

UNITED STATES CIRCUIT COURT OF APPEALS
FOR THE SECOND CIRCUIT

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GEORGE SASSOWER,
Petitioner.

Petition

NOV 05 2012

-against-
Chief U.S. District Court Judge LORETTA A. PRESKA;
Respondent.
For a Writ of Mandamus .

LORETTA A. PRESKA
Docket # 2012- CHIEF U.S. DISTRICT JUDGE
S.D.N.Y.

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George Sassower, Esq., an attorney, a born American
citizen, a battle-starred veteran of World War II, in support of this
Petition, affirms the following to be true under the penalty of perjury:

TO MANDAMUS RESPONDENT, CHIEF U.S. DISTRICT COURT JUDGE,
LORETTA A. PRESKA, TO DIRECT CITIBANK, N.A. TO SATISFY THE THREE (3)
CONTRACTUALLY BASED, CONSTITUTIONALLY PROTECTED, MONEY JUDGEMENTS
IN FAVOR OF PETITIONER AND HIS CLIENT, HYMAN RAFFE.

THE BOTTOM LINE: - At no time or place has anyone, including *Citibank, N.A.*,
denied or controverted the fact that it is liable for the satisfaction of the contractually based,
constitutionally protected, money judgements against *Puccini Clothes, Ltd.*, *Eugene Dann* and/or *Robert*
Sorrentino in favor of: (1) *Geo. Sassower* in the sum of \$27,912.42, with interest from April 29, 1982;
(2) *Hyman Raffe* in the sum of \$32,532.85, with interest from September 3, 1980, and (3) *Hyman Raffe* in
the sum of \$474,425.86, with interest from April 5, 1984, since it engineered the larceny of *all* the
judicial trust assets of *Puccini Clothes, Ltd.* - "***The Judicial Fortune Cookie***" - dissipating those assets
as "*bribes*", mostly to or on behalf of NY Appellate Division, Presiding Justice ***Francis T. Murphy*** of
the First Judicial Department, Chief U.S. District Court Judge ***Charles L. Brieant*** for the Southern
District of New York and NY State Supreme Court Administrative-Judge ***Xavier C. Riccobono*** of New
York County, leaving *nothing* for its nationwide legitimate creditors, who included petitioner and his
client, *Hyman Raffe*.

Petitioner, in addition to a contractually based, constitutionally protected, personal
judgement against *Puccini Clothes, Ltd.*, *Eugene Dann* & *Robert Sorrentino*, has a contractually based,
constitutionally protected, attorney's lien (*NY Judiciary Law* §474) on the judgements & other claims of
his client *Hyman Raffe* against *Puccini Clothes, Ltd.*, *Eugene Dann* & *Robert Sorrentino*, contractual &
otherwise, which no one, including *Citibank, N.A.*, has ever denied.

1. There is no valid order or direction by any State or Federal judge, official or employee that “*impairs*” the aforesaid three (3) money judgements and as a constitutional prohibition, there cannot be any!

Private contractual obligations which do not offend public policy, such as the aforementioned three (3) money judgements, cannot be “*impaired*” by *any* State or Federal judge, official or employee (Article 1 §10[1] & Amendment V of the *Constitution of the United States*).

Any attempt to “*impair*” these three (3) judgements would be a “*transparent nullity*” and could be ignored with impunity (*United States v. United Mine Workers*, 330 U.S. 258; 309-310 [1947]).

In addition to their other lethal infirmities, there are no reported cases that are more “*transparently invalid*” than those imposed by judges, NY State and Federal, who are involved in “*The Citibank Bribes for Total Immunity Enterprise*” [“*The Enterprise*”], which includes the attempts to “*impair*” these money judgements as a “*source*” of “*bribes*” for judges (*cf. In re Providence Journal*, 820 F.2d 1342, 1354 [1st Cir.-1987]).

3. The is only way that State or Federal government can lawfully “*impair*” a valid private contractual obligation, is by a bankruptcy proceeding where the obligor is the subject of such proceeding!

Thus, when *Texaco* desired to “*impair*” the money judgment of *Penzoil*, although its assets were vastly greater than its liabilities, at great cost & expense, it filed a petition in bankruptcy (*In re: Texaco*, 73 BR 960 [1987]).

When *United*, *Delta* and other airlines desired to “*impair*” their contractual obligations to their employees, they filed petitions in bankruptcy.

When the *Archdiocese of San Diego* desired to “*impair*” its obligations, contractually and otherwise, including to those who were made the subject of sexual abuse, it filed a petition in bankruptcy.

Congress, President and Supreme Court could not “*impair*” the obligations of *General Motors* to its bondholders, employees & distributors, in order for it to receive Federal “TARP” assistance, it had to file a bankruptcy petition.

However when *Citibank, N.A.*, desires to “*impair*” its obligations, contractual and otherwise, it “*bribes*” judges, such as Chief U.S. District Court Judge *Charles L. Brieant*, who will enlist judges, such as U.S. District Court Judges *William C. Conner & Peter K. Leisure* who, although lacking “*subject matter jurisdiction*” and other lethal infirmities, will issue “*transparently invalid*” injunctions (see, *Raffe v. Doe* 619 F. Supp. 891 [SDNY-1985]; *Geo. Sassower v. Abrams*, 833 F. Supp 253 [SDNY-1993])!

