO
2141.	144. DREAMCASTLE/KERRY GORDY ENTERPRISES	2142.	145. KERRY GORDY
2143.	146. DREIER & BARITZ LLP	2144.	147. RAYMOND A. JOAO
2145.	148. DVD PATENT POOL	2146.	149. KENNETH RUBENSTEIN
2147.	150. E- MOD.COM, INC. (EDUCATIONAL MEDIA ON DEMAND)	2148.	151. ROBERT DUNLAP

COMPANY**FULL NAME – NDA SIGNOR**

2149.	152. E OFFERING CORP	2150.	153. ROBERT D. LONG
2151.	154. E OFFERING CORPORATION	2152.	155. ROBERT D. LOWE
2153.	156. EARTHLINK NETWORK, INC.	2154.	157. KEVIN M. O'DONNELL
2155.	158. EARTHLINK NETWORK, INC.	2156.	159. SKY DYLAN DAYTON
2157.	160. EASTMAN KODAK COMPANY	2158.	161. TOM BERARDUCCI
2159.	162. EASTMAN KODAK COMPANY/DIGITAL & APPLIED IMAGING	2160.	163. PHILIP GERSKOVICH
2161.	164. EASTWEST VENTUREGROUP	2162.	165. PAUL NADEL
2163.	166. ECARE SOULTIONS, INC.	2164.	167. RONALD W. MILLS, SR.
2165.	168. ECH CONSULTING	2166.	169. EDMUND CHAVEZ
2167.	170. ECLIPSYS CORPORATION	2168.	171. HARVEY J. WILSON
2169.	172. ECLIPSYS/HEALTH VISION, INC.	2170.	173. STEPHANIE MASSENGILL
2171.	174. EDNET, INC.	2172.	175. RANDY SELMAN
2173.	176. EMERALD CAPITAL PARTNERS, INC.	2174.	177. ERIC M. CHEN
2175.	178. EMERALD CAPITAL PARTNERS, INC.	2176.	179. MAURICE BUCHSBAUM
2177.	180. ENRON BROADBAND SERVICES	2178.	181. SILVIA VEITIA
2179.	182. FRAN VEST, A DIVISION OF SHEPARD COMPANIES	2180.	183. LARRY PETTIT
2181.	184. FURR & COHEN P. A.	2182.	185. BRADLEY (BRAD) S.SHRAIBERG, ESQ.
2183.		2184.	186. BILL GERBER
2185.	187. GARG DATA INTERNATIONAL	2186.	188. SUSHIL GARG
2187.	189. GATEWAY, INC.	2188.	190. ROBERT "ROB" MARQUSEE
2189.	191. GDI	2190.	192. ROBERT L. WEIL
2191.	193. GDI	2192.	194. DONALD G. KANE II
2193.	195. GEAR MAGAZINE	2194.	196. ROBERT GUCCIONE
2195.	197. GEAR MAGAZINE	2196.	198. NAOMI MIDDELMAN
2197.	199. GENESIS VENTURES, LLC	2198.	200. STEVEN T. JOANIS
2199.	201. GERICO STATE CAPITAL	2200.	
2201.	202. GETTY IMAGES, INC.	2202.	203. JOHN GONZALEZ
2203.	204. GETTY IMAGES, INC. - ART.COM	2204.	205. BILL LEDERER
2205.	206. GLOBAL CROSSING, LTD./PACIFIC CAPITAL GROUP	2206.	207. GARY WINNICK
2207.	208. GOLDEN SHADOW PICTURES	2208.	209. JON JACOBS
2209.	210. GOLDMAN SACHS GROUP, INC.	2210.	211. JEFFREY & SHELDON FRIEDSTEIN
2211.	212. GOLDMAN SACHS GROUP, INC.	2212.	213. DONALD G. KANE II
2213.	214. GOLDSTEIN LEWIN	2214.	215. JENNIFER LEWIN
2215.	216. GOLDSTEIN LEWIN & CO.	2216.	217. GERALD R. LEWIN

COMPANY**FULL NAME – NDA SIGNOR**

2217. 218. GOLDSTEIN LEWIN & COMPANY	2218. 219. ERIKA LEWIN
2219. 220. GOTTLIEB, RACKMAN & REISMAN, P.C.	2220. 221. MICHAEL I. RACKMAN
2221. 222. GRANITE VENTURES	2222. 223. BORG ADAMS
2223. 224. GREAT EXPECTATIONS	2224. 225. LEVINE, MICHAEL
2225. 226. GREG MANNING AUCTIONS	2226. 227. GREG MANNING
2227. 228. GRINBERG WORLDWIDE IMAGES	2228. 229. GABRIELLE BRENNER
2229. 230. GRUNTAL & COMPANY	2230. 231. LEO ABBE
2231. 232. GRUNTAL & COMPANY	2232. 233. JEFFREY BERMAN
2233. 234. GRUNTAL & COMPANY	2234. 235. RICHARD L. SERRANO
2235. 236. GRUNTAL & COMPANY	2236. 237. WILLIAM J. GRAMAS
2237. 238. GRUNTAL & COMPANY	2238. 239. MITCHELL WELSCH
2239. 240. GULFSTREAM CAPITAL GROUP, L.C.	2240. 241. HARVEY KAYE
2241.	2242. 242. KADIE LIBESCH
2243. 243. H.I.G. CAPITAL	2244. 244. JACQUELINE ROSALES
2245. 245. HACHETTE FILIPACCHI MEDIA	2246. 246. GERALD DE ROQUEMAUREL
2247. 247. I VIEW IT	2248. 248. KEVIN J. LOCKWOOD
2249. 249. I VIEW IT	2250. 250. SIMON L. BERNSTEIN
2251. 251. I VIEW IT	2252. 252. WILLIAM R. KASSER
2253. 253. I VIEW IT	2254. 254. PAUL W. MELNYCHUCK
2255. 255. I VIEW IT	
2256. 257. I VIEW IT	
2257. 259. IBEAM	2258. 260. CHRIS PAPPAS
2259. 261. IBEAM BROADCASTING, INC.	2260. 262. MARTIN A. CAMI
2261. 263. ICEBOX.COM	2262. 264. BRAD FELDMAN
2263. 265. IDEAL CONDITIONS	2264. 266. IRV YACHT
2265. 267. IFILM.COM	2266. 268. JESSE JACOBS
2267. 269. IFX CORPORATION	2268. 270. JOEL M. EIDELSTEIN
2269. 271. IIGROUP, INC.	2270. 272. BRUCE HAUSMAN
2271. 273. IIGROUP, INC.	2272. 274. NEIL SWARTZ
2273. 275. INDUSTRY ENTERTAINMENT	2274. 276. LYNWOOD SPINKS
2275. 277. INFINITE LOGIC MANAGEMENT, LLC	2276. 278. JOSH EIKOV
2277. 279. INTEGIC	2278. 280. WILLIAM M. SENICH
2279. 281. INTEL	2280. 282. LARRY PALLEY
2281. 283. INTER@CTIVATE, INC.	2282. 284. PETER FELDMAN
2283. 285. INTERACTIVE TELECOM NETWORK, INC	2284. 286. BRAD WEBER
2285. 287. INTERNATIONAL NETWORK GROUP	2286. 288. JOHN REYNOLDS

COMPANY**FULL NAME – NDA SIGNOR**

2287.	289. INTERNET INVESTMENT BANKING SERVICES	2288.	290. RICHARD HOLMAN
2289.	291. INTERNETTRAIN	2290.	292. WALTER MEREMIANIN
2291.	293. INTERNETTRAIN	2292.	294. NICHOLAS MEREMIANIN
2293.	295. INTERPACKET GROUP	2294.	296. BRETT MESSING
2295.	297. IVIEWIT	2296.	298. SCOTT MURPHY
2297.	299. IVIEWIT	2298.	300. LINDA SHERWIN
2299.	301. IVIEWIT	2300.	302. REDJEM BOUHENGUEL
2301.	303. IVIEWIT	2302.	304. DIANA ISRAEL
2303.	305. IVIEWIT	2304.	306. COURTNEY JURCAK
2305.	307. IVIEWIT	2306.	308. LOUISE TOVATT
2307.	309. IVIEWIT	2308.	310. RAYMOND T. HERSH
2309.	311. MILWAUKEE SCHOOL OF ENGINEERING	2310.	312. DR. CHRISTOPHER TAYLOR
2311.	313. IVIEWIT	2312.	314. JENNIFER A. KLUGE
2313.	315. IVIEWIT	2314.	316. MARTHA MANTECON
2315.	317. IVIEWIT	2316.	318. ROSS MILLER
2317.	319. IVIEWIT	2318.	
2319.	321. IVIEWIT	2320.	322. STEVE L. SKLAR
2321.	323. IVIEWIT	2322.	324. BLAZE BENHAM
2323.	325. IVIEWIT	2324.	326. JACK P. SCANLAN
		2325.	327. PETER S. LEE
2326.	328. IVIEWIT	2327.	329. LAWRENCE ALLAN MONDRAGON
2328.	330. IVIEWIT	2329.	331. VINCE BANK
2330.	332. IVIEWIT	2331.	333. VASILY ZOLOTOV
2332.	334. IZ.COM INCORPORATED/VISION ART MANAGEMENT	2333.	335. SCOTT SCHWARTZ
2334.	336. J. H. WHITNEY & CO.	2335.	337. PETER J. HUFF
2336.	338. MEDIOL.COM	2337.	339. ERIC CHEN
2338.	340. MEGASYSTEMS, INC.	2339.	341. HILARY A. GRINKER
2340.	342. METRO GOLDWYN MAYER	2341.	343. DAVID RONDAN
2342.	344. METRO GOLDWYN MAYER	2343.	345. MEGAN CRAWFORD
2344.	346. MEVC.COM, INC.	2345.	347. JOHN GRILLOS
2346.	348. MIND ARROW SYSTEMS/INTERNATIONAL NETWORK GROUP	2347.	349. TOM BLAKELEY
2348.	350. MONARCH VENTURES	2349.	351. ROBERT P. GUYTON, JR.
2350.	352. MONARCH VENTURES	2351.	353. KATY FALAKSHAHI, PH.D.
2352.	354. MORGAN CREEK COMPANIES	2353.	355. JAMES G. ROBINSON
2354.	356. MOTION POINT	2355.	357. WILL FLEMING
2356.	358. MOTOROLA/GENERAL INSTRUMENT CORPORATION	2357.	359. LOU MASTROCOLA

COMPANY**FULL NAME – NDA SIGNOR**

2358.	360. MOVIEFLY		
2359.	361. MPINET	2360.	362. DUANE BARNES
2361.	363. MTVI GROUP	2362.	364. GENNADIY BORISOV
2363.	365. MUSICBANK	2364.	366. DON ROSENFELD
2365.	367. MUSICBANK, INCORPORATED	2366.	368. PIERCE LEDBETTER
2367.	369. MYCFO INC.		
2368.	371. MYCITY.COM	2369.	372. WOLF SHLAGMAN
2370.	373. NANCY ROSE & ASSOCIATES	2371.	374. NANCY Y. ROSE
2372.	375. NATIONAL ASSOCIATION OF MEDIA INVENTIONS CENTERS(NAMTC)	2373.	376. JON WIBBELS
2374.	377. NCR	2375.	378. KATHLEEN HOFFER
2376.	379. NEC	2377.	380. LARRY MCCAIN
2378.	381. NETCUBATOR	2379.	382. GEMAL SEEDE
2380.	383. NEURON BROADCASTING TECHNOLOGIES	2381.	384. RONALD CROPPER
2382.	385. NOMAD FILM PROJECT, THE	2383.	386. JENS JOHANSEN
2384.	387. NY ARCHDIOCESE	2385.	388. MIKE LAVERY
2386.	389. OASIS OUTSOURCING, INC.	2387.	390. DAVE BROWN
2388.	391. OCEAN DRIVE MAGAZINE	2389.	392. MARC ABRAMS
2390.	393. ON2.COM INC.	2391.	394. DAN MILLER
2392.	395. ON2.COM INC.	2393.	396. STRAUSS ZELNICK
2394.	397. ONE LIBERTY VENTURES	2395.	398. DUNCAN MCCALLUM
2396.	399. ONLOAN	2397.	400. RICHARD POLUMBO
2398.	401. ONLOAN	2399.	402. BARNEY DANZANSKY
2400.	403. ONVISION TECHNOLOGIES	2401.	404. RICHARD E. BENNETT
2402.	405. ONVISION TECHNOLOGIES	2403.	406. WILLIAM SWARTZ
2404.	407. OPENGRAPHICS CORPORATION	2405.	408. STEVE SUTHERLAND
2406.	409. OPPENHEIMERFUN DS	2407.	410. AL NAGARAJ
2408.	411. PACIFIC CAPITAL GROUP, INC.	2409.	412. ROBERT WEBSTER
2410.	413. PACIFIC CAPITAL GROUP, INC.	2411.	414. GREGG W. RITCHIE
2412.	415. PACKET VIDEO CORP	2413.	416. JIM CAROL
2414.	417. PAINE WEBBER GROUP INC.	2415.	418. MARTIN D. MAGIDA
2416.	419. PAINE WEBBER GROUP INC	2417.	420. PETER ZURKOW
2418.	421. PAINE WEBBER GROUP INC.	2419.	422. FRANK DRAZKA
2420.	423. PARAMOUNT PICTURES	2421.	424. ROBERT G. FRIEDMAN
2422.	425. PARATECH RESOURCES INC.	2423.	426. STUART BELLOFF
2424.	429. PAUL C. HEESCHEN CONSULTING	2425.	430. PAUL C. HEESCHEN

COMPANY**FULL NAME – NDA SIGNOR**

2426.	431. PAUL C. PERSHES	2427.	432. PAUL C. PERSHES
2428.	433. PAUL C. REISCHE	2429.	434. PAUL C. REISCHE
2430.	435. PAYFORVIEW.COM	2431.	436. DAN SCOTT
2432.	437. PEPPER HAMILTON LLP	2433.	438. STEVE FEDER
2434.	439. PEQUOT CAPITAL MANAGEMENT, INC.	2435.	440. JAMES P. MCNIEL
2436.	441. RAYMOND JAMES & ASSOCIATES	2437.	442. MICHAEL KRALL
2438.	443. RAYMOND JAMES & ASSOCIATES	2439.	444. REUBEN JOHNSON
2440.	445. RAYMOND JAMES & ASSOCIATES	2441.	446. BO GODBOLD
2442.	447. RAYMOND JAMES & ASSOCIATES	2443.	448. PHIL LEIGH
2444.	449. RAYMOND JAMES & ASSOCIATES, INC.	2445.	450. DR. ROBERT D. DRESSLER-SC.
2446.	451. RAZORFISH, INC.	2447.	452. JOHN SCAPPATURA
2448.	453. REAL 3D@, INC./INTEL SGI & LOCKHEED	2449.	454. ROSALIE BIBONA
2450.	455. REAL 3D@, INC./INTEL SGI & LOCKHEED	2451.	456. STEVE COCHRAN
2452.	457. REAL 3D@, INC./INTEL SGI & LOCKHEED	2453.	458. TIM CONNOLLY
2454.	459. REAL 3D@, INC./INTEL SGI & LOCKHEED	2455.	460. GERALD W. STANLEY
2456.	461. REAL 3D@, INC./INTEL SGI & LOCKHEED	2457.	462. DAVID BOLTON
2458.	465. REALCAST	2459.	466. STEVEN KIMMEL
2460.	467. REALNETWORKS INC.	2461.	468. BRANT WILLIAMS
2462.	469. REALSELECT, INC.	2463.	470. JONATHAN GREENBLATT
2464.	471. RED DOT NET	2465.	472. THOMAS A. SZABO
2466.	473. RED LEAF VENTURE CAPITAL	2467.	474. LYNDA KEELER
2468.	475. REDPOINT VENTURES/BRENTWOOD VENTURES	2469.	476. G. BRADFORD JONES
2470.	477. REDPOINT VENTURES/BRENTWOOD VENTURES	2471.	478. GREG MARTIN
2472.	479. REEF@	2473.	480. PHILIPPE BRAWERMAN
2474.	481. REGENESIS HOLDINGS INC.	2475.	482. MITCHELL B. SANDLER
2476.	483. REVOLUTION VENTURES	2477.	484. JASON JORDAN
2478.	485. RIPP ENTERTAINMENT GROUP	2479.	486. ARTIE RIPP
2480.	487. ROBERT M. CHIN	2481.	488. ROBERT M. CHIN
2482.	489. SHARP	2483.	490. GEORGE O. ROBERTS, JR.
2484.	491. SHELTER VENTURES	2485.	492. ART BILGER
2486.	493. SHELTER VENTURES	2487.	494. KEVIN WALL
2488.	495. SHIRO F. SHIRAGA	2489.	496. SHIRO F. SHIRAGA
2490.	497. SIAR CAPITAL	2491.	498. PHIL ANDERSON
2492.	499. SIGHTSOUND TECHNOLOGIES	2493.	500. SCOTT SANDER

COMPANY**FULL NAME – NDA SIGNOR**

2494.	501. SIGNCAST	2495.	502. KEVIN BERG
2496.	503. SILVER LINING PRODUCTIONS	2497.	504. LINDA K. HALPERT
2498.	505. SILVER YOUNG FUND	2499.	506. LAWRENCE SILVER
2500.	507. SILVER YOUNG FUND	2501.	508. ALAN YOUNG
2502.	509. SITESNET.COM	2503.	510. CONRAD VERNON
2504.	511. SMARTSPEED	2505.	512. AL WOODRUFF
2506.	513. SOLIDWORKS CORPORATION	2507.	514. JON K. HIRSCHTICK
2508.	515. SOLOMON SMITH BARNEY	2509.	516. MICHAEL GUYTAN
2510.	517. SOLOMON SMITH BARNEY	2511.	518. MICHAEL CHRISTENSON
2512.	519. SONY PICTURES DIGITAL ENTERTAINMENT	2513.	520. DOUGLAS CHEY
2514.	521. SONY PICTURES DIGITAL ENTERTAINMENT	2515.	522. CORII BERG
2516.	523. SOTHEBY'S HOLDINGS, INC.	2517.	524. A. ALFRED TAUBMAN
2518.	525. SOUTHEAST INTERACTIVE	2519.	526. DAVID C. BLIVIN
2520.	527. SOUTHEAST RESEARCH PARTNERS/RYAN BECK	2521.	528. PETER ENDERLAN
2522.	529. SPORTSCHANNEL FLORIDA, INC.	2523.	530. ROD MICKLER
2524.	531. SPORTSLINE USA, INC.	2525.	532. GREG LEWIS
2526.	533. SPORTSLINE USA, INC.	2527.	534. MICHAEL LEVY
2528.	535. SPRING COMMUNICATIONS, INC.	2529.	536. JOHN RUBEY
2530.	537. SPROUT GROUP	2531.	538. BEN DEROSA
2532.	539. SRO CONSULTANTS/MICROSOFT	2533.	540. MIKE MCGINLEY
2534.		2535.	541. RICHARD CHWATT
2536.	542. STAMPFINDER.COM	2537.	543. RICHARD LEHMAN
		2538.	544. STEVEN J. PEREGE
2539.	545. STREAMCENTER.COM		
2540.	546. STREAMING EYE MEDIA		
2541.	547. STREAMING SOLUTIONS INC.	2542.	548. JIM ERIKSON
2543.	549. STREAMINGMEDIA.COM	2544.	550. RICHARD BOWSHER
2545.	551. SUPERSCAPE INC.	2546.	552. STEVE TIMMERMAN
2547.	553. SUPERSCAPE INC.	2548.	554. JOHN KING
2549.	555. SWISS LIFE COMPANIES	2550.	
2551.	556. SY PARTNERS	2552.	557. LAWRENCE M. SILVER
2553.	558. SYLVAN VENTURES	2554.	559. BRETT FORMAN
2555.	560. TALISMAN GROUP	2556.	561. LAWRENCE TALISMAN
2557.	562. VERTEX GROUP, INC.	2558.	563. ROBERT ZELINKA
2559.	564. VERTICALNET	2560.	565. DEAN SIVLEY

COMPANY**FULL NAME – NDA SIGNOR**

2561.	566. VIACOM ENTERTAINMENT GROUP	2562.	567. THOMAS B. MCGRATH
2563.	568. VIANT	2564.	569. BRIAN SPAULDING
2565.	570. VIDEO ON DEMAND NETWORK	2566.	571. RONALD J. OBSGARTEN
2567.	572. VIDYAH, LLC	2568.	573. NOAH E. HOCKMAN
2569.	574. VIEWPOINT	2570.	575. ROBERT RICE
2571.	576. VIRAGE, INC.	2572.	577. CHRIS TORKELSON
2573.	578. VIRTUAL IMPACT PRODUCTIONS, INC.	2574.	579. MICHELLE L. ROBINSON
2575.	580. VIRTUAL WORLD FILMS	2576.	581. DAVID A. BERGEN
2577.	582. VISIONEER	2578.	583. MURRAY DENNIS
2579.	584. VISUAL DATA CORPORATION	2580.	585. ALAN M. SAPERSTEIN
2581.	586. VISUAL DATA CORPORATION	2582.	587. RANDY S. SELMAN
2583.	588. VISUAL DATA CORPORATION	2584.	589. TERENCE LEE
2585.	590. VISUAL DATA CORPORATION	2586.	591. TERENCE LEE
2587.	592. VODUSA	2588.	593. SCOTT MARQUARDT
2589.	594. VULCAN VENTURES AND OUR WORLD LIVE	2590.	595. DAVID J. COLTER
2591.	596. WACHENHUT RESOURCES, INC.	2592.	597. MICHAEL A. VIOLA
2593.	598. WACHOVIA BANK	2594.	599. JOE S. LEE
2595.	600. WACHOVIA SECURITIES, INC.	2596.	601. CLAIRE J. WIGGILL
2597.	602. WACHOVIA SECURITIES, INC.	2598.	603. DAVID A. BUCHSBAUM
2599.	604. WACHOVIA SECURITIES, INC.	2600.	605. SCOTT BOWMAN
2601.	606. WACHOVIA SECURITIES, INC.	2602.	607. JOHN D. DEERING
2603.	608. WALT DISNEY COMPANY, THE	2604.	609. CHRIS PULA
2605.	610. WARBURG PINCUS	2606.	611. ROGER HARRIS
2607.	612. WARNER BROS.	2608.	613. DAVID J. COLTER
2609.	614. WARNER BROS. ONLINE	2610.	615. RAY CALDITO
2611.	616. WARNER BROS. ONLINE	2612.	617. CAROLYN WESSLING
2613.	618. WATERVIEW PARTNERS	2614.	619. FRANK J. BIONDI, JR.
2615.	620. WATERVIEW PARTNERS	2616.	621. KIMBERLY CHU
2617.	622. WEAVE INNOVATIONS	2618.	623. MOFE STALLINGS
2619.	624. WEBCASTS.COM	2620.	625. SCOTT KLOSOSKY
2621.	626. WEISS, PECK & GREER VENTURE PARTNERS	2622.	627. RAJ MEHRA
2623.	628. WHERETOLIVE.COM, INC.	2624.	629. BRIAN G. UTLEY
		2625.	630. KAREN CHASTAIN
		2626.	631. MILDRED COLON
		2627.	632. HOWARD GUGGENHEIM

COMPANY**FULL NAME – NDA SIGNOR**

2634.	639. ABN-AMRO PRIVATE EQUITY	2628.	633. MITCHELL WOLF
2636.	641. AEC	2629.	634. N. BELOFF
2637.	642. AMERICAN FUNDS ADVISORS	2630.	635. STUART ROSOW
2639.	644. ARTHUR ANDERSEN LLP	2631.	636. ED RISTAINO
2641.	646. ARTHUR J. GALLAGHER & CO	2632.	637. ROB ZEIGEN
2643.	648. ATLAS, PEARLMAN, TROP & BORKSON, P.A.	2633.	638. JAMIE LINEBERGER
2645.	650. ATTORNEY	2635.	640. DANIEL FOREMAN
2647.	652. BEAR STEARNS	2638.	643. MARC KLEE
2649.	654. C/O MICROWAVE SATELLITE INVENTIONS	2640.	645. BRIAN L. FOX
2651.	656. C/O THE CARLYLE GROUP	2642.	647. ARTHUR J. GALLAGHER
2653.	658. CHASE MANHATTAN PRIVATE BANK, N.A.	2644.	649. JONATHAN S. ROBBINS
2655.	660. CIBC WORLD MARKETS OPPENHEIMER	2646.	651. ROD BELL
2657.	662. CINEMANOW, INC.	2648.	653. ED RIMLAND
2659.	664. CINEMANOW, INC.	2650.	655. FRANK MATARAZO
2661.	666. COMPAQ COMPUTERS – ECOMMERCE	2652.	657. LEE PURCELL
2663.	668. CONVERGENT COMPANIES, INC.	2654.	659. MARK DALZIEL
2665.	670. CYBER-CARE INC	2656.	661. PAUL ROGERS
2667.	672. CYBERWORLD INTERNATIONAL CORPORATION	2658.	663. BRUCE DAVID EISEN
2669.	674. DEUTSCHE BANC ALEX. BROWN	2660.	665. BRUCE DAVID EISEN
2671.	676. DEUTSCHE TELEKOM, INC.	2662.	667. JOE KAPP
2673.	678. DEUTSCHE TELEKOM, INC.	2664.	669. GREG BROGGER
2675.	680. DIGITAL EDITING SOLUTIONS	2666.	671. PAUL PERCHES
2677.	682. DIGITAL ISLAND	2668.	673. KEITH SAEZ
2679.	684. DISNEY INTERACTIVE	2670.	675. KEVIN CORY
2681.	686. DLC NATIONAL	2672.	677. MICHAEL R. FOX
2683.	688. DONALDSON, LUFKIN & JENERRETE	2674.	679. DONALD J. HASSENBEIN
2685.	690. E OFFERING CORP	2676.	681. MARKINSON BRETT
2687.	692. ECLIPSYS CORPORATION	2678.	683. CLIVE WHITTAKER
2689.	694. ECLIPSYS CORPORATION	2680.	685. GUIOMAR ALVAREZ
2691.	696. ERNST & YOUNG	2682.	687. MICHAEL HASPEL
		2684.	689. MITCH LESTER
		2686.	691. ROBERT D. LONG
		2688.	693. HARVEY J. WILSON
		2690.	695. HARVEY J. WILSON

COMPANY**FULL NAME – NDA SIGNOR**

2692.	698. ESSEX INVESTMENT MANAGEMENT COMPANY, LLC	2693.	699. STICKELLS, SUSAN P.
2694.	700. EXECUTIVE CONSULTING & MANAGEMENT	2695.	701. BARRY AHRON
2696.	702. FIRST UNION SECURITIES	2697.	703. WAYNE HUNTER
2698.	704. FIRST UNION/WHEAT	2699.	705. LEE WILLET
2700.	706. GERICO STATE CAPITAL		
2701.	707. GULFSTREAM CAPITAL GROUP, L.C.	2702.	708. HARVEY KAYE
2703.	709. HEADWAY CORPORATE RESOURCES, INC.	2704.	710. GARY S. GOLDSTEIN
2705.	711. HEALTH VISION (ECLIPSYS)	2706.	712. IRENE HUNTER
2707.	713. HOAK CAPITAL CORPORATION	2708.	714. HALE HOAK
2709.	715. HRONE	2710.	716. GARY BROWN
2711.	717. HUIZENGA HOLDINGS INCORPORATED	2712.	718. CRIS V. BRANDEN
2713.	719. HUIZENGA HOLDINGS INCORPORATED	2714.	720. ERIC SIMS
2715.	721. HUIZENGA HOLDINGS, INC.	2716.	722. ROBERT J. HENNINGER
2717.	723. HUIZENGA HOLDINGS, INC.	2718.	724. H. WAYNE HUIZENGA JR.
2719.	725. HUIZENGA HOLDINGS, INC.	2720.	726. RICHARD PALUMBO
2721.	727. INTERNET INVESTMENT BANKING SERVICES	2722.	728. RICHARD HOLMAN
2723.	729. INTERNETTRAIN	2724.	730. WALTER MEREMIANIN
2725.	731. INTERNETTRAIN	2726.	732. NICHOLAS MEREMIANIN
2727.	733. INVESTECH	2728.	734. H. WAYNE HUIZENGA JR.
2729.	735. J. H. WHITNEY & CO.	2730.	736. KEVIN CURLEY
2731.	737. JW SELIGMAN	2732.	738. STORM BOSWICK
2733.	739. JW SELIGMAN	2734.	740. CHRIS BOOVA
2735.	741. LANCORE REALTY, INC.	2736.	742. TIMOTHY VALLANCE
2737.	743. YORK TELECOM	2738.	744. YORK WANG
		2739.	745. JEAN SPENCE
		2740.	746. LILIANA & NAIOMI GOMEZ
		2741.	747. MATT ROSEN
		2742.	748. ALLAN APPLESTEIN
		2743.	749. CHRIS CONKLIN
		2744.	750. IRA BOGNER
		2745.	751. IVAN TABACK
		2746.	752. WAYNE E. LEGUM
		2747.	753. RAND ELLER
		2748.	754. JEAN SPENCE
		2749.	755. PETER M. NALLEY
		2750.	756. PETER CALIN

COMPANY

FULL NAME – NDA SIGNOR

2751.	757. PETER M. NALLER
2752.	758. RICHARD KESNER
2753.	759. LILIANA & NAIOMI GOMEZ
2754.	760. CHRISTIAN IANTONI
2755.	761. DANIEL A. STAUBER
2756.	762. MR. DOLLINGER
2757.	763. ALLAN APPLESTEIN
2758.	764. STEVE JACOBS
2759.	765. THOMAS HANKINS
2760.	766. RHYS RYAN
2761.	767. MICROSOFT CORPORATION
	2762. 768. DANIEL SOKOLOFF, MIKE MCGINLEY, WILL POOLE

2763. MPEGLA, LLC.

2764.	1.	A&R CAMBRIDGE LIMITED	2765.	2.	AAV AUSTRALIA PTY LTD
2766.	3.	ACCESS MEDIA S.P.A.	2767.	4.	ACTION ASIA LIMITED
2768.	5.	ACTION DUPLICATION INC.	2769.	6.	ACTION ELECTRONICS CO., LTD.
2770.	7.	ACTION INDUSTRIES (M) SDN. BHD.	2771.	8.	ADCOCOM GMBH
2772.	9.	ADDONICS TECHNOLOGIES, INC.	2773.	10.	ADI CORPORATION
2774.	11.	ADSPACE NETWORKS, INC.	2775.	12.	AEON DIGITAL CORP
2776.	13.	AEROFLEX LINTEK, INC.	2777.	14.	AGILETV CORPORATION
2778.	15.	AHEAD SOFTWARE AG	2779.	16.	AHEAD SOFTWARE INCORPORATED
2780.	17.	AIRSHOW, INC.	2781.	18.	AIWA CO., LTD.
2782.	19.	ALCATEL	2783.	20.	ALCO DIGITAL DEVICES LIMITED
2784.	21.	ALCORN MCBRIDE, INC.	2785.	22.	ALIENWARE CORPORATION
2786.	23.	ALIENWARE LIMITED	2787.	24.	ALPINE ELECTRONICS, INC.
2788.	25.	AMLOGIC, INC.	2789.	26.	AMNIS SYSTEMS INC.
2790.	27.	AMPHION SEMICONDUCTOR (ASIA) LIMITED	2791.	28.	AMPHION SEMICONDUCTOR INC.
2792.	29.	AMPHION SEMICONDUCTOR LIMITED	2793.	30.	AMSTRAD PLC
2794.	31.	AMX	2795.	32.	ANALYTOTAL LTD.
2796.	33.	AOL TIME WARNER INC.	2797.	34.	APIM INFORMATIQUE S.A.R.L.
2798.	35.	APLUS TECHNICS CO., LTD.	2799.	36.	APOLLO ELECTRONICS GROUP LIMITED
2801.	37.	ARIMA COMPUTER CORP.	2800.	641.	APPLE COMPUTER, INC.
2803.	39.	ASE TECHNOLOGIES, INC.	2802.	38.	ASC AUDIO VIDEO CORPORATION
2805.	41.	ATL ELECTRONICS (M) SDN. BHD.	2804.	40.	ASTRODESIGN, INC.
2807.	43.	ATLM TAIWAN INC.	2806.	42.	ATL HONG KONG LIMITED
			2808.	44.	AUDIOVOX ELECTRONICS CORPORATION

2809.	45.	AUTODESK, INC.	2810.	46.	AXIS COMMUNICATIONS AB
2811.	47.	B.H.A. CORPORATION	2812.	48.	B.U.G., INC.
2813.	49.	BANG & OLUFSEN A/S	2814.	50.	BASHAW, SEAN
2815.	51.	BEAUTIFUL ENTERPRISE CO., LTD	2816.	52.	BENNARTS
2817.	53.	BILLIONTON SYSTEMS INC.	2818.	54.	BITCTRL SYSTEMS GMBH
2819.	55.	BLONDER TONGUE LABORATORIES, INC.	2820.	56.	BOSE CORPORATION
2821.	57.	BROADCAST SPORTS INC.	2822.	58.	BROADCAST TECHNOLOGY LIMITED
2823.	59.	BUFFALO INC.	2824.	60.	BUSINESS AS SONIC FOUNDRY MEDIA SERVICES
2825.	61.	CANON INC.	2826.	62.	CASIO COMPUTER CO., LTD.
2827.	63.	C-CUBE MICROSYSTEMS, INC.	2828.	64.	CD LINJA, DIGITAL COMMUNICATION MEDIA OY
2829.	65.	CELLSTACK SYSTEMS LTD	2830.	66.	CENDYNE, INC.
2831.	67.	CEQUADRAT (USA), INC.	2832.	68.	CGI VERWALTUNGSGESELLSCHAFT MBH CHEERTEK INC.
2833.	69.	CHUMIECKI, TOMASZ J.	2834.	70.	CINE MAGNETICS VIDEO & DIGITAL LABORATORIES
2835.	71.	CINEFORM, INC.	2836.	72.	CINRAM FRANCE, S.A.
2837.	73.	CINRAM INC.	2838.	74.	CINRAM INTERNATIONAL INC.
2839.	75.	CINRAM LATINOAMERICANA S.A. DE C.V.	2840.	76.	CINRAM NEDERLAND B.V.
2841.	77.	CINRAM OPTICAL DISCS, S.A.	2842.	78.	CINRAM U.K. LTD.
2843.	79.	CIRRUS LOGIC INC.	2844.	80.	CIS TECHNOLOGY INC.
2845.	81.	CISCO AUSTRALIA	2846.	82.	CISCO CANADA
2847.	83.	CISCO JAPAN	2848.	84.	CISCO SYSTEMS BV AND CISCO SYSTEMS CAPITAL BV
2849.	85.	CISCO SYSTEMS CAPITAL	2850.	86.	CISCO SYSTEMS, INC.
2851.	87.	CLARION CO., LTD.	2852.	88.	CODEX NOVUS, INC.
2853.	89.	COLUMBIA DIGITAL MEDIA, INC.	2854.	90.	COMPAQ COMPUTER CORPORATION
2855.	91.	COMPUTATIONAL ENGINEERING INTERNATIONAL	2856.	92.	COMPUTER MODULES, INC.
2857.	93.	CORNET TECHNOLOGY, INC.	2858.	94.	COULL LIMITED
2859.	95.	CUSTOM TECHNOLOGY CORPORATION	2860.	96.	CYBERLINK CORP.
2861.	97.	CYRUS ELECTRONICS LTD.	2862.	98.	D&M HOLDINGS, INC.
2863.	99.	D+P GMBH	2864.	100.	DAEWOO ELECTRONICS CORPORATION

2865.	101. DAI HWA INDUSTRIAL CO., LTD.	2866.	102. DARIM VISION CO.
2867.	103. DATA BECKER GMBH & CO. KG DATATON UTVECKLINGS AB	2868.	104. DCM DANMARK, DIGITAL COMMUNICATION MEDIA APS
2869.	105. DCM SWEDEN, DIGITAL COMMUNICATION MEDIA AB	2870.	106. DCM TRIDATA, DIGITAL COMMUNICATION MEDIA AB
2871.	107. DEFINITION CONSULTANTS LTD.	2872.	108. DELCO ELECTRONICS CORPORATION
2873.	109. DELL PRODUCTS, L.P.	2874.	110. DENON ELECTRONIC GMBH
2875.	111. DENON, LTD.	2876.	112. DIGATRON INDUSTRIE- ELEKTRONIK GMBH
2877.	113. DIGION, INC.	2878.	114. DIGITAL AUDIO DISC CORPORATION
2879.	115. DIGITAL COMMUNICATION MEDIA AB	2880.	116. DIGITAL MEDIA TECHNOLOGIES, LTD.
2881.	117. DIGITAL NETWORKS NORTH AMERICA, INC.	2882.	118. DIGITAL TRANSMISSION EQUIPMENT
2883.	119. DIGITAL VIDEO SERVICES	2884.	120. DIGITAL VISION AB
2885.	121. DIGITALFABRIKEN GÖTEBORG, DIGITAL COMMUNICATION MEDIA AB	2886.	122. DIOTECH SMT PRODUCT CO., LTD.
2887.	123. DIRECT BROADCASTING SATELLITE CORPORATION	2888.	124. DIRECTSAT CORPORATION
2889.	125. DISCTRONICS MANUFACTURING (UK) LIMITED	2890.	126. DISH ENTERTAINMENT CORPORATION
2891.	127. DISH FACTORY DIRECT CORPORATION	2892.	128. DISH, LTD.
2893.	129. DIVA SYSTEMS CORPORATION DIVXNETWORKS, INC. (DIVX)	2894.	130. DOREMI LABS, INC.
2895.	131. DRASTIC TECHNOLOGIES LTD. DRESEARCH DIGITAL MEDIA SYSTEMS GMBH	2896.	132. DVD RETAIL LTD. (MIRROR)
2897.	133. DX ANTENNA CO., LTD.	2898.	134. EASTERN ASIA TECHNOLOGY LIMITED
2899.	135. EASTWIN TECHNOLOGY INC	2900.	136. EASTWIN TECHNOLOGY INDUSTRIES (HUI YANG) CO. LTD.
2901.	137. EASY SYSTEMS JAPAN LTD.	2902.	138. ECHONET BUSINESS NETWORK, INC.
2903.	139. ECHOSPHERE CORPORATION	2904.	140. ECHOSPHERE DE MEXICO S.DE R.L. DE. C.V.
2905.	141. ECHOSTAR ACCEPTANCE CORPORATION	2906.	142. ECHOSTAR COMMUNICATIONS CORPORATION
2907.	143. ECHOSTAR DBS CORPORATION	2908.	144. ECHOSTAR INDONESIA CORPORATION
2909.	145. ECHOSTAR INTERNATIONAL CORPORATION ECHOSTAR INTERNATIONAL (MARITIUS LIMITED)	2910.	146. ECHOSTAR KUX CORPORATION

2911.	147. EHOSTAR MANUFACTURING AND DISTRIBUTION PRIVATE LIMITED (INDIA) EHOSTAR NORTH AMERICA CORPORATION	2912.	148. EHOSTAR PAC CORPORATION
2913.	149. EHOSTAR REAL ESTATE CORPORATION	2914.	150. EHOSTAR REAL ESTATE CORPORATION II
2915.	151. EHOSTAR SATELLITE BROADCASTING CORPORATION	2916.	152. EHOSTAR SATELLITE CORPORATION
2917.	153. EHOSTAR SPACE CORPORATION	2918.	154. EHOSTAR TECHNOLOGY, INC.
2919.	155. ECM SYSTEMS LTD.	2920.	156. EDGE CO., LTD.
2921.	157. EG TECHNOLOGY, INC.	2922.	158. EK3 TECHNOLOGIES INC.
2923.	159. ELMA INGÉNIERIE INFORMATIQUE	2924.	160. EMI GLOBAL, INC.
2925.	161. EMI RECORDED MUSIC	2926.	162. ENLIGHT CORPORATION
2927.	163. ENSEO, INC.	2928.	164. E-SAT, INC.
2929.	165. ESBUY.COM	2930.	166. ESDG KONSULT AB
2931.	167. E-SOFT COMPUTER CO., LTD.	2932.	168. ETRONICS CORPORATION
2933.	169. EURONIMBUS S.A.	2934.	170. EVATONE, INC.
2935.	171. EXATEL VISUAL SYSTEMS, INC.	2936.	172. FINEARCH INC.
2937.	173. FIRST VIRTUAL COMMUNICATIONS, INC.	2938.	174. FLEXTRACKER SDN. BHD.
2939.	175. FORMATION, INC.	2940.	176. FREY TECHNOLOGIES, LLC
2941.	177. FUJITSU LIMITED	2942.	178. FUJITSU SIEMENS COMPUTERS
2943.	179. FUJITSU SIEMENS COMPUTERS (PTY) LTD	2944.	180. FUJITSU SIEMENS COMPUTERS A/S
2945.	181. FUJITSU SIEMENS COMPUTERS AB	2946.	182. FUJITSU SIEMENS COMPUTERS AG
2947.	183. FUJITSU SIEMENS COMPUTERS AS	2948.	184. FUJITSU SIEMENS COMPUTERS BV
2949.	185. FUJITSU SIEMENS COMPUTERS D.D.	2950.	186. FUJITSU SIEMENS COMPUTERS GMBH
2951.	187. FUJITSU SIEMENS COMPUTERS KFT	2952.	188. FUJITSU SIEMENS COMPUTERS LTD
2953.	189. FUJITSU SIEMENS COMPUTERS OY	2954.	190. FUJITSU SIEMENS COMPUTERS S.R.O.
2955.	191. FUJITSU SIEMENS COMPUTERS SA	2956.	192. FUJITSU SIEMENS COMPUTERS SL FUJITSU SIEMENS COMPUTERS SP. Z.O.O.
2957.	193. FUJITSU SIEMENS COMPUTERS SPA	2958.	194. FUJITSU TEN LIMITED
2959.	195. FUNAI ELECTRIC CO., LTD.	2960.	196. FUTIC ELECTRONICS LTD
2961.	197. GATEWAY, INC.	2962.	198. GBM ADVANCED TECHNOLOGY INTERNATIONAL INC.
2963.	199. GENERAL INSTRUMENT CORPORATION	2964.	200. GENERIC MEDIA INC.
2965.	201. GENIX INFOCOMM CO., LTD.	2966.	202. GLOBAL WEB TV, INC.

2967.	203. GPX, INC.	2968.	204. GRASS VALLEY (US) INC.
2969.	205. GREAT WALL DIGITECH LIMITED	2970.	206. GRUNDIG AG
2971.	207. GYRO MEDIA AB	2972.	208. GYRO SOFT AB
2973.	209. HARMAN INTERNATIONAL INDUSTRIES/MADRIGAL AUDIO LABORATORIES, INC.	2974.	210. HARMONIC INC.
2975.	211. HARVESTS MULTIMEDIA PTE LTD.	2976.	212. HEIM SYSTEMS GMBH
2977.	213. HELIUS INC.	2978.	214. HEURIS LOGIC INCORPORATED
2979.	215. HEWLETT-PACKARD COMPANY	2980.	216. HIBINO DATA-COM CO., LTD.
2981.	217. HIGH SPEED VIDEO INC.	2982.	218. HITACHI BUSINESS SOLUTIONS CO., LTD.
2983.	219. HITACHI COMMUNICATION SYSTEMS, INCORPORATED	2984.	220. HITACHI ELECTRONICS ENGINEERING CO., LTD.
2985.	221. HITACHI ELECTRONICS PRODUCTS (MALAYSIA) SDN. BHD.	2986.	222. HITACHI ENGINEERING CO., LTD.
2987.	223. HITACHI HOME ELECTRONICS (AMERICA), INC.	2988.	224. HITACHI HOME ELECTRONICS (EUROPE), LTD.
2989.	225. HITACHI HOMETEC, LTD.	2990.	226. HITACHI INFORMATION SYSTEMS, LTD.
2991.	227. HITACHI KOKUSAI ELECTRIC INC.	2992.	228. HITACHI SK SOCIAL SYSTEM CO., LTD. HITACHI SOFTWARE ENGINEERING AMERICA, LTD.
2993.	229. HITACHI SOFTWARE ENGINEERING CO., LTD.	2994.	230. HITACHI SOFTWARE ENGINEERING EUROPE S.A. HITACHI SOFTWARE GLOBAL TECHNOLOGY, LTD.
2995.	231. HITACHI TECHNOLOGY (TAIWAN) LTD.	2996.	232. HITACHI TELECOM TECHNOLOGIES, LTD. HONG KONG TOHEI E.M.C. CO., LTD.
2997.	233. HITACHI, LTD.	2998.	234. HOUSTON TRACKER SYSTEMS, INC.
2999.	235. HT VENTURES, INC.	3000.	236. HUGHES NETWORK SYSTEMS
3001.	237. HUI YANG EASTWAY ELECTRONICS CO., LTD	3002.	238. HUMAX CO., LTD.
3003.	239. HUMAX ELECTRONIC LTD.	3004.	240. HYUNWOO MCPLUS CO., LTD.
3005.	241. IBE, INC.	3006.	242. IKEGAMI TSUSHINKI CO., LTD.
3007.	243. IMAGINATION TECHNOLOGIES LIMITED	3008.	244. IMEDIA CORPORATION
3009.	245. IMPATH NETWORKS, INC.	3010.	246. IMS INTERNATIONAL MEDIA SERVICE SPA
3011.	247. INDEPENDENT MASTERS LTD.	3012.	248. INDOOR OUTDOOR ENTERTAINMENT, S.A.
3013.	249. INFOCITY, INC.	3014.	250. INFOVALUE COMPUTING, INC.

3015.	251. INNOBITS AB	3016.	252. INNOVISION LIMITED
3017.	253. INSTITUT FUER RUNDFUNKTECHNIK GMBH	3018.	254. INTERNATIONAL ANTEX, INC. INTERNATIONAL FIBER SYSTEMS, INC.
3019.	255. INTERNATIONAL IMAGE SERVICES CORP. DOING	3020.	256. INTERNATIONAL PADI, INC.
3021.	257. INTERRA DIGITAL VIDEO TECHNOLOGIES	3022.	258. INTERVIDEO, INC.
3023.	259. INVENTEC ELECTRONICS (M) SDN. BHD.	3024.	260. IZOTOPE, INC.
3025.	261. J HEPPLER, INCORPORATED	3026.	262. JAPAN COMMUNICATION EQUIPMENT CO., LTD.
3027.	263. JAPAN DIGITAL LABORATORY CO., LTD.	3028.	264. JAPAN RADIO CO., LTD.
3029.	265. JAPAN WAVE INC.	3030.	266. JATON COMPUTER CO., LTD.
3031.	267. JEPPESEN SANDERSON, INC.	3032.	268. JEPRO CO., LTD.
3033.	269. JIN SHEN LONG ELECTRONICS (SHEN ZHEN) CO., LTD	3034.	270. KABUSHIKIGAISSYA FUJIYADENKI SEISAKUSYO
3035.	271. KALEIDESCAPE CANADA, INC.	3036.	272. KALEIDESCAPE, INC.
3037.	273. KALYANI SHARP INDIA LIMITED	3038.	274. KDG FRANCE SAS
3039.	275. KDG MEDIATECH AG	3040.	276. KDG NETHERLANDS BV
3041.	277. KDG UK LTD	3042.	278. KENT WORLD CO., LTD
3043.	279. KENWAY TECHNOLOGY INDUSTRIES (HUI YANG) CO. LTD.	3044.	280. KENWOOD CORPORATION
3045.	281. KINKI GENERAL SERVICE CO., LTD.	3046.	282. KONINKLIJKE PHILIPS ELECTRONICS N.V.
3047.	283. KRELL INDUSTRIES, INC.	3048.	284. KTECH TELECOMMUNICATIONS, INC.
3049.	285. KUME ELECTRIC CORPORATION	3050.	286. L-3 COMMUNICATIONS SYSTEMS WEST
3051.	287. LAWRENCE LIVERMORE NATIONAL LABORATORY	3052.	288. LEICA GEOSYSTEMS GIS & MAPPING, LLC
3053.	289. LEITCH EUROPE LIMITED	3054.	290. LEITCH INCORPORATED
3055.	291. LEITCH TECHNOLOGY CORPORATION	3056.	292. LEITCH TECHNOLOGY INTERNATIONAL INC.
3057.	293. LG ELECTRONICS INC.	3058.	294. LIDCOM LIMITED
3059.	295. LIFESCIENCE MEDIA	3060.	296. LINDOWS.COM, INC.
3061.	297. LINEAR SYSTEMS LTD.	3062.	298. LINK RESEARCH LTD.
3063.	299. LINN PRODUCTS LIMITED	3064.	300. LOEWE OPTA GMBH
3065.	301. LOGIC INNOVATIONS, INC.	3066.	302. LOGITEC CORPORATION
3067.	303. LOGOS LJUD OCH BILD PRODUKTION AB	3068.	304. LONG LIVED E-COMPUTER TECHNOLOGIES CO., LTD.
3069.	305. LSI LOGIC CORPORATION	3070.	306. LSI SYSTEMS INC.
3071.	307. LU KEE ELECTRONIC COMPANY LIMITED	3072.	308. LUXSONOR SEMICONDUCTORS, INC.
3073.	309. MACROSYSTEM DIGITAL VIDEO AG	3074.	310. MACROSYSTEM FRANCE S.A.S.
3075.	311. MACROSYSTEM SCHWEIZ AG	3076.	312. MACROSYSTEM US, INC.
3077.	313. MAINCONCEPT GMBH	3078.	314. MAINCONCEPT LLC

3079.	315. MANSEI CORPORATION	3080.	316. MANUFACTURING AND TEST CO., INC. DBA MATCO
3081.	317. MANYSTREAMS, INC.	3082.	318. MANZANITA SYSTEMS
3083.	319. MARANTZ JAPAN, INC.	3084.	320. MARCONI COMMUNICATIONS, INC.
3085.	321. MARK GUNNING	3086.	322. MARS TECHNOLOGIES, INC.
3087.	323. MASPRO DENKOH CORPORATION	3088.	324. MATSUSHITA ELECTRIC (TAIWAN) CO., LTD.
3089.	325. MATSUSHITA ELECTRIC (U.K.) LTD.	3090.	326. MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.
3091.	327. MATSUSHITA ELECTRONICS CORPORATION	3092.	328. MATSUSHITA KOTOBUKI ELECTRONICS INDUSTRIES OF AMERICA INC.
3093.	329. MATSUSHITA KOTOBUKI ELECTRONICS SALES OF AMERICA, LLC.	3094.	330. MATSUSHITA-KOTOBUKI ELECTRONICS INDUSTRIES, LTD.
3095.	331. MAX INTERNET COMMUNICATIONS, INC.	3096.	332. MAXPC TECHNOLOGIES, INC.
3097.	333. MCINTOSH LABORATORY	3098.	334. MEDIA COMPRESSION LLC
3099.	335. MEDIA EXCEL, INC	3100.	336. MEDIAWARE SOLUTIONS PTY LTD.
3101.	337. MEDIOSTREAM, INC.	3102.	338. MEMORY-TECH CORPORATION
3103.	339. MERIDIAN AUDIO LIMITED	3104.	340. METATEC INTERNATIONAL, INC.
3105.	341. METZ-WERKE GMBH & CO KG	3106.	342. MICRO APPLICATION SA
3107.	343. MICRO SOLUTIONS INC.	3108.	344. MICRON GOVERNMENT COMPUTER SYSTEMS, LLC
3109.	345. MICRONPC, LLC	3110.	346. MICROTUNE (TEXAS), L.P.
3111.	347. MIDSTREAM TECHNOLOGIES, INC.	3112.	348. MINERVA NETWORKS, INC.
3113.	349. MINTEK DIGITAL INC.	3114.	350. MIT MEDIA LAB
3115.	351. MITSUBISHI ELECTRIC CORPORATION	3116.	352. MOKOH & ASSOCIATES, INC.
3117.	353. MOONLIGHT CORDLESS LTD.	3118.	354. MOTOROLA
3119.	355. MPO	3120.	356. MRT TECHNOLOGY LLC
3121.	357. MULTIMEDIA TECHNOLOGIES, INC.	3122.	358. MUVEE TECHNOLOGIES PTE. LTD.
3123.	359. NAGRASTAR LLC	3124.	360. NAIM AUDIO LTD.
3125.	361. NAMSUNG CORPORATION	3126.	362. NANJING SHARP ELECTRONICS CO., LTD.
3127.	363. NATIONAL SEMICONDUCTOR CORPORATION	3128.	364. NCR CORPORATION
3129.	365. NCT AG	3130.	366. NDS LIMITED
3131.	367. NEIL GALTON CONSULTANCY LTD	3132.	368. NEOS INTERACTIVE LTD.
3133.	369. NEWSOFT TECHNOLOGY CORPORATION	3134.	370. NEXT LEVEL COMMUNICATIONS, INC.
3135.	371. NIHON COMPUTER CO., LTD.	3136.	372. NIHON DIGITAL CONSUMER ELECTRONICS CORPORATION
3137.	373. NIKKO DENKI TSUSHIN CORPORATION	3138.	374. NIMBUS MANUFACTURING (UK) LTD.
3139.	375. NIMBUS MANUFACTURING, INC.	3140.	376. NOKIA CORPORATION BY AND THROUGH IT'S BUSINESS UNIT

3141.	377. NOKIA HOME COMMUNICATIONS	3142.	378. NORCENT TECHNOLOGY INC.
3143.	379. NTK COMPUTER INC.	3144.	380. NTT ADVANCED TECHNOLOGY CORPORATION
3145.	381. NTT BROADBAND INITIATIVE INC.	3146.	382. NTT ELECTRONICS CORPORATION
3147.	383. NUON SEMICONDUCTOR, INC.	3148.	384. OAK TECHNOLOGY, INC.
3149.	385. OKI ELECTRIC INDUSTRY CO., LTD.	3150.	386. ONKYO (MALAYSIA) SDN. BHD
3151.	387. ONKYO CORPORATION	3152.	388. ONKYO ELECTRONICS CORPORATION
3153.	389. ONKYO EUROPE ELECTRONICS GMBH	3154.	390. ONKYO INDIA PVT. LTD
3155.	391. ONKYO U.S.A. CORPORATION	3156.	392. OPTIBASE B.V.
3157.	393. OPTIBASE EUROPE	3158.	394. OPTIBASE INC.
3159.	395. OPTIBASE LTD.	3160.	396. OPTICAL EXPERTS MANUFACTURING, INC. (OEM)
3161.	397. OPTIDISC SOLUTIONS, LLC	3162.	398. ORION AMERICA, INC.
3163.	399. ORION ELECTRIC (U.K.) LTD.	3164.	400. ORION ELECTRIC CO., LTD.
3165.	401. P. GUERRA S.R.L.	3166.	402. PAC INTERACTIVE TECHNOLOGY, INC.
3167.	403. PACE MICRO TECHNOLOGY PLC	3168.	404. PADUS, INC.
3169.	405. PANASONIC AUTOMOTIVE SYSTEMS COMPANY OF AMERICA	3170.	406. PANASONIC AVC NETWORKS AMERICA, A DIVISION OF MATSUSHITA ELECTRIC CORPORATION OF AMERICA
3171.	407. PANASONIC AVC NETWORKS AUSTRALIA PTY. LTD.	3172.	408. PANASONIC AVC NETWORKS GERMANY GMBH
3173.	409. PANASONIC AVC NETWORKS SINGAPORE PTE LTD	3174.	410. PANASONIC COMMUNICATIONS CO., LTD.
3175.	411. PANASONIC DIGITAL NETWORK SERVE INC.	3176.	412. PANASONIC DISC MANUFACTURING CORPORATION OF AMERICA
3177.	413. PANASONIC MOBILE COMMUNICATIONS CO., LTD.	3178.	414. PANORAMIC MEDIA
3179.	415. PC DTV TECHNOLOGIES, LLC	3180.	416. PCHDTV INC.
3181.	417. PEGASUS COMMUNICATIONS	3182.	418. PEGASYS INC.
3183.	419. PHOTODEX CORPORATION	3184.	420. PICTURETOTV.COM PTE LTD.
3185.	421. PIONEER CORPORATION	3186.	422. PIONEER ELECTRONICS MANUFACTURING (SHANGHAI) CO., LTD.
3187.	423. PIONEER ELECTRONICS TECHNOLOGY (U.K.) LTD.	3188.	424. PIONEER TECHNOLOGY (MALAYSIA) SDN, BHD
3189.	425. PIONEER VIDEO CORPORATION	3190.	426. PIONEER VIDEO MANUFACTURING INC.
3191.	427. PLAT'C2, INC.	3192.	428. POPWIRE STOCKHOLM AB
3193.	429. POZZOLI S.P.A	3194.	430. PRIVATE EYE PRODUCTIONS
3195.	431. PROSTAR COMPUTER, INC.	3196.	432. PROTON CO., LTD. SOFTBOAT DIVISION COMPANY

3197.	433. PROVIDEO MULTIMEDIA CO. LTD.	3198.	434. PROXIMITY PTY LTD
3199.	435. PT MATSUSHITA KOTOBUKI ELECTRONICS INDUSTRIES INDONESIA	3200.	436. PURE MOTION LTD
3201.	437. QUESTIN' STUDIOS	3202.	438. RADYNE COMSTREAM
3203.	439. RATOC SYSTEMS, INC.	3204.	440. REGENCY RECORDINGS PTY LTD.
3205.	441. RESEARCH SYSTEMS, INC.	3206.	442. ROHDE & SCHWARZ GMBH & CO. KG
3207.	443. ROXIO APS	3208.	444. ROXIO CI LTD.
3209.	445. ROXIO GMBH & CO. KG	3210.	446. ROXIO INTERNATIONAL B.V.
3211.	447. ROXIO JAPAN INC.	3212.	448. ROXIO, INC.
3213.	449. S & T SYSTEMTECHNIK GMBH	3214.	450. S. ANBU EZHILAN
3215.	451. S.A.D. GMBH	3216.	452. S.N.A. (SOCIÉTÉ NOUVELLE ARÉACEM)
3217.	453. SALENT TECHNOLOGIES LTD.	3218.	454. SAMPO CORPORATION
3219.	455. SAMSUNG ELECTRONICS CO., LTD.	3220.	456. SANYO ELECTRIC CO., LTD.
3221.	457. SANYO LASER PRODUCTS, INC.	3222.	458. SANYO MANUFACTURING CORPORATION
3223.	459. SANYO TECHNOSOUND CO., LTD.	3224.	460. SASKEN COMMUNICATION TECHNOLOGIES LIMITED
3225.	461. SATELLITE SOURCE, INC.	3226.	462. SATREC MAURITIUS LIMITED
3227.	463. SCHEIDT & BACHMANN GMBH	3228.	464. SCIENCE APPLICATIONS INTERNATIONAL CORPORATION
3229.	465. SCIENTIFIC-ATLANTA EUROPE N.V.	3230.	466. SCIENTIFIC-ATLANTA, INC.
3231.	467. SCI-WORX GMBH	3232.	468. SCOPUS NETWORK TECHNOLOGIES LTD.
3233.	469. SEDIMA AG	3234.	470. SENSORAY COMPANY, INC.
3235.	471. SENSORY SCIENCE CORPORATION	3236.	472. SERIF EUROPE LIMITED
3237.	473. SHANGHAI FAR YEAR TECHNOLOGY CO., LTD.	3238.	474. SHARP CORPORATION
3239.	475. SHARP ELECTRONICA ESPANA S.A	3240.	476. SHARP ELECTRONICA MEXICO S.A. DE C.V.
3241.	477. SHARP MANUFACTURING COMPANY OF AMERICA	3242.	478. SHARP MANUFACTURING COMPANY OF U.K.
3243.	479. SHARP MANUFACTURING CORPORATION (M) SDN. BHD.	3244.	480. SHARP THEBNAKORN MANUFACTURING
3245.	481. SHARP-ROXY APPLIANCES CORPORATION (M) SDN. BHD.	3246.	482. SHARP-ROXY ELECTRONICS CORPORATION (M) SDN. BHD.
3247.	483. SHENZHEN ACTION ELECTRONICS CO., LTD.	3248.	484. SHENZHEN KAIXINDA ELECTRONICS CO. LTD.
3249.	485. SHENZHEN LANDEL ELECTRONICS TECH. CO., LTD.	3250.	486. SHIN WON INDUSTRY CO., LTD.

3251.	487. SILICON CONSTRUCTION SWEDEN AB	3252.	488. SILICON MOTION, INC.
3253.	489. SIMFLEX SOFTWARE	3254.	490. SKYSTREAM NETWORKS INC.
3255.	491. SMITH & NEPHEW, INC. ENDOSCOPY DIVISION	3256.	492. SNELL & WILCOX LIMITED
3257.	493. SONIC FOUNDRY MEDIA SERVICES, INC.	3258.	494. SONIC FOUNDRY SYSTEMS GROUP, INC.
3259.	495. SONIC FOUNDRY, INC.	3260.	496. SONIC SOLUTIONS
3261.	497. SONISTA, INC.	3262.	498. SONOPRESS IBER-MEMORY, S.A., SPAIN
3263.	499. SONOPRESS IRELAND LIMITED	3264.	500. SONOPRESS MEXICO UNA DIVISION DE BMG ENTERTAINMENT MEXICO S.A. DE C.V.
3265.	501. SONOPRESS PAN ASIA LTD.	3266.	502. SONOPRESS PRODUKTIONSGESELLSCHAFT FÜR TON-UND INFORMATIONSTRÄGER
3267.	503. SONOPRESS RIMO INDÚSTRIA E COMÉRCIO FONOGRAFICA LTDA	3268.	504. SONOPRESS SINGAPORE PTE LTD
3269.	505. SONOPRESS, INC., USA	3270.	506. SONY COMPUTER ENTERTAINMENT INC.
3271.	507. SONY CORPORATION	3272.	508. SONY DADC AUSTRIA AG
3273.	509. SONY ELECTRONICS INC.	3274.	510. SONY MUSIC ENTERTAINMENT (HONG KONG) LTD.
3275.	511. SONY MUSIC ENTERTAINMENT (JAPAN) INC.	3276.	512. SONY MUSIC ENTERTAINMENT MEXICO, S.A. C.V.
3277.	513. SONY PICTURES DIGITAL INC.	3278.	514. SONY SERVICE CENTER (EUROPE) NV
3279.	515. SONY UNITED KINGDOM, LTD.	3280.	516. SORD COMPUTER CORPORATION
3281.	517. SORENSON MEDIA, INC.	3282.	518. SOURCENEXT CORPORATION
3283.	519. SPECTACULAIRE!	3284.	520. SPELLINGS COMPUTER SERVICES LTD.
3285.	521. SPORTS TRAINING MEDIA	3286.	522. STANDARD COMMUNICATIONS CORP.
3287.	523. STAR VIDEO DUPLICATING	3288.	524. STARLIGHT VIDEO LIMITED
3289.	525. STEBBING RECORDING CENTRE LTD	3290.	526. STRATEGY & TECHNOLOGY LTD.
3291.	527. STREAM MACHINE COMPANY	3292.	528. STUMPFL GMBH
3293.	529. SUMITOMO ELECTRIC INDUSTRIES, LTD.	3294.	530. SUMMIT CD MANUFACTURE PTD LTD
3295.	531. SUMMIT HI-TECH PTE LTD	3296.	532. SUNIMAGE STUDIOS INC.
3297.	533. SWEDISH CUSTOMS SERVICE	3298.	534. SYNTERMED, INC.
3299.	535. TAG MCLAREN AUDIO LIMITED	3300.	536. TAISEI ELECTRONICS CO., LTD.
3301.	537. TAKT KWIATKOWSKI I MIADZEL SP. J.	3302.	538. TANDBERG TELEVISION ASA
3303.	539. TATUNG CO.	3304.	540. TDK ELECTRONICS CORPORATION
3305.	541. TDK RECORDING MEDIA EUROPE S.A.	3306.	542. TEAC AMERICA, INC.

3307.	543. TEAC CORPORATION	3308.	544. TEAC DEUTSCHLAND GMBH
3309.	545. TEAC SYSTEM CREATE CORPORATION	3310.	546. TECHNICOLOR DISC SERVICES CORPORATION
3311.	547. TECHNICOLOR HOME ENTERTAINMENT SERVICES IRELAND LTD.	3312.	548. TECHNICOLOR MEXICANA, S. DE RL DE CV
3313.	549. TECHNICOLOR PTY LTD.	3314.	550. TECHNICOLOR VIDEOCASSETTE, INC.
3315.	551. TECHNISAT DIGITAL GMBH	3316.	552. TECHNOSCOPE CO., LTD.
3317.	553. TECHNOTREND AG	3318.	554. TECHSAN I&C CO., LTD.
3319.	555. TEKNICHE LIMITED	3320.	556. TEKTRONIX CAMBRIDGE LIMITED
3321.	557. TEKTRONIX, INC.	3322.	558. TELECOM KIKI, LTD.
3323.	559. TELEDAC INC.	3324.	560. TELEVIEW
3325.	561. TERR, LLC DBA 321 STUDIOS	3326.	562. THE MIRETH TECHNOLOGY CORPORATION
3327.	563. THOMSON	3328.	564. THOMSON BROADBAND UK LTD.
3329.	565. THOMSON DIGITAL EUROPE	3330.	566. THOMSON MULTIMEDIA ASIA PACIFIC PTE LTD.
3331.	567. THOMSON MULTIMEDIA HONG KONG LTD.	3332.	568. THOMSON MULTIMEDIA INC.
3333.	569. THOMSON MULTIMEDIA OPERATIONS (THAILAND) CO. LTD.	3334.	570. THOMSON MULTIMEDIA POLSKA SP. Z O.O.
3335.	571. THOMSON SALES EUROPE S.A.	3336.	572. THOMSON TELEVISION ANGERS S.A.
3337.	573. THOMSON TUBES & DISPLAYS S.A.	3338.	574. TIVO, INC.
3339.	575. TONIC DIGITAL PRODUCTS LIMITED	3340.	576. TOPPAN PRINTING CO., LTD.
3341.	577. TOSHIBA AMERICA INFORMATION SYSTEMS, INC.	3342.	578. TOSHIBA COMPUTER SYSTEMS (SHANGHAI) CO., LTD.
3343.	579. TOSHIBA CORPORATION	3344.	580. TOSHIBA EUROPE GMBH
3345.	581. TOSHIBA INFORMATION SYSTEMS (UK) LIMITED	3346.	582. TOSHIBA TEC CORPORATION
3347.	583. TOSHIBA VIDEO PRODUCTS PTE LTD	3348.	584. TOTAL TECHNOLOGY CO. LTD.
3349.	585. TOTTORI ONKYO CORPORATION	3350.	586. TOTTORI SANYO ELECTRIC CO., LTD.
3351.	587. TRILOGIC	3352.	588. TROLL TECHNOLOGY CORPORATION
3353.	589. TTIREM, INC. DBA MERITT ELECTRONICS	3354.	590. TWELVE TONE SYSTEMS, INC. DBA CAKEWALK
3355.	591. U.S. PHILIPS CORPORATION	3356.	592. UEC TECHNOLOGIES (PTY) LTD.
3357.	593. UNLIMITER LIMITED	3358.	594. UP TECHNOLOGY CO., LTD.
3359.	595. V.T.V. NV	3360.	596. VBRICK SYSTEMS, INC.

3361.	597. VCS VIDEO COMMUNICATION SYSTEMS AG	3362.	598. VELA RESEARCH LP
3363.	599. VESTEL KOMUNIKASYON SAN. TIC. A. S.	3364.	600. VICTOR COMPANY OF JAPAN, LIMITED
3365.	601. VIDEOTELE.COM, INC.	3366.	602. VISIONARY SOLUTIONS INC.
3367.	603. VISTEON CORPORATION	3368.	604. VITEC MULTIMEDIA
3369.	605. VITEC MULTIMEDIA INC	3370.	606. VOB COMPUTERSYSTEME GMBH
3371.	607. WACOM EUROPE GMBH	3372.	608. WELTON ELECTRONICS LIMITED
3373.	609. WESCAM EUROPE LIMITED	3374.	610. WESCAM INC.
3375.	611. WESCAM INCORPORATED	3376.	612. WESCAM LLC
3377.	613. WESCAM SONOMA INC.	3378.	614. WIAGRA
3379.	615. WINBOND ELECTRONICS CORP.	3380.	616. WIS TECHNOLOGIES, INC.
3381.	617. WOMBLE MULTIMEDIA, INC.	3382.	618. WORLD ELECTRIC (THAILAND) LTD.
3383.	619. WUXI MULTIMEDIA LIMITED	3384.	620. XION GMBH
3385.	621. XZEOS SOFTWARE SARL	3386.	622. YA BANG INDUSTRIAL CO., LTD.
3387.	623. YAMAHA CORPORATION	3388.	624. YAMAHA ELECTRONICS MANUFACTURING (M) SDN.BDH.
3389.	625. YANION COMPANY LIMITED	3390.	626. YOKOGAWA ELECTRIC CORPORATION
3391.	627. YUNG FU ELECTRICAL APPLIANCES CORP., LTD.	3392.	628. ZAPEX TECHNOLOGIES, INC.
3393.	629. ZAPMEDIA.COM, INC.	3394.	630. ZENITH ELECTRONICS CORPORATION
3395.	631. ZHONGSHAN KENLOON DIGITAL TECHNOLOGY CO., LTD.	3396.	632. ZIRBES, KELLY
3397.	633. ZOO DIGITAL GROUP PLC		
3398.	635. A&R CAMBRIDGE LIMITED	3399.	636. AAV AUSTRALIA PTY LTD
3400.	637. ACCESS MEDIA S.P.A.	3401.	638. ACTION ASIA LIMITED
3402.	639. ACTION DUPLICATION INC.	3403.	640. ACTION ELECTRONICS CO., LTD.

