

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

-----x
In the Matter of the Application of THE PEOPLE
OF THE STATE OF NEW YORK, ex. rel., GEORGE
SASSOWER, individually and on behalf of those
similarly situated, and on behalf of UNITED
PRESS, INTERNATIONAL; THE ASSOCIATED PRESS;
THE WALL STREET JOURNAL; THE NEW YORK TIMES;
NEW YORK NEWS; NEW YORK POST; NEWSDAY; THE
VILLAGE VOICE; GANNETT INC.; AMSTERDAM NEWS;
NEWSWEEK; TIME; U.S. NEWS AND WORLD REPORTS;
NEW YORK MAGAZINE; BUSINESS WEEK; FORBES;
WCBS.; WNBC.; WNYW; WABC; WWOR; WPIX; and WNET,
Petitioner,

-against-

THE OFFICE OF COURT ADMINISTRATION; ROBERT
ABRAMS, as Attorney General of the
State of New York; SHERIFF OF WESTCHESTER
COUNTY; and ALL POLICE and PEACE OFFICERS
OF THE STATE OF NEW YORK,

Respondents.

For a Writ of Mandamus, Prohibition, and
Procedendo ad Justiciam.

-----x
S I R S:

PLEASE TAKE NOTICE, that upon the annexed
affidavit of GEORGE SASSOWER, Esq., duly verified the 11th day of
September, 1988, the Notice of Petition and Petition, dated and
verified the 9th day of September, 1988, the undersigned will
move this Court, the Supreme Court of the State of New York,
County of Westchester, at a motion part determined by "random
selection", held at the Courthouse thereof, 111 Grove Street,
White Plains, New York, 10601, on the ^{22nd}~~20th~~ day of September,
1988, at 9:30 o'clock in the forenoon of that day or as soon
thereafter as Counsel may be heard for (1) a preliminary
[affirmation] injunction against the respondent OFFICE OF COURT
ADMINISTRATION ["OCA"], compelling the removal of Administrator
XAVIER C. RICCOBONO, as Administrative Judge of Supreme Court,

#12941
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ANDREW J. SPANO
COUNTY CLERK
COUNTY OF WESTCHESTER

New York County, in all matters involving relator and/or PUCCINI CLOTHES, LTD. ["Puccini"]; (2) a preliminary [affirmation] injunction against OCA compelling an accounting from OCA and/or the court's agent, with respect to the judicial trust assets of Puccini, a corporation which was involuntarily dissolved on June 4, 1980 -- more than eight (8) years ago; (3) a preliminary [affirmation] injunction against the respondent ROBERT ABRAMS ["Abrams"], the Attorney General of the State of New York, compelling compliance with Bus. Corp Law §1216[a], by making application for the settlement of an accounting for Puccini, and distribution of its assets, as mandated as a "duty", after the expiration of eighteen (18) months; (4) a preliminary [affirmation] injunction against OCA, compelling the filing of a sufficient Bus. Corp. Law §1204 bond for Puccini; (5) a preliminary [affirmation] injunction against the OCA, compelling the opening of the Courtroom facilities of Referee DONALD DIAMOND and admittance to all persons thereto, including the undersigned, during judicial proceedings; (6) a preliminary [affirmation] injunction against the OCA, compelling the public filing of the judicial papers [CPLR 2102] privately held and/or secreted by Referee DONALD DIAMOND; (7) a preliminary [affirmation] injunction against OCA, prohibiting the computer manipulation by Administrator XAVIER C. RICCOBONO, in all matters involving relator and/or Puccini, particularly as such manipulations directly or indirectly affect the "non-waivable" "random selection process"; (8) a preliminary [affirmation] injunction against the OCA, compelling the computer correction of the