4. While an injunction cannot be issued to preserve assets for legitimate creditors (*Grupo v. Alliance*, 527 U.S. 308 [1999]; *Credit v. Rossiyskiy*, 94 N.Y.2d 541, 708 N.Y.S.2d 26, [2000]), they will be issued by those, such as U.S. District Court Judges *William C. Conner & Peter K. Leisure* and NY Supreme Court Judges *Ira Gammernan & E. Michael Kavanagh*, to preserve the judicial assets of *Puccini Clothes, Ltd.* as “*sources*” of “*bribes*” for judges and to prevent them from providing “*restitution*” to their victims, who include the United States & State of New York!

5. In *Raffe v Doe* (*supra*), an *unopposed* Order with Notice of Settlement and an *unopposed* Notice of Motion & Affirmation were “*hijacked*” and not processed by the *Pro Se* Office, consequently petitioner, on September 25, 2012, moved Chief U.S. District Court Judge *Loretta A. Preska*, the respondent herein, which was also *unopposed*, for an Order:

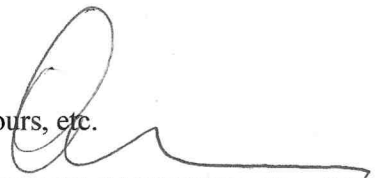
“(A) directing the Clerk of this Court to enter judgements against *Citibank, N.A.* in favor of: (1) *Geo. Sassower* in the sum of \$27,912.42 with interest from April 29, 1982; (2) *Hyman Raffe & Geo. Sassower*, Esq. his attorney, in the sum of \$32,532.85, with interest from September 3, 1980, (3) *Hyman Raffe & Geo. Sassower*, Esq. his attorney, in the sum of \$474,425.86, with interest from April 5, 1984, (B) setting these matters down for an expeditious trial and/or hearing to determine the amounts additionally due *Georg Sassower*, who is over 88 years of age, from *Citibank, N.A.*; (C) “directing” the *Pro Se* Office to turn over to Chief U.S. District Court Judge *Loretta A. Preska* the *unopposed* Notice of Settlement, the *unopposed* Notice of Motion and all other papers in its possession with respect to the above entitled matters, to determine the pending matters, without prejudice to a money damage action”

Although the allegations were *uncontroverted* and the relief *unopposed*, no decision or order has been received or is expected!

WHEREFORE it is respectfully requested that this Petition be granted in all respects.

Dated: White Plains, New York
October 26, 2012

Yours, etc.


GEORGE SASSOWER, Esq. [GS-0512]
Petitioner, pro se
10 Stewart Place,
White Plains, N.Y. 10603
(914) 949-2169

Certificate of Service

George Sassower, Esq., affirms that on October 26, 2012, he caused to be mailed in properly addressed stamped envelopes the foregoing Petition to: Chief U.S. District Court Judge Loretta A. Preska; 500 Pearl Street, New York, NY 10007 and Citibank, N.A., 399 Park Avenue, New York, New York 10043 .

Dated: White Plains, NY
: October 26, 2012


GEORGE SASSOWER

UNITED STATES CIRCUIT COURT OF APPEALS
FOR THE SECOND CIRCUIT

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GEORGE SASSOWER,
Petitioner.

28 U.S.C. §1915 Affirmation

-against-
Chief U.S. District Court Judge LORETTA A. PRESKA;
Respondent.
For a Writ of Mandamus .

Docket # 2012-

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Affirmant, under penalty of perjury, makes this affirmation contending that this Court must make demand upon *Citibank, N.A.* for the fees due for the filing of this Petition debiting affirmant's contractually based, constitutionally protected money judgment against *Puccini Clothes, Ltd.* for such payment (*NY Debtor & Creditor Law*, Art. 10), rather than defraud the United States, whose purse is under the "exclusive" control of the Article I Congress.

1a. Puccini, against whom affirmant has a contractually based, constitutionally protected money judgment was involuntarily dissolved on June 4, 1980, *Citibank, N.A.* engineered the larceny of *all* its judicial trust assets, leaving *nothing* for its nationwide legitimate creditors. including affirmant who is a "food stamp" recipient.

Almost all of the judicial trust assets of *Puccini Clothes, Ltd.* were dissipated as "bribes" mostly to judges!

WHEREFORE, it is respectfully prayed that this application be granted in all respects.

Dated: White Plains, New York
October 26, 2012

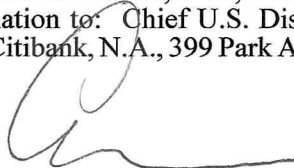


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10 Stewart Place,
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914-681 7196

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George Sassower, Esq., affirms that on October 26, 2012, he caused to be mailed in properly addressed stamped envelopes the foregoing Affirmation to: Chief U.S. District Court Judge Loretta A. Preska; 500 Pearl Street, New York, NY 10007 and *Citibank, N.A.*, 399 Park Avenue, New York, New York 10043 .

Dated: White Plains, NY
: October 26, 2012



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