3404. DVD6C LICENSING GROUP (DVD6C)

3405.	1. A&G 22 INTERNATIONAL TRADE MANAGEMENT LTD.	3406.	2. ACTION ELECTRONICS CO., LTD.
3407.	3. ACTION INDUSTRIES (M) SDN. BHD.	3408.	4. ACTION TECHNOLOGY (SHENZHEN) CO., LTD.
3409.	5. ADVANCED APPLICATION TECHNOLOGY, INC.	3410.	6. AISIN AW CO., LTD.
3411.	7. ALCO DIGITAL DEVICES LIMITED	3412.	8. ALPINE ELECTRONICS, INC.
3413.	9. AMOISONIC ELECTRONICS CO., LTD.	3414.	10. APEX (JIANGSU) DIGITAL CO., LTD.
3415.	11. ARIMA COMPUTER CORPORATION	3416.	12. ATL ELECTRONICS (M) SDN., BHD.
3417.	13. ATLM (HONG KONG) LIMITED	3418.	14. ATLM TAIWAN INC.

3419. 15. **BBK ELECTRONICS CORP., LTD.**
3421. 17. **BEHAVIOR TECH COMPUTER CORP**
3423. 19. **BLOOM INDUSTRIAL (SHENZHEN) CO., LTD.**
3425. 21. **CHANGZHOU LINLONG ELECTRICAL APPLIANCE CO., LTD. (CHINA)**
3427. 23. **CHENGZHI WINTEL DIGITAL TECHNOLOGY CO., LTD.**
3429. 25. **CIS TECHNOLOGY INC.**
3431. 27. **CLAVIS LTD.**
3433. 29. **DALIAN GOLDEN HUALU DIGITAL TECHNOLOGY CO., LTD.**
3435. 31. **DENSO CORPORATION**
3437. 33. **DINGTIAN ELECTRONICS INDUSTRY CO., LTD.**
3439. 35. **DONG GUAN EVERVICTORY ELECTRONIC COMPANY LIMITED**
3441. 37. **DONGGUAN CITY GAOYA ELECTRONIC CO., LTD.**
3443. 39. **DONGGUAN, HUANGJIANG, JING-CHENG ELECTRONICS 9TH PLANT**
3445. 41. **EASTERN ASIA TECHNOLOGY LIMITED**
3447. 43. **EPO SCIENCE AND TECHNOLOGY, INC.**
3449. 45. **FIRST TECHNOLOGY INTERNATIONAL CO., LTD.**
3451. 47. **FORTUNE ALPHA ENTERPRISES LTD.**
3453. 49. **FORTUNE ALPHA ENTERPRISES LTD.**
3455. 51. **FORYOU GENERAL ELECTRONIC CO., LTD.**
3457. 53. **FOXDA TECHNOLOGY INDUSTRIAL (SHENZHEN) CO., LTD.**
3459. 55. **FUNAI ELECTRIC CO., LTD.**
3461. 57. **GLOBAL BANK MANUFACTURE GROUP**
3463. 59. **GP ELECTRONICS (HUIZHOU) CO., LTD.**
3465. 61. **GUANGZHOU DURBANG YUCHARG ELECTRONICS CO., LTD.**
3467. 63. **GUANGZHOU HUADU KODA ELECTRONICS CO., LTD.**
3469. 65. **GUANGZHOU ROWA ELECTRONICS CO., LTD.**
3471. 67. **HIMAGE HOLDINGS LIMITED**
3473. 69. **HITACHI TECHNOLOGY (TAIWAN), LTD**
3475. 71. **HITACHI-LG DATA STORAGE KOREA, INC.**
3477. 73. **HONG KONG TOHEI E.M.C. CO., LTD.**
3479. 75. **HUIZHOU FREEWAY ELECTRONIC CO., LTD.**
3481. 77. **JANUS IMAGE SYSTEMS INC**
3483. 79. **JIANGSU HONGTU HIGH TECHNOLOGY CO.,**
3420. 16. **BEAUTIFUL ENTERPRISE CO., LTD.**
3422. 18. **BEIJING GOLDEN YUXING ELECTRONICS AND TECHNOLOGY CO., LTD.**
3424. 20. **CHANGZHOU HAOJIE ELECTRIC CO., LTD.**
3426. 22. **CHANGZHOU XINGQIU ELECTRONIC CO., LTD.**
3428. 24. **CHUNGLAM DIGITAL, CO., LTD.**
3430. 26. **CLARION CO., LTD.**
3432. 28. **COMMAX CO., LTD.**
3434. 30. **DANRIVER SYSTEM (GUANGZHOU) INC.**
3436. 32. **DESAY A&V SCIENCE AND TECHNOLOGY CO., LTD.**
3438. 34. **DM TECHNOLOGY CO., LTD.**
3440. 36. **DONG GUAN LU KEE ELECTRONIC FACTORY**
3442. 38. **DONGGUAN GVG DIGITAL TECHNOLOGY LTD.**
3444. 40. **DVD6C LICENSING GROUP (DVD6C) PARTICIPANTS**
3446. 42. **EIZO NANA0 CORPORATION**
3448. 44. **FIRST TECHNOLOGY INTERNATIONAL (H.K.) CO., LTD.**
3450. 46. **FORCE NORWAY A.S.**
3452. 48. **FORTUNE ALPHA ENTERPRISES LTD.**
3454. 50. **FORTUNE ALPHA ENTERPRISES LTD.**
3456. 52. **FOXDA TECHNOLOGY INDUSTRIAL (SHENZHEN) CO., LTD.**
3458. 54. **FUJITSU TEN LIMITED**
3460. 56. **FUTIC ELECTRONICS LTD.**
3462. 58. **GOLDEN TAKE LTD.**
3464. 60. **GUANGDONG KWANLOON ELECTRONICS AND TECHNOLOGY CO., LTD.**
3466. 62. **GUANGZHOU HUADU KODA ELECTRONICS CO., LTD.**
3468. 64. **GUANGZHOU PANYU JUDA CAR AUDIO EQUIPMENT CO., LTD.**
3470. 66. **GUANGZHOU YIAOU PAN CORPORATION**
3472. 68. **HITACHI ELECTRONIC PRODUCTS (M) SDN. BHD.**
3474. 70. **HITACHI, LTD.**
3476. 72. **HITACHI-LG DATA STORAGE, INC.**
3478. 74. **HUIYANG EASTWAY ELECTRONICS CO., LTD.**
3480. 76. **IAG LIMITED**
3482. 78. **JATON COMPUTER CO., LTD.**
3484. 80. **JIANGSU SHINCO ELECTRONIC**

LTD.
3485. 81. JIANGSU SYBER ELECTRONIC CO., LTD.
3487. 83. JIANGXI DIC INDUSTRIALS CO., LTD.
3489. 85. KENLEX TECHNOLOGY LIMITED
3491. 87. KENT WORLD CO., LTD.
3493. 89. KENWOOD ELECTRONICS TECHNOLOGIES (M)
SDN BHD
3495. 91. KINMA (SHENZHEN) SCIENCE & TECHNOLOGY
DEVELOPMENT CO., LTD.
3497. 93. KONKA GROUP CO., LTD
3499. 95. KYUSHU MATSUSHITA ELECTRIC CO., LTD.

3501. 97. LE JIN ELECTRONICS (HUI ZHOU) INC (LG)
3503. 99. LINN PRODUCTS LTD.
3505. 101. MAKIDOL ELECTRONICS CO., LTD.
3507. 103. MARANTZ JAPAN, INC.
3509. 105. MATSUSHITA AUDIO VIDEO (DEUTSCHLAND)
GMBH
3511. 107. MATSUSHITA ELECTRIC (TAIWAN) CO., LTD.
3513. 109. MATSUSHITA ELECTRONICS (S) PTE. LTD.
3515. 111. MEILOON INDUSTRIAL CO., LTD.
3517. 113. MIANYANG TRIVER TECHNOLOGY CO., LTD.
3519. 115. MIYAKO MARANTZ LTD.
3521. 117. MULTI-CONCEPT INDUSTRIAL LTD.
3523. 119. NAIM AUDIO LTD.
3525. 121. NINGBO BOIGLE DIGITAL TECHNOLOGY CO.,
LTD.
3527. 123. ONKYO CHINA LIMITED
3529. 125. ONKYO ELECTRONICS CORPORATION
3531. 127. ONKYO SHAH ALAM (MALAYSIA) SDN, BHD
3533. 129. P.T.ELECTRONICS INDONESIA
3535. 131. PARAGON INDUSTRIES CHINA INC
3537. 133. PROCHIPS TECHNOLOGY INC.
3539. 135. PROFIT PEAKS ELECTRONICS COMPANY
LIMITED
3541. 137. QISHENG ELECTRONIC INDUSTRIES LTD.,
DONGGUAN CITY
3543. 139. SANDMARTIN (ZHONG SHAN) ELECTRONIC
CO., LTD.

GROUP CO.
3486. 82. JIANGSU TOPPOWER TECH.
CO., LTD
3488. 84. KAM LI TAT INTERNATIONAL
TRADING LTD.
3490. 86. KENLOON DIGITAL
TECHNOLOGY CO., LTD.
3492. 88. KENWOOD CORPORATION
3494. 90. KENWOOD NAGANO
CORPORATION
3496. 92. KISS TECHNOLOGY A/S
3498. 94. KORAT DENKI LTD.
3500. 96. KYUSHU MATSUSHITA
ELECTRIC CORPORATION OF THE
PHILIPPINES
3502. 98. LINK CONCEPT TECHNOLOGY
LTD.
3504. 100. LU KEE ELECTRONICS CO.,
LTD.
3506. 102. MALATA SEEING & HEARING
EQUIPMENT CO., LTD.
3508. 104. MARUWA ELECTRONIC &
CHEMICAL CO., LTD.
3510. 106. MATSUSHITA
COMMUNICATION INDUSTRIAL CO., LTD.
3512. 108. MATSUSHITA ELECTRIC
INDUSTRIAL CO., LTD.
3514. 110. MATSUSHITA KOTOBUKI
ELECTRONICS INDUSTRIES, LTD.
3516. 112. MERIDIAN AUDIO LIMITED
3518. 114. MITSUBISHI ELECTRIC
CORPORATION
3520. 116. MOKOH & ASSOCIATES, INC.
3522. 118. MUSTEK INTERNATIONAL INC.
3524. 120. NEXPHIL ELECTRONICS CO.,
LTD.
3526. 122. ONKYO (MALAYSIA) SDN, BHD
3528. 124. ONKYO CORPORATION
3530. 126. ONKYO EUROPE ELECTRONICS
GMBH
3532. 128. ORIENT POWER(WUXI)
DIGITAL TECHNOLOGY CO., LTD.
3534. 130. PAC INTERACTIVE
TECHNOLOGY
3536. 132. PARAMOUNT DIGITAL
TECHNOLOGY (HUIZHOU) CO., LTD.
3538. 134. PROFIT PEAKS ELECTRONICS
COMPANY LIMITED
3540. 136. PRO-TECH INDUSTRIES CORP.
3542. 138. ROCKRIDGE SOUND
TECHNOLOGY CO.
3544. 140. SANYO ELECTRIC CO., LTD.

3545. 141. SANYO TECHNOSOUND CO., LTD.
3547. 143. SHANGHAI GENERAL ELECTRONIC DIGITAL TECHNOLOGY CO., LTD.
3549. 145. SHANGHAI KENWOOD ELECTRONICS CO., LTD.
3551. 147. SHANGHAI THAKRAL ELECTRONICS INDUSTRIAL CORP. LTD.
3553. 149. SHANGHAI WING SUM ELECTRONICS TECHNOLOGY CO., LTD.
3555. 151. SHARP CORPORATION
3557. 153. SHARP MANUFACTURING CORPORATION (M) SDN. BHD.
3559. 155. SHEN ZHEN KAISER ELECTRONIC CO., LTD.
3561. 157. SHENZHEN ACTION ELECTRONICS CO., LTD.
3563. 159. SHENZHEN BAO'AN FUYONG JINFENG ELECTRONICS CO.
3565. 161. SHENZHEN HANBAO SCIENCE & TECHNOLOGY INDUSTRIAL CO., LTD.
3567. 163. SHENZHEN HARMA TECHNOLOGY CO., LTD. DUBAI BRANCH
3569. 165. SHENZHEN KAIXINDA ELECTRONICS CO., LTD.
3571. 167. SHENZHEN LANDEL ELECTRONICS TECH CO., LTD.
3573. 169. SHENZHEN SHANLING ELECTRONIC CO., LTD.
3575. 171. SHENZHEN SKYWOOD INFO-TECH INDUSTRIES CO., LTD.
3577. 173. SHENZHEN SOGOOD DIRECTOR CO., LTD..
3579. 175. SHENZHEN TENFULL DIGITAL APPLIANCE CO., LTD..
3581. 177. SHENZHEN VALL TECHNOLOGY CO., LTD.
3583. 179. SHENZHEN XIN HONGYU DIGITAL TECHNOLOGY CO., LTD.
3585. 181. SHINANO KENSHI CO., LTD.
3587. 183. SICHUAN CHANGHONG ELECTRIC CO., LTD.
3589. 185. SKYWORTH MULTIMEDIA (SHENZHEN) CO., LTD.
3591. 187. SOUTHWEST COMPUTER CO., LTD.
3593. 189. TAIWAN THICK-FILM IND. CORP.
3595. 191. TEAC CORPORATION
3597. 193. TECHSAN I & C CO., LTD.
3599. 195. TOHEI INDUSTRIAL CO., LTD.
3601. 197. TOSHIBA INFORMATION EQUIPMENT (PHILIPPINES), INC.
3546. 142. SCE CO., LTD.
3548. 144. SHANGHAI HONGSHENG TECHNOLOGY CO., LTD.
3550. 146. SHANGHAI SVA-DAV ELECTRONICS
3552. 148. SHANGHAI TIAN TONG COMMUNICATION EQUIPMENT CO., LTD
3554. 150. SHANTOU HI-TECH ZONE IDALL ENTERPRISE CO., LTD.
3556. 152. SHARP MANUFACTURING COMPANY OF UK
3558. 154. SHARP ROXY ELECTRONICS CORPORATION (M) SDN. BHD.
3560. 156. SHENGBANGQIANGDIAN ELECTRONICS (SHENZHEN) CO., LTD.
3562. 158. SHENZHEN AKI DIGITAL ELECTRICAL APPLIANCE CO., LTD.
3564. 160. SHENZHEN CONTEL ELECTRONICS TECHNOLOGY CO., LTD.
3566. 162. SHENZHEN HARMA TECHNOLOGY CO., LTD.
3568. 164. SHENZHEN HARMA TECHNOLOGY CO., LTD. INDONESIA
3570. 166. SHENZHEN KXD MULTIMEDIA CO., LTD.
3572. 168. SHENZHEN SAST ELECTRONICS CO., LTD
3574. 170. SHENZHEN SHINELONG ELECTRONICS INDUSTRIAL CO., LTD.
3576. 172. SHENZHEN SOBON DIGITAL TECHNOLOGY DEVELOPMENT CO., LTD. ELECTRONICS BRANCH
3578. 174. SHENZHEN SYNCHRON ELECTRONICS CO., LTD.
3580. 176. SHENZHEN TSINGHUA TONGFANG CO., LTD.
3582. 178. SHENZHEN WELL JOINT ELECTRONICS LTD.
3584. 180. SHENZHEN ZHONGCAIXING ELE. CO., LTD.
3586. 182. SHUNDE XIONG FENG ELECTRIC INDUSTRIAL COMPANY
3588. 184. SINOCA ENTERPRISES (ZHONG SHAN) CO., LTD.
3590. 186. SOUTH JAZZ ELECTRONICS (SHENZHEN) CO., LTD.
3592. 188. SOYEA TECHNOLOGY CO., LTD.
3594. 190. TCL TECHNOLOGY ELECTRONICS (HIUZHOU) CO., LTD.
3596. 192. TEAC ELECTRONICS (M) SDN. BHD
3598. 194. TECNEW ELECTRONIC ENGINEERING CO., LTD.
3600. 196. TOSHIBA CORPORATION
3602. 198. TOSHIBA MULTI MEDIA DEVICES CO., LTD.

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| 3603. | 199. TOTTORI ONKYO CORPORATION | 3604. | 200. TOTTORI SANYO ELECTRIC CO., LTD. |
| 3605. | 201. TSI OPTOELECTRONICS CORP. | 3606. | 202. ULTRASTAR TECHNOLOGY (SHENZHEN) LTD |
| 3607. | 203. UP TECHNOLOGY CO., LTD. | 3608. | 204. VICTOR COMPANY OF JAPAN, LTD |
| 3609. | 205. WELL INLAND ELECTRONICS (NINGBO) CO., LTD. | 3610. | 206. WELL JOINT TECHNOLOGY LIMITED |
| 3611. | 207. WELTON ELECTRONICS LTD. | 3612. | 208. WORLD CO., LTD. |
| 3613. | 209. WORLD ELECTRONIC (SHENZHEN) CO., LTD. | 3614. | 210. WORLD ELECTRONIC LTD. |
| 3615. | 211. WUXI MULTIMEDIA LTD. | 3616. | 212. XANA VI INFORMATICS CORPORATION |
| 3617. | 213. XIAMEN OVERSEAS CHINESE ELECTRONIC CO., LTD., | 3618. | 214. XIAMEN SUNY ELECTRONIC SOUND CO., LTD. |
| 3619. | 215. YA BANG INDUSTRIAL CO., LTD. | 3620. | 216. YAMAHA ELECTRONICS MANUFACTURING (M) SDN, BHD |
| 3621. | 217. YANION COMPANY LIMITED | 3622. | 218. YUN SHEN HI-TECH CO., LTD. |
| 3623. | 219. YUNG FU ELECTRICAL APPLIANCES CORP., LTD. | 3624. | 220. ZHENJIANG JIANGKUI GROUP CO. |
| 3625. | 221. ZHONGSHAN JOINTEK DIGITALTECHNOLOGY LTD. | 3626. | 222. ZHONGSHAN SHI NEON ELECTRONIC FACTORY LTD. |
| 3627. | 223. ZHUHAI NINTAUS ELECTRONIC INDUSTRY CO., LTD. | 3629. | 226. ACTION ELECTRONICS CO., LTD. |
| 3628. | 225. A&G 22 INTERNATIONAL TRADE MANAGEMENT LTD. | 3631. | 228. ACTION TECHNOLOGY (SHENZHEN) CO., LTD. |
| 3630. | 227. ACTION INDUSTRIES (M) SDN. BHD. | 3633. | 230. AISIN AW CO., LTD. |
| 3632. | 229. ADVANCED APPLICATION TECHNOLOGY, INC. | | |

EXTENDED LIST OF DEFENDANTS

3634. Proskauer Rose, LLP; Alan S. Jaffe - Chairman Of The Board - ("Jaffe"); Kenneth Rubenstein - ("Rubenstein"); Robert Kafin - Managing Partner - ("Kafin"); Christopher C. Wheeler - ("Wheeler"); Steven C. Krane - ("Krane"); Stephen R. Kaye - ("S. Kaye") and in his estate with New York Supreme Court Chief Judge Judith Kaye ("J. Kaye"); Matthew Triggs - ("Triggs"); Christopher Pruzaski - ("Pruzaski"); Mara Lerner Robbins - ("Robbins"); Donald Thompson - ("Thompson"); Gayle Coleman; David George; George A. Pincus; Gregg Reed; Leon Gold - ("Gold"); Albert Gortz - ("Gortz"); Marcy Hahn-Saperstein; Kevin J. Healy - ("Healy"); Stuart Kapp; Ronald F. Storette; Chris Wolf; Jill Zammas; FULL LIST OF 601 liable Proskauer Partners; any other John Doe ("John Doe") Proskauer partner, affiliate, company, known or not known at this time; including but not limited to Proskauer ROSE LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Proskauer related or affiliated entities both individually and professionally;
3635. MELTZER, LIPPE, GOLDSTEIN, WOLF & SCHLISSSEL, P.C.; Lewis Melzter - ("Meltzer"); Raymond Joao - ("Joao"); Frank Martinez - ("Martinez"); Kenneth Rubenstein - ("Rubenstein"); FULL LIST OF 34 Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. liable Partners; any other John Doe ("John Doe") Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. partner, affiliate, company, known or not known at this time; including but not limited to Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. related or affiliated entities both individually and professionally;
3636. FOLEY & LARDNER LLP; Ralf Boer ("Boer"); Michael Grebe ("Grebe"); Christopher Kise ("Kise"); William J. Dick - ("Dick"); Steven C. Becker - ("Becker"); Douglas Boehm - ("Boehm"); Barry Grossman - ("Grossman"); Jim Clark - ("Clark"); any other John Doe ("John Doe") Foley & Lardner partners, affiliates, companies, known or not known at this time; including but not limited to Foley & Lardner; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Foley & Lardner related or affiliated entities both individually and professionally;

3637. Schiffrin & Barroway, LLP; Richard Schiffrin - ("Schiffrin"); Andrew Barroway - ("Barroway"); Krishna Narine - ("Narine"); any other John Doe ("John Doe") Schiffrin & Barroway, LLP partners, affiliates, companies, known or not known at this time; including but not limited to Schiffrin & Barroway, LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Schiffrin & Barroway, LLP related or affiliated entities both individually and professionally;
3638. Blakely Sokoloff Taylor & Zafman LLP; Norman Zafman - ("Zafman"); Thomas Coester - ("Coester"); Farzad Ahmini - ("Ahmini"); George Hoover - ("Hoover"); any other John Doe ("John Doe") Blakely Sokoloff Taylor & Zafman LLP partners, affiliates, companies, known or not known at this time; including but not limited to Blakely Sokoloff Taylor & Zafman LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Blakely Sokoloff Taylor & Zafman LLP related or affiliated entities both individually and professionally;
3639. Wildman, Harrold, Allen & Dixon LLP; Martyn W. Molyneaux - ("Molyneaux"); Michael Dockterman - ("Dockterman"); FULL LIST OF 198 Wildman, Harrold, Allen & Dixon LLP liable Partners; any other John Doe ("John Doe") Wildman, Harrold, Allen & Dixon LLP partners, affiliates, companies, known or not known at this time; including but not limited to Wildman, Harrold, Allen & Dixon LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Wildman, Harrold, Allen & Dixon LLP related or affiliated entities both individually and professionally;
3640. Christopher & Weisberg, P.A.; Alan M. Weisberg - ("Weisberg"); any other John Doe ("John Doe") Christopher & Weisberg, P.A. partners, affiliates, companies, known or not known at this time; including but not limited to Christopher & Weisberg, P.A.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Christopher & Weisberg, P.A. related or affiliated entities both individually and professionally;
3641. YAMAKAWA INTERNATIONAL PATENT OFFICE; Masaki Yamakawa - ("Yamakawa"); any other John Doe ("John Doe") Yamakawa International Patent Office partners, affiliates, companies, known or not known at this time; including but not limited to Yamakawa International Patent Office; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Yamakawa International Patent Office related or affiliated entities both individually and professionally;
3642. GOLDSTEIN LEWIN & CO.; Donald J. Goldstein - ("Goldstein"); Gerald R. Lewin - ("Lewin"); Erika Lewin - ("E. Lewin"); Mark R. Gold; Paul Feuerberg; Salvatore Bochicchio; Marc H. List; David A. Katzman; Robert H. Garick; Robert C. Zeigen; Marc H. List; Lawrence A. Rosenblum; David A. Katzman; Brad N. Mciver; Robert Cini; any other John Doe ("John Doe") Goldstein & Lewin Co. partners, affiliates, companies, known or not known at this time; including but not limited to Goldstein & Lewin Co.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Goldstein & Lewin Co. related or affiliated entities both individually and professionally;
3643. INTEL Corporation;
3644. Silicon Graphics Inc.;
3645. Lockheed Martin Corporation;
3646. Real 3D, Inc. (SILICON GRAPHICS, INC., LOCKHEED MARTIN & INTEL) & RYJO; Gerald Stanley - ("Stanley"); Ryan Huisman - ("Huisman"); RYJO - ("RYJO"); Tim Connolly - ("Connolly"); Steve Cochran; David Bolton; Rosalie Bibona - ("Bibona"); Connie Martin; Richard Gentner; Steven A. Behrens; Matt Johannsen; any other John Doe ("John Doe") Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO partners, affiliates, companies, known or not known at this time; including but not limited to Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO; Employees, Corporations, Affiliates and any other Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO related or affiliated entities, and any successor companies both individually and professionally;
3647. Tiedemann Investment Group; Bruce T. Prolow ("Prolow"); Carl Tiedemann ("C. Tiedemann"); Andrew Philip Chesler; Craig L. Smith; any other John Doe ("John Doe") Tiedemann Investment Group partners, affiliates, companies, known or not known at this time; including but not limited to Tiedemann Investment Group and any other Tiedemann Investment Group related or affiliated entities both individually and professionally;
3648. Crossbow Ventures / Alpine Partners; Stephen J. Warner - ("Warner"); Rene P. Eichenberger - ("Eichenberger"); H. Hickman Hank Powell - ("Powell"); Maurice Buchsbaum - ("Buchsbaum"); Eric Chen - ("Chen"); Avi Hersh; Matthew Shaw - ("Shaw"); Bruce W. Shewmaker - ("Shewmaker"); Ravi M. Ugale - ("Ugale"); any other John Doe ("John Doe") Crossbow Ventures / Alpine Partners partners,

affiliates, companies, known or not known at this time; including but not limited to Crossbow Ventures / Alpine Partners and any other Crossbow Ventures / Alpine Partners related or affiliated entities both individually and professionally;

3649. BROAD & CASSEL; James J. Wheeler - ("J. Wheeler"); Kelly Overstreet Johnson - ("Johnson"); any other John Doe ("John Doe") Broad & Cassell partners, affiliates, companies, known or not known at this time; including but not limited to Broad & Cassell and any other Broad & Cassell related or affiliated entities both individually and professionally;
3650. FORMER IVIEWIT MANAGEMENT & BOARD; Brian G. Utley/Proskauer Referred Management - ("Utley"); Raymond Hersh - ("Hersh"); Michael Reale - ("Reale")/Proskauer Referred Management; Rubenstein/Proskauer Rose Shareholder in Iviewit - Advisory Board; Wheeler/Proskauer Rose Shareholder in Iviewit - Advisory Board; Dick/Foley & Lardner - Advisory Board, Boehm/Foley & Lardner - Advisory Board; Becker/Foley & Lardner; Advisory Board; Joao/Meltzer Lippe Goldstein Wolfe & Schlissel - Advisory Board; Kane/Goldman Sachs - Board Director; Lewin/Goldstein Lewin - Board Director; Ross Miller, Esq. ("Miller"), Prolow/Tiedemann Prolow II - Board Director; Powell/Crossbow Ventures/Proskauer Referred Investor - Board Director; Maurice Buchsbaum - Board Director; Stephen Warner - Board Director; Simon L. Bernstein – Board Director ("S. Bernstein"); any other John Doe ("John Doe") Former Iviewit Management & Board partners, affiliates, companies, known or not known at this time; including but not limited to Former Iviewit Management & Board and any other Former Iviewit Management & Board related or affiliated entities both individually and professionally;
3651. FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA; Judge Jorge LABARGA - ("Labarga"); any other John Doe ("John Doe") FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA staff, known or not known to have been involved at the time. Hereinafter, collectively referred to as ("15C");
3652. THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE; Thomas Cahill - ("Cahill"); Joseph Wigley - ("Wigley"); Steven Krane, any other John Doe ("John Doe") of THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE staff, known or not known to have been involved at the time;
3653. THE FLORIDA BAR; Lorraine Christine Hoffman - ("Hoffman"); Eric Turner - ("Turner"); Kenneth Marvin - ("Marvin"); Anthony Boggs - ("Boggs"); Joy A. Bartmon - ("Bartmon"); Kelly Overstreet Johnson - ("Johnson"); Jerald Beer - ("Beer"); Matthew Triggs; Christopher or James Wheeler; any other John Doe ("John Doe") The Florida Bar staff, known or not known to have been involved at the time;
3654. MPEGLA, LLC. – Kenneth Rubenstein, Patent Evaluator; Licensors and Licensees, please visit www.mpegla.com for a complete list; Columbia University; Fujitsu Limited; General Instrument Corp; Lucent Technologies Inc.; Matsushita Electric Industrial Co., Ltd.; Mitsubishi Electric Corp.; Philips Electronics N.V. (Philips); Scientific Atlanta, Inc.; Sony Corp. (Sony); EXTENDED LIST OF MPEGLA LICENSEES AND LICENSORS; any other John Doe MPEGLA, LLC. Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") MPEGLA, LLC partners, affiliates, companies, known or not known at this time; including but not limited to MPEGLA, LLC and any other MPEGLA, LLC related or affiliated entities both individually and professionally;
3655. DVD6C LICENSING GROUP - Licensors and Licensees, please visit www.mpegla.com for a complete list; Toshiba Corporation; Hitachi, Ltd.; Matsushita Electric Industrial Co. Ltd.; Mitsubishi Electric Corporation; Time Warner Inc.; Victor Company Of Japan, Ltd.; EXTENDED DVD6C DEFENDANTS; any other John Doe DVD6C LICENSING GROUP Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") DVD6C LICENSING GROUP partners, affiliates, companies, known or not known at this time; including but not limited to DVD6C LICENSING GROUP and any other DVD6C LICENSING GROUP related or affiliated entities both individually and professionally;
3656. Harrison Goodard Foote incorporating Brewer & Son; Martyn Molyneaux, Esq. ("Molyneaux"); Any other John Doe ("John Doe") Harrison Goodard Foote (incorporating Brewer & Son) partners, affiliates, companies, known or not known at this time; including but not limited to Harrison Goodard Goote incorporating Brewer & Son and any other related or affiliated entities both individually and professionally;

3657. Lawrence DiGiovanna, Chairman of the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
3658. James E. Peltzer, Clerk of the Court of the Appellate Division, Supreme Court of the State of New York, Second Judicial Department; Diana Kearse, Chief Counsel to the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
3659. Houston & Shahady, P.A., any other John Doe ("John Doe") Houston & Shahady, P.A., affiliates, companies, known or not known at this time; including but not limited to Houston & Shahady, P.A. related or affiliated entities both individually and professionally;
3660. Furr & Cohen, P.A. any other John Doe ("John Doe") Furr & Cohen, P.A., affiliates, companies, known or not known at this time; including but not limited to Furr & Cohen, P.A. related or affiliated entities both individually and professionally;
3661. Moskowitz, Mandell, Salim & Simowitz, P.A., any other John Doe ("John Doe") Moskowitz, Mandell, Salim & Simowitz, P.A., affiliates, companies, known or not known at this time; including but not limited to Moskowitz, Mandell, Salim & Simowitz, P.A. related or affiliated entities both individually and professionally;
3662. The Goldman Sachs Group, Inc., Donald G. Kane ("Kane"); any other John Doe ("John Doe") The Goldman Sachs Group, Inc. partners, affiliates, companies, known or not known at this time; including but not limited to The Goldman Sachs Group, Inc. and any other related or affiliated entities both individually and professionally;
3663. Sachs Saxs & Klein, PA any other John Doe ("John Doe") Sachs Saxs & Klein, PA, affiliates, companies, known or not known at this time; including but not limited to Sachs Saxs & Klein, PA related or affiliated entities both individually and professionally;
3664. Huizenga Holdings Incorporated any other John Doe ("John Doe") Huizenga Holdings Incorporated affiliates, companies, known or not known at this time; including but not limited to Huizenga Holdings Incorporated related or affiliated entities both individually and professionally;
3665. Davis Polk & Wardell;
3666. Ropes & Gray LLP;
3667. Sullivan & Cromwell LLP;
3668. P. Stephen Lamont, ("Lamont") a resident of the State of New York, and former Chief Executive Officer (Acting) of Iviewit Holdings, Inc. and all of its affiliates and subsidiaries;
3669. SKULL AND BONES;
3670. The Russell Trust Co.;
3671. Yale Law School;
3672. Council on Foreign Relations;
3673. The Bilderberg Group;
3674. The Federalist Society;
3675. The Bradley Foundation;
3676. STATE OF NEW YORK;
3677. THE OFFICE OF COURT ADMINISTRATION OF THE UNIFIED COURT SYSTEM;
3678. STEVEN C. KRANE in his official and individual Capacities for the New York State Bar Association and the Appellate Division First Department Departmental disciplinary Committee, and, his professional and individual capacities as a Proskauer partner;
3679. ESTATE OF STEPHEN KAYE, in his professional and individual capacities;
3680. MATTHEW M. TRIGGS in his official and individual capacity for The Florida Bar and his professional and individual capacities as a partner of Proskauer;
3681. JON A. BAUMGARTEN, in his professional and individual capacities;
3682. SCOTT P. COOPER, in his professional and individual capacities;
3683. BRENDAN J. O'ROURKE, in his professional and individual capacities;
3684. LAWRENCE I. WEINSTEIN, in his professional and individual capacities;
3685. WILLIAM M. HART, in his professional and individual capacities;
3686. DARYN A. GROSSMAN, in his professional and individual capacities;
3687. JOSEPH A. CAPRARO JR., in his professional and individual capacities;
3688. JAMES H. SHALEK; in his professional and individual capacities;
3689. GREGORY MASHBERG, in his professional and individual capacities;
3690. JOANNA SMITH, in her professional and individual capacities;

- 3691. TODD C. NORBITZ, in his professional and individual capacities;
- 3692. ANNE SEKEL, in his professional and individual capacities;
- 3693. JIM CLARK, in his professional and individual capacities;
- 3694. STATE OF FLORIDA, OFFICE OF THE STATE COURTS ADMINISTRATOR, FLORIDA;
- 3695. FLORIDA SUPREME COURT;
- 3696. HON. CHARLES T. WELLS, in his official and individual capacities;
- 3697. HON. HARRY LEE ANSTEAD, in his official and individual capacities;
- 3698. HON. R. FRED LEWIS, in his official and individual capacities;
- 3699. HON. PEGGY A. QUINCE, in his official and individual capacities;
- 3700. HON. KENNETH B. BELL, in his official and individual capacities;
- 3701. THOMAS HALL, in his official and individual capacities;
- 3702. DEBORAH YARBOROUGH in her official and individual capacities;
- 3703. DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION – FLORIDA;
- 3704. CITY OF BOCA RATON, FLA.;
- 3705. ROBERT FLECHAUS in his official and individual capacities;
- 3706. ANDREW SCOTT in his official and individual capacities;
- 3707. PAUL CURRAN in his official and individual capacities;
- 3708. MARTIN R. GOLD in his official and individual capacities;
- 3709. SUPREME COURT OF NEW YORK APPELLATE DIVISION FIRST DEPARTMENT;
- 3710. CATHERINE O’HAGIEN WOLFE in her official and individual capacities;
- 3711. HON. ANGELA M. MAZZARELLI in her official and individual capacities;
- 3712. HON. RICHARD T. ANDRIAS in his official and individual capacities;
- 3713. HON. DAVID B. SAXE in his official and individual capacities;
- 3714. HON. DAVID FRIEDMAN in his official and individual capacities;
- 3715. HON. LUIZ A. GONZALES in his official and individual capacities;
- 3716. SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND JUDICIAL DEPARTMENT;
- 3717. SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND DEPARTMENT DEPARTMENTAL DISCIPLINARY COMMITTEE;
- 3718. HON. A. GAIL PRUDENTI in her official and individual capacities;
- 3719. HON. JUDITH S. KAYE in her official and individual capacities;
- 3720. STATE OF NEW YORK COMMISSION OF INVESTIGATION;
- 3721. ANTHONY CARTUSCIELLO in his official and individual capacities;
- 3722. LAWYERS FUND FOR CLIENT PROTECTION OF THE STATE OF NEW YORK;
- 3723. OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF NEW YORK;
- 3724. ELIOT SPITZER in his official and individual capacities, as both former Attorney General for the State of New York, and, as former Governor of the State of New York;
- 3725. ANDREW CUOMO in his official and individual capacities, as both former Attorney General for the State of New York, and, as current Governor of the State of New York;
- 3726. Steven M. Cohen in his official and individual capacities, as both former Chief of Staff to Attorney General Andrew Cuomo for the State of New York, and, as current Secretary to the Governor of the State of New York;
- 3727. Emily Cole, in her official and individual capacities, as an employee of Steven M. Cohen for the Governor Cuomo of the State of New York;
- 3728. COMMONWEALTH OF VIRGINIA;
- 3729. VIRGINIA STATE BAR;
- 3730. ANDREW H. GOODMAN in his official and individual capacities;
- 3731. NOEL SENDEL in her official and individual capacities;
- 3732. MARY W. MARTELINO in her official and individual capacities;
- 3733. LIZBETH L. MILLER, in her official and individual capacities;
- 3734. MPEGLA LLC; LAWRENCE HORN, in his professional and individual capacities;
- 3735. INTEL CORP.; LARRY PALLEY, in his professional and individual capacities;
- 3736. SILICON GRAPHICS, INC.;
- 3737. LOCKHEED MARTIN Corp;
- 3738. EUROPEAN PATENT OFFICE;

- 3739. ALAIN POMPIDOU in his official and individual capacities;
- 3740. WIM VAN DER EIJK in his official and individual capacities;
- 3741. LISE DYBDAHL in her official and personal capacities;
- 3742. DIGITAL INTERACTIVE STREAMS, INC.;
- 3743. ROYAL O'BRIEN, in his professional and individual capacities;
- 3744. HUIZENGA HOLDINGS INCORPORATED, WAYNE HUIZENGA, in his professional and individual capacities;
- 3745. WAYNE HUIZENGA, JR., in his professional and individual capacities;
- 3746. BART A. HOUSTON, ESQ. in his professional and individual capacities;
- 3747. BRADLEY S. SCHRAIBERG, ESQ. in his professional and individual capacities;
- 3748. WILLIAM G. SALIM, ESQ. in his professional and individual capacities;
- 3749. BEN ZUCKERMAN, ESQ. in his professional and individual capacities;
- 3750. SPENCER M. SAX, in his professional and individual capacities;
- 3751. ALBERTO GONZALES in his official and individual capacities;
- 3752. JOHNNIE E. FRAZIER in his official and individual capacities;
- 3753. IVIEWIT, INC., a Florida corporation;
- 3754. IVIEWIT, INC., a Delaware corporation;
- 3755. IVIEWIT HOLDINGS, INC., a Delaware corporation (f.k.a. Uview.com, Inc.);
- 3756. UVIEW.COM, INC., a Delaware corporation;
- 3757. IVIEWIT TECHNOLOGIES, INC., a Delaware corporation (f.k.a. Iviewit Holdings, Inc.);
- 3758. IVIEWIT HOLDINGS, INC., a Florida corporation;
- 3759. IVIEWIT.COM, INC., a Florida corporation;
- 3760. I.C., INC., a Florida corporation;
- 3761. IVIEWIT.COM, INC., a Delaware corporation;
- 3762. IVIEWIT.COM LLC, a Delaware limited liability company;
- 3763. IVIEWIT LLC, a Delaware limited liability company;
- 3764. IVIEWIT CORPORATION, a Florida corporation;
- 3765. IBM CORPORATION;

TO BE ADDED NEW DEFENDANTS IN THE RICO & ANTITRUST LAWSUIT THROUGH AMENDMENT OR IN ANY ANTICIPATED FUTURE LITIGATIONS AND CRIMINAL FILINGS:

- 3766. Justice Richard C. Wesley in his official and individual capacities,
- 3767. Justice Peter W. Hall in his official and individual capacities,
- 3768. Justice Debra Ann Livingston in her official and individual capacities,
- 3769. Justice Ralph K. Winter in his official and individual capacities,
- 3770. P. Stephen Lamont, (Questions about Lamont's filings on behalf of others and more already filed with criminal authorities and this Court has already been notified in Motion of the alleged fraudulent activities of Lamont)
- 3771. Alan Friedberg, in his official and individual capacities,
- 3772. Roy Reardon, in his official and individual capacities,
- 3773. Martin Glenn, in his official and individual capacities,
- 3774. Warner Bros. Entertainment, (Already named in the lawsuit since the amended complaint filed)
- 3775. Time Warner Communications, (Already named in the lawsuit since the amended complaint filed)
- 3776. AOL Inc., (Already named in the lawsuit since the amended complaint filed)
- 3777. Ropes & Gray,
- 3778. Stanford Financial Group. (This Court has already been notified in Motion of the alleged fraudulent activities of Stanford Financial Group relating directly to Defendants in this Lawsuit)
- 3779. Bernard L. Madoff et al. (This Court has already been notified in Motion of the alleged fraudulent activities of Bernard L. Madoff et al. relating directly to Defendants in this Lawsuit)
- 3780. Marc S. Dreier, (Already named Defendant in the lawsuit since the amended complaint filed. This Court has already been notified in Motion of the alleged fraudulent activities of Marc S. Dreier relating directly to Defendants in this Lawsuit Bernard L. Madoff et al.)
- 3781. Sony Corporation, (Already named Defendant in the lawsuit since the amended complaint filed)

- 3782. AT&T Corp. (Already named Defendant in the lawsuit since the amended complaint filed)
- 3783. Ernst & Young, (Already named Defendant in the lawsuit since the amended complaint filed)
- 3784. Arthur Andersen, (Already named Defendant in the lawsuit since the amended complaint filed)
- 3785. Enron et al. (Already named Defendant in the lawsuit since the amended complaint filed)
- 3786. White and Case LLP
- 3787. John and Jane Doe's

Defendants – Appellees

**ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK
CASE 07 CIV. 11196 (SHIRA ANNE SCHEINDLIN)**

**LEGALLY RELATED CASE BY FEDERAL JUDGE SHIRA A. SCHEINDLIN TO:
(07 CIV. 9599) (SAS-AJP) CHRISTINE C. ANDERSON V. THE STATE OF NEW
YORK, ET AL.**

CASES SEEKING OR RELATED TO ANDERSON:

1. 08-4873-CV UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT DOCKET - BERNSTEIN, ET AL. V APPELLATE DIVISION FIRST DEPARTMENT DISCIPLINARY COMMITTEE, ET AL. - TRILLION DOLLAR LAWSUIT
 2. CAPOGROSSO V NEW YORK STATE COMMISSION ON JUDICIAL CONDUCT, ET AL.
 3. ESPOSITO V THE STATE OF NEW YORK, ET AL.
 4. MCKEOWN V THE STATE OF NEW YORK, ET AL.
 5. RELATED CASES @ US DISTRICT COURT - SOUTHERN DISTRICT NY
 6. 07CV09599 ANDERSON V THE STATE OF NEW YORK, ET AL. - WHISTLEBLOWER LAWSUIT WHICH OTHER CASES HAVE BEEN MARKED LEGALLY "RELATED" TO BY FED. JUDGE SHIRA A. SCHEINDLIN
 7. 07CV11196 BERNSTEIN, ET AL. V APPELLATE DIVISION FIRST DEPARTMENT DISCIPLINARY COMMITTEE, ET AL.
 8. 07CV11612 ESPOSITO V THE STATE OF NEW YORK, ET AL.
 9. 08CV00526 CAPOGROSSO V NEW YORK STATE COMMISSION ON JUDICIAL CONDUCT, ET AL.
 10. 08CV02391 MCKEOWN V THE STATE OF NEW YORK, ET AL.
 11. 08CV02852 GALISON V THE STATE OF NEW YORK, ET AL.
 12. 08CV03305 CARVEL V THE STATE OF NEW YORK, ET AL.
 13. 08CV4053 GIZELLA WEISSHAUS V THE STATE OF NEW YORK, ET AL.
 14. 08CV4438 SUZANNE MCCORMICK V THE STATE OF NEW YORK, ET AL.
 15. 08 CV 6368 JOHN L. PETREC-TOLINO V. THE STATE OF NEW YORK
 16. 06CV05169 MCNAMARA V THE STATE OF NEW YORK, ET AL.
-

PLEASE TAKE NOTICE that upon the annexed affirmation of Eliot Ivan Bernstein, affirmed on July 26, 2012, and upon the exhibits attached thereto, and all the pleadings herein, plaintiff will move this Court and the US District Court before the Hon. Shira A. Scheindlin, United States District Judge, for an order pursuant to Rule 40 60 (b) and (d)(3) of the federal Rules of Civil Procedure, *inter alia*, reopening the herein case, appointing a federal monitor, scheduling further proceedings including a new trial, and for a fair and impartial jury trial as the law may deem just and proper.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 25, 2012
New York, New York

Eliot Ivan Bernstein
2753 NW 34th St.
Boca Raton, FL 33434
(561) 245-8588

To: Defendants ,
including The Office of the New York State Attorney General
120 Broadway, 24th Floor
New York, New York 10271

I, Eliot Ivan Bernstein, make the following affirmation under penalties of perjury:

I, Eliot Ivan Bernstein, am the plaintiff in the above entitled action, and respectfully move this court to issue an order granting a new trial pursuant to F.R.C.P. 60 (b) and (d)(3), *inter alia*. The reasons why I am entitled to the relief I seek are the following:

EMERGENCY MOTION TO:

- I.** IMMEDIATELY DISQUALIFY ALL JUSTICES AND OTHER MEMBERS OF THE UNITED STATES SECOND CIRCUIT COURT OF APPEALS (THIS COURT) WHOM HAVE CURRENTLY ACTED IN THIS LAWSUIT IN ANYWAY WHATSOEVER, FOR THEIR PART IN AIDING AND ABETTING FRAUD ON THE COURT, OBSTRUCTION OF JUSTICE, DENIAL OF DUE PROCESS AND MORE PRIOR TO ACTING ON FURTHER ON THIS MOTION

- II.** REMAND AND REHEAR THIS RICO & ANTITRUST LAWSUIT DUE TO THE NEW YORK STATE ATTORNEY GENERAL'S NOW ADMITTED AND ACKNOWLEDGED CONFLICTS OF INTEREST, BOTH PAST AND PRESENT, IN ACTING ILLEGALLY AS COUNSEL FOR THEIR OFFICE AND ADDITIONALLY FOR 39 PLUS STATE DEFENDANT/ACTORS IN THIS LAWSUIT AND VIOLATING PUBLIC OFFICE RULES & REGULATIONS, ATTORNEY CONDUCT CODES AND STATE & FEDERAL LAW

- III.** REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER CHRISTINE C. ANDERSON'S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE

- IV.** REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER NICOLE CORRADO'S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE AS ALREADY EVIDENCED HEREIN AND IN EXHIBIT

- V.** REMOVE AND REPORT ALL OTHER CONFLICTS OF INTEREST, VIOLATIONS OF PUBLIC OFFICE RULES, VIOLATIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND STATE AND FEDERAL LAW, CURRENTLY IN PLACE IN THIS RICO LAWSUIT AND RELATED CASES, IN ORDER TO IMPART FAIR AND IMPARTIAL DUE PROCESS UNDER LAW

- VI.** DEMAND THAT ALL PARTIES TO THIS LAWSUIT GOING FORWARD, INCLUDING BUT NOT LIMITED TO, COURT JUSTICES & OFFICIALS, ATTORNEYS AT LAW, PROSECUTORS, CLERKS, ETC. SIGN AFFIRMED CONFLICT OF INTEREST DISCLOSURES, IDENTICAL TO THE ONE ATTACHED HEREIN, ACKNOWLEDGING PERSONAL AND PROFESSIONAL LIABILITIES FOR ANY VIOLATION, PRIOR TO, ANY FURTHER ACTION BY ANYONE IN THIS RICO & ANTITRUST LAWSUIT
- VII.** DEMAND FOR JUSTICES OF THE SECOND CIRCUIT TO TURN THEMSELVES INTO STATE AND FEDERAL CRIMINAL AUTHORITIES TO ANSWER TO FILED CRIMINAL COMPLAINTS AGAINST THEM AND SERVED UPON THEM
- VIII.** ALLEGED CRIMES ONGOING BY P. STEPHEN LAMONT ET AL. BOTH KNOWN AND UNKNOWN AND FRAUD ON THIS COURT, THE US DISTRICT COURT AND NOW OTHER COURTS INCLUDING THE SUPREME COURT AND MORE
- IX.** PLAINTIFF SEEKS LEAVE TO AMEND THE AMENDED COMPLAINT TO ADD NEW DEFENDANTS AND NEW ALLEGED CRIMES NEWLY DISCOVERED

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Table of Contents

CONFLICT OF INTEREST (COI) DISCLOSURE FORM	61
I. INTRO – WHO ARE THE PATRIOTS AND WHO ARE THE TYRANTS?	74
MEET THE COUPSTERS – THE LEADERS OF THE ONCE FREE WORLD	78
THE CONTROLLED DEMOLITION OF WORLD MARKETS BY ATTORNEYS AT LAW OPERATING AS A CRIMINAL RICO ENTERPRISE AND INFILTRATING SENIOR PUBLIC OFFICES, INCLUDING WITHIN THE DEPARTMENT OF JUSTICE AND THE COURTS	94
WHERE IS THE JUSTICE? THE CRIMINAL ROLE OF THIS COURT IN AIDING AND ABETTING THE CRIMINAL RICO ENTERPRISE – A ROOT OF TYRANNY AND INJUSTICE	108
II. IMMEDIATELY DISQUALIFY ALL JUSTICES AND OTHER MEMBERS OF THE UNITED STATES SECOND CIRCUIT COURT OF APPEALS (THIS COURT) WHOM HAVE CURRENTLY ACTED IN THIS LAWSUIT IN ANYWAY WHATSOEVER, FOR THEIR PART IN AIDING AND ABETTING FRAUD ON THE COURT, OBSTRUCTION OF JUSTICE, DENIAL OF DUE PROCESS AND MORE PRIOR TO ACTING ON FURTHER ON THIS MOTION	131
III. REMAND AND REHEAR THIS RICO & ANTITRUST LAWSUIT DUE TO THE NEW YORK STATE ATTORNEY GENERAL’S NOW ADMITTED AND ACKNOWLEDGED CONFLICTS OF INTEREST, BOTH PAST AND PRESENT, IN ACTING ILLEGALLY AS COUNSEL FOR THEIR OFFICE AND ADDITIONALLY FOR 39 PLUS STATE DEFENDANT/ACTORS IN THIS LAWSUIT AND VIOLATING PUBLIC OFFICE RULES & REGULATIONS, ATTORNEY CONDUCT CODES AND STATE & FEDERAL LAW	147
IV. REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER CHRISTINE C. ANDERSON’S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE	157
V. REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER NICOLE CORRADO’S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE AS ALREADY EVIDENCED HEREIN AND IN EXHIBIT	160
VI. REMOVE AND REPORT ALL OTHER CONFLICTS OF INTEREST, VIOLATIONS OF PUBLIC OFFICE RULES, VIOLATIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND STATE AND FEDERAL LAW, CURRENTLY IN	

PLACE IN THIS RICO LAWSUIT AND RELATED CASES, IN ORDER TO IMPART FAIR AND IMPARTIAL DUE PROCESS UNDER LAW 161

VII. DEMAND THAT ALL PARTIES TO THIS LAWSUIT GOING FORWARD, INCLUDING BUT NOT LIMITED TO, COURT JUSTICES & OFFICIALS, ATTORNEYS AT LAW, PROSECUTORS, CLERKS, ETC. SIGN AFFIRMED CONFLICT OF INTEREST DISCLOSURES, IDENTICAL TO THE ONE ATTACHED HEREIN, ACKNOWLEDGING PERSONAL AND PROFESSIONAL LIABILITIES FOR ANY VIOLATION, PRIOR TO, ANY FURTHER ACTION BY ANYONE IN THIS RICO & ANTITRUST LAWSUIT. 161

VIII. DEMAND FOR JUSTICES OF THE SECOND CIRCUIT TO TURN THEMSELVES INTO STATE AND FEDERAL CRIMINAL AUTHORITIES TO ANSWER TO FILED CRIMINAL COMPLAINTS AGAINST THEM AND SERVED UPON THEM 162

IX. ALLEGED CRIMES ONGOING BY P. STEPHEN LAMONT ET AL. BOTH KNOWN AND UNKNOWN AND FRAUD ON THIS COURT, THE US DISTRICT COURT AND NOW OTHER COURTS INCLUDING THE SUPREME COURT AND MORE..... 162

X. PLAINTIFF SEEKS LEAVE TO AMEND THE AMENDED COMPLAINT TO ADD NEW DEFENDANTS AND NEW ALLEGED CRIMES NEWLY DISCOVERED 163

XI. RELIEF..... 164

CONCLUSION..... 165

EXHIBIT 1 – EXTENDED LIST OF DEFENDANTS 166

AND 166

CONFLICT OF INTEREST DISCLOSURE PARTIAL LIST OF KNOWN CONFLICTED PARTIES 166

EXHIBIT 2- ANDERSON MOTION TO RE-OPEN AND REHEAR AND CORRADO LAWSUIT..... 173

EXHIBIT 3 – FRANKLIN PEREZ ORDER..... 224

EXHIBIT 4 – FRANKLIN PEREZ INFORMATION 225

EXHIBIT 5 – TRANSCRIPT OF TAPED CALLS TO NY GOVERNOR ANDREW CUOMA AND ATTORNEY GENERAL ERIC SCHNEIDERMAN OFFICES 227


YouTube Channel  **eliotbernstein**..... 228

EXHIBIT 6 – SUZANNE MCCORMICK MOTION FOR REHEARING 256

EXHIBIT 7 – ORDER SHIRA A. SCHEINDLIN RE: SUZANNE MCCORMICK MOTION FOR REHEARING..... 272

EXHIBIT 8 – ARTICLES 276
EXHIBIT 9 – KEVIN MCKEOWN AKA FRANK BRADY MEMO TO SCHEINDLIN
REGARDING DIRTY JUDGES AND SEALED COURT PAPERS..... 279
EXHIBIT 10 – KEVIN MCKEOWN AKA FRANK BRADY AFFIRMATION OF SUZANNE
MCCORMICK..... 282

CONFLICT OF INTEREST (COI) DISCLOSURE FORM



*"Lasciate ogni speranza, voi ch'intrate"*¹
whom fail to sign this form.

THIS COI MUST BE SIGNED AND RETURNED PRIOR TO ANY ACTION BY YOU IN THESE MATTERS

Please accept and return signed, the following Conflict of Interest Disclosure Form (COI) before continuing further with adjudication, review or investigation of the attached MOTION to the **United States Second Circuit Court**, titled,

MOTION TO:

- I.** IMMEDIATELY DISQUALIFY ALL JUSTICES AND OTHER MEMBERS OF THE UNITED STATES SECOND CIRCUIT COURT OF APPEALS (THIS COURT) WHOM HAVE CURRENTLY ACTED IN THIS LAWSUIT IN ANYWAY WHATSOEVER, FOR THEIR PART IN AIDING AND ABETTING FRAUD ON THE COURT, OBSTRUCTION OF JUSTICE, DENIAL OF DUE PROCESS AND MORE PRIOR TO ACTING ON FURTHER ON THIS MOTION

- II.** REMAND AND REHEAR THIS RICO & ANTITRUST LAWSUIT DUE TO THE NEW YORK STATE ATTORNEY GENERAL'S NOW ADMITTED AND ACKNOWLEDGED CONFLICTS OF INTEREST, BOTH PAST AND PRESENT, IN ACTING ILLEGALLY AS COUNSEL FOR THEIR OFFICE AND ADDITIONALLY FOR 39 PLUS STATE DEFENDANT/ACTORS IN THIS LAWSUIT AND VIOLATING PUBLIC OFFICE RULES & REGULATIONS, ATTORNEY CONDUCT CODES AND STATE & FEDERAL LAW

¹ il Sommo Poeta ~ Durante degli Alighieri, "Divina Commedia" 1308-1321 Canto III

- III. REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER CHRISTINE C. ANDERSON'S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE
- IV. REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER NICOLE CORRADO'S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE AS ALREADY EVIDENCED HEREIN AND IN EXHIBIT
- V. REMOVE AND REPORT ALL OTHER CONFLICTS OF INTEREST, VIOLATIONS OF PUBLIC OFFICE RULES, VIOLATIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND STATE AND FEDERAL LAW, CURRENTLY IN PLACE IN THIS RICO LAWSUIT AND RELATED CASES, IN ORDER TO IMPART FAIR AND IMPARTIAL DUE PROCESS UNDER LAW
- VI. DEMAND THAT ALL PARTIES TO THIS LAWSUIT GOING FORWARD, INCLUDING BUT NOT LIMITED TO, COURT JUSTICES & OFFICIALS, ATTORNEYS AT LAW, PROSECUTORS, CLERKS, ETC. SIGN AFFIRMED CONFLICT OF INTEREST DISCLOSURES, IDENTICAL TO THE ONE ATTACHED HEREIN, ACKNOWLEDGING PERSONAL AND PROFESSIONAL LIABILITIES FOR ANY VIOLATION, PRIOR TO, ANY FURTHER ACTION BY ANYONE IN THIS RICO & ANTITRUST LAWSUIT
- VII. DEMAND FOR JUSTICES OF THE SECOND CIRCUIT TO TURN THEMSELVES INTO STATE AND FEDERAL CRIMINAL AUTHORITIES TO ANSWER TO FILED CRIMINAL COMPLAINTS AGAINST THEM AND SERVED UPON THEM
- VIII. ALLEGED CRIMES ONGOING BY P. STEPHEN LAMONT ET AL. BOTH KNOWN AND UNKNOWN AND FRAUD ON THIS COURT, THE US DISTRICT COURT AND NOW OTHER COURTS INCLUDING THE SUPREME COURT AND MORE
- IX. PLAINTIFF SEEKS LEAVE TO AMEND THE AMENDED COMPLAINT TO ADD NEW DEFENDANTS AND NEW ALLEGED CRIMES NEWLY DISCOVERED

AFTER 10 DAYS, IF THIS COI DISCLOSURE FORM HAS NOT BEEN SIGNED OR SUBSEQUENTLY TURNED OVER TO A NON CONFLICTED PARTY, YOUR FAILURE TO COMPLY MAY RESULT IN CRIMINAL AND CIVIL CHARGES FILED AGAINST YOU FOR AIDING AND ABETTING A RICO CRIMINAL ORGANIZATION, FEDERAL OBSTRUCTION OF JUSTICE AND MORE, AS NOTED HEREIN.

The Conflict of Interest Disclosure Form is designed to ensure that the review and any determination from such review of the enclosed materials should not be biased by any conflicting financial interest or any other conflicting interest by those reviewers responsible for the handling of this confidential information. Whereby any conflict with any of the main alleged perpetrators of the alleged crimes referenced in these matters herein, or any other perpetrators not known at this time, must be fully disclosed in writing and returned by anyone reviewing these matters prior to making ANY determination.

Disclosure forms with "Yes" answers, by any party, to any of the following questions, are demanded not to open the remainder of the documents or opine in any manner, until the signed COI is reviewed and approved by the Iviewit companies and Eliot I. Bernstein. If you feel that a Conflict of Interest exists that cannot be eliminated through conflict resolution with the Iviewit Companies or Eliot Bernstein, instantly forward the matters to the next available reviewer that is free of conflict that can sign and complete the requisite disclosure. Please identify conflicts that you have, in writing, upon terminating your involvement in the matters to the address listed at the end of this disclosure form for Iviewit companies or Eliot I. Bernstein. As many of these alleged perpetrators are large law firms, lawyers, members of various state and federal courts, officers of federal, state and local law enforcement and regulatory agencies, careful review and disclosure of any conflict with those named herein is pertinent in your continued handling of these matters objectively.

These matters already involve claims of, including but not limited to, Conflicts of Interest, Violations of Public Offices, Whitewashing of Official Complaints in the Supreme Courts of New York, Florida, Virginia and elsewhere, Threatening a Federal Witness in a "legally related" Federal Whistleblower Lawsuit, Document Destruction and Alteration, Obstructions of Justice, RICO, ATTEMPTED MURDER and much more. The need for prescreening for conflict is essential to the administration of due process in these matters and necessary to avoid charges of OBSTRUCTION OF JUSTICE and more, against you. US Federal District Court Judge, Shira A. Scheindlin, legally related the matters to a New York Supreme Court Attorney Whistleblower Lawsuit of Christine C. Anderson, Esq. who alleges similar claims of public office corruption against Supreme Court of New York Officials, US Attorneys, NY District Attorneys and Assistant District Attorneys. Therefore, this Conflict Check is a formal request for full disclosure of any conflict on your part, such request conforming with all applicable state and federal laws, public office rules and regulations, attorney conduct codes and judicial canons or other international law and treatises requiring disclosure of conflicts and disqualification from these matters where conflict precludes involvement.

Failure to comply with all applicable conflict disclosure rules, public office rules and regulations, and, state, federal and international laws, prior to continued action on your part, **shall constitute cause** for the filing of criminal and civil complaints against you for any decisions or actions you make prior to a signed Conflict Of Interest Disclosure Form. Charges will be filed against you for failure to comply. Complaints will be filed with all appropriate authorities, including but not limited to, the appropriate Federal, State, Local and International Law Enforcement Agencies, Public Integrity Officials, Judicial Conduct Officials, State and Federal Bar Associations, Disciplinary Departments and any/all other appropriate agencies.

I. Do you, your spouse and your dependents, in the aggregate, have any direct or indirect relations, relationships or interest(s) in any entity, or any of the parties listed in [EXHIBIT 1](#) of this document or any of the named Defendants in these matters contained at the URL, <http://iviewit.tv/CompanyDocs/Appendix%20A/index.htm#proskauer> ? Please review the online index in entirety prior to answering, as there are several thousand persons and entities that are named Defendants in the Iviewit Antitrust Lawsuit for Infringement.
 NO **YES**

Please describe in detail any relations, relationships, interests and conflicts, on a separate and attached sheet, fully disclosing all information. If the answer is Yes, please describe the relations, relationships, interests and conflicts, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.

II. Do you, your spouse and your dependents, in the aggregate, have any direct or indirect relations, relationships or interest(s), in any entity, or any direct or indirect relations, relationships or interest(s), to ANY other known, or unknown person, or known or unknown entity, not named herein, which will cause your review

of the materials you are charged with investigating to be biased by any conflicting past, present, or future financial interest(s) or any other interest(s)?

NO YES

Please describe in detail any relations, relationships, interests and conflicts, on a separate and attached sheet, fully disclosing all information. If the answer is Yes, please describe the relations, relationships and interests, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.

III. Do you, your spouse, and your dependents, in the aggregate, receive salary or other remuneration or financial considerations from any person or entity related in any way to the parties defined in Question I, including but not limited to, campaign contributions whether direct, "in kind" or of any type at all?

NO YES

Please describe in detail any interests or conflicts, on a separate and attached sheet, fully disclosing all information regarding the conflicts or considerations. If the answer is Yes, please describe the relations, relationships and / or interests, and, affirm whether such conflicts or interests present a conflict of interest that precludes fair review of the matters contained herein without undue bias or prejudice of any kind.

IV. Have you, your spouse, and your dependents, in the aggregate, had any prior communication(s), including but not limited to, phone, facsimile, e-mail, mail, verbal, etc., with any person related to the proceedings of Iviewit, Eliot Ivan Bernstein or the related matters in anyway and parties in Question I?

NO YES

Please describe in detail any identified communication(s) on a separate and attached sheet fully disclosing all information regarding the communication(s). If the answer is Yes, please describe the communication(s) in detail, including but not limited to, who was present, what type of communication, the date and time, length, what was discussed, please affirm whether such communication(s) present a conflict of interest in fairly reviewing the matters herein without undue bias or prejudice of any kind.

V. I have run a thorough and exhaustive Conflict of Interest check, conforming to any/all, state, federal and local laws, public office rules and regulations, and, any professional association rules and regulations, regarding disclosure of any/all conflicts. I have verified that my spouse, my dependents, and I, in the aggregate, have no conflicts with any parties or entities to the matters referenced herein. I understand that any undisclosed conflicts, relations, relationships and interests, will result in criminal and civil charges filed against me both personally and professionally.

NO YES

VI. I have notified all parties with any liabilities regarding my continued actions in these matters, including state agencies, shareholders, bondholders, auditors and insurance concerns or any other person with liability that may result from my actions in these matters as required by any laws, regulations and public office rules I am bound by.

NO YES

RELEVANT SECTIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND LAW

Conflict of Interest Laws & Regulations

Conflict of interest indicates a situation where a private interest may influence a public decision. Conflict of Interest Laws are Laws and are designed to prevent Conflicts of

Interest that deny fair and impartial due process and procedure thereby Obstructing Justice in State and Federal, Civil and Criminal Proceedings. These Laws may contain provisions related to financial or asset disclosure, exploitation of one's official position and privileges, improper relationships, regulation of campaign practices, etc. The Relevant Sections of Attorney Conduct Codes, Judicial Cannons, Public Office Rules & Regulations and State & Federal Law listed herein are merely a benchmark guide and other state, federal and international laws, rules and regulations may be applicable to your particular circumstances in reviewing or acting in these matters. For a more complete list of applicable sections of law relating to these matters, please visit the URL,

http://iviewit.tv/CompanyDocs/oneofthesedays/index.htm#_Toc107852933.

New York State Consolidated Laws Penal

ARTICLE 200 BRIBERY INVOLVING PUBLIC SERVANTS AND RELATED OFFENSES

S 200.03 Bribery in the second degree
S 200.04 Bribery in the first degree
S 200.05 Bribery; defense
S 200.10 Bribe receiving in the third degree
S 200.11 Bribe receiving in the second degree
S 200.12 Bribe receiving in the first degree
S 200.15 Bribe receiving; no defense
S 200.20 Rewarding official misconduct in the second degree
S 200.22 Rewarding official misconduct in the first degree S 200.25 Receiving reward for official misconduct in the second degree
S 200.27 Receiving reward for official misconduct in the first degree
S 200.30 Giving unlawful gratuities
S 200.35 Receiving unlawful gratuities
S 200.40 Bribe giving and bribe receiving for public office; definition of term
S 200.45 Bribe giving for public office
S 200.50 Bribe receiving for public office

ARTICLE 175 OFFENSES INVOLVING FALSE WRITTEN STATEMENTS

S 175.05 Falsifying business records in the second degree. S 175.10 Falsifying business records in the first degree.
S 175.15 Falsifying business records; defense
S 175.20 Tampering with public records in the second degree
S 175.25 Tampering with public records in the first degree
S 175.30 Offering a false instrument for filing in the second degree
S 175.35 Offering a false instrument for filing in the first degree

NY Constitution ARTICLE XIII Public Officers

Public Officers - Public Officers ARTICLE 1

ARTICLE 2 Appointment and Qualification of Public Officers - ARTICLE 15 ATTORNEYS AND COUNSELORS

S 468-b. Clients' security fund of the state of New York
S 476-a. Action for unlawful practice of the law
S 476-b. Injunction to restrain defendant from unlawful practice of the law
S 476-c. Investigation by the attorney-general
S 487. Misconduct by attorneys

S 488. Buying demands on which to bring an action.

Public Officers Law SEC 73 Restrictions on the Activities Of Current and Former State Officers and Employees

Public Officers Law SEC 74 Code of Ethics

Conflicts of Interest Law, found in Chapter 68 of the New York City Charter, the City's Financial Disclosure Law, set forth in section 12-110 of the New York City Administrative Code, and the Lobbyist Gift Law, found in sections 3-224 through 3-228 of the Administrative Code.

TITLE 18 FEDERAL CODE & OTHER APPLICABLE FEDERAL LAW

Title 18 U.S.C. § 4. Misprision of felony. Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined under this title or imprisoned not more than three years, or both.

A federal judge, or any other government official, is required as part of the judge's mandatory administrative duties, to receive any offer of information of a federal crime. If that judge blocks such report, that block is a felony under related obstruction of justice statutes, and constitutes a serious offense.

Upon receiving such information, the judge is then required to make it known to a government law enforcement body that is not themselves involved in the federal crime.

Title 28 U.S.C. § 1361. Action to compel an officer of the United States to perform his duty. The district courts shall have original jurisdiction of any action in the nature of mandamus to compel an officer or employee of the United States or any agency thereof to perform a duty owed to the plaintiff.

This federal statute permits any citizen to file a lawsuit in the federal courts to obtain a court order requiring a federal official to perform a mandatory duty and to halt unlawful acts. This statute is Title 28 U.S.C. § 1361.

Fraud upon the court

FRAUD on the COURT

In the United States, when an officer of the court is found to have fraudulently presented facts to court so that the court is impaired in the impartial performance of its legal task, the act, known as "fraud upon the court", is a crime deemed so severe and fundamentally opposed to the operation of justice that it is not subject to any statute of limitation.

Officers of the court include: Lawyers, Judges, Referees, and those appointed; Guardian Ad Litem, Parenting Time Expeditors, Mediators, Rule 114 Neutrals, Evaluators, Administrators, special appointees, and any others whose influence are part of the judicial mechanism.

"Fraud upon the court" has been defined by the 7th Circuit Court of Appeals to "embrace that species of fraud which does, or attempts to, defile the court itself, or is a fraud perpetrated by officers of the court so that the judicial machinery can not perform in the usual manner its impartial task of adjudging cases that are presented for adjudication". *Kenner v. C.I.R.*, 387 F.3d 689 (1968); 7 Moore's Federal Practice, 2d ed., p. 512, ¶ 60.23

In *Bullock v. United States*, 763 F.2d 1115, 1121 (10th Cir. 1985), the court stated "Fraud upon the court is fraud which is directed to the judicial machinery itself and is not fraud between the parties or fraudulent documents, false statements or perjury. ... It is where the court or a member is corrupted or influenced or influence is attempted or where the judge has not performed his judicial function --- thus where the impartial functions of the court have been directly corrupted."

What effect does an act of "fraud upon the court" have upon the court proceeding? "Fraud upon the court" makes void the orders and judgments of that court.

