

**SHEILA A. MANNIX, PHD**  
*Clinical Psychologist – Neuroscientist – Educator*

**NOTICE AND EVIDENCE OF FEDERAL CRIMES UNDER 18 U.S.C. § 4**

August 6, 2009

Via Priority Mail

**FOR ONLY THE EYES OF:**

Chief Justice John Glover Roberts, Jr.  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

Dear Chief Justice Roberts,

I am writing to you and to each of your fellow justices, individually, to respectfully and humbly formally invoke your mandatory duty under 18 U.S.C. § 4: Misprision of Felony.

In the enclosed binder is verified direct evidence of alleged systemic corruption by federal officials in Chicago’s federal trial and appellate courts in conspiracy with state public officials in violation of a federal decree, basic due process of law rights, e.g., to an accurate record for appeal, and other binding federal law including the RICO Act resulting in theft of honest services and fraud against the federal government.

The evidence is irrefutable up to and including alleged spoliation of evidence and fraud upon the court to cover-up the violation of the federal Shakman Decree in **Case A: Wzorek Case.**

On behalf of a betrayed nation in need of true and honest leaders in the Executive and Judicial branches of our federal government, you are hereby duly noticed under 18 U.S.C. § 4: Misprision of Felony.

I pray that you will initiate the appropriate mandatory action by law straightaway.

Respectfully Submitted,

  
Sheila A. Mannix, PhD

BCC

Enclosures.

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**NOTICE AND EVIDENCE OF FEDERAL CRIMES UNDER 18 U.S.C. § 4**

August 6, 2009

Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice John Paul Stevens  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

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**NOTICE AND EVIDENCE OF FEDERAL CRIMES UNDER 18 U.S.C. § 4**

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Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice Antonin Scalia  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

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**NOTICE AND EVIDENCE OF FEDERAL CRIMES UNDER 18 U.S.C. § 4**

August 6, 2009

Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice Anthony Kennedy  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

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Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice Clarence Thomas  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

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August 6, 2009

Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice Ruth Bader Ginsburg  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

Dear Justice Ginsburg,

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August 6, 2009

Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice Stephen Breyer  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

Dear Justice Breyer,

I am writing to you and to each of your fellow justices, individually, to respectfully and humbly formally invoke your mandatory duty under 18 U.S.C. § 4: Misprision of Felony.


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August 6, 2009

Via Priority Mail

**FOR ONLY THE EYES OF:**

Justice Sonia Sotomayor  
Supreme Court of the United States  
One First Street, N.E.  
Washington, D.C. 20543

Re: Enclosed **DEMAND FOR INVESTIGATION** to Mary Patrice Brown, Acting Counsel, Office of Professional Responsibility, Regarding **“DOJ Employees’ Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois”**

Dear Justice Sotomayer,

I am writing to you and to each of your fellow justices, individually, to respectfully and humbly formally invoke your mandatory duty under 18 U.S.C. § 4: Misprision of Felony.

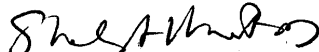
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**SHEILA A. MANNIX, PHD**  
*Clinical Psychologist – Neuroscientist – Educator*

**DEMAND FOR INVESTIGATION**

July 20, 2009

Via Express Mail

Mary Patrice Brown, Acting Counsel  
Office of Professional Responsibility  
950 Pennsylvania Avenue, N.W., Suite 3266  
Washington, D.C. 20530

Re: **DOJ Employees' Aiding and Abetting Systemic Corruption Spanning Over 20 Years in the United States District and Appellate Courts in Chicago, Illinois**

- **Case A: Wzorek** Case Nos. 84 C 9978, 94 C 1088, 05 C 4141; Seventh Circuit Case Nos. 89-1868, 89-2988, 95-3470
- **Case B: Achor** Case No. 94 C 6518; Seventh Circuit Case Nos. 96-3369, 96-3520
- **Case C: Mannix** Case Nos. 05 C 7232, 07 C 3561, 08 C 1883, 09 C 103; Seventh Circuit Case Nos. 06-1257, 06-1272 & 06-1281, 06-2120, 06-2369 & 06-2435, 09-1468
- **Case D: Bartoli** Case No. 04 CR 0372; Seventh Circuit Case Nos. 08-3690, 09-1864

An investigation is warranted and lawfully demanded in this joint submission regarding an alleged systemic pattern of practice of spoliation of evidence by public officials in the United States District Court, Northern District of Illinois, Eastern Division and U.S. Court of Appeals for the Seventh Circuit, Chicago, Illinois about which the DOJ has been fully informed and done nothing but enable. The alleged involved public officials include official court reporters, court clerks, federal judges, U.S. attorneys, and others employed by the federal government and paid with federal taxpayers' funds.