litigation involving the dissolution of Puccini to reflect the "random selection" of Mr. Justice MARTIN B. STECHER, and not Mr. Justice IRA GAMMERMAN; (9) a preliminary [affirmation] injunction against the OCA, by prohibiting enforcement of any Order not reflected on the computer, wherein Puccini or relator are involved; (10) a preliminary [affirmation] injunction against the respondent OCA, affording relator access to all the courts, including New York County, for legitimate legal relief; (11) a preliminary [affirmation] injunction against the respondent OCA, compelling the assignment of a jurist to hear and determine relator's prohibition [double jeopardy] applications with respect to the Estate of EUGENE PAUL KELLY, deceased; (12) a preliminary [affirmation] injunction against the respondent OCA, compelling that all non-summary criminal contempt proceedings be (a) entitled as a criminal proceeding, (b) classified as a criminal proceeding, (c) prosecuted by a public prosecutor and/or independent counsel appointed by the court, and (d) the proceedings treated as criminal, (13) a preliminary injunction against Abrams, and/or any member his office, from representing any party or interest adverse to Puccini; (14) a preliminary injunction against the respondent Sheriff of Westchester County from giving obedience to any Order issued by or under the authority of Referee DONALD DIAMOND; (15) together with any other, further, and/or different relief as to this Court may seem just and proper in the premises.

PLEASE TAKE FURTHER NOTICE, that answering papers, if any, are to be served upon the undersigned at least one (1) day before the return date of this motion, with an additional five (5) days if service is by mail.

Dated: September 11, 1988

Yours, etc.,

GEORGE SASSOWER, Esq.
Attorney for relator, pro se
16 Lake Street,
New York, New York 10603
(914) 949-2169

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COUNTY OF WESTCHESTER

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Petitioner,

-against-

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ABRAMS, et el.,

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STATE OF NEW YORK

)

) ss.:

COUNTY OF WESTCHESTER

)

GEORGE SASSOWER, Esq., first being duly sworn,
deposes, and says:

1a. This affidavit is made in support of an Order for
(1) a preliminary [affirmation] injunction against the respondent
OFFICE OF COURT ADMINISTRATION ["OCA"], compelling the removal of
Administrator XAVIER C. RICCOBONO, as Administrative Judge of
Supreme Court, New York County, in all matters involving relator
and/or PUCCINI CLOTHES, LTD. ["Puccini"]; (2) a preliminary
[affirmation] injunction against OCA compelling an accounting
from OCA and/or the court's agent, with respect to the judicial
trust assets of Puccini, a corporation which was involuntarily
dissolved on June 4, 1980 -- more than eight (8) years ago; (3)
a preliminary [affirmation] injunction against the respondent
ROBERT ABRAMS ["Abrams"], the Attorney General of the State of
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Puccini, and distribution of its assets, as mandated as a "duty", after the expiration of eighteen (18) months; (4) a preliminary [affirmation] injunction against OCA, compelling the filing of a sufficient Bus. Corp. Law §1204 bond for Puccini; (5) a preliminary [affirmation] injunction against the OCA, compelling the opening of the Courtroom facilities of Referee DONALD DIAMOND and admittance to all persons thereto, including deponent, during judicial proceedings; (6) a preliminary [affirmation] injunction against the OCA, compelling the public filing of the judicial papers [CPLR 2102] privately held and/or secreted by Referee DONALD DIAMOND; (7) a preliminary [affirmation] injunction against OCA, prohibiting the computer manipulation by Administrator XAVIER C. RICCOBONO, in all matters involving relator and/or Puccini, particularly as such manipulations directly or indirectly affect the "non-waivable" "random selection process"; (8) a preliminary [affirmation] injunction against the OCA, compelling the computer correction of the litigation involving the dissolution of Puccini to reflect the "random selection" of Mr. Justice MARTIN B. STECHER, and not Mr. Justice IRA GAMMERMAN; (9) a preliminary [affirmation] injunction against the OCA, by prohibiting enforcement of any Order not reflected on the computer, wherein Puccini or relator are involved; (10) a preliminary [affirmation] injunction against the respondent OCA, affording relator access to all the courts, including New York County, for legitimate legal relief; (11) a preliminary [affirmation] injunction against the respondent OCA,

