

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

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In the Matter of a Grand Jury
Application by
GEORGE SASSOWER individually, and on behalf
of the JURY FOR THE NORTHERN DISTRICT OF
NEW YORK,

Docket No.

Petitioner,

For a Grand Jury Presentation Concerning
the Criminal Activities of
ROBERT ABRAMS, Attorney General of the
State of New York, and
FRANCIS T. MURPHY, Presiding Justice of the
Appellate Division, State of New York,
First Judicial Department.

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It appearing to the satisfaction of this Court
that New York State Attorney General ROBERT ABRAMS is the
statutory fiduciary for all involuntary dissolved corporations
and various other judicial trusts, which are all constitutional
"persons" within the meaning of Amendment V and XIV of the U.S.
Constitution, and held under "color of law", within the meaning
of 42 U.S.C. §1983; and it further appearing that Presiding
Justice FRANCIS T. MURPHY of the Appellate Division, with the
knowledge, permission and consent of Attorney General ROBERT
ABRAMS has caused such judicial trusts to become the subject of
larceny and lawless plundering in favor of their cronies; and it
further appears that for such personally motivated criminal
activities by ROBERT ABRAMS and FRANCIS T. MURPHY, in and out of
the judicial forum, they have acted and defended themselves at

the cost and expense of the New York State treasury; and it further appears that in the instance of PUCCINI CLOTHES, LTD., one such involuntarily dissolved corporation all of whose judicial trust assets were made the subject of larceny, as may be easily confirmed by the absence of any filed "accounting" for its trust assets since it was involuntarily dissolved more than twelve years ago, albeit the mandatory requirement that an "accounting" be filed "at least once a year"; and it further appears that petitioner is a contractual, constitutionally protected, creditor of PUCCINI CLOTHES, LTD., under a money judgment and otherwise; and it further appears that ROBERT ABRAMS has defended himself, FRANCIS T. MURPHY, and other state officials, in various federal judicial circuits, including in this Court, at the cost and expense of the New York State treasury with actual knowledge by, inter alia, ROBERT ABRAMS and FRANCIS T. MURPHY that such financial burden upon the State of New York was constitutionally proscribed by the XI Amendment of the U.S. Constitution, a matter which is a subject matter jurisdictional infirmity in the federal courts, and a constitutional and criminal fraud upon the New York State treasury; and it further appears that ROBERT ABRAMS defended himself, FRANCIS T. MURPHY, and other state officials, in New York State courts, at the cost and expense of the New York State treasury, although the activities were, without contradiction,

alleged and shown to be contrary to state interests and contrary to the statutory fiduciary obligations of ROBERT ABRAMS; and it further appears that the very substantial monies received as a result of criminal convictions, the property of the federal, state, and/or local governments, such monies were diverted to the private pockets of the cronies of ROBERT ABRAMS and FRANCIS T. MURPHY, with the knowledge, permission and consent of ROBERT ABRAMS and FRANCIS T. MURPHY, and the federal, state, and local sovereigns received nothing; and it further appears that ROBERT ABRAMS and/or FRANCIS T. MURPHY, in an attempt to advance and conceal their privately motivated criminal adventures, were compelled to corrupt, inter alia, the N.Y. State Department of Insurance and N.Y. State Education Department, all of which was at state cost and expense; and it further appears that a substantially similar and unconstitutional frauds upon the New York State treasury were imposed with respect to the judicial trust assets of ESTATE OF EUGENE PAUL KELLY; and it further appears that ROBERT ABRAMS and FRANCIS T. MURPHY, in their further attempts to advance and conceal these privately motivated criminal racketeering adventures, plagued petitioner, HYMAN RAFFE, SAM POLUR, DENNIS F. VILELLA, and others with a "reign of terror", at the unconstitutional and unlawful cost and expense of the New York State treasury; and it further appears that the constitutional and statutory "duty" of the U.S. Grand Jury for

the Northern District of New York, an essentially independent branch of government, separate and distinct from the judicial or prosecutorial [executive] branches, is to investigate all allegations of criminal activities in this district which are violative of the federal criminal code; and it further appears that in addition to the obligations and duties of the Grand Jury, that the petitioner independently has a First Amendment constitutional and statutory right to convey his information of criminal activity to the Grand Jury; and it further appears that because of the federal judicial and prosecutorial transactional involvement in the criminal activities of ROBERT ABRAMS that the appearance of justice necessitates the appointment of a Special Prosecutor, and due notice and opportunity to controvert having been given to all interested parties, including ROBERT ABRAMS, FRANCIS T. MURPHY, and U.S. Attorney FREDERICK J. SCULLIN, Jr., it is

ORDERED, that of

, he and he/she is hereby appointed and designated to advance and protect the rights and interests of the Grand Jury for the Northern District of New York, a constitutional and independent branch of government, not having access to legal representation, and it is further

ORDERED, that petitioner be permitted to present himself to the next available full term of the Grand Jury in

order to make his presentation of the criminal activities of ROBERT ABRAMS and FRANCIS T. MURPHY, as they relate to this district, and it is further

ORDERED,

of

, be and he/she is hereby appointed and designated as Special U.S. Prosecutor, to attend such session, and such further sessions as lawfully desired by the Grand Jury, so that the Grand Jury may receive and hear petitioner's evidence, and such further evidence, as may lawfully be requested by the Grand Jury to be heard, and it is further

ORDERED, that such Special Prosecutor shall have with full powers to issue subpoenas or other process as may lawfully be requested by the Grand Jury.

Dated: Albany, New York
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UNITED STATES DISTRICT COURT
CERTIFICATION OF SERVICE

On October 24, 1992, I served a true copy of the petition and this proposed Order by mailing same in a sealed envelope, first class, with proper postage thereon, addressed to U.S. Attorney Frederick J. Scullin, Jr., 100 South Clinton Street, P.O. Box 7198, Syracuse, N.Y. 13261-7198; Attorney General Robert Abrams, The Capitol, Albany, N.Y. 12224; Presiding Justice Francis T. Murphy, Appellate Division, First Judicial Department, 25th Street & Madison Avenue, New York, N.Y. 10010; Comptroller Edward V. Regan, The Capitol, Albany, N.Y. 12224, that being their last known addresses.

Dated: October 24, 1992

GEORGE SASSOWER