Specifically, attached hereto is direct material evidence of the suppression of evidence and the creation of false records constituting fraud upon the court. The most glaring misconduct in violation of established federal law is the withholding of judicial audiotape records resulting in the severing of litigants' rights to correct records for appeals, thereby eclipsing equal access to the law and due process of law rights.

Additionally, attached hereto is unopposed direct material evidence I obtained from a mob family informant which indicates that state and federal judges allegedly involved in an illicit interstate money laundering scheme have presided over cases and/or sentenced to federal prison citizens who allegedly engaged in the same practices in which said judges

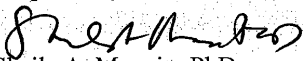
Federal Courts in Chicago, Illinois  
Spoliation of Evidence

have allegedly engaged and/or about which practices federal officials are allegedly fully aware, namely, the use of the "pure trust" financial vehicle to allegedly obscure asset ownership to avoid federal tax obligations of illegally obtained laundered funds.

The sworn witness case summaries and documentation attached hereto which warrant immediate investigation indicate an illicit systemic pattern of practice of intentional spoliation of evidence by federal officials in direct violation of federal criminal law including but not limited to misprision of felony, theft of honest services, and fraud against the federal government.

Witnesses are available for immediate testimony and review of substantial additional evidence.

Respectfully Submitted,

  
Sheila A. Mannix, PhD

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Enclosures.



CASE A

**Case A: Wzorek Case Nos. 84 C 9978, 94 C 1088, 05 C 4141; Seventh Circuit Case Nos. 89-1868, 89-2988, 95-3470**

**Summary:** Wzorek Case indicates intentional spoliation of evidence for the sole purpose of preventing Mr. Wzorek from collecting his damages award from the City of Chicago's violation of the federal Shakman Decree, which involved but was not limited to (a) tampering with transcripts and preventing the acquisition of audiotapes to create accurate records for the 1989 and 1995 appeals and (b) "removal" of the audiotape of the oral argument before the appellate court on May 10, 1990 which evidenced fraud upon the court by the City of Chicago Corporate Counsel directly related to the transcript tampering.

**Statement of Facts:** That on or about November 16, 1984, Gene Wzorek filed suit against the City of Chicago alleging violation of the federal Shakman Decree, namely, prohibition of patronage firing by the City of Chicago. That on or about July 6, 1988, Mr. Wzorek won his case as definitively stated by presiding Judge Brian Duff who stated in pertinent part, "- - but I think there is no question at all that the petitioner has proven that he was fired for political reasons beyond - - with clear and convincing evidence. The petitioner was fired for political reasons, period." [July 6, 1988 uncorrected transcript, Page 228, Lines 2-6] Judgment on appeal, in part, was upheld on August 10, 1990.

However, the award of \$150,000 for psychiatric treatment was overturned due to irrefutable record tampering detailed below to knowingly conceal the testimonies of the reputable psychiatrist, Jan Fawcett, MD, on November 8, 1988 and on August 16, 1989 and to obstruct Mr. Wzorek's potential for additional damages. In the five pages of the August 16, 1989 transcript that were allegedly criminally concealed by federal court officers, Judge Duff stated, "The City, in my opinion, caused Mr. Wzorek's problem. Okay. I've said as much." [August 16, 1989 uncorrected transcript. Page 6, Lines 1-2]

That Mr. Wzorek returned to the Chicago federal courts multiple times in an attempt to obtain the remainder of his award but has been unsuccessful due to ongoing alleged criminal acts **designed to conceal the violation of a federal decree by the City of Chicago.**

**Conclusion:** Subsequently, Mr. Wzorek collected evidence which irrefutably indicates intentional spoliation of evidence for the sole purpose of preventing Mr. Wzorek from collecting the remainder of his damages award against the City of Chicago for violation of the federal Shakman Decree which award now totals in excess of \$28 million.