TITLE 18 PART I CH 11

Sec. 201. Bribery of public officials and witnesses

Sec. 225. - Continuing financial crimes enterprise

BRIBERY, GRAFT, AND CONFLICTS OF INTEREST

Sec. 205. - Activities of officers and employees in claims against and other matters affecting the Government

Sec. 208. - Acts affecting a personal financial interest

Sec. 210. - Offer to procure appointive public office

Sec. 225. - Continuing financial crimes enterprise

TITLE 18 PART I CH 79 Sec 1623 - False declarations before grand jury or court

Sec 654 - Officer or employee of United States converting property of another

TITLE 18 PART I CH 73 Sec 1511 - Obstruction of State or local law enforcement

TITLE 18 PART I CH 96 Sec 1961 RACKETEER INFLUENCED AND CORRUPT Organizations ("RICO")

Section 1503 (relating to obstruction of justice),

Section 1510 (relating to obstruction of criminal investigations)

Section 1511 (relating to the obstruction of State or local law enforcement),

Section 1952 (relating to racketeering),

Section 1957 (relating to engaging in monetary transactions in property derived from specified unlawful activity),

TITLE 18 PART I CH 96 SEC 1962 (A) RICO

TITLE 18 PART I CH 96 SEC 1962 (B) RICO

TITLE 18 PART I CH 96 SEC 1962 (C) RICO

TITLE 18 PART I CH 19 SEC 1962 (D) RICO

TITLE 18 PART I CH 19 CONSPIRACY Sec 371 CONSPIRACY TO COMMIT OFFENSE OR TO DEFRAUD UNITED STATES

TITLE 18 PART I CH 95 RACKETEERING SEC 1957 Engaging in monetary transactions in property derived from specified unlawful activity

TITLE 18 PART I CH 47 Sec 1031 - Major fraud against the United States

Judicial Cannons

What causes the "Disqualification of Judges?"

Federal law requires the automatic disqualification of a Federal judge under certain circumstances.

In 1994, the U.S. Supreme Court held that "Disqualification is required if an objective observer would entertain reasonable questions about the judge's impartiality. If a judge's attitude or state of mind leads a detached observer to conclude that a fair and impartial hearing is unlikely, the judge must be disqualified." [Emphasis added]. *Liteky v. U.S.*, 114 S.Ct. 1147, 1162 (1994).

Courts have repeatedly held that positive proof of the partiality of a judge is not a requirement, only the appearance of partiality. *Liljeberg v. Health Services Acquisition Corp.*, 486 U.S. 847, 108 S.Ct. 2194 (1988) (what matters is not the reality of bias or prejudice but its appearance); *United States v. Balistreri*, 779 F.2d 1191 (7th Cir. 1985) (Section 455(a) "is directed against the appearance of partiality, whether or not the judge is actually biased.") ("Section 455(a) of the Judicial Code, 28 U.S.C. §455(a), is not intended to protect litigants from actual bias in their judge but rather to promote public confidence in the impartiality of the judicial process.").

That Court also stated that Section 455(a) "requires a judge to recuse himself in any proceeding in which her impartiality might reasonably be questioned." Taylor v. O'Grady, 888 F.2d 1189 (7th Cir. 1989). In Pfizer Inc. v. Lord, 456 F.2d 532 (8th Cir. 1972), the Court stated that "It is important that the litigant not only actually receive justice, but that he believes that he has received justice."

The Supreme Court has ruled and has reaffirmed the principle that "justice must satisfy the appearance of justice", Levine v. United States, 362 U.S. 610, 80 S.Ct. 1038 (1960), citing Offutt v. United States, 348 U.S. 11, 14, 75 S.Ct. 11, 13 (1954). A judge receiving a bribe from an interested party over which he is presiding, does not give the appearance of justice.

"Recusal under Section 455 is self-executing; a party need not file affidavits in support of recusal and the judge is obligated to recuse herself sua sponte under the stated circumstances." Taylor v. O'Grady, 888 F.2d 1189 (7th Cir. 1989).

Further, the judge has a legal duty to disqualify himself even if there is no motion asking for his disqualification. The Seventh Circuit Court of Appeals further stated that "We think that this language [455(a)] imposes a duty on the judge to act sua sponte, even if no motion or affidavit is filed." Balistreri, at 1202.

Judges do not have discretion not to disqualify themselves. By law, they are bound to follow the law. Should a judge not disqualify himself as required by law, then the judge has given another example of his "appearance of partiality" which, possibly, further disqualifies the judge. Should another judge not accept the disqualification of the judge, then the second judge has evidenced an "appearance of partiality" and has possibly disqualified himself/herself. None of the orders issued by any judge who has been disqualified by law would appear to be valid. It would appear that they are void as a matter of law, and are of no legal force or effect.

Should a judge not disqualify himself, then the judge is violation of the Due Process Clause of the U.S. Constitution. United States v. Sciuto, 521 F.2d 842, 845 (7th Cir. 1996) ("The right to a tribunal free from bias or prejudice is based, not on section 144, but on the Due Process Clause.").

Should a judge issue any order after he has been disqualified by law, and if the party has been denied of any of his / her property, then the judge may have been engaged in the Federal Crime of "interference with interstate commerce". The judge has acted in the judge's personal capacity and not in the judge's judicial capacity. It has been said that this judge, acting in this manner, has no more lawful authority than someone's next-door neighbor (provided that he is not a judge). However some judges may not follow the law.

If you were a non-represented litigant, and should the court not follow the law as to non-represented litigants, then the judge has expressed an "appearance of partiality" and, under the law, it would seem that he/she has disqualified him/herself.

However, since not all judges keep up to date in the law, and since not all judges follow the law, it is possible that a judge may not know the ruling of the U.S. Supreme Court and the other courts on this subject. Notice that it states "disqualification is required" and that a judge "must be disqualified" under certain circumstances.

The Supreme Court has also held that if a judge wars against the Constitution, or if he acts without jurisdiction, he has engaged in treason to the Constitution. If a judge acts after he has been automatically disqualified by law, then he is acting without jurisdiction, and that suggest that he is then engaging in criminal acts of treason, and may be engaged in extortion and the interference with interstate commerce.

Courts have repeatedly ruled that judges have no immunity for their criminal acts. Since both treason and the interference with interstate commerce are criminal acts, no judge has immunity to engage in such acts.

Canon 1. A Judge Should Uphold the Integrity and Independence of the Judiciary

[1.1] Deference to the judgments and rulings of courts depends upon public confidence in the integrity and independence of judges. The integrity and independence of judges depends in turn upon their acting without fear or favor. Although judges should be independent, they must comply with the law, including the provisions of this Code. Public confidence in the impartiality of the judiciary is maintained by the adherence of each judge to this responsibility. Conversely, violation of this Code diminishes public confidence in the judiciary and thereby does injury to the system of government under law.

Canon 2. A Judge Should Avoid Impropriety and the Appearance of Impropriety in All Activities

(A) A judge shall respect and comply with the law and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary.

[2.2][2A] The prohibition against behaving with impropriety or the appearance of impropriety applies to both the professional and personal conduct of a judge. Because it is not practicable to list all prohibited acts, the proscription is necessarily cast in general terms that extend to conduct by judges that is harmful although not specifically mentioned in the Code. Actual improprieties under this standard include violations of law, court rules or other specific provisions of this Code. The test for appearance of impropriety is whether the conduct would create in reasonable minds a perception that the judge's ability to carry out judicial responsibilities with integrity, impartiality and competence is impaired.

Canon 3. A Judge Should Perform the Duties of the Office Impartially and Diligently

(B) Adjudicative responsibilities.

(1) A judge shall be faithful to the law and maintain professional competence in it. A judge shall not be swayed by partisan interests, public clamor or fear of criticism.

(2) A judge shall require order and decorum in proceedings before the judge.

(D) Disciplinary responsibilities.

(1) A judge who receives information indicating a substantial likelihood that another judge has committed a substantial violation of this Part shall take appropriate action.

(2) A judge who receives information indicating a substantial likelihood that a lawyer has committed a substantial violation of the Code of Professional Responsibility shall take appropriate action.

(3) Acts of a judge in the discharge of disciplinary responsibilities are part of a judge's judicial duties.

(E) Disqualification.

(1) A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned

[3.11][3B(6)(e)] A judge may delegate the responsibilities of the judge under Canon 3B(6) to a member of the judge's staff. A judge must make reasonable efforts, including the provision of appropriate supervision, to ensure that Section 3B(6) is not violated through law clerks or other

personnel on the judge's staff. This provision does not prohibit the judge or the judge's law clerk from informing all parties individually of scheduling or administrative decisions.

[3.21][3E(1)] Under this rule, a judge is disqualified whenever the judge's impartiality might reasonably be questioned, regardless whether any of the specific rules in Section 3E(1) apply. For example, if a judge were in the process of negotiating for employment with a law firm, the judge would be disqualified from any matters in which that firm appeared, unless the disqualification was waived by the parties after disclosure by the judge.

[3.22][3E(1)] A judge should disclose on the record information that the judge believes the parties or their lawyers might consider relevant to the question of disqualification, even if the judge believes there is no real basis for disqualification.

Canon 4. A Judge May Engage in Extra-Judicial Activities To Improve the Law, the Legal System, and the Administration of Justice

Canon 5. A Judge Should Regulate Extra-Judicial Activities To Minimize the Risk of Conflict with Judicial Duties

On Absolute Immunity for Judges

A complaint is actionable against Judges under Title 42 U.S.C. 1985 (3), whose immunity does not extend to conspiracy under color of law. Section 1985(3) reaches both conspiracies under color of law and conspiracies effectuated through purely private conduct.

On Judicial Immunity

Civil Rights Vol 4, US Supreme Court Digest

Page 555 Judges not totally Immune

87 SCT 1213 Pierson v. Ray

94 SCT 1683 Scheur v. Rhodes

96 SCT 984 Imbler v. Pathtman

98 SCT 2018 Monell v. Social SVS

98 SCT 2894 Butz v. Economov

On Absolute Immunity for Judges

A complaint is actionable against Judges under Title 42 U.S.C. 1985 (3), whose immunity does not extend to conspiracy under color of law. Section 1985(3) reaches both conspiracies under color of law and conspiracies effectuated through purely private conduct.

Federal Judicial Oaths

In the United States, federal judges are required to take two oaths. The first oath is this:

I, (name), do solemnly swear (or affirm) that I will administer justice without respect to persons, and do equal right to the poor and to the rich, and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as (office) under the Constitution and laws of the United States. So help me God.[52]

The second is the same oath that members of Congress take:

I, (name), do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God.[51]

Federal statute specifically says that the latter oath "does not affect other oaths required by law."

On Judges violation of oath of office

Many judges have a total disregard for their oath of office under Title 28 Section 453, All judges take this oath of office swearing to uphold the U.S. Constitution.

Due Process of Law

Key Definitions:

Crime: when one of the People with criminal intent damages one or more of the people and/their property.

1. A Citizen who believes they have been allegedly harmed or damaged by the actions of another alleged Citizen in a criminal manner, specifically in violation of their Constitutionally guaranteed Rights, must prepare a signed affidavit stating the alleged circumstances and damages so attesting under the pains and penalties of perjury.
2. This affidavit must be submitted to the prosecuting attorney.
3. The prosecuting attorney pursuant to his Oath, in this instant matter must ensure that the Rights of the accused, as well as the accuser, are not violated at anytime.
4. In criminal situations, the prosecuting counsel, must review the affidavit from the allegedly damaged citizen and assess whether the claim is Constitutionally valid and compliant specific to the Bill of Rights.
5. If the prosecuting counsel through lawful evaluation and investigation assesses that the claim does not present sufficient foundation for the commencement of prosecution, the prosecuting counsel is to notify the Citizen issuing the affidavit that lawful foundation for the criminal charge or complaint is lacking.
6. If the prosecuting counsel through evaluation and initial investigation assesses that the claim by the Citizen issuing the affidavit for harm or damage may contain criminal foundation, the prosecuting counsel is to lawfully notify the alleged damaging, accused, Citizen.
7. The accused Citizen, within a reasonable time period, if there is any matter in controversy with the complainant's affidavit, must then rebut the affidavit with his own affidavit, and return this to the prosecuting counsel.
8. If, after reviewing the affidavit of the accused Citizen, the prosecuting counsel through evaluation assesses that the claim does not sufficiently present foundation for the commencement of prosecution, the prosecuting counsel is to notify the complaining Citizen and accused Citizen that the matter lacks sufficient lawful substance and foundation for a criminal claim, noticing that the matter is withdrawn.
9. If, after reviewing the affidavit of the accused Citizen in conjunction with the other information presented and discovered, the prosecuting counsel through evaluation and investigation, assesses that the claim does sufficiently present foundation for a criminal complaint, he or she will initiate the commencement of a lawful prosecution by:

- a. Determining what Rights have been violated of the complaining Citizen.
 - b. Determine the type and cost of damages.
 - b. Prepare his own signed and notarized affidavit certifying that the charges alleged against the accused are Constitutionally valid and compliant specific to due process and the Bill of Rights, so attesting under the pains and penalties of perjury of the United States of America.
 - c. The prosecuting attorney will then prepare a lawful Summons and Complaint which:
 - i. establishes jurisdiction
 - ii. identifies the Plaintiff and alleged defendant
 - iii. presents the actions of the accused which effected alleged harm and damage to the injured party and what harm and damage was inflicted.
 - iv. presents the prayer for lawful punishment and relief.
 - d. Lawfully file in the court the Summons and Complaint and serves a copy of the same upon the accused noticing the date of arraignment within proper time lines.
8. The accused appears AT A PROPER COURT VENUE, as mandated in the Constitution of the United States, an Article III venue, to enter a plea. (If the venue is not an Article III court then the accused cannot enter a plea, because the court has no jurisdiction over the accused. "I cannot enter a plea because this court does not have jurisdiction over me.")
 9. The Court, if a proper venue, sets a Pretrial Hearing date. This is done so that the prosecuting attorney and the accused have ample opportunity to discover more information and evidence and communicate, to further prepare their arguments, as well as to determine if the matter can be resolved out of court. In this fashion, the parties save the time of the court.
 10. The Pretrial Hearing is where the judge determines if both parties have resolved the matter or if they are prepared to go to Trial.
 - a. If the matter is resolved then the resolution is lawfully implemented.
 - b. If the parties are unresolved, a Trial date is scheduled and the date for jury selection is scheduled.

Public Office Conduct Codes New York

PUBLIC OFFICERS LAW Laws 1909, Chap. 51.

CHAPTER 47 OF THE CONSOLIDATED LAWS PUBLIC OFFICERS LAW

Sec. 17. Defense and indemnification of state officers and employees. 2 (b)

Sec. 18. Defense and indemnification of officers and employees of public entities.3 (b)

Sec. 74. Code of ethics.(2)(3)(4)

§ 73. Business or professional activities by state officers and employees and party officers.

NY Attorney Conduct Code

(a) "Differing interests" include every interest that will adversely affect either the judgment or the loyalty of a lawyer to a client, whether it be a conflicting, inconsistent, diverse, or other interest.

CANON 5. A Lawyer Should Exercise Independent Professional Judgment on Behalf of a Client

DR 5-101 [1200.20] Conflicts of Interest - Lawyer's Own Interests.

DR 5-102 [1200.21] Lawyers as Witnesses.

DR 5-103 [1200.22] Avoiding Acquisition of Interest in Litigation.

DR 5-104 [1200.23] Transactions Between Lawyer and Client.

DR 5-105 [1200.24] Conflict of Interest; Simultaneous Representation.

DR 5-108 [1200.27] Conflict of Interest - Former Client.

CANON 6. A Lawyer Should Represent a Client Competently

CANON 7. A Lawyer Should Represent a Client Zealously Within the Bounds of the Law

DR 7-102 [1200.33] Representing a Client Within the Bounds of the Law.

DR 7-110 [1200.41] Contact with Officials.

DR 8-101 [1200.42] Action as a Public Official.

DR 8-103 [1200.44] Lawyer Candidate for Judicial Office.

A. A lawyer who is a candidate for judicial office shall comply with section 100.5 of the Chief Administrator's Rules Governing Judicial Conduct (22 NYCRR) and Canon 5 of the Code of Judicial Conduct.

CANON 9. A Lawyer Should Avoid Even the Appearance of Professional Impropriety

DR 9-101 [1200.45] Avoiding Even the Appearance of Impropriety.

I declare under penalty of perjury and more that the foregoing statements in this CONFLICT OF INTEREST DISCLOSURE FORM are true and correct. I am aware that any false, fictitious, or fraudulent statements or claims will subject me to criminal, civil, or administrative penalties, including possible culpability in RICO related crimes, including one of the predicate acts of the RICO, Attempted Murder, for an attempted murder on Eliot Bernstein, his wife and children, in a terrorist styled car bombing.



NOTE- THE CAR BOMBING SO POWERFUL AS TO DESTROY OTHER VEHICLES IS NOT A SCENE OUT OF A WAR ZONE BUT INSTEAD TOOK PLACE IN DEL RAY BEACH FLORIDA

I agree to accept responsibility for the unbiased review, and presentation of findings to the appropriate party(ies) who also have executed this CONFLICT OF INTEREST DISCLOSURE FORM prior to review. A lack of signature will serve as evidence that I have accepted this document **with** undisclosed conflict, relations, relationships or interests. In the event that I continue to represent these matters in any way, without signing and the returning the COI first, will act as a formal admission of conflicts and/or undisclosed relations, relationships or interests, and will serve as Prima Facie evidence in the event criminal or civil charges are brought against me for any action on my part.

Organization: _____

Print FULL Name and Title

Signature _____ Date _____/_____/_____

If you are unable to sign this COI and are therefore unable to continue further to pursue these matters, please attach a statement of whom we may contact as your replacement, in writing, within 10 business days to preclude legal actions against you for Obstruction of Justice and more. Please also attach the reasons why you cannot perform your duties in these matters. A copy can be sent to iviewit@iviewit.tv and the original sent to the mailing address below:

Eliot I. Bernstein
Inventor
Iviewit Holdings, Inc. – DL
Iviewit Holdings, Inc. – DL (yes, two identically named)
Iviewit Holdings, Inc. – FL
Iviewit Technologies, Inc. – DL
Uviewit Holdings, Inc. - DL
Uview.com, Inc. – DL
Iviewit.com, Inc. – FL
Iviewit.com, Inc. – DL

I.C., Inc. – FL
Iviewit.com LLC – DL
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<http://www.myspace.com/iviewit>
<http://iviewit.tv/wordpresseliot>
<http://www.youtube.com/user/eliotbernstein?feature=mhum>
<http://www.TheDivineConstitution.com>

Also, check out

Eliot's Testimony at the NY Senate Judiciary Committee Hearings Part 1
http://www.youtube.com/watch?v=8Cw0gogF4Fs&feature=player_embedded
and Part 2 @

http://www.youtube.com/watch?v=Apc_Zc_YNik&feature=related
and

Christine Anderson Whistleblower Testimony @
<http://www.youtube.com/watch?v=6BIK73p4Ueo>
and

Eliot Part 1 - The Iviewit Inventions @
<http://www.youtube.com/watch?v=LOn4hwemqW0>

Eliot for President in 2012 Campaign Speech 1 with No Top Teeth, Don't Laugh, Very Important

<http://www.youtube.com/watch?v=DulHQDcwQfM>

Eliot for President in 2012 Campaign Speech 2 with No Top OR Bottom Teeth, Don't Laugh, Very Important

<http://www.youtube.com/watch?v=jbOP3U1q6mM>

Thought that was crazy, try

http://www.youtube.com/watch?v=3mfWAwzpNIE&feature=results_main&playnext=1&list=PL2ADE052D9122F5AD

Other Websites I like:

<http://www.deniedpatent.com>

<http://exposecorruptcourts.blogspot.com>

<http://www.judgewatch.org/index.html>

<http://www.enddiscriminationnow.com>

<http://www.corruptcourts.org>

<http://www.makeourofficialsaccountable.com>

<http://www.parentadvocates.org>

<http://www.newyorkcourtcorruption.blogspot.com>

<http://cuomotarp.blogspot.com>

<http://www.disbarthefloridabar.com>

<http://www.trusteeffraud.com/trusteeffraud-blog>

<http://www.constitutionalguardian.com>

<http://www.americans4legalreform.com>

<http://www.judicialaccountability.org>
www.electpollack.us
<http://www.ruthmpollackesq.com>
<http://www.VoteForGreg.us> Greg Fischer
<http://www.liberty-candidates.org/greg-fischer/>
<http://www.facebook.com/pages/Vote-For-Greg/111952178833067>
<http://www.killallthelawyers.ws/law> (The Shakespearean Solution, The Butcher)

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Non-Lawyer pro se litigants are not to be held to the same standards as a practicing lawyer. Pleadings in this case are being filed by Plaintiff In Propria Persona, herein pleadings are to be considered without regard to technicalities. Propria, pleadings are not to be held to the same high standards of perfection as practicing lawyers. See Haines v. Kerner 92 Sct 594, also See Power 914 F2d 1459 (11th Cir1990), also See Hulsey v. Ownes 63 F3d 354 (5th Cir 1995). also See In Re: HALL v. BELLMON 935 F.2d 1106 (10th Cir. 1991)."

In Puckett v. Cox, it was held that a pro-se pleading requires less stringent reading than one drafted by a lawyer (456 F2d 233 (1972 Sixth Circuit USCA). Justice Black in Conley v. Gibson, 355 U.S. 41 at 48 (1957) "The Federal Rules rejects the approach that pleading is a game of skill in which one misstep by counsel may be decisive to the outcome and accept the principle that the purpose of pleading is to facilitate a proper decision on the merits." According to Rule 8(f) FRCP and the State Court rule which holds that all pleadings shall be construed to do substantial justice.

It should also be noted here that this Motion was filed while plaintiff is under an ongoing medical treatment program for dental and facial reconstruction that the courts have refused to acknowledge and grant time to finish the procedures and more coherently file with the courts. Due to this situation, plaintiff will seek to amend this Motion and any other filings made with the courts since that time the courts were notified of the ongoing medical procedures requiring extended use of prescription medications and the need for plaintiff to fully finish treatments and fully recover in order to make better and more coherent legal pleadings.

“WE THE PEOPLE ARE THE RIGHTFUL MASTER OF BOTH CONGRESS AND THE COURTS - NOT TO OVERTHROW THE CONSTITUTION, BUT TO OVERTHROW THE MEN WHO PERVERT THE CONSTITUTION.”

ABRAHAM LINCOLN

“WHAT COUNTRY BEFORE EVER EXISTED A CENTURY AND A HALF WITHOUT A REBELLION? AND WHAT COUNTRY CAN PRESERVE ITS LIBERTIES IF THEIR RULERS ARE NOT WARNED FROM TIME TO TIME THAT THEIR PEOPLE PRESERVE THE SPIRIT OF RESISTANCE? LET THEM TAKE ARMS. THE REMEDY IS TO SET THEM RIGHT AS TO FACTS, PARDON & PACIFY THEM. WHAT SIGNIFY A FEW LIVES LOST IN A CENTURY OR TWO? THE TREE OF LIBERTY MUST BE REFRESHED FROM TIME TO TIME WITH THE BLOOD OF PATRIOTS & TYRANTS. IT IS ITS NATURAL MANURE.”

THE "TREE OF LIBERTY" LETTER FROM THOMAS JEFFERSON TO WILLIAM SMITH

I. INTRO – WHO ARE THE PATRIOTS AND WHO ARE THE TYRANTS?

Christine C. Anderson, Esquire, (“Anderson”)^{2and3}, a New York Supreme Court Attorney at Law Employee and Whistleblower, testifies before the New York Senate Judiciary Committee and in Federal Court, Revealing a Criminal RICO Cartel Coup D’état on government, overtaking the highest outposts of law and regulation. ALLEGATIONS LEVIED AGAINST SENIOR RANKING OFFICIALS OF THE US ATTORNEY’S OFFICE, THE NEW YORK ATTORNEY GENERAL’S OFFICE, THE DISTRICT ATTORNEY’S OFFICE, THE NEW

² “NY Legal Ethics Scandal Whistleblower Back in Federal Court - Witness Tampering Brings NY Attorney Christine Anderson Back to Federal Court” An Ethics Rouser EXCLUSIVE by Abe King - June 27, 2012

Widespread 'Ethics' Corruption Now Includes Threat on Witness in a Federal Proceeding. The Corruption at Manhattan's so-called 'Ethics' Oversight Committee is again before Federal District Court Judge Shira A. Scheindlin. Christine Anderson, a New York attorney for nearly 30 years, filed her latest papers on June 25, 2012. Anderson has requested that Judge Scheindlin reopen her case as details recently revealed in another federal proceeding showed that an Anderson witness was threatened. It was a federal crime to engage in witness tampering or to threaten a witness in a federal proceeding.

<http://ethicsrouser.blogspot.com/2012/06/ny-legal-ethics-scandal-whistleblower.html>

³ [Exhibit 2 – 2012 Anderson Motion for Rehearing](#)

YORK SUPREME COURT, THE NEW YORK SUPREME COURT DISCIPLINARY DEPARTMENTS, “FAVORED LAWYERS AND LAW FIRMS” and FINALLY names a “CLEANER” of Attorney at Law Criminal and Ethical Complaints, a one Naomi Goldstein⁴. Anderson’s allegation now demand immediate reporting by this Court and the US District Court to the proper CRIMINAL AUTHORITIES and demand immediate INVESTIGATION TO IDENTIFY AND PROSECUTE THOSE PUBLIC OFFICIALS AND COURT OFFICIALS FINGERED BY WHISTLEBLOWER ANDERSON and other Whistleblowers from inside the courts cited herein.

From Anderson’s Sworn Statement to the New York Senate Judiciary Committee,

“SPECIFICALLY, I DISCOVERED AND REPORTED THAT EMPLOYEES OF THE DDC [NEW YORK SUPREME COURT DEPARTMENTAL DISCIPLINARY COMMITTEE] HAD ENGAGED IN, INTER ALIA, THE “WHITEWASHING” [OF] COMPLAINTS OF MISCONDUCT LEVELED AGAINST CERTAIN “SELECT” ATTORNEYS AND LAW FIRMS. THIS “WHITEWASHING” SOMETIMES INVOLVED BURYING CASES OR DESTROYING EVIDENCE, SO THAT CERTAIN COMPLAINTS WERE INEVITABLY, UNAVOIDABLY, DISMISSED. I WITNESSED THIS DESTRUCTION OF EVIDENCE MYSELF. OTHER REPORTED MISCONDUCT INVOLVES VICTIMIZING ATTORNEYS LACKING PRIVILEGED POSITIONS OR CONNECTIONS.”

Entire statement @ the
URL <http://iviewit.tv/wordpress/?p=365>

⁴ “Legal Document: Request for Discovery” Posted on July 22, 2011 by Fred Celani
<http://fredcelani.wordpress.com/2011/07/22/request-for-discovery/>

“The defendant names Naomi Goldstein [Anderson in Federal Court named Ms. Goldstein “The Cleaner”] Ms. Goldstein is a senior investigating attorney with the First Department Disciplinary Committee of the New York State Supreme Court. It is anticipated that the government will claim Ms. Goldstein is a state actor and not part of a federal intelligence agency. The defendant contends that Ms. Goldstein acted on behalf of federal authorities in allowing the defendant, an unlicensed attorney, to operate a law firm for nearly a decade. **The defendant additionally contends that Ms. Goldstein was authorized by the FBI/SEC/DOJ to allow other persons to continue the practice of law, even though they were unfit to do so.** When a State Actor operates in conjunction with a federal law enforcement or intelligence agency, that state actor is operating under federal authority. [An example would be the New York City Police acting as federal deputies while working with the Joint Terrorism Task Force. [JTTF]

The “Legally Related” Federal Whistleblower Lawsuit of New York Supreme Court Senior Disciplinary Department Attorney and Expert in Attorney Criminal Misconduct Complaints, Whistleblower Christine Anderson, Esq. by Federal Judge Shira Anne Scheindlin to this RICO & ANTITRUST Lawsuit, exposes from the inside out, a legal conspiracy of corruption involving public officials at the highest levels of State and Federal Public Offices. Heroism is a word earned only through heroic acts and Anderson risks her life and the lives of others to bring this information to light. The Whistleblowing Efforts of Anderson, another New York Supreme Court Attorney Whistleblower and Hero, Nicole Corrado, Esq.⁵, and, a Sitting New York Supreme Court Justice, Honorable Duane A. Hart, Esq., all cited herein, should be the Moniker of HEROISM for others in the legal profession to follow, ridding the scum (criminals) depicted herein that have infected the legal profession.

The Whistleblowers Expose Corruption at the Top of Government, including members of, this Court, the New York Supreme Courts, the Department of Justice, the New York Attorney General and other public officials further defined herein. These heroic Whistleblowers further provide the World with an insight and understanding of how the American Financial System and World Markets have melted top down in a Lawless America. A legal system that has wholly corrupted, allowing for a rigged economic breakdown and controlled demolition of world markets to profit a few through fraud. No Regulators or Prosecutors or Courts to stop the crimes, in fact, all of those charged with upholding law are instead found Aiding and Abetting the crimes, failing to prosecute felony crimes, failing to prosecute a single criminal involved, as if Justice were asleep at the wheel. Protestors and victims of their crimes arrested instead, the Criminal Cartel using the government further to abuse their victims.

SUSPICIOUSLY, no law enforcement agencies are attempting to RECOVER the FULL AMOUNT OF STOLEN FUNDS back to the PEOPLE as many of the Top Government Officials charged with enforcement appear on the take and planted to aid and abet the crimes, as evidenced by the Whistleblowers herein. The Whistleblowing efforts expose how and why no one on Wall Street/Greed Street/Fraud Street has been charged with Felony Criminal Acts and Sentenced to Prison. Retribution then made by SEIZING ALL PERSONAL AND CORPORATE ASSETS, and yet, despite massive and overwhelming evidence of CRIMINAL ACTS and FRAUD as evidenced herein, the criminals walk with the majority of the loot and if caught here or there, must pay a paltry fine, crime pays in America for the few. Had you stolen a thousand dollars from a bank however, you would be looking at 10-20 years in Prison on Federal

⁵ The Court will note here that Corrado has recently filed a Lawsuit, which is included in Anderson’s Motion to this Court to Reopen and Rehear her case, already exhibited in [Exhibit 2](#). Corrado’s Lawsuit contains allegations of SEXUAL HARASSMENTS and THREATS ON A FEDERAL WITNESS, committed by TOP OFFICIALS OF THE NEW YORK SUPREME COURT ATTORNEY DISCIPLINARY AND ETHICS DEPARTMENTS, yes, you heard that right, crimes committed by members of the highest outpost of law in New York, the Supreme Court Ethics Departments.

Bank fraud charges and forced to pay restitution over the amount stolen. Unveiled from these Senior Court Official Whistleblowers is a COUP D'ÉTAT on the HIGHEST OUTPOSTS OF LAW & REGULATION in the United States and yet not a single story in the Mainstream Media aka US Pravda Press, regarding these shocking allegations by Supreme Court of New York Whistleblowers has been printed.

Exposed by these heroic Whistleblowing efforts is a REVOLVING DOOR between a **LICENTIOUS GROUP OF LAW FIRMS, GOVERNMENT ATTORNEYS and PRIVATE LAW FIRMS**, acting in both PRIVATE PRACTICE and PUBLIC OFFICE CAPACITIES, working together in CRIMINAL CONSPIRACY in order to form a RICO CRIMINAL ORGANIZATION. Through these criminals disguised as attorneys, the RICO CRIMINAL CARTEL now has tentacles embedded at the highest outposts of the US Government, created in order to OBSTRUCT JUSTICE for the CRIMINAL RICO ENTERPRISE. Anderson, Corrado and Other Public Office Whistleblowers cited herein, also provide explanation for why select Judges and Attorneys at Law are now desperately trying to grant themselves immunity for felony crimes, attempting to use the State Attorney General Offices and other Government officials as accomplice in the cover-ups of their crimes. We find our prosecutors exchanging felony charges for small insignificant fines and failing to prosecute the crimes as mandated by procedural law.

Court Officials, Regulators and Prosecutors now seek Immunity for ATTORNEYS AT LAW, for their direct involvement in TORTURE CRIMES, WAR CRIMES and ECONOMIC CRIMES. One heinous example of this Get of Jail scenario for Attorneys at Law is the FAILURE TO PROSECUTE THOSE WHO CREATED and SIGNED "ROBOSIGNED" DOCUMENTS. Where "Robosigned" is not a word, more a misnomer, nor does it carry any prosecutable felonies but when seen for what it really is, Felony Document Forgery, Federal Bank Fraud and Fraud on the Courts, one sees that these FELONIES carry stiff sentences. This Robosigning/Felony Document Forgery/Federal Bank Fraud/Fraud on the Courts is partially what led to the RIGGED HOUSING and MARKET COLLAPSES, which led to MILLIONS OF VERY ILLEGAL HOME FORECLOSURES and caused US Consumers to lose up to 50% of their home values directly due to these crimes that a few, less than 1%, profited off.

Yet, all the criminals disguised as Judges and Lawyers who participated in these legal document and court scams, creating and rubber stamping the illegal documents for the frauds have evaded prosecution for their crimes, while those whose homes were stolen sit homeless on the streets. Seeking immunity for their crimes, as a legal defense, is both futile and an obvious admission of guilt or else one would not need any immunity if no crimes were committed. The defense that Public Officials committed the crimes and therefore since they were Public Officials when they committed their crimes they are immune from prosecution will never hold in a fair and impartial court of law, once of course, the criminals have been run out of controlling the courts and government. The attempts to gain immunity for FELONY CRIMINAL ACTS shows culpability in the crimes as well, as it exposes fear by the guilty Attorneys at Law of retribution

on “Judgment Day” when the “Long Arm of Law” swings back to prosecute them. The criminals cloaked in legal degrees now seek immunity fearing that they will SOON hang for their Crimes against Humanity, including but not limited to, War Crimes committed through Illegal Undeclared Wars of Aggression based on LIES, Human Rights Torture Violations, World Economic Terrorism, Eugenics and more. Therefore, the Criminal Cartel must hope they can illegally control the courts and prosecutors offices forever, including this Court, to keep themselves from criminal prosecution. Note that most financial crimes are committed in New York, the court cases and the criminal complaints all filter through the US District Court Southern District of New York and this Court on appeal. Repeatedly, we find this Court central in the subterfuge of law, as exemplified in this lawsuit and the related whistleblower cases, all the crimes exposed by these Whistleblowers directly relate to the same individuals and government agencies charged with regulating Wall Street/Greed Street/Fraud Street.

However, Whistleblowing comes at a price to Whistleblowers in this new environment of a CRIMINAL CARTEL CONTROLLED GOVERNMENT. Whistleblowers, Christine Anderson, Corrado, Hart and others have been through hell to bring this INFORMATION TO LIGHT FOR THE PUBLIC and where this Court should acknowledge Anderson, Corrado and the others who have come forth for their HEROISM, suspiciously, they do not. We instead find this Court currently attempting to ILLEGALLY DISMISS Anderson’s WHISTLEBLOWER Lawsuit and the “Legally Related” cases prior to investigations and prior to necessary hearings and trials for the criminal acts exposed by HEROIC GOVERNMENT OFFICIALS against other Senior Ranking TYRANNICAL Government Officials. These Whistleblowers are TRUE AMERICAN PATRIOTS, HEROES and ROLE MODELS OF ETHICS, yet shunned, harangued, harassed and threatened by those in control of the legal system they work in and persecuted for their PATRIOTIC attempts to expose internal government corruption at the highest levels.

We find THIS COURT attempting instead to BURY THE FELONY CRIMINAL ALLEGATIONS AGAINST FEDERAL AND STATE AGENCIES AND INDIVIDUALS EXPOSED BY THESE CREDIBLE WITNESSES in FEDERAL COURT by ILLEGALLY “SWEEPING THEM UNDER THE RUG,” PRIOR TO INVESTIGATIONS REQUIRED BY LAW.

MEET THE COUPSTERS – THE LEADERS OF THE ONCE FREE WORLD

"I AM A MOST UNHAPPY MAN. I HAVE UNWITTINGLY RUINED MY COUNTRY. A GREAT INDUSTRIAL NATION IS CONTROLLED BY ITS SYSTEM OF CREDIT. OUR SYSTEM OF CREDIT IS CONCENTRATED. THE GROWTH OF THE NATION, THEREFORE, AND ALL OUR ACTIVITIES ARE IN THE HANDS OF A FEW MEN.

WE HAVE COME TO BE ONE OF THE WORST RULED, ONE OF THE MOST COMPLETELY CONTROLLED AND DOMINATED GOVERNMENTS IN THE CIVILIZED WORLD NO LONGER A GOVERNMENT BY FREE OPINION, NO LONGER A GOVERNMENT BY CONVICTION AND THE VOTE OF THE MAJORITY, BUT A GOVERNMENT BY THE OPINION AND DURESS OF A SMALL GROUP OF DOMINANT MEN."

President Woodrow Wilson, after signing the Federal Reserve into existence.

Anderson and the other Whistleblower testimonies cited herein, reveal a **MASSIVE GOVERNMENT CORRUPTION** that exposes a **NETWORK OF CRIMINAL ACTIVITIES/ATROCITIES** operated by a **CRIMINAL RICO ORGANIZATION/CRIMINAL CARTEL**. The Criminal Cartel having coupéd major seats of power inside the three branches of Government and the Media, effectively creating a subterfuge to law and order, in other words, a **TREASON ON THE UNITED STATES GOVERNMENT** committed mainly by Attorneys at Law acting in a variety of Private and Public roles. Note that,

1. most of our current Congress is composed of lawyers, flowing through the Revolving Door between private and government legal occupations as necessary,
2. the President, Barack Hussein Obama II, is a lawyer that worked at Defendant in this RICO, the **REPUBLICAN LAW FIRM** of Foley & Lardner/Hopkins Sutter, at the time of the alleged RICO crimes. Foley and Lardner was headed at the time by **REPUBLICAN NATIONAL COMMITTEE CHIEF COUNSEL**, Michael Grebe, the CEO of Foley & Lardner/Hopkins Sutter? Yes, Obama would have been one of one of the Democrats at this highly **REPUBLICAN FIRM**,
3. the Judges are almost all Attorneys at Law,
4. the CEO's of leading Fortune 500 companies that are being bankrupted are being run mainly by Attorneys at Law who are running off with Billions in **STOLEN Bonuses and Legal Fees**,
5. the Prosecutors are Attorneys at Law, flowing through the Revolving Door between private and government legal occupations as necessary,
6. the Government Regulators and Oversight are Attorneys at Law, flowing through the Revolving Door between private and government legal occupations as necessary, and
7. the Regulators of the Attorneys at Law are Attorneys at Law, flowing through the Revolving Door between private and government legal occupations as necessary.

Once these "privileged" criminals disguised as trusted Attorneys at Law operating out of major U.S. and Global Law Firms seized and disabled key government outposts of law and

regulation, as described by the Whistleblowers, one can see how this Country rapidly became a Lawless Republic. Criminals disguised as Attorneys at Law found at the center of each crime and controlling the cover up with operatives DEEP INSIDE GOVERNMENT. According to Anderson, operatives of the CRIMINAL CARTEL, include but are not limited to, SENIOR STATE and FEDERAL PUBLIC OFFICIALS, many who are both Public and Private Attorneys at Law. Almost all of these pseudo “Officials” aka Criminals have legal degrees and licenses, allowing them to access and operate inside US Government Agencies, including the courts and prosecutorial offices, working at DISABLING JUSTICE and REGULATION to open the door for the TREASONOUS AND TRAITOROUS RICO ENTERPRISE TO COMMIT THESE COMPLEX ILLEGAL LEGAL CRIMES.

Crimes committed on a massive scale now victimizing hundreds of millions of people worldwide, leaving the crooks unscathed by Justice and with the Stolen Booty, leaving world markets in ruins. Without FULL RECOVERY of the Stolen Monies, the world will remain in bankruptcy. Like the rotten kid who steals all the money acting as banker in Monopoly, the game will only be played until the other players realize the game is rigged and the money was stolen and beat up that rotten kid until the ill-gotten gains are returned and redistributed to all players, so everyone can again play fairly. Everyone but the rotten kid, who goes directly to Jail, Does Not Collect \$200 and cannot buy a Get Out of Jail Free card and instead is wiped out of everything gained in crime. This redistribution of wealth from the CRIMINALS back to the PEOPLE is the only way economies and the players in Capitalism can ever economically recover. Without recovery of the stolen monies from the crimes, the People will travel the Monopoly Board endlessly penniless paying rent and in debt to the Criminals.

Examples of these complex legal crimes and frauds that can only be committed with a legal degree, include but are not limited to,

1. FRAUDULENT SUBPRIME MORTGAGES,
2. FRAUDULENT COLLATERALIZED DEBT OBLIGATIONS (CDOs),
3. FRAUDULENT DERIVATIVES,
4. FRAUDULENT INSURANCE CONTRACTS,
5. FRAUDULENT TARP FUNDS^{6and7} and

⁶ “The Wall Street Pentagon Papers: Biggest Scam In World History Exposed: Are The Federal Reserve’s Crimes Too Big To Comprehend?” by David DeGraw, Fourwinds10.com, December 02, 2011
http://www.fourwinds10.net/siterun_data/government/banking_and_taxation_irs_and_insurance/news.php?q=1322928892

and

“Federal Reserve Secretly Loaned Gaddafi & Others \$1.2 Trillion Say Monetary Experts - We've given the Fed the power to create paper money, secretly distribute it to political favorites, and thereby sway our stock market and elections,” says Craig R. Smith, founder and Chairman of Swiss America Trading Corporation. In Re-Making

6. MASSIVE VIOLATIONS OF ANTITRUST LAWS.

All these crimes to the profit to the Criminal Cartel composed mainly of Attorneys at Law and Law Firms, all committed at the expense of the PEOPLE, all of them committed and covered up by those who legally are obligated to protect the People. ALL of these COMPLEX FRAUDS require superior knowledge of Law, the type only LICENSED ATTORNEYS AT LAW posses. The Operatives are now deeply embedded in the United States Government and have coupéd the three branches, pushing out or firing anyone trying to uphold law and order or expose their crimes over the last 10 years, as exemplified in the Anderson Lawsuit. Here comes a political scandal on an international scale, exposed here in this Court by the “related lawsuits” to Anderson, exposing an illegal TRAITOROUS AND TREASONOUS coup d’état on the United States and Foreign Nations, a power grab unparalleled since the Nazi party. A crime syndicate operating inside government that makes the Boss Tweed Tammany Hall criminal operation pale in comparison.

Money: Ways to Restore America's Optimistic Golden Age, a new White Paper published August 15 on the 40th Anniversary of Nixon's action, Smith and Ponte call for new ways to again anchor the U.S. Dollar to prevent politicians and the Fed from simply creating trillions out of thin air and using this money for political purposes. The politicizing of paper money, Smith says, is a major cause of today's economic problems: unemployment, near-zero economic growth, inflation, collapsed bubbles such as the housing market, and investor insecurity among them.”
PR Web, August 22, 2011

<http://www.prweb.com/releases/2011/8/prweb8737214.htm>

and

“The Wall Street Pentagon Papers: Biggest Scam In World History Exposed: Are The Federal Reserve’s Crimes Too Big To Comprehend?” by David DeGraw, Fourwinds10.com, December 02, 2011

http://www.fourwinds10.net/siterun_data/government/banking_and_taxation_irs_and_insurance/news.php?q=1322928892

and

“16 TRILLION Reasons Why Everyone In Washington, Including The President, Should Be Heading To Prison A Time For Choosing” by Gary Jackson, FreeRepublic, LLC, July 22, 2011

<http://www.freerepublic.com/focus/f-bloggers/2752675/posts>

⁷ “TARP 18x: the Unknown Bailout that Requires a Supreme Court Ruling for Full Disclosure” by Steadfast Finances, January 30, 2012

<http://steadfastfinances.com/blog/2010/09/07/tarp-18x-the-unknown-bailout-that-requires-a-supreme-court-ruling-for-full-disclosure/>

and

“The true cost of the bank bailout” | Need to Know | PBS Video, January 30, 2012

<http://video.pbs.org/video/1581037108>



Boss Tweed and the Tammany Ring, caricatured by Thomas Nast.
Source: 1870s cartoon by Thomas Nast. Date c.1870s Author Thomas Nast. Cropped by Beyond My Ken
URL = http://en.wikipedia.org/wiki/William_M._Tweed

**EXCERPTS FROM ANDERSON’S TESTIMONY BEFORE
THE NEW YORK SENATE JUDICIARY COMMITTEE,
SENATOR JOHN SAMPSON, CHAIRMAN**

MS. ANDERSON: I alleged that upon learning of the DDC's [New York Supreme Court Appellate Division First Department – Departmental Disciplinary Committee’s] pattern and practice of whitewashing and routinely dismissing complaints leveled against certain select attorneys --- to the detriment of the public that the DDC is duty-bound to serve --- I reported this wrongdoing pursuant to my rights under the First Amendment to the United States constitution and, importantly, my own ethical obligations under the New York State Code of Professional Responsibility.

In response, however, rather than attempting to address and rectify the problem, my supervisors embarked upon a campaign of abuse and harassment of myself, including a physical assault on myself by the first deputy, Sherry Cohen.

My one recommendation that I would like to make, however, is on the last page, which is I think that the Policy Committee should be disbanded, for the simple reason that it is rife with conflict...

SENATOR PERKINS.: Can I ask a question? Just so I'm clear, because (a) you're saying that preferential treatment in this decision-making, in this process, that there are those who, because of their stature or their connections, are not prosecuted or investigated or whatever the appropriate terminology is?

MS. ANDERSON: Or handled lightly.

SENATOR PERKINS: Or handled lightly. I just want to be clear that that's what you're saying.

MS. ANDERSON: Yes.

Further from Anderson's Sworn Statement to the NY Senate Judiciary Committee⁸ and leading Justice Officials, quote,

Christine C. Anderson Letter
Monday, September 21, 2009

“Re: Request for Federal Investigation Into Allegations of Corruption and Witness Intimidation and Appointment of Federal Monitor” [The Statement Addressed directly to all of the following parties]

The Hon. Eric H. Holder, Jr., Attorney General of the United States Office of the Attorney General

The Hon. Preet Bharara, United States Attorney for the Southern District of New York United States Department of Justice

The Hon. William M. Welch II, Chief, Public Integrity Unit United States Department of Justice

The Hon. John L. Sampson, Chairman, New York State Senate Judiciary Committee

Gentlemen:

My name is Christine C. Anderson. For six and one-half years, I was a Principal Attorney of the New York State Appellate Division, First Department's Departmental Disciplinary

⁸ The Anderson statement can be found online @ <http://iviewit.tv/wordpress/?p=114> and has already been submitted to this Court by both Anderson and Plaintiff, hereby incorporated by reference in entirety herein in case the documents have been destroyed as depicted by Anderson.

Committee (the “DDC”). The DDC is responsible for investigating and disciplining attorneys found guilty of misconduct in representing the public in the Bronx and **Manhattan [regulating Wall Street Attorneys, Prosecutors, Judges, Regulators or any other Attorney at Law on Wall Street/Greed Street/Fraud Street]**. After discovering and reporting of acts of misconduct and corruption at the DDC, which acts constituted an abuse of power and a fraud upon the public, my employment was summarily terminated in June, 2007...

Specifically, I discovered and reported that employees of the DDC had engaged in, inter alia, the “whitewashing” complaints of misconduct leveled against certain “select” attorneys and law firms. **This “whitewashing” sometimes involved burying cases or destroying evidence, so that certain complaints were inevitably, unavoidably, dismissed. I witnessed this destruction of evidence myself. Other reported misconduct involves victimizing attorneys lacking privileged positions or connections.**

Although the then Chief Counsel of the DDC, Thomas Cahill [Defendant in the Iviewit RICO & ANTITRUST Lawsuit], stepped down in 2007, evidence clearly establishes that under the leadership of Alan Friedberg [Iviewit filed Criminal Complaints against Friedberg], the current Chief Counsel, the same practice of corruption and whitewashing of complaints continues. **Such practice robs the public of any hope at justice; it also works to the detriment of the very public the DDC is duty-bound to serve.**

During the course of my litigation against the DDC, a former colleague of mine, who still works as a Principal Attorney at the DDC, agreed to testify on my behalf at a deposition. This former colleague, Nicole Corrado, has been employed by the DDC for approximately eight years, prior to which she worked as a prosecutor for New York State. On the morning of her deposition, however, while en route to her deposition, Ms. Corrado was approached on the street by a supervisor at the DDC, who threatened and intimidated her with respect to her upcoming deposition testimony. Although terribly shaken, Ms. Corrado nonetheless sat for her deposition and testified truthfully.

Following her deposition, however, Ms. Corrado has been subjected to further harassment and intimidation at the hands of the DDC. She has been forced to take a leave of absence as a result.

On June 8, 2009, I testified at a hearing convened by John L. Sampson, New York State Senator and Chairman of the New York State Standing Committee On The Judiciary. (A copy of my affidavit submitted to the Committee is attached hereto as Exhibit B.)...

The detailed testimony presented by innumerable witnesses at the June 8th Senate hearing reveals the manifold reports of corruption and abuse by the State's Disciplinary Committees. (A copy of the transcript of this hearing is attached hereto as Exhibit C.)

Charges included concealment of evidence, obstruction of justice, extortionate sexual threats by attorneys, pilfering of estates by attorneys, abuse of power, fraud, conspiracy and repeated violations of state and federal constitutional rights.

In light of the foregoing, it is plain that the enduring practice of allowing attorneys in this state to police themselves is fundamentally flawed. With the numerous reports of abuse by both attorneys and state officials, the corruption in the court system has reached a critical stage. Accordingly, I respectfully request that you authorize the appointment of a Special Prosecutor to investigate the epidemic of honest services fraud in the New York state court system, and the appointment of a Federal Monitor, to oversee the lawful operation of the same.

[Anderson's Letter Was Copied to the Following Parties notifying them of these Felonious Acts. Any party that then failed to take legally required actions to report and investigate a "credible" witnesses allegations of Major Felonies by Government Officials, are all subject to charges of Misprision of Felony, Felony Obstruction in a Federal Lawsuit, Aiding and Abetting a Criminal Cartel and more.]

The Hon. David A. Paterson
New York State Governor
Office of the Governor of New York State

The Hon. Boyd M. Johnson III
Deputy United States Attorney for the
Southern District of New York
Public Corruption Unit
United States Department of Justice

The Hon. Loretta A. Preska
Chief U.S. District Judge
United States Courthouse - Southern District of New York

The Hon. Andrew M. Cuomo
New York State Attorney General
Office of the Attorney General of New York State

The Hon. Luis A. Gonzalez
Presiding Justice, New York State Appellate Division, 1st
Department

The Hon. Joseph M. Demarest, Jr.
Assistant Director in Charge, New York Division

ILLEGAL and COMPLEX FINANCIAL CRIMES perpetrated by those in seats of power, used to steal TRILLIONS OF DOLLARS from World Markets and citizens, using the Courts, Regulators and Prosecutorial Offices, in conjunction with Congressional Lawmakers/Lawbreakers, to Aid and Abet CRIMES and misuse public offices to EVADE CRIMINAL PROSECUTION, for the time being.



Anderson's Whistleblowing exposes further, why and how NOT A SINGLE PROSECUTION OR ARREST of the Criminals has occurred for any of the crimes, evidencing that behind ALL of these COMPLEX ILLEGAL LEGAL CRIMES are Law Firms and Attorneys at Law acting in a criminal capacity to defeat Law and Justice for their "Partners in Crime." Anderson fingers these very Attorneys at Law, Regulators, Prosecutors and Judicial Officials, including those who regulate Attorneys at Law licensed on WALL STREET, who have partaken in FELONY CRIMINAL ACTIVITIES and FELONY CRIMINAL COVER-UPS, as further defined herein and in prior Motions submitted to this Court, all violating a mass of felony criminal laws. GOVERNMENT CORRUPTION STATEWIDE AND FEDERALLY on a scale never before seen, leading to ECONOMIC RUINS upon this Country and the World, for the profit of a few. This Court perhaps the center of the criminal nexus inside the court system that protects, and further, aids and abets the Wall Street Criminals and the Dirty Rotten Law Firms and Lawyers involved in the crimes.

Anderson reveals that these CRIMINAL Attorneys at Law have infiltrated and planted deep into Justice, at every level, acting purely to disable Justice and suppress any Whistleblowers. With JUSTICE DISABLED, a free for all of criminal activity and havoc has since occurred in the United States Government with a Criminal Cartel flooding out good government employees and replacing them with family members and other members of the criminal cartel. Effectively, these criminals have **PLOTTED AND EXECUTED A TREASONOUS & TRAITOROUS COUP D'ÉTAT TO DISABLE OUR SYSTEM OF CHECKS AND BALANCES AND SYSTEM OF JURISPRUDENCE THAT WAS DESIGNED TO PREVENT THESE MOST SERIOUS HIGH CRIMES AND MISDEMEANORS. OUR FEDERAL CONSTITUTIONAL REPUBLIC DISABLED AND IN DANGER FROM THOSE IN POSITIONS OF POWER, THOSE ENTRUSTED AND IN CHARGE OF UPHOLDING LAW AND OUR CONSTITUTION, ALMOST ALL LICENSED ATTORNEYS AT LAW.**

Sounds like a no brainer, a Treason almost too big to believe, a coup committed by falsely elected leaders of the US Government to commit crimes, recruits coming from Law Firms, sustainable only if you can disable Justice forever. If Justice however is restored and trials of the CRIMINAL CONSPIRATORS are had, the ATTORNEYS AT LAW, PROSECUTORS, REGULATORS, JUSTICES and CONGRESSIONAL LAWMAKERS BELONGING TO BOTH PARTIES (Republican and Democratic) involved in the CRIMINAL CARTEL, if found guilty, may very well hang for TREASON, ECONOMIC WAR CRIMES, WAR CRIMES, CRIMES AGAINST HUMANITY, MURDER and TORTURE⁹. The

⁹ NOTE THAT MANY ATTORNEYS AT LAW ARE DIRECTLY CHARGED WITH WAR/TORTURE CRIMES & JUDGES ARE DOING THE COVERING UP.

"Getting Away with Torture - The Bush Administration and Mistreatment of Detainees" Human Rights Watch July 2011

punishment for many of these crimes, when **PROVEN IN A FAIR AND IMPARTIAL COURT OF LAW, ONE FREE OF CONFLICTS AND CRIMINAL CONTROL**, is the **DEATH PENALTY**. These criminals know that their crimes are now exposed and they are fighting for their lives to hold off justice and keep the stolen booty and one needs only remind oneself of the atrocities of historically “desperate men,” to know that Diseased Minds like these, infected with Delusions of Grandeur, must be put down like rabid animals. Put down through a hanging rope at the end of their Treason and War Crime Trials before they become further afflicted with delusions of grandeur, which can lead to the killings of millions of innocents.

In order to understand how the **US AND WORLD ECONOMIC COLLAPSES** are not the result of organic economic factors, such as a Recession or Depression but are instead occurring due directly to **CONSPIRATORIAL MARKET RIGGING, PRICE GOUGING, ANTITRUST ACTIVITIES, COMPLEX FINANCIAL FRAUDS and MORE**, one must fully grasp the riveting **FELONY CRIMINAL ALLEGATIONS** leveled by Anderson and other inside Whistleblowers. **ALLEGATIONS BY INSIDERS AGAINST VIRTUALLY THE ENTIRE FRAMEWORK OF JUSTICE AND REGULATION, BOTH STATE AND FEDERAL**, exposing the underbelly of a **RICO CRIMINAL ENTERPRISE** composed mainly of **LAW FIRMS and ATTORNEYS AT LAW**, acting in both **PUBLIC and PRIVATE SECTORS**. Exposed from the inside out and revealing a “Good Ole Boy” **CRIMINAL CARTEL** throughout **KEY GOVERNMENT POSTS, PERVERTING THE HIGHEST OUTPOSTS OF JUSTICE AND LAW TO COMMIT THE LARGEST CRIMES IN HISTORY**.

Additionally exposed are Attorneys at Law working in Private Practices operating inside **CORPORATIONS NOW CONTROLLED BY THE CARTEL**, again the profits of the crimes filtering to benefit the **CRIMINAL RICO ORGANIZATION**, the “Favored Law Firms and Lawyers” Anderson refers to in her Trial Testimony as receiving preferential treatment on criminal and ethical complaints filed against them. These Private Practice Attorneys at Law, act as Corporate Counsel to Companies they have interests in, who are the business benefactors of the Crimes.¹⁰ One can spot some of them walking off with **HUNDREDS OF BILLIONS** of

<http://www.hrw.org/reports/2005/04/23/getting-away-torture>

and

“US judge rules to protect CIA over torture” Press TV August 2, 2011
<http://www.presstv.ir/usdetail/192015.html>

¹⁰ “Insight: Top Justice officials connected to mortgage banks - (Reuters) - U.S. Attorney General Eric Holder and Lanny Breuer, head of the Justice Department's criminal division, were partners for years at a Washington law firm that represented a Who's Who of big banks and other companies at the center of alleged foreclosure fraud, a Reuters inquiry shows.” By Scot J. Paltrow Fri Jan 20, 2012, Thomson Reuters.
<http://www.reuters.com/article/2012/01/20/us-usa-holder-mortgage-idUSTRE80J0PH20120120>

BOGUS BONUSES earned by BANKRUPTING FORTUNE 1000 COMPANIES, bedrocks of American Business, all the while stripping shareholder values.

These Private Criminal Attorneys at Law acting on behalf of the CRIMINAL RICO ENTERPRISE have infiltrated and infested the banking, financial, insurance and rating firms^{11and12}, all combining in coordinated conspiracy to Demolish World Markets. The criminals inside the corporations ILLEGALLY fixing their bets to the market rigging, timed to profit through the resulting Fraudulent Controlled Demolitions of Economies and Companies, poaching from the carcasses of those destroyed. These corporate criminals work to Illegally

“CRIMINALLY CORRUPT - Eric Holder, Top DOJ Lawyers Were Partners With Big Banks” (Reuters Investigation)” DailyBail
<http://dailybail.com/home/criminally-corrupt-eric-holder-top-doj-lawyers-were-partners.html>

“The corporate bandits who stole your money while you slept” by Robinson, Matthew B. (2005). Justice Blind? Ideals and Realities of American Criminal Justice (2nd Edition). Upper Saddle River, NJ: Prentice Hall.
<http://www.justiceblind.com/new/bandits.htm> .

and

Wall Street Isn't Winning – It's Cheating, POSTED: By Matt Taibbi, Rolling Stone; Jann S. Wenner, Editor and Publisher, October 25, 2011
<http://www.rollingstone.com/politics/blogs/taibblog/owss-beef-wall-street-isnt-winning-its-cheating-20111025>

and

“Greed is good: maximization and elite deviance in America” By Matthew Robinson, Daniel Murphy”
http://books.google.com/books?id=e0A5qn32-EC&pg=PA78&lpg=PA78&dq=j.p.+morgan+enron+probation&source=bl&ots=792GxQNVKn&sig=sv_IJ558nFmYp8czAzXe4S26aEg&hl=en&ei=XxxWTsn6K5S3tght5K2pDA&sa=X&oi=book_result&ct=result&resnum=6&ved=0CEQQ6AEwBQ#

*****Special Note should be given to how many of these companies directly relate to Plaintiff's RICO & Antitrust Lawsuit as DEFENDANTS.

¹¹ “Are Ratings Agencies Taking Bribes? By Emily Knapp, Wall St. Cheat Sheet, October 31 2011
<http://wallstcheatsheet.com/economy/are-ratings-agencies-taking-bribes.html>

¹² “MOODY'S ANALYST BREAKS SILENCE: Says Ratings Agency Rotten To Core With Conflicts” by Henry Blodget at Business Insider, Inc. August 19, 2011
<http://www.businessinsider.com/moodys-analyst-conflicts-corruption-and-greed-2011-8> Read more:
<http://www.businessinsider.com/moodys-analyst-conflicts-corruption-and-greed-2011-8#ixzz1VhH7113r>

and

“Comment on SEC Proposed Rules for Nationally Recognized Statistical Rating Organizations – File No. S7-18-11 by William J. Harrington”
<http://www.sec.gov/comments/s7-18-11/s71811-33.pdf>

Quash Competitors as seen in the Banking, Insurance and Auto industries and then take them over for pennies on the dollar or let them dissolve entirely and pick the bones at auction, the shareholders of the companies wiped out.

This type of Conspiratorial Attack on Financial Markets and World Markets through CRIMINAL ACTIVITY that has now directly victimized Hundreds of Millions of People Worldwide constituting FINANCIAL TERRORISM. Financial Terrorism is defined as,

“AMERICAN AUTOGENOCIDE IS THE DELIBERATE, SYSTEMATIC AND LEGAL MURDER OF AMERICAN CITIZENS BY SOCIALLY-ENGINEERING THE DIE-OFF OF POPULATIONS THAT ARE ‘PROBLEMATIC’ FOR THE INTERESTS OF WEALTH AND POWER. MOST VICTIMS PREMATURELY DIE FROM SOCIAL FORCES TARGETED AT THEM TO CAUSE THEM TO WEAR OUT BY STRESS. THIS PROCESS IS CALLED ‘WEATHERING AWAY’ OR ‘ATTRITION BY STRESS.’”¹³

Financial Terrorism is an illegal form of Warfare/Eugenics^{14and15and16and17} listed as a War Crime in the Geneva Convention, the US Criminal Code, International Law and International Treatises,

¹³“THE NINE STAGES OF AMERICAN AUTOGENOCIDE” by Martha Rose Crow, M.S.
<http://blacktalkradionetwork.com/profiles/blogs/americas-secret-updated-for>

¹⁴ Nuremberg Principle VI states,

“The crimes hereinafter set out are punishable as crimes under international law:

(a) Crimes against peace:

(i) Planning, preparation, initiation or waging of a war of aggression or a war in violation of international treaties, agreements or assurances;

(ii) Participation in a common plan or conspiracy for the accomplishment of any of the acts mentioned under (i).

(b) War crimes:

Violations of the laws or customs of war which include, but are not limited to, murder, ill-treatment or deportation of slave labor or for any other purpose of the civilian population of or in occupied territory; murder or ill-treatment of prisoners of war or persons on the Seas, killing of hostages, **plunder of public or private property, wanton destruction of cities, towns, or villages, or devastation not justified by military necessity.**

(c) Crimes against humanity: Murder, extermination, enslavement, deportation and other inhumane acts done against any civilian population, or persecutions on political, racial, or religious grounds, when such acts are done or such persecutions are carried on in execution of or in connection with any crime against peace or any war crime.”

¹⁵ “Analysis of Financial Terrorism in America: Over 1 Million Deaths Annually, 62 Million People With Zero Net Worth, As the Economic Elite Make Off With \$46 Trillion” by David DeGraw, founder and editor of AmpedStatus.com. The following report includes adapted excerpts from David DeGraw’s book, “The Road Through 2012: Revolution or World War III.” Release Date: 9.28.11 August 10, 2011

again, crimes that carry life sentences and the DEATH PENALTY for punishment upon conviction. From footnote 13 “THE NINE STAGES OF AMERICAN AUTOGENOCIDE” by Martha Rose Crow, quote,

“TO CALL WHAT IS HAPPENING A ‘FINANCIAL TERRORIST ATTACK’ ON THE UNITED STATES, IS NOT USING HYPERBOLE, IT IS THE TECHNICAL TERM FOR WHAT IS CURRENTLY OCCURRING.”

Here we do not have Osama Bin Laden terrorizing the United States but had Osama stolen off with TRILLIONS IN LOOT in a terrorist attack on our financial markets, certainly Americans would want a TRIAL and would want to RECOVER EVERY LAST PENNY OF THE STOLEN BOOTY. So what makes these US TERRORISTS disguised in suits and ties and licensed as Attorneys at Law special? The answer, nothing. These criminals have simply committed their crimes under the Cloak of Public Offices, inside the US Government, using the Government as cover and violating the TRUST of the PEOPLE, violating their oaths as Attorneys at Law and their Oath of Office as Public Servants. By violating the Public Trust to commit crimes and evade prosecution they have committed Domestic Terrorism, which they are duty bound to guard against,¹⁸ yet what we see instead is that the Fox is in the Henhouse laughing at any attempts of Justice.

The Anderson sworn testimony of a massive government corruption gains further substantiation from corroborating evidence already presented to this Court, from yet another HEROIC New York Supreme Court Veteran Sr. Attorney and Expert in Attorney Criminal and Ethical Misconduct Complaints, Whistleblower, Nicole Corrado Esq., (“Corrado”). Corrado also

<http://ampedstatus.org/exclusive-analysis-of-financial-terrorism-in-america-over-1-million-deaths-annually-62-million-people-with-zero-net-worth-as-the-economic-elite-make-off-with-46-trillion>

¹⁶Eugenics is a form of Mass Genocide and Precluded in the Genocide Treaty signed by President Ronald Reagan. “Article II: In the present Convention, genocide means any of the following acts committed with intent to destroy, in whole or in part, **a national**, ethnical, racial or religious group, as such: ... (c) Deliberately inflicting on the group **conditions of life calculated to bring about** its physical destruction in whole or in part; <http://www.preventgenocide.org/law/convention/text.htm>

¹⁷“Middle Class Death Watch -- 33 Frightening Economic Developments Downward mobility, homelessness spreading to the middle class, 200,000 public employees laid off? Here are some frightening trends to keep an eye on.” by David DeGraw, AlterNet, September 18, 2011 http://www.alternet.org/story/152457/middle_class_death_watch--33_frightening_economic_developments?page=entire

¹⁸ Federal Oath of Office – “I, [name], do solemnly swear (or affirm) that I will support and defend the Constitution of the United States **against all enemies, foreign and domestic**; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation **or purpose of evasion**; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God. 5 U.S.C. §3331

works for the NEW YORK SUPREME COURT in the ATTORNEY CRIMINAL/ETHICAL MISCONDUCT DISCIPLINARY DEPARTMENT where Anderson worked. Again, this REGULATORY DEPARTMENT regulates Attorneys at Law on WALL STREET/GREED STREET/FRAUD STREET. In fact, the NEW YORK SUPREME COURT ATTORNEY DISCIPLINARY DEPARTMENT that both Anderson and Corrado worked for is one of the highest outposts of legal regulation in New York and perhaps the nation. According to Anderson and Corrado, SENIOR RANKING OFFICIALS of the New York Supreme Court Attorney Disciplinary and Regulatory Departments, intentionally and in conspiracy with other Senior Public Officials, worked to disable a number of State & Federal Agencies by “WHITEWASHING” CRIMINAL and ETHICAL complaints filed against other Attorneys at Law, including those filed against their friends in high places.

The “WHITEWASHING” of CRIMINAL AND ETHICAL complaints against these Attorneys at Law is achieved by Obstructing Justice, Destroying Evidence in Federal and State Proceedings, Threatening Federal Witnesses and more, all of these crimes committed by our “trusted” PUBLIC OFFICIALS. Further cover-up corruption in the Anderson Lawsuit, in classic Racketeering behavior occurs when Andral Bratton, Esq., a Senior Official of the New York Supreme Court Disciplinary Department¹⁹ working under Allen Friedberg, THREATENS Federal Witness Corrado to silence her from testifying at Anderson’s trial. Corrado’s Lawsuit exposes mob like behavior inside the Ethics Department, detailing sexual misconduct, threats and a work environment based on performing criminal acts, or else.

Another Heroic Whistleblower that testified at the New York Senate Judiciary Committee Hearings with Anderson and Plaintiff about the widespread corruption in the courts came from a Sitting New York State Supreme Court Justice, Honorable Duane A. Hart, Esquire.²⁰ In his Testimony, Honorable Justice Hart refers to the heads of the ETHIC Departments in New York, the highest outpost of Attorney at Law Criminal and Ethical Misconduct Complaints, in the following demeanor, quote,

¹⁹ Andral Bratton, Principal Attorney, Appellate Division, First Judicial Department Appellate Division, New York, NY.

²⁰ New York Senate Judiciary Committee Hearing Transcripts – June 08, 2009 & September 24, 2009 – Hart Testimony p. 83-102, hereby incorporated by reference in entirety herein @ <http://www.iviewit.tv/CompanyDocs/NY%20Senate%20Judiciary%20Committee%20TRANSCRIPTS%20Hearings%201%20and%202%20Sampson%20Searchable%20Index.pdf>

and

September 24, 2009 Judiciary Committee Hearing Transcript [September 24, 2009 Judiciary Committee Hearing Transcript](http://www.frankbrady.org/TammanyHall/Documents_files/****%20092409HEARINGpgs1-247.pdf)
http://www.frankbrady.org/TammanyHall/Documents_files/****%20092409HEARINGpgs1-247.pdf

SENATOR PERKINS: Yeah, thank you so much. I have to run, but I just want to ask one quick question. So what's the solution?

JUSTICE HART: Well, firstly, you have to fire Tembeckjian [Robert H. Tembeckjian Administrator and Counsel, New York State Commission on Judicial Conduct] and Friedberg [Alan W. Friedberg, Chief Counsel, New York Supreme Court First Department Appellate Division - Departmental Disciplinary Committee].^{21and22} I mean, I've got to tell you, I've been a trial attorney or a judge, again, pushing 30 years. **The only reason that Robert Tembeckjian, in my opinion -- so I don't get sued -- isn't the sleaziest attorney I've ever met is because I've met Alan Friedberg. (Laughter)**

...

JUSTICE HART: Well the system -- if the system works properly, it's fair. But anyone, any system that doesn't have the goodwill of the people who are running it behind it is going to fail no matter what you do.