compelling the assignment of a jurist to hear and determine relator's prohibition [double jeopardy] applications with respect to the Estate of EUGENE PAUL KELLY, deceased; (12) a preliminary [affirmation] injunction against the respondent OCA, compelling that all non-summary criminal contempt proceedings be (a) entitled as a criminal proceeding, (b) classified as a criminal proceeding, (c) prosecuted by a public prosecutor and/or independent counsel appointed by the court, and (d) the proceedings treated as criminal, (13) a preliminary injunction against Abrams, and/or any member his office, from representing any party or interest adverse to Puccini; (14) a preliminary injunction against the respondent Sheriff of Westchester County ["Sheriff"] from giving obedience to any Order issued by or under the authority of Referee DONALD DIAMOND; (15) together with any other, further, and/or different relief as to this Court may seem just and proper in the premises.

b. Incorporated by reference on this motion, without needless repetition, is relator's petition of September 9, 1988.

2a. The claims of your deponent against Puccini include: (a) a wholly unsatisfied judgment in the sum of \$27,912.42, with interest from April 29, 1982; (b) a filed claim against it for the sum of \$3,000,000; (c) an attorney's lien on the 25% stock interests of HYMAN RAFFE ["Raffe"] in Puccini; (d) An attorney's lien on a judgment in favor of Raffe against Puccini in the approximate sum of more than \$500,000, inclusive of interest; (e) an attorney's lien on a claim in favor of Raffe

against Puccini in the approximate sum of almost \$40,000, inclusive of interest; (f) a legal and/or equitable lien on the stock interests in Puccini by EUGENE DANN ["Dann"] and ROBERT SORRENTINO ["Sorrentino"] by reason of (1) the aforementioned judgment of \$27,912.42, which includes Dann and Sorrentino, as judgment debtors, and (2) attorney's liens by virtue of various judgments and claims by Raffae against them. In addition thereto, deponent has another \$20,000,000 claim against Puccini.

b. The aforementioned may not be "impaired" by the state or agency thereof, including the courts (U.S. Constitution, Art. 1, §20), the "supreme law of the land" (U.S. Constitution, Art. VI [2]).

c. Notwithstanding the aforementioned constitutional mandate, and other blackletter laws on the subject, deponent has been barred from seeking any relief in Supreme Court, New York County, a court lawlessly controlled by Administrator XAVIER C. RICCOBONO ["Riccobono"] and Presiding Justice FRANCIS T. MURPHY ["Murphy"], who are personally involved in a private criminal adventure with respect to judicial trust assets, and being aided and abetted in same by, inter alia Presiding Justice MILTON MOLLEN ["Mollen"] and Associate Justice ISAAC RUBIN ["Rubin"].

3a. The supervision and control of the courts is vested in OCA (N.Y.S. Constitution, Art. VI, §28), which has simply abdicated and abandoned its mandated responsibilities in the matters complained about in this proceeding.

b. The facts irresistibly compel the conclusion, that the courts under the immediate control of Murphy, Mollen, and Riccobono are "Unfit for Human Litigation".

c. Deponent, a native American, a battle starred veteran, stands firm with the basic fundamental American legal proposition "that no man, however exalted the position he holds, is above the law".

4a. The law clearly provides that with respect to a judicial trust, resulting from the involuntary dissolution of a corporation, a receiver must "file with the court an accounting at least once a year" (22 NYCRR §202.52[e]).

b. The law further provides that with respect to a judicial trust, resulting from the involuntary dissolution of a corporation, the Attorney General, as a "duty", permitting no discretion whatsoever, must make application for the settlement of an accounting, and distribution of its assets, if not voluntarily made within eighteen (18) months (Bus. Corp. Law §1216[a]).

c. Nevertheless, although more than eight (8) years have elapsed since Puccini -- "the judicial fortune cookie" -- was involuntarily dissolved, not a single accounting has been filed -- not one!

d. Notwithstanding the lapse of more than ninety-nine (99) months not a single application has been made for the settlement of an accounting and distribution of its assets by ROBERT ABRAMS ["Abrams"], the highest law enforcement authority in this State.