**Exhibit A:** July 20, 1989 Transcript is 11 pages. It was filed in Appeal No. 89-1868 in August 1989; After Mr. Wzorek obtained a certified copy of the fraudulent July 20, 1989 transcript on March 10, 1994 (See Exhibit B), his attorney, Thomas Arnett and John Lucille attended a meeting in the office of Federal Court Reporter Therese Ann Pintozzi in the Dirksen Federal Building. She produced three transcripts with a total of four pink "sick-um" notes on them written by herself, Pintozzi. They evidence her alleged

criminal record tampering in conspiracy with Court Reporter Supervisor Cheryl Young and the City of Chicago Corporate Counsel. Mr. Lucille took possession of these original documents and provided them to Mr. Wzorek who has had them in his exclusive possession to date.

Exhibit B: Fraudulent July 20, 1989 Transcript filed in Appeal No. 89-2988 in October 1989. See one pink "stick-um" note attached to the labeled "incorrect transcript" written by Federal Court Reporter Therese Ann Pintozzi regarding alleged criminal record tampering in conspiracy with Court Reporter Supervisor Cheryl Young and City of Chicago Corporate Counsel. This "incorrect transcript" was 81 pages. The pages numbered "one" and "two" through "six" were recreated from the actual 11-page July 20, 1989 transcript above. That beginning with page "7" and continuing to the end of the fraudulent 81-page document are pages from the August 16, 1989 transcript. The page numbered "1A" was apparently fabricated for the fraudulent July 20, 1989 transcript. It is not found in the actual August 16, 1989 transcript below. Also, note (1) how lines run over right margin and (2) different location of page numbers. Only the first nine pages of the fraudulent 81-page document included herein.

Exhibit C: August 16, 1989 Transcript is 81 pages; It was not filed into the federal court record until 1994 after Mr. Wzorek discovered the record tampering detailed above. See two pink "stick-um" notes attached to the transcript written by Federal Court Reporter Therese Ann Pintozzi regarding alleged criminal record tampering in conspiracy with Court Reporter Supervisor Cheryl Young and City of Chicago Corporate Counsel. Only the first eight pages of the 81-page document included herein.

Exhibit D: Three different "versions" of the last page, page 81, of the August 16, 1989 transcript were created. (1) The "page 81" dated September 18, 1989 was the page attached to the certified copy of the false July 20, 1989 transcript that Mr. Wzorek obtained on March 10, 1994. (2) Another "page 81" has a different signature, a different date, namely, October 20, 1989, and the following hand-written note by Federal Court Reporter Therese Ann Pintozzi stating, "This page redone & replaced in 8/16/89 trans." Note the federal court "RECEIVED" stamp dated May 23, 1994 in the upper right-hand corner. (3) The third "page 81" has the October 20, 1989 date and a third different signature of Federal Court Reporter Therese Ann Pintozzi

Exhibit E: (Consolidated) Refusal by federal officials to release audiotapes to correct altered trial court transcripts.

- (a) July 23, 1992 transcript and July 23, 1992 order
- (b) July 30, 1992 letter of Mr. Wzorek's attorney
- (c) June 29, 1995 letter from district court
- (d) July 31, 1995 letter from district court
- (e) Federal Law

- Exhibit F: (Consolidated) Exchanges with Seventh Circuit Court of Appeals Clerk "Gino" regarding alleged criminal removal of tape of oral argument; Concealment of Rule 11(e) on ""Record Withdrawal Slip"
- (a) June 3, 2002 response from appellate court clerk
  - (b) June 12, 2002 response from appellate court clerk
  - (c) June 11, 2002 Federal Records Center document
  - (d) July 19, 2002 request to "Gino"
  - (e) July 23, 2002 request to "Gino" regarding Lawrence Rosenthal's alleged criminal failure to return federal record
  - (f) July 23, 2002 typed response with hand-written follow-up to "Gino" to which there was no response.
  - (g) "Record Withdrawal Slip" with Rule 11(e) revealed by professional company and a "footnote" by citizen. The original form had the entire two lines detailing the "Note" about Rule 11(e) concealed from the public.
  - (h) Federal Law