So while I agree with my friend Senator Perkins that this isn't about character assassination, it's about getting a fair, equitable system -- and frankly, in the hands of people like Mr. Tembeckjian and Mr. Friedberg, you'll never have it. You could put whatever --- you could change the system however you want, you've got to have people in there who are fair, who are ethical.

I mean, again, my -- Mr. Tembeckjian -- and again, I believe I submitted it to you on an earlier day, when my brother told Mr.

²¹ "Corrupt Ethics Lawyers Friedberg and Cohen Forced To Retire - Much To Be Thankful For: Alan W. Friedberg and Sherry K. Cohen Forced To Retire...Both to be gone for Thanksgiving!! 3 High-Level Officials At First Department to Retire" The New York Law Journal by Noeleen G. Walder - News In Brief - September 22, 2010 <http://exposecorruptcourts.blogspot.com/2010/11/corrupt-ethics-lawyers-friedberg-and.html>

²² When Plaintiff later filed CRIMINAL and ETHICAL COMPLAINTS against Friedberg and others, the New York Supreme Court Disciplinary Department lost them. In Plaintiff's testimony to the NY Senate Judiciary Committee, Chairman Sampson confronts Friedberg as to where Plaintiff's complaints against he and his Cronies are, Friedberg states he will get back to the Committee with what has happened to the missing complaints. Instead, Friedberg sends Plaintiff a letter dismissing the complaints against himself and his Cronies. Yes, Friedberg literally dismissed his own complaint, violating just about every Ethical Rule and NY State Law regarding Conflict of Interest, Obstruction of Justice and Fair and Impartial Due Process.

Tembeckjian that he had to follow certain a rule of ethics [a certain rule of ethics], **Mr. Tembeckjian actually wrote back to my brother saying that there are no ethics that he has to follow. And -- am I correct?**

CHAIRMAN SAMPSON:

I hear your point, Your Honor.



TEMBECKJIAN

FRIEDBERG

A Shakespearean Legal Comedy/Tragedy of Government Corruption Gone Wild now exposed by these WHISTLEBLOWERS, a TOTAL DESECRATION OF LAW TOP DOWN, very similar to the current situation in this Court, with JUSTICES OF THIS COURT ILLEGALLY HANDLING THIS RICO AND ANTITRUST LAWSUIT WHILE BEING CRIMINALLY COMPLAINED OF REGARDING THEIR INVOLVEMENT IN THE CRIMINAL RICO ENTERPRISE EXPOSED. The Testimonies from these **THREE CREDIBLE EYE WITNESS EXPERTS**, who work within the LEGAL SYSTEM, exposes what is happening in this Court and the Prosecutorial Offices where INJUSTICE is served, creating a situation analogous to what happened to Concentration Camp Victims in Nazi Germany. Victims who pleaded to the NAZI Courts and the Gestapo for Justice, complaining of the Abuses and Torture by the Camp Guards were executed on the way out the door, justice served Nazi Style. All those “government officials” the victims pleaded to for help were part of the NAZI COUP, the Victims therefore stood no chance of Justice wherever they turned, completely denied Due Process or Procedure, just as in this Court and the Government Agencies fingered by Anderson, including Members of the Department of Justice.

THE CONTROLLED DEMOLITION OF WORLD MARKETS BY ATTORNEYS AT LAW OPERATING AS A CRIMINAL RICO ENTERPRISE AND INFILTRATING SENIOR PUBLIC OFFICES, INCLUDING WITHIN THE DEPARTMENT OF JUSTICE AND THE COURTS

YOU ARE A DEN OF VIPERS AND THIEVES

“Gentlemen, I have had men watching you for a long time and I am convinced that you have used the funds of the bank to speculate in the breadstuffs of the country.

When you won, you divided the profits amongst you, and when you lost, you charged it to the bank.

You tell me that if I take the deposits from the bank and annul its charter, I shall ruin ten thousand families. That may be true, gentlemen, but that is your sin! Should I let you go on, you will ruin fifty thousand families, and that would be my sin!”

“You are a den of vipers and thieves.”— Andrew Jackson (7th US President, when forcing the closure of the Second Bank of the US in 1836 by revoking its charter)

One now sees clearly that behind the Mass of Crimes plaguing our nation are RICO Criminal Operatives with LEGAL DEGREES acting in a variety of legal roles necessary to commit crimes and evade prosecution. There are Private Sector Law Firms and Attorneys at Law, creating the underlying documentation and contracts necessary for the FRAUDS and Public Office Attorneys at Law, such as in this Court, rubberstamping the Fraudulent Documents and Contracts. The Private Law Firms have other Criminal Attorneys at Law who travel through a revolving door through Government Regulatory Agencies with a mission to DE-REGULATE and TURN THE OTHER WAY if Red Flags or complaints arise.²³ and ²⁴ Still yet, other criminal

²³ “In Aftermath of Financial Crisis, Who’s Being Held Responsible?” PBS News Hour by Ray Suarez http://www.youtube.com/watch?feature=player_embedded&v=qmO7W8iC5LE&noredirect=1

²⁴ “Insight: Top Justice officials connected to mortgage banks - - U.S. Attorney General Eric Holder and Lanny Breuer, head of the Justice Department’s criminal division, were partners for years at a Washington law firm [Covington & Burling] that represented a Who’s Who of big banks and other companies at the center of alleged foreclosure fraud, a Reuters inquiry shows.” By Scot J. Paltrow, Reuters, Fri Jan 20, 2012 <http://www.reuters.com/article/2012/01/20/us-usa-holder-mortgage-idUSTRE80J0PH20120120>

and

“50 STATES FILE NOTICE OF INTENT TO INTERVENE IN MORTGAGE FRAUD SETTLEMENT”

**In The United States District Court
District Of Columbia, Washington DC
Judge Colliers Court Unit**

**The United States Of America Civil Case No 12-361
50 States Attorney Generals**

VS.

operatives are disguised as Lawmakers (Congressional Criminals from both sides of the aisle) who push for legislation designed to lower regulations, simultaneously watering down prosecutorial legislation so as they may operate with the false perception that the crimes are legal or non-prosecutable. This subversion of the Regulatory Agencies and Law paves the way for the COMPLEX ILLEGAL FINANCIAL FRAUDS to take place without the public noticing until too late and where a sense of Justice is given if they are exposed, perhaps a small fine but no real Justice ever occurs. Other CRIMINAL RICO Operatives revolve through the Courts doors in various roles, including dressed as Justices, to bury any legal actions against the Criminal Organization, endlessly denying due process to the victims. One example of this comes from the illegally foreclosed homes foreclosed on using fraudulent documents submitted by Attorneys at Law and rubberstamped by Justices, who came out smelling rosy, while their victims remain homeless and destitute.

Examples of these COMPLEX CRIMES CONCOCTED by these DIRTY ROTTEN UNETHICAL ATTORNEYS AT LAW, directly causing the ONGOING MAN MADE DEPRESSION THE NATION and WORLD, include but are not limited to;

1. FRAUDULENT INSURANCE CONTRACTS - Contracts produced by Attorneys at Law from the CRIMINAL RICO ENTERPRISE LAW FIRMS, whereby AIG for example then sets the stage for a CONTROLLED ECONOMIC CALAMITY in World Markets through FRAUDULENT INSURANCE CONTRACTS, rigging the market to collapse, betting on the collapse and then a few profiting off the human suffering and monetary losses caused,
2. FRAUDULENT SUBPRIME MORTGAGES and PREDATORY LENDING – Subprime Contracts, again prepared by the CRIMINAL RICO ENTERPRISE LAW FIRMS designed steeped in FRAUD and then sold by the RICO CRIMINAL ORGANIZATION to unsuspecting home owners and then bundled up and resold to hundreds of millions of victims worldwide. Again, knowing the contracts would fail

Wellsfargo Bank, JP Morgan Chase, Ally/GMAC, Citi Bank, ET AL
Bank of America: 1-877-488-7814
Citi: 1-866-272-4749
Chase: 1-866-372-6901
Ally (formerly GMAC): 1-800-766-4622
Wells Fargo: 1-800-288-3212

Notice of Intent To Intervene as a Matter Of Right Federal Rule Civil Procedure 24 Victims Intervention of Right

To The Honorable Judge of Said Court ... Judge Collier

<https://sites.google.com/site/thecatbirdsnest13/home/50-states-file-notice-of-intent-to-intervene-in-mortgage-fraud-settlement>

- bets were fixed for a few to profit off the human suffering and monetary losses caused,
3. FRAUDULENT COLLATERALIZED DEBT OBLIGATIONS (CDOs) – Legal contracts again created by the CRIMINAL RICO ENTERPRISE LAW FIRMS working with Cartel Bankers to cause controlled market demolitions and worldwide economic calamity and again a few profiting from the downfall of markets and off the human suffering and monetary losses caused,
 4. FRAUDULENT WARS OF AGGRESSION – Undeclared Wars are War Crimes and the current illegal “wars” are based on LIE after LIE for War Profiteering, again profiting a few in the Military Industrial Complex to the detriment of the U.S. citizens and decimating those nations we have illegally invaded, murdering their citizens and killing our soldiers, all costing the American taxpayers TRILLIONS,
 5. ILLEGAL OIL PRICE FIXING and PROFITEERING - achieved through ILLEGAL UNDECLARED ACTS OF AGGRESSION, benefiting a few slimy oil empires to the detriment of citizens worldwide, artificially inflating prices that affect every citizens ability to purchase their basic needs, i.e. electricity, gas, food, etc. and virtually forcing Middle Class Americans into poverty,
 6. STOCK MARKET RIGGING, that has decreased the Middle Class Portfolios to Poverty, to
 7. ANTITRUST and ILLEGAL MONOPOLISTIC COMBINATIONS - that have wiped out Small Businesses, i.e. Walmart, Microsoft, BrandsMart, Home Depot, Costco, etc. These illegally monopolized businesses sectors have forced millions of American’s their companies and sent unemployment SKY ROCKETING to levels higher than the Great Depression, if assessed using the same calculations and not today’s rigged unemployment rates used to hide the real facts, and finally, last but not least, in fact, in total losses monetarily probably the most costly crime,
 8. LIBOR INTEREST RATE FIXING CRIMES²⁵ – This recently exposed crime where market rates were fixed adversely effects over **EIGHT HUNDRED TRILLION**

²⁵ “FED Knew About LIBOR Scandal in 2007 --- The New York Federal Reserve on Friday released documents showing it knew banks were manipulating a key interest rate more than four years ago. The documents, which date back to 2007, show that the Fed became fully aware that banks were lying about their borrowing costs when setting Libor, and chose to take no action against them.” by <http://www.youtube.com/watch?v=9TWid9UygnQ&feature=em-uploademail>

and

“Libor Lawsuits Are Piling Up And Could Cost Billions, Banks Brace For Another Big Legal Battle --- The Libor rate scandal could make banks’ mortgage and foreclosure troubles look like child’s play and that doesn’t bode well for an industry still in recovery mode.” by Halah Touryalai, Forbes Staff <http://www.forbes.com/sites/halahtouryalai/2012/07/12/libor-lawsuits-are-piling-up-and-could-cost-billions-banks-brace-for-another-big-legal-battle/>

DOLLARS (US \$800,000,000,000.00) OF CONTRACTS, including but not limited to, PENSIONS, INSURANCE, CREDIT CARDS, BUSINESS LOANS and virtually every form of business loan contract that LIBOR is directly tied to, which is virtually every type of loan. This felony global rate fixing crime truly affects every person on the planet earth adversely and may further decrease net worth of citizens from 40% losses to over 60-70% losses in their investments, etc. Again, a crime designed to the benefit of a few who rigged the markets at the expense of all. Again, bets fixed to profit off the human suffering and monetary losses caused.

From FRAUDULENT FORECLOSURES, RIGGING THE HOME REAL ESTATE MARKETS, RIGGING WORLD MARKETS, etc., PERSONAL HOME VALUES HAVE PLUMMETED, with LOSSES of 50% or more and PERSONAL INVESTMENTS HAVE VANISHED with LOSSES of over 40% of NET WORTH²⁶ to people worldwide whom the frauds were committed upon in mass. ALL OF THE LOSSES DIRECTLY DUE TO FRAUD and damaging HUNDREDS OF MILLIONS OF HOMEOWNERS and INVESTORS WORLDWIDE who have been burned by these Frauds and Schemes. Millions foreclosed upon illegally, millions more impoverished and whereby all of the Legal Contracts behind each scheme were produced by the CRIMINAL RICO ENTERPRISE LAW FIRMS and executed with their Corporate Partners and Public Office Partners.

Every American who owns a home has been burned by these crimes, as their home values plummeted due directly to these crimes, losing 40% or more on their net worth, their life savings, their pensions, etc., in just a few years, instantly thrusting them into economic hardship, again, this Economic Warfare Crime is a War Crime and already is leading to a mass of suicides worldwide. Each homeowner in America should sue the banks, law firms, lawyers, regulators and judges who are responsible for the crimes that led to their losses, demanding our Justice Department PROSECUTE or PROSECUTE THE JUSTICE DEPARTMENT OFFICIALS WHO

and

“New York Fed Knew of False Barclays Reports on Rates by MICHAEL J. DE LA MERCED AND BEN PROTESS, The New York Times Company
<http://dealbook.nytimes.com/2012/07/13/barclays-informed-new-york-fed-of-problems-with-libor-in-2007/>

and

“Holding Out for Holder to Prosecute Libor Liars” by Jennifer S. Taub | Monday, July 16, 2012 at 11:49AM
<http://www.theracetothetbottom.org/home/holding-out-for-holder-to-prosecute-libor-liars.html>

²⁶ “Family net worth plummets nearly 40% -- The average American family's net worth dropped almost 40% between 2007 and 2010, according to a triennial study released Monday by the Federal Reserve.” by Charles Riley @ CNNMoney June 12, 2012: 12:12 PM ET
<http://money.cnn.com/2012/06/11/news/economy/fed-family-net-worth/index.ht>

FAIL TO PROSECUTE AND THEREBY VIOLATE THEIR OATH OF OFFICE AND DUTIES TO THE PEOPLE THEY SERVE. Criminals disguised as Attorneys at Law are further disguised as Judges found rubber-stamping all of these FRAUDULENT CONCOCTIONS and SCHEMES. Other Criminals disguised as Attorneys at Law are further disguised as Regulators whom feign to be “Asleep at the Wheel” leaving the victims homeless and with massive losses of personal assets from the CRIMES and with NO RECOURSE in the Courts and Prosecutorial Offices, as they are now run by the Criminals.²⁷

The crimes led to the Criminals then perpetrating another massive fraud on the People through the creation of FRAUDULENT TARP FUNDS, whereby the losses for the CRIMINAL SCHEMES described above were then portrayed to the WORLD as ORGANIC ECONOMIC CALAMITIES NEEDING “BAILOUTS” from the PUBLIC. In essence, TARP made the American Public pay the criminals for losses incurred from their criminal activities to the criminals (yes, hard to believe) and then the criminals stole off with these monies too, again, further causing ECONOMIC WARFARE upon the citizens. Companies were then cited as “TOO BIG TO FAIL” by our Government Criminals who intentionally and with scienter rigged

²⁷ “Foreclosure fraud investigators forced out at attorney general's office” By Kimberly Miller, Palm Beach Post Staff Writer Tuesday, July 12, 2011
<http://www.palmbeachpost.com/money/foreclosures/foreclosure-fraud-investigators-forced-out-at-attorney-generals-1603854.html?page=2>

and

Office of the Attorney General Economic Crimes Division – “UNFAIR, DECEPTIVE AND UNCONSCIONABLE ACTS IN FORECLOSURE CASES” Prepared by: June M. Clarkson, Theresa B. Edwards and Rene D. Harrod of the Florida Attorney General Office
<http://www.scribd.com/doc/46278738/Florida-Attorney-General-Fraudclosure-Report-Unfair-Deceptive-and-Unconscionable-Acts-in-Foreclosure-Cases>

and

“Revealed: How Countrywide and Angelo Mozilo Crashed the Housing Market without Punishment” By Damien Hoffman, December 05 2011
<http://wallstcheatsheet.com/stocks/revealed-how-countrywide-and-angelo-mozilo-crashed-the-housing-market-without-punishment.html/>

Video 1 - <http://www.cbsnews.com/video/watch/?id=7390540n> – CBS NEWS

Video 2 - <http://www.cbsnews.com/video/watch/?id=7390542n> – CBS NEWS

“Lawyers Investigating SEC Madoff Frauds Provide Help to Fellow Lawyers Eight SEC employees disciplined over failures in Madoff fraud case; none are fired”, The Washington Post by David S. Hilzenrath - November 11, 2011
<http://exposecorruptcourts.blogspot.com/2011/11/lawyers-investigating-sec-madoff-frauds.html>

and

http://www.washingtonpost.com/business/economy/seven-sec-employees-disciplined-on-failure-to-stop-madoff-fraud/2011/11/10/gIQA3kYYCN_story.html

them to fail and whereby “TOO BIG TO FAIL” is a term that by definition is a call for a BREAKUP OF THESE COMPANIES THROUGH ANTITRUST LAWS and not a reason to make them bigger with bogus bailouts. Bailouts that they then used to bonus their fat greed soaked porker faces, stealing the TARP funds as well, again a crime against the American people and people worldwide in the tune of TRILLIONS. The adage should have been “NEVER TOO BIG TO JAIL” and the public should have RECOVERED the stolen funds, seizing all of their assets and REDISTRIBUTING THE WEALTH BACK TO THE PEOPLE THE MONEY WAS STOLEN FROM in the first place. As a side note, it is funny to see how the criminals attempt to spin reality and claim that REDISTRIBUTING THE WEALTH BACK TO THE PEOPLE from the CRIMINALS who made their trillions/billions robbing the people is somehow a form of socialism and unfair wealth distribution. Factually, this form of retribution through redistribution would actually be pure Justice and the right and only course to fixing the economy for the People, to the benefit of everyone at the expense of the few who committed the crimes.

ECONOMIC CALAMITIES caused directly through CONSPIRATORIAL FRAUD. Whereby LAWMAKERS, more aptly, LAWBREAKERS in CONGRESS, almost all Attorneys at Law, are bought or placed in their roles through FRAUDULENT ELECTIONS by the CRIMINAL RICO ENTERPRISE. These LAWBREAKER/CONGRESSIONAL CRIMINALS travel through a REVOLVING DOOR from CONGRESS to the “FAVORED LAW FIRMS” or vice versa. THEY HAVE ROBBED US CITIZENS further by SHIFTING THE LOSS FOR THE CRIMINAL RICO ENTERPRISES CRIMES TO THE PEOPLE and now onto the BACKS OF THEIR CHILDREN’S FUTURE, as their children become debt slaves to the criminals.

The very same Congressional Criminals that destroyed the ECONOMIES of the WORLD then claim the People need to tighten their belts and cut their “entitlements,”²⁸ cuts directly due

²⁸ The word Entitlements needs further clarification here, as there are two distinct confusing meanings. The first meaning “is a guarantee of access to benefits based on established rights or by legislation. A “right” is itself an entitlement associated with a moral or social principle, such that an “entitlement” is a provision made in accordance with legal framework of a society”. <http://en.wikipedia.org/wiki/Entitlement> In this usage, an Entitlement is akin to a worker paying for and buying, with REAL HARD EARNED MONEY through REAL HARD WORK, benefits such as Social Security, Medicare/Medicaid and Unemployment Insurance. For these future promises to pay REAL FUNDS ARE DEDUCTED OUT OF EVERY REAL PAYCHECK OF THE WORKER THROUGHOUT LIFE, used to BUY GUARANTEED and FUNDED BENEFITS LATER. Here we have Workers PURCHASING an Government Insurance PRODUCT via Contract, not some sort of freeloading of benefits in any gifted or undeserved manner and factually workers are legally entitled to those PAID FOR FUTURE BENEFITS.

The Second Definition of Entitlement, “In a casual sense, the term ‘entitlement’ refers to a notion or belief that one (or oneself) is deserving of some particular reward or benefit—if given without deeper legal or principled cause, the term is often given with pejorative connotation (e.g. a ‘sense of entitlement’)”. This second usage is strikingly different from the first in that here there is NO LEGAL Entitlement to a Future Purchased Benefit, just a “sense”, which would be akin to say an unearned “TRUST FUND BABIES TRUST FUND”, where the benefactors inherit, not earn or pay for, the “entitled by birth” benefits. The only Entitlements necessary to cut in society are these type of UNEARNED or UNPAID FOR ENTITLEMENTS and BENEFITS but that would leave most of Congress needing a second job and purchasing the crap insurance of “Obama UnCare” versus their “Entitled” platinum plated

to the losses from their crimes, whilst their own belts burst in Greed. Instead of allowing these crimes to continue the People must simply RESTORE JUSTICE, tighten the NOOSES around the CRIMINALS necks, despite their elitist family names and simply RECOVER the STOLEN LOOT from their swaying carcasses, which again, would instantly put the Country back in black overnight.

What do the PEOPLE have from all of these FRAUDS?

1. INTENTIONALLY WRECKED WORLD ECONOMIES,
2. DECREASED HOME EQUITY BY 40% OR MORE,
3. 8 MILLION-20 MILLION HOMELESS AMERICAN'S WIPED OUT FROM WHOLLY FRAUDULENT FORECLOSURES,

Congressional Insurance Policies. Of course, our politicians and their families should have Platinum Plans for they earned it by bankrupting the Nation and World Economies? In other words, the only ones who appear to live off UNEARNED ENTITLEMENTS are those ROBBING the AMERICAN WORKERS of their HARD EARNED BENEFITS THEY PAID FOR AND ARE LEGALLY ENTITLED TO.

Another "entitlement" to cut would be "Trust Funds" as with estates currently passing 100% free of Death Taxes through further ILLEGAL DEREGULATIONS, we factually have a Monarchy. As if a Kings were passing the Kingdom, the United States, to their "entitled" children, who then pass it to theirs, further skewing the money supply, spoiling each successive generation until they are "rotten to the core" and let the GOOD PEOPLE who worked hard to get them their "entitled" positions, STARVE. Instead, as this is America and not the English Monarchy we freed ourselves from yesteryear, when someone who has "made it" dies with a billion, a small portion should pass to their next generation through a 90% estate tax, which in this instance would leave a whopping 100 Million Dollars to their heirs. Even this amount is not enough for these greedy ROBBER BABY BARONS where they currently have rigged the money supply further by passing all 1 BILLION free of tax. In the instance of a 90% estate tax, the remainder of the taxed monies, \$900 Million, would return to the common money pool for the next big earners/inventors to earn and to pay for the PAID ENTITLEMENTS of the PEOPLE who WORKED HARD and are LEGALLY ENTITLED TO THEM.

Plaintiff fears however that like with the Good King, the People will have to have a real "Tea Party" again. Not to be confused with the Unpatriotic Tea Party of today's politics but a true REVOLUTION and REVOLT against these "ENTITLED" SPOILED ROTTEN ELITIST TYRANTS WITH HARVARD AND YALE BOUGHT LEGAL DEGREES, whose legacy is to have decimated and destroyed our Great Nation, her People and her Honor. In Revolt the PEOPLE should carefully dissect those ELITISTS who inherited their wealth or gained it from CRIMINAL ACTS from those who WORKED HARD in legitimate positions to EARN such Wealth when TAKING BACK THE ILL GOTTEN GAINS.

The Entitlement SCAM appears yet another CRIME perpetrated against the PEOPLE by our "Elite" Congressional Criminals (elite only in the entitled "sense") to rob funds set aside by workers for PAID FOR SOCIAL BENEFITS and now claim that the workers were not "entitled" to these PAID FOR BENEFITS, as if these were social welfare claims like their trust funds. Whereby the monies paid for by WORKERS throughout their LIFETIMES with LEGAL PROMISE TO PAY at RETIREMENT or if they become UNEMPLOYED are being kiped and pilfered by those "TRUST FUND BABIES" from Harvard and Yale, mostly who are running or more aptly ruining and robbing the Country, in delusions of grandeur, perhaps from too many "entitlements". Those who have hardly worked a day in their lives and who do not pay any taxes, again we find robbing hard working Americans while making huge gains for themselves and the RICO CRIMINAL ORGANIZATION.

4. 30-75 MILLION PERMANENTLY UNEMPLOYED FROM THE WHOLLY ILLEGAL MARKET RIGGING, ANTITRUST VIOLATIONS AND COMPANY/INDUSTRY COLLAPSES,
5. 401K'S AND STOCK PORTFOLIO'S HAMMERED TO NOTHING,
6. PENSIONS LEFT IN SHAMBLES²⁹,
7. CITY, STATES, COUNTIES AND COUNTRIES WRECKED BY FRAUDULENT LEGAL INSTRUMENTS AND ILLEGAL LEGAL SCAMS AND
8. FOOD AND OIL PRICES FIXED TO STARVE THE PEOPLE AND WIPE OUT THE MIDDLE CLASS.

All of these Economic Hardships the result of Economic Terrorism, a War Crime, and directly resulting from Conspiratorial Criminal Controlled Demolitions and again all UNPROSECUTED and again the monies still not recovered. Again, all of the crimes are achievable only with a Misused Degree in Law aka a license to steal. Look no further for proof of the crimes and who committed them, than by analyzing the SKYROCKETING Net Worth increases of our Government's So-Called Elite, our Pork Filled Politicians³⁰ and their Corporate PIG partners, their net worth increases in wealth, correspond almost identically to the amount of monies stolen from the PEOPLE. This uneven distribution/skewing of the money supply

²⁹ "Madoff Whistleblower: Big Banks Are Ripping Off Pension Funds." By Peter Gorenstein | Daily Ticker August 19, 2001
<http://finance.yahoo.com/blogs/daily-ticker/madoff-whistleblower-big-banks-ripping-off-pension-funds-152836936.html>

and

"Governor [Andrew Cuomo] ignores crooks, targets retirees" by Francis A. Gentile, Gannet, Mar. 2, 2012
<http://www.lohud.com/article/20120304/OPINION/303040049/1016/OPINION01/Gov.%20ignores%20crooks+.%20targets%20retirees>

and

"Will the Attorneys General Sell Out the Pension Funds?" by Abigail Caplovitz Field, TheHuffingtonPost.com, Inc.
<http://www.huffingtonpost.com/abigail-caplovitz-field>

³⁰ "The 50 Richest Members of Congress (2011)" "To determine the richest lawmakers, Roll Call adds up the **minimum value** of total assets reported by each Member on their annual financial disclosures and subtracts the minimum liabilities. Percent change refers to the change since last year's disclosure forms. An asset valued at \$5 million to \$25 million is counted at the lesser amount, as is a liability valued at \$1 million to \$5 million." August 22, 2011
<http://www.rollcall.com/50richest/the-50-richest-members-of-congress-112th.html>

between “the haves and the have nots” is due entirely to CRIMINAL ACTS and has become worse than any other point in history.³¹

The CRIMINALS in the RICO Enterprise cloaked as ATTORNEYS AT LAW, act behind the scenes, further profiting from the controlled demolition of the US and Foreign Markets and Fortune 1000 Companies by betting against the PEOPLE and having INSIDE INFORMATION that the markets will collapse from each controlled demolition. From the wreckage however, one finds new instant BILLIONAIRES and RECORD CORPORATE PROFITS of a select few prevail, about 1/10 of 1% of the Population, an increase in wealth that almost directly correlates to the TRILLIONS of DOLLARS LOOTED by their CRIMES.

Sky-Rocketing Net Worth Increases, include but are not limited to,

1. Lawmakers from all Political Parties, mainly Attorneys at Law,
2. Judges, again almost all Attorneys at Law,
3. Public Officials, again almost all Attorneys at Law, collecting their compensation upon exiting Public Office in Lucrative Instant Partnerships with the “Favored Law Firms” and,
4. CEO’s of the RICO Enterprise’s Controlled Companies, again almost all Attorneys at Law, here taking bonuses for the Criminal RICO Organization while wiping out shareholders, pensions, laying off US employees, wiping out unions, etc.

All of these CRIMINALS stealing for the CRIMINAL RICO ENTERPRISE hundreds of Billions/TRILLIONS by Robbing, Raping and Destroying America’s “Apple Pie” institutions and running them into the ground. Why, one may ask, have these PIGS given themselves Bonuses at all instead of being FIRED? For all of the following reasons the Criminal Cartel actors in these corporate frauds should have been FIRED and IMPRISONED, including but not limited to,

1. bankrupting Fortune 1000 companies,
2. rigging and destroying world mortgage markets,
3. rigging and destroying world stock markets,
4. rigging global economies to collapse³² and

³¹ “The Shocking, Graphic Data That Shows Exactly What Motivates the Occupy Movement
The corporate media may obsess about what Occupy Wall Street is all about, but these images should make it clear.”
AlterNet / By Les Leopold, October 23, 2011
http://www.alternet.org/story/152811/the_shocking%2C_graphic_data_that_shows_exactly_what_motivates_the_occupy_movement?page=entire

³² Further, supporting evidence of this CRIMINAL ENTERPRISE committing MASS FRAUD can be found in the April 13, 2011, Report by the United States Senate, PERMANENT SUBCOMMITTEE ON INVESTIGATIONS,

Committee on Homeland Security and Governmental Affairs. The Committee is Chaired by Hon. Carl Levin and assisted in bipartisan fashion by Tom Coburn, Ranking Minority Member and is titled WALL STREET AND THE FINANCIAL CRISIS: ANATOMY OF A FINANCIAL COLLAPSE. The Report is located at the following URL, hereby fully incorporated in entirety by reference herein,
http://hsgac.senate.gov/public/files/Financial_Crisis/FinancialCrisisReport.pdf .

This detailed stinging report alleges fraud over 200 times in 650 pages, yet still NOT A SINGLE ARREST???

While most of this Criminal Activity defined in the report continues to take place in New York, and why not, when the “Fox” and “Fix” is in the Henhouse with this Court? Crime Pays when no one is protecting the People and Justice is complicit in the crimes. One must ask where are the US Attorneys, the New York Attorney General and the Governor of New York, the self-proclaimed “Sheriffs of Wall Street”, whom instead look more like Criminal Accomplices disguised as Sheriffs. Who are these “Barney Fife” Sheriffs? Again, we find more ATTORNEYS AT LAW, all with interests in the CONTROLLED DEMOLITION of the markets, betting against the People in rigged market collapses, fearing no Justice as they have disabled Justice.

and

“Is the SEC Covering Up Wall Street Crimes? A whistleblower claims that over the past two decades, the agency has destroyed records of thousands of investigations, whitewashing the files of some of the nation's worst financial criminals.” By Matt Taibbi, Rolling Stone; Jann S. Wenner, Editor and Publisher August 17, 2011
<http://www.rollingstone.com/politics/news/is-the-sec-covering-up-wall-street-crimes-20110817>

and

“SEC may have destroyed documents, says senator Grassley: Agency may have got rid of Goldman, Madoff documents” “The Securities and Exchange Commission may have destroyed documents and compromised enforcement cases involving activity at large banks and hedge funds during the height of the financial crisis in 2008, according to allegations made by a lawmaker on Wednesday.” By Ronald D. Orol, (MarketWatch) August 18, 2011
<http://www.marketwatch.com/story/sec-may-have-destroyed-documents-senator-says-2011-08-17>

“Why Isn't Wall Street in Jail? Financial crooks brought down the world's economy — but the feds are doing more to protect them than to prosecute them.” By Matt Taibbi, Rolling Stone; Jann S. Wenner, Editor and Publisher
<http://www.rollingstone.com/politics/news/why-isnt-wall-street-in-jail-20110216>

and

“Why Do Dangerous Financial Criminals Roam Free? Prosecutors like Eric Schneiderman need cops on the beat to put financial crooks behind bars. But thanks to Bush, these cops are missing in action.” By June Carbone, Alternet, February 4, 2012
http://www.alternet.org/economy/153997/why_do_dangerous_financial_criminals_roam_free

and

“William Black: Why Nobody Went to Jail During the Credit Crisis --- The FBI is no longer chasing white collar criminals” by James J Puplava CFP with William K Black PhD at Financial Sense®
<http://www.financialsense.com/financial-sense-newshour/guest-expert/2011/09/14/william-k-black-phd/why-nobody-went-to-jail-during-the-credit-crisis#.Toz2nH9u1OU.email>

and

“If Mortgage Fraud Was Rampant, Why Aren't [there] Criminal Charges?” By Matt Egan, Published May 06, 2011, FOXBusiness

5. rigging illegal wars of aggression for war and oil profiteering.

All crimes and cover-ups done with scienter against the American People and People Worldwide, all done in criminal conspiracy, all done with the aid of insiders inside the Wheels of Justice and Government. These controlled demolitions of world economies created through FRAUD, have intentionally BANKRUPTED the US and World markets and caused FRAUDULENT ECONOMIC DEPRESSIONS on Citizens worldwide. Again, all of this CRIMINAL HAVOC to the benefit of a CRIMINAL RICO ENTERPRISE, all further caused by MASS CRIMINAL ACTS committed by mostly ATTORNEYS AT LAW and their CORPORATE CLIENTELE, ending with Attorneys at Law behind the TORTURING OF HUMAN BEINGS and WAGING ILLEGAL UNDECLARED WARS OF AGGRESSION.³³

http://www.foxbusiness.com/industries/2011/05/05/fraud-claims-grow-feds-forgo-criminal-charges/?cmpid=cmt_email_Gigya_If_Mortgage_Fraud_Was_Rampant%2C_Why_Aren't_Criminal_Charges%3F

and

“WW3 is on as Wall St. banks plunder economy.” Max Keiser, YOUTUBE (or aptly ELIOTUBE)
http://www.youtube.com/watch?v=tZindTx0YDA&feature=player_embedded

and

“Obama: Banks broke no laws broken...More shameless than Bush” by Max Keiser
<http://www.realecontv.com/videos/government-corruption/obama-banks-broke-no-laws-broken.html>

and

http://www.youtube.com/watch?v=ks-sc4LYqck&feature=player_embedded

[Obama tries to Cover-Up for Economic Terrorism committed by his Republican Wall Street backers, keep in mind he has raised more money for the 2012 election from Republican Wall Streeters than all of the Republican Candidates in toto] see,

“Wall Street Still Gives More Cash to Obama Than to Republicans” by Noreen Malone, New York Media LLC.
October 20, 2011
http://nymag.com/daily/intel/2011/10/wall_street_still_gives_more_c.html

and

“Meltdown - The men who crashed the world” Part 1-4
http://www.youtube.com/watch?v=6zZ_JfROhOE&feature=player_embedded

and

“The Failure to Prosecute Bank Crimes Creates a Disease at the Heart of Our Politics” By: David Dayen, Firedoglake, Monday February 6, 2012
<http://news.firedoglake.com/2012/02/06/the-failure-to-prosecute-bank-crimes-creates-a-disease-at-the-heart-of-our-politics>

“Deficiencies Found in Oversight of Seized Assets, U.S. Says” By Seth Stern - Sep 13, 2011, BLOOMBERG L.P.
<http://www.bloomberg.com/news/2011-09-13/deficiencies-found-in-oversight-of-seized-assets-u-s-says.html>

³³ **“Bush, Blair found guilty of war crimes - A War Crimes Tribunal in Malaysia has found former US President George W. Bush and former British Prime Minister Tony Blair guilty of war crimes for their roles in the Iraq war.”** November 23, 2011 by PressTV
<http://www.presstv.ir/detail/211590.html>

and

“F**k Habeas Corpus - Supreme Court Decision” Published on You Tube Jun 12, 2012 by TheYoungTurks (Ana Kasparian and Cenk Uygur)
http://www.youtube.com/watch?v=Q6XZVgSLLh0&feature=player_embedded

and

“Did the Supreme Court Just Gut Habeas Rights?” by Adam Serwer @ Mother Jones, Mon Jun. 11, 2012 10:30 AM PDT
<http://www.motherjones.com/mojo/2012/06/did-supreme-court-just-gut-habeas>

and

“The Torture Memos: just following orders, just following [LEGAL] advice?” Posted on July 12, 2011 by Richard Moorhead Law Professor at Cardiff University, LAWYERS WATCH
<http://lawyerwatch.wordpress.com/2011/07/12/the-torture-memos-just-following-orders-just-following-advice/>

and

“United States: Investigate Bush, Other Top Officials for Torture - Inquiry Into 2 Deaths in CIA Custody Insufficient” by Human Rights Watch July 11, 2011
<http://www.hrw.org/en/news/2011/07/11/united-states-investigate-bush-other-top-officials-torture>

and

“John F. Kennedy 2 - The George H. W. Bush Connection-Full Length Documentary - The sequel to Oliver Stone's JFK, you won't see in the cinema. A thoroughly documented criminal indictment establishing beyond a reasonable doubt the guilt of George H.W. Bush as a supervisor in the conspiracy to assassinate John Kennedy.”
<http://www.youtube.com/watch?v=DAQ5mFkr1Ds&feature=autoshare>

and

“Bush Family, C.I.A., Nazi Connection” October 28, 2007 -
<http://www.myspace.com/270351075/blog/323241558>

and

In 1939, Harriman and Prescott hired the Dulles brothers [law firm of Sullivan & Cromwell - <http://www.enter.net/~torve/trogholm/secret/rightroots/dulles.html>] to hide Nazi involvement with U.B.C. [Union Banking Corporation] because they knew the things they had done were not in the best interest of America. But it didn't work and U.B.C. was seized by the federal government on Nov. 17, 1942, under the Trading with the Enemy Act. The bank was a money laundering operation for Hitler. Prescott [Bush] was also forced to give up support to his favorite political ally Hitler. Prescott went to a Congress Hearing to try to get his Bank back. **J. Edgar Hoover told him [Prescott Bush, Father to George HW Bush and GrandNaziFather to George W. (WarCriminal) Bush], "That's right you're a**

Tens of Thousands of human beings are being Tortured Worldwide whom are not TERRORISTS. Had they been terrorists the US would have tried them proudly in our once Just System of Jurisprudence but instead mostly these tortured souls are foreign citizens of countries we have illegally invaded and these are the people of those countries who oppose the UNDECLARED and ILLEGAL WARS OF AGGRESSIONS in their Countries. Most of these so-called terrorists are really foreigners whose PROPERTY RIGHTS IN THEIR COUNTRIES HAVE BEEN STOLEN or they are dissenters of the US invasion of their country, who are then sent to Camp Gitmoschwitz or Abu GraHell or some other Black site to keep them quite forever, with NO JUSTICE AT ALL.

Some of those being TORTURED currently are AMERICAN CITIZENS and SOLDIERS tortured for their HEROIC WHISTLEBLOWING ATTEMPTS, such as, PFC Bradley Manning, Julian Assange, Christine C. Anderson, Nicole Corrado, Hon. Judge Hart, etc., whom through PATRIOTIC DISSENT HAVE EXPOSED THE CRIMINAL RICO

Nazi, and you run a Nazi Bank." Prescott was denied request to keep the bank and the bank was seized. There were many other American & British Elite that funded Hitler & the Nazi's rise to power. Henry Ford of Ford Motor Company, The Rockefeller family of Standard Oil, Thomas Watson of IBM, J. P. Morgan, Coca Cola, General Motors, The Rothschild Banking Family of England , etc... etc...etc... How do you think Germany built a Military big enough to take on the world in about a 10 year period? [Note that many of these same UnAmerican, UnPatriotic, Fascist, Nazi Fry Loving, Spoiled Rotten SellOut's who attempted the Current Coup on the United States are these same UNPATRIOTIC families. See Business Plot I for more information @ <http://www.huppi.com/kangaroo/Coup.htm>]

and

Jason Bermas presents "Invisible Empire: A New World Order Defined" produced by Alex Jones, http://www.youtube.com/watch?v=NO24XmP1c5E&feature=bf_play&list=FLtle4CeXy9TI&index=1

and

"The High Priests of Globalisation" Will Hutton
<http://www.bilderberg.org/>

and

"Crisis to Suicide: How Many Have to Die Before We Kill the False Religion of Austerity? The rate of people taking their own lives is soaring in Europe at such a clip that the trend has given birth to a new media term: **"Suicide by economic crisis."** By Lynn Parramore, AlterNet
http://www.alternet.org/story/155012/crisis_to_suicide%3A_how_many_have_to_die_before_we_kill_the_false_religion_of_austerity?akid=8599.203523.WDb0Fu&rd=1&t=8

Agenda 21, EUGENICS "TAKING LIVES CONSIDERED NOT WORTHY TO BE LIVED"
http://www.youtube.com/watch?v=S5cu_5uoQ18

"Transcript: Interview with U.N. torture official Manfred Novak" By Glenn Greenwald, Salon Media Group, Inc. Saturday, Apr 25, 2009
http://www.salon.com/news/opinion/glenn_greenwald/2009/04/25/nowak

ORGANIZATIONS CRIMES FROM INSIDE. Yet, we know live in a United States where Dissent is no longer a form of Patriotism but rather a Criminal Act.



WHERE IS THE JUSTICE? THE CRIMINAL ROLE OF THIS COURT IN AIDING AND ABETTING THE CRIMINAL RICO ENTERPRISE – A ROOT OF TYRANNY AND INJUSTICE

SINGLE ACTS OF TYRANNY MAY BE ASCRIBED TO THE ACCIDENTAL OPINION OF A DAY; BUT A SERIES OF OPPRESSIONS, BEGUN AT A DISTINGUISHED PERIOD AND PURSUED UNALTERABLY THROUGH EVERY CHANGE OF MINISTERS, TOO PLAINLY PROVE A DELIBERATE, SYSTEMATIC PLAN OF REDUCING [A PEOPLE] TO SLAVERY. --- Thomas Jefferson

Let's face it, the economy failing is not due to the LONGEST RUNNING RECESSION³⁴/DEPRESSION³⁵ IN HISTORY, as the economic numbers would appear to

³⁴ <http://en.wikipedia.org/wiki/Recession>

In the United States, the Business Cycle Dating Committee of the National Bureau of Economic Research (NBER) is generally seen as the authority for dating US recessions. The NBER defines an economic recession as: "a significant decline in economic activity spread across the economy, lasting more than a few months, normally visible in real GDP, real income, employment, industrial production, and wholesale-retail sales." [5] Almost universally, academics, economists, policy makers, and businesses defer to the determination by the NBER for the precise dating of a recession's onset and end.

³⁵ There is no agreed definition for the term depression, though some have been proposed. In the United States the National Bureau of Economic Research determines contractions and expansions in the business cycle, but does not declare depressions. [1] Generally, periods labeled depressions are marked by a substantial and sustained shortfall of the ability to purchase goods relative to the amount that could be produced using current resources and technology (potential output). [2] Another proposed definition of depression includes two general rules: (1) a decline in real GDP exceeding 10%, or (2) a recession lasting 2 or more years. [3][4]

reflect, in fact, there is very little organic economic downturn at all. Instead, what we have here is a DEPRESSION caused by **CRIMINAL ACTS LEADING DIRECTLY TO THE COLLAPSE OF THE UNITED STATES AND FOREIGN NATIONS FOR THE BENEFIT OF 1/10 OF 1% OF THE POPULATION.** These subversive government officials are composed of Lawmakers, Regulators, Prosecutors and Judges, all acting like the Three Wise Monkeys who see, hear and speak no evil, pick-pocketing world markets for the Criminal RICO Enterprise aka CRIME INC., which has subverted the United States Government and certain FOREIGN NATIONS. A TREASONOUS NEW WORLD DISORDER CONSPIRATORIAL COUP D'ÉTAT where Justice Officials intentionally look the other way to disable justice, or attempt to find ways to let their Criminal Brethren off the hook through further CRIMINAL ACTS and COVER-UPS. One finds our lawmakers and enforcers instead of upholding law, busy issuing "Get Out of Jail Free" cards for friends and family caught along the way, under the guise of "Immunity" or "Executive Privileges," allowing them and helping them cart off TRILLIONS in stolen monies. Finally, we now find the Criminal Cartel attempting to rewrite Laws and Regulation in effort to make their Crimes legal.^{36and37and38} This rewriting of law to make crime legal resembles exactly what the Nazi Attorneys at Law and Justice Officials did when they knew the end was near and these were exactly the crimes they were tried for at the "Nuremberg Judges Trial."³⁹ All the while, until they were tried and convicted, they lined their pockets in stolen funds and ECONOMICALLY TERRORIZING PEOPLE WORLDWIDE THROUGH ECONOMIC WARFARE WAGED UPON THEM, ignoring or harassing any Whistleblowers or Do-gooders seeking honest Justice.⁴⁰

There are also differences in the duration of depression across definitions. Some economists refer only to the period when economic activity is declining. The more common use, however, also encompasses the time until economic activity has returned close to normal levels.[1]

³⁶ "AG [New York Attorney General Eric T. Schneiderman] booted from key mtge. Panel" By MARK DECAMBRE, The New York Post, August 24, 2011
http://www.nypost.com/p/news/business/ag_booted_from_key_mtge_panel_naRSXbrZRtDscevTnoYeKJ

³⁷ "Obama Admin Blocks Bank Investigations?" Uploaded by TheYoungTurks on Aug 22, 2011, YOUTUBE (Should be ELIOTTUBE as YOUTUBE is one of the largest infringers of Plaintiff Bernstein's Video Inventions)
http://www.youtube.com/watch?v=ZL63bki4kzk&feature=player_embedded

³⁸ "Obama Goes All Out For Dirty Banker Deal" by Matt Taibbi, Rolling Stone; Jann S. Wenner, editor and publisher, August 24, 2011 | 11:17am
<http://m.rollingstone.com/entry/view/id/16196/pn/all/p/0/?KSID=bcdc270d2877e6d6e53699d382c34a8c>

³⁹ "The Nuremberg Trials: The Justice Trial" United States of America v. Alstötter et al. ("The Justice Case") 3 T.W.C. 1 (1948), 6 L.R.T.W.C. 1 (1948), 14 Ann. Dig. 278 (1948). The Justice Trial is one of the most interesting of the Nuremberg trials. The trial of sixteen defendants, members of the Reich Ministry of Justice or People's and Special Courts, raised the issue of what responsibility judges might have for enforcing grossly unjust--but arguably binding--laws. The trial was the inspiration for the movie Judgment at Nuremberg. The movie presented a somewhat fictionalized view of the trial.
<http://law2.umkc.edu/faculty/projects/ftrials/nuremberg/Alstoetter.htm>

Yet, the Crimes and Country are Fixable with a simple return to TRUTH, JUSTICE and the AMERICAN WAY of Law and Order, “NO ONE ABOVE THE LAW”, which Plaintiff believes is soon upon us, where the office no longer attempts to Sanctify the Holder⁴¹ for name or title and the monies looted will be RECOVERED for the PEOPLE. For example, with a RICO CRIMINAL SUIT against those who organized and participated in the TREASONOUS and TYRANNOUS COUP D’ÉTAT, including CRIMES AGAINST HUMANITY and ECONOMIC WARFARE, acting both within and outside government, the UNITED STATES would **RECOVER BACK TO THE PEOPLE TRILLIONS of LOOT** stolen via these TRAITOROUS and TREASONOUS ECONOMIC and WAR CRIMES. A clean sweep of all of the CRIMINAL RICO ORGANIZATIONS ASSETS and INDIVIDUAL ASSETS as RICO permits, just as the Justice Department did in the Gotti RICO Criminal Enterprise, leaving Gotti to die penniless in prison and his La Famiglia Criminal Empire extinct and broke. Yet, where is Justice now despite the mounds of evidence against this Criminal Cartel operating inside government, at the helm of our country, who have stolen more money from the People than the Mob ever has and this lack of JUSTICE has led to the true legal, ethical and moral decay of our country?

How has Justice been derailed and by whom? Whistleblower Anderson et al., expose the tip of the Iceberg of the underbelly of the CRIMINAL RICO ENTERPRISE operating inside Government. Revealing a select group of CRIMINALS, again disguised as Attorneys at Law, operating as, State and Federal Justices, United States Department of Justice Officials, New York

⁴⁰ “Florida attorney general, two fired lawyers in public dispute” July 21, 2011|By Kathleen Haughney, Sun Sentinel http://articles.sun-sentinel.com/2011-07-21/business/fl-bondi-fired-attorneys-react-20110721_1_foreclosure-fraud-clarkson-division-director

⁴¹John Emerich Edward Dalberg-Acton, 1st Baron Acton, KCVO, DL aka John Dalberg-Acton, 8th Bt aka Lord Acton

“No doubt the responsibility in such a case is shared by those who ask for a thing. But if the thing is criminal, if, for instance, it is a licence to commit adultery, the person who authorises the act shares the guilt of the person who commits it. Here again what I have said is not in any way mysterious or esoteric. It appeals to no hidden code. It aims at no secret moral. It supposes nothing, and implies nothing but what is universally current and familiar. It is the common, even the vulgar, code I appeal to.

I cannot accept your canon that we are to judge Pope and King [or US Presidents, Judges, Regulators, etc.] unlike other men, with a favourable presumption that they did no wrong. If there is any presumption it is the other way, against the holders of power, increasing as the power increases. Historic responsibility has to make up for the want of legal responsibility. Power tends to corrupt, and absolute power corrupts absolutely. Great men are almost always bad men, even when they exercise influence and not authority, still more when you superadd the tendency or the certainty of corruption by authority. **There is no worse heresy than that the office sanctifies the holder of it.** Here are the greatest names coupled with the greatest crimes; you would spare those criminals, for some mysterious reason. I would hang them higher than Haman, for reasons of quite obvious justice, still more, still higher for the sake of historical science.

http://oll.libertyfund.org/index.php?option=com_content&task=view&id=1407&Itemid=283

State Attorney General Officials, District Attorney Officials, New York State Supreme Court Officials, “Favored Law Firms & Lawyers” and both Federal & State Regulators. This elaborate network of Government Operatives FINGERED BY ANDERSON AND CORRADO, act in conspiracy to SUBTERFUGE ALL Criminal Complaints or Lawsuits that arise against the CRIMINAL RICO ORGANIZATION from any victims.

The Criminal Operatives with legal degrees, upon entering and exiting public offices, swing through a “Revolving Door” of “Favored Law Firms” as described by Anderson. Big payouts are waiting for them in INSTANT PARTNERSHIPS with the “Favored Law Firms” for their time in public DISSERVICE and for their work Aiding and Abetting the facilitation of the Crimes by INTENTIONALLY FAILING TO REGULATE or PROSECUTE. Many of these Criminal Operatives leave lucrative multi-million dollar legal jobs at Major US Law Firms to enter low paying public service jobs. Leaving with the intent of derailing complaints or disabling regulations, in order to facilitate the illegal legal schemes and collect their payouts later through lucrative Partnership deals with the RICO Law Firms the crimes benefited.

Anderson’s FELONY CRIMINAL ALLEGATIONS demand immediate investigations of ALL those responsible for the disabling and perversion of the Judicial System and Regulatory Agencies and Oversight Agencies that are designed to protect US Citizens from Crimes committed by Public Officials, Justices, Prosecutors, Law Firms and Attorneys at Law. Anderson and the other Whistleblowers allegations’ reveal there is nowhere to turn for victims at the State or Federal level. Nowhere that Whistleblowers or Victims can pursue claims against these “Protected” Government Officials or Corporate Bandits, where criminals disguised as Senior Public Officials are not already in place to block the complaints at every turn through continued Conflicts of Interest, Violations of Public Office Rules & Regulations, Attorney Conduct Codes, Judicial Cannons and State & Federal Law. CONFLICTS OF INTEREST remain “the glue that binds” these crimes from receiving prosecution in the courts and prosecutorial offices. Victims and Whistleblowers passed back and forth for years between Members of the Cartel inside the various Government Agencies that intentionally deny and dismiss complaints without fair and impartial due process of law through FELONY CRIMINAL ACTS OF OBSTRUCTION described by Anderson and the other Whistleblowers.

The Criminals, again disguised as Public Officials with Law Degrees, are not lazy, lackadaisical, ignorant, or “asleep at the wheel,” they instead appear this way in order to subterfuge and derail, prosecutions, lawsuits and regulatory discipline, while holding the door open for their criminal legal brethren as they loot the country and world markets. **ANDERSON’S ALLEGATIONS EXPLAIN WHY THERE HAVE BEEN NO SUBSTANTIVE PROSECUTIONS, ARRESTS OR TRIALS, OF ANY OF THE PUBLIC OFFICIALS, LAW FIRMS, LAWYERS, JUSTICES, PROSECUTORS and CORPORATE CRIMINALS, WHO WITH SCIENTER, AIDED AND ABETTED THE CRIMES COMMITTED ON WALL STREET/FRAUD STREET/GREED STREET, ALL**

CRIMINALLY FAILING TO UPHOLD THEIR PUBLIC OFFICE DUTIES AND LAW. NO JUSTICE WHATSOEVER, DESPITE ABSOLUTE AND OVERWHELMING EVIDENCE OF THE CRIMES.

JUSTICE IS DEAD AND THIS COURT IS A CENTRAL PARTY TO THE COUP D'ÉTAT ON THE COURTS having a DIRECT and heavy hand in Aiding and Abetting the crimes and COVER-UP of the criminal illegal legal schemes on Wall Street/Fraud Street/Greed Street that have destroyed Main Street and streets throughout the World.⁴² What Just Court could allow all these Crimes to continue under its very nose, allowing violations of Constitutional and Human Rights, covering up ILLEGAL TORTURE CRIMES and ECONOMIC WARFARE CRIMES, softening the blow for Ponzi Schemers and Wall Street Banksters brought before the court? The Public need look no further than **THIS DIRTY COURT**, which has jurisdiction over Wall Street/Fraud Street/Greed Street Attorneys at Law where the crimes appear to both begin and end. OFFICIALS OF THIS COURT have become a central component of the RICO Criminal Cartel's success in both committing these TREASONOUS and TYRANNOUS crimes and aiding evading prosecution. The Criminal Acts committed by Officials of THIS COURT by intentionally and with scienter attempting to conceal the evidence of crimes exposed by CREDIBLE WITNESSES in VIOLATION OF LAW, acts as further PRIMA FACIE evidence of this Court's Felony Criminal Activities.

The failure to CALL IN THE GUARDS after learning of the Anderson, Corrado and Hart FELONY WHISTLEBLOWING CRIMINAL ALLEGATIONS AGAINST SENIOR PUBLIC OFFICIALS, including many of those handling this RICO AND ANTITRUST Lawsuit in Conflict, who are Violating, Public Offices, Judicial Cannons, Attorney Conduct Codes and State & Federal Law, constitutes further FELONY MISPRISION OF FELONIES, OBSTRUCTION, RICO and more. Members of THIS COURT, instead of following Law are instead found VIOLATING LAW by attempting to bury the FELONY CRIMINAL ACTS they are fully cognizant of, intentionally and with scienter, through attempted dismissal of the Anderson and "Related Cases" prior to LEGALLY REQUIRED INVESTIGATIONS, acting in a hurried effort to hide the crimes and their culpability in them.

HISTORY OF THE COUP

"I AM CONCERNED FOR THE SECURITY OF OUR GREAT NATION; NOT SO MUCH BECAUSE OF ANY

⁴² "How the Corporate Right Hijacked America's Courts to Enrich the Top 1 Percent America's political-economy is caught in a vicious cycle, with concentrated wealth at the top leading to outsized political power." by Joshua Holland, AlterNet, May 10, 2012 http://www.alternet.org/story/155379/how_the_corporate_right_hijacked_america%27s_courts_to_enrich_the_top_1_percent?page=entire

**THREAT FROM WITHOUT, BUT BECAUSE OF THE
INSIDIOUS FORCES WORKING FROM WITHIN.”**

**--- GENERAL OF THE UNITED STATES ARMY
DOUGLAS MACARTHUR**

**“HYLAN'S MOST FAMOUS WORDS AGAINST ‘THE
INTERESTS’ WAS THE FOLLOWING SPEECH, MADE IN
1922, WHILE HE WAS THE SITTING MAYOR OF NEW
YORK CITY (1917–25)**

**‘THE REAL MENACE OF OUR REPUBLIC IS THE
INVISIBLE GOVERNMENT, WHICH LIKE A GIANT
OCTOPUS SPRAWLS ITS SLIMY LEGS OVER OUR
CITIES, STATES AND NATION. TO DEPART FROM
MERE GENERALIZATIONS, LET ME SAY THAT AT THE
HEAD OF THIS OCTOPUS ARE THE ROCKEFELLER-
STANDARD OIL INTERESTS AND A SMALL GROUP OF
POWERFUL BANKING HOUSES GENERALLY
REFERRED TO AS THE INTERNATIONAL BANKERS.
THE LITTLE COTERIE OF POWERFUL
INTERNATIONAL BANKERS VIRTUALLY RUN THE
UNITED STATES GOVERNMENT FOR THEIR OWN
SELFISH PURPOSES. ‘THEY PRACTICALLY CONTROL
BOTH PARTIES, WRITE POLITICAL PLATFORMS,
MAKE CATSPAWS OF PARTY LEADERS, USE THE
LEADING MEN OF PRIVATE ORGANIZATIONS, AND
RESORT TO EVERY DEVICE TO PLACE IN
NOMINATION FOR HIGH PUBLIC OFFICE ONLY SUCH
CANDIDATES AS WILL BE AMENABLE TO THE
DICTATES OF CORRUPT BIG BUSINESS. ‘THESE
INTERNATIONAL BANKERS AND ROCKEFELLER-
STANDARD OIL INTERESTS CONTROL THE MAJORITY
OF THE NEWSPAPERS AND MAGAZINES IN THIS
COUNTRY. THEY USE THE COLUMNS OF THESE
PAPERS TO CLUB INTO SUBMISSION OR DRIVE OUT
OF OFFICE PUBLIC OFFICIALS WHO REFUSE TO DO
THE BIDDING OF THE POWERFUL CORRUPT CLIQUES
WHICH COMPOSE THE INVISIBLE GOVERNMENT. IT**

OPERATES UNDER COVER OF A SELF-CREATED SCREEN [AND] SEIZES OUR EXECUTIVE OFFICERS, LEGISLATIVE BODIES, SCHOOLS, COURTS, NEWSPAPERS AND EVERY AGENCY CREATED FOR THE PUBLIC PROTECTION.’”

---THIS ‘INVISIBLE’ GOVERNMENT’ HYLAN AND OTHERS - WILLIAM JENNINGS BRYAN, CHARLES LINDBERGH SR. (R-MN) - ARGUED, EXERCISED ITS CONTROL OF THE US GOVERNMENT THROUGH THE FEDERAL RESERVE.

JOHN F. KENNEDY ON SECRET SOCIETIES, THE SPEECH MANY CLAIM GOT HIM EXECUTED

“THE VERY WORD ‘SECRECY’ IS REPUGNANT IN A FREE AND OPEN SOCIETY; AND WE ARE AS A PEOPLE INHERENTLY AND HISTORICALLY OPPOSED TO SECRET SOCIETIES, TO SECRET OATHS AND SECRET PROCEEDINGS. WE DECIDED LONG AGO THAT THE DANGERS OF EXCESSIVE AND UNWARRANTED CONCEALMENT OF PERTINENT FACTS FAR OUTWEIGHED THE DANGERS WHICH ARE CITED TO JUSTIFY IT. EVEN TODAY, THERE IS LITTLE VALUE IN OPPOSING THE THREAT OF A CLOSED SOCIETY BY IMITATING ITS ARBITRARY RESTRICTIONS. EVEN TODAY, THERE IS LITTLE VALUE IN INSURING THE SURVIVAL OF OUR NATION IF OUR TRADITIONS DO NOT SURVIVE WITH IT. AND THERE IS VERY GRAVE DANGER THAT AN ANNOUNCED NEED FOR INCREASED SECURITY WILL BE SEIZED UPON THOSE ANXIOUS TO EXPAND ITS MEANING TO THE VERY LIMITS OF OFFICIAL CENSORSHIP AND CONCEALMENT. THAT I DO NOT INTEND TO PERMIT TO THE EXTENT THAT IT IS IN MY CONTROL. AND NO OFFICIAL OF MY ADMINISTRATION, WHETHER HIS RANK IS HIGH OR LOW, CIVILIAN OR MILITARY, SHOULD INTERPRET MY WORDS HERE TONIGHT AS AN EXCUSE TO CENSOR THE NEWS, TO STIFLE

DISSENT, TO COVER UP OUR MISTAKES OR TO WITHHOLD FROM THE PRESS AND THE PUBLIC THE FACTS THEY DESERVE TO KNOW."

--- PRESIDENT JOHN F. KENNEDY WALDORF-ASTORIA HOTEL ON APRIL 27, 1961. "THE PRESIDENT AND THE PRESS" BEFORE THE AMERICAN NEWSPAPER PUBLISHERS ASSOCIATION

http://www.thepowerhour.com/news3/jfk_speech_transcript.htm

As eloquently stated in her Dismissal Order⁴³ of this RICO & Antitrust Lawsuit, Shira Scheindlin stated,

07 CIV. 11196 (SAS)

I. INTRODUCTION

“This action presents a dramatic story of intrigue, car bombing, conspiracy, video technology, and murder. In short, plaintiffs allege that hundreds of defendants engaged in a massive conspiracy to violate their civil rights and, in the process, contributed to the Enron bankruptcy and the presidency of George W. Bush. In plaintiffs' words:

Plaintiffs depict a conspiratorial pattern of fraud, deceit, and misrepresentation, that runs so wide and so deep, that it tears at the very fabric, and becomes the litmus test, of what has come to be known as free commerce through inventors' rights and due process in this country, and in that the circumstances involve inventors' rights tears at the very fabric of the Democracy protected under the Constitution of the United States.”⁴⁴

⁴³Shira Scheindlin Dismissal Order August 08, 2008

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20080808%20Scheindlin%20Dismissal%20of%20Complaint%20no%20comments.pdf>

and

Shira Scheindlin Dismissal Order August 08, 2008 of the other “legally related” lawsuits

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20080808%20Scheindlin%20Dismissal%20of%20related%20complaints.pdf>

⁴⁴RICO & ANTITRUST Amended Complaint

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20080509%20FINAL%20AMENDED%20COMPLAINT%20AND%20RICO%20SIGNED%20COPY%20MED.pdf>

Defendants characterize the events quite differently:

For many years, pro se Plaintiffs Eliot I. Bernstein and Plaintiff Stephen Lamont have engaged in a defamatory and harassing campaign ... alleging an immense global conspiracy ... Although largely unintelligible, the [Amended Complaint] purports to describe a fantastic conspiracy among members of the legal profession, judges and government officials and private individuals and businesses to deprive plaintiffs of what they describe as their "holy grail" technologies...**WHILE I CANNOT DETERMINE WHICH OF THESE DESCRIPTIONS IS MORE ACCURATE...**⁴⁵,

If Federal Judge Shira Scheindlin cannot determine which account is more accurate, certainly this leaves the question of if she should have dismissed the case prematurely and prior to investigation of Anderson's criminal allegations against several of the same Defendants as in this RICO. More importantly, Scheindlin should not have dismissed the case prior to determining if the Presidency of George W. Bush was in fact related to the theft of the Iviewit Intellectual Properties or prior to completion of the Ongoing State, Federal and International Investigations into the matters. One must then analyze the relevant facts and evidence surrounding Plaintiff's assertion that a TREASONOUS and TYRANNOUS Coup D'état exists. A coup thrust in motion by the Criminal Law Firms and Lawyers involved in the Iviewit Intellectual Properties theft, mostly Attorneys at Law from large U.S. Law Firms, when caught red-handed stealing **TRILLION DOLLAR INVENTIONS**. The coup spurred on by the subsequent need to block CRIMINAL and CIVIL LEGAL ACTIONS filed against them in federal and state venues. Plaintiff initially thought the Coup was planned directly because of his inventions. Starting at the point in time when the crimes were first uncovered, complaints filed and the Defendant Law Firms needed to cover them up. What has since been discovered, in over a decade of research, is that the Coupsters were slowly plotting and planning UN-AMERICAN activities for several decades and had made inroads into the three branches of government for years, with great success but had not achieved total control of the US Government. Iviewit would provide the necessary spark to initiate the Power Grab in Toto, as all bases had to be covered and the only way to achieve this was to seize control of government top down. Many of the Coupsters were already in place in various government posts and were ready to move with the illegal presidency of George W. Bush. It should be noted here that Defendant Michael Grebe of Defendant Foley & Lardner, former Republican National Committee General Counsel, former

⁴⁵ Scheindlin Order Footnote = Memorandum of Law in Support of the Defendants' Proskauer Motion to Dismiss, at 1.

employer to Illegal President Barack Hussein Obama II, was also the largest backer of George W. Bush's presidential campaign. Foley & Lardner at the center of the Iviewit Intellectual Property thefts, Foley & Lardner having a hand in the last two ILLEGAL PRESIDENTS despite them being from different parties, makes one wonder.

The Coup had been evolving and nesting slowly in government with a plan to take over the world through what has been described as a New World Order plot, which was executed with the total takeover of the United States Government. The total takeover began with the ILLEGAL and TYRANNOUS Bush v. Gore Election Fraud, a form of Treason, enacted by the Supreme Court Jesters, in the 5-4 Vote by the Supreme Court that ILLEGALLY USURPED the Vote of the PEOPLE.

The Supreme Court majority's argument, that a Florida recount would cause Bush "irreparable harm"—that is, loss of the White House—struck many observers as a blatant payoff for the life appointments bestowed by prior Republican presidents. Justice Antonin Scalia⁴⁶ proved that suspicion correct when he wrote, in approving Bush's plea for a ban on recounts, that "the issuance of the stay suggests that a majority of the Court, while not deciding the issues presented, believe that the petitioner [Bush] has a substantial probability of success." Furthermore, the Court's majority declared that its "logic" in supporting Bush would have no future application to any other case but was strictly "limited to the present circumstances, for the problem of equal protection in election processes generally presents many complexities." As author Vincent Bugliosi noted, "This point . . . all alone and by itself, clearly and unequivocally shows that the Court knew its decision was not based on the merits or the law, and was solely a decision to appoint George Bush President." Justice John Stevens III affirmed that view in his dissenting opinion when he wrote, "Although we may never know with complete certainty the identity of the winner of this year's presidential election, the

⁴⁶ Wikipedia Entry on Foley & Lardner @ http://en.wikipedia.org/wiki/Foley_%26_Lardner

Note here that InJustice Antonin Scalia worked at Defendant Foley & Lardner Law Firm. Also note here that Falsely Anointed President Barack Hussein Obama II is also a former Alumni of the Foley & Lardner Law Firm, a mainly Republican Law Firm, who worked under Defendant Michael Grebe, former CEO of Foley & Lardner Law Firm and also former Republican National Committee Chief Counsel during the Bush Election Fraud and Treason. Grebe is rumored to be the largest MoneyBag for both the Bush and Obama Campaigns???

"Notable current and former employees Barack Obama, President of the United States, summer associate in the Chicago office of Hopkins & Sutter, which was acquired by Foley & Lardner in 2001
Antonin Scalia, United States Supreme Court Justice, was a summer associate in the Milwaukee office"

identity of the loser is perfectly clear. It is the nation's confidence in [this Court] as an impartial guardian of the rule of law." Unmentioned in that opinion were the blatant conflicts of interest that should have caused two pro-Bush justices to abstain from hearing the case: A son of Justice Antonin Scalia was employed by the law firm that filed suit on Bush's behalf⁴⁷, while the wife of Justice Clarence Thomas worked for the Heritage Foundation, busily vetting future Bush appointees at the time her husband helped appoint Bush to the Oval Office.⁴⁸

Supreme Court Justice Breyer states,

THE GOOD NEWS, ACCORDING BREYER, WAS THAT DESPITE THE COURT'S IRREGULAR ACTION, THERE WERE NO RIOTS IN THE STREETS OF AMERICA, such as those that are part of the Arab spring we have been hearing so much about. He added: At least 20 percent of you, when I'm saying there was no violence in the streets, you're thinking, 'And too bad there wasn't.' But I want those of you who are thinking that to turn on your television sets and look at what happens in countries who decide to resolve their most serious problems (with violence).

It's a valid point. But it goes only so far. The decision led to plenty of violence elsewhere. Before Bush v. Gore is allowed to compost into history, let's reflect on some of its consequences.⁴⁹

⁴⁷ "THE STOLEN ELECTION OF 2000"

<http://www.angelfire.com/ca3/jphuck/Book10Ch.3.html>

Second, two sons of Justice Scalia worked for law firms involved with Bush's legal team. One son, Eugene Scalia, was a partner in the Washington office of Gibson, Dunn & Crutcher. Another partner, Theodore Olson, argued Bush's case before the Supreme Court. The young Scalia served as Special Assistant to Attorney General of the United States William Barr. The other son, John Scalia, accepted a position with the Miami-based firm [Defendant in the Iviewit RICO & ANTITRUST Lawsuit] Greenberg Traurig on November 7. The next day, Barry Richard, a partner in the firm, said he was called about representing Bush in Florida.

