

GEORGE SASSOWER

16 LAKE STREET
WHITE PLAINS, N. Y. 10603

914-949-2169

April 25, 1994

Departmental Disciplinary Committee
First Judicial Department
41 Madison Avenue,
New York, NY 10010

Re: Halburton Fales, 2d, Esq.

Gentlemen:

I make this disciplinary complaint against the above which must be processed like any other disciplinary complaint, to wit., the accused-attorney being directed to respond to the charges made.

Charge I.

1a. Assuming, arguendo, Mr. Fales determined he personally could and should process the charges against Andral N. Bratton, Esq., he should have employed the normal and usual procedures by directing Mr. Bratton to respond to the core of my charges, to wit:

" 1a. Mr. Bratton, both as an investigator and prosecutor, knew and/or had every reason to believe, that SAM POLUR, Esq. ['Polur'] never served any summons on DONALD F. SCHNEIDER, Esq. ['Schneider'] on April 10, 1985, and certainly Exhibit 'H' was not that summons. [emphasis supplied]

b. Had Mr. Bratton has any interest in the truth, rather than conspiring with Schneider, in order to advance and conceal a criminal racketeering adventure, he would have subpoenaed or telephoned me, and he would have had the documented, uncontroverted, facts. [emphasis supplied]

2. In almost every other respect, Mr. Bratton's assertions against Mr. Polur insofar as it related to Puccini, was concocted, fabricated and contrived, as I can easily demonstrate from the transcript of the hearings, although I only partially examined same."

b. The failure of Mr. Fales to directed Mr. Bratton to respond to my accusation, compels the conclusion that Mr. Fales knew my charges to be true and correct, and much more.

Charge II.