Exhibit G: (Consolidated)

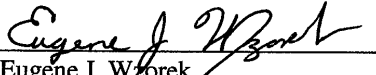
- (a) November 8, 1995 Request for Investigation by Mr. Wzorek and his attorney, James Chesloe
- (b) December 12, 1995 response from FBI-Chicago

Exhibit H: Newspaper Articles

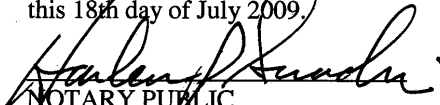
- (a) SunTimes
- (b) Chicago Tribune
- (c) SunTimes

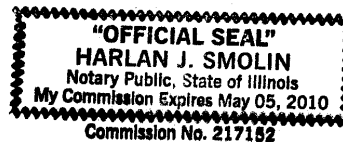
Exhibit I: Witness List prepared during Case No. 05 C 4141

Respectfully Submitted,

  
Eugene J. Wzorek

SUBSCRIBED and SWORN to before me on  
this 18<sup>th</sup> day of July 2009.

  
NOTARY PUBLIC



A



89-1868

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

FILED-ED5

AUG 23 AM 10:39

EUGENE WZOREK,

Plaintiff;

vs.

84 C 9978

CITY OF CHICAGO,

Defendant.

Chicago, Illinois

July 20, 1989

9:30 a.m.

CLERK  
U.S. DISTRICT COURT

DOCKETED

AUG 24 1989

TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE BRIAN BARNETT DUFF

APPEARANCES:

For the Plaintiff:

Mr. John L. Gubbins  
542 South Dearborn Street  
Suite 1408  
Chicago, Illinois 60605

For the Defendants:

Mr. Charles Ex  
Corporation Counsel  
180 North LaSalle Street  
Chicago, Illinois 60601  
USCA - 7th Circuit

FILED

AUG 24 1989

THOMAS F. STUBBS

DOC

RECEIVED

CLERK'S FILE COPY

AUG 10 1989  
H. STUBBS (CLERK)  
CLERK, U. S. DISTRICT COURT

Therese A. Pintozi  
Official Court Reporter  
219 South Dearborn, #2280  
Chicago, Illinois 60604

This transcript  
is file as is  
on docket.

129

1 THE CLERK: 84 C 9978 Wzorek vs. Chicago.

2 MR. GUBBINS: Good morning, Your Honor. John  
3 Gubbins on behalf of Mr. Eugene Wzorek.

4 MR. EX: Good morning, Your Honor. Charles Ex on  
5 behalf of the City.

6 THE COURT: Mr. Gubbins and Mr. Ex.

7 MR. GUBBINS: Your Honor, from our reading of your  
8 order on the initial trial, on Mr. Wzorek's trial, it  
9 contemplated that there would be some payment of money from  
10 the City to Mr. Wzorek starting sometime in late winter, and  
11 that based on that, that he would be able to rehabilitate  
12 himself because he would have money for medical care and  
13 psychiatric care, and would be then able to begin to live  
14 normally with a regular income.

15 The City has chosen to contest that, and  
16 there is one appeal pending right now.

17 THE COURT: Wait. There is an appeal pending?

18 MR. GUBBINS: On whether or not there was a final  
19 order.

20 THE COURT: I thought that was an emergency motion  
21 that was already ruled on.

22 MR. GUBBINS: No, there is a full briefing going on  
23 on that right now.

24 THE COURT: Then I don't have any jurisdiction.

25 MR. GUBBINS: Your Honor, their position is that you

1 haven't filed a final order.

2 THE COURT: Whose position?

3 MR. GUBBINS: The City's position.

4 THE COURT: What's being briefed?

5 MR. GUBBINS: Whether or not the order that you  
6 entered was a final order or not.

7 THE COURT: Well, they have taken jurisdiction.

8 MR. GUBBINS: On that procedural aspect, Your  
9 Honor. What we want to do is have the final hearing to get  
10 -- there was a hearing set for September, to see whether or  
11 not he could be reinstated.