⁴⁸ "THE ENCYCLOPEDIA OF CONSPIRACIES AND CONSPIRACY THEORIES" by Michael Newton, Facts On File, Inc., 2006

<http://www.scribd.com/doc/25045356/The-Encyclopedia-of-Conspiracies-and-Conspiracy-Theories>

⁴⁹ "The Supreme Court decision in Bush v. Gore still resonates" Editorial SentinelSource.com, Posted: Tuesday, May 31, 2011

http://www.sentinelsource.com/opinion/editorial/the-supreme-court-decision-in-bush-v-gore-still-resonates/article_62dd2598-e32a-5554-a884-7e8f94c71abb.html

Breyer further states in his dissent in *Bush v. Gore*,

At the same time, as I have said, the Court is not acting to vindicate a fundamental constitutional principle, such as the need to protect a basic human liberty. No other strong reason to act is present. Congressional statutes tend to obviate the need. And, above all, in this highly politicized matter, the appearance of a split decision runs the risk of undermining the public's confidence in the Court itself. That confidence is a public treasure. It has been built slowly over many years, some of which were marked by a Civil War and the tragedy of segregation. It is a vitally necessary ingredient of any successful effort to protect basic liberty and, indeed, the rule of law itself. We run no risk of returning to the days when a President (responding to this Court's efforts to protect the Cherokee Indians) might have said, "John Marshall has made his decision; now let him enforce it!" Loth, Chief Justice John Marshall and The Growth of the American Republic 365 (1948). **But we do risk a self-inflicted wound – a wound that may harm not just the Court, but the Nation.**

I fear that in order to bring this agonizingly long election process to a definitive conclusion, we have not adequately attended to that necessary "check upon our own exercise of power," "our own sense of self-restraint." *United States v. Butler*, 297 U.S. 1, 79 (1936) (Stone, J., dissenting). Justice Brandeis once said of the Court, "The most important thing we do is not doing." Bickel, *supra*, at 71. What it does today, the Court should have left undone. I would repair the damage done as best we now can, by permitting the Florida recount to continue under uniform standards.⁵⁰

50

Breyer, J., dissenting
SUPREME COURT OF THE UNITED STATES

No. 00—949

GEORGE W. BUSH, et al., PETITIONERS v.
ALBERT GORE, Jr., et al.
ON WRIT OF CERTIORARI TO THE FLORIDA SUPREME COURT
[December 12, 2000]

<http://www.law.cornell.edu/supct/html/00-949.ZD3.html>

The Supreme Court Members that partook in that TREASONOUS ELECTION FRAUD are the ROOTS of the Coupsters total control of Government from that moment forward. From that moment forward, FALSELY ILLEGALLY ANOINTED PRESIDENTS have issued all illegal, appointments, legislative actions and executive orders. Once the Executive Branch and SUPREME COURT were ILLEGALLY secured in a CONSPIRATORIAL TREASON and a FALSE PRESIDENT BUSH ANOINTED by the SUPREME COURT CRIMINALS, the remaining branches of Government, Legislative & Judicial, quickly crumbled along with the once Free Press.

With the Politicization/Witch-hunt of the Justice Department by Defendant Former US Attorney General Alberto Gonzales⁵¹ who resigned in humiliation, Justice in America died and has been dead ever since. In filing this RICO Lawsuit, as with all LEGAL CONSPIRACIES where two or more conspire to commit crime, not all relevant facts and players were, or are fully known and this remains true today as new evidence surfaces daily regarding the tentacles and history of the TRAITORS and their TREASONOUS CRIMES defined herein.

Plaintiff, in researching the Legal Conspiracy to steal the Iviewit inventions⁵² has since unearthed a more massive Global Power Grab by these same Coupsters, who have since the

⁵¹ “Dismissal of U.S. attorneys controversy” From Wikipedia, the free encyclopedia
http://en.wikipedia.org/wiki/Dismissal_of_U.S._attorneys_controversy

⁵² The Iviewit technologies have been valued in the TRILLIONS of dollars, valued by leading engineers as “PRICELESS” and the “HOLY GRAIL” inventions of the digital imaging and video worlds, affecting virtually every form of digital communication. In fact, almost 99.99% of users of digital imaging and video products use the Iviewit Technologies in some form or other, the remaining .01% is most likely statistical aberration. Therefore, the Iviewit RICO exposes one of the largest crimes against an individual in World History, certainly the largest against any US Citizen/Inventor. Where again we find Attorneys at Law, trusted Patent and Corporate Counsel, charged with the crime of theft of their RETAINED CLIENT’S Intellectual Property Rights and Royalties. As the Amended Complaint alleges, the royalties owed the Inventors have been ILLEGALLY CONVERTED by their former Intellectual Property and Corporate Counsel for their own gains.

One of the Intellectual Property Attorneys accused, Defendant Raymond Anthony Joao of Defendants Proskauer Rose/Meltzer Lippe Goldstein Wolfe & Schlissel put 90+ patents in his very own name. Joao acted as lackey for the main Iviewit Retained Attorney at Law, Patent Hack, Defendant Kenneth Rubenstein of Defendant Proskauer Rose/Defendant Meltzer Lippe Goldstein Wolfe & Schlissel and the same Rubenstein who is the sole (soulless) patent Reviewer for DEFENDANT MPEGLA, LLC. MPEGLA one of the largest infringers and chief conspirators in the Iviewit Intellectual Properties theft, where Rubenstein represented Iviewit and then stole the Patent Pending/Suspending IP off to his Patent Pools at MPEGLA, LLC, then through a pattern of Antitrust and Racketeering Activity precluded the Inventors of their rights. We find that Joao after being accused by Iviewit Management of Falsifying Patent Oaths went to work with the recently imprisoned Marc S. Dreier at the law firm of Dreier & Baritz, information regarding how the Dreier affair is directly related to Iviewit has already been submitted to this court.

The Attorneys at Law then used the courts to facilitate their crime by disabling the inventors’ Intellectual Property rights to their inventions through Conflict after Conflict in the Courts and Prosecutorial Offices to block Plaintiff/Inventor’s legal rights, all as explained in detail in the Iviewit Amended Complaint and RICO Statement. Finally, in order to LAUNDER the ILL GOTTEN ROYALTIES over the past DECADE, the lawyers have created further frauds, allegedly including the Ponzis aka Criminal RICO Money Laundering Operations such as, Madoff, Dreier, Stanford and others. Evidence has been presented to this Court and the US District Court regarding the relation of these Ponzis to the Iviewit RICO & ANTITRUST, showing their direct ties to Defendants in this

FALSE PRESIDENT BUSH ANOINTMENT and TOTAL TAKEOVER OF THE UNITED STATES GOVERNMENT, gone on a MASSIVE CRIME SPREE, as already described herein. Apparently this time the United States is the host nation to the Fascist/Nazi infection, aided by a TYRANNOUS GROUP OF UN-PATRIOTIC, UN-AMERICAN, NAZI FRY LOVING, FASCIST ELITIST PIG, CRIMINAL, NEW WORLD DISORDER, SELLOUTS OF OUR COUNTRY AND CONSTITUTION. Let us then begin exposing the Coup in stages, from their NAZI PASTS and then linking them to the Players currently involved in today's, TREASON, ECONOMIC WARFARE and this RICO & ANTITRUST Lawsuit, with special focus on the Bush Family Secrets that have come to light recently. Keep in mind that the following items are Not Conspiracy Theories but are Legal Conspiracies steeped in FACTUAL EVIDENCE and TRIABLE as TREASON with a DEATH PENALTY SENTENCE FOR MANY OF THE CRIMES, if those involved are found guilty.



Was our 41st President, George H.W. Bush actually a Nazi from Germany named George Scherff, as depicted here in the photograph⁵³ released by Hitler's bodyguard, which shows George H.W. Bush/Scherff with leading Nazis Josef Mengele and Martin Bormann? Did the Bush family belong to the fraternity Skull and Bones, an offshoot of a German cult claiming Hitler as a member, later imported to the Yale campus? Prescott Bush, grandfather to George

Lawsuit, the Ponzis used as vehicles to wash hundreds of billions of converted stolen royalties, while making it appear to be from Ponzi losses or other financial fraud schemes, again more COMPLEX ILLEGAL LEGAL CRIMES USING THE COURTS TO AID & ABET the Crimes, all again, only committable with a LEGAL DEGREE MISUSED.

⁵³ "Deathbed confessions, photos support claims that George H. Scherf(f), Jr., was the 41st U.S. president" Idaho Observer April 2007
<http://proliberty.com/observer/20070405.htm>

HW Bush and great grandfather to George W. Bush was a founding member of this sick and demented cult, as was his son and grandson. Skull and Bones rituals include Sexually Deviate acts and are steeped in Fascist & Nazi Un-American activities.⁵⁴ Many members of this Fascist group back in the 30's and 40's were central in the "The Business Plot"⁵⁵ an attempt to overthrow the United States and murder FDR to align this Country with the Fascists and Nazis. Many of these UnPatriotic Pigs were investigated by The House Committee on Un-American Activities (HCUA) or House Un-American Activities Committee (HUAC).⁵⁶

From a 1950's speech, by Robert Welch,

"A part of that plan, of course, is to induce the gradual surrender of American sovereignty [TREASON] piece-by-piece and step-by-step to various international organizations of which the United Nations is the outstanding but far from the only example....Here are the aims for the United States:

- 1) Greatly expanded government spending for every conceivable means for getting rid of ever larger sums of American money as wastefully as possible;
- 2) Higher and then much higher taxes;
- 3) An increasingly unbalanced budget despite the higher taxes;
- 4) Wild inflation of our currency;
- 5) Government controls of prices, wages and materials supposedly to combat inflation;
- 6) Greatly increased socialistic controls over every operation of our economy and every activity of our daily lives. This is to be accompanied naturally and automatically by a correspondingly huge increase in the size of our bureaucracy, and in both the costs and reach of our domestic government;
- 7) Far more centralization of power in Washington and the practical elimination of our State lines. There is a many faceted drive at work to have our State lines eventually mean no more within the nation than our county lines do now within the States;
- 8) A steady advance of federal aid to and control over our educational system leading to complete federalization of our public education;

⁵⁴ "Prescott Bush, From Wikipedia, the free encyclopedia"
http://en.wikipedia.org/wiki/Prescott_Bush

⁵⁵ "THE PLOT TO SEIZE THE WHITE HOUSE" by Jules Archer, HAWTHORN BOOKS, INC. PUBLISHERS / New York, 1973
<http://www.wanttoknow.info/plottoseizethewhitehouse>

⁵⁶ Wikipedia on Un-American Activities Committee
http://en.wikipedia.org/wiki/House_Un-American_Activities_Committee

- 9) A constant hammering into the American consciousness of the horror of modern warfare...the absolute necessity of peace, peace always, on communist terms of course; and
- 10) The consequent willingness of the American people to allow the steps of appeasement by our government which amount to a piece meal surrender of the rest of the free world and of the United States itself.”⁵⁷

From a speech by Libertarian Candidate Stan Jones, in a Senatorial Campaign speech,

Stan Jones: I wish to thank the sponsors for inviting me; I don't often get invited. This was an important debate. I had planned another closing message, but I feel compelled to say what I'm about to say.

Now, I risk sounding like a conspiracy theorist, but it's no longer a theory. What I'm about to say is fact.

The secret organizations of the world power elite are no longer secret. They have planned and are now leading us into a one world communist government...

The combining of national governments started with the European Union. That union started with trade agreements, then a common currency- the euro....

Now it's North America's turn. Building on the North American Free Trade Agreement, the NAFTA section of the commerce department is busy drafting laws and regulations for a North American Union-- a union of Canada, America and Mexico. The president has attended secret meetings and signed at least two agreements under the Security and Prosperity Partnership program...

Information leaked out about the meetings and now it is all out in the open. No treaty has been signed, so Congress has not become involved. However, money from our treasury is now being spent for this effort. We will have a new currency-- the Amero-- and a new constitution modeled on the Soviet Union's constitution.

⁵⁷ “Right Before Our Eyes! There Should Be No Doubt After You Watch This Shocking Video! Mind blowing speech by Robert Welch in 1958 predicting Insiders plans to destroy America” Posted Knowing on April 27, 2011 <http://www.foreclosurehamlet.org/profiles/blogs/right-before-our-eyes-there>

Our rights will not be inalienable, but will be granted by government who can also take them away. One sign that this is our future is the plans for the superhighways from southern Mexico through America and into Canada. These plans are not secret any longer.

Huge amounts of property will be taken in the name of "free trade", "peace" and "security"...

You will not be able to move about freely. This is terrorism of the worst kind-- brought on you by our own government. The strongest, freest nation in the history of mankind will be averaged into world communism. Is that what you want? Are we, the people, still in control of this nation? We must begin to act like we are!⁵⁸

⁵⁸ “Libertarian candidate Stan Jones points out American Union, Plans for Chips, Trackers and Control by Gov't” Jones Report | October 10, 2006

Stan Jones is running for Senate in Montana as a Libertarian. He lays out the extent to which Clinton, through NAFTA, and George W. Bush, through the expansion of NAFTA and the Security and Prosperity Partnership (SPP), have sold out our country to world governance.

The candidate expressed being compelled to change in his planned remarks to point out the secret plan to lead us into One World Government through a North American Union with a common currency (the Amero), as well as the related plan to build a superhighway throughout the continent. This is linked with a compulsory National ID tracked by a radio-frequency chip.

http://www.jonesreport.com/articles/111006_stan_jones.html

and

“Truth! Stan Jones' Speech About New World Order & North American Union”

<http://www.youtube.com/watch?v=O9-FuCy1588>

and

Iviewit Letter “Re: Senate Cult Bill for Your Consideration” to Senator Hillary Rodham Clinton addressing Treasonous Cults in the US Government and Proposed Legislation to Stop it. Iviewit has yet to receive a response from Hillary Clinton, who is a cult member in several of the Un-American Cults complained about, ie Bilderbergs, CFR and more. October 17, 2007 -

www.iviewit.tv/senatecultbill.htm and

<http://iviewit.tv/bodyold20080402.htm>

and

“Want your mind BLOWN? Watch this video! OBAMA ANSWERS to the VATICAN!” Uploaded by TruthTVMichigan on Apr 14, 2011, YOUTUBE (truly ELIOTTUBE)

<http://www.youtube.com/watch?v=Rd1Twnoq-Dw> (Grab some Popcorn and the kids & educate yourself)

The Bush Family Ties to Nazis and their ties to Nazi sympathetic Law Firms led to charges of Treason & Trading with the Enemy (the Nazis) against Prescott Bush and Seizure of his Properties under Trading with the Enemy Act by J. Edgar Hoover. ^{59and60and61}

"Some Americans were just bigots and made their connections to Germany through Allen Dulles's firm of Sullivan and Cromwell because they supported Fascism. The Dulles brothers, who were in it for profit more than ideology, arranged American investments in Nazi Germany in the 1930s to ensure that their clients did well out of the German economic recovery. . . . "Once the government had its hands on Bush's books, the whole story of the intricate web of Nazi front corporations began to unravel. A few days later two of Union Banking's subsidiaries -- the Holland American Trading Corporation and the Seamless Steel Equipment Corporation -- also were seized. Then the government went after the Harriman Fifteen Holding Company, which Bush shared with his father-in-law, Bert Walker, the Hamburg-Amerika Line, and the Silesian- American Corporation. The U.S. government found that huge sections of Prescott Bush's empire had been operated on behalf of Nazi Germany and had greatly assisted the German war effort." (1)

Well, there goes my education and texts, where were the texts on the Bush Family Fascist Nazi UnAmerican Trading with the Enemy Hitler connections or Kennedy Assassination connections with the Bush Criminal Cartel Syndicate? All buried history rewritten with brute force and replaced with bullshit about these criminals, history as my generation was taught, a complete lie. I want a refund from my Colleges or I will sue when law and order returns. There goes the history that America was not involved in World War II prior to Pearl Harbor, in fact, we find these Fascist Nazi Sympathizers may be the true funding source leading to Hitler's rise. When uncovering the truth of our history we instead find a group of AMERICANS THAT REALLY ARE, UN-AMERICAN, FASCIST, NAZI FRY LOVERS and TRADERS WITH THE ENEMY HITLER, the real FUNDERS OF THE NAZIS. These men, including Bush family members, many now inside today's government their families dark and nefarious pasts

⁵⁹ "Documents: Bush's Grandfather Directed Bank Tied to Man Who Funded Hitler - President Bush's grandfather was a director of a bank seized by the federal government because of its ties to a German industrialist who helped bankroll Adolf Hitler's rise to power, government documents show." Friday, October 17, 2003
<http://www.foxnews.com/story/0,2933,100474,00.html>

⁶⁰ www.tenc.net [Emperor's Clothes] "Nazis in the Attic" Part 6 By Randy Davis
<http://emperors-clothes.com/articles/randy/swas5.htm>

61

cleverly hidden, were instead LAPEL PIN PATRIOTS, SELLOUTS OF THE CONSTITUTION, TREASONOUS TRAITORS whose ASSETS were SEIZED for directly FUNDING HITLER with CASH and SUPPLIES and other HORRORS. Horrors including the studies done by the horripilating Josef Rudolf Mengele, also known as the Angel of Death, Mengele, pre-Hitler, funded by the Rockefellers and Carnegies and others, prior to Hitler's Coup D'état on the Good People and Nation of Germany.

Mr. Black is the author of IBM and the Holocaust and the just released War Against the Weak: Eugenics and America's Campaign to Create a Master Race, from which the following article is drawn.

Hitler and his henchmen victimized an entire continent and exterminated millions in his quest for a co-called "Master Race."

But the concept of a white, blond-haired, blue-eyed master Nordic race didn't originate with Hitler. The idea was created in the United States, and cultivated in California, decades before Hitler came to power. California eugenicists played an important, although little known, role in the American eugenics movement's campaign for ethnic cleansing.⁶²

So was it a group of Fascist Un-American's that J. Edgar Hoover uncovered that truly financed Hitler's rise and World War II, this definitely was skipped in history class. A group of Sellout Fascist Nazi Sympathizers, some, including Prescott Bush actually were tried and convicted for alliances with the worst of the Nazis, alliances that funded the Nazi War effort at the expense and death of our PATRIOTIC SOLDIERS and over one hundred million other victims. These Fascist faux Americans were comprised of a large group of Fascist Businessman who evaded trial in the United States for the business plot and somehow derailed investigations into their UN-AMERICAN ACTIVITIES, a big mistake for our Country. The failure to prosecute then has led to them to reform deep in secret cults and slowly begin a Coup on the United States and certain foreign nations, until we have the Fourth Reich here in America today?

What we do know with certainty now is there is a certain set of families that for several generations in the United States have operated against the PEOPLE to destroy our Democratic Republic, working within secretive and subversive cults to destroy our sovereignty. These Traitorous families from WWII and even before, appear to have been operating since WWII in secret to subvert our nation in the halls of our Ivy League campuses, yet recently their cults and

⁶² "The Horrifying American Roots of Nazi Eugenics" By Edwin Black
<http://hnn.us/articles/1796.html>

secrets are exposed and their hidden crimes are emerging and their current crimes and plan for world domination of a few are now in full swing. What we find from the exposure of their pasts is that behind today's ECONOMIC CRIMES and WAR CRIMES are these very same bloodlines from the "Business Plot" that should have been exterminated for Treason back then, not allowed to continue with business as usual, gaining ever-increasing power over our government. There is a major difference this time around, as now the Criminal Cartel is CAUGHT red-handed in a plethora of WAR and ECONOMIC CRIMES, with absolute evidence against them of their crimes and calls for their TRIALS are worldwide. Now that the Genie is out of the bottle and their dirty secrets and crimes are exposed, our leaders look like the Emperor in "The Emperor's New Clothes." Their actions and attitudes are steeped in delusions of Grandeur, blind to the PEOPLE'S RAGE, those 99%'ers who are beating down the walls of Justice demanding the CRIMINALS be tried for their TREASON, WAR CRIMES AND ECONOMIC TERRORISM and who WANT BACK EVERY LAST CENT STOLEN, with a hanging following.

The Business Plot and Un-American Activity Cousters relevant to this RICO & ANTITRUST Lawsuit, include but are not limited to, Joseph Proskauer (was JP Morgan's stooge in the Business Plot),⁶³ JP Morgan and Deutsche Bank / Bankers Trust. We find that after the Business Plot, the Bush family and their Fascist friends had a hand in, the Assassination of President John F. Kennedy (George HW Bush was head of the CIA at the time), the Attempted Assassination of Ronald Reagan, The Saving & Loan Crimes (Bush Associations⁶⁴) and the overthrow of the United States Government in the TREASONOUS Bush v. Gore decision, all in attempts to establish a New World DisOrder.⁶⁵

⁶³ "The Nazi Hydra in America: Suppressed History of a Century" By Glen Yeadon, John Hawkins
http://books.google.com/books?id=vh7sx2xtjGEC&pg=PA131&lpg=PA131&dq=business+plot+joseph+proskauer&source=bl&ots=DOWUFCfomn&sig=O3o8RZRtW_VJveQWXsb9I0kejNU&hl=en&ei=paJTtpq0D8WWtweSh4HFBO&sa=X&oi=book_result&ct=result&resnum=1&ved=0CBkO6AEwADgK#v=onepage&q=business%20plot%20joseph%20proskauer&f=false Page 131

⁶⁴"The Bush family and the S&L Scandal", rationalrevolution.net
http://rationalrevolution.net/war/bush_family_and_the_s.htm and <http://rationalrevolution.net/war/index.htm>

⁶⁵ "Welcome To The New World Order (FULL LENGTH FILM)"
<http://www.youtube.com/watch?v=Gty42YkcSeQ&feature=related>

and

"The CIA revealed as the Gestapo of the Vatican's Fourth Reich." By Paul W. Kincaid, PRESS Core.ca.
<http://presscore.ca/2011/?p=4871>

and

THRIVE – The Movie, by Foster and Kimberly Gamble, Clear Compass Media
http://www.youtube.com/watch?v=oI2LGmZ_EP4
<http://thrivemovement.com>

Today's crimes by these families and their efforts to again overthrow our government can be referred to as "The Business Plot II[®]", which started after the failed "Business Plot" and culminated with the Treasonous Anointment of the George W. Bush Administration through ELECTION FRAUD⁶⁶. In this act of TREASON, the country and the will of the PEOPLE were lost, the Peoples rights being chipped away daily since. The motive, a Coup D'état on the United States Government to hold off investigations and arrests of leading law firms caught in the Iviewit Trillion Dollar technology theft, tentacles to Enron Broadband and the collapse of Enron, to Election Fraud and the Politicization of the Department of Justice by the Gonzales regime. As stated in Scheindlin's August 08, 2008 Order,

This action presents a dramatic story of intrigue, car bombing, conspiracy, video technology, and murder. In short, plaintiffs allege that hundreds of defendants engaged in a massive conspiracy to violate their civil rights and, in the process, contributed to the Enron bankruptcy and the presidency of George W. Bush.

The Election Fraud was aided and abetted by Bush's First Cousin at Fox News, John Prescott Ellis,

The individual responsible for recommending that Fox call Florida for Bush was John Ellis, who led the network's decision desk. Ellis was not a disinterested party in the presidential election, but the first cousin of the Republican candidate and his brother, Florida Governor Jeb Bush. Details emerging since Election Day concerning Ellis's role in the network's decision to call Florida for

⁶⁶ This book is about the culpability of those justices who hijacked Election 2000 by distorting the law, violating their own expressed principles, and using their own robes to bring about a partisan result. I accuse them of failing what I call the shoe-on-the-other-foot test: I believe that they would not have stopped a hand recount if George W. Bush had been seeking it. This is an extremely serious charge, because deciding a case on the basis of the identity of the litigants is a fundamental violation of the judicial oath, to "administer justice without respect to persons"...In this book, I marshal the evidence in support of this charge...

and

Vincent Bugliosi, the generally moderate former prosecutor known for securing the conviction of the Charles Manson gang, used even stronger language, accusing the Supreme Court's 'brazen, shameless majority' of being a knowing surrogate for the Republican Party instead of being an impartial arbiter of the law.' He characterized these justices as 'criminals in the truest sense of the word' and described their opinion as 'fraudulent.' [Thus a fraudulent President and successors and all appointees.] My Harvard Law School colleague Randall Kennedy called the Supreme Court's intervention 'a scandal' and its decision outrageous. He accused the Court of acting 'in bad faith and with partisan prejudice' and concluded that the high court is 'unworthy of deference.' Scott Turow said the decision was 'the most overtly politicized action by a court that I have seen in 22 years of practicing law' and labeled it 'an act of judicial lawlessness.' Professor Bruce Ackerman of Yale Law School accuse the majority of 'vulgar partisanship.'" [Dershwoitz pg 175]"

Bush raise serious questions as to whether his actions and Fox News's complicity constituted not only a violation of the democratic rights of the electorate, but a criminal conspiracy.^{67and68}

The Presidency of George W. Bush was illegally decided through ELECTION RIGGING constituting TREASON against the PEOPLE of the UNITED STATES. If proven TRUE when tried in a fair and impartial court, all ANOINTMENTS & APPOINTMENTS in Government from that point forward, from the SUPREME COURT'S TREASONOUS ELECTION FRAUD would be invalidated and all Court Jesters, Prosecutors, Regulators, etc. who were ILLEGALLY anointed by Bush and now Falsely Elected President Barack Hussein Obama II would be invalidated instantly. Plaintiff wonders how many Bush Anointed Justices in this Court are handling this Lawsuit, despite knowing the claims of Plaintiff against Bush as outlined in Scheindlin's August 08, 2008 Dismissal. Obama is merely another Coupster with ties to the Bush/Cheney clan of Criminals, as quoted in the Washington Post,

**Obama's Eight Degrees of Dick Cheney - Vice President
Cheney is related to Sen. Barack Obama**

At least that was the stunning announcement made yesterday by
Lynne Cheney, who said that the very white vice president from

⁶⁷ "Elements of a conspiracy - How Bush's man at Fox News worked to shape the outcome of the US election" By Kate Randall 17 November 2000
<http://www.wsws.org/articles/2000/nov2000/fox-n17.shtml> and http://en.wikipedia.org/wiki/John_Prescott_Ellis

⁶⁸ "REINING IN THE IMPERIAL PRESIDENCY - Lessons and Recommendations Relating to the Presidency of George W. Bush" by United States House of Representatives ~ House Committee on the Judiciary Majority Staff Report to Chairman John Conyers, Jr., January 13, 2009
<http://judiciary.house.gov/hearings/printers/110th/IPres090113.pdf>

and

"Articles of Impeachment – President George W. Bush - H. Res. 1258, 110th Cong. (2008). Congressmen Dennis Kucinich and Robert Wexler June 10, 2008
<http://chun.afterdowningstreet.org/amomentoftruth.pdf>

and

"Dennis Kucinich Documents Grounds for Impeachment of Bush & Cheney"
<http://video.google.com/videoplay?docid=6265058101839429571#> - Part 1
<http://video.google.com/videoplay?docid=1857978401494382897#> - Part 2
<http://video.google.com/videoplay?docid=-785946969577220461#> - Part 3
<http://video.google.com/videoplay?docid=442901163793389423#> - Part 4

Dennis Kucinich on War Crimes in 2011 ILLEGAL WAR OF AGGRESSION LIBYA
"Kucinich, Interview, Obama Libya War Violates Constitution and UN Resolution, Libya"
<http://www.youtube.com/watch?v=Bji4XY6GtzA>

Wyoming is in fact the eighth cousin of Obama, the Senate's only African American [more correctly 50% African American & 50% Caucasian] member. She said she discovered the link, traced back to a Huguenot who figured prominently in Maryland history, while researching her latest book.

But his campaign made light of the tie, without confirming it. "Obviously, Dick Cheney is the black sheep of the family," Obama spokesman Bill Burton said.^{69and70}

After the Bush v. Gore ELECTION FRAUD, upon leaving the Supreme Court, Sandra Day O'Connor suddenly took early retirement from the bench for the unheard of reason of taking care of a spouse, normally Justices are removed after death. The consenting vote of O'Connor in Bush v. Gore ELECTION FRAUD remains part of the TREASON, yet at her first public speech off the bench at Georgetown University she warned of Corruption perverting the Judicial branch and courts. From the Houston Chronicle,

“SUCH JUDICIAL BULLYING, O'CONNOR POINTED OUT, IS HOW DICTATORS THRIVE IN FORMER COMMUNIST AND THIRD WORLD COUNTRIES. SHE REPORTEDLY ADDED, "IT TAKES A LOT OF DEGENERATION BEFORE A COUNTRY FALLS INTO DICTATORSHIP, BUT WE SHOULD AVOID THESE ENDS BY AVOIDING THESE BEGINNINGS.”⁷¹

Understanding the Coup D'état in our country is the key to understanding why Plaintiffs have not been able to enjoy the royalties from their world changing inventions and why others, their formerly “trusted” Attorneys at Law, instead are found lavishing themselves in the stolen money free of prosecution. Plaintiff appears to have no legal rights to pursue stolen property rights in either the courts or with criminal prosecutors as the Coupsters overtook both and have completely denied a single ounce of due process. For over a decade Plaintiff has provided more than ample evidence of the theft of the properties to authorities, has caught numerous leading

⁶⁹ “Obama's Eight Degrees of Dick Cheney - Vice President Cheney is related to Sen. Barack Obama.” By Anne E. Kornblut, The Washington Post Company, October 16, 2007
http://voices.washingtonpost.com/44/2007/10/16/obamas_eight_degrees_of_dick_c.html

⁷⁰ “THIS JUST IN . . .Obama and Cheney, Making Connections” by Anne E. Kornblut - The Washington Post, Wednesday, October 17, 2007
<http://www.washingtonpost.com/wp-dyn/content/article/2007/10/16/AR2007101602362.html>

⁷¹ “Judicious temperament: Retired Supreme Court Justice Sandra Day O'Connor speaks up against political attacks on courts.” Houston Chronicle, Published Friday, March 17, 2006
<http://www.chron.com/opinion/editorials/article/Judicious-temperament-Retired-Supreme-Court-1525680.php>

PUBLIC OFFICIALS breaking laws, has provided the information and evidence to the proper authorities, including this Court, and yet NOTHING is done. Plaintiff has not had a single day in court, in violation of basic CONSTITUTIONAL rights of due process.

Plaintiff reminds the Members of THIS COURT OF INJUSTICE that **THERE IS NO IMMUNITY FOR CRIMINAL ACTS COMMITTED BY JUSTICES OR MEMBERS OF THE COURTS OR ANY PERSON OR ENTITY. NO ONE IS ABOVE THE LAW,** DESPITE YOUR CONTINUED EFFORTS TO SHIELD YOUR FELONY CRIMINAL ACTS USING RIDICULOUS IMMUNITY CLAIMS OR TRYING TO REWRITE LAWS, INCLUDING MAKING JUS COGENS LEGAL IN ORDER TO LEGALIZE YOUR CRIMES, YET AS THE WORLD LOOKS ON AWAKE TO YOUR TREASONS, KNOW THAT JUSTICE SOON AWAITS YOU.

In light of the information above, Plaintiff starts this Motion in **HONOR**, A TIP OF THE HAT TO THE TRUE PATRIOTS NAMED HEREIN AND THEIR HEROIC WHISTLEBLOWING EFFORTS TO BLOW THE LID OFF ONE OF THE LARGEST CORRUPTION STORIES OF ALL TIME. A CORRUPTION STORY THAT PLACES MEMBERS OF THIS COURT SMACK-DAB IN THE CENTER OF WORLD MARKET RIGGING SCANDALS, ECONOMIC TERRORISM AND MORE, A ROOT OF THE PROBLEM.

II. IMMEDIATELY DISQUALIFY ALL JUSTICES AND OTHER MEMBERS OF THE UNITED STATES SECOND CIRCUIT COURT OF APPEALS (THIS COURT) WHOM HAVE CURRENTLY ACTED IN THIS LAWSUIT IN ANYWAY WHATSOEVER, FOR THEIR PART IN AIDING AND ABETTING FRAUD ON THE COURT, OBSTRUCTION OF JUSTICE, DENIAL OF DUE PROCESS AND MORE PRIOR TO ACTING ON FURTHER ON THIS MOTION

This Court and the members of this Court who have acted illegally in this Lawsuit thus far, are violating, Judicial Cannons, Attorney Conduct Codes and Federal and State Law and are already reported to Federal and State Criminal Authorities for Felony Criminal Acts relating to their actions/inactions in this RICO Lawsuit. Plaintiff now patiently awaits the results and conclusions of ALL ongoing Federal and State investigations, prior to recognizing any authority of this Court, including any past or future opinions, orders, etc., until a Conflict Free Forum can be instituted, which again imparts fair and impartial due process of law to Plaintiff's Brief⁷² and filings in this RICO Lawsuit. In the Plaintiff's prior motions and again herein, Plaintiff has

⁷² February 27, 2009 Iviewit/Eliot Bernstein Brief filed with this Court.
<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090227%20FINAL%20SIGNED%20BRIEF%20USCA%202nd%20Circ%2013988.doc%20ll.pdf>

requested appointment of a special prosecutor, also known as an independent counsel to oversight the illegal activities of this Court. Under the Ethics in Government Act the defendant may ask for the appointment of an Independent Counsel (See: 28 USC §§591-594 and see also: Fernandez, supra., 913 F.2d 148).

Plaintiff thanks the Justices and other Members of this Court, who have again FINGERPRINTED themselves committing continued crimes in this Lawsuit through further Orders and Rulings, each cause for filing further CRIMINAL COMPLAINTS. This Motion, upon filing with this Court, will simultaneously be filed with both Federal and State Agencies and serve as basis for additional investigation of this Court, based on the wholly new and relevant evidence cited herein. Again, the Court acts ILLEGALLY to dismiss this Lawsuit through CONTINUED FELONY CRIMINAL OBSTRUCTION OF JUSTICE and FRAUD ON THE COURT in VIOLATION of Attorney Conduct Codes, Judicial Cannons and State & Federal Law. The court officials from this Court and the US District Court who have participated in the crimes by illegally obstructing Plaintiff's rights in virtually every single filing, include but are not limited to, the less than honorable judges; Ralph K. Winter, Jr. Esq., Debra Ann Livingston, Esq., Peter W. Hall, Esq., and Richard C. Wesley, Esq. Additional Members of the courts who have already acted illegally in these matters, include but are not limited to, Defendant/Witness Catherine O'Hagan Wolfe (Clerk of this Court) whom quite conflicted remains handling this RICO Lawsuit and the legally related lawsuits while a Defendant in Anderson's Lawsuit and this RICO Lawsuit. Wolfe acts in this conflicted capacity despite the fact that Wolfe is BOTH a DEFENDANT AND WITNESS in this RICO & ANTITRUST lawsuit and the legally related Anderson WHISTLEBLOWER lawsuit. Other Members of the courts who have participated in the criminal activities, include but are not limited to, Joy Fallek (Administrative Attorney), Catherine J. Minuse (Supervisory Staff Attorney), Atasha Joseph (Deputy Clerk), Deborah Holmes (Deputy Clerk), Judy Pisanant (Motions Staff Attorney), and Franklin Perez, (Title Not Known).

Each of the courts officials named above can take this Motion as additional Official Notice that each of YOU will be added to the list of Defendants in any Iviewit/Eliot Bernstein Amended Complaint of this RICO and ANTITRUST Lawsuit and included in all future Criminal and Civil actions filed. Your names will be included as Defendants in all future Lawsuits filed by Iviewit/Eliot Bernstein, including but not limited to, patent, trademark and copyright lawsuits, and each of those named will be added to all ONGOING and FUTURE CRIMINAL COMPLAINTS regarding the Iviewit nexus of events. To each named Court Official, please take this Motion as simultaneous NOTICE and SERVICE of the Criminal and Civil Complaints against you.

Criminal charges already have been filed against Justices and Officials of this Court and it will be shown further herein that those Criminal Complaints filed with the New York Attorney General's Office have not even been investigated at this time due to ADMITTED AND

ACKNOWLEDGED CONFLICTS OF INTEREST AND NEW CRIMINAL ACTS. No investigations into the complaints against the Members of this Court by DEFENDANT and OPPOSING COUNSEL in this Lawsuit, the New York Attorney General have begun, quite outside of Procedural Law, due to an ADMITTED DIZZYING ARRAY OF VIOLATIONS OF LAW by the Attorney General's Office. With the administration change from the New York Attorney General Andrew Cuomo to the current Eric T. Schneiderman's Administration, major Conflicts of Interest were discovered and ADMITTED TO by the new Schneiderman Administration and by members of the Cuomo Administration. The New York Attorney General both Admitted and Acknowledged Conflict of Interests in ALL Iviewit/Eliot Bernstein matters both Civil and Criminal and then requested time to obtain NON CONFLICTED OUTSIDE COUNSEL to represent themselves in this RICO Lawsuit and the Criminal Complaints filed against members of the AG office.

THESE NEW AND SHOCKING ADMITTED AND ACKNOWLEDGED CONFLICTS OF INTEREST and DISQUALIFICATION/RECUSAL OF INVOLVEMENT AS COUNSEL in this RICO Lawsuit and in handling the Criminal Complaints filed at the Attorney General's offices, including but not limited to, those lodged against members of this Court, is a game changer in this RICO Lawsuit. The Admission of the Conflicts, Withdrawal from Representation in this Lawsuit and Withdrawal from handling CRIMINAL COMPLAINTS by the new Schneiderman Administration invalidates all prior filings by ALL Defendants in this Lawsuit whom the AG represented illegally. Prior filings in this Court by Defendant the New York Attorney General on behalf of their State Defendant clients serve as Prima Facie evidence for Criminal Investigators of, Fraud on the Court by Officials of the Court, Obstruction of Justice, Violations of Public Office Rules and Regulations and State and Federal Law. The Admission of Conflicts and other illegal activities demand IMMEDIATE rehearing of this RICO & ANTITRUST Lawsuit and ALL OF THE LEGALLY RELATED LAWSUITS, free of the plethora of Ongoing Conflicts of Interest, free of the continued Fraud on the Courts and free of Criminal Misconduct in the Court by those in charge of the courts.

The new Attorney General Schneiderman has now withdrawn as counsel to the New York State Defendants in these matters, including their office and members of their office who are Defendants in this Lawsuit, as indicated in the taped telephone conversations exhibited herein and included in entirety by reference herein. The New York Attorney General's representation has been illegal from the start due to the Conflicts of Interest that Obstructed Fair and Impartial Due Process and thus Plaintiff demands a rehearing FREE OF CONFLICT OF INTEREST.⁷³

⁷³ “**ADMISSION & ACKNOWLEDGEMENT OF CONFLICTS OF INTEREST BY THE NEW YORK ATTORNEY GENERAL IN HANDLING CRIMINAL COMPLAINTS AGAINST ANDREW CUOMO AND STEVEN M. COHEN ET AL. / PHONE CALL ON APRIL 14, 2011 WITH JAMES ROGERS ON BEHALF OF HARLAN LEVY REFERRED BY STEVEN MICHAEL COHEN, CHIEF OF STAFF TO GOVERNOR**

The ADMITTED AND ACKNOWLEDGED conflicts forced the ATTORNEY GENERAL to declare that due to the PAST and ONGOING CONFLICTS OF INTEREST with both the CRIMINAL COMPLAINTS and this RICO & ANTITRUST LAWSUIT, their offices are currently SEEKING INDEPENDENT NON CONFLICTED OUTSIDE COUNSEL to represent their office and the members of their offices sued as Defendants in this Lawsuit. The AG stated that they need to turn over all CRIMINAL COMPLAINTS, naming their offices and members of this Court, to NON-CONFLICTED parties for investigations as they are conflicted out. Therefore, the STATE DEFENDANTS REPRESENTED ILLEGALLY THROUGHOUT THIS LAWSUIT BY THE ATTORNEY GENERAL IN BOTH A PERSONAL AND PROFESSIONAL CAPACITY, ALL NOW NEED TO SEEK INDEPENDENT COUNSEL TO REPRESENT THEM FURTHER in this Lawsuit, one for personal representation and separate and distinct counsel to represent them in their official capacity.

ANDREW CUOMO, REGARDING FILED CRIMINAL COMPLAINTS AGAINST THE NEW YORK ATTORNEY GENERAL'S OFFICE, FORMER ATTORNEY GENERAL ANDREW CUOMO, STEVEN MICHAEL COHEN, SECRETARY TO GOVERNOR ANDREW CUOMO AND MONICA CONNELL OF THE NEW YORK STATE OFFICE OF THE ATTORNEY GENERAL ET AL." FILED MAY 20, 2011

<http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20110520%20FINAL%20NY%20AG%20ADMITTED%20CONFLICT%20OF%20INTEREST%20and%20CRIMINAL%20COMPLAINTS%20CUOMO%20and%20COHEN.pdf> incorporated by reference in entirety herein.

and

IVIEWIT CALLS TO NY GOVERNOR ANDREW CUOMO, EMILY COLE, STEPHEN M COHEN, RE: CRIMINAL COMPLAINTS. NY ATTORNEY GENERAL ERIC SCHNEIDERMAN ADMISSION OF CONFLICTS AND NEED FOR NY AG TO SEEK INDEPENDENT COUNSEL IN ALL IVIEWIT MATTERS.

<http://www.youtube.com/watch?v=X2pwFIEIp6E> incorporated by reference in entirety herein.

and

New York Governor Andrew Cuomo's "Right Hand Man" Steven M. Cohen Flees Sinking Ship Amidst Ivieuit's Rico & Antitrust Lawsuit, AG Eric Schneiderman Office Admits Conflict of Interest with Ivieuit, September 24, 2011. Cohen Returns to Private Sector in wake of Ivieuit Criminal Complaints against Cuomo and himself. <http://www.free-press-release.com/news-new-york-governor-andrew-cuomo-s-right-hand-man-steven-m-cohen-flees-sinking-ship-amidst-ivieuit-s-rico-antitrust-lawsuit-ag-eric-schneiderman-o-1316880094.html> incorporated by reference in entirety herein.

and

June 13, 2009 Letter to NYAG Chief of Staff Steven Cohen Regarding Conflict of Interest <http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090613%20FINAL%20NYAG%20Steven%20Cohen%20Letter%20signed%20low.pdf>

Plaintiff demands that all past submissions tendered illegally and in conflict by the Attorney General's office on behalf of any parties they illegally represented in these matters, including on behalf of their office as Defendant in these matters, now are stricken from the record. Plaintiff demands that this court turn over all such prima facie evidence and admissions to the appropriate Federal and State Authorities for investigation of the Attorney General officials who have acted in these matters prior to the Schneiderman administration, as these acts impart a host of federal and state criminal activity. Similarly, this Court, having full knowledge of these Conflicts and Illegal legal representations has aided and abetted this farce, constituting Fraud on this Court by all who allowed knowingly such illegal legal representations and Fraud on the Court. The new NON CONFLICTED COURT OFFICIALS HEARING THIS MOTION, must now report to the proper authorities, the PRIOR COURT OFFICIALS and STATE OFFICIALS, including but not limited to the New York Attorney General and the State Defendants that benefited from the illegal legal representations and whom all misused Public Funds for personal legal defense fees. Plaintiff demands that this Court turn these matters over for IMMEDIATE INVESTIGATION of the new Criminal violations caused by the Conflicts, including but not limited to, Felony Aiding and Abetting, Fraud on the Court, Federal Obstruction of Justice, Misuse of State Funds for illegal legal representations, RICO crimes as defined in the Amended Complaint and more.

THE FILED CRIMINAL COMPLAINTS AGAINST MEMBERS OF THIS COURT pending at the New York Attorney General's Office REMAIN PENDING AND AWAIT AN INDEPENDENT NON-CONFLICTED PROSECUTORS TO INVESTIGATE THE MEMBERS OF THIS COURT who acted to subterfuge the complaints through violations of Public Office Rules and Regulations, Attorney Conduct Codes and Federal and State law. Plaintiff awaits responses from the Attorney General and other investigatory agencies notified, with how and who will handle the criminal complaints against Members of this Court and others involved in the crimes in this Court, now that the NY Attorney General has conflicted out.

ANY PAST and FUTURE ORDERS, RULINGS, etc. made by members of the courts while these investigations are pending are PRIMA FACIE EVIDENCE of further criminal misconduct, especially by parties who acted without first signing the Conflict of Interest Disclosure which has been requested over and over and over again. The Attorney General obviously and admittedly has derailed investigations, including those against Members of this Court, through Conflicts of Interest that OBSTRUCT JUSTICE and DENY DUE PROCESS to this Lawsuit and the Criminal Complaints. The Members of this Court accused of these crimes have benefited from such VIOLATIONS OF LAW AND ETHIC RULES and therefore ALL PRIOR MEMBERS of this COURT must IMMEDIATELY DISQUALIFY THEMSELVES and the NEW JUSTICES must first off REPORT the PRIOR MEMBERS for investigation for their alleged crimes as legally obligated, before continuing further.

Members of this Court who have previously handled this Lawsuit without full disclosure of all Conflicts of Interest and have acted criminally to aid and abet the Fraud on the Courts and are now legally obligated to **IMMEDIATELY REPORT YOUR PERSONAL AND PROFESSIONAL LIABILITIES RESULTING FROM INCLUSION IN THIS LAWSUIT AND THE CRIMINAL AND ETHICAL COMPLAINTS FILED AGAINST YOU TO ANY PARTY WITH LIABILITIES FROM YOUR ACTIONS. REPORTING THE LIABILITIES TO ALL PERSONAL & PROFESSIONAL LIABILITY CARRIERS, STATE AUDITORS, BOND HOLDERS AND ANY OTHER PARTY YOU ARE LEGALLY OBLIGATED TO REPORT LAWSUIT LIABILITIES AND LIABILITIES FROM CRIMINAL COMPLAINTS FILED AGAINST YOU TO. ADDITIONALLY YOU MUST NOTICE EACH PARTY WITH LIABILITY FROM YOUR ILLEGAL ACTIVITIES THAT OFFICIAL NOTICE HAS BEEN SERVED UPON YOU AND DOCKETED IN THE COURT RECORD OF THIS LAWSUIT, REPEATEDLY.**

Member of this Court, Franklin Perez, deserves special attention in these matters regarding Fraud on the Court, as he appears an alleged illegal signor on ILLEGAL AND FRAUDULENT COURT ORDERS,⁷⁴ possibly including those tendered in this Lawsuit, including the FRAUDULENT & ILLEGAL DISMISSAL of this Lawsuit by this Court, which he signed. On information and belief, Mr. Perez was a NON-ATTORNEY Operations Analyst ([EXHIBIT 3](#)), at the time he signed an alleged FRAUDULENT ORDER in this RICO & ANTITRUST Lawsuit. Further, on information and belief, the ILLEGAL ORDER issued by Perez was issued on a date when this Lawsuit was neither on the docket for that date and the signing Justices were not in Court. All arguments and assertions in Exhibit 4 from a filing with the United States Supreme Court by Attorney at Law Ruth Pollack, Esq. on behalf of her client Kevin Chesney that are applicable to this Lawsuit regarding Mr. Perez's illegal actions in signing FALSIFIED AND FRAUDULENT DISMISSAL ORDERS, are hereby incorporated in entirety by reference herein.

Additional PRIMA FACIE EVIDENCE of Members of this Court's illegal activities exists as well, as it relates to Members of THIS COURT failing to act according to well-established MISPRISION OF FELONY laws. Members of this Court and the US District Court are now fully cognizant of the CREDIBLE CLAIMS OF FELONY CRIMES, by CREDIBLE WITNESSES, including WHISTLEBLOWER testimony from members of the Court System, including but not limited to, CHRISTINE C. ANDERSON, ESQ., NICOLE CORRADO, ESQ., and JUSTICE DUANE HART, ESQ. Allegations from the Whistleblower include, AIDING & ABETTING a Criminal RICO Organization inside State and Federal Offices through Obstruction of Justice, Threats on a Federal Witnesses in a Federal Whistleblower Lawsuit, State and Federal

⁷⁴ Exhibit 4 - Order Dated January 05, 2010 Signed by Franklin Perez for Catherine O'Hagan Wolfe, Clerk. Perez lists no title.

Evidence Tampering, Felony Sexual Misconduct in the Supreme Court of New York's Ethics Department, Fraud on the Court and more. Once each Member of the Court possessed knowledge of felony criminal activity, they instantly had legal obligations to report the matters for immediate investigations to all proper authorities. Based on Anderson's FELONY allegations against State and Federal Agencies, the authorities that would need to be noticed of the crimes based on her testimony, include but are not limited to, the Inspector General of the Department of Justice, the United States Attorney General, the Inspector General for the New York Attorney General Office, the Inspector General for the District Attorney Office and State and Federal Law Enforcement. Instead, the COVER-UP instantly began by MEMBERS OF THIS COURT levied against Senior Ranking Public Officials and Court Officials. Crime after crime ad nauseum has occurred illegally to derail and dismiss the Anderson Whistleblower Lawsuit, this RICO & ANTITRUST Lawsuit, Criminal Complaints and the "Legally Related" Lawsuits to Anderson, prior to obligatory investigations.

The Cover-Up acts provide further PRIMA FACIE EVIDENCE OF FELONY MISCONDUCT evidenced in the failure of THIS COURT to,

1. REPORT THE ALLEGATIONS OF PUBLIC OFFICE CORRUPTION & DEMAND IMMEDIATE INVESTIGATIONS OF ALL FELONY CRIMES,
2. IMMEDIATELY REMOVE ALL THOSE IDENTIFIED ACTING IN CONFLICT OF INTEREST OR VIOLATING LAW who have participated in this RICO & ANTITRUST Lawsuit in Violation of Law,
3. CEASE FRAUD UPON THE COURT BY MEMBERS OF THE COURT AND ATTORNEYS AT LAW IN THESE MATTERS,
4. CEASE ALL ONGOING OBSTRUCTIONS OF JUSTICE, and,
5. IMMEDIATELY DISQUALIFY ALL JUSTICES and COURT OFFICERS WHO HAVE ACTED UNLAWFULLY THUS FAR IN THESE LAWSUITS, as required by Attorney Conduct Codes, Judicial Cannons and State & Federal Law and allow FAIR AND IMPARTIAL DUE PROCESS in a CONFLICT FREE COURT by PRE-SCREENED CONFLICT FREE OFFICIALS.

The ILLEGAL and OBSTRUCTIONARY ruling to DISMISS this Lawsuit with absolutely no due process, allegedly signed illegally by Franklin Perez and Defendant Catherine O'Hagan Wolfe as Clerk, prior to allowing Plaintiff discovery in Anderson's "Legally Related" Lawsuit, prior to any investigations of the Public Officials fingered by Anderson and prior to allowing Plaintiff a single day in Court, act as further attempts to illegally subterfuge the Iviewit/Eliot Bernstein Federal RICO & ANTITRUST Lawsuit. This Court ruling prior to removing any of the germane Violations of Attorney Conduct Codes, Judicial Cannons, Public Office Rules & Regulations and State & Federal Law identified by Anderson and the "Legally Related" Lawsuits throughout the hearings and contained in the filings of each suit is both criminal and unethical. This FRAUD ON THE COURT by failure of this Court to follow both

Procedural and Substantive Law, including MISPRISION OF FELONIES BY MEMBERS OF THE COURT and OBSTRUCTION, irrefutably Aids and Abets the Criminal RICO Organization.

The Court has hurried rulings to dismiss all of the Appeals of the “Legally Related” Lawsuits, which stands as a further illegal attempt to cover-up the crimes exposed by Anderson and the “Legally Related” Lawsuits against SENIOR NEW YORK AND FEDERAL PUBLIC OFFICIALS, including Senior Ranking Members of the New York and Federal Courts. These acts all further combine to deny Plaintiff’s rights to Discovery in the Anderson case, to find out for example whom the “Favored Law Firms and Lawyers” are that Anderson references in Criminal Obstruction charges in her Whistleblower Lawsuit. This Court’s failure to Remand and Rehear this Lawsuit as demanded by Plaintiff in the Motion to Compel filed with the Court,⁷⁵ until summoned investigators can investigate Anderson’s Felony Criminal Allegations against Members of the, US Attorney General’s Office, Members of the District Attorney Offices, Members of the New York Attorney General’s Office (under the leadership of Spitzer and Cuomo), Members of the New York Courts, unidentified “Favored Lawyers and Law Firms,” the “Cleaner” and others, stands as clear and irrefutable evidence of continued Obstruction of Justice and more. Of course, Plaintiff does not anticipate that this Court can rule in favor of Plaintiff or follow any PROCEDURAL OR SUBSTANTIVE LAW, as it would result in Members of the Court ruling against themselves and forcing themselves to serve very lengthy FEDERAL PRISON sentences for their part in the RICO, a slight CONFLICT OF INTEREST.

The Obstruction of Justice by Members of this Court acts as a phenomenon similar to a Concentration Camp Victim appealing to the Gestapo for Justice against the Camp Guards responsible for killing and torturing Camp Victims or for Justice against Hitler for his crimes, the odds of success and fair and impartial due process, nil. Therefore, this Court acts like a Nazi Court, not a UNITED STATES COURT, an accomplice to the continued crimes. Until such time that Members of this Court follow all Court Procedures, Judicial Cannons, Attorney Conduct Codes and Law, confirming they have ABSOLUTELY NO CONFLICT WITH THESE MATTERS PRIOR TO ADJUDICATING AND HAVE REMOVED ALL ELEMENTS OF FRAUD ON THE COURT, the Court has NO LEGAL VALIDITY. In fact, a truly conflict free court must be created and may now only be possible in a court represented by NON-ATTORNEYS AT LAW, a CITIZENS COURT, to hear the crimes of TREASON, OBSTRUCTION, FRAUD ON THE COURT and more, which are levied herein against

⁷⁵ “EMERGENCY MOTION TO COMPEL - HALT PROCEEDING PENDING CONFLICT RESOLUTION AND OVERSIGHT. REMOVE THE APPEARANCE OF IMPROPRIETY IN THIS COURT THROUGH CESSATION OF VIOLATIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES, PUBLIC OFFICE RULES AND REGULATIONS AND LAW. RESTORE ORDER TO THIS COURT!” September 08, 2009 Filed with United States Court of Appeals 2nd Circuit (CIRCUS).
<http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090908%20FINAL%20Emergency%20Motion%20to%20Compel%20SIGNED44948.pdf>

PUBLIC OFFICIALS AND JUSTICES OF THIS COURT. Again, I remind this Court to review the Nuremberg Judges Trial⁷⁶ and wherefore I have no respect for this Court that follows neither its own rules or law and again spit upon those who have so desecrated this Court and the American System of Jurisprudence and await your Judgment Day in the next Judges Trial.

This Court now has Prima Facie evidence, from **CREDIBLE EXPERT EYEWITNESS WHISTLEBLOWERS** and Knowledge of **THREATS ON FEDERAL WITNESSES** and other **FELONY CRIMES EXPOSED** and therefore has **LEGAL OBLIGATION** to the report these **FELONY CRIMES** and all the other alleged crimes exposed by Anderson and Corrado. Reporting the **FELONIES** to all proper authorities or becoming further **CULPABLE** of **FELONY CRIMES**, including but not limited to, **MISPRISION OF FELONIES, AIDING & ABETTING, OBSTRUCTION OF JUSTICE, RICO** and more. Plaintiff quotes the following from Anderson's Motion,

http://www.frankbrady.org/TammanyHall/Documents_files/Anderson%20111609%20Filing.pdf

**NOVEMBER 16, 2011 ANDERSON MOTION – US
DISTRICT COURT**

**V. WITNESS TAMPERING – THREAT ON WITNESS IN A
FEDERAL PROCEEDING**

“42. The Attorney General and the trial court were aware that in August of 2008, one of the plaintiff's witnesses, DDC staff attorney Nicole Corrado, was threatened.

Two days prior to her deposition testimony, state employee, and [NEW YORK SUPREME COURT DEPARTMENTAL DISCIPLINARY COMMITTEE] DDC Deputy Chief Counsel, Andral N. Bratton, and who had been her immediate supervisor for approximately 5 years, confronted Corrado.

43. Following Corrado's deposition testimony on August 21, 2008, Bratton's behavior toward Corrado became more harassing,

⁷⁶ The Nuremberg Trials: The Justice Trial, United States of America v. Alstötter et al. ("The Justice Case") 3 T.W.C. 1 (1948), 6 L.R.T.W.C. 1 (1948), 14 Ann. Dig. 278 (1948).

“The Justice Trial is one of the most interesting of the Nuremberg trials. The trial of sixteen defendants, members of the Reich Ministry of Justice or People's and Special Courts, raised the issue of what responsibility judges might have for enforcing grossly unjust--but arguably binding--laws.”

<http://law2.umkc.edu/faculty/projects/ftrials/nuremberg/alstoetter.htm>

troubling, frightening and threatening as he began to follow her inside and outside of the state office where they both worked. Corrado subsequently reported these serious issues to DDC chief counsel Allan Friedberg, Deputy chief Counsel Sherry Cohen, a defendant in the current proceeding, and DDC Chief Investigator Vincent Raniere - all of whom who took no required action.

Other Iviewit News

"Another One Bites the Dust! Defendant in Whistleblower Christine C. Anderson's Federal Lawsuit, Sherry K. Cohen of the New York Supreme Court Appellate Division First Department Departmental Disciplinary Committee joins Thomas Cahill in early retirement."⁷⁷

Further, this Court has absolute knowledge and further Prima Facie evidence from Anderson and Corrado of these CRIMES through depositions under oath submitted in the Anderson Lawsuit, including but not limited to Testimony and Sworn Statements to the NEW YORK SENATE JUDICIARY COMMITTEE and on record at the NY Senate Judiciary Committee.⁷⁸ The Conflicts and Violations of Law further compel this Court, presumed now to be composed of new non-conflicted Justices and Court Administrators hearing this Motion with signed Conflict of Interest Disclosures returned prior to any action, to now Act according to both Substantive and Procedural Law and remove and REPORT all FELONY Obstructions and other crimes. The first step to a fair and impartial Court would be in having an exhaustive conflict

⁷⁷ <http://www.ethicscomplaint.com/2011/02/new-york-supreme-court-whistleblower.html>

"New York Supreme Court Whistleblower. Corruption in New Your Courts - Enough is Enough." Ethics Complaint - Industry Whistleblower Blog by Investigative Blogger Crystal L. Cox Tuesday, February 15, 2011

and

<http://www.suppressthe truth.com/2010/09/andrew-cuomo-new-york-attorney-general.html>

and

http://www.frankbrady.org/TammanyHall/Documents_files/Anderson%20111609%20Filing.pdf

⁷⁸ Plaintiff incorporates by reference herein Any/All records from the "Legally Related" Anderson Whistleblower Lawsuit, the "Legally Related" Lawsuits and any/all other legal records relating to Nicole Corrado, in any legal matters in the US District Court, this Court or any other court and any/all other Regulatory and Investigate Entities acting in these matters. Records, including but are not limited to, all "SEALED" and "IMPOUNDED RECORDS" that relate to these matters. PLAINTIFF DEMANDS that these records be instantly made part of this Lawsuit and incorporated in this MOTION, CERTIFIED and CATALOGUED and ENTERED IN THE DOCKET, due to the ALLEGATIONS by Anderson of DOCUMENT DESTRUCTION IN OFFICIAL COURT PROCEEDINGS, including matters now before this Court and the District Court, as further defined herein.

checks done by anyone attempting to respond to this Motion to save Plaintiff from filing additional CRIMINAL COMPLAINTS against those that fail.

INTENTIONAL FAILURE TO REPORT THE CRIMES EXPOSED constitutes further crimes that act to AID & ABET the CRIMINAL RICO ORGANIZATION and shield it from prosecution. MEMBERS OF THIS COURT adjudicating this Lawsuit thus far, have committed⁷⁹, including but not limited to, Misprision(s) of Felony(ies) for failure to report

⁷⁹ http://www.defraudingamerica.com/title_18_usc_4.html

Federal Crime Reporting Statutes

The federal offense of failure to disclose a felony, if coupled with some act concealing the felony, such as suppression of evidence, harboring or protecting the person performing the felony, intimidation or harming a witness, or any other act designed to conceal from authorities the fact that a crime has been committed.

Title 18 U.S.C. § 4. Misprision of felony. Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined under this title or imprisoned not more than three years, or both.

A federal judge, or any other government official, is required as part of the judge's mandatory administrative duties, to receive any offer of information of a federal crime. If that judge blocks such report, that block is a felony under related obstruction of justice statutes, and constitutes a serious offense.

Upon receiving such information, the judge is then required to make it known to a government law enforcement body that is not themselves involved in the federal crime.

Misprision of a Felony

Misprision of a felony is the offense of failure to inform government authorities of a felony that a person knows about. A person commits the crime of misprision of a felony if that person:

Knows of a federal crime that the person has witnessed or that has come to the person's attention, or failed to prevent.

Fails to report it to a federal judge or other federal official (who is not themselves involved in the crime).

Title 28 U.S.C. § 1361. Action to compel an officer of the United States to perform his duty. The district courts shall have original jurisdiction of any action in the nature of mandamus to compel an officer or employee of the United States or any agency thereof to perform a duty owed to the plaintiff.

This federal statute permits any citizen to file a lawsuit in the federal courts to obtain a court order requiring a federal official to perform a mandatory duty and to halt unlawful acts. This statute is Title 28 U.S.C. § 1361.

Obstructing Justice Statutes

Title 18 U.S.C. § 2. Principals. (a) Whoever commits an offense against the United States or aids, abets, counsels, commands, induces or procures its commission, is punishable as a principal. (b) Whoever willfully causes an act to

be done which if directly performed by him or another would be an offense against the United States, is punishable as a principal.

Note: The legislative intent to punish as a principal not only one who directly commits an offense and one who "aids, abets, counsels, commands, induces or procures" another to commit an offense, but also anyone who causes the doing of an act which if done by him directly would render him guilty of an offense against the United States. Case law decisions: *Rothenburg v. United States*, 1918, 38 S.Ct. 18, 245 U.S. 480, 62 L.Ed. 414, and *United States v. Giles*, 1937, 57 S.Ct. 340, 300 U.S. 41, 81 L.Ed. 493.

Title 18 U.S.C. § 3. Accessory after the fact. Whoever, knowing that an offense against the United States had been committed, receives, relieves, comforts or assists the offender in order to hinder or prevent his apprehension, trial or punishment, is an accessory after the fact.

Title 18 U.S.C. § 4 (misprision of felony). Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined not more than \$500 or imprisoned not more than three years, or both.

Title 18 U.S.C. § 1505. Whoever corruptly ... influences, obstructs, or impedes or endeavors to influence, obstruct, or impede the due the proper administration of the law under which any pending proceeding is being had before any department or agency of the United States ... shall be fined not more than \$5,000 or imprisoned not more than five years, or both.

Title 18 U.S.C. § 1510. Obstruction of criminal investigation.

(a) Whoever willfully endeavors by means of bribery to obstruct, delay, or prevent the communication of information relating to a violation of any criminal statute of the United States by any person to a criminal investigator shall be fined not more than \$5,000, or imprisoned not more than five years, or both.

Title 18 U.S.C. § 1512. Tampering with a witness, victim, or an informant

(b) Whoever knowingly uses intimidation or physical force, threatens, or corruptly persuades another person, or attempts to do so, or engages in misleading conduct toward another person, with intent to—

(1) influence, delay, or prevent the testimony of any person in an official proceeding;

(2) cause or induce any person to—

(A) withhold testimony, or withhold a record, document, or other object, from an official proceeding;

(3) hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information relating to the commission or possible commission of a Federal offense ... shall be fined under this title or imprisoned not more than ten years, or both.

(c) Whoever intentionally harasses another person and thereby hinders, delays, prevents, or dissuades any person from—

(1) attending or testifying in an official proceeding;

(2) reporting to a law enforcement officer or judge of the United States the commission or possible commission of a Federal offense ... (3) arresting or seeking the arrest of another person in connection with a Federal offense; or

(4) causing a criminal prosecution, or a parole or probation revocation proceeding, to be sought or instituted, or assisting in such prosecution or proceeding;

or attempts to do so, shall be fined under this title or imprisoned not more than one year, or both.

(e) For the purposes of this section—

(1) an official proceeding need not be pending or about to be instituted at the time of the offense; and

(2) the testimony, or the record, document, or other object need not be admissible in evidence or free of a claim of privilege.

Title 18 U.S.C. § 1513. Retaliating against a witness, victim, or an informant.

(a) Whoever knowingly engages in any conduct and thereby causes bodily injury to another person or damages the tangible property of another person, or threatens to do so, with intent to retaliate against any person for (1) the

FELONY THREATS ON A FEDERAL WITNESS, FELONY OBSTRUCTION OF JUSTICE IN FEDERAL PROCEEDINGS by PUBLIC OFFICIALS and more.

Therefore, due to the ENORMOUS CONFLICTS and VIOLATIONS OF LAW in this Court currently, Plaintiff demands IMMEDIATE DISQUALIFICATION of ALL Justices and other Members of the Second Circuit Court who have already acted in Violation of Law in these matters and whom have been reported to authorities for their CRIMINAL ACTS. Further, this Court must IMMEDIATELY CALL IN A FEDERAL MONITOR TO OVERSIGHT THIS COURT. In seeking DISQUALIFICATION of the current JUSTICES OF THIS COURT, PLAINTIFF DEMANDS REMOVAL OF ALL PRIOR ILLEGALLY TENDERED RULINGS, ORDERS and ANY PLEADINGS SUBMITTED BY ANY ATTORNEY AT LAW IN THESE MATTERS, as all of them were tendered in Conflict and thus violate Attorney Conduct Codes, Judicial Cannons and State & Federal Law.

attendance of a witness or party at an official proceeding, or any testimony given or any record, document, or other object produced by a witness in an official proceeding; or (2) any information relating to the commission or possible commission of a Federal offense ..."

Title 18 U.S.C. § 111. Impeding certain officers or employees. Whoever ... intimidates, or interferes with any person ... while engaged in ... the performance of his official duties shall be fined ... or imprisoned ...

Racketeering Enterprise Statutes and Criteria

Title 42 USC § 1961. Definition. As used in this chapter-(1) "racketeering activity" means:

(A) any act or threat involving ... relating to 1503 (relating to obstruction of justice), section 1510 (relating to obstruction of criminal investigations), section 1511 (relating to obstruction of State or local law enforcement), section 1951 (relating to interference with commerce, robbery or extortion), section 1952 (relating to racketeering, ...

Title 42 USC § 1962. Prohibited Activities.

(b) It shall be unlawful for any person through a pattern or racketeering activity or through collection of an unlawful debt to acquire or maintain, directly or indirectly, any interest in or control of any enterprise which is engaged in, or the activities of which affect, interstate or foreign commerce.

(c) It shall be unlawful for any person employed by or associated with any enterprise engaged in, or the activities of which affect, to conduct or participate, directly or indirectly, in the conduct of such enterprise's affairs through a pattern of racketeering activity or collection of unlawful debt.

(d) It shall be unlawful for any person to conspire to violate any of the provisions of subsections (a), (b), or (c) of this section. ...

JUDICIAL Canon 3. A Judge Should Perform the Duties of the Office Impartially and Diligently

(D) Disciplinary responsibilities.

(1) A judge who receives information indicating a substantial likelihood that another judge has committed a substantial violation of this Part shall take appropriate action.

(2) A judge who receives information indicating a substantial likelihood that a lawyer has committed a substantial violation of the Code of Professional Responsibility shall take appropriate action.

(3) Acts of a judge in the discharge of disciplinary responsibilities are part of a judge's judicial duties.

What causes the "Disqualification of Judges?" Federal law requires the automatic disqualification of a Federal judge under certain circumstances AND THESE CIRCUMSTANCES DESCRIBED HEREIN MORE THAN QUALIFY.

In 1994, the U.S. Supreme Court held that "Disqualification is required if an objective observer would entertain reasonable questions about the judge's impartiality. If a judge's attitude or state of mind leads a detached observer to conclude that a fair and impartial hearing is unlikely, the judge must be disqualified." [Emphasis added]. *Liteky v. U.S.*, 114 S.Ct. 1147, 1162 (1994).

Courts have repeatedly held that positive proof of the partiality of a judge is not a requirement, only the appearance of partiality. *Liljeberg v. Health Services Acquisition Corp.*, 486 U.S. 847, 108 S.Ct. 2194 (1988) (what matters is not the reality of bias or prejudice but its appearance); *United States v. Balistrieri*, 779 F.2d 1191 (7th Cir. 1985) (Section 455(a) "is directed against the appearance of partiality, whether or not the judge is actually biased.") ("Section 455(a) of the Judicial Code, 28 U.S.C. §455(a), is not intended to protect litigants from actual bias in their judge but rather to promote public confidence in the impartiality of the judicial process.").

That Court also stated that Section 455(a) "requires a judge to recuse himself in any proceeding in which her impartiality might reasonably be questioned." *Taylor v. O'Grady*, 888 F.2d 1189 (7th Cir. 1989). In *Pfizer Inc. v. Lord*, 456 F.2d 532 (8th Cir. 1972), the Court stated that "It is important that the litigant not only actually receive justice, but that he believes that he has received justice."

The Supreme Court has ruled and has reaffirmed the principle that "justice must satisfy the appearance of justice", *Levine v. United States*, 362 U.S. 610, 80 S.Ct. 1038 (1960), citing *Offutt v. United States*, 348 U.S. 11, 14, 75 S.Ct. 11, 13 (1954). A judge receiving a bribe from an interested party over which he is presiding, does not give the appearance of justice.

"Recusal under Section 455 is self-executing; a party need not file affidavits in support of recusal and the judge is obligated to recuse herself *sua sponte* under the stated circumstances." *Taylor v. O'Grady*, 888 F.2d 1189 (7th Cir. 1989).

Further, the judge has a legal duty to disqualify himself even if there is no motion asking for his disqualification. The Seventh Circuit Court of Appeals further stated that "We think that this language [455(a)] imposes a duty on the judge to act sua sponte, even if no motion or affidavit is filed." Balistreri, at 1202.

Judges do not have discretion not to disqualify themselves. By law, they are bound to follow the law. **Should a judge not disqualify himself as required by law, then the judge has given another example of his "appearance of partiality" which, possibly, further disqualifies the judge.** Should another judge not accept the disqualification of the judge, then the second judge has evidenced an "appearance of partiality" and has possibly disqualified himself/herself. None of the orders issued by any judge who has been disqualified by law would appear to be valid. It would appear that they are void as a matter of law, and are of no legal force or effect.

Should a judge not disqualify himself, then the judge is in violation of the Due Process Clause of the U.S. Constitution. United States v. Sciuto, 521 F.2d 842, 845 (7th Cir. 1996) ("The right to a tribunal free from bias or prejudice is based, not on section 144, but on the Due Process Clause.").

Should a judge issue any order after he has been disqualified by law, and if the party has been denied of any of his / her property, then the judge may have been engaged in the Federal Crime of "interference with interstate commerce". The judge has acted in the judge's personal capacity and not in the judge's judicial capacity. It has been said that this judge, acting in this manner, has no more lawful authority than someone's next-door neighbor (provided that he is not a judge). However some judges may not follow the law.