5a. Instead of filing an accounting, as mandated by law, a "reign of judicial terror" has been imposed upon deponent, and others, which reach the outer limits of credibility, admittedly intended to compel deponent to succumb, and submit to omerta [the conspiracy of silence], concerning judicial corruption.

b. Deponent's response has been, and is, "nuts"!

6a. Almost immediately after such accounting is filed, and such accounting is settled, as mandated by law, the Puccini litigation will end.

c. It can never end before such events.

7a. The Bus. Corp. Law §1204 bond posted by the court appointed receiver, LEE FELTMAN, Esq. ["Feltman"] is for five hundred thousand dollars (\$500,000), it should be for about fifteen million dollars (\$15,000,000), to cover the losses for his perfidious conduct.

b. Since deponent and others similarly situated have the right to sue under such bond (Public Officers Law §28), by law, such bond must be sufficient in amount.

c. A court appointed receiver is only an agent or arm of the court, wholly under the court's control (Atlantic v. Chapman, 208 U.S. 360), and it is the ultimate responsibility of OCA to assure that a sufficient bond is posted, or that there is access to the courts for the making of such application.

8. Since no accounting has been filed, the following represents some of the considerations necessary in fixing a proper bond to be filed by Feltman.

a. More than four million dollars (\$4,000,000) has been debited from Puccini's bank account since June 4, 1980, none of which had the approval of this Court or its appointed receiver, and none of it recovered.

b. Puccini's entire inventory, of unknown value on June 4, 1980, was disposed of by approximately twelve (12) employees in seven (7) months, with the gross receipts reported at five hundred twelve dollars (\$512) -- \$512 -- gross!

c. None of the accounts receivables for merchandise sold prior to June 4, 1980 has been collected by Feltman, nor has any attempt been made to collect such monies, and the statute of limitations for such collections have long expired.

d. None of the pre-paid expenses, including insurance premiums have been collect.

e. Nothing is shown as receipts for furniture, fixtures, or office supplies.

f. Since neither Feltman's law firm, FELTMAN, KARESH, MAJOR & FARBMAN, Esqs. ["FKM&F"] nor RASHBA & POKART ["R&P"], the accountants appointed by application of Feltman complied with 22 NYCRR §660.24[f], they are entitled to nothing, in accordance with subdivision "f" thereof, and the approximate sum of one million dollars (\$1,000,000) that they took must be returned.

9a. In addition thereto, all monies and other considerations received by Feltman, FKM&F, and their co-conspirators by extortion, employing their positions as Puccini's fiduciaries, must be turned over to Puccini or the sovereign.

b. To compel submission and silence, deponent, SAM POLUR, Esq. ["Polur"], and Raffe, were repeatedly convicted of non-summary criminal contempt, without benefit of a trial, although mandated as a matter of ministerial compulsion (Nye v. United States, 313 U.S. 33; Bloom v. Illinois, 391 U.S. 194).

c. In none of these instances could there possibly have been a conviction, had the aforementioned been afforded a trial.

d. The trialess fines payable "to the [federal] court" were paid instead to private racketeers, with law degrees, who have the "inside track" with the judiciary.

10a. The trialess conviction by Mr. Justice ALVIN F. KLEIN exemplifies the extortion practiced by FKM&F and KREINDLER & RELKIN, P.C. ["K&R"] -- "the criminals with law degrees" -- who "pay-off", and are in partnership with members of the judiciary.

b. Deponent, Polur, and Raffe, in one document, without a trial, were each convicted of non-summary criminal contempt, and each sentenced to be incarcerated for thirty (30) days.

c. Polur served his full term, but when the Grievance Committee commenced disbarment proceedings against him, based upon such manifestly unconstitutional conviction, he left the scene and the proceedings were dropped.

