March 29, 1994

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

Re: Chairperson JUDITH S. KAYE
Chief Admin. Judge E. LEO MILONAS

Dear Mr. Stern,

1a. The Rules of the OFFICE OF COURT ADMINISTRATION ["OCA"], having the force of a statutory mandates, provide that an accounting must be filed by a court-appointed receiver "at least once a year" (22 NYCRR §202.52[e]). This obligation imposed upon the receiver, is in addition to the "duty" imposed upon the N.Y. State Attorney General and the right of every creditor to demand an accounting (Bus. Corp. Law §1216[a]).

b. The Rules of the Chief Judge, Part 26 & 36, also having the force of statutory mandates, as non-discretionary obligations, provide additional informational requirements in the Judiciary Law 35-a filings with OCA.

2a(1) The above mandates notwithstanding, since PUCCINI CLOTHES, LTD. ["Puccini"] was involuntarily dissolved on June 4, 1980 -- almost fourteen (14) years ago -- not a single accounting has been filed.

(2) Any true accounting would reveal that <u>all</u> of Puccini's judicial trust assets were made the subject of larceny by the criminal entourage of KREINDLER & RELKIN, P.C. ["K&R"] and FELTMAN, KARESH, MAJOR & FARBMAN, Esqs.

b(1) LEE FELTMAN, Esq. ["Feltman"], the court-appointed receiver, in consideration for his concealment of the aforementioned larceny and not making any attempt at recovery on behalf of his judicial trust, was to be given the balance of Puccini's tangible assets, or about $700,000.

(2) Because of the statutory maximum, as contained in Bus. Corp. Law §1217 (Matter of Kane, 75 N.Y.2d 511, 554 N.Y.S.2d 457, 553 N.E.2d 1005 [1990]), which Feltman conceded was $7,667.27, such approximate sum of $700,000 was transferred to his law firm, FKM&F, who for various reasons, legal and otherwise, were not entitled to anything.

(3) Referee DONALD DIAMOND ["Diamond"], who has no authority to award fees (CPLR §4317[b]), was the vehicle for more than $550,000 in such, <u>ex parte</u>, transfer to FKM&F.

(4) Neither Referee Diamond, nor Judge DAVID B. SAXE ["Saxe"] who also made <u>ex parte</u> awards, have never filed their Judiciary Law §35-a Statements, as confirmed in writing by OCA.

3a. Inspector General of the OCA, WILLIAM J. GALLAGHER ["Gallagher"], knows of the aforementioned criminal activity, insofar as they relate to OCA, is in possession of the essential documentation, and is aware of his obligations where criminal conduct is involved.

b. Chairperson JUDITH S. KAYE ["Kaye"] and Chief Administrative Judge E. LEO MILONAS ["Milonas"] are also aware of the aforementioned criminal racketeering activities, particularly as they relate to OCA.

c. Chairperson Kaye and Chief Administrative Judge Milonas, in order to conceal and advance the criminal racketeering activities of, inter alia, Presiding Justice FRANCIS T. MURPHY ["Murphy"] and former Administrative Judge XAVIER C. RICCOBONO ["Riccobono"], have clearly made it known to Mr. Gallagher, that he should not take any action in the matter, including a reference to the District Attorney, Grand Jury, and/or the Departmental Disciplinary Committee.

4. Similar acts of misconduct by some minor jurist, would unquestionably result in sanctions by your Commission.

5. If you entertain any doubt as to the unlawful reasons for Mr. Gallagher's inaction, you simply need ask.

Respectfully submitted,

GEORGE SASSOWER

cc: Chairperson Judith S. Kaye
Ch. Adm. Judge E. Leo Milonas
William J. Gallagher, Esq.