If you were a non-represented litigant, and should the court not follow the law as to non-represented litigants, then the judge has expressed an "appearance of partiality" and, under the law, it would seem that he/she has disqualified him/herself.

However, since not all judges keep up to date in the law, and since not all judges follow the law, it is possible that a judge may not know the ruling of the U.S. Supreme Court and the other courts on

this subject. Notice that it states "disqualification is required" and that a judge "must be disqualified" under certain circumstances.

The Supreme Court has also held that if a judge wars against the Constitution, or if he acts without jurisdiction, he has engaged in treason to the Constitution. If a judge acts after he has been automatically disqualified by law, then he is acting without jurisdiction, and that suggest that he is then engaging in criminal acts of treason, and may be engaged in extortion and the interference with interstate commerce.

COURTS HAVE REPEATEDLY RULED THAT JUDGES HAVE NO IMMUNITY FOR THEIR CRIMINAL ACTS. Since both treason and the interference with interstate commerce are criminal acts, no judge has immunity to engage in such acts.

Failure by ALL Parties to this Lawsuit, including the Justices of this Court, to Affirm or Deny Conflict to Opposing Counsel, Pro Se Bernstein, as repeatedly requested by Plaintiff since day one of the Lawsuit, in order to assure fair and impartial Due Process, constitutes further FRAUD ON THE COURT and CAUSE FOR DISQUALIFICATION and RECUSAL. Especially, where there is overwhelming evidence of FRAUD and OBSTRUCTION through MULTIPLE CONFLICTS OF INTEREST and VIOLATIONS OF LAW, including eyewitness insider sworn testimony of crimes committed by Court and Public Officials. After Anderson's claims of UNIDENTIFIED "Favored Law Firms and Lawyers" operating in the Court System to Obstruct Cases through FEDERAL & STATE FELONY ACTS OF OBSTRUCTION OF JUSTICE, DOCUMENT DESTRUCTION, etc., this Court is now obligated to PROVE to PLAINTIFF that NO CONFLICT EXISTS going forward with any person representing these matters in any way, including but not limited to, lawyers, judges and prosecutors. This Court must instantly remove ALL Conflicts and ILLEGAL REPRESENTATIONS currently at play and complained of already to this Court, the District Court and State and Federal Law Enforcement. The denial of Discovery to Plaintiff by the Court to obtain evidence from Anderson's case prior to investigating the CRIMINAL ALLEGATIONS AGAINST PUBLIC OFFICIALS, creates a lack of ability to identify at this time whom Anderson is referring to as the "Favored Law Firms and Lawyers." The lack of knowing the names of these corrupt Public Officials, Attorneys at Law and Law Firms that Anderson and others refer to, makes all Attorneys at Law and Law Firms suspect. This absolutely necessitates that ALL ATTORNEYS AT LAW handling these matters forward, including but not limited to, Judges, Prosecutors, Court Personnel, Opposing Counsel and LAW FIRMS, now be SCREENED to determine if they are acting in CONFLICT and VIOLATION OF LAW and if they are one of the unidentified

parties Anderson refers to. This Court is legally obligated to report the misconduct and failure to report, as is this case at this point, is yet another felony crime.

Where Plaintiff has requested Conflict of Interest Disclosures similar to the one attached herein be signed by all Parties prior to adjudicating this matter, Plaintiff's requests have been REPEATEDLY ignored. There can be no reason not to sign a Conflict of Interest Disclosure at this point, as each Attorney at Law in any legal capacity is obligated to act without Conflict, so if no Conflict exists the form should be a no brainer to sign and return as requested by all those involved in these matters forward. Conflict checks cannot be ignored any longer, especially with the Anderson allegations exposing UNIDENTIFIED ATTORNEYS AT LAW VIOLATING THE LAW ACTING IN CONFLICT IN A MULTITUDE OF PUBLIC OFFICES and OTHER MORE SERIOUS FELONY CRIMES and additionally due to the RIVETING new Admission and Acknowledgement of Conflicts by the New York Attorney General Schneiderman's office.

Plaintiff presumes that at this point in this Motion, NEW Non-Conflicted Justices of this Court, Non-Conflicted Counsel for Defendants and Non-conflicted State Officials, are now reading this Motion and have already signed a Conflict of Interest Disclosure as attached, assuming both PERSONAL AND PROFESSIONAL LIABILITIES if discovery of Conflict is later found. Plaintiff presumes a timely response to this Motion but disregards any ILLEGALLY TENDERED Orders or Edicts proffered by the Members of this Court handling these matters illegally and without a conflict free forum first instituted and DEMANDS all new parties going forward sign and affirm the attached Conflict of Interest Disclosure. Assurance of NO CONFLICTS in the form of a signed and notarized Conflict of Interest Disclosure Form, as the one attached herein will suffice. Again, this COI must now be signed by ALL Law Firms, Prosecutors, Regulators, Justices, Attorneys at Law and Court Personnel representing the Government or any Defendants, as required by law, returned by Certified Mail to Plaintiffs Address at 2753 NW 34th St. Boca Raton, FL 33434, **PRIOR TO ANY ACTION**.

III. REMAND AND REHEAR THIS RICO & ANTITRUST LAWSUIT DUE TO THE NEW YORK STATE ATTORNEY GENERAL'S NOW ADMITTED AND ACKNOWLEDGED CONFLICTS OF INTEREST, BOTH PAST AND PRESENT, IN ACTING ILLEGALLY AS COUNSEL FOR THEIR OFFICE AND ADDITIONALLY FOR 39 PLUS STATE DEFENDANT/ACTORS IN THIS LAWSUIT AND VIOLATING PUBLIC OFFICE RULES & REGULATIONS, ATTORNEY CONDUCT CODES AND STATE & FEDERAL LAW

The CONFLICTS of the Attorney General and other violations of Public Office, which have caused Obstruction and Denial of Due Process in the Lawsuit and the related Criminal Complaints since day one, now INVALIDATE ALL prior representations made by the New

York Attorney General. All representations on behalf of their office, members of their office and in defense of their client STATE ACTOR Defendant Clients in this Lawsuit have been illegal and tendered in conflict since the outset. Anderson has also called for the **ILLEGAL REPRESENTATIONS OF THE ATTORNEY GENERAL AND ILLEGAL USE OF PUBLIC FUNDS FOR PRIVATE LEGAL REPRESENTATIONS**, estimated to amount to several hundred million dollars of legal costs to date, **IMMEDIATELY CEASE**.

At this time, over one year after the admission and acknowledgement of the need for independent counsel and investigators to intervene, the New York Attorney General's Office should have already noticed this Court and other Criminal Authorities of their Admitted and Acknowledged Conflicts of Interest. The New York Attorney General should already noticed this court of their voluntary **DISQUALIFICATION AND RECUSAL** from this RICO Lawsuit and the Criminal Complaints filed with their offices, including criminal complaints against Members of this Court. The NY AG now admittedly needs **INDEPENDENT NON CONFLICTED COUNSEL TO REPRESENT THE AG'S OFFICE** and their **CLIENTS/DEFENDANTS THEY REPRESENT IN THIS LAWSUIT FORWARD NOW ALSO NEED SEPARATE COUNSEL TO REPRESENT THEM IN BOTH THEIR PERSONAL AND PROFESSIONAL CAPACITIES IN THIS LAWSUIT**. If the Members of the New York Attorney General handling this Lawsuit have not already filed for Disqualification and Recusal from this Lawsuit as promised and submitted to represent themselves Pro Se (as Attorneys at Law have shocking already done in this Lawsuit) or secured new legal counsel as they stated they were doing in the taped telephone conversation already referenced herein, this failure would provide basis for further **CRIMINAL COMPLAINTS** to be filed, this time against Members of the new AG Schneiderman's office. Additional **CRIMINAL COMPLAINTS** will also be filed against the New York Attorney General's **CLIENTS/DEFENDANTS** for further attempting to cover these matters up in collusion with Public Officials, if they too do not seek immediate legal representation. Inaction to secure legal legal counsel, as opposed to illegal legal counsel as is presently the case with almost every Defendants counsel, will constitute further cause for further **FELONY STATE & FEDERAL** charges of Obstruction of Justice, Misprision of Felonies, Fraud on the Courts, Violation of Public Office and Violations of State and Federal Law.

To summarize the AG call, on April 14, 2011, James Rogers, Esq. Special Counsel and Senior Advisor to New York Attorney General Eric T. Schneiderman, **ADMITTED** and **ACKNOWLEDGED** Conflicts of Interest for both himself personally and the New York Attorney General's Office, relating to **CRIMINAL COMPLAINTS FILED WITH THEIR OFFICES AND THEIR ILLEGAL and UNETHICAL REPRESENTATIONS IN THIS**

LAWSUIT.⁸⁰ and⁸¹ THESE ADMISSIONS preclude the NY AG from further direct action in any legal capacity in any matter relating to Plaintiff Iviewit/Eliot Bernstein in this Lawsuit and the Criminal Complaints filed with their offices. Conflicts of Interest that Rogers admitted preclude both Rogers and the AG's office from handling or even speaking further with Plaintiff about any matters related to Iviewit and Eliot Bernstein's Criminal Complaints and this RICO & ANTITRUST Lawsuit, without INDEPENDENT NON CONFLICTED COUNSEL REPRESENTING THEM. These ADMITTED & ACKNOWLEDGED Conflicts of Interest that preclude the AG from acting in any other capacity than as Defendant, have existed in this Lawsuit for the New York Attorney General since the initiation of the Lawsuit, even prior to becoming counsel for Defendants.

With the Admission of Conflict and the Anderson allegations, the time has come to investigate defendants for the now Admitted and Acknowledged prior conflicts, obstructions and more, looking backward fix the problems. First off, again, this Court must remove the Conflicted ILLEGAL LEGAL REPRESENTATIONS of the New York Attorney General that were designed from the start to OBSTRUCT JUSTICE and perpetrate FRAUD ON THE COURT, a rehearing free of conflicts and violations of law. The taped phone calls between Eliot Bernstein and Governor Cuomo's office with Emily Cole, Steven Michael Cohen⁸² and the New

⁸⁰Taped Conversations with New York Governor Andrew Cuomo office, Steven M. Cohen (Chief of Staff), James Rogers, Esq., and Emily Cole.

<http://www.youtube.com/watch?v=X2pwFIEIp6E>

⁸¹ Exhibit 5 - Transcript of Taped Conversations with New York Governor Andrew Cuomo office, Steven M. Cohen (Chief of Staff), James Rogers, Esq., and Emily Cole.

⁸²As of July 11, 2011, Cohen has been relieved of service to Andrew Cuomo.

“NEW YORK ATTORNEY GENERAL OFFICE OF ERIC T. SCHNEIDERMAN ADMISSION & ACKNOWLEDGEMENT OF CONFLICTS OF INTEREST BY JAMES ROGERS, ESQ. IN HANDLING IVIEWIT TECHNOLOGIES & ELIOT BERNSTEIN'S CRIMINAL COMPLAINTS AGAINST ANDREW CUOMO AND STEVEN M. COHEN. DEMAND FOR IMMEDIATE INVESTIGATION OF ANDREW CUOMO AND ELIOT SPITZER FOR VIOLATIONS OF PUBLIC OFFICE RULES & FELONY RICO CRIMES. CALL FOR NY ATTORNEY GENERAL TO CEASE ILLEGAL REPRESENTATIONS OF STATE SENIOR PUBLIC OFFICIALS, INCLUDING FORMER CHIEF JUDGE OF NEW YORK JUDITH KAYE IN THE IVIEWIT 12 TRILLION DOLLAR FEDERAL RICO AND ANTITRUST LAWSUIT, “LEGALLY RELATED” BY FEDERAL JUDGE SHIRA SCHEINDLIN TO A WHISTLEBLOWER LAWSUIT OF CHRISTINE C. ANDERSON A NEW YORK SUPREME COURT ATTORNEY. Proskauer Rose and Foley & Lardner Main Suspects in Patent Theft Worth Trillions.”

<http://iviewit.tv/wordpress/?p=588>

and

“Steven Michael Cohen, Andrew Cuomo Sr. Adviser Flees Sinking Cuomo Ship Over Iviewit Inventor Eliot Bernstein's Criminal Complaints against Cohen and Cuomo. Gotham Corruption at the Top Heating Up”

<http://iviewit.tv/wordpress/?p=591>

York Attorney General's office, culminating in Rogers ultimate ADMISSION & ACKNOWLEDGEMENT of Conflicts of Interest precluding further involvement are located at <http://www.youtube.com/watch?v=X2pwFIEIp6E> and hereby incorporated by reference in entirety herein.

In the TAPED CALLS TO GOVERNOR ANDREW CUOMO'S office, Cohen ironically responds to the statement by Plaintiff regarding Cohen's conflicts that preclude him from handling Criminal Complaints filed against himself and Cuomo. Plaintiff Bernstein notified Cohen, an old childhood friend that the complaints filed were attempting to "Put him in Prison," as he and Cuomo were named in the criminal complaints. Plaintiff notifies Cohen that he could no longer handle and bury the complaints naming him in RICO CRIMINAL activity, due to the obvious inherent conflicts. Whereby, Cohen retorts, "Some would say I already am in Prison!" At which point Plaintiff responded, "I agree!" Cohen then gives up control of the complaints and refers Plaintiff, acting still in conflict, to Schneiderman's Chief of Staff to handle. However, the complaints against Cuomo and Cohen were filed at both the NY Attorney General Office and the Governor's office and so Governor Cuomo must turn over the complaints filed with his offices to a Non Conflicted party to respond to them, as Cohen had blocked them in conflict for now several years from having any due process.

Yet, Cohen continued to act further in Conflict in his Official Capacity, now referring Plaintiff back to the AG Chief of Staff, despite the acknowledged conflict? Additionally, Emily Cole, Cohen's assistant, stated in the taped call that she had turned the complaints over to Cohen directly, whereby she was specifically requested by Plaintiff to not give the complaints to either Cuomo or Cohen upon filing them, further evidencing the INTENTIONAL Obstruction through Conflicts.

On May 20, 2011, a formal letter titled,

RE: / PHONE CALL ON APRIL 14, 2011 WITH JAMES ROGERS ON BEHALF OF HARLAN LEVY REFERRED BY STEVEN MICHAEL COHEN, CHIEF OF STAFF TO GOVERNOR ANDREW CUOMO. RE: FILED CRIMINAL COMPLAINTS AGAINST THE NEW YORK ATTORNEY GENERAL'S OFFICE, FORMER ATTORNEY GENERAL ANDREW CUOMO, STEVEN MICHAEL COHEN, SECRETARY TO GOVERNOR ANDREW CUOMO, AND, MONICA CONNELL OF THE NEW YORK STATE OFFICE OF THE ATTORNEY GENERAL ET AL.

was sent by Plaintiff memorializing the calls with the New York Attorney General Office and Governor Andrew Cuomo's Office. The Letter also contains additional Criminal Complaints

against new participants in the RICO, including Cuomo's alleged niece, Emily Cuomo Cole who denied any relationship to Cuomo in the calls, yet on information and belief, Emily is the daughter of Maria Cuomo Cole. The Letter can be found at the following URL's, both hereby incorporated by reference in entirety herein,

<http://iviewit.tv/wordpress/?p=588>

and

<http://www.iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20110520%20FINAL%20NY%20AG%20ADMITTED%20CONFLICT%20OF%20INTEREST%20and%20CRIMINAL%20COMPLAINTS%20CUOMO%20and%20COHEN.pdf>.

From the Letter, quote,

Dear Mssrs. Levy and Rogers,

Please let this letter serve as formal commemoration of our April 14, 2011 phone conversation between James Rogers, Esq., Special Counsel and Senior Advisor to Attorney General Eric T. Schneiderman and myself. A witnessing party on the phone call was Patrick Hanley. The following summarizes the salient points of the call with James Rogers, Esq., acting on behalf of Harlan Levy referred by Steven Michael Cohen, Chief of Staff to Governor Andrew Cuomo and prior calls with the Governor's office.

Notably, Rogers acknowledged and admitted that he was precluded from handling the matters related to Iviewit's Criminal Complaints and RICO & ANTITRUST Lawsuit, as the Attorney General was Conflicted in the matters, as further defined herein. Admissions by Rogers of existing Conflicts of Interest now require IMMEDIATE corrective actions in ongoing State, Federal and International Criminal and Civil Proceedings going forward. The multiple Conflicts of Interest identified, caused Rogers to assert that the inherent Conflicts for himself, the Attorney General's Office and other members of the Attorney General's Office, now demanded that the Attorney General's office was required forthwith, to seek Outside Non Conflicted Independent Counsel in any related matters...

... The Conflict Swamp further thickens, when taking into account Conflicts created by the Attorney General's additional role as Legal Counsel for State Actors/Defendants in the RICO &

ANTITRUST Lawsuit. The Attorney General's Office is not only representing their own offices and employees in conflict, but also, illegally representing **39 PLUS** State Actors/Defendants as counsel of record, in further Violations of Attorney Conduct Codes, Public Office Rules & Regulations and State & Federal Law, and yet, still directly handle Criminal Complaints naming them as central Criminal RICO Actors. Additional Conflicts of Interest are further created by the illegal twofold representation by the Attorney General of the State Actors/Defendants in both a Professional and Personal capacity. The Attorney General may represent State Actors/Defendants in Lawsuits in a PROFESSIONAL capacity only on the State of New York's funds and the Individual representations are illegal and further Violations of Attorney Conduct Codes, Public Office Rules & Regulations and State & Federal Law, further defined herein. This entire bizarre and convoluted myriad of ILLEGAL Conflicts of Interest and Obstructions create further massive Frauds on the Courts and Frauds on a Multiplicity of Government Agencies, all combining to further illegally deny Due Process and Obstruct Justice...

...Anderson further complains to the Federal Court in a Motion to Remove the Attorney General[13] from illegal legal representations that **CUOMO IS ILLEGALLY REPRESENTING STATE ACTORS/DEFENDANTS** in both the US District Court for the Southern District of New York and the Second Circuit Court of Appeals, in her case and the "legally related" cases. Anderson filed to remove the Attorney General from her Whistleblower Lawsuit for ILLEGAL Conflicts of Interest and other Violations of Attorney Conduct Codes, Public Office Rules & Regulations and State& Federal Law, illustrating a further Pattern and Practice of Public Corruption designed to evade prosecution.

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Footnote From the Letter ^[13]

[Anderson's Motion to Remove the Attorney General](#) can be found at the following URL's and Anderson's arguments for removing the Attorney General in that Motion and her Lawsuit are hereby fully incorporated by reference as my own arguments in this Motion, where they are applicable to our "legally related" lawsuits.

<http://iviewit.tv/wordpress/?p=391>

[“Wednesday, September 15, 2010 “Anderson Moves to Disqualify NY Attorney General”](#)

[http://www.frankbrady.org/TammanyHall/Documents_files/CCA%20091410%20Filing.pdf ...](http://www.frankbrady.org/TammanyHall/Documents_files/CCA%20091410%20Filing.pdf)

ACTIONS TO REMOVE ADMITTED AND ACKNOWLEDGED CONFLICTS OF INTEREST FROM ALL PROCEEDINGS AND CEASE AND DESIST ILLEGAL REPRESENTATIONS OF STATE ACTORS/DEFENDANTS BY THE NEW YORK ATTORNEY GENERAL

As Anderson’s Motion to Disqualify the Attorney General’s Office shows, there are Conflicts of Interest inherent in the ILLEGAL legal representations of the Public Officers both personally and professionally by the New York Attorney General’s office, which preclude such representations. Therefore, since the conflicted representations are in Violations of Attorney Conduct Codes, Public Office Rules & Regulations and State & Federal Law, all instances of these illegal representations must instantly Cease and Desist, and proper remedial actions taken.

First, all State Actors/Defendants illegally represented currently by the Attorney General, now must be replaced with Non-Conflicted Independent Counsel, separate counsel for both their Professional and Individual Legal Defenses where they are sued in both capacities. In particular, Anderson claims, quote,

“Ongoing Conflict of Interest”

Representation by the New York Attorney General’s office in the pending appeal continues the improper prejudice against plaintiff. Furthermore, not only did the Attorney General’s representation of the defendants unduly prejudice the plaintiff, but it also raised serious conflict of interest issues with respect to the defendants themselves. To protect their own rights, each of the defendants had to have their own attorneys in order to permit them to cross claim or make admissions, including their own right to protect their own individual rights in this appeal. Under New York State and federal conflict of interest rules, each of the defendants must be free to undertake these independent actions. To do so, they must have their own counsel. (See NYS Code of Professional Conduct Canon 5 Conflict of Interest Rules. [15]) The Attorney General as a state attorney is bound by these rules as well. [16]

This constitutes New York State law, and the attorney who violates these safeguards must be immediately removed from the case.

Further, should the defendants seek to waive the conflicts they would have to submit an affidavit to that effect to the court.

Notwithstanding a defendant's attempt to waive his right to independent counsel, the court can deny the waiver, based on a finding that ultimately this conflict cannot properly be waived.

The trail [sic trial] court improperly ignored the obligation to address the inherent conflict up to and including the trial. This court, however, must now disqualify the Attorney General from any representation of the defendants.

As a result of these conflict of interest issues, the Attorney General cannot properly represent the defendants, either as a group or individually, in these appellate proceedings. Each defendant must have the right to advance his or her own position on appeal, to cross claim against the others, and to bring a counterclaim against the State.

These actions most certainly could not be undertaken in a case where the Attorney General represents all the named defendants. All defendants clearly are in conflict with each other, especially in their individual capacities. Without question, the Attorney General violated its ethical rules and the public trust in undertaking to represent all of the defendants. The Attorney General continues to violate its ethical rules by appearing before this appellate body.

This would be the case, even were it established that the defendants had sought to consent to such representation...

The conflict here is particularly acute given the nature of the claims brought by plaintiff Anderson. Plaintiff's charges warranted an independent investigation by the New York State Attorney General's office to review the basic claims given that Anderson was formerly a Departmental Disciplinary Committee staff attorney with considerable experience and over the years received excellent evaluations. The fact is that these are not allegations from a lay person.

While at the DDC, Plaintiff Anderson was charged with investigating cases involving possible criminal and civil misconduct by attorneys. She carried out her duties as a duly authorized officer of the Court. The New York State Attorney General's Office was therefore obligated to protect her and to investigate her claims of serious misconduct against the named

parties. To the Contrary, the New York State Attorney General's Office failed to do so.

The Attorney General is a publicly funded arm of the State. It was conflicted from the outset of this case because it could not possibly defend any of the defendants, while simultaneously investigating plaintiff's claims of serious ongoing misconduct by the defendants. Indeed, no explanation has ever been provided as to why the Attorney General did not represent plaintiff Anderson against any of the original defendants. This was itself a misappropriation of public funds by a state investigative agency with prosecution powers.

Federal law mandates that a special prosecutor be substituted into the case, and this was not done.”

Footnotes from Anderson filing

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Footnote ^[15]

[Conflict of Interest Disciplinary Rule 5](#)

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Footnote ^[16] [As head of the Department of Law, the Attorney General is both the “People’s Lawyer” and the State’s chief legal officer.](#) As the “People’s Lawyer,” the Attorney General serves as the guardian of the legal rights of the citizens of New York, its organizations and its natural resources. In his role as the State’s chief legal counsel, the Attorney General not only advises the Executive Branch of State government, but also defends actions and proceedings on behalf of the State. —...

...Similar to Anderson, in my RICO & ANTITRUST lawsuit, the Attorney General not only represents 39 plus State Actors/Defendants ILLEGALLY, both personally and professionally, but also acts as in further conflict as Counsel for their own offices and former employees, in both the US District Court and Second Circuit Court of Appeals. Evidence of such representations can be found in the Attorney General’s response to the Amended Complaint in US District Court, which was GRANTED & DOCKETED by Judge Scheindlin in the following

Order, included by reference in entirety herein, [SCHEINDLIN ORDER GRANTING THE AMENDED COMPLAINT](#)

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20080414%20Order%20Granting%20Filing%20of%20Amended%20Complaint.pdf>

The Amended Complaint was responded to ILLEGALLY by the Attorney General's Office, whom was wearing a number of conflicting hats, acting as both a State Actor/Defendant and Defense Counsel to other State Actor/Defendants, all represented ILLEGALLY both Professionally and in their Individual capacities. Once again, a further bizarre and illegal myriad of Conflicts of Interest exposed, again in Violation of Attorney Conduct Codes, Public Offices Rules & Regulations and State & Federal Law, combining to further Block Due Process & Procedure of the victims through Obstruction Justice to both the Criminal Complaints and the RICO & ANTITRUST Lawsuit.

The admission of Conflicts of Interest in these matters has now forced the NY Attorney General's office to refuse to further handle or even speak to Plaintiff regarding the Criminal Complaints filed with their offices or this RICO & ANTITRUST Lawsuit, disqualify their offices from further illegal legal representations and seek independent NON CONFLICTED COUNSEL AND INVESTIGATORS. The Attorney General stating they are seeking INDEPENDENT NON CONFLICTED COUNSEL to represent their offices forward in this RICO and INDEPENDENT NON CONFLICTED PROSECUTORS to investigate the CRIMINAL COMPLAINTS they have Obstructed for several years, including CRIMINAL COMPLAINTS naming Members of this Court as central conspirators in the Cover-Up crimes.

KUDOS!!! to the integrity of Scheinderman's Attorney General Office and Mr. Rogers, for admitting that the New York Attorney General's Office is ABSOLUTELY CONFLICTED in this Lawsuit and the Criminal Complaints and taking the right steps to absolve such continued violations of law and ethics. Further, for seeking INDEPENDENT NON CONFLICTED PARTIES to now represent and investigate these matters forward for their office and officials of their office named in this Lawsuit, Anderson's Lawsuit and the "Legally Related" Lawsuits. The ADMISSION AND DISQUALIFICATION of the AG breaks down one of main conflicts in the WALL OF FELONY OBSTRUCTIONS perverting this Lawsuit from day one and wholly denying lawful due process and procedure. Prior to the Admission by Rogers of conflicts precluding the AG from representing Defendants in these matters, both New York Attorney Generals Spitzer and Cuomo, flagrantly and with SCIENTER violated Conflict of Interest Rules, Public Office Rules and Law to deny Plaintiff due process. These OBSTRUCTIONS occurred with the blessing and APPROVAL FROM MEMBERS OF THE COURTS who allowed the AG to operate in the Courts in conflict, knowing of the illegality, all in Violation after Violation of

Law. These Violations denied PLAINTIFF DUE PROCESS AND PROCEDURE THROUGH MULTIPLE ACTS OF FELONY FRAUD ON THE COURTS achieved through the VIOLATION OF ATTORNEY CONDUCT CODES, VIOLATION OF PUBLIC OFFICE RULES AND REGULATIONS AND VIOLATION OF STATE AND FEDERAL LAW.

The Admission and Acknowledgement of Conflicts of Interest now are reason for this Court to IMMEDIATELY REMAND this RICO & ANTITRUST Lawsuit, the Anderson Whistleblower Lawsuit and the “Legally Related” Lawsuits back to the US District Court for rehearings or moved to a wholly non-conflicted new venue with a Federal Monitor brought in to oversight.

IV. REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER CHRISTINE C. ANDERSON’S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE.

Anderson has recently filed with the U.S. District Court further corroborating evidence of a Threat on a Federal Witness, Corrado, who was so fearful of the threat as to NOT testify at Anderson’s trial and causing an entire mistrial and need for rehearing in light of this most serious Obstruction of Justice by Public Officials. As already exhibited in Exhibit 2, Anderson’s motion awaits decision by Federal Judge Scheindlin and for similarly for this reason Plaintiff’s lawsuit must be remanded for rehearing immediately, as well as, all other causes for rehearing defined herein.

Whistleblower Anderson, again, a seasoned Supreme Court of New York Attorney expert in ATTORNEY MISCONDUCT COMPLAINTS, presented corroborating evidence to this Court of Plaintiff’s allegations of Criminal Public Office conduct. Criminal misconduct, including but not limited to, violations of, Public Office Rules & Regulations, Attorney Conduct Codes and State & Federal Law by the offices of the New York Attorney General, the US Attorney, the District Attorney, the New York Supreme Court, the New York Supreme Court Disciplinary Departments and others. Anderson’s “Notice of Motion to Disqualifying the Office of the New York State Attorney General from Representation of Defendants” is located at the following URL’s, both fully incorporated by reference in entirety herein,

http://www.frankbrady.org/TammanyHall/Documents_files/CCA%20091410%20Filing.pdf

and

<http://iviewit.tv/wordpress/?p=391> .

ALL APPLICABLE and RELEVANT ARGUMENTS regarding the Misconduct and ILLEGAL REPRESENTATIONS OF THE NEW YORK ATTORNEY GENERAL contained within the Anderson Motion to DISQUALIFY the ATTORNEY GENERAL from the Anderson Lawsuit, are wholly incorporated herein in entirety for consideration in this Motion to DISQUALIFY THE ATTORNEY GENERAL FROM THIS PROCEEDING. The New York Attorney General's Office and current and former members of the office already Defendants in these matters should remain in the case however, as Defendants only, and need now seek INDEPENDENT NON CONFLICTED Attorneys at Law to represent them in their PERSONAL and PROFESSIONAL capacities in the crimes alleged herein.

Anderson's Motion to DISQUALIFY the Attorney General for ILLEGAL REPRESENTATION in her Whistleblower Lawsuit and similar arguments contained in Plaintiff's Motion to Compel, show that New York State Funds and Resources are being used to ILLEGALLY to represent PUBLIC OFFICIALS in both their PERSONAL and Professional capacities. Clearly, STATE FUNDS used for personal legal representation violates Attorney Conduct Codes, Public Office Rules & Regulations, and State and Federal Law. Again, attempts by THIS COURT to continue to allow these ILLEGAL REPRESENTATIONS and THEFT OF PUBLIC RESOURCES by STATE OFFICIALS, by failure to end the crime being committed in THIS COURT or failure to report the CRIMES as mandated by Law to Criminal Authorities, will result in ADDITIONAL CRIMINAL CHARGES AGAINST MEMBERS OF THIS COURT.

The Whistleblower Lawsuit of Christine C. Anderson exposes a multitude of CRIMINAL FELONY ACTIVITIES of PUBLIC OFFICIALS and COURT OFFICIALS directly related to the adjudication of this Lawsuit and several of the FINGERED PUBLIC OFFICIALS ARE SIMILARLY DEFENDANTS IN THIS LAWSUIT. Anderson's claims, include but are not limited to, allegations against Members of Prosecutorial State and Federal Agencies and the COURTS, who have been directly involved in alleged CRIMINAL ACTIVITY and are also DEFENDANTS in this RICO Lawsuit. Therefore, Plaintiff Demands this Lawsuit be REMANDED back to the US District Court for REHEARING, in conjunction with FULL INVESTIGATIONS OF ALL OF THE FOLLOWING AGENCIES whereby Anderson claimed Members of these State and Federal Agencies were part of the CRIMINAL CONSPIRACY TO OBSTRUCT JUSTICE;⁸³

⁸³ <http://exposecorruptessex.com/CourtInspectorGeneral.html>

November 1, 2009 To: Inspector General for NY Unified Court System at ig@courts.state.ny.us
Re: Intolerable corruption and criminal conduct in our Appellate Court Discipline by Terence Finnan
and

<http://iviewit.tv/wordpress/?p=205>

Tuesday, October 27, 2009 Letter to Hon. Shira A. Scheindlin United States District Judge Daniel Patrick Moynihan
United States Courthouse 500 Pearl St. New York, NY 10007-1312

1. The Department of Justice – Office of the US Attorney General
2. The New York Attorney General Office
3. The District Attorney Office
4. The Assistant DA Office
5. Thomas Cahill, former Chief Counsel of the New York Supreme Court Disciplinary Department
6. Sherry Cohen, Deputy Chief Counsel of the New York Supreme Court Disciplinary Department
7. Naomi Goldstein, aka “The Cleaner,” (as defined by Anderson in Sworn Testimony in Federal Court) Deputy Chief Counsel of the New York Supreme Court Disciplinary Department
8. David Spokony, Deputy Clerk - New York Supreme Court Disciplinary Department
9. Catherine O’Hagan Wolfe, Former Clerk of the New York Supreme Court and now CLERK of this COURT, Defendant in this Lawsuit and former Defendant in Anderson’s Whistleblower Lawsuit and now material witness for Anderson
10. Justice Angela M. Mazzarel of the Appellate Division, New York Supreme Court Disciplinary Department
11. “Favored Law Firms” as defined by Anderson in Sworn Testimony in Federal Court yet left unidentified, and,
12. “Favored Lawyers”, as defined by Anderson in Sworn Testimony in Federal Court yet left unidentified

Anderson’s ALLEGATIONS OF FELONY MISCONDUCT by MEMBERS and representatives of these PUBLIC AGENCIES and the COURTS, whom are directly involved in Plaintiff’s RICO & ANTITRUST, constitute absolute cause to REMAND this Lawsuit back to the US District Court, to be IMMEDIATELY HEARD BY NON CONFLICTED PARTIES. Plaintiff also calls, as did Anderson, for the IMMEDIATE APPOINTMENT OF A FEDERAL MONITOR AS REQUIRED BY LAW, to oversight the day-to-day operations of the courts and those court actors named in this Lawsuit and the related lawsuits whom have been alleged accomplice to the crimes. This COURT’S failure to provide such GUARANTEE OF A CONFLICT FREE COURT and further attempts to ILLEGALLY BURY this Lawsuit will result in FURTHER CRIMINAL OBSTRUCTION and other FELONY CHARGES.

Finally, plaintiff has become in possession of Motions and Pleadings filed in the related case of Suzanne McCormick, which further defines the corruption in the courts. All arguements

Re: IVIEWIT LETTER TO US FED JUDGE SHIRA A. SCHEINDLIN RE CRIMINAL “WHISTLEBLOWER” ALLEGATIONS in Christine C. Anderson v. New York State et al. Docket 07cv09599 alleging Disciplinary Complaint Fixing by the “CLEANER” for US Attorneys, New York District Attorneys and ADA’s; Code of Conduct for US Judges Canon 3B(5), Protecting the People. Eliot I. Bernstein.
Both footnote references incorporated by reference in entirety herein.

in the Exhibits #6, 7, 8, 9 and 10 are fully incorporated herein, and all relevant arguments in these five Exhibits are incorporated as arguments of Plaintiff as applicable.

V. REMAND AND REHEAR THIS LAWSUIT DUE TO THE NEW YORK STATE SUPREME COURT ATTORNEY WHISTLEBLOWER NICOLE CORRADO'S FELONY CRIMINAL ALLEGATIONS AGAINST SENIOR COURT OFFICIALS, PUBLIC OFFICIALS AND MORE AS ALREADY EVIDENCED HEREIN AND IN EXHIBIT

Remand for hearing this RICO Lawsuit based on new and damning evidence from Nicole Corrado, Esq., again, a expert in attorney Criminal and Ethical Misconduct Complaints who worked alongside Anderson in the New York Supreme Court, inside the Departmental Disciplinary Committee. In Corrado's Lawsuit, attached herein as an exhibit in Exhibit 2, again we find the Ethic Department at the New York Supreme Court involved in now in a Sexual Harassment case against the heads of the Ethics Department, yes this is the group responsible for Disciplining rogue Attorneys at Law and all of the ones licensed on Wall Street/Greed Street/Fraud Street. The highest outpost in legal regulation run by rapist and sexual predators and this is not the first time sex scandals have been alleged over the last several years.⁸⁴ Further, the lawsuit shows that similar to Anderson, ethical and honest employees who attempt to blow the whistle on the corruption are harassed, harangued and are fired or forced to take leave of the abuse, as is this case with Corrado. Corrado's Lawsuit shows a pattern and practice of abuse of anyone trying to expose the crimes of these so-called REGULATORS OF ATTORNEYS AT LAW, which act more as a mob style Attorney at Law Protection Racket, protecting any member of the bars which they control, who are on the "Favored Lawyers and Law Firm" list Anderson and Corrado both describe. There is not much more Plaintiff can say as to the disgusting UNETHICAL and ILLEGAL behavior of the New York Supreme Court Senior Officials named in Corrado's suit but that since many of the same people are Defendants in this case and the Anderson Whistleblower Lawsuit and their actions have perverted the related case of Anderson through THREATS ON A FEDERAL WITNESS and more that this Court must now remand for rehearing this Lawsuit due to the FEDERAL AND STATE FELONY OBSTRUCTIONS that blocked Due Process in all of these cases.

⁸⁴ "Sex Scandal at the Attorney Committee on Character & Fitness... The lid is off the cover-up of the recent sex scandal rocking the Committee on Character & Fitness at The New York State Supreme Court, Appellate Division, First Department on Madison Avenue." by Corrupt Courts Administrator, EXPOSE CORRUPT COURTS Thursday, June 28, 2007
<http://exposecorruptcourts.blogspot.com/2007/06/sex-scandal-at-attorney-committee-on.html>

VI. REMOVE AND REPORT ALL OTHER CONFLICTS OF INTEREST, VIOLATIONS OF PUBLIC OFFICE RULES, VIOLATIONS OF JUDICIAL CANNONS, ATTORNEY CONDUCT CODES AND STATE AND FEDERAL LAW, CURRENTLY IN PLACE IN THIS RICO LAWSUIT AND RELATED CASES, IN ORDER TO IMPART FAIR AND IMPARTIAL DUE PROCESS UNDER LAW

The Rehearings must be free from the start of ALL, Conflicts of Interest, Violations of Attorney Conduct Codes, Judicial Cannons and State & Federal Law of which there are many more violations currently in play with ALL ATTORNEYS AT LAW involved in this RICO Lawsuit, especially those that are represented by the New York Attorneys General. All these New York State Defendants illegal representation by the NY AG must instantly cease and further be reported to the proper CRIMINAL authorities. Conflicts and Violations of law have infected and poisoned these hearings from the start. Every Attorney at Law making representation in the Lawsuit have all acted in coordinated conspiracy to, Obstruct Justice, Deny Due Process and perpetrate never ending FRAUD ON THE COURTS, whereby once these Conflicts and Violations are removed, the FRAUD ON THE COURT will crumble and due process will be restored. The only sane course of action forward in this Lawsuit, as unraveling the Web of Conflicts currently at play is now impossible and further as Anderson has left a mystery for discovery of who these “FAVORED LAW FIRMS AND LAWYERS” are, is to now DISQUALIFY and REPLACE ALL ATTORNEYS AT LAW currently acting in ANY Capacity in this Lawsuit.

PRESCREENING and VETTING all new ATTORNEYS AT LAW, JUDGES, REGULATORS and any other Public Official for conflict, PRIOR to allowing any representations in this RICO Lawsuit on behalf of any parties, which is required notwithstanding all the evidence of Conflicts that exist already in their roles both as OFFICERS OF THIS COURT and as ATTORNEYS AT LAW.

VII. DEMAND THAT ALL PARTIES TO THIS LAWSUIT GOING FORWARD, INCLUDING BUT NOT LIMITED TO, COURT JUSTICES & OFFICIALS, ATTORNEYS AT LAW, PROSECUTORS, CLERKS, ETC. SIGN AFFIRMED CONFLICT OF INTEREST DISCLOSURES, IDENTICAL TO THE ONE ATTACHED HEREIN, ACKNOWLEDGING PERSONAL AND PROFESSIONAL LIABILITIES FOR ANY VIOLATION, PRIOR TO, ANY FURTHER ACTION BY ANYONE IN THIS RICO & ANTITRUST LAWSUIT.

Plaintiff is suing the New York State Supreme Courts, Members of the New York State Supreme Courts, Members of the New York State Bar Association, the New York State Bar

Association and therefore ANY MEMBER of these organizations is conflicted from hearing or representing this Lawsuit without conflict. Therefore, the Lawsuit should be free of any lawyers registered or members of the New York Courts or any other Agency that is a Defendant in these matters, as again, this would be further ILLEGAL CONFLICTS and Violations of Attorney Conduct Codes that act to OBSTRUCT JUSTICE and ILLEGALLY DENY PLAINTIFF DUE PROCESS RIGHTS.

VIII. DEMAND FOR JUSTICES OF THE SECOND CIRCUIT TO TURN THEMSELVES INTO STATE AND FEDERAL CRIMINAL AUTHORITIES TO ANSWER TO FILED CRIMINAL COMPLAINTS AGAINST THEM AND SERVED UPON THEM

PLAINTIFF DEMANDS THIS COURT REPORT THESE FELONY STATE AND FEDERAL CRIMES against, the Judges adjudicating this Lawsuit and all other Attorneys at Law named in this Lawsuit acting in conflict and violating law, including crimes committed and evidenced in the “related case” Lawsuits and Corrado’s Lawsuit. The crimes to be reported, include but are not limited to, FRAUD ON THE COURT, FEDERAL and STATE OBSTRUCTION OF JUSTICE, THREATS ON A FEDERAL WITNESS, RICO and more to all proper CRIMINAL AUTHORITIES for IMMEDIATE INVESTIGATION or face further Obstruction Charges by YOUR continued MISPRISION OF FELONY Offences and more. Justices and others named herein that are Members of the Court are obligated to turn themselves in for criminal investigation and prosecution regarding the Criminal Complaints filed against them for prosecution, in a fair and impartial court free of conflict.

IX. ALLEGED CRIMES ONGOING BY P. STEPHEN LAMONT ET AL. BOTH KNOWN AND UNKNOWN AND FRAUD ON THIS COURT, THE US DISTRICT COURT AND NOW OTHER COURTS INCLUDING THE SUPREME COURT AND MORE.

P. Stephen Lamont has no legal standing or basis in this RICO & ANTITRUST Lawsuit, as he failed to file individually and instead chose to file on Behalf of others, including Iviewit Shareholders. Where Lamont is not a licensed ATTORNEY AT LAW, as he failed to pass the Bar Exam, these acts are in Violation of Attorney Conduct Codes and Law, including fraudulently representing others and companies without ANY consent from the individuals or the companies, as already evidenced in multiple prior filings with this Court and the US District Court. This Court, the US District Court, the New York Attorney General and others formally notified of the continued crimes by Lamont ILLEGALLY ACTING AS AN ATTORNEY AT LAW IN THIS LAWSUIT, whereby Plaintiff awaits investigation results and where further Plaintiff is aware that those complaints filed at the New York Attorney General office have been

illegally derailed as described herein. Yet again, there is a failure of the courts and prosecutorial offices to follow law and ethics rules and report and/or investigate the felony crimes they have been notified of regarding Lamont, further constituting additional FRAUD ON THE COURTS, MISPRISION OF FELONIES, AIDING AND ABETTING, RICO AND MORE.

The following URL's regarding the CRIMINAL ACTIVITY of P. Stephen Lamont are incorporated entirely by reference herein,

June 18, 2009 Letter to New York Attorney General Andrew Cuomo and Steven Michael Cohen titled, "First Department Obstruction"

<http://iviewit.tv/CompanyDocs/United%20States%20District%20Court%20Southern%20District%20NY/20090618%20FINAL%20NYAG%20Steven%20Cohen%20Letter%20Re%20Lamont%20Signed.pdf>

and

Plaintiff's Motion to Compel filed with this Court,

<http://iviewit.tv/wordpress/?p=78#comment-24>

X. PLAINTIFF SEEKS LEAVE TO AMEND THE AMENDED COMPLAINT TO ADD NEW DEFENDANTS AND NEW ALLEGED CRIMES NEWLY DISCOVERED

Plaintiff will be seeking leave to amend the Amended Complaint to add all of the following New Crimes discovered against the RICO CRIMINAL ORGANIZATION:

1. War Crimes – The Coup/RICO CRIMINAL ORGANIZATION has plotted Illegal Wars of Aggression based on Lies and Deceit of the American People in order to Profit from such Un-American, Un-Patriotic and Illegal Activities, including but not limited to, War Profiteering, Controlled Market Demolitions and Oil Price Fixing,
2. Crimes Against Humanity - The Coup/RICO CRIMINAL ORGANIZATION in Illegally Waging Wars of Aggression based on Lies and Deceit of the American People that have illegally DETAINED, DENIED JURISPRUDENCE and TORTURED, tens of thousands of individuals in violation of State, Federal and International Law and Treatise, including but not limited to, the Geneva Conventions and Title 18 USC. The Coup/RICO CRIMINAL ORGANIZATION in Illegally Waging Wars of Aggression based on Lies and Deceit of the American People and have illegally MURDERED, MAIMED AND DISPLACED

MILLIONS of individuals in Foreign Nations and the United States, including EVERY SOLDIER MURDERED IN THESE ILLEGAL WARS, in violation of State, Federal and International Law and Treatise. Further, tens of thousands of those MURDERED and MAIMED in these ILLEGAL WARS of AGGRESSION are the United States and Foreign Nations FALLEN SOLDIERS who have been fighting these ILLEGAL WARS.

3. Economic Terrorism – Already discussed and evidenced herein.
4. Treason and Sedition– Already discussed and evidenced herein.

Plaintiff will also seek leave to amend this RICO and ANTITRUST Lawsuit to include new Defendants recently discovered and reported to State and Federal Law Enforcement in matters relating to this RICO.

XI. RELIEF

No relief is requested from the “so-called” Justices and Court Official currently handling this Lawsuit in violation of Law, other than to turn themselves in to the proper authorities for the multiple felonies identified herein that they have partaken in, including but not limited to, **TREASON, VIOLATIONS OF JUS COGENS, WAR CRIMES, ECONOMIC CRIMES, EUGENICS CRIMES, VIOLATIONS OF JUDICIAL CANNONS, VIOLATIONS OF ATTORNEY CONDUCT CODES AND VIOLATIONS OF INTERNATIONAL, FEDERAL AND STATE LAW.** Then PRAY for a lenient sentence in exchange, as I, Eliot Ivan Bernstein, will do for you.

From any new participants who wish to enter this Lawsuit going forward, the only relief requested prior to ANY other action is a signed Conflict of Interest Disclosure. In parting, to all of those who have acted in an ILLEGAL legal capacity as part of the RICO Criminal Cartel, violating law and ethics in this DIRTY COURT, desecrating the very words law and order, desecrating the country and all those who have died to give us our Liberty and Freedom, robbing, murdering and plundering hundreds of millions of PEOPLE worldwide through your WAR AND ECONOMIC CRIMES, beware, the gates of hell await you. As the 99% 'ers see your crimes for what they are and that you have aided and abetted the criminals by failure to uphold the law and prosecute, they will demand Justice against you. When that Justice fails, as it has in this Lawsuit, you will next hear them march upon your dirty courts and prosecutorial offices. You will next hear the trumpet of the PEOPLE, chanting that they want back every red cent you have stolen from them with your criminal friends on WallStreet/GreedStreet/FraudStreet, pitchforks in hand, seeking Justice and recovery of the estimated 14-46 Trillion you have stolen from World

Markets. Know as you hear their boots upon your steps that Plaintiff fears no pity for your souls will they have, stripping you and yours of all earthly possessions and then your life, hopefully after fair and impartial trials in clean courts but either way your time comes, a black hole awaits you.

CONCLUSION

WHEREFORE, plaintiff respectfully requests that this Honorable Court **reopen the herein** case, appoint a federal monitor, schedule further proceedings including a new trial, and for a fair and impartial jury trial as the law may deem just and proper- **Justice demands no less.**

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares under penalty of perjury that he is the plaintiff in the above action, that he has read the above and that the information contained herein is true and correct, 28 U.S.C § 1746; 18 U.S.C § 1621.

Dated: New York, New York
July 26, 2012

Respectfully submitted,
Eliot Ivan Bernstein, *plaintiff, pro se*
2753 NW 34th St.
Boca Raton, FL 33434
(561) 245-8588
iviewit@iviewit.tv

To: The Office of the NYS Attorney General
120 Broadway, 24th floor
New York, New York 10271

AFFIRMATION OF SERVICE

I, hereby certify that a true and correct copy of the foregoing has been furnished to certain defendants this 26th day of July, 2012 through the Court ECF filing system and other Defendants will be served via US Mail, Email or Fax. The New York Attorney General will be served via the Court Approved ECF system as they are Opposing Counsel in this Lawsuit, as well as, a Defendant under the Amended Complaint.

Eliot Ivan Bernstein, Plaintiff, Pro Se

EXHIBIT 1 – EXTENDED LIST OF DEFENDANTS

AND

CONFLICT OF INTEREST DISCLOSURE PARTIAL LIST OF KNOWN CONFLICTED PARTIES

3788. Proskauer Rose, LLP; Alan S. Jaffe - Chairman Of The Board - ("Jaffe"); Kenneth Rubenstein - ("Rubenstein"); Robert Kafin - Managing Partner - ("Kafin"); Christopher C. Wheeler - ("Wheeler"); Steven C. Krane - ("Krane"); Stephen R. Kaye - ("S. Kaye") and in his estate with New York Supreme Court Chief Judge Judith Kaye ("J. Kaye"); Matthew Triggs - ("Triggs"); Christopher Pruzaski - ("Pruzaski"); Mara Lerner Robbins - ("Robbins"); Donald Thompson - ("Thompson"); Gayle Coleman; David George; George A. Pincus; Gregg Reed; Leon Gold - ("Gold"); Albert Gortz - ("Gortz"); Marcy Hahn-Saperstein; Kevin J. Healy - ("Healy"); Stuart Kapp; Ronald F. Storette; Chris Wolf; Jill Zammata; FULL LIST OF 601 liable Proskauer Partners; any other John Doe ("John Doe") Proskauer partner, affiliate, company, known or not known at this time; including but not limited to Proskauer ROSE LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Proskauer related or affiliated entities both individually and professionally;
3789. MELTZER, LIPPE, GOLDSTEIN, WOLF & SCHLISSSEL, P.C.; Lewis Melzter - ("Meltzer"); Raymond Joao - ("Joao"); Frank Martinez - ("Martinez"); Kenneth Rubenstein - ("Rubenstein"); FULL LIST OF 34 Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. liable Partners; any other John Doe ("John Doe") Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. partner, affiliate, company, known or not known at this time; including but not limited to Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Meltzer, Lippe, Goldstein, Wolf & Schlissel, P.C. related or affiliated entities both individually and professionally;
3790. FOLEY & LARDNER LLP; Ralf Boer ("Boer"); Michael Grebe ("Grebe"); Christopher Kise ("Kise"); William J. Dick - ("Dick"); Steven C. Becker - ("Becker"); Douglas Boehm - ("Boehm"); Barry Grossman - ("Grossman"); Jim Clark - ("Clark"); any other John Doe ("John Doe") Foley & Lardner partners, affiliates, companies, known or not known at this time; including but not limited to Foley & Lardner; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Foley & Lardner related or affiliated entities both individually and professionally;
3791. Schiffrin & Barroway, LLP; Richard Schiffrin - ("Schiffrin"); Andrew Barroway - ("Barroway"); Krishna Narine - ("Narine"); any other John Doe ("John Doe") Schiffrin & Barroway, LLP partners, affiliates, companies, known or not known at this time; including but not limited to Schiffrin & Barroway, LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Schiffrin & Barroway, LLP related or affiliated entities both individually and professionally;
3792. Blakely Sokoloff Taylor & Zafman LLP; Norman Zafman - ("Zafman"); Thomas Coester - ("Coester"); Farzad Ahmini - ("Ahmini"); George Hoover - ("Hoover"); any other John Doe ("John Doe") Blakely Sokoloff Taylor & Zafman LLP partners, affiliates, companies, known or not known at this time; including but not limited to Blakely Sokoloff Taylor & Zafman LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Blakely Sokoloff Taylor & Zafman LLP related or affiliated entities both individually and professionally;
3793. Wildman, Harrold, Allen & Dixon LLP; Martyn W. Molyneaux - ("Molyneaux"); Michael Dockterman - ("Dockterman"); FULL LIST OF 198 Wildman, Harrold, Allen & Dixon LLP liable Partners; any other John Doe ("John Doe") Wildman, Harrold, Allen & Dixon LLP partners, affiliates, companies, known or not known at this time; including but not limited to Wildman, Harrold, Allen & Dixon LLP; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Wildman, Harrold, Allen & Dixon LLP related or affiliated entities both individually and professionally;

3794. Christopher & Weisberg, P.A.; Alan M. Weisberg - ("Weisberg"); any other John Doe ("John Doe") Christopher & Weisberg, P.A. partners, affiliates, companies, known or not known at this time; including but not limited to Christopher & Weisberg, P.A.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Christopher & Weisberg, P.A. related or affiliated entities both individually and professionally;
3795. YAMAKAWA INTERNATIONAL PATENT OFFICE; Masaki Yamakawa - ("Yamakawa"); any other John Doe ("John Doe") Yamakawa International Patent Office partners, affiliates, companies, known or not known at this time; including but not limited to Yamakawa International Patent Office; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Yamakawa International Patent Office related or affiliated entities both individually and professionally;
3796. GOLDSTEIN LEWIN & CO.; Donald J. Goldstein - ("Goldstein"); Gerald R. Lewin - ("Lewin"); Erika Lewin - ("E. Lewin"); Mark R. Gold; Paul Feuerberg; Salvatore Bochicchio; Marc H. List; David A. Katzman; Robert H. Garick; Robert C. Zeigen; Marc H. List; Lawrence A. Rosenblum; David A. Katzman; Brad N. Mciver; Robert Cini; any other John Doe ("John Doe") Goldstein & Lewin Co. partners, affiliates, companies, known or not known at this time; including but not limited to Goldstein & Lewin Co.; Partners, Associates, Of Counsel, Employees, Corporations, Affiliates and any other Goldstein & Lewin Co. related or affiliated entities both individually and professionally;
3797. INTEL Corporation;
3798. Silicon Graphics Inc.;
3799. Lockheed Martin Corporation;
3800. Real 3D, Inc. (SILICON GRAPHICS, INC., LOCKHEED MARTIN & INTEL) & RYJO; Gerald Stanley - ("Stanley"); Ryan Huisman - ("Huisman"); RYJO - ("RYJO"); Tim Connolly - ("Connolly"); Steve Cochran; David Bolton; Rosalie Bibona - ("Bibona"); Connie Martin; Richard Gentner; Steven A. Behrens; Matt Johannsen; any other John Doe ("John Doe") Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO partners, affiliates, companies, known or not known at this time; including but not limited to Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO; Employees, Corporations, Affiliates and any other Intel, Real 3D, Inc. (Silicon Graphics, Inc., Lockheed Martin & Intel) & RYJO related or affiliated entities, and any successor companies both individually and professionally;
3801. Tiedemann Investment Group; Bruce T. Prolow ("Prolow"); Carl Tiedemann ("C. Tiedemann"); Andrew Philip Chesler; Craig L. Smith; any other John Doe ("John Doe") Tiedemann Investment Group partners, affiliates, companies, known or not known at this time; including but not limited to Tiedemann Investment Group and any other Tiedemann Investment Group related or affiliated entities both individually and professionally;
3802. Crossbow Ventures / Alpine Partners; Stephen J. Warner - ("Warner"); Rene P. Eichenberger - ("Eichenberger"); H. Hickman Hank Powell - ("Powell"); Maurice Buchsbaum - ("Buchsbaum"); Eric Chen - ("Chen"); Avi Hersh; Matthew Shaw - ("Shaw"); Bruce W. Shewmaker - ("Shewmaker"); Ravi M. Ugale - ("Ugale"); any other John Doe ("John Doe") Crossbow Ventures / Alpine Partners partners, affiliates, companies, known or not known at this time; including but not limited to Crossbow Ventures / Alpine Partners and any other Crossbow Ventures / Alpine Partners related or affiliated entities both individually and professionally;
3803. BROAD & CASSEL; James J. Wheeler - ("J. Wheeler"); Kelly Overstreet Johnson - ("Johnson"); any other John Doe ("John Doe") Broad & Cassell partners, affiliates, companies, known or not known at this time; including but not limited to Broad & Cassell and any other Broad & Cassell related or affiliated entities both individually and professionally;
3804. FORMER IVIEWIT MANAGEMENT & BOARD; Brian G. Utley/Proskauer Referred Management - ("Utley"); Raymond Hersh - ("Hersh"); Michael Reale - ("Reale"); Proskauer Referred Management; Rubenstein/Proskauer Rose Shareholder in Iviewit - Advisory Board; Wheeler/Proskauer Rose Shareholder in Iviewit - Advisory Board; Dick/Foley & Lardner - Advisory Board, Boehm/Foley & Lardner - Advisory Board; Becker/Foley & Lardner; Advisory Board; Joao/Meltzer Lippe Goldstein Wolfe & Schlissel - Advisory Board; Kane/Goldman Sachs - Board Director; Lewin/Goldstein Lewin - Board Director; Ross Miller, Esq. ("Miller"), Prolow/Tiedemann Prolow II - Board Director; Powell/Crossbow Ventures/Proskauer Referred Investor - Board Director; Maurice Buchsbaum - Board Director; Stephen Warner - Board Director; Simon L. Bernstein - Board Director ("S. Bernstein"); any other John Doe ("John Doe") Former Iviewit Management & Board partners, affiliates, companies, known or not known at this

- time; including but not limited to Former Iviewit Management & Board and any other Former Iviewit Management & Board related or affiliated entities both individually and professionally;
3805. FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA; Judge Jorge LABARGA - ("Labarga"); any other John Doe ("John Doe") FIFTEENTH JUDICIAL CIRCUIT - WEST PALM BEACH FLORIDA staff, known or not known to have been involved at the time. Hereinafter, collectively referred to as ("15C");
3806. THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE; Thomas Cahill - ("Cahill"); Joseph Wigley - ("Wigley"); Steven Krane, any other John Doe ("John Doe") of THE SUPREME COURT OF NEW YORK APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT, DEPARTMENTAL DISCIPLINARY COMMITTEE staff, known or not known to have been involved at the time;
3807. THE FLORIDA BAR; Lorraine Christine Hoffman - ("Hoffman"); Eric Turner - ("Turner"); Kenneth Marvin - ("Marvin"); Anthony Boggs - ("Boggs"); Joy A. Bartmon - ("Bartmon"); Kelly Overstreet Johnson - ("Johnson"); Jerald Beer - ("Beer"); Matthew Triggs; Christopher or James Wheeler; any other John Doe ("John Doe") The Florida Bar staff, known or not known to have been involved at the time;
3808. MPEGLA, LLC. – Kenneth Rubenstein, Patent Evaluator; Licensors and Licensees, please visit www.mpegla.com for a complete list; Columbia University; Fujitsu Limited; General Instrument Corp; Lucent Technologies Inc.; Matsushita Electric Industrial Co., Ltd.; Mitsubishi Electric Corp.; Philips Electronics N.V. (Philips); Scientific Atlanta, Inc.; Sony Corp. (Sony); EXTENDED LIST OF MPEGLA LICENSEES AND LICENSORS; any other John Doe MPEGLA, LLC. Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") MPEGLA, LLC partners, affiliates, companies, known or not known at this time; including but not limited to MPEGLA, LLC and any other MPEGLA, LLC related or affiliated entities both individually and professionally;
3809. DVD6C LICENSING GROUP - Licensors and Licensees, please visit www.mpegla.com for a complete list; Toshiba Corporation; Hitachi, Ltd.; Matsushita Electric Industrial Co. Ltd.; Mitsubishi Electric Corporation; Time Warner Inc.; Victor Company Of Japan, Ltd.; EXTENDED DVD6C DEFENDANTS; any other John Doe DVD6C LICENSING GROUP Partner, Associate, Engineer, Of Counsel or Employee; any other John Doe ("John Doe") DVD6C LICENSING GROUP partners, affiliates, companies, known or not known at this time; including but not limited to DVD6C LICENSING GROUP and any other DVD6C LICENSING GROUP related or affiliated entities both individually and professionally;
3810. Harrison Goodard Foote incorporating Brewer & Son; Martyn Molyneaux, Esq. ("Molyneaux"); Any other John Doe ("John Doe") Harrison Goodard Foote (incorporating Brewer & Son) partners, affiliates, companies, known or not known at this time; including but not limited to Harrison Goodard Goote incorporating Brewer & Son and any other related or affiliated entities both individually and professionally;
3811. Lawrence DiGiovanna, Chairman of the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
3812. James E. Peltzer, Clerk of the Court of the Appellate Division, Supreme Court of the State of New York, Second Judicial Department; Diana Kearse, Chief Counsel to the Grievance Committee of the Second Judicial Department Departmental Disciplinary Committee;
3813. Houston & Shahady, P.A., any other John Doe ("John Doe") Houston & Shahady, P.A., affiliates, companies, known or not known at this time; including but not limited to Houston & Shahady, P.A. related or affiliated entities both individually and professionally;
3814. Furr & Cohen, P.A. any other John Doe ("John Doe") Furr & Cohen, P.A., affiliates, companies, known or not known at this time; including but not limited to Furr & Cohen, P.A. related or affiliated entities both individually and professionally;
3815. Moskowitz, Mandell, Salim & Simowitz, P.A., any other John Doe ("John Doe") Moskowitz, Mandell, Salim & Simowitz, P.A., affiliates, companies, known or not known at this time; including but not limited to Moskowitz, Mandell, Salim & Simowitz, P.A. related or affiliated entities both individually and professionally;
3816. The Goldman Sachs Group, Inc. Jeffrey Friedstein ("Friedstein"); Sheldon Friedstein (S. Friedstein), Donald G. Kane ("Kane"); any other John Doe ("John Doe") The Goldman Sachs Group, Inc.

- partners, affiliates, companies, known or not known at this time; including but not limited to The Goldman Sachs Group, Inc. and any other related or affiliated entities both individually and professionally;
- 3817. David B. Simon, Esq. (“D. Simon”);
 - 3818. Sachs Saxs & Klein, PA any other John Doe (“John Doe”) Sachs Saxs & Klein, PA, affiliates, companies, known or not known at this time; including but not limited to Sachs Saxs & Klein, PA related or affiliated entities both individually and professionally;
 - 3819. Huizenga Holdings Incorporated any other John Doe (“John Doe”) Huizenga Holdings Incorporated affiliates, companies, known or not known at this time; including but not limited to Huizenga Holdings Incorporated related or affiliated entities both individually and professionally;
 - 3820. Davis Polk & Wardell;
 - 3821. Ropes & Gray LLP;
 - 3822. Sullivan & Cromwell LLP;
 - 3823. Eliot I. Bernstein, (“Bernstein”) a resident of the State of California, and former President (Acting) of Iviewit Holdings, Inc. and its affiliates and subsidiaries and the founder of Iviewit and principal inventor of its technology;
 - 3824. P. Stephen Lamont, (“Lamont”) a resident of the State of New York, and former Chief Executive Officer (Acting) of Iviewit Holdings, Inc. and all of its affiliates and subsidiaries;
 - 3825. SKULL AND BONES; The Russell Trust Co.; Yale Law School;
 - 3826. Council on Foreign Relations;
 - 3827. The Bilderberg Group;
 - 3828. The Federalist Society;
 - 3829. The Bradley Foundation;

Please include in the COI check the defendants and any other parties in the legally related cases in New York District Court Southern District of New York to Docket No 07cv09599 Anderson v The State of New York, et al. - WHISTLEBLOWER LAWSUIT, including but not limited to;

- A. United States Court of Appeals for the Second Circuit 08-4873-cv
- B. (07cv11196) Bernstein et al. v Appellate Division First Department Disciplinary Committee, et al. - TRILLION DOLLAR LAWSUIT Defendants, in addition to those already listed herein, include but are not limited to;
 - 3830. STATE OF NEW YORK;
 - 3831. THE OFFICE OF COURT ADMINISTRATION OF THE UNIFIED COURT SYSTEM;
 - 3832. STEVEN C. KRANE in his official and individual Capacities for the New York State Bar Association and the Appellate Division First Department Departmental disciplinary Committee, and, his professional and individual capacities as a Proskauer partner;
 - 3833. ESTATE OF STEPHEN KAYE, in his professional and individual capacities;
 - 3834. MATTHEW M. TRIGGS in his official and individual capacity for The Florida Bar and his professional and individual capacities as a partner of Proskauer;
 - 3835. JON A. BAUMGARTEN, in his professional and individual capacities;
 - 3836. SCOTT P. COOPER, in his professional and individual capacities;
 - 3837. BRENDAN J. O'ROURKE, in his professional and individual capacities;
 - 3838. LAWRENCE I. WEINSTEIN, in his professional and individual capacities;
 - 3839. WILLIAM M. HART, in his professional and individual capacities;
 - 3840. DARYN A. GROSSMAN, in his professional and individual capacities;
 - 3841. JOSEPH A. CAPRARO JR., in his professional and individual capacities;
 - 3842. JAMES H. SHALEK; in his professional and individual capacities;
 - 3843. GREGORY MASHBERG, in his professional and individual capacities;
 - 3844. JOANNA SMITH, in her professional and individual capacities;
 - 3845. TODD C. NORBITZ, in his professional and individual capacities;
 - 3846. ANNE SEKEL, in his professional and individual capacities;
 - 3847. JIM CLARK, in his professional and individual capacities;
 - 3848. STATE OF FLORIDA, OFFICE OF THE STATE COURTS ADMINISTRATOR, FLORIDA;
 - 3849. FLORIDA SUPREME COURT;
 - 3850. HON. CHARLES T. WELLS, in his official and individual capacities;

- 3851. HON. HARRY LEE ANSTEAD, in his official and individual capacities;
- 3852. HON. R. FRED LEWIS, in his official and individual capacities;
- 3853. HON. PEGGY A. QUINCE, in his official and individual capacities;
- 3854. HON. KENNETH B. BELL, in his official and individual capacities;
- 3855. THOMAS HALL, in his official and individual capacities;
- 3856. DEBORAH YARBOROUGH in her official and individual capacities;
- 3857. DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION – FLORIDA;
- 3858. CITY OF BOCA RATON, FLA.;
- 3859. ROBERT FLECHAUS in his official and individual capacities;
- 3860. ANDREW SCOTT in his official and individual capacities;
- 3861. PAUL CURRAN in his official and individual capacities;
- 3862. MARTIN R. GOLD in his official and individual capacities;
- 3863. SUPREME COURT OF NEW YORK APPELLATE DIVISION FIRST DEPARTMENT;
- 3864. CATHERINE O’HAGEN WOLFE in her official and individual capacities;
- 3865. HON. ANGELA M. MAZZARELLI in her official and individual capacities;
- 3866. HON. RICHARD T. ANDRIAS in his official and individual capacities;
- 3867. HON. DAVID B. SAXE in his official and individual capacities;
- 3868. HON. DAVID FRIEDMAN in his official and individual capacities;
- 3869. HON. LUIZ A. GONZALES in his official and individual capacities;
- 3870. SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND JUDICIAL DEPARTMENT;
- 3871. SUPREME COURT OF NEW YORK APPELLATE DIVISION SECOND DEPARTMENT DEPARTMENTAL DISCIPLINARY COMMITTEE;
- 3872. HON. A. GAIL PRUDENTI in her official and individual capacities;
- 3873. HON. JUDITH S. KAYE in her official and individual capacities;
- 3874. STATE OF NEW YORK COMMISSION OF INVESTIGATION;
- 3875. ANTHONY CARTUSCIELLO in his official and individual capacities;
- 3876. LAWYERS FUND FOR CLIENT PROTECTION OF THE STATE OF NEW YORK;
- 3877. OFFICE OF THE ATTORNEY GENERAL OF THE STATE OF NEW YORK;
- 3878. ELIOT SPITZER in his official and individual capacities, as both former Attorney General for the State of New York, and, as former Governor of the State of New York;
- 3879. ANDREW CUOMO in his official and individual capacities, as both former Attorney General for the State of New York, and, as current Governor of the State of New York;
- 3880. Steven M. Cohen in his official and individual capacities, as both former Chief of Staff for Attorney General Andrew Cuomo for the State of New York, and, as current Secretary to the Governor of the State of New York;
- 3881. Emily Cole, in her official and individual capacities, as an employee of Steven M. Cohen for the Governor Cuomo of the State of New York;
- 3882. COMMONWEALTH OF VIRGINIA;
- 3883. VIRGINIA STATE BAR;
- 3884. ANDREW H. GOODMAN in his official and individual capacities;
- 3885. NOEL SENDEL in her official and individual capacities;
- 3886. MARY W. MARTELINO in her official and individual capacities;
- 3887. LIZBETH L. MILLER, in her official and individual capacities;
- 3888. MPEGLA LLC; LAWRENCE HORN, in his professional and individual capacities;
- 3889. INTEL CORP.; LARRY PALLEY, in his professional and individual capacities;
- 3890. SILICON GRAPHICS, INC.;
- 3891. LOCKHEED MARTIN Corp;
- 3892. EUROPEAN PATENT OFFICE;
- 3893. ALAIN POMPIDOU in his official and individual capacities;
- 3894. WIM VAN DER EIJK in his official and individual capacities;
- 3895. LISE DYBDAHL in her official and personal capacities;
- 3896. DIGITAL INTERACTIVE STREAMS, INC.;
- 3897. ROYAL O’BRIEN, in his professional and individual capacities;

3898. HUIZENGA HOLDINGS INCORPORATED, WAYNE HUIZENGA, in his professional and individual capacities;
3899. WAYNE HUIZENGA, JR., in his professional and individual capacities;
3900. BART A. HOUSTON, ESQ. in his professional and individual capacities;
3901. BRADLEY S. SCHRAIBERG, ESQ. in his professional and individual capacities;
3902. WILLIAM G. SALIM, ESQ. in his professional and individual capacities;
3903. BEN ZUCKERMAN, ESQ. in his professional and individual capacities;
3904. SPENCER M. SAX, in his professional and individual capacities;
3905. ALBERTO GONZALES in his official and individual capacities;
3906. JOHNNIE E. FRAZIER in his official and individual capacities;
3907. IVIEWIT, INC., a Florida corporation;
3908. IVIEWIT, INC., a Delaware corporation;
3909. IVIEWIT HOLDINGS, INC., a Delaware corporation (f.k.a. Uview.com, Inc.);
3910. UVIEW.COM, INC., a Delaware corporation;
3911. IVIEWIT TECHNOLOGIES, INC., a Delaware corporation (f.k.a. Iviewit Holdings, Inc.);
3912. IVIEWIT HOLDINGS, INC., a Florida corporation;
3913. IVIEWIT.COM, INC., a Florida corporation;
3914. I.C., INC., a Florida corporation;
3915. IVIEWIT.COM, INC., a Delaware corporation;
3916. IVIEWIT.COM LLC, a Delaware limited liability company;
3917. IVIEWIT LLC, a Delaware limited liability company;
3918. IVIEWIT CORPORATION, a Florida corporation;
3919. IBM CORPORATION;

To be added New Defendants in the RICO & ANTITRUST Lawsuit through amendment or in any anticipated future litigations and criminal filings:

- **Andrew Cuomo, in his official and individual capacities,**
- **Steven M. Cohen, in his official and individual capacities,**
- **Emily Cole, in her official and individual capacities,**
- **Justice Richard C. Wesley in his official and individual capacities,**
- **Justice Peter W. Hall in his official and individual capacities,**
- **Justice Debra Ann Livingston in her official and individual capacities,**
- **Justice Ralph K. Winter in his official and individual capacities,**
- **P. Stephen Lamont, (Questions about Lamont's filings on behalf of others and more filed with criminal authorities and this Court notified of the alleged fraudulent activities of Lamont)**
- **Alan Friedberg, in his official and individual capacities,**
- **Roy Reardon, in his official and individual capacities,**
- **Martin Glenn, in his official and individual capacities,**
- **Warner Bros. Entertainment, (Already named in the lawsuit since the amended complaint filed)**
- **Time Warner Communications, (Already named in the lawsuit since the amended complaint filed)**
- **AOL Inc., (Already named in the lawsuit since the amended complaint filed)**
- **Ropes & Gray,**
- **Stanford Financial Group,**
- **Bernard L. Madoff et al.**
- **Marc S. Dreier, (Already named in the lawsuit since the amended complaint filed)**
- **Sony Corporation, (Already named in the lawsuit since the amended complaint filed)**
- **Ernst & Young, (Already named in the lawsuit since the amended complaint filed)**
- **Arthur Andersen, (Already named in the lawsuit since the amended complaint filed)**
- **Enron, (Already named in the lawsuit since the amended complaint filed)**
- **Mulrooney Volvo**

- **Volvo Car Corporation**
- **AT&T (Already named in the lawsuit since the amended complaint filed)**
-

C. Other Cases @ US District Court - Southern District NY Related to Christine C. Anderson

- **07cv09599 Anderson v The State of New York, et al. - WHISTLEBLOWER LAWSUIT;**
- **07cv11196 Bernstein, et al. v Appellate Division First Department Disciplinary Committee, et al.;**
- **07cv11612 Esposito v The State of New York, et al.;**
- **08cv00526 Capogrosso v New York State Commission on Judicial Conduct, et al.;**
- **08cv02391 McKeown v The State of New York, et al.;**
- **08cv02852 Galison v The State of New York, et al.;**
- **08cv03305 Carvel v The State of New York, et al.;**
- **08cv04053 Gizella Weisshaus v The State of New York, et al.;**
- **08cv04438 Suzanne McCormick v The State of New York, et al.**
- **08cv06368 John L. Petrec-Tolino v. The State of New York**

**EXHIBIT 2- ANDERSON MOTION TO RE-OPEN AND REHEAR AND
CORRADO LAWSUIT**

CCA
copy

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Christine C. Anderson,
Plaintiff,

- against -

THOMAS J. CAHILL, SHERRY K. COHEN,
and DAVID SPOKONY,
Defendants.