d. Raffe paid millions of dollars, by check, to the "criminal with law degrees", and gave other considerations, including releases to "the Justices of the Supreme Court, New York County" and to the "Judges of the United States District Courts, Eastern and Southern District of New York" and was never incarcerated, not for a minutes.

e. Deponent stood firm, refused to succumb, served his full term, and was disbarred, not having been given the opportunity to controvert the legality of such trialess convictions, Gilberg v. Barbieri (53 N.Y.2d 285, 441 N.Y.S.2d 49) notwithstanding (Grievance Committee v. G. Sassower, 125 A.D.2d 52, 512 N.Y.S.2d 203 [2d Dept.]).

f. "Equal protection of the laws", "due process", and other basic constitutional rights simply do not exist in the "Murphy-Mollen Evil Judicial Empires".

11a. Since the media is obsessed with incarcerations without benefit of trial in South Africa, Israel, and other foreign lands, perhaps it may be of interest to those countries, as well as their media to know, that deponent has been convicted ten (10) times without benefit of a single trial, and incarcerated seven (7) times, under such trialess convictions.

b. The speech of President RONALD REAGAN at the Moscow State University, that every person in America is entitled to a trial before a fair and impartial jurist before he is convicted, is simply incorrect in the "Murphy-Mollen Cesspools".

12a. Indeed, in some instances the alleged crimes simply never took place!

b. If the Mollen thrall, which includes Mr. Justice ISAAC RUBIN, believes that incarcerating deponent for the third time, each time without benefit of a trial, based as they know, on "phantom" crimes, in order to conceal the fact that Surrogate ERNEST L. SIGNORELLI ["Signorelli"], pays his personal obligations by having his obligees file false claims against estates (see Exhibit "A"), all aided and abetted by Mollen, and that deponent intends to be silent about the situation, the "Mollen Mob" is under a misapprehension (People ex rel. v. Sassower, 134 A.D.2d 641, 521 N.Y.S.2d 536 [2d Dept.]).

c. As Signorelli, his appointee, ANTHONY MASTROIANNI ["Mastroianni"], and their entourage have repeatedly confessed under cross-examination, they, not deponent always had the Kelly books and records -- a fact that the Mollen thrall has known for years.

13. These repeated trialess incarcerations take place simply because OCA will not assign a jurist to hear and determine deponent's "double jeopardy" applications for a writ of prohibition based on determinations that resoundingly vindicated deponent (United States v. Oppenheimer, 242 U.S. 85).

14a. When, for instance, deponent's wife and child served a writ of habeas corpus, signed by a jurist of this court, directing deponent's release on his own recognizance, based upon a trialless conviction and incarceration, instead of releasing deponent, for serving such writ of habeas corpus, they themselves were incarcerated without food, water, or toilet facilities.

b. During such "saturday nite massacre" of civilized values it was Mollen who was attempting to "fix" the Westchester County jurist and have such writ of habeas corpus unlawfully modified, and Mollen was turned down!

c. Mollen must have landed on his head, when he jumped from his bomber.

d. His Honor, Mr. Justice ISAAC RUBIN, a member of the Commission on Judicial Conduct, will not do what he must do, but what the Constitution of the United States says he can do!

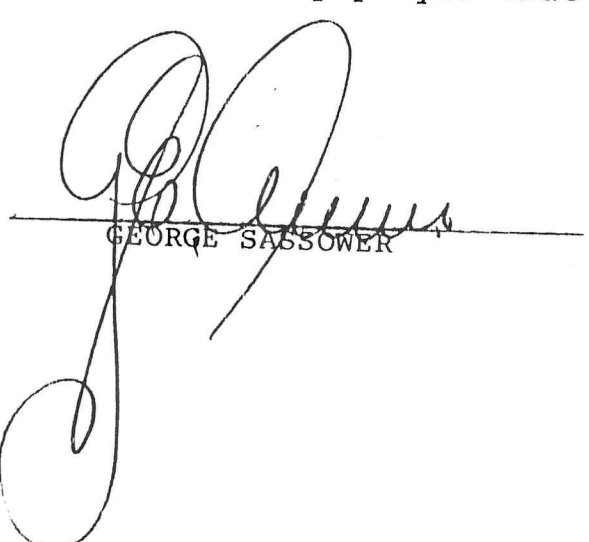
e. A free and independent judiciary, means a judiciary free from each other, a proposition which deponent insists is non-negotiable. Fixing and giving judges "marching orders" will not be "the coins of the judicial realm" (cf. Balogh v. H.R.B. Caterers, 88 A.D.2d 136, 452 N.Y.S.2d 220 [2d Dept., per Titone, J.]), in this or any other matter in which deponent is involved.