12 What we would like to do, since we believe  
13 that by the time that's heard, Mr. Wzorek, who is now  
14 penniless, would be in far worse shape than ever, and what we  
15 need to do is to tie up all the loose ends on this case,  
16 reinstatement, the reinstatement issue being the final one,  
17 and --

18 THE COURT: Mr. Ex, do you think we have  
19 jurisdiction?

20 MR. EX: Your Honor, the appeal went up on the  
21 collateral order doctrine, and my understanding of the  
22 collateral order doctrine is that the Appellate Court takes  
23 jurisdiction over that particular issue.

24 THE COURT: Only?

25 MR. EX: And the non-collateral issues can't proceed



1 in front of the trial court.

2 THE COURT: But the issue is whether or not my order  
3 was final.

4 MR. EX: That particular issue, Your Honor, is the  
5 subject of the appeal.

6 THE COURT: So if my order was final I can't enter  
7 another final order now, can I?

8 MR. GUBBINS: Well, Your Honor, the issue of  
9 reinstatement and the status that was set for September  
10 contemplated a hearing to see whether or not Mr. Wzorek could  
11 go back to work with the City.

12 THE COURT: Mr. Gubbins, I absolutely understand,  
13 and I am nonplussed by the action of the City, and I am  
14 humbly astonished at the action of the Seventh Circuit. In  
15 their wisdom, they have put Mr. Wzorek in a position where he  
16 cannot have the money to get the psychiatric care that I said  
17 was precedent to the decision to discover whether or not he  
18 should be able to be reinstated to his job. And I frankly  
19 don't know how to handle it.

20 The doctor hasn't been paid -- have you paid  
21 him yet?

22 MR. GUBBINS: I think he has been paid.

23 THE COURT: You were supposed to each split the  
24 bill.

25 MR. GUBBINS: I'm sure we forwarded our part. I

1 sent Ms. Wzorek out there with a check.

2 THE COURT: Did you pay him your part?

3 MR. EX: Your Honor, my understanding was that he  
4 was being retained by the Court and being paid out of --

5 THE COURT: There is no provision for the Court to  
6 pay him.

7 MR. EX: That was a misunderstanding.

8 THE COURT: Well, not much of one, because I entered  
9 an order and told you each to share it. There can't be much  
10 of a misunderstanding. If you didn't like that order you  
11 should have come back in here and challenged it, or paid it.

12 The doctor did the work a year ago, and he  
13 hasn't been paid yet, and he did it for the benefits of the  
14 Court and all parties.

15 MR. EX: If that's the case, Your Honor, I will make  
16 sure that --

17 THE COURT: I think he has about \$1,000 coming from  
18 you, if I'm not mistaken. Now in the meantime I take it  
19 Mr. Wzorek is not getting any psychiatric care of any kind.

20 MR. GUBBINS: No, none.

21 THE COURT: Isn't there someplace somebody can give  
22 him some County assistance or Public Aid assistance?

23 MR. GUBBINS: Cook County doesn't have inpatient --

24 THE COURT: I don't care if it is Cook County, isn't  
25 there somebody who can give the man some free psychiatric

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5 Everybody that has loaned him money in the past is tapped  
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7 THE COURT: The Seven Circuit certainly has a right  
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10 Court to fashion a remedy under the circumstances, and I'm  
11 sure they will tell us, and we'll get some guidance.

12 In the meantime, you're in a terrible  
13 situation. So it seems to me that the only answer is to  
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15 it.

16 Now, if the Seventh Circuit doesn't want us  
17 to do that, they have left me without any guidance, and I  
18 don't understand what they're doing, so I can only function  
19 as best I can under the circumstances, and under the dire  
20 personal tragedy that Mr. Wzorek is functioning, which I have  
21 ruled was caused in large effect by the city.

22 Now, if they want to appeal that, that's  
23 different. They are not appealing that. They are only  
24 appealing whether they should pay. So I'm uncertain, and I  
25 know that ultimately the gentlest treatment will be given to

1 the case by the Seventh Circuit, as is their wont, and will  
2 depend upon that. In the meantime we'll advance the matter  
3 for the earliest possible hearing.