07-cv- 09599 (SAS)

Amended

Notice of Motion



PLEASE TAKE NOTICE that upon the annexed affirmation of Christine C. Anderson, affirmed on June 25, 2012, and upon the exhibits attached thereto, and all the pleadings herein, plaintiff will move this Court, before the Hon. Shira A. Scheindlin, United States District Judge, for an order pursuant to Rule 40 60 (b) and (d)(3) of the Federal Rules of Civil Procedure, *inter alia*, reopening the herein case, appointing a federal monitor, scheduling further proceedings including a new trial, and for a fair and impartial jury trial as the law may deem just and proper.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 25, 2012
New York, New York

Christine C. Anderson, *pro se*
227 Riverside Drive
New York, New York 10025
917-817-7170 tel

TO: The Office of the NYS Attorney General
120 Broadway, 24th floor
New York, New York 10271

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

Christine C. Anderson

Plaintiff,

- against -

Doc. No. 07-cv- 09599 (SAS)

THOMAS J. CAHILL, SHERRY K. COHEN,
and DAVID SPOKONY

Amended
**Affirmation
in Support of Motion
To Reopen**

Defendants.

I, Christine C. Anderson, make the following affirmation under penalties of perjury:

I, Christine C. Anderson, am the plaintiff in the above entitled action, and respectfully move this court to issue an order granting a new trial pursuant to F.R.C.P. 60 (b) and (d)(3), *inter alia*.

The reasons why I am entitled to the relief I seek are the following:

1. This Court should be brought to the realization, in its full entirety, of the knowing cruelty meted out to myself, when the state court consented to terminate my employment of six and one-half years. This Court should be cognizant of the fact of my employment record lauded with glowing evaluations over that time.

2. This injustice has left me blacklisted by the legal profession. Unable to obtain employment in my field, I, a two-time cancer survivor, am essentially destitute.

3. I was unjustly deprived of health and other benefits and forward pension and social security sums, since my termination in June of 2007, thus further aggravating the state of penury to which I have been reduced.

4. Plaintiff moves for the herein relief on the extraordinary and newly discovered basis of the fact that a witness in plaintiff's herein district court case, a defendant-employed attorney Nicole Corrado, has filed a federal lawsuit in the Eastern District of New York, *Corrado v. The New York State Unified Court System (EXHIBIT "A" - EDNY 12cv1748)* now corroborating the fact that she was threatened as a witness in plaintiff's trial. (See attached *Corrado* complaint at paragraphs 27-31) Ms. Corrado was so chilled by the deliberate witness tampering that she did not testify in plaintiff's district court trial. In the interest of justice, this illegal atrocity must be corrected.

5. The confirmation of witness tampering by defendants in this matter, and as supported by the recent Corrado filing, is such a miscarriage of justice so to require this Honorable Court to reopen the case and schedule a new trial, *inter alia*.

6. This Court must insure that any plaintiff such as myself can have a fair trial without witness tampering or such threats upon witnesses so as to prevent their testimony for the court or jury. Corrado's recent filing in the Eastern District fully supports the fact that the defendants acted improperly so to defraud the Honorable Court and plaintiff.

7. The "interests of justice" clearly requires a new trial. See e.g., *Fort Howard Paper Co. v. Standard Havens, Inc.*, 901 F.2d 1373, 1379 (7th Cir. 1990) (affirming grant of new trial after a three-week jury trial).

8. This newly-discovered evidence from the *Corrado case*, only filed April 10, 2012, clearly shows that plaintiff's witness, attorney Nicole Corrado, was threatened and chilled into ***not*** testifying at plaintiff's trial- a manifest attack on our system of law and a clear denial of plaintiff's right to a fair trial.

The Clear Need For a New Trial

9. Witness tampering cannot be condoned or left uncorrected. The *Corrado* filing now shows plaintiff's denial of due process and equal protection guarantees, and right to a fair and impartial trial. See *Snyder v. Massachusetts*, 291 U.S. 97, 105 (1934) ("if a practice or rule offends some principle of justice so rooted in the traditions and conscience of our people as to be ranked as fundamental") and *Eldridge v. Williams*, 424 U.S. 319 335 (1974).

10. In fact, federal law again mandates that a special prosecutor be substituted into this case over defendants' "ethics" entities.

11. Plaintiff's allegations of systemic discrimination and retaliation, now supported by the newly filed *Corrado case*, have substantial impact on the public, the bench and bar, and can no longer be ignored, or left unaddressed by this District Court.

12. Plaintiff's trial, it is now revealed by the *Corrado* filing, left plaintiff with a lawless burden that could never be overcome- that a witness had been threatened, and to an extent to insure that no trial testimony would be given. This, at a minimum, warrants the reopening of the herein case and the scheduling of a new trial.

13. The unfair burden of witness tampering and threats on witnesses in plaintiff's federal proceeding is made even more outrageous by the fact that the threat was made by an attorney-supervisor of the defendant-state's "ethics" committee.

14. A court is under a continuing obligation to supervise the members of its Bar. E.g., *In re Taylor*, 567 F.2d at 1191; see *Musicus v. Westinghouse Electric Corp.*, 621 F.2d 742, 744 (5th Cir.1980) (*per curiam*) (district court obligated to take measures against unethical conduct occurring in proceedings before it). Trial courts have a duty "to exercise that degree of control required by the facts and circumstances of each case to assure the litigants of a fair trial." *Koufakis v. Carvel*, 425 F.2d 892, 900-01 (2d Cir.1970); see ABA Code of Judicial Conduct, Canon 3(A)(4).

15. Attorneys are officers of the court, *Clark v. United States*, 289 U.S. 1, 12, 53 S.Ct. 465, 468, 77 L.Ed. 993 (1933), and are obligated to adhere to all applicable disciplinary rules, ABA Code of Professional Responsibility, DR 1-102(A), 1-103(A); see *In re Walker*, 87 A.D.2d 555, 560, 448 N.Y.S.2d 474, 479 (1st Dep't 1982).

16. Importantly, Courts have an obligation to report and order investigation into official and at times criminal misconduct. This is a duty of a Court.

17. This Honorable Court is now obligated to report allegations in plaintiff's case involving threats on a witness in a federal proceeding, and as now supported by *Corrado*, to federal law enforcement.

18. The new *Corrado* evidence further established that in the view of the District Court, Defendant Cahill, the head officer of the DDC and the supervisor of the other defendants, had full knowledge of the practice of whitewashing as alleged by plaintiff, and that led to the parallel conclusion that whitewashing was accepted as a common practice by the defendants, and presumably other staff members of the DDC. It is now fully revealed by *Corrado* that the unlawful acts also include physical threats on witnesses in federal proceedings.

19. A further source of concern to this Court should be that Corrado supported plaintiff's charges of harassment and retaliation. The plaintiff charged that she was singled out for disparate treatment and ultimately illegally terminated after internally reporting the practice of whitewashing of cases to defendants Cahill and Cohen. Plaintiff was physically assaulted in her office by defendant Cohen, a fact admitted by Cohen. That physical abuse by Cohen never resulted in her demotion or transfer. However she was ordered by the New York State Office of Court Administration ("OCA") to attend an anger management course. That failure to discipline served only to embolden Cohen's daily harassment of plaintiff.

20. By preempting Corrado's testimony at trial, she was effectively silenced in attesting to the harassment and retaliation meted out to myself, a fate that she also later was subjected to.

**The Witness Tampering – Threat on Witness - in a Plaintiff's Federal Proceeding
MUST BE ADDRESSED**

21. It is now established that in August of 2008, one of the plaintiff's witnesses, DDC staff attorney Nicole Corrado, was threatened. Two days prior to her deposition testimony, state employee, and DDC Deputy Chief Counsel, Andral N. Bratton, and who had been her immediate supervisor for approximately 5 years, confronted Corrado. Bratton advised Corrado that in 2007 he had admitted himself into a psychiatric hospital for serious emotional problems, that he had "suicidal tendencies," and that he was "warning" her accordingly. When Corrado asked Bratton why he was warning her, Bratton simply repeated several times in a very serious and stern tone by saying, "I'm just warning you."

22. Following Corrado's deposition testimony on August 21, 2008, Bratton's behavior toward Corrado became more harassing, troubling, frightening and threatening as he began to follow her inside and outside of the state office where they both worked. Corrado subsequently reported these serious issues to DDC chief counsel Allan Friedberg, who took no requisite action.

23. Plaintiff's former counsel, John Beranbaum, was also chilled by intimidation. He advised the court, and by copy, the Attorney General, of this incident in a letter to the court dated October 24, 2008. In the Beranbaum submission, it was made clear to the court and the Attorney General that Ms. Corrado was given a "warning" about the testimony she was to give at the deposition[,] and further advised that "Ms. Corrado is very upset about the entire experience." But Ms. Corrado was so chilled by the threat upon her as a witness in this proceeding that she did not personally come forward until recently by her Eastern District filing.

24. As a result of the threat made upon her in plaintiff's case, Nicole Corrado could only come forward, and the full facts were to be known to plaintiff by her federal filing on April 10, 2012. Corrado could only come forward after the three defendants had left the DDC and thus no longer a daily source of harm to Corrado.

25. Plaintiff's former attorney was also chilled by the threat upon Corrado but could not rely on Corrado's testimony of the threat upon her as a witness because she was so frightened. Mr. Beranbaum was barely able to again raise the issue on the record four days later on October 30, 2008. (See **Exhibit, "B"** – Transcript of October 30, 2008 hearing, Page 26 (lines 17-25), and page 27 (lines 1-8). The court, in responding to the letter advising of the alleged

threat on plaintiff's witness, commented, "You [Mr. Beranbaum] seem to want to tell me something or report it to me. Okay. You report it to me." Mr. Beranbaum was so chilled that he was left speechless, unable to demand the Ms. Corrado be summoned before the court for a hearing on the matter.

26. It is plaintiff's belief that the court had an obligation to report the matter to federal agents and, further, to interview Ms. Corrado concerning the incident. In addition, the Attorney General also had such an obligation as the state's top enforcer of the law.

27. Plaintiff believes she has been severely prejudiced by the threat upon her witness, Ms. Corrado, and, as the court and Attorney General were aware, Ms. Corrado did not appear as a witness in this proceeding. Only now, through Corrado's EDNY filing on April 10, 2012, are the full details known.

**Physical Threats on a Witness, Then Offers of
Reimbursement to Involved Counsel**

28. Plaintiff is aware that counsel within the Office of the New York Attorney General's office offered to "fully" compensate Mr. Beranbaum for ALL of his legal fees, expenses, etc., if plaintiff settled her case. While plaintiff is unaware of the exact timing of when the compensation offer, believed to be between \$120,000.00 and \$150,000.00, was actually made, there was no offer of any compensation to plaintiff.

29. Plaintiff is, and always has been, deserving of a constitutionally protected right to a fair and impartial trial. This denial of basic rights must now meet correction, in the interest of justice.

CONCLUSION

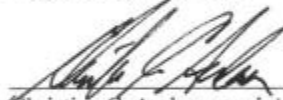
WHEREFORE, plaintiff respectfully requests that this Honorable Court **reopen the herein case**, appoint a federal monitor, schedule further proceedings including a new trial, and for a fair and impartial jury trial as the law may deem just and proper- **Justice demands no less.**

DECLARATION UNDER PENALTY OF PERJURY

The undersigned declares under penalty of perjury that she is the plaintiff in the above action, that she has read the above and that the information contained herein is true and correct, 28 U.S.C. § 1746; 18 U.S.C § 1621.

Dated: New York, New York
June 25, 2012


Respectfully submitted,



Christine C. Anderson, *plaintiff, pro se*
227 Riverside Drive
New York, New York 10025
917-817-7170 tel

TO: The Office of the NYS Attorney General
120 Broadway, 24th floor
New York, New York 10271

AFFIRMATION OF SERVICE

 I hereby certify that a true and correct copy of the foregoing has been furnished to defendants this 25th day of June, 2012, by U.S. Priority Mail # **0300 6000 0002 1518 9674** to: The Office of the NYS Attorney General, 120 Broadway, 24th floor, New York, New York 10271.



Christine C. Anderson, *plaintiff, pro se*

ORIGINAL

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
NICOLE CORRADO,

Plaintiff,

-against-

NEW YORK STATE UNIFIED COURT SYSTEM,

Defendants.
-----X

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT ED NY

★ APR 10 2012 ★

LONG ISLAND OFFICE

COMPLAINT

Docket No.:

SUMMONS ISSUED

CV 12-1748

NICOLE CORRADO ("Plaintiff"), by and through her attorneys, The Law Office of BORRELLI & ASSOCIATES, P.L.L.C., alleges upon knowledge as to herself and her own actions and upon information and belief as to all other matters as follows:

ELIZABETH J. [unclear]

NATURE OF CASE

This is a civil action based upon violations committed by Defendant, NEW YORK STATE UNIFIED COURT SYSTEM ("Defendant"), of Plaintiff's rights guaranteed by: (i) Title VII of the Civil Rights Act of 1964, as amended ("Title VII") and (ii) any other cause(s) of action that can be inferred from the facts set forth herein.

PRELIMINARY STATEMENT

Plaintiff is an attorney and an employee of the State of New York Unified Court System, since November 2001. Between the years of 2003 through 2009, Defendant subjected Plaintiff to discrimination and harassment on the basis of her gender. Specifically, Defendant repeatedly made unwanted sexual advances, inappropriate sexual comments and sexual overtures to Plaintiff, as well as subject Plaintiff to an unwelcome and toxic work environment by exposing her to continued unlawful behavior of a sexual nature from two males in positions of authority

1 Ex. "A"

and supervision over the Plaintiff. When Plaintiff complained to Defendant, her claims were referred to the Office of the Inspector General for the Unified Court System ("OIG"). Once the investigation was completed, Defendant engaged in a pattern of retaliation against the Plaintiff by assigning her an unrealistic work load, unfair evaluations and subjecting Plaintiff to constant scrutiny, criticism and ridicule, forcing Plaintiff to take an unplanned and unwanted two year leave of absence at the height of her professional career, foregoing opportunities for career advancement.

JURISDICTION AND VENUE

1. The jurisdiction of this Court is invoked pursuant to 28 U.S.C. § 1331. The supplemental jurisdiction of the Court is invoked pursuant to 28 U.S.C. § 1367 over all state and local law causes of action.
2. Venue is appropriate in this court pursuant to 28 U.S.C. § 1391(b) (1), as one or more of the defendants resides within this judicial district.

EXHAUSTION OF ADMINISTRATIVE REMEDIES

3. Plaintiff filed a "Charge of Discrimination" against Defendant with the Equal Employment Commission ("EEOC), EEOC Charge No. 520-2009-03816, on May 29, 2009, based on sexual harassment discrimination, religious discrimination and retaliation. On January 11, 2012, EEOC issued Plaintiff a "Dismissal and Notice of Suit Rights." Plaintiff timely filed the instant matter within 90 days of receiving that letter.

PARTIES

4. At all relevant times herein, Plaintiff is a resident of the State of New York, County of Queens.
5. At all relevant times herein, Plaintiff is female.

6. At all relevant times herein, Plaintiff is an attorney, employee and a qualified person to work under the definition of Title VII.
7. At all relevant times herein Unified Court System ("Defendant") is the official name of the judicial system of New York in the United States, with offices and Court houses all over the state of New York in each and every county. Defendant functions under the Chief Judge of the New York Court of Appeals and Defendant oversees all legal actions brought in the state of New York.
8. At all times relevant herein, Defendant appointed an independent Committee, known as the Departmental Disciplinary Committee ("DDC") comprised of lawyers and non-lawyers to handle complaints of a disciplinary nature against lawyers whose offices are in Manhattan or the Bronx. DDC's office and place of business is located at First Judicial Department 61 Broadway, 2nd Floor New York, New York.
9. At all times relevant herein, Plaintiff worked at the Defendant's office within the DDC located at 61 Broadway, 2nd Floor New York, New York 10006.
10. At all relevant times herein, Defendant was an "employer" that "employs" at least 15 "employees" within the meaning of Title VII.

BACKGROUND FACTS

11. Plaintiff commenced her employment with Defendant on November 8, 2001.
12. Plaintiff was initially hired as an Associate Attorney and then as a result of her hard work and dedication to her cases was promoted to the Role of Principal Attorney in 2006.

13. As Principal Attorney, Plaintiff's responsibilities remained the same as those of an Associate attorney in that she investigated and litigated disciplinary matters involving attorneys with offices in Manhattan and the Bronx.
14. In or around 2002, Andral Bratton became Plaintiff's immediate Supervisor.
15. From 2003 until 2008, while supervising Plaintiff, Bratton admitted to developing a strong sexual attraction for Plaintiff resulting in frequent comments about his desire to have an intimate relationship with her, and later admitted during a subsequent investigation conducted by the OIG that he wanted to be in a relationship with Plaintiff and that he was "foolish as hell for crossing an emotional boundary with Plaintiff."
16. From 2003 until 2008, Bratton continuously subjected Plaintiff to a hostile work environment by engaging in the activity including but not limited to: making numerous inappropriate and unwelcomed comments filled with sexual innuendos to Plaintiff; frequently calling her at home in the evening and on week-ends subtly expressing his sexual desire for her and threatening her job if she did not return his affections.
17. Each comment Bratton made as stated above was sexual in nature and uttered for the purpose of either requesting sexual favors or for personal sexual gratification.
18. Specifically, during the course of his supervision of Plaintiff, Bratton would make statements such as "I feel like someone had ripped into my chest and ripped my heart out and stomped it to the floor" because he was married and wanted to have an extra-marital affair with Plaintiff.
19. On numerous occasions Bratton would scan Plaintiff up and down with lust in his eyes. On one occasion Plaintiff was wearing a loose sweater that slightly exposed her shoulder, Bratton remarked, "With you Nicole a little skin showing goes a long way."

20. On another occasion, in response to Plaintiff objecting to Bratton's conduct and asking him to conduct himself in an appropriate manner, because Plaintiff was uncomfortable with his numerous advances, Bratton responded in sum and substance that he felt like a "loaded pistol" in describing his compelling attraction to the Plaintiff.
21. On numerous occasions when Plaintiff discouraged him from making sexually charged remarks, Bratton, aware of the power he held as her supervisor would state, "You *need* to be nice to me."
22. Bratton would also repeatedly call Plaintiff on the phone on random nights expressing his desire for her, in that he wanted her attention and needed to be close to her. In distressed tones he would often state, "I have no one else to turn to" further demonstrating his constant need to be in contact with Plaintiff.
23. At no time did Plaintiff ever share or return any of Bratton's feelings and frequently expressed to him that his comments, sexual innuendos and lustful gazes were inappropriate and made her exceedingly uncomfortable.
24. In or about June of 2007 as a result of Bratton's, at times daily comments, continued demand for attention from Plaintiff and numerous phone calls during and after work hours and on week-ends, Plaintiff requested to be transferred to another supervisor.
25. Shortly after Plaintiff's transfer request, Bratton took a leave of absence from Defendant's employ for several months, returning in August 2007.
26. Upon Bratton's return to the office Plaintiff kept her distance and avoided contact with him.

27. In or around June of 2008, Defendant learned Plaintiff would be testifying as a non-party witness in a civil action against Defendant which alleged racial discrimination and other improper conduct on the part of Defendant and its supervisors.
28. In or around June of 2008, in retaliation for Plaintiff agreeing to provide corroborating testimony in the aforementioned discrimination suit, Alan Friedberg, the Division Chief, began closely monitoring Plaintiff's conduct and writing memos reflecting negative comments concerning Plaintiff's productivity and work practices in her file, while not disclosing said memos to Plaintiff.
29. In or around August 2008, approximately two days prior to Plaintiff testifying in the discrimination case against Defendant, Bratton approached Plaintiff in her office and informed her that in 2007, as a result of her rejecting him, he admitted himself into the psychiatric ward at St. Vincent's hospital for "severe depression and suicidal tendencies" and that he was warning her accordingly. When Plaintiff asked Bratton what he meant, Bratton stated in response, "I am just warning you" while staring intensely at the Plaintiff.
30. On or around August 21, 2008, Plaintiff gave testimony against Defendant in the discrimination lawsuit.
31. On or about September 17, 2008, in response to Bratton's warning, and in fear for her safety, Plaintiff reported Bratton's long pattern of sexual harassment and now *threatening* behavior to Friedberg. Plaintiff also reported Vincent Ranieri's pattern of sexual harassment against her that she had experienced from 2003 to 2008.

32. During 2003-2008, Defendant employed Raniere as the Chief Investigator at DDC, having supervisory authority over cases being investigated by Defendant and the internal office operations.
33. From 2004 through 2008, Raniere would repeatedly make statements to Plaintiff such as "I can force you to be with me if I want to" and "I can take care of you in other ways, even if I can't take care of you sexually."
34. Raniere also made statements like you don't need anyone but me, as well as commenting on Plaintiff's clothes and appearance and would often state how good she looked in her clothes and how well she wore them.
35. Raniere would also state that he dreamed of Plaintiff at night, and that he would awake at night thinking of Plaintiff.
36. Raniere repeatedly called Plaintiff to say "I love you" and "I miss you."
37. Each comment Raniere made was sexual in nature and uttered for the purpose of either requesting sexual favors or for personal sexual gratification.
38. Raniere also forcibly and repeatedly kissed Plaintiff on several occasions on the mouth without her consent. Raniere also frequently touched Plaintiff's hair and face, while expressing a desire to be in an intimate relationship with Plaintiff.
39. At no time did Plaintiff ever share or return any of Raniere's feelings and frequently expressed to him that his sexual comments, inappropriate touching and kissing made her extremely uncomfortable.
40. In spite of Plaintiff reporting both Bratton and Raniere's sexual harassment of her, Friedberg only selectively documented Plaintiff's allegations of sexual harassment involving Mr. Bratton to the OIG.

41. From September 2008 thru October 2008, the OIG conducted an investigation into Plaintiff's allegations solely in relation to Bratton.
42. During the investigation Bratton admitted to making comments where he expressed his desire and attraction to the Plaintiff and described himself as "crossing an emotional boundary with Plaintiff," and that he had become "smitten" with Plaintiff.
43. Coincidentally, during the OIG investigation, Friedberg, made few if any notations and/or wrote any adverse memos to Plaintiff's personnel file.
44. Once the OIG investigation ended, in or about October of 2008, Friedberg in retaliation to Plaintiff's complaint significantly intensified his monitoring of Plaintiff, at times making daily adverse notations about the Plaintiff in her personnel file.
45. Although a seven year veteran of Defendant's office, and a former prosecutor and criminal defense attorney, Friedberg began ridiculing Plaintiff, criticizing Plaintiff's investigative and litigation skills and techniques.
46. Upon the conclusion of OIG's investigation and in spite of Bratton's admissions, and Defendant's conclusion that Bratton "engaged in inappropriate conduct as Plaintiff's Supervisor" with the Plaintiff, they decided to merely transfer him to another unit with the same salary and benefits.
47. On or about that same time, Friedberg also informed Plaintiff that Bratton would still be permitted unrestricted access to her department and that she should just "avoid" him.
48. Subsequent to the OIG's finding of impropriety, Bratton appeared, without reprimand, at Plaintiff's office on several occasions without prior notice to the Plaintiff, notwithstanding her request for such notice.

49. From October of 2008 thru August of 2009, Plaintiff became increasingly anxious and distressed and feared for her safety and the safety of her child, as a result of the contact she was subjected to from Bratton, Raniere and the relentless, scrutiny and ridicule she received from Friedberg.
50. In May of 2009, Plaintiff filed EEOC charges against Defendant and included years of sexual harassment that she also experienced from Raniere.
51. In or around October of 2008, during the OIG investigation, Friedberg admitted to being aware of Raniere's inappropriate comments to other females in the office; however Defendant never did anything to reprimand Raniere or take any type of disciplinary action against him.
52. In or around July of 2009, in spite of Plaintiff's pending allegations against Raniere, Defendant instructed Plaintiff that all investigations must go through Raniere and thus mandated that Plaintiff have continued contact with Raniere.
53. In or around July 2009, Friedberg further increased his monitoring of Plaintiff's activities and repeatedly ordered her to attend a work related counseling session threatening her with job termination if she failed to comply.
54. From January of 2009 through July 2009, Defendant also assigned Plaintiff unreasonable workloads and constantly criticized the manner in which she handled her cases.
55. From January 2008 thru July of 2009, Plaintiff became increasingly anxious, distressed and suffered extreme emotional pain, loss of appetite and numerous bouts of insomnia as a result of Defendant's acts of sexual harassment and then subsequent retaliation.

56. On August 24, of 2009, as a result of the anxiety and emotional distress Plaintiff experienced as a result of Defendant's conduct, Plaintiff took an unpaid leave of absence during the height of her career, which lasted two years and resulted in Plaintiff losing the opportunities to apply for administrative positions commensurate with her experience.
57. In or around August 2011, Plaintiff, returned to work for the Defendant, once all of the above named individuals had either resigned or retired.
58. In 2008, Plaintiff retained the services of an attorney with offices in New York City to represent her in a Supreme Court civil action involving a property issue (Corrado v. East End Pool & Hot tub, James King et al Index # 22430/2005).
59. While Plaintiff's civil matter was pending and subsequent to Plaintiff's EEOC charge of sexual harassment and retaliation, in August 2009, Defendant initiated an investigation unrelated to her underlying civil action against her attorney involving serious ethical charges of bribery and forgery.
60. In May of 2010, Plaintiff's attorney in the underlying civil action abruptly withdrew as Plaintiff's counsel and her case of five years was subsequently dismissed and she was ultimately forced to settle her case for a fraction of its value.
61. In May 2010, all of the serious ethical charges against Plaintiff's attorney initiated by Defendant that would normally result in formal disciplinary action were also dismissed.
62. At no time during the disciplinary action against Plaintiff's attorney or any time thereafter did Plaintiff's attorney disclose to plaintiff that he was the subject of a disciplinary investigation by Defendant.

63. At no time during the disciplinary action against Plaintiff's attorney or any time thereafter did Defendant disclose to Plaintiff any of Defendant's investigation of her attorney's disciplinary action, violating the rules of professional conduct.

FIRST CLAIM AGAINST DEFENDANT
(Sexual Harassment Discrimination and Retaliation under Title VII)

64. Plaintiff repeats, reiterates and re-alleges each and every allegation set forth above with the same force and effect as if more fully set forth herein.

65. Title VII prohibits discrimination in the terms, conditions, and privileges of employment on the basis of an individual's gender and sex also prohibits retaliation against individuals who in good faith complain about discriminatory practices to which they have been subjected.

66. Defendant, as described above, discriminated against Plaintiff in violation of Title VII by taking adverse employment actions against Plaintiff because of her gender.

67. Defendant retaliated against Plaintiff in violation of Title VII for Plaintiff having in good faith opposed Defendant's discriminatory practices by taking the various adverse employment actions described above against her.

68. As a result of Defendant's discriminatory acts, Plaintiff has suffered and will continue to suffer substantial losses, including loss of past and future earnings and other employment benefits, and has suffered other monetary damages and compensatory damages for, inter alia, mental anguish, emotional distress, humiliation, and loss of reputation.

69. Defendant acted intentionally and with malice and reckless indifference to Plaintiff's rights under Title VII and is thereby liable to Plaintiff for compensatory damages under Title VII.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff, demands judgment against Defendant is as follows:

65. Enter a judgment declaring that Defendant's patterns, practices and omissions, as described above, violate the law;
66. Enter a judgment and award in favor of Plaintiff and against Defendant for reasonable monetary damages, including back pay (plus interest or an appropriate inflation factor and enhancement to offset adverse tax consequences associated with lump sum receipt of back pay), front pay, benefits and all other damages owed to Plaintiff in an amount proven at trial, resulting from Defendant's unlawful and discriminatory acts or omissions;
67. Enter a judgment and award in favor of Plaintiff for the compensatory, punitive, exemplary and liquidated damages available under all applicable Federal, State, and Local laws;
68. Enter a judgment and award in favor of the Plaintiff for costs, including, but not limited to, reasonable attorneys' fees, experts' fees, and other costs and expenses of this litigation;
69. Enter a judgment and award in favor of Plaintiff for pre-judgment and post-judgment interest;
70. Award such other and further legal and equitable relief as may be found appropriate and as this Court may deem just and proper; and
71. Retain jurisdiction over this action until such time as it is satisfied that Defendant has remedied the practices complained of and is determined to be in full compliance with the law.


DEMAND FOR A JURY TRIAL

Pursuant to Rule 38(b) of the Federal Rules of Civil Procedure, Plaintiff demands a trial by jury in this action.

Dated: Great Neck, NY
April 9, 2012

Respectfully submitted,
The Law Office of
BORRELLI & ASSOCIATES, P.L.L.C.
Attorneys for Plaintiff
1010 Northern Blvd., Suite 328
Great Neck, New York 11021
Tel. (516) 248 - 5550
Fax. (516) 248 - 6027

By:


BENNITTA L. JOSEPH (BLJ1064)
MICHAEL J. BORRELLI (MB8533)

1 8AUSANDC conference 1
1 UNITED STATES DISTRICT COURT
1 SOUTHERN DISTRICT OF NEW YORK
2 -----x
2
3 CHRISTINE ANDERSON,
3
4 Plaintiff,
4
5 v. 07 Civ. 9599 (SAS)
5
6 THE STATE OF NEW YORK, et al.,
6
7 Defendants.
7
8 -----x
8
9 October 30, 2008
9 Before:
10
10 HON. SHIRA A. SCHEINDLIN,
11
11 District Judge
12
12 APPEARANCES
13
13 JOHN BERANBAUM
14 Attorney for Plaintiff
14
15 ANDREW M. CUOMO
15 Attorney General of the State of New York
16 BY: LEE ADLERSTEIN
16 WESLEY BAUMAN
17 Assistant Attorney General
18
19
20
21
22
23
24
25

SOUTHERN DISTRICT REPORTERS, P.C.
(212) 805-0300

Ex. "B"

BAUSANDC conference

1 (Case called)
2 THE COURT: Good morning, Mr. Beranbaum.
3 MR. BERANBAUM: Yes, your Honor.
4 THE COURT: That's you.
5 And Mr. Adlerstein?
6 MR. ADLERSTEIN: Yes, your Honor.
7 THE COURT: And Mr. Bauman.
8 MR. BAUMAN: Yes, your Honor.
9 THE COURT: Okay. Is there also -- no, there is no
10 person named Sherry Cohen -- those are the clients. Okay.
11 That's who is here.
12 I received four letters in preparation for today's
13 conference; an October 3rd letter from defendant's counsel in
14 response to this Court's requirement that a letter be submitted
15 on, for every pre-motion conference saying that the defendant
16 would like to move for summary judgment and explaining why the
17 defendants think they could prevail, and then on October 23rd
18 plaintiff's response with respect to the potential defendant's
19 summary judgment motion, and then the letter dated October 24th
20 from plaintiff's counsel expressing a concern about a
21 deponent's testimony, and then a response dated 10/27 --
22 October 27th from the defendants responding to the plaintiff's
23 October 24th letter regarding that deponent's testimony.
24 I would like to, of course, start with the discussion
25 about summary judgment. And while -- oh. I'm sorry to
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BAUSANDC conference

1 interrupt myself but I want to thank you for coming early. You
2 were on for 1:30 and managed to change to 10:30 and the Court
3 appreciates that.

4 So, without asking you to repeat your entire letter
5 since I don't usually take oral argument on a motion, I do it
6 up front, so to speak, by having the pre-motion process this
7 becomes the equivalent of the oral argument. So, it is a good
8 chance for me to hear a little bit more about this proposed
9 motion even though it might, to some extent, repeat the letter.

10 So, with that, Mr. Adlerstein or your colleague, do
11 you wish to be heard?

12 MR. ADLERSTEIN: Yes, your Honor. I can speak to and
13 I want to just mention again if my voice defects me to some
14 extent, I know that the Court will understand.

15 THE COURT: Yes.

16 MR. ADLERSTEIN: We think that we have a strong motion
17 on various grounds and, essentially, there are three claims
18 here. There is a discrimination claim based on racial
19 discrimination, there is a whistle-blowing claim that's based
20 on things that the plaintiff said that she was telling people
21 during the course of events that led to her dismissal, and then
22 finally there is a retaliation claim which kind of, I guess,
23 blends into the whistle-blowing claim in very large measure.

24 The reason we think we have a strong motion for
25 summary judgment is that when the record is examined as a

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BAU5ANDC conference

1 whole -- and we would expect in a motion, your Honor, to of
2 course delve into the record and show your Honor the specific
3 deposition testimony and documentation which pertains here and
4 there is a fair amount of deposition testimony and also a
5 substantial amount of documentation which relates to the case
6 because there was intraoffice communications of various kinds
7 that went on -- we think that the discrimination claim just
8 will not hold up to scrutiny on a summary judgment basis.

9 We think that Mr. Beranbaum, in his own letter I
10 think, in effect, acknowledges that he has some heavy lifting
11 because he relies on precedent to the effect that the person
12 who allegedly was the source of the racial animus, Sherry Cohen
13 or such is the allegation, through communications that she
14 made, infected other people who were decision makers in having
15 Ms. Anderson discharged from her position. And on the basis of
16 that infection, as it were, the decision as a whole to dismiss
17 Ms. Anderson should be regarded as resulting from racial
18 discrimination.

19 So, you have kind of a double thing that is a result
20 from the racial discrimination. There is kind of a proximate
21 cause relationship there. And I think we're going to be able
22 to show that the decision on the part of the Office of Court
23 Administration Personnel as well as the Court personnel who
24 made the decision to discharge Ms. Anderson, was not affected
25 by any kind of racial discrimination.

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8AUSANDC conference

1 THE COURT: But what I am worried about is whether
2 that's a fact issue. I can't comb the record and then decide
3 facts.

4 MR. ADLERSTEIN: Well, your Honor, I think again that
5 gets me to my next point, that there is simply no evidence by
6 which a fact finder could infer that there was racial
7 discrimination.

8 THE COURT: What if Ms. Cohen's behavior shows it?

9 MR. ADLERSTEIN: Ms. Cohen's behavior or alleged
10 behavior --

11 THE COURT: Yes.

12 MR. ADLERSTEIN: -- we think is based solely on
13 unsubstantiated conjecture --

14 THE COURT: Wait. Wait.

15 MR. ADLERSTEIN: -- and speculation.

16 THE COURT: What does that mean? A plaintiff can
17 create an issue of fact.

18 If a plaintiff says -- not taking this case now and
19 making up a hypothetical case, a typical case of sex
20 discrimination, let's say -- he touched me, he said, he did.
21 Whatever that plaintiff says is evidence. It is not conjecture
22 or speculation. If the plaintiff says that the defendant --
23 and I said I'm making up a difference case so you won't think
24 it is this one -- but you know, he did something inappropriate.
25 That's her version. And in that case that would be enough to

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8AU5ANDC conference

1 get to a jury.
2 MR. ADLERSTEIN: Except the plaintiff's own language
3 doesn't link it to race and the only evidence that the
4 plaintiff even attempted to link that allegation to race is
5 based on conjectural testimony from other employees which will
6 not hold up both on a matter of fact that it would not be
7 admissible evidence and also that it is unsubstantiated and
8 speculative.
9 THE COURT: Well, wait. Ms. Anderson testified that
10 she heard Ms. Cohen making racially derogatory remarks about
11 Black people and Hispanics?
12 MR. ADLERSTEIN: I don't believe that that is actually
13 an accurate portrayal of what's in the record.
14 THE COURT: Oh. Well, I don't -- I didn't study the
15 deposition but that's what was represented to me in the letter.
16 MR. ADLERSTEIN: Right.
17 THE COURT: Did Mr. Beranbaum lie in the letter? Did
18 you lie in the letter or did she say in her deposition that she
19 personally heard Ms. Cohen making racially derogatory remarks
20 about Black people and Hispanics?
21 MR. BERANBAUM: That's correct. She has told me that.
22 THE COURT: I didn't ask you what she told you, I said
23 what did she say in her deposition under oath? Is it there or
24 not there in the transcript?
25 MR. BERANBAUM: There is -- some of it is there and
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8AU5ANDC conference

1 some of it was not asked and so it was not -- and so, she
2 didn't need to answer it but she will provide an affidavit
3 that's not inconsistent with a deposition.

4 THE COURT: Right. An affidavit can't be
5 inconsistent. It will be completely discounted.

6 MR. BERANBAUM: It won't be.

7 THE COURT: That means it will open up another
8 deposition. I mean, if she's going to say things that are new
9 that are in an affidavit here, we haven't gotten very far.

10 MR. BERANBAUM: Well, these are remarks that Ms. Cohen
11 said about Black people and about Hispanics.

12 THE COURT: I know, but Mr. Adlerstein doesn't know
13 about this. This is not in the record. I thought the record
14 was closed. Now she wants to submit an affidavit in support of
15 defending defendant's summary judgment motion.

16 MR. BERANBAUM: Some of it isn't in the deposition
17 and, as I said, it is not going to be inconsistent.

18 THE COURT: I heard him saying that but it is new and
19 if Mr. Adlerstein did know about it he wouldn't have made the
20 motion. So, I'm wondering if you shouldn't just do the
21 affidavit right now and find out what it is that she's going to
22 say that's not in the deposition and Mr. Adlerstein can look at
23 the deposition and he can analyze for himself whether he thinks
24 it is inconsistent and write a letter to the Court saying you
25 can't accept the affidavit, it is only inconsistent, or you can

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8AU5ANDC conference

1 say, well, I agree that wasn't asked, it is not inconsistent.
2 If that's what she's going to say in opposition to the motion I
3 can't move on that one claim.
4 Anyway, you were starting to say?
5 MR. BERANBAUM: I would be happy to do that.
6 THE COURT: Then do it. When can you get the
7 affidavit out?
8 MR. BERANBAUM: Next week.
9 THE COURT: What day? Close of business Wednesday?
10 MR. BERANBAUM: Sure.
11 THE COURT: Okay. So, in any event, let's say she did
12 say what he put in his letter that she heard Ms. Cohen making
13 racially derogatory remarks about Black people and Hispanics,
14 and then another witness would say -- and maybe this isn't good
15 enough -- but Black investigators of the DDC, you would say
16 Ms. Cohen discriminates against employees of color by routinely
17 harassing, demeaning and micro-managing them until they
18 eventually are forced out of their jobs.
19 Do you know about that testimony, this DDC
20 investigator or, again, this is new and not in the record right
21 now?
22 MR. ADLERSTEIN: Well, there is testimony from
23 co-workers where they make blanket statements to that effect.
24 However --
25 THE COURT: Do you know who this actual person is, a
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8AU5ANDC conference

1 former Black investigator at the DDC that he quotes in the
2 letter? Do you know who that is?

3 MR. ADLERSTEIN: Yeah. The person was -- there were
4 two people.

5 THE COURT: As long as you know who it is.

6 MR. ADLERSTEIN: There were two people who were
7 deposed.

8 THE COURT: Okay.

9 MR. ADLERSTEIN: And what we have done is we have
10 taken a look at that deposition testimony which the plaintiff
11 took and that deposition testimony is wholly conclusory. There
12 is no specifics where the individual says that they were able
13 to see how the conduct toward individuals they claimed who were
14 treated differently was related to race. It was a totally
15 conclusory fact.

16 I would ask the Court to consider the fact that we
17 will be able to cite case law. We just received a decision
18 from Judge Sifton in a case that we didn't cite in our letter,
19 a case called Moore v. New York State Division of Parole, 2008
20 U.S. District Lexis 72260, where a similar testimony was
21 offered in opposition to a motion for summary judgment. And
22 Judge Sifton cited case law rejecting the import of that
23 testimony to the effect that this was wholly conclusory
24 statements, that the impression of the person who was being
25 asked was that there was discrimination going on saying that I

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8A05ANDC conference

1 don't like how this particular person was treated and because I
2 didn't like how this person was treated it must have been
3 because of race.

4 That kind of testimony has been rejected under case
5 law and I think that irrespective of what Mr. Beranbaum is
6 going to be coming up with, I doubt very much that it is going
7 to be able to be linked to specific conduct on Ms. Cohen's part
8 or anyone else's part which demonstrates in any way, shape, or
9 form that race was in any way linked to the decision that was
10 made with respect to Ms. Anderson.

11 THE COURT: As for this recent decision, there are
12 hundreds and hundreds of District Court opinions on employment
13 discrimination cases. It is really best to cite controlling
14 law which is Circuit or Supreme Court. One can get lost in the
15 thicket of District Courts so I think the most persuasive
16 authorities for me usually are of course starting with the
17 United States Court; second, the Second Circuit Court of
18 Appeals; and third, if I have said it in a prior opinion I
19 guess I should be reminded. But, other than that, you know,
20 the plethora of District Court cases are not too fascinating.

21 MR. ADLERSTEIN: Judge Sifton does cite a District
22 Court case.

23 THE COURT: Then you should too.

24 MR. ADLERSTEIN: A case called Schwab v. Toufayon.

25 THE COURT: Yes. I remember that case.

SOUTHERN DISTRICT REPORTERS, P.C.

(212) 805-0300

8A05ANDC conference

1 MR. ADLERSTEIN: He cites that case.
2 THE COURT: That's fine.
3 MR. ADLERSTEIN: And I think the prevailing law is
4 along those lines.
5 So, I would submit to the Court that there is at least
6 a very serious issue here about a link to racial discrimination
7 which your Honor ought to take a look at on summary judgment as
8 to whether you have more than speculative and conclusory
9 testimony as well as whether or not there is a real link
10 between anything Ms. Cohen would have thought or said or done
11 and the actual decision to have dismissed --
12 THE COURT: Okay. Let's go to retaliation.
13 MR. ADLERSTEIN: So that's on that.
14 THE COURT: Can we go to retaliation?
15 MR. ADLERSTEIN: Absolutely. Opinion on the
16 whistle-blowing or retaliation claim, there I know your Honor
17 has recently written on it in the Fiero case. We took a look
18 at Fiero as well as other cases. We cited the Routolo case.
19 THE COURT: Oh yeah, Fiero. They're appealing that.
20 Somebody is appealing Fiero. They don't like what I did.
21 MR. ADLERSTEIN: Okay.
22 THE COURT: You didn't like it.
23 MR. ADLERSTEIN: Routolo.
24 THE COURT: No, no. Fiero.
25 MR. BERANBAUM: In Fiero your Honor decided that the
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(212) 805-0300

8AUSANDC conference

1 speech involved was, in effect, citizen speech, it wasn't
2 because the person was actually saying that the employee was
3 saying that they had been asked to do specifically dishonest
4 acts.
5 THE COURT: It was a teacher dispute.
6 MR. ADLERSTEIN: Right. Right. And what the Routolo
7 case instructs, as well as other cases, is that essentially
8 which side of the fence the speech is on that was allegedly
9 linked to the firing --
10 THE COURT: Right.
11 MR. ADLERSTEIN: -- is to be determined by a Court as
12 a matter of law.
13 THE COURT: Okay.
14 MR. ADLERSTEIN: And so, we think that the motion for
15 summary judgment will provide an opportunity. It will be our
16 position, your Honor, that the record shows that the alleged
17 speech was essentially linked to the plaintiff's job and her
18 job duties. What she claims to have done was to have said to
19 some superiors, I think that you are going too easy on some
20 people in some cases and as a result of that we are not
21 fulfilling our mission. However, at the same time she doesn't
22 go beyond the small circle of people that she's talking to.
23 There is allegations in the complaint that somehow this was an
24 allegation relating to corruption that was going on. When the
25 plaintiff was asked about corruption inside the agency in her
SOUTHERN DISTRICT REPORTERS, P.C.
{212} 805-0300

8AU5ANDC conference

1 deposition, the plaintiff was unable to point to any specific
2 instance of corruption or any real patterns of corruption. It
3 just didn't hold up.

4 And so, we think that we are going to be able to show
5 in this motion, through a combination of all the circumstances
6 which the Courts have said contribute to a decision on what
7 kind of speech it is, whether it is in effect citizen speech or
8 whether it is job-related speech, we think we are going to be
9 able to show, your Honor, that clearly here what happened was
10 that it was job-related speech and that it was not speech as a
11 citizen.

12 We understand that the plaintiff is --

13 THE COURT: Therefore it doesn't have the same First
14 Amendment protection.

15 MR. ADLERSTEIN: That's right. That's right.

16 THE COURT: How does that help us with the retaliation
17 claim itself?

18 MR. ADLERSTEIN: Well, because the retaliation claim
19 is essentially that the plaintiff was dismissed as a result of
20 having told Katherine Wolf, who was the chief clerk, as well as
21 some other vague claims that the plaintiff has made about
22 perhaps telling others as Mr. Beranbaum said in his letter,
23 about such things. However, we have not seen substantiation of
24 that in the record. And even though Ms. Wolf denies that the
25 plaintiff made any of those kinds of comments to her, we think

SOUTHERN DISTRICT REPORTERS, P.C.

(212) 805-0300

BAUSANDC conference

1 that even if she had said what she claims to have said to
2 Ms. Wolf, it wouldn't have comprised the kind of speech which
3 is protected. And also --
4 THE COURT: Once the speech isn't protected, let's say
5 it is in the course of her job, it is not a citizen job, then
6 they can fire her for the speech.
7 MR. ADLERSTEIN: That even if they had fired her for
8 the speech that it would have been permissible. However, we,
9 at the same time we are going to be able to show that the
10 firing itself was not linked to that speech and so that the
11 causation hasn't been shown. That's essentially the first step
12 is to show that.
13 THE COURT: You have a two-prong attack.
14 MR. ADLERSTEIN: Yes. And basically it is a two-prong
15 attack and that under Routolo, because it is an issue of law,
16 it provides the Court the opportunity to weigh into that
17 particular issue.
18 THE COURT: Well, except you are saying even if it was
19 protected speech it doesn't matter.
20 MR. ADLERSTEIN: Right.
21 THE COURT: She wasn't fired based on the speech now
22 as a matter of law, not issue of fact.
23 MR. ADLERSTEIN: Right. And we also think we are
24 going to be able to show that there was a lack of temporal
25 proximity because the conversation with Ms. Wolf took place in
SOUTHERN DISTRICT REPORTERS, P.C.
(212) 805-0300

8AU5ANDC conference

1 August of '06, the firing took place in June of '07; that this
2 would not have been linked to the -- so, there is various
3 instances that we would like to be able to present to the Court
4 on that particular issue.

5 THE COURT: Okay.

6 MR. ADLERSTEIN: And I would submit, on that basis,
7 the motion for summary judgment will be of at least substantial
8 assistance to the Court.

9 THE COURT: There is no such thing as substantial
10 assistance. Either you win it or you lose it. You think you
11 can win it.

12 MR. ADLERSTEIN: We think we can.

13 THE COURT: Because I don't need any assistance.

14 MR. ADLERSTEIN: No, but I mean in terms of the
15 parties involved in shaping the case and we think we will win.

16 THE COURT: Mr. Beranbaum, do you want to respond?

17 MR. BERANBAUM: Yes.

18 In terms of the race discrimination case, as the Court
19 well knows race discrimination, the determination is one of
20 intent and that's a province usually reserved for the jury to
21 make that decision in summary judgment.

22 THE COURT: There has to be some evidence on which
23 they can make it. What the summary judgment motion is saying
24 on the discrimination case is the record has no evidence; not
25 only little evidence but no evidence.

SOUTHERN DISTRICT REPORTERS, P.C.

(212) 805-0300

BAU5ANDC conference

1 MR. BERANBAUM: Yes. And I think that that's just an
2 incredible position to take.
3 THE COURT: Why?
4 MR. BERANBAUM: I will explain.
5 THE COURT: Okay, but yes, but here is my question.
6 Because a supervisor can harass an employee for all kinds of
7 other reasons, they just don't like the way they dress or they
8 don't like I don't know what else, they don't like the way they
9 speak or something or other. And while it is not a nice thing,
10 it is not actionable. This has to be linked to race.
11 MR. BERANBAUM: That's right.
12 THE COURT: Okay.
13 MR. BERANBAUM: And here a jury could make a
14 reasonable inference linking the adverse action, the hostility,
15 the hostile environment and the recommendation for firing --
16 THE COURT: Based on what.
17 MR. BERANBAUM: -- with race.
18 THE COURT: Because the plaintiff is a minority?
19 That's not enough.
20 MR. BERANBAUM: It is certainly not my position.
21 THE COURT: Okay. So what is the evidence?
22 MR. BERANBAUM: The evidence is that she has been
23 heard by co-workers, including my client, of making racially
24 insensitive maybe racist remarks, that she has an animus
25 towards minorities and Black people in particular as reflected
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(212) 805-0300

BAUSANDC conference

1 by those remarks.
2 The remarks, it is contrary to counsel's
3 characterization that these remarks are simply conclusory. The
4 individual I quoted, and his name is Mr. Van Loo, and the
5 defendant took his deposition, not the plaintiff, he, in his
6 affidavit spoke specifically about disparate treatment that he
7 received --
8 THE COURT: That he himself received?
9 MR. BERANBAUM: Correct.
10 THE COURT: Not reporting about what he thinks she
11 said to others.
12 MR. BERANBAUM: That's correct, your Honor. And,
13 candidly, that's an issue. If we can show, which I think we
14 can, a generalized racial animus reflected in both her
15 treatment and disparate treatment to my client and others and
16 racially insensitive remarks, if we can show that she had that
17 animus and we can show that she was the prime mover in the
18 termination of my client, I think that's enough to get to a
19 jury and that's our case.
20 THE COURT: Funny, you don't really disagree much with
21 Mr. Adlerstein, you just think the law is broader in accepting
22 that kind of generalized proof than he does.
23 MR. BERANBAUM: No, I --
24 THE COURT: I mean, she can't say that this supervisor
25 said to me or wrote to me or did anything to me that was
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(212) 805-0300

BAUSANDC conference

1 explicitly race discrimination so it is more of a generalized
2 allegation: She didn't treat me very well and, by the way, she
3 is a racist.

4 MR. BERANBAUM: She didn't treat me very well and, in
5 fact, she treated me differently than White people.

6 THE COURT: Right.

7 MR. BERANBAUM: She made ably insensitive remarks in
8 my presence.

9 THE COURT: We don't have that here. That's going to
10 be this affidavit.

11 MR. BERANBAUM: We do have that. I'm being perfectly
12 on the safe side. I didn't review the deposition. They might
13 all be in there but I want to be on the safe side and if there
14 is anything that is not in there I will have an affidavit but,
15 trust me, there is remarks in the deposition. And thirdly,
16 what she said to other people and how she -- minorities and how
17 she acted towards other people. That's our evidence.

18 THE COURT: Okay. It sounds like a difficult case.

19 MR. BERANBAUM: Can I just make one other point?

20 THE COURT: Yes.

21 MR. BERANBAUM: On top of that, there was
22 extraordinary efforts made against this woman and some of which
23 I referred to, these biased evaluations, not letting her
24 respond to them, keeping her in the supervision of a woman who
25 she feared because she had been assaulted. And there is case

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(212) 805-0300

BAUSANDC conference

1 law, as I'm sure your Honor recognizes, that this kind of
2 irregular treatment one can infer in combination with other
3 evidence was caused by discriminatory animus.

4 THE COURT: All right. This may be one of the rare
5 cases where the discrimination claim may survive and the
6 retaliation won't. We often have the opposite outcome at the
7 end of the day. Do you want to address the retaliation claim
8 briefly?

9 MR. BERANBAUM: Sure.

10 The retaliation claim, and you know I think
11 Mr. Adlerstein and I agree that the issue here is under
12 Garcetti. She was speaking as a disgruntled employee.

13 THE COURT: He goes one step farther and says even if
14 the speech was protected, there is no proof she was fired.

15 MR. BERANBAUM: Yes, and that's a fact question.

16 THE COURT: Not necessarily. There, again, has to be
17 some facts in the record from which a reasonable juror could
18 find that she was fired because of her speech. There has to be
19 something to support it. A jury can't just pluck it out of the
20 air.

21 MR. BERANBAUM: Well, I can show temporally --

22 THE COURT: He said the opposite. He said temporally,
23 no, no, no, but he gave me some dates, for his part of the
24 record and I will have the transcript to look at. What do you
25 have to say? Surely the date of termination is the same. What

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(212) 805-0300

8A05ANDC conference

1 did you tell me it was?
2 MR. ADLERSTEIN: June of '07, your Honor.
3 THE COURT: That must be agreed upon.
4 MR. BERANBAUM: Right. And the assault that I
5 mentioned that grew out of her complaint was in June of '06.
6 And thereafter there was a series of adverse -- of negative and
7 hostile actions on the part of this woman.
8 THE COURT: I know, but her speech, the complaining
9 speech. What was the complaining speech? By the way, because
10 you don't pause so there is no use talking to you.
11 MR. BERANBAUM: I'm sorry.
12 THE COURT: Mr. Adlerstein, when is the complaining
13 speech.
14 MR. ADLERSTEIN: When I was alleging to this alleged
15 whistle-blower speech, in August of '06.
16 MR. BERANBAUM: Right.
17 THE COURT: So a year.
18 MR. BERANBAUM: In September of '06.
19 THE COURT: Still close to a year earlier.
20 MR. BERANBAUM: But I think the record will make it
21 clear that she continued to make complaints. Then she spoke to
22 Mr. Cahill and there are --
23 THE COURT: What is the most recent speech to the
24 termination that you have in the record?
25 MR. BERANBAUM: In the record, she submitted a
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(212) 805-0300

8AUSANDC conference

1 grievance in which she referred to the retaliation for her
2 complaints about the soft treatment that the DDC was according
3 attorneys and that was in the spring.

4 THE COURT: She was fired when again? June? June.
5 MR. BERANBAUM: Yes. Truly, the Garcetti issue I
6 think is really what's key.

7 THE COURT: I don't know about that. It may mean
8 there is not enough of a link no matter what.

9 Okay. I think I get the argument. If there is
10 nothing you wish to add I thank you both for coming in early.
11 We need to go over the schedule, or do we?

12 MR. ADLERSTEIN: Well, I think it would be helpful to
13 have a schedule.

14 THE COURT: But I'm saying we don't have one yet.
15 MR. ADLERSTEIN: No, we do not.

16 THE COURT: That's the next step, to set the schedule.
17 I have one other question. Have you tried to mediate
18 this employment dispute in the building? I send the case to a
19 magistrate judge or the Court Annexed Mediation Program. Did I
20 do either here?

21 MR. BERANBAUM: I suggested it. We had suggested it.
22 THE COURT: I don't wait for your consent other than
23 which one do you want, magistrate judge or Court Annexed
24 Mediation Program which of course is free, but you have to go
25 to one or the other.

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(212) 805-0300

BAUSANDC conference

1 MR. BERANBAUM: I see.
2 THE COURT: Maybe you didn't do that because at one
3 time Ms. Anderson had a different lawyer, I think it was a
4 different setting. In any event, I didn't send you. Is that
5 it?
6 MR. BERANBAUM: Correct.
7 THE COURT: Do you want to go to magistrate judge or
8 the Court Annexed Mediator?
9 MR. ADLERSTEIN: I think the magistrate judge.
10 THE COURT: Fine. What month would you like to?
11 MR. BERANBAUM: Your Honor, may I say something?
12 THE COURT: No. Not really. It is going to go to the
13 magistrate judge.
14 MR. ADLERSTEIN: Would that be the same magistrate
15 judge because my --
16 THE COURT: As what?
17 MR. ADLERSTEIN: As has been handling the discovery.
18 THE COURT: In the Anderson case?
19 MR. ADLERSTEIN: Yes.
20 THE COURT: Who is that?
21 MR. ADLERSTEIN: Judge Peck. And the only reason I
22 say so, Judge Peck is in my eyes is great but we've had some
23 sort of discovery run ins. My client feels a little weary and
24 I don't think it would be productive in that case.
25 THE COURT: I don't know. I have to speak to the, I
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8AU5ANDC conference

1 guess, the chief magistrate judge whether they can assign it to
2 a different one for settlement purposes only. So, I will fill
3 out the form and then I will look into that but I do want to
4 make sure it gets done. So, I will put down November. If you
5 are going to talk settlement you might as well talk. Discovery
6 is pretty well known so I will put down November and we will
7 see who it will be.

8 MR. ADLERSTEIN: Your Honor, perhaps if -- no, that's
9 okay.

10 THE COURT: I want to get you a schedule for the
11 summary judgment so I can move on to the remaining cases and
12 get out on time.

13 MR. ADLERSTEIN: Your Honor, may I make a suggestion
14 about the schedule?

15 THE COURT: All right.

16 MR. ADLERSTEIN: We were going to ask your Honor for a
17 January date for submission of the motion. There is a couple
18 of things going on. First, my hours have been curtailed
19 because of the fact that I haven't been feeling well, I'm under
20 some medication with what I have been dealing with; and
21 secondly, both Mr. Bauman and I have a trial in front of Judge
22 Sifton scheduled for December the 8th, and so we think that we
23 would be able to get a motion in by the early part of January.

24 THE COURT: Today is October 30th. I thought you
25 meant that that would be fully submitted by then. Moving

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(212) 805-0300

BAU5ANDC conference

1 papers would be before and the response papers and reply
2 papers.
3 MR. ADLERSTEIN: I respectfully request that for those
4 factors, my hours have been curtailed and also we do have that
5 trial that we need to concentrate on. In that case there is a
6 fair amount of pretrial activity that judge Sifton has ordered,
7 and it just happens that Mr. Bauman and I are both involved in
8 that trial. And so, I would respectfully request that the
9 Court allow us to see clear to --
10 THE COURT: But you have a big, big, big office. In
11 other words, are you not the only two people there. To ask
12 basically that the case go on hold for two and a half months is
13 what you are saying. You know, once the papers are filed in
14 summary judgment from the moment the first person files and
15 then the next response and then reply and then waiting for the
16 Court, it almost always takes half a year. That's my
17 experience from beginning to end and that's a long time so I
18 just wanted to start the process. I'm not saying it has to be
19 filed in a week or 10 days, but to ask for two and a half
20 months to file papers, I understand the reasons that you two
21 are but you have a big, big office.
22 MR. ADLERSTEIN: Well, the fact is, your Honor that --
23 THE COURT: And your case before Judge Sifton may
24 settle. That happens all the time.
25 MR. ADLERSTEIN: I don't expect that case is going to
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BAUSANDC conference

1 settle. That hasn't been successful before and also there is a
2 fair amount of ground to cover here and I'm just looking to try
3 to be realistic and not have the kind of pressure which I think
4 would be very difficult to deal with under the circumstances.

5 THE COURT: What is your view?

6 MR. ADLERSTEIN: I had mentioned that to
7 Mr. Beranbaum.

8 THE COURT: Mr. Beranbaum, what is your view?

9 MR. BERANBAUM: I'm certainly going to accommodate
10 Mr. Adlerstein's not feeling well and he's always extended me
11 courtesies and so I don't feel like I'm going to object to his
12 needs and trust what he has to say.

13 THE COURT: But, Mr. Adlerstein, since I'm not a great
14 fan of this proposal in the first place I'm not going to give
15 any adjournment. I don't see how you are better off putting it
16 the day after your trial.

17 MR. ADLERSTEIN: No, the trial is December 8.

18 THE COURT: I know.

19 MR. ADLERSTEIN: So if your Honor gave us --

20 THE COURT: How long is it supposed to last?

21 MR. ADLERSTEIN: Probably a week or a little bit more.
22 If your Honor gave us an early January date it would be my
23 expectation -- I'm not going away in the holiday period.

24 THE COURT: Okay. But, I'm telling you now I'm not
25 going to adjourn it, it is a no adjournment schedule. January

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(212) 805-0300

8AUSANDC conference
1 7th for the moving papers.
2 MR. ADLERSTEIN: Thank you.
3 THE COURT: No adjournments.
4 Mr. Beranbaum, how long do you need to respond to it?
5 MR. BERANBAUM: I would like four weeks, please.
6 THE COURT: February 4th.
7 How long do you need to reply, Mr. Adlerstein?
8 MR. ADLERSTEIN: Three weeks, your Honor.
9 THE COURT: See my point? February 25th.
10 MR. BERANBAUM: I think two weeks is the ordinary.
11 THE COURT: There is no ordinary. February 25th is
12 it. This is a no adjournment schedule: January 7th, February
13 4th, February 25th, all page limits apply. Exhibit limits,
14 don't tinker with them they're out there in the rules. They're
15 out there in the internet. That's it. Or you can get them off
16 the court website. Thank you.
17 MR. BERANBAUM: Your Honor, would you want to address
18 my second letter?
19 THE COURT: Oh, right. Your second letter.
20 You know, I don't think there is much to address. I
21 read the letter. I'm not sure that you are asking me anything.
22 You just seem to want to tell me something or report it to me.
23 Okay. You reported it to me. You are not really asking me to
24 do anything, are you? If so, your letter didn't make that
25 clear. Do you want me to do anything? We don't need names, I
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1 BAUSANDC conference
2 know you are concerned about privacy. What do you want me to
3 do?
4 MR. BERANBAUM: As an officer of the court I wanted to
5 apprise the Court of it and, if the Court felt necessary, to
6 refer it to anybody.
7 THE COURT: I don't.
8 MR. BERANBAUM: Thank you.
9 THE COURT: Thank you.
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EXHIBIT 3 – FRANKLIN PEREZ ORDER

S.D.N.Y. - N.Y.C.
07-cv-11196
Schindler, J.

**United States Court of Appeals
FOR THE
SECOND CIRCUIT**

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 5th day of January, two thousand ten,

Present:

Richard C. Wesley,
Peter W. Hall,
Debra Ann Livingston,
Circuit Judges.



Eliot I. Bernstein, *et al.*,
Plaintiffs-Appellants,
v.

08-4873-cv

Appellate Division First Department
Departmental Disciplinary Committee, *et al.*,
Defendants-Appellees.

Appellant Bernstein, *pro se*, moves to compel the appointment of counsel and for extensive relief. Upon due consideration, it is hereby ORDERED that the motion is DENIED to the extent it seeks to compel the appointment of counsel and the appeal is DISMISSED because it lacks an arguable basis in law or fact. See 28 U.S.C. § 1915(e); see also *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); see also *Pillay v. INS*, 45 F.3d 14, 17 (2d Cir. 1995) (this Court has "inherent authority, wholly aside from any statutory warrant, to dismiss an appeal or petition for review as frivolous when the appeal or petition presents no arguably meritorious issue for our consideration."). It is further ORDERED that the remainder of Appellant Bernstein's motion to compel, and all motions that remain pending before this Court, are DENIED as moot.

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk

By:

5/10/2010

EXHIBIT 4 – FRANKLIN PEREZ INFORMATION

January 05, 2010 Order Signed by, Franklin Perez, may be part of a much larger FRAUD on the COURTS being committed in the US Second Circuit with the aid of Members of this Court, as revealed in a Lawsuit filed and represented by Attorney Ruth M. Pollack, Esquire, titled,

“IN THE SUPREME COURT OF THE UNITED STATES - KEVIN G. CHESNEY AND LORRAINE CHESNEY, PETITIONERS V. VALLEY STREAM UNION FREE SCHOOL DISTRICT NO. 24, ET AL., RESPONDENTS”

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

PETITION FOR WRIT OF CERTIORARI

filed with the US Supreme Court and found online at http://www.scribd.com/doc/58592324/Ruth-Pollack-SCOTUS-Petition-for-Certiorari-on-2nd-Circuit-Court-Fraud?secret_password=&autodown=pdf and the filed case at the US Supreme Court and the attached URL are hereby incorporated by reference in ENTIRETY herein.

All arguments contained within the Chesney’s Lawsuit regarding Fraudulent Court Orders pertaining to Franklin Perez and Defendant Catherine O’Hagan Wolfe, are hereby further included in this Motion as further PRIMA FACIE evidence of THIS COURT’S CONTINUED & ONGOING OBSTRUCTIONS caused by Court Officials in a plethora of cases, including this one where both Perez and Wolfe are directly involved. Please print the document at this URL and include the SUPREME COURT CASE DOCKET for this case and attach them as physical Exhibits to this Motion, due to the ongoing claims of docket fraud and document fraud as alleged in the Chesney/Pollack case, the Anderson Lawsuit and the Legally Related Lawsuits to Anderson. These document and docket frauds may be affecting not only the lawsuits related herein but tens of thousands of other US Civil and Criminal Cases, therefore all exhibits should be printed and added directly to this Motion. From the Online Court Filing in the above matter, quote,

“e) immediate stay of appeal pending criminal investigation into docket fraud, file destruction and conference with judges, and f) stay of appeal pending “resolution of [Petitioners’] anticipated writs of certiorari, mandamus to the United States Supreme Court, based on impossibility of briefing within appeal due to destroyed record and fraudulent Order signed by Operation’s Analyst Franklin Perez for RCW [Justice Richard C. Wesley, Esq.],” and g) a default judgment due to proven tampering, destruction and fake Orders. App. 69-92 This case is unique and shocks the conscience for its total lack of due process under FED. R. CIV. P. at the trial court level and under FED. R. APP. P. at the appellate level. The Second Circuit failed to afford Petitioners with due process in multiple ways in that there were:

- 1) no docketed, annotated, certified Record on Appeal; App. 106-120
- 2) no certified transcripts of district court proceedings; App. 106-120 17
- 3) no original lower court documents as stated on the Second Circuit General Docket as published on PACER;
- 4) no CAMP conference; App. 106-120
- 5) no briefing schedule or pre-briefing conference; App. 106-120
- 6) no oral arguments, even though oral argument was formally requested seven (7) times; App. 106-120
- 7) no panel of judges or single judge, at least twelve (12) different judges’ names appeared without their knowledge on fake Orders and on the fake

General Docket, but no judge or panel of judges ever heard the case or met with the parties; App. 106-120

8) no appearance of this case or any of its seven (7) T-1080 motions by Petitioners appeared on any approved calendars maintained by the Clerk of the Court; App. 93-105

9) no judge's signature on any documents or purported orders of the Court;

10) no valid orders were issued; in fact, all motions by Petitioners were falsely claimed to have been "sua sponte" denied by the Court, even though none were ever calendared or seen by a judge or a panel of judges as required by FED. R. APP. P.; App. 10 a fake "Order" dated, filed by stamp of January 07, 2010 is falsely docketed on the General Docket as 18 "entered" on January 8, 2010, signed by "Operations Analyst Franklin Perez for Judge Richard C. Wesley (RCW by FP)."

App. 7-9 The fake order, miss-mailed to an incorrect address late and post marked four (4) days later to Petitioners' legal counsel Pollack, contains three sitting judges' names all in contravention of FED. R. APP. P. § 25(a)(2)(B)(ii). Hence, there never was a briefing "Order" or a "certified" and "mandated" "Order" dismissing (disposing of) this phantom appeal. App. 1-4

11) No judges present on any calendars. According to the Court's Approved Calendar for the Week of January 4 through January 8, 2010 in the Ceremonial Courtroom (9th Floor), none of the named judges on the fake "order" were "Present" on the date or week indicated. The instant case did not appear on this week's "approved" calendar. None of the fake orders in the instant case appeared on any of the Court's corresponding calendars. App. 93-105 Mr. Perez also appears in other cases as "Deputy Clerk Frank Perez." cf. App. 7-9

12) Staff attorneys with no authority to do so, signed fake Orders and issued them late under unknowing judges' names and failed to docket the fake Orders.

13) No opposition or lawful participation by pro se Respondent – Respondent school 19 district from April 29, 2009 to date – the duration of the case in the Circuit – resulting in a total default by the school district, a fact never acknowledged by the District Court, Circuit Court or Clerk;

14) Circuit Clerk abducted Petitioners' case in that she acted as attorney and counsel on behalf of the defaulting school district in violation of FED. R. APP. P. §§ 45 and 45.1. [Clerk's Duties]

15) Purported Order dated May 5, 2010 that "disposed" of this phantom "appeal" was not seen by any judge or panel of judges, not calendared or entered onto the Court docket, but is purportedly "mandated" on June 10, 2010 and not "docketed" until June 24, 2010. This fake Order was not mandated or sent to and docketed by the district court. App. 1-4, 121

16) No true case manager on the case. The docket reflects at least twelve (12) different "case managers" from several different departments of the Court. App. 106-120

**EXHIBIT 5 – TRANSCRIPT OF TAPED CALLS TO NY GOVERNOR
ANDREW CUOMA AND ATTORNEY GENERAL ERIC SCHNEIDERMAN
OFFICES**

TRANSCRIPTS

**Iviewit calls Andrew Cuomo, Emily Cole, Stephen M. Cohen, James Rogers, et al. re
Criminal Complaints Against Andrew Cuomo, Steven Cohen and Members of This Court.**

Audio File Length: 42.48 minutes

Posted/Shared/Uploaded May 22, 2011



YouTube Channel [eliotberstein](#)

SIX CALLS

CALL DATES

February 8, 2011

March 24, 2011

April 13, 2011

April 14, 2011

Transcribed July 20, 2012

By: Roxanne Grinage, Legal Assistant

HireLyrics Administrative Services

FIRST CALL BETWEEN

**ELIOT BERNSTEIN, WILLIAM WAGNER (A REPORTER) AND
EMILY COLE IN STEPHEN COHEN'S OFFICE**

February 8, 2011

Eliot Bernstein	Quiet on the set [dialed call rings].
1st Female Voice, Executive Chambers	Executive Chambers.
Eliot Bernstein	Hi, Andrew Cuomo please.
1st Female Voice, Executive Chambers	Okay, who's calling?
Eliot Bernstein	My name is Eliot Bernstein and I have on the line with me William Wagener who is a reporter.
1st Female Voice, Executive Chambers	Okay one moment. [call transfers]
2nd Female Voice, Press Office	Press Office.
Eliot Bernstein	Hi, I'm trying to reach Andrew Cuomo.
2nd Female, Voice Press Office	Okay one moment. [brief ring while call transfers]

3rd Female Voice, Executive Chambers	Executive Chambers. May I help you?
Eliot Bernstein	Yes. It's Eliot Bernstein and...
William Wagener	and William Wagener.
3rd Female Voice, Executive Chambers	and William... I'm sorry [pause].
Eliot Bernstein	Yes. It's regarding a criminal complaint I filed against Andrew Cuomo while he was Attorney General. I also filed a copy with Governor Patterson and I haven't had any response back yet.
3rd Female Voice, Executive Chambers	You filed this when he was Attorney General?
Eliot Bernstein	Correct. I filed it with the Attorney General's offices and I filed it with Governor Patterson's office as well as the New York Chief Justice of the criminal courts as well as about fifty other people.
3rd Female Voice, Executive Chambers	And you never heard back from anyone?
Eliot Bernstein	No. In fact this goes way back to Stephen Cohen's promise to get right back to me regarding the criminal complaints and I have several submissions to Mr. Cohen as well as notified federal and state authorities of Mr.

	Cohen's possible criminal activities as well.
3rd Female Voice Executive Chambers	When was the last time you spoke to Stephen Cohen?
Eliot Bernstein	Hmmmm hold on...looks about June 13, '09. And I sent him a letter on June 13, 2009 memorializing our conversation. That was an eight page letter. And, he knows me since childhood so he should know this call well.
3rd Female Voice Executive Chambers	All right. Bear with me one sec.
Eliot Bernstein	Okay. Can I get your name? [keyboard/typing sounds].
3rd Female Voice Executive Chambers	Mr. Bernstein?
Eliot Bernstein	Yes.
3rd Female Voice Executive Chambers	Bear with me one moment sir.
Eliot Bernstein	What is your name? [ringing call transfers]
Emily Cole	Hello Mr. Bernstein? Hi, this is Emily Cole, I work for Steve Cohen.
Eliot Bernstein	Emily, what is your last name?

Emily Cole	Cole, [spells name] C O L E.
Eliot Bernstein	You work for Stephen Cole so you probably have conflict with this matter but I'll let you decide.
Emily Code	Okay.
Eliot Bernstein	I had filed criminal complaints against Andrew Stephen and Monica Connell. I filed a criminal complaint in November with Andrew Cuomo's office directly. I filed it with Governor Patterson so I'm calling also to find out how that complaint is going; and I filed it with the Chief Justice of the criminal courts of New York as well as with Eric Holder and several other people that were investigating the matters that we are discussing.
Emily Cole	Concerning what? - was the complaint?
Eliot Bernstein	Criminal allegations against Andrew Cuomo, Stephen Cohen and Monica Connell....for criminal obstruction of justice and a variety of other things including RICO which I am in the middle of a federal RICO and antitrust civil lawsuit before Shira Anne Scheindlin at the Second Circuit as well tied to a whistleblower Christine Anderson in the New York Supreme Court. Federal Judge Scheindlin has legally related my case to her's. I'm not sure if you're familiar but Stephen Cohen who knows me since [sounds like] Glanko [Glencoe, IL] as a child where we played hockey and other things together, has spoken to me at length about these things and he failed to get back to me dating way back to '09 when I've written letters to him because he requested I write letters to him regarding the criminal activity of Mr. Cuomo.
Emily Cole	Okay.

Eliot Bernstein	So, acknowledging that there could be possible conflicts here, who is going to handle this criminal complaint that's been lodged with the Governor's office against Mr. Cuomo?
Emily Cole	You know what I'm not certain who that would go to. I can check into that and get back to you. I assume perhaps Counsel's office but I think that's more formally the role of the Attorney General's office.
Eliot Bernstein	Well I filed it with the Attorney General while Mr. Cuomo was there and he blatantly disregarded it by failing to do anything, which is again... [Emily Cole asks question]
Emily Cole	By failing to investigate?
Eliot Bernstein	Yes. By failing to turn it over to a non-conflicted prosecutor.
Emily Cole	Okay.
Eliot Bernstein	And that is criminal activity too because that again is obstruction of justice.
Emily Cole	Okay.
Eliot Bernstein	Okay. So now with all that information, do you want to go find out now who to have take this call?
Emily Cole	Sure. Let me ask around and see if I can come up with an answer for you. I know that if you filed the complaint with the Attorney General's office, I'm sure it's still there. I know that it may have not necessarily been handed down, but I'm sure that it is with the administration there and they might be the people to talk to about it as well.
Eliot Bernstein	But I also did file the formal complaint with the Governor asking that the Governor Patterson

	move the complaint through to a special prosecutor.
Emily Cole	Okay. Well if he didn't do that, then there is nothing we can do about that now.
Eliot Bernstein	Well what do you mean?
Emily Cole	If Governor Patterson didn't do that I don't - I'm almost certain I can check for you but there is nothing we can do with that complaint that was filed with Governor Patterson's office if he hadn't passed it on to a prosecutor. So, perhaps re-filing it with the new Attorney General would be my suggestion but again I will check and I will ask Steve and I will find out the best way to go about this and I will let you know.
Eliot Bernstein	Okay, do you need my number or anything?
Emily Cole	Yes please.
Eliot Bernstein	Okay. 561-245-8588. My name is Eliot [spells Eliot] Bernstein [spells Bernstein]
Emily Cole	Okay.
Eliot Bernstein	And as Stephen Cohen knows this involves a car bombing and attempted murder of my family.
Emily Cole	Okay.
Eliot Bernstein	So it has a high priority urgency to it so if you could back to me sometime today or tomorrow that would be great.
Emily Cole	Okay. I will let you know.
Eliot Bernstein	I think he already knows all that.
Emily Cole	Okay. I will have someone get back to you.

Eliot
Bernstein

Thank you have great day. [hang up call ends].

SECOND CALL

**Eliot Bernstein Calls Andrew Cuomo, Governor
03/24/2011 Pat Hanley, Eliot Bernstein [?Sp?
Readingberg ?Sp?] Waiting For Emily Cole.**

Eliot Bernstein	[door closes footsteps heard approaching] Hello.
Pat Hanley	I'm here.
Eliot Bernstein	[sounds like memo to file] Andrew Cuomo, Governor 03/24/2011 Call: Pat Hanley, Eliot Bernstein [?sp? Readingberg ?sp?]. Waiting for Emily Cole.
Pat Hanley	Indiscernible.
Eliot Bernstein	I object and do not consent to any other listeners on this call.
Pat Hanley	Repeats I object and do not consent to any other listeners on this call.
Female voice	Mr. Bernstein?
Eliot Bernstein	Yes.
Kate Wittemore	I'm sorry she's away from her desk and I'm not getting an answer. May I take a number?
Eliot Bernstein	Certainly. My number is 516-245-8588 and it's in regard to our February 8th call regarding the Iviewit companies and the criminal complaint against Andrew Cuomo.
Kate Wittemore	And Mr. Bernstein that's spelled Bernstein?
Eliot Bernstein	Correct. And what is your name please?
Kate Wittemore	My name is Kate.

Eliot Bernstein	And your last name please?
Kate	Excuse me I have to put you on hold.
Pat Hanley	You there?
Eliot Bernstein	Yes.
Eliot Bernstein	"Hey dude" in response to child saying "Hey dad."
Pat Hanley	How long will this take?
Eliot Bernstein	She's gotta find a last name.
Pat Hanley	I notice the way she did that.
Eliot Bernstein	Coughs. Excuse me.
Kate Whittemore	Thank you I'm sorry to keep you holding. What was it that you needed?
Eliot Bernstein	Your last name.
Kate Whittemore	My last name is Whittemore and spells Whittemore.
Kate Whittemore	That's right.
Eliot Bernstein	Types and repeats spelling Whittemore. And Kate what is your
Kate Whittemore	"Thank you for calling" [Kate Whittemore interrupts Eliot Bernstein and ends the call before Elliot Bernstein could complete question].
Pat Hanley	Well Eliot [sounds like] I think I should've

gotten this from her email.

THIRD CALL

**[Eliot Bernstein Initiates Call to Emily Cole]
[Memo to File: Andrew Cuomo call 04/13 2:05 PM.]**

Eliot Bernstein	Good morning, is Emily Cole in?
Female voice	She's at our New York office. I'll connect you.
Eliot Bernstein	Okay. Hello! Emily Cole please.
Emily Cole	This is she.
Eliot Bernstein	This is Eliot Bernstein calling.
Emily Cole	Hi, How are you?
Eliot Bernstein	I'm not well but how are you?
Emily Cole	I'm pretty good.
Eliot Bernstein	I was calling to see if you got any information on my complaints.
Emily Cole	I passed it along...
Eliot Bernstein	Let me ask you a quick question. Are you related to a Cuomo by the way?
Emily Cole	No.
Eliot Bernstein	Is your mom?
Emily Cole	No sir.
Eliot Bernstein	So you're not part of Maria Cuomo Cole?

Emily Cole	No and I don't understand why you are asking all of these questions.
Eliot Bernstein	Well, I'm asking about the handling of a complaint about Andrew Cuomo. If you family that is related and there is an Emily Cole whose mother is
Emily Cole	It is not an appropriate question as this is not the case.
Eliot Bernstein	So you're not the Emily Cole whose father is Kenneth Cole and mother, Maria Cuomo Cole?
Emily Cole	Would you like me to patch your call into someone else who could maybe handle it better?
Eliot Bernstein	Well I'm asking you a question. If you are saying no that you are a different Emily Cole, then that's fine with me. Then I don't have an issue with a conflict. Otherwise I would have a massive conflict as you can understand - YOU would have a massive conflict and I would...
Emily Cole	Regardless...
Eliot Bernstein	No not regardless, let me just explain.
Emily Cole	Okay.
Eliot Bernstein	Let me explain.
Emily Cole	No sir. I just explained there's nothing I can do to help you. All I can do is pass your message along.
Eliot Bernstein	Pass what message along? First of all I would like to get that I called you and we spoke on 03/24, Correct?
Emily Cole	Yes.

Eliot Bernstein	And you were checking into to where the criminal complaint against Andrew Cuomo and Stephen Cohen which were filed both with the AG's office and Andrew Cuomo while he was AG.
Emily Cole	All I can do sir is explain to people that you are check into these complaints.
Eliot Bernstein	What's your title?
Emily Cole	I work for Steve Cohen.
Eliot Bernstein	Okay. Steve Cohen. Now I definitely have a conflict with you because I filed a criminal complaint against Steve Cohen.
Emily Cole	Okay then I should pass your phone call on to someone else.
Eliot Bernstein	Yes. Who are we passing it to?
Emily Cole	I'm not sure who would have a conflict or who would be best to [indiscernible] your phone calls.
Eliot Bernstein	That's your job not mine. You have to address who doesn't have conflict because the Complaint states formally in the beginning, "Please if you have conflict you will avoid me including you as a defendant in a RICO [Emily Cole interrupts]
Emily Cole	Usually it's the Attorney General's role to investigate but they usually don't prosecute...
Eliot Bernstein	Yes Mr. Cuomo was the Attorney General.
Emily Cole	Well have you tried the current Attorney General's office?
Eliot	I have but I also sent the same Complaint to Andrew Cuomo as Governor to deal with. And now,

Bernstein	he has to deal it with as the Governor of the State of New York. So my separate complaint with be Attorney General which collusion might be there as well, will be dealt with separately. Andrew Cuomo has an obligation to deal with the Complaint as Governor. So I petitioned him under his power as Governor. Now obviously he can't or any of his family members or Steve Cohen or any of his employees can't be handling this like you. And now I'm going to have to include you [Emily Cole interrupts]
Emily Cole	Sir I can't [sounds like] have any obligation...
Eliot Bernstein	No, actually by handling this knowing that it was against Steve Cohen I am already going to include you in a criminal RICO federal lawsuit that [Emily Cole interrupts]
Emily Cole	I just took your full message.
Eliot Bernstein	You have delayed this process and like I told you there's been a car bombing attempted murder. These are the fundamentals of the RICO Complaint. And now you are going to be added as a part of that actually.
Emily Cole	I don't appreciate you threatening me.
Eliot Bernstein	I'm not threatening you. I'm telling you a fact. [Emily Cole and Eliot Bernstein are now speaking at the same time, Emily Cole indiscernible because Eliot Bernstein is closest to the microphone] . I'm telling you a fact. I'm telling you a fact and you should tell Steve Cohen the fact that how dare he put you into that position? He's already become a defendant, he already has a criminal complaint against him and the fact that he has one of his staff working on this without a conflict check really puts you in the hot seat there. I'd be mad at

	the right person.
Emily Cole	Sir, I'm not working on anything I took a phone message for Steve and I passed it along to him. That is all I've done.
Eliot Bernstein	I told you on that phone call that Stephen Cohen was one of those complained [Emily Cole interrupts]
Emily Cole	Sir, I don't know what "handling the investigation" means. All I can do is pass it along to someone in a position of power to do something about it.
Eliot Bernstein	So Steven didn't call me. You passed the message to Stephen Cohen. Pass me to me to Steve Cohen.
Emily Cole	Okay. He's aware that you called and he is not in the office today.
Eliot Bernstein	Okay then you know what? Can I have Benjamin Lawsky
Emily Cole	He is in the New York office so you will have to call there to catch him.
Eliot Bernstein	Is he the Chief of Staff currently?
Emily Cole	Yes.
Eliot Bernstein	Okay. Great and I appreciate that and again you're not the Emily Cole whose father is Kenneth Cole?
Emily Cole	No sir and it is really none of your business.
Eliot Bernstein	It is an appropriate question considering the criminal activity going on in the Governor's office in New York. C'mon, it's a totally clear question. It's funny, I don't need that conflict with you anymore Emily. The very

	<p>conflict that you work for Steven Cohen and have jimmy rigged this Complaint to not be dealt with according to procedural law and rule has just landed you in the center of a criminal complaint. [Emily Cole hangs up while Eliot Bernstein is speaking.]</p>
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FOURTH CALL

ELIOT BERNSTEIN AND PAT HANLEY

BENJAMIN LAWSKY CHIEF OF STAFF GOVENOR CUOMO

Pat Hanley	I think she hung up on you Eliot.
Eliot Bernstein	Gotta love 'em. I gotta love 'em. What? Hello, Hello.
Pat Hanley	Are you getting anomalies too Eliot?
Eliot Bernstein	Hold on...Let's call what's his name? Benjamin Lawsky
Pat Hanley	She wants it Eliot I'd say.
Eliot Bernstein	Oh she's gettin it. She's dead. And she lied. She totally lied and I'm going to memorialize that in one second with her. So we're going to send her a nice little letter in a moment.
Eliot Bernstein	[Memo To File] Benjamin Lawsky Call Chief of Staff Governor Cuomo.
Female voice	[Indiscernible]
Eliot Bernstein	Hi. Benjamin Lawsky please.
Female voice	I'll transfer you he's at another office.
Eliot	Yes. Do you have his number there?

Bernstein	
Female voice	Yes of course. It's [?]42-681-4321.
Eliot Bernstein	Okay thank you.
Female voice	Okay.
Pat Hanley	She forgot to connect us to the number.
Eliot Bernstein	Yeah. She didn't connect us. Hold on. [touchtone dialing].
Female Voice	[answers] [how she identifies office is indiscernible].
Eliot Bernstein	Hi. Benjamin Lawsky please.
Female Voice	Who is calling please.
Eliot Bernstein	Eliot Bernstein. Thank you.
Female Voice	May I say what this is regarding?
Eliot Bernstein	Yes. Criminal complaints against Andrew Cuomo, Stephen Cohen and now Emily Cole.
Female Voice	Okay hold on.
Eliot Bernstein	[sounds like cookware or dishes clanging - EIB asks people in background to hold off for a minute] [Hold Time before call resumes is 7 minutes and 26 seconds]
Vanessa Salpana	Executive Chamber.
Eliot Bernstein	Hi. Who am I speaking with?

Vanessa Salpana	Vanessa.
Eliot Bernstein	Vanessa....last name?
Vanessa Salpana	Salpana
Eliot Bernstein	Can I ask who is calling?
Eliot Bernstein Salpana	Yes. It's Eliot Bernstein
Vanessa Salpana	Oh Okay. Salpana
Eliot Bernstein	And your title?
Vanessa Salpana	What are you calling for.
Eliot Bernstein	I'm trying to get somebody to handle a criminal complaint that I filed with Andrew Cuomo against Andrew Cuomo, Stephen Cohen and now Emily Cole is added to that list. How do I spell your last name again?
Vanessa Salpana	I don't have one. [hang up].
Eliot Bernstein	Excuse me. Vanessa?
Eliot Bernstein	No deal getting a surname. That's a good sign. Mr. Herpes is calling. [female voice in room with Eliot laughter]. These are our public officials.
Female in room	[sounds like] They know your name by now?

with Eliot	
Eliot Bernstein	Oh yeah. I've filed criminal complaints on the Governor. They know my name. They don't know their names. [laughter]
Eliot Bernstein	[Eliot initiates a call] Hello.
Female voice on phone	What's your name again?
Eliot Bernstein	My name is Eliot Bernstein [Eliot spells first and last name.]
Female voice on phone	Hold on one moment.
Eliot Bernstein	[Memo to File] Eliot Bernstein call to Benjamin Lawsky Chief of Staff nine minutes and thirty two second (9 minutes and 32 seconds) and holding.
Eliot Bernstein	Hello. I object and do not consent. I definitely heard somebody on that line. [transcriptionist confirms a male voice was heard a second indiscernible.] [Eliot Bernstein continues to hold]
Stephen Cohen	Hello.
Eliot Bernstein	Steve Cohen!
Stephen Cohen	Yes.
Eliot Bernstein	What the hell is going on with my criminal complaint Steve Cohen against you and Andrew Cuomo?
Stephen Cohen	Well I'm conflicted so I can't really discuss it in any great detail but it's at the AG's office, will you call them?

Eliot Bernstein	Well I filed the Complaint with the Governor as well and I filed it with the AG that you kind of blew off and so I'm kind of tired of all that game so I put the Complaint on the Governor's desk and I want the Governor to take the actions he is required by law to take.
Stephen Cohen	I'll make a deal with you Eliot, call the Governor's office not the AG's office.
Eliot Bernstein	But you're conflicted. I'm trying to put you in prison. I'm trying to put you in prison in a RICO.
Stephen Cohen	Some would argue that I am already in prison.
Eliot Bernstein	I would agree.
Stephen Cohen	But in the meantime, the guy you want to speak to at the AG's office is [sounds like] Dave Hart, he has my old job. Call [sounds like] Paul Hart and tell him to take your phone call. Okay? If you have a problem just call me. [sounds like] Insulting my staff is just getting crazy. Just call me we know each other, I assume you're not going to Demetrius'[New Trier's} reunion or [indiscernible].
Eliot Bernstein	[Eliot chuckles] I'm not going because I don't want to but otherwise I would go.
Stephen Cohen	Okay I gotta run. [indiscernible] in the Governor's office. Erwin Levy is the man you want. Call that 212-416-8051. Erwin Levy.
Eliot Bernstein	[reports telephone number and spelling of Erwin Levy.]
Stephen Cohen.	Exactly, and I will tell Hart that he's gotta deal with you.
Eliot	Okay thanks. Talk to you later.

Bernstein	
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FIFTH CALL

[TRANSCRIPTIONIST UNSURE]

Eliot Bernstein and Pat Hanley	[Initiate a call].
Rachel	[sounds like] Executive Chambers.
Eliot Bernstein	Eliot Bernstein and Pat Hanley.
Eliot Bernstein	Pat?
Pat Hanley	I'm here.
Eliot Bernstein	I need quiet on the set.
Rachel	Hey there. He's actually in a meeting right now. Can I take a message?
Eliot Bernstein	Yes. I left a message earlier. Is this Rachel?
Rachel	Yes. And I talked to him.
Eliot Bernstein	So basically can I expect a call back tonight?
Rachel	I don't know.
Eliot Bernstein	You want to ask him? It's kind of urgent. It involves car bombings and death threats on people, it's kind of urgent. I don't know what he is meeting about. I'm sure it's pretty important that this serious stuff.

Rachel	I can't interrupt the meeting sir. Sorry.
Eliot Bernstein	Yeah. Then just leave him the same message that I'd like to speak to him today if possible.
Rachel	Okay.
Eliot Bernstein	Okay. Thanks Rachel. Have a good night.
Eliot Bernstein	Pat?
Pat Hanley	I'm here.
Eliot Bernstein	Can you believe that?

SIXTH CALL April 14, 2011

**ELIOT BERNSTEIN AND PAT HANLEY CALL
HARLAND LEVY ON REFERRAL OF STEPHEN COHEN IN THE
GOVERNOR'S [CUOMO] OFFICE**

Eliot Bernstein	[Memo To File] 04/15/11, Eliot Bernstein, Pat Hanley call Erwin Levy on referral from Stephen Cohen in the Governor's [Cuomo] office. Here we go.
Eliot Bernstein	Pat? Pat?
Pat Hanley	Yo.
Female voice	[?_____?] office.
Eliot Bernstein	Harland Levy Please?
Female voice	May I ask who is calling?

Eliot Bernstein	Eliot Bernstein and Patrick Hanley.
Female voice	Hold on one moment.
Eliot Bernstein	[while holding]. I'm telling you they arrested that judge for treason in the courtroom using the Magna Carta in whatever country that was in.
Pat Hanley	I don't know....what you are talking about.
Eliot Bernstein	I posted a video of them arresting a judge for treason.
Pat Hanley	Okay.
Eliot Bernstein	They turned him over to the police. They were in his courtroom. They jumped over the bench. They arrested him, they made the police come and arrest him.
Pat Hanley	What county was this?
Eliot Bernstein	I think it England since they were using the Magna Carta law of common something. Maybe Australia, I don't know. I'm not a hundred percent sure. But I posted it....let me send it to you. I'm telling you, we could do it right here.
A second female voice	Hello. Oh [abruptly returns call to hold].
Eliot Bernstein	Pat?
Pat Hanley	I'm here.
Eliot Bernstein	I object and do not consent.
Pat Hanley	I object and don't consent right back at you.
Eliot	Was that on your phone?

Bernstein	
Pat Hanley	Negative. I think that was somebody at the AG's office. That's my impression but I still object and don't consent.
Eliot Bernstein	On an ongoing basis I object and don't consent In Perpetuity on all tapes edited and non-edited.
Jim Rogers	Hello.
Eliot Bernstein	Harland?
Jim Rogers	No, I'm Jim Rogers, Senior Counsel to the Attorney General. How may I help you?
Eliot Bernstein	I contacted the Governor's office, Steve Cohen referred me to Harland Directly and to speak to him directly.
Jim Rogers	Okay. Well you're in the ball park here. So what can I help you with?
Eliot Bernstein	You can tell me what is your exact name again.
Jim Rogers	My name is Jim Rogers [and he spells his name],
Eliot Bernstein	What was your first name?
Jim Rogers	Jim.
Eliot Bernstein	James?
Jim Rogers	Yeah. Short for James.
Eliot Bernstein	Okay. James Rogers. And what is your title?
Jim Rogers	I am Special Counsel and Senior Advisor to the

	Attorney Attorney.
Eliot Bernstein	Okay my name is Eliot Bernstein, and I
Jim Rogers	Hi.
Eliot Bernstein	And I have on the line with me Patrick Hanley and Pat and I are also related to a case that your office is handling. You are representing 39 state defendants in a lawsuit that I filed in a federal court that is related to a federal whistleblower lawsuit that also implicates your office of high crimes.
Jim Rogers	Implicates my office of high crimes?
Eliot Bernstein	Yes. The AG's office.
Jim Rogers	[sounds like] You said the lawsuit has already been filed?
Eliot Bernstein	I have a Twelve Trillion Dollar Federal RICO and Antitrust lawsuit that is legally related by Sira Scheindlin in the Southern District to a whistleblower case for the attorney for the Supreme Court whistleblower who also has problems with your office.
Jim Rogers	Is my office a named defendant in that suit?
Eliot Bernstein	Yes.
Jim Rogers	Okay. I can't talk to you.
Eliot Bernstein	You know Steve Cohen I filed criminal complaints against him and Cuomo. I filed them with the AG's office. It's gotta conflict letter on it that's pretty clear that if you handle it and you have any conflict with any of the thousands of people that I'm going to file against you for obstruction and those things. So that is

	probably your best move. Wait Wait Wait.
Jim Rogers	I don't even want to hear what you're talking about.
Eliot Bernstein	I've sent letters to the AG's office because...
Jim Rogers	Yeah but it will help me in my ability to understanding you if you don't talk about things without explaining them first. I have no idea what you are talking about.
Eliot Bernstein	Okay. I have a ten year legacy here. I have also filed with Mr. Schneiderman, Eric Schneiderman, I believe, complaints, criminal complaints against Stephen Cuomo and Andrew Cuomo.
Jim Rogers	[Indiscernible]
Eliot Bernstein	Yes. And I filed those complaints prior with Andrew Cuomo and Steven Cohen. And he blew it off. Now Stephen Cohen knows me going back quite some time...he
Jim Rogers	My question to you is this.
Eliot Bernstein	Yes.
Jim Rogers	If you are a plaintiff in a lawsuit to which the AG I work for is a defendant, I can't talk to you unless I represented by counsel.
Eliot Bernstein	You should be. So do you want to get counsel and start getting counsel for this?
Jim Rogers	I'll refer the case. We going to have to retain outside counsel if we are being sued directly.
Eliot Bernstein	Yes. Correct.

Jim Rogers	We'll retain outside counsel to represent us I think.
Eliot Bernstein	And also here's some other interesting points.
Jim Rogers	I can't do this. This conversation is over. I am a defendant in a case that you brought against this agency.
Eliot Bernstein	Well you're not but Cuomo and Spitzer are.
Jim Rogers	The AG as a whole.
Eliot Bernstein	But you're also representing against me you see because I'm pro se in the case
Jim Rogers	I have no idea. If I'm a defendant I can't talk to you.
Eliot Bernstein	Also wait wait wait. You're also counsel in the case.
Jim Rogers	I don't want to get too [sounds like] muffled with you. What you need to do is send me the Complaint against the Attorney General's office and I will make sure that our counsel gets back to you promptly, alright? I can't legally talk to you because I am an employee of the agency you are suing.
Eliot Bernstein	What is your email address?
Jim Rogers	My email address is james.rogers@ag.ny.gov
Eliot Bernstein	Okay and what was that james.rogers@ag.ny.gov
Jim Rogers	That's right.
Eliot Bernstein	Okay I will send you over a copy of the complaint.

Jim Rogers	And our counsel will get in touch with you.
Eliot Bernstein	And your counsel...by the way the Complaint will have a conflict of interest letter attached to the front of it.
Jim Rogers	As soon as we can open up a line of communication we will be happy to talk to you.
Eliot Bernstein	Then you're the first administration in eight years that will do that. It's amazing I'm blown away. From your mouth to God's ears.

**END AUDIO END DRAFT TRANSCRIPT 26 PAGES VERBATIM WITH
TRANSCRIPTION COMMENTS IN BRACKETS**

EXHIBIT 6 – SUZANNE MCCORMICK MOTION FOR REHEARING

UNITED STATE DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

Case No. 08Civ4438 (SAS)

-----x
SUZANNE MCCORMICK,

Plaintiff,

-against-

THE STATE OF NEW YORK, ET AL.

Defendants.
-----x

HONORABLE JUDGE SHIRA A. SCHEINDLIN, U. S. D. J.

**AFFIRMATION FOR RECONSIDERATION
OF THE COURT'S AUGUST 8, 2008 OPINION AND ORDER**

PLAINTIFF Suzanne McCormick, *Pro Se*, moves pursuant to Local civil Rule 6.3, for reconsideration of the Court's August 8, 2008 Opinion and Order (the "Order") whereby the Court dismissed all cases related to *Anderson v. State of New York* (07 Civ. 9599, S.D.N.Y.) based on overlooked, misunderstood, or misperceived underlying grounds for the Complaint.

BASIS FOR RECONSIDERATION

1. Pursuant to Fed. R. Civ. P. 6(a) and rules 6.3 and 6.4 of the Local Civil Rules of the Southern District of New York, this request for reconsideration is timely, as it is submitted within ten business days of the date of the docketing of the Opinion and Order.
2. Reconsideration is warranted where the Court overlooked controlling decisions, factual matters or misstated in error factual information that might have influenced its prior determination on a matter at issue (See *Eisemann v. Green*, 204 F.3d 393, 395 n.2 (2d Cir. 2004); *Shrader v. CSX Transportation, Inc.*, 70 F.3d 255, 257 (2d Cir. 1995)).

3. Plaintiff has been denied her right to file an Amended complaint. There were not yet any answers to Plaintiff's Complaint. (See Exhibit A - 11 pp.) There was not yet a Motion to Dismiss. In fact, no Defendants have been served yet with the Complaint.

4. Plaintiff, individually and collectively with the group, the group deemed as "Related," I believe accumulated irrefutable evidence of collusion between Judges, law enforcement, State agencies, and certain "influential" attorneys at law who seek to improperly profit at Plaintiffs' expense.

5. It is my understanding that the attorneys against whom damages are sought had numerous ethical complaints filed, all of which asserted similar violations of the mandatory disciplinary regulations.

6. *Anderson*, and the dismissed cases accepted by this Court as "Related," had the potential of unmasking State employees who (along with other attorneys at law) personally benefitted from violation their oaths of office. And these individuals acted improperly under the color of law-they are, at a minimum, personally responsible.

7. Without a fair and objective trial in U.S. District Court of the substantive Constitutional and civil rights issues, including demonstration of offenses with the documentary evidence, systemic State corruption becomes the Law of the Land, superior to all Constitutionally guaranteed rights and contrary to all U.S. Codes.

8. This Court's August 8, 2008 dated order violates my equal rights and other guaranteed rights that are explicitly protected by U.S. Constitution and U.S. laws cited in the various complaints and herein. Such violations make these complaints federal questions correctly before U.S. District Court.

PREMATURE ACTION TO DISMISS

9. I had not yet served any Defendants, nor have answers been filed, nor have any motions to dismiss been filed. Dismissal at this stage of litigation is inappropriate and is patently premature without discovery and my opportunity to **amend my *Pro Se* complaint**.

10. The United States Constitution does permit this Court to review the decisions of the EMPLOYEES of New York State (and other attorneys at law). The Supreme Court found in *Jett v. Dallas Independent School District* (491 U.S. 701 (1989)), that 42 U.S.C. § 1981 by its terms prohibits private discrimination as well as discrimination under color of state law. The Court considered whether § 1981 created a private right of action to enforce that prohibition against state actors. The Court concluded that, “the express cause of action for damages created by §1983 constitutes the exclusive federal remedy for violation of the rights guaranteed in § 1981 by state governmental units.” (Id. At 720-721, 733).

11. “A plaintiff may sue a state official acting in his official capacity - notwithstanding the Eleventh Amendment - for prospective, injunctive relief from violations of federal law.” (Opinion and Order, p36).

12. The U.S. Supreme Court in *Scheuer v. Rhodes* [416 U.S. 232 (1974)] held” “The Eleventh Amendment does not in some circumstances bar an action for damages against a state official charged with depriving a person of a federal right under color of state law, and the District Court acted prematurely and hence erroneously in dismissing the complaints as it did without affording petitioners any opportunity by subsequent proof to establish their claims.”

13. Further in *Scheuer v. Rhodes*, the Court noted “If the immunity is qualified, [416 U.S. 232, 243] not absolute, the scope of that immunity will necessarily be related to facts as yet not established either by affidavits, admissions, or a trial record. Final resolution of this question

must take into account the functions and responsibilities of these particular defendants in their capacities as officers of the state government, as well as the purposes of 42 U.S.C. 1983.”

14. “[G]overnment officials performing discretionary functions generally are shielded from liability for civil damages insofar as their conduct does not violate clearly established statutory or constitutional rights of which a reasonable person would have known.” (*Harlow v. Fitzgerald* (1982) 457 U.S. 800, 818 [73 L.Ed.2d 396, 410]).

15. In my complaint, I assert violations of civil rights and other rights of which so-called “legal professionals” “would have known.” I also asserted evidence to demonstrate that such violations of guaranteed rights are planned, intentional, and organized for profit to the chosen few who are attorneys at law and officials benefitting at Plaintiffs’ expense. I also assert that discovery in the related cases to *Anderson* would further verify the civil and criminal allegations made or to be made by me and the other Plaintiffs, that are already confirmed as plausible.

16. Title 42 U.S.C. § 1988 in relevant part confers on the District Courts “protection of all person in the United States in their civil rights, and for their vindication, shall be exercised and enforced in conformity with the laws of the United States, so far as such laws are suitable to carry the same into effect; but in all cases where they are not adapted to the object, or are deficient in the provisions necessary to furnish suitable remedies and punish offenses against law, the common law, as modified and changed by the constitution and statutes of the State wherein the court having jurisdiction of such civil or criminal cause is held, so far as the same is not inconsistent with the Constitution and laws of the United States, shall be extended to and govern the said courts in the trial and disposition of the cause” (emphasis added).

17. This Court has not been requested or asked to review State of New York court

decisions. The acts of State employees would be described to demonstrate such actions resulted in the conspiracy against my rights. Title 42 U.S.C. §1985 (2) applies to obstructing justice; intimidating a party, or witness if “two or more persons in any State ... conspire for the purpose of impeding, hindering obstructing, of defeating, in any manner, the due course of justice in any State.”

18. This Court has not been requested or asked to review the decisions of the departmental disciplinary committees.

19. In *Zahrey v. City of New York*, (No. 98 Civ. 4546(LAP), 1999), on a motion to dismiss, the District Court dismissed the claims against defendant Coffey on the ground of qualified immunity. Without determining whether a prosecutor’s fabrication of evidence violated a constitutional right, this Court ruled that Coffey was entitled to qualified immunity because “the law was not ‘clearly established’ in 1996 that a prosecutor’s fabrication of evidence violated a persons’s constitutional rights.”

20. On appeal to the U.S. 2nd Circuit Court of Appeals for the Second Circuit, (*Zahrey v. Coffey*, No. 99-9119), this Court’s dismissal was reversed and remanded: “We hold that there is a constitutional right not to be deprived of liberty as a result of the fabrication of evidence by a government officer acting in an investigatory capacity, at least where the officer foresees that he himself will use the evidence with a resulting deprivation of liberty. ... [W]e conclude that the allegations of the complaint suffice to indicate that a qualified immunity defense may not be sustained without further development of the facts.”

21. My filed complaint was not served to the named defendants, I was prohibited from perfecting and filing any Amended Complaint and no Motion to Dismiss was filed before this Court’s Opinion and Order to dismiss. This Court’s presumption of motions to dismiss

(without the actuality) applies to many of the other Plaintiffs as well. Certainly, there was no opportunity to verify through discovery the falsification of evidence by State employees or attorneys at law who are defendants.

ROOKER-FLEDMAN DOCTRINE IS INAPPLICABLE

22. There are not State proceedings dealing with the issues raised in Plaintiffs' complaints, or with these Defendants; the relief sought (injunctive relief against the state and money damages against individuals) has not been sought in State courts. This District Court has not been asked to change any State decisions. Plaintiffs' complaints do not concern actions properly "judicial in nature" since Plaintiffs assert that revelations in *Anderson* confirm accusations of improper acts by individuals beyond the legal limits of their official positions, thereby harming Plaintiffs by deprivation of substantive and material guaranteed rights under U.S. laws.

23. The Supreme Court case of *Exxon Mobil Corp. v. Saudi Basic Industries Corp.* (544 U.S. 280 (2005)) clearly shows that claim preclusion is a separate doctrine entirely. In *Exxon* the requisite elements that must be met for the *Rooker-Feldman* doctrine to apply are defined as:

a. First: The case must be brought in District Court by a party that has already lost in state court.

b. Second: The injury claimed must be as a result of the judgment itself. There is no "judgment" in my case. The complaint in District Court concerns on-going abuse of civil rights under color of state law, or state authority, by state employees and other attorneys at law causing damages to Plaintiffs.

c. Third: A final judgment on the state court proceeding must have already been

rendered before the federal action is brought. This does not apply here.

d. Fourth: The federal case must invite review and rejection of the state law claim; if the claims are not identical, the Federal claim must be inextricably intertwined with the state law claim, so as to implicate common facts pertaining to the same transaction or occurrence. (*District of Columbia Court of Appeals v. Feldman*, 460 U.S. 462, 483 n. 16 (1983)). This does not apply to my case. Since official corruption causing deprivation of civil rights was not part of any State proceeding, since there was no previous injury from judgment since there was no final State court judgment, therefore *Rooker-Feldman* does not apply.

24. It is an abuse of discretion to dismiss a declaratory judgment action in favor of a state court proceeding that does not exist (*Michigan Tech Fund v. Century Nat'l Bank of Broward*, 680 F.2d 736, 742 (11th Cir. 1982)) (reversing discretionary dismissal of declaratory judgment complaint where there was "no pending state proceeding in which the issues in this case will necessarily be resolved"); (*Federal Reserve Bank of Atlanta v. Thomas*, 220 F.3d 1235 (11th Cir. 2000)).

25. In *ARW Exploration Corp. V. Aguirre* (947 F.2d 450 (10th Cir. 1991)), it was held that a district court abused its discretion when it dismissed a declaratory judgment action after a related state court proceeding had been dismissed. In that case the state court had not addressed the issues raised in the federal declaratory judgment action and those claims could no longer be adjudicated in state court because the state court proceeding had been dismissed.

STANDING

26. In my filed complaint, I assert that *Anderson* revealed and verified suspicions of systemic corruption by State employees acting in violation of their oaths of office. I believe that such abuses of official positions should be immediately stopped by injunctive relief appointing a

Federal Monitor. I respectfully believe this court overlooked this issue, and the urgent need and opportunity for the court's intervention.

27. Three tests determine if a would-be plaintiff has standing: the litigant must show: (a) that he has suffered personally some actual or threatened injury; (b) that the injury must be fairly traceable to the alleged illegal conduct of the defendant, and (c) that the injury must likely be redressed by a favorable decision. (*Valley Forge Christian College v. Americans United for Separation of Church and State*, 454 U.S. 464, 472 (1982)). Causation and redress ability are required (*Simon v. Eastern Ky. Welfare Rights Org.*, 426 U.S. 26, 38, 41-43 (1976)). The Supreme Court has referred to the "injuring fact" standard as the "irreducible minimum" required by the Constitution.

FEDERAL RULES OF CIVIL PROCEDURE 8,9 & 12

28. My complaint presented substantive facts without "bald assertions." Such facts, must be taken as true (Opinion and Order, p.30). The revelations of egregious organized systemic corruption revealed in *Anderson* further substantiates the statements that might have been otherwise labeled implausible. Continued discovery would further substantiate the preliminary facts asserted. Plaintiffs made statements of fact and attempted to provide enough details (pursuant to Rules 8, 9 and 12) to demonstrate that in the light of *Anderson* the claims were not speculative and should not be summarily dismissed *Sua Sponte* without further discovery.

INFORMATION NOT ALLOWED

29. I believe I have a constitutional right to file an amended complaint, and to be, most importantly, substantively heard on the facts of my amended complaint. At the time this Court *Sua Sponte* dismissed my complaint, I was in the process of perfecting my amended

complaint. That amended complaint clarified the very troubling issues of corruption involving attorneys at law along with other members of the bar et al., having direct knowledge of the altering of official Court records in furtherance of a continuing fraud all of which was contained in my 2005 complaint to the First Department Departmental Disciplinary Committee.

30. During my tenure as a legal Executrix of my late husband's Estate, based on personal experience, I have come to realize that, in my opinion, the malignant cancer of corruption has metastasized with the New York State Judicial System.

31. If it were not for the uncurbed corruption I would not have been repeatedly defrauded and my husband's and my life's hard work would not have been squandered and maliciously destroyed. These actions have been bold, brazen and malicious. The very people who are sworn to serving and protecting society should be abiding by the law and enforcing these very laws. Instead, these same people routinely abuse the law and peoples rights cavalierly and with impunity. These actions are harmful to a lawful society.

32. It is my understanding that all attorneys, including members of the Judiciary, are officers of the court and further it is my understanding that they all have a sworn duty to report inappropriate or unlawful acts to the responsible oversight authority. I have seen and an a victim of the altering and falsification of official court records.

33. Due to the total absence of any meaningful oversight and self policing governance my rights have been repeatedly violated. The continuing egregious oppressive actions and obstruction of justice has served to deprive me financially through obstruction and engaging in a policy of attrition. This has damaged me not only financially, but also physically and emotionally as well as the loss of spiritual creativity as a concert pianist and the denial of the opportunity to perform in a Government sponsored tour representing the U.S. for the heads of the

European countries. My ethics complaints of improprieties have effectively and summarily been ignored. The total absence of any ethics oversight and accountability has permitted my situation to fester of over nineteen (19) years. To correct a factual error in the Opinion and Order, my filed complaint does not say and at not time did I hire Winthrop Rutherford, Jr. Or David G. Keyko to represent me in connection with my husbands Estate.

a. - The Testator, Edmund J. McCormick, died in November 1988. His Will nominated five (5) Executors, one of which was *Bankers Trust Company*, a chartered New York State Banking entity and Professional Corporate Fiduciary.

b. - The attorney and the law firm, purportedly representing the decedent's Estate, applied for the permanent "Letters Testamentary" and in late January 1989 they were issued by the Westchester County Surrogate, Judge Evans Brewster, naming five (5) Executors/Fiduciaries. (See Exhibit B - 1 pp.) An "Exemplified" copy of the permanent "Letter Testamentary" was issued by the same Surrogate Judge on April 10, 1989. (See Exhibit C- 2 pp.)

c. - In early 1996, I went to a friend of my husband (Ralph Martinelli, publisher of local Westchester newspapers), who spoke to the then Westchester Surrogate Judge Albert J. Emanuelli. Judge Emanuelli agreed to examine the Estate file and at the time found two (2) thing seriously wrong. The first thing, he related - a conflict involving the purported Estate attorney and *Bankers Trust Company* that left the Estate devoid of legal counsel after a Motion was filed in February 1989 on behalf of *Bankers Trust Company* by it's legal counsel. He refused to reveal the second thing that was wrong. The publisher told Judge Emanuelli in several contentious telephone conversations either he would disclose to him the second thing that Judge Emanuelli had discovered wrong or he would openly oppose him for reelection in his newspapers. The Judge told the publisher that he would give him legal ads, an overture that the publisher then refused. In 2000, Judge Emanuelli ran for reelection and the publisher, for the above reasons, supported Surrogate Judge Anthony A. Scarpino, Jr. Judge Emanuelli lost the election.

d - In early 2004, when looking at my copy of the original of the permanent "Letters Testamentary" that had been issued to me as a Legal Executrix, for the first time I discovered that the name of the Professional Corporate Fiduciary was not the same as nominated in the Will (*Bankers Trust Company*) - but instead *Bankers Trust Company of New York*. Upon further investigation, it turned out that the named entity, *Bankers Trust Company of New York* (that appears on the permanent "Letter Testamentary") did not exist in 1989 when the permanent "Letters Testamentary" were issued! NYS Banking Department records revealed that the entity, *Bankers Trust Company of New York*, named on the permanent "Letters Testamentary" (in

January 1989), did not become a legal Banking entity until more than ten (10) years later in September 1999. (See Exhibit D - 1 pp. - page 38 from the NYS Banking website) *Bankers Trust Company* has never been known as *Bankers Trust Company of New York* at anytime. (See Exhibit E - 1 pp. - page 37 from the NYS Banking website)

e. - Unaware of the material fact involving the permanent "Letters Testamentary," I obtained a Certificate of Fiduciary for the Estate in November 2001 from the Westchester County Surrogate's Court. This Certificate of Fiduciary for the Estate certified that *Bankers Trust Company* appears on the permanent "Letters Testamentary," when in fact, as previously stated, the nonexistent entity, *Bankers Trust Company of New York*, is actually listed on the permanent "Letters Testamentary" dated January 1989. It is now obvious that the Court Records were changed. (See Exhibit F - 1 pp.)

f. - In February, 2003, after more than two (2) years I succeeded in forcing Surrogate Judge Anthony A. Scarpino, Jr. To recuse himself since Judge Scarpino had been employed at *Bankers Trust Company*, who I was under the impression was the legal Corporate Executor/Fiduciary. The Estate was ultimately transferred to Dutchess County Surrogate Judge James Pagonos.

g. - In early 2004, after discovering what name (*Bankers Trust Company of New York*) was actually on the permanent "Letters Testamentary," dated January 1989, I had a representative go to the Westchester Surrogate's Court to obtain a new Certificate of Fiduciary for the Estate. After paying for a new Certificate of Fiduciary, John Kelly Court Clerk and Jody Keltz Court Attorney/Referee (both attorneys at law) refused to provide the Certificate of Fiduciary for the Estate. It was provided only after they were told that it was needed for the IRS. The copy (signed by Judge Anthony A. Scarpino, Jr.,) and bearing a hand written notation on the bottom signed by John Kelly refers to the original "Letters Testamentary" and states that the name of *Bankers Trust Company* appears on them. (See Exhibit G - 1 pp.)

h - *Bankers Trust Company* on March 11, 1999 plead to three (3) felony counts in the S.D.N.Y. On June 4, 1999 *Bankers Trust Company* was purchased by Deutsche Bank and became a sentenced federal felon on July 26, 1999 (99cr250 - *USA v. Bankers Trust Company*). Furthermore, NYS statute bars a felon from acting as a fiduciary. It is my understanding from the NY Times that Deutsche Bank is currently under criminal investigation in the S.D.N.Y. This alteration of official Court Records in commission the this continuing constructive fraud, cover-up, obstruction of justice and violation of the public trust.

CONCLUSION


34. In Jefferson Fourteenth Assocs. F. Wometco de Puerto Rico, Inc., 695 F.2d 524 (11th Cir.1983), the court specifically prohibited such a Sua Sponte dismissal in the following

circumstances: (1) the defendant had not filed an answer and, thus, the plaintiff still had a right under Fed. R. Civ. P. 15(a) to amend the complaint; (2) the plaintiff's claim was brought in good faith and was not vexatious or patently frivolous; and (3) the district court had provided the plaintiff with neither notice of its intent to dismiss the complaint nor an opportunity to respond. (*Neitzke v. Williams*, 490 U.S. 319, 330 n. 8) (1989) (declining to decide whether a district court possesses the ability to *Sua Sponte* dismiss a complaint under Rule 12(b)(6)). All of the foregoing factors are present here.

35. In *Gloria Perex, et. al v. Jesus Ortiz, et. al*, 849 F. 2d 793 (2nd Cir. 1988), the court, "held that the district court erred in dismissing the claims sua sponte without giving plaintiffs notice and an opportunity to be heard, and abused its discretion in dismissing he official capacity suits against appellees with giving appellants an opportunity to amend their complaints to conform to the requirements for such a suit."

36. Accordingly, based on the facts and decisions cited above, plaintiff respectfully requests that this Court return my complaint to active status.

DATED: August 25, 2008



Suzanne McCormick, Pro se
P.O. Box 102
Hastings On Hudson, New York 10706-0102
(914) 693-6687

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
SUZANNE MCCORMICK,

Plaintiff,

-against-

COMPLAINT

THE STATE OF NEW YORK;
THE OFFICE OF COURT ADMINISTRATION
OF THE UNIFIED COURT SYSTEM;
THE APPELLATE DIVISION, FIRST DEPARTMENT
DEPARTMENTAL DISCIPLINARY COMMITTEE;
WINTHROP RUTHERFURD, JR;
DAVID G. KEYKO and
JOHN and JANE DOES, 1-30,

Defendants.
-----x

'08 CIV 44387

JURY TRIAL
DEMANDED



PLAINTIFF Suzanne McCormick, *Pro Se*, as and for her Complaint against the above-captioned defendants, alleges upon personal knowledge as to her own facts and upon information and belief as to all other matters:

PRELIMINARY STATEMENT

1. This is a civil action seeking injunctive relief, monetary relief, compensatory and punitive damages, disbursements, costs and fees for violations of rights, brought pursuant to 42 U.S.C. § 1983; the First and Fourteenth Amendments to the United States Constitution; and State law claims.
2. Specifically, plaintiff alleges that the defendants purposefully, wantonly, recklessly, knowingly, cavalierly and arbitrarily acting individually and in conspiracy and collusion with each other and others, committed numerous acts of self dealing, including the "whitewash," "cover-up" and "obstruction" of complaints against certain attorneys, seeking to deprive plaintiff of her Constitutional and statutory rights, by means of misrepresentation, deceit, egregious bad faith,

unclean hands, fraud, obstruction of justice, obfuscation, oppression, self-dealing, harassment, and manipulation of laws, rules, and regulations and by various other means.

3. Plaintiff is aware of at least six (6) pending cases against some of these defendants concerning, *inter alia*, "whitewashing" and "covering up" of attorney grievances-- complaints against certain attorneys at law and other state employees that are largely ignored for "political reasons" and or other unknown reasons. Only recently was the full extent and long-standing practice of misconduct revealed to plaintiff, and initially by an article in *The New York Times* on November 1, 2007, *Suit Accuses Court Panel Of Cover-Up* (Exhibit A - 1 pp.).

4. At all times relevant herein, the defendants, individually and in concert and in collusion with each other and others in egregious bad faith and unclean hands, acted to "whitewash," "cover-up," engage in "obstruction of justice" and otherwise fraudulently conceal various improper and illegal actions by defendants involving serious attorney misconduct.

5. Plaintiff also specifically brings claims against the defendants for fraud, harassment, oppression, egregious-bad faith, unclean hands, breach of contract, breach of fiduciary duties, obstruction of justice, and malfeasance.

JURISDICTION AND VENUE

6. Jurisdiction of this Court is invoked under 28 U.S.C. §1331, 28 U.S.C. §§1343(3) and (4), and the First and Fourteenth Amendments to the United States Constitution. Pendent jurisdiction over Plaintiff's state law claims is proper pursuant to 28 U.S.C. §1367. This Court has jurisdiction pursuant to 42 U.S.C. §1983, because defendants Office of Court Administration of the Unified Court System (hereinafter "OCA") and Appellate Division, First Department Departmental Disciplinary Committee (hereinafter "DDC") are "state actors" within the meaning of

**EXHIBIT 7 – ORDER SHIRA A. SCHEINDLIN RE: SUZANNE MCCORMICK
MOTION FOR REHEARING**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

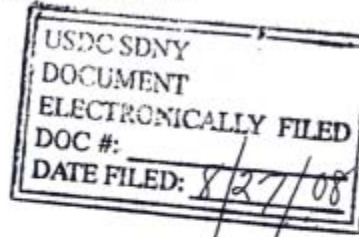
SUZANNE MCCORMICK,

Plaintiff,

- against -

STATE OF NEW YORK, *et al.*,

Defendants.



ORDER

08 Civ. 4438 (SAS)

SHIRA A. SCHEINDLIN, U.S.D.J.:

By Opinion and Order dated August 8, 2008, this Court dismissed plaintiff's claims sua sponte. Plaintiff now moves for reconsideration of that Opinion and Order.

"The standard for granting such a motion is strict, and reconsideration will generally be denied unless the moving party can point to controlling decisions or data that the court overlooked – matters, in other words, that might reasonably be expected to alter the conclusion reached by the court."¹ Plaintiff raises a

¹ *Shrader v. CSX Transp., Inc.*, 70 F.3d 255, 257 (2d Cir. 1995). *Accord In re BDC 56 LLC*, 330 F.3d 111, 123 (2d Cir. 2003); *Eisemann v. Greene*, 204 F.3d 393, 395 n.2 (2d Cir. 2000) ("To be entitled to reargument, a party must demonstrate that the Court overlooked controlling decisions or factual matters that were put before it on the underlying motion." (quotation omitted)).

number of grounds for reconsideration.

Plaintiff first argues that the dismissal of her Complaint denied her an opportunity to conduct discovery.² However, this Court already assumed the truth of plaintiff's assertions, and found that notwithstanding those accusations, relief was unavailable.

Plaintiff next argues that the Court misapplied the *Rooker-Feldman* doctrine. She reasons that the doctrine applies only if her federal claim is intertwined with her state claim, and she did not bring her federal claims in state court.³ Plaintiff has confused the requirements of the doctrine. *Rooker-Feldman* prevents federal courts from exercising appellate jurisdiction over state courts regardless of the form the action takes. Plaintiff's federal claims are barred because she asks this Court to overturn state court decisions, not because the federal claims themselves were already determined by a state court. The latter is an example of claim preclusion, not the *Rooker-Feldman* doctrine.

Plaintiff contends that a related case "revealed and verified suspicions of systemic corruption by State employees acting in violation of their oaths of

² See Affirmation for Reconsideration of the Court's August 8, 2008 Opinion and Order ¶ 21.

³ See *id.* ¶ 23(d).

office.”⁴ She “believe[s] that such abuses of official positions should be immediately stopped by injunctive relief appointing a Federal Monitor.”⁵ Even if true, plaintiff lacks standing to make this request.

Plaintiff also argues that she has “a constitutional right to file an amended complaint, and to be, most importantly, substantively heard on the facts of [her] amended complaint.”⁶ But her proposed amendments would not cure the fatal problems in her Complaint. She contends that her “rights have been repeatedly violated” because of “the total absence of any meaningful oversight and self policing governance” of the New York court system.⁷ But as discussed in the Opinion, the lower federal courts cannot police the decisions of state courts. If she believes that a state court decision is unjust or unconstitutional, her sole remedy is to appeal the decision to a higher court of the state, and then, if necessary, to the United States Supreme Court.

The Opinion and Order stated that plaintiff alleged that she hired defendants Rutherford and Keyko. This statement is inaccurate. The Opinion will

⁴ *Id.* ¶ 26.

⁵ *Id.*

⁶ *Id.* ¶ 29.

⁷ *Id.* ¶ 33.

EXHIBIT 8 - ARTICLES

48 * Today's Paper Login Register Classifieds Archives Home Delivery



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Page Six



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Cuomo's campaign took money from attorneys for clients his office probed

Comments: 13
POST STAFF REPORT
Last Updated: 12:47 PM, November 23, 2009
Posted: 10:50 AM, November 23, 2009

State Attorney General Andrew Cuomo's campaign took money from law firms that represent clients his office investigated or accused of wrongdoing, according to a new report.

Citing state records, Bloomberg News reported that Boies Schiller & Flexner LLP contributed \$35,000 this year to Cuomo's campaign. The firm, led by David Boies, represents Maurice "Hank" Greenberg, the former AIG CEO, who is fighting a civil fraud case the attorney general filed.

Attorneys for Dell Inc., Deutsche Bank and former Liberal Party chief Raymond Harding also contributed to Cuomo. The AG's office has been involved with disputes with each of them.

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Richard Bamberger, a Cuomo spokesman, told Bloomberg in an e-mail, "Lawyers appear constantly before all sorts of government agencies, whether it is the Mayor's Office, the Governor's Office, or countless agencies and boards. No one would argue that lawyers can't donate to candidates for any of these offices. Indeed, the ABA and New York State rules specifically encourage lawyers to participate in the political process."

Cuomo is expected to run for governor. His campaign has raised \$16 million, Bloomberg reported.

Topics

Andrew Cuomo Bloomberg News David Boies Dell, Inc. Deutsche Bank

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adainy 11/23/2009 8:00 PM Report Abuse
What is needed is an independent prosecutor to investigate, and prosecute to the fullest extent of the law if crimes have been found. The problem is finding an honest, independent prosecutor. They all have political hooks and they would have to be an attorney. How would you find one of them who is honest. They all cover for each other.

ypin 11/23/2009 4:49 PM
Here we go, the nasty politics are starting again! Cuomo is a Republican rat in the mixture behind that news being in the Post.

Cuomo's the front runner for Governor and the overwhelming majority of New Yorkers want him to be elected so the rightwing trots out their usual dirty politics and their manufactured dirt machine goes into high gear.

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Those law firms represent many people and all but one of them have worked for Cuomo so GIVE IT A REST!!

Loa (bx57) Report Abuse
11/23/2009 2:31 PM
And this guy is the leader of the pack according to poll numbers. Don't people remember that they threw his old man out of office? The nut doesn't fall far from the tree.
The NYS voters are some of the dumbest people on the planet.

breadguy Report Abuse
11/23/2009 2:25 PM
This guy is another crook, just like the ex father-in-law Kennedy. Get the Mafia to get the unions to elect him, then try to put the mob in jail. They showed him who to f---k with

Bazwald927 Report Abuse
11/23/2009 12:30 PM
Eliot Spitzer the 2nd... (In terms of a hipocracy and egomania) AC has a lot of people in this state and country fooled - hopefully the truth will start to come out now...

LIBERTY4ALL Report Abuse
11/23/2009 12:31 PM
His old man was as crooked as a dogs hind leg. The apple don't fall far from the tree. Ole bug eyes Cuomo is following in his Fathers footsteps.

LIBERTY4ALL Report Abuse
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His old man was as crooked as a dogs hind leg. The apple don't fall far from the tree. Ole bug eyes Cuomo is following in his Fathers footsteps.

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11/23/2009 12:31 PM
His old man was as crooked as a dogs hind leg. The apple don't fall far from the tree. Ole bug eyes Cuomo is following in his Fathers footsteps.

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**EXHIBIT 9 – KEVIN MCKEOWN AKA FRANK BRADY MEMO TO
SCHEINDLIN REGARDING DIRTY JUDGES AND SEALED COURT PAPERS**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
CHAMBERS OF JUDGE SHIRA A. SCHEINDLIN
NEW YORK, NEW YORK 10007
Telephone (212) 805-0246
Telefax (212) 805-7920

FACSIMILE COVER SHEET

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ADDRESSEE: Kevin McKeown

ADDRESSEE FACSIMILE TELEPHONE NUMBER: (212) 591-6022

NAME OF COMPANY: _____

COMPANY TELEPHONE NUMBER: (212) 591-1022

CITY AND STATE: New York, NY

DATE TRANSMITTED: June 11, 2008 TIME TRANSMITTED: 11:14 a.m.

SENDER/NAME: JUDGE SHIRA A. SCHEINDLIN

OPERATOR: _____

CASE NAME: McKeown v. State of New York, et al.

DOCKET NUMBER: 08 Civ. 2391(SAS)

NUMBER OF PAGES Including Cover Sheet: 2

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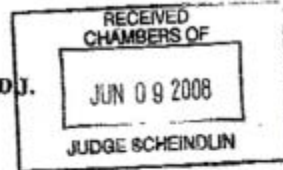
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FAX MEMO & COVER

TO: Deputy Law Clerk Jim Reilly
Chambers of The Honorable Shira A. Scheindlin, U.S.D.J.
FAX #: 212-805-7920
FROM: Kevin McKeown, pro se
Tel: 212-591-1022; Fax: 212-591-6022
DATE: Monday, June 9, 2008 - 4:00pm
RE: McKeown v State of NY, et al. (08cv2391)(SAS)
Leave to File Under Seal



TOTAL PAGES (including cover): 1

Dear Mr. Reilly,

1. I respectfully request permission to submit a Motion for Leave to File Under Seal two documents currently in my possession:

- (a) An affirmation, dated June 8, 2008, from a retired elected judge of this state, and who sat on the bench for more than 20 years (3 pages); and
(b) An affirmation, dated June 3, 2008, from a sitting, elected justice of the NYS Supreme Court (11 pages).

Both affirmants want to personally testify before this Honorable Court, in the above referenced matter, and at a hearing that I will be soon seeking. Upon information and belief, and after reading their affirmations, I believe both individuals will testify as to their first-hand knowledge of the systemic corruption, and that continues to severely harm me, within the New York State attorney grievance committees and, further, within the New York State Commission on Judicial Conduct. I believe their affirmations and testimony will fully support my allegations and the urgent need for this Honorable Court's immediate action.

2. As an alternative to my submission for leave, I respectfully request that the herein application to File Under Seal be SO ORDERED. (In the interest of judicial economy, I respectfully advise the Court that I have been informed by other NYS judges of their desire to also appear, and to file affirmations in support of my application, though I do not yet have those promised affirmations in my possession. Accordingly, I would respectfully request that any affirmation from any retired or sitting justice of any NYS court dated before June 27, 2008 be covered by any order)

3. As a final alternative, and as supported by all filings hereto had herein and in all related cases, I respectfully request this Honorable Court's reconsideration of the previously filed order to show cause, and that a hearing on the hereto sought relief be immediately scheduled.

cc: Anthony J. Tomari, Esq. 212-416-6009 fax -358pm JOK
Joseph F. McQuade, Esq. 212-599-3116 fax -359pm JOK
Respectfully submitted,

Plaintiff's request is granted. Plaintiff may file the two affirmations listed above under seal.
Date: New York, New York
June 10, 2008

SO ORDERED:
[Signature]
Shira A. Scheindlin, U.S.D.J.

Kevin McKeown

**EXHIBIT 10 – KEVIN MCKEOWN AKA FRANK BRADY AFFIRMATION OF
SUZANNE MCCORMICK**

United States District Court
For The Southern District of New York

COPY

----- X
KEVIN MCKEOWN, Plaintiff,
-against-
THE STATE OF NEW YORK; et al.
----- X

Case No. 08-cv-02391-SAS

Affirmation of Suzanne McCormick

I, SUZANNE MCCORMICK, affirm as follows:

1. I am over twenty one years of age and fully competent and knowledgeable to affirm to the facts and matters set forth in this Affirmation. My related case is #08civ4438.
2. I am a legal Executrix of the Estate of my late husband Edmund J. McCormick pursuant to the permanent "**Letters Testamentary**" dated January 25, 1989. Attached (1 pp.) is a true and accurate copy of the permanent "**Letters Testamentary**" issued by the Westchester County Surrogate's Court which are still in effect and unrevoked.
3. I hereby make this Affirmation freely in enthusiastic support of the application to appoint a Federal Monitor over the statewide Disciplinary Grievance (Ethics) Committees and also over the Commission for Judicial Conduct. I am convinced and believe that each and every citizen is entitled to receive "Equal Protection" under the law. I further believe in the un-abridged rights to Petition Our Government and receive a full and impartial redress of any grievances.
4. During my tenure as an Executrix of my late husband's Estate, based on personal experience, I have come to realize that, in my opinion, the malignant cancer of corruption has metastasized within the New York State Judicial System.
5. If it were not for the uncurbed corruption I would not have been repeatedly defrauded and my husband's and my life's work would not have been squandered and maliciously destroyed. These actions have been bold, brazen and malicious. The very people

6/2/08
S McC

who are sworn to serving and protecting society should be abiding by the law and enforcing this very law. Instead, these same people routinely abuse the law and peoples rights cavalierly and with impunity. These actions are harmful to a lawful society.

6. During April 2001, I learned by accident that the newly elected Westchester County Surrogate Court Judge Anthony A. Scarpino, Jr., where my late husband's Estate was sited, had been employed as a Bank Officer by the alleged Executor/Corporate Fiduciary Bankers Trust Company. For approximately two (2) years I attempted to have Judge Scarpino disqualify or recuse himself to no avail. Finally, when a photo appeared in a newspaper in late 2002, revealing the fact that he had worked at Bankers Trust Company only them under pressure did Judge Scarpino, begin the process of recusal that was concluded in early February 2003.

7. The situation where former members of the Judiciary that allegedly engaged in the practice of law utilizing their former status and position, is Un-American and against the fabric of this fairness. I believe that this unethical practice add fuel to the fires of corruption.

8. All of the attorneys, including Judges, are officers of the court and it is my understanding that they have a sworn duty to report inappropriate or unlawful acts to the responsible oversight authority. I have seen and am a victim of the altering and falsification of official court records.

9. Due to the total absence of any meaningful oversight and self policing governance my rights have been repeatedly violated. The continuing egregious oppressive actions and obstruction of justice has served to deprive me financially through obstruction and engaging in a policy of attrition. This has damaged me not only financially, but also physically and emotionally as well as the loss of spiritual creativity as a concert pianist and the denial of the opportunity to perform in a Government sponsored tour representing the U.S. for the heads of the

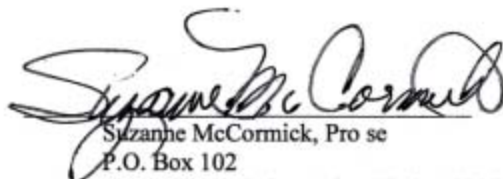
6/2/08
S.M.C. 2 of 3

European countries. My ethics complaints of Judicial and attorney improprieties have effectively and summarily been ignored. My extensive damages are detail in my filed complaint (#08civ4438). The total absence of any ethics oversight and accountability has permitted my situation to fester for over nineteen (19) years.

10. Based on the foregoing salient statements I again fervently believe that this court should appoint a federal monitor so that the rogue oversight authorities will not be permitted to continue to violate my and all other citizen's rights.

I hereby declare under penalty of perjury that to the best of my actual knowledge the facts and all other matters set forth in my three (3) page Affirmation with it's attachment (True and complete copy of the "Letters Testamentary" - 1 pp.) are true and correct to the best of my ability.

June 2, 2008



Suzanne McCormick, Pro se
P.O. Box 102
Hastings On Hudson, New York, 10706-0102
(914) 693-6687

3-9-3
6/2/08
S McC

The People of the State of New York, No. 214216

TO ALL TO WHOM THESE PRESENTS SHALL COME OR MAY CONCERN:

**This is to certify that on the 25th day of JANUARY, 1989
LETTERS TESTAMENTARY OF THE Last Will and Testament OF**

EDMUND J. MC CORMICK

late of the VILLAGE of DOBBS FERRY
were duly granted and issued by the Surrogate of the County of Westchester to
ALFRED S. HOWES, HERMAN MARKOWITZ, SUZANNE V. MC CORMICK, EDMUND J. MC CORMICK, JR., BANKERS
and that the same are still valid and in full force. TRUST COMPANY OF NEW YORK
Dated, Attested and Sealed JANUARY 31, 1989

HON. EVANS V. BREWSTER, Surrogate of Westchester County.

Philip E. Pungstey
Chief Clerk of the Surrogate's Court

I hereby certify that this is a True and Complete
Copy of the Original.
June 2, 2008
Suzanne M. Cornell

ATTACHMENT