15a. To say more would be supererogatory, except that after forty (40) years at the bar, deponent like Thomas Jefferson, has more faith in the media than in the judiciary, and he is going public on the matters involved herein.

b. Justice will not be bought and sold in New York County or any other county, no matter how many times deponent is incarcerated under trialless convictions.

c. There will be an accounting for Puccini's trust assets, even if the revelations therefrom are "Fusco-style" and worse.

WHEREFORE, it is respectfully prayed that this motion be fully granted.


GEORGE SASSOWER

Sworn to before me this
11th day of September, 1988



ZENNIE S. JOHNSON
NOTARY PUBLIC, State of New York
No. 60-1988095
Qualified in Westchester County
Term Expires 10/31/89

HOW SURROGATE SIGNORELLI PAYS HIS PERSONAL OBLIGATIONS

1. After almost a decade, ANTHONY MASTROIANNI, an appointee of Surrogate ERNEST L. SIGNORELLI of Suffolk County, finally filed his accounting with respect to the Estate of Eugene Paul Kelly, and listed the Estate's assets at less than \$60,000.

2. Mastroianni's three (3) sequential attorneys believed that their professional services to the Kelly Estate warranted fees of almost \$80,000, but in view of the Estate's limited assets, they trimmed their demands to approximately \$42,500, which Mastroianni approved.

3. Mastroianni's second attorney's claim is instructive, if not paradigmatic, of the happenings in "Signorelli's Cesspool".

a. Mastroianni's "Attorney #2", had his law office and was domicile in Manhattan, and not coincidentally was one of Surrogate's Signorelli's personal attorneys in his own matrimonial proceeding.

b. For doing absolutely nothing benefiting the Kelly Estate, the entitlement claimed from the Kelly Estate was \$27,500, but because of its small size, he reduced his claim to \$12,500, which Mastroianni approved and accepted.

c. The only work product that was produced by Mastroianni and Attorney #2 was an affidavit opposing my motion to compel Mastroianni to account in the Kelly Estate.

d. Mastroianni's Attorney #2, was awarded the sum of \$1,000, by an assigned Acting Surrogate.

e. Significantly, Mastroianni's "Attorney #1", Signorelli's former campaign manager, was awarded \$4,000, although he claimed his services were worth at least \$30,000!

4a. The selection of a Manhattan based attorney, who has little or no experience in estate work, to be Mastroianni's attorney in the Kelly, and other, estates in Suffolk County was obviously intended as compensation for personal services rendered to, owed by, and should have been paid for, Surrogate Signorelli personally, not by the Kelly Estate, and the attempt made were nothing less than "hard core" criminal larceny of judicial trust funds.

b. In the words of William Shakespear, "thieves for their robbery have authority, when judges steal themselves" (Measure for Measure, 2:02, 175).

5. In life, Suffolk County may present a favorable environment, but in death, it presents a danger to your estate.

GEORGE SASSOWER, Esq., 16 Lake Street, White Plains, N.Y.
(914) 949-2169

Exhibit "A"

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DEPT. OF LAW
STATE
OFFICE OF COURT ADMINISTRATION
COUNSEL'S OFFICE
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DEPARTMENT OF LAW
WILSTONCHESLER COUNTY