4 How long do you think a hearing will take?  
5 I have a trial going on that won't finish until the 4th of  
6 August.

7 MR. GUBBINS: One day. Dr. Fawcett again. And  
8 Jerry Goldman, the financial expert would then do the  
9 disability, the cost of, I believe Dr. --

10 THE COURT: How much in advance do we have to  
11 schedule these people in order to be sure of their  
12 attendance?

13 MR. GUBBINS: Dr. Goldman, not much at all.  
14 Dr. Fawcett would probably need a couple weeks.

15 THE COURT: We have a very tough time scheduling  
16 right now on that. Ms. Brotherson, do you have a place where  
17 you can feel comfortable that we would have a day available  
18 between now and the 18th of August?

19 MR. EX: Your Honor, if I may --

20 THE COURT: The other hearing is supposed to take  
21 place on the 6th of September?

22 MR. GUBBINS: That's correct, Your Honor. Well,  
23 maybe --

24 THE COURT: Why not wait for it? It's another  
25 month.

1 MR. GUBBINS: All right. I'm in a situation, I have  
2 a client who is --

3 THE COURT: Who is desperate.

4 MR. GUBBINS: Correct, Your Honor.

5 THE COURT: I have been wondering where you have  
6 been. Why didn't you come in here the day after the Seventh  
7 Circuit made the ruling?

8 MR. GUBBINS: I was in a quandry as to what to do.  
9 I've just finished briefing it, and we're going to be filing  
10 our brief tomorrow, and I've seen Mr. Wzorek several times  
11 since, and after talking with him, determined at some point  
12 we should ask for an earlier hearing. I'm sorry I didn't  
13 come in sooner.

14 THE COURT: Well, Mrs. Brotherson, when is the  
15 earliest day I can get them in, in your opinion?

16 What was the hearing set for, six months,  
17 when does the six months expire?

18 MR. GUBBINS: You mean the September --

19 THE COURT: Yes. What date?

20 MR. GUBBINS: I thought it was September 12th.

21 MR. EX: September 18th was the next scheduled  
22 status date.

23 THE COURT: We can give you August 16th, the first  
24 day I can give you.

25 MR. GUBBINS: That would be fine, Your Honor.

1 THE COURT: All right.

2 MR. EX: Your Honor, we want to, of course, make  
3 sure Dr. Fawcett is available that date.

4 THE COURT: In the meantime, none of you have  
5 informed me what was going on until this very day, I didn't  
6 know what the Seventh Circuit had done. I didn't know you're  
7 still up there on that issue. I thought they just ruled on  
8 that emergency motion, and that's the last we heard.

9 MR. GUBBINS: If it's any consolation, we'll be  
10 getting a new panel who might think differently.

11 THE COURT: It's no consolation to me one way or the  
12 other. I just didn't know that you were still up there, and  
13 I think you all should have let us know, because this man is  
14 desperate. I don't want to get into it.

15 But the last thing I heard was May, when  
16 there was an emergency motion in which they said he couldn't  
17 get any money. That's the last thing I heard. Okay. And I  
18 am a little surprised that I haven't seen either one of you  
19 since in some fashion or another.

20 The last -- the only reason that I get  
21 concerned is the doctor finally wrote me about two weeks ago  
22 and said he hadn't been paid for a year. So see to that, see  
23 us on the 16, have everybody ready. We will give you the  
24 date for the hearing. Assuming we are able, assuming we are  
25 allowed.

1 MR. EX: Your Honor, just for clarification, as part  
2 of the order, it says that the stay --

3 THE COURT: What order?

4 MR. EX: The order from the Seventh Circuit which  
5 was issued April 28th, 1989.

6 THE COURT: All right.

7 MR. EX: Says we hereby grant the motion for stay  
8 and stay the operation of the district court's order of April  
9 27th until further notice.

10 MR. GUBBINS: That was the order to pay.

11 THE COURT: That's the only thing they were looking  
12 at. We'll just advance the hearing until August. But I  
13 don't know if you're doing the right thing.

14 MR. GUBBINS: Well, I have had cases fully  
15 briefed --

16 THE COURT: Let me tell you why I don't know if  
17 you're doing the right thing. All right. If you just put  
18 your briefs into the Seventh Circuit, they won't give you a  
19 ruling before the 12th of September. On the 12th of  
20 September I can have the hearing anyway, and I can reinstate  
21 him or not reinstate him, or I can enter another order in a  
22 similar fashion, but then I suppose they will say that's not  
23 final either.

24 Well, let's advance it and see what we can  
25 do.

1 MR. GUBBINS: Okay. So we should have our witnesses  
2 here on the 16th?

3 THE COURT: Yes. I think the Court has been placed  
4 in an untenable position, an impossible position, and I do  
5 not understand it, but so be it.

6 THE CLERK: The status hearing set for August 1st is  
7 vacated, there was a previous order entered vacating the  
8 status of September.

9 THE COURT: Yes, thank you.

10 REPORTED BY: Colette M. Kuemmeth.

11 C E R T I F I C A T E

12  
13 I certify that the foregoing is a correct transcript  
14 from the record of proceedings in the above-entitled case on  
15 July 20, 1989.

16  
17  
18  
19 Theresa A. Vintaghi  
20 Court Reporter

21  
22  
23  
24  
25  
Aug. 21, 1989  
Date



CERTIFIED COPY (Rev. 6/85)

**United States District Court**  
Northern District of Illinois  
Eastern Division

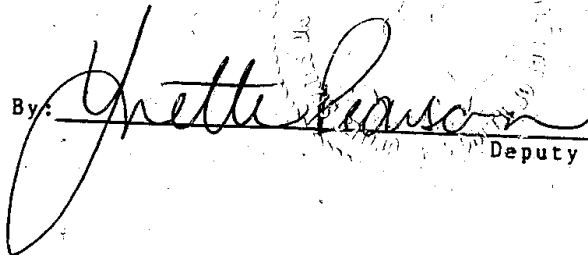
I, H. Stuart Cunningham, Clerk of the United States District Court for the Northern District of Illinois, do hereby attest and certify that the annexed ~~document is~~ ~~documents are~~ a full, true, and correct copy of the original(s) on file in my office and in my legal custody.

IN TESTIMONY WHEREOF, I have hereunto  
subscribed my name and affixed the seal  
of the aforesaid Court at Chicago, Illinois  
on 3-10-94.

H. STUART CUNNINGHAM

CLERK

By:

  
Deputy Clerk

89-1868

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

FILED-503

AM 10:39

U.S. DISTRICT COURT

EUGENE WZOREK,

Plaintiff;

vs.

84 C 9978

CITY OF CHICAGO,

Defendant.

Chicago, Illinois

July 20, 1989

9:30 a.m.

DOCKETED

AUG 24 1989

TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE BRIAN BARNETT DUFF

APPEARANCES:

For the Plaintiff:

Mr. John L. Gubbins  
542 South Dearborn Street  
Suite 1408  
Chicago, Illinois 60605

For the Defendants:

Mr. Charles Ex  
Corporation Counsel  
180 North LaSalle Street  
Chicago, Illinois 60601  
USCA - 7th Circuit

FILED

AUG 25 1989

THOMAS F. BURRISSE

DOCS

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AUG 10 1989

H. STEPHEN GARDNER  
CLERK, U.S. DISTRICT COURT

Therese A. Pintozi  
Official Court Reporter  
219 South Dearborn, #2280  
Chicago, Illinois 60604

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

EUGENE WZOREK,

Plaintiff;

vs.

CITY OF CHICAGO,

Defendant.

89-2955  
)  
) 84 C 9978  
)  
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) July 20, 1989  
) 9:30 a.m.

OCT 3 - 1989

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Mr. John L. Gubbins  
542 South Dearborn Street  
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RECEIVED

AUG 10 1990

H. STUART CUNNINGHAM  
CLERK, U. S. DISTRICT COURT

CLERK'S FILE COPY

U.S.C.A. 7th Circuit  
FILED

OCT - 5 1989

THOMAS F. STRUBBE  
CLERK

ese A. Pintozi  
il Court Reporter  
th Dearborn, #2280  
go, Illinois 60604

3/30/94  
Cheryl Young is  
handling how to  
correct docket  
sheet to note that  
#155 on the docket  
sheet is an incorrect  
transcript. She'll do  
what she can, but it's  
not an easy task to  
change

Incorrect TRANSCRIPT

155

## INDEX

<u>Direct</u>	<u>Cross</u>	<u>Redirect</u>	<u>Recross</u>
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WITNESSES FOR THE  
PLAINTIFF:

Dr. Jan Fawcett	8	21	49	53
Eugene Wzorek	57	65		

EXHIBITS:MarkedReceived

1 THE CLERK: 84 C 9978 Wzorek vs. Chicago.

2 MR. GUBBINS: Good morning, Your Honor. John  
3 Gubbins on behalf of Mr. Eugene Wzorek.

4 MR. EX: Good morning, Your Honor. Charles Ex on  
5 behalf of the City.

6 THE COURT: Mr. Gubbins and Mr. Ex.

7 MR. GUBBINS: Your Honor, from our reading of your  
8 order on the initial trial, on Mr. Wzorek's trial, it  
9 contemplated that there would be some payment of money from  
10 the City to Mr. Wzorek starting sometime in late winter, and  
11 that based on that, that he would be able to rehabilitate  
12 himself because he would have money for medical care and  
13 psychiatric care, and would be then able to begin to live  
14 normally with a regular income.

15 The City has chosen to contest that, and  
16 there is one appeal pending right now.

17 THE COURT: Wait. There is an appeal pending?

18 MR. GUBBINS: On whether or not there was a final  
19 order.

20 THE COURT: I thought that was an emergency motion  
21 that was already ruled on.

22 MR. GUBBINS: No, there is a full briefing going on  
23 on that right now.

24 THE COURT: Then I don't have any jurisdiction.

25 MR. GUBBINS: Your Honor, their position is that you

1 haven't filed a final order.

2 THE COURT: Whose position?

3 MR. GUBBINS: The City's position.

4 THE COURT: What's being briefed?

5 MR. GUBBINS: Whether or not the order that you  
6 entered was a final order or not.

7 THE COURT: Well, they have taken jurisdiction.

8 MR. GUBBINS: On that procedural aspect, Your  
9 Honor. What we want to do is have the final hearing to get  
10 -- there was a hearing set for September, to see whether or  
11 not he could be reinstated.

12 What we would like to do, since we believe  
13 that by the time that's heard, Mr. Wzorek, who is now  
14 penniless, would be in far worse shape than ever, and what we  
15 need to do is to tie up all the loose ends on this case,  
16 reinstatement, the reinstatement issue being the final one,  
17 and --

18 THE COURT: Mr. Ex, do you think we have  
19 jurisdiction?

20 MR. EX: Your Honor, the appeal went up on the  
21 collateral order doctrine, and my understanding of the  
22 collateral order doctrine is that the Appellate Court takes  
23 jurisdiction over that particular issue.

24 THE COURT: Only?

25 MR. EX: And the non-collateral issues can't proceed

1 in front of the trial court.

2 THE COURT: But the issue is whether or not my order  
3 was final.

4 MR. EX: That particular issue, Your Honor, is the  
5 subject of the appeal.

6 THE COURT: So if my order was final I can't enter  
7 another final order now, can I?

8 MR. GUBBINS: Well, Your Honor, the issue of  
9 reinstatement and the status that was set for September  
10 contemplated a hearing to see whether or not Mr. Wzorek could  
11 go back to work with the City.

12 THE COURT: Mr. Gubbins, I absolutely understand,  
13 and I am nonplussed by the action of the City, and I am  
14 humbly astonished at the action of the Seventh Circuit. In  
15 their wisdom, they have put Mr. Wzorek in a position where he  
16 cannot have the money to get the psychiatric care that I said  
17 was precedent to the decision to discover whether or not he  
18 should be able to be reinstated to his job. And I frankly  
19 don't know how to handle it.

20 The doctor hasn't been paid -- have you paid  
21 him yet?

22 MR. GUBBINS: I think he has been paid.

23 THE COURT: You were supposed to each split the  
24 bill.

25 MR. GUBBINS: I'm sure we forwarded our part. I



1 sent Ms. Wzorek out there with a check.

2 THE COURT: Did you pay him your part?

3 MR. EX: Your Honor, my understanding was that he  
4 was being retained by the Court and being paid out of --

5 THE COURT: There is no provision for the Court to  
6 pay him.

7 MR. EX: That was a misunderstanding.

8 THE COURT: Well, not much of one, because I entered  
9 an order and told you each to share it. There can't be much  
10 of a misunderstanding. If you didn't like that order you  
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13 hasn't been paid yet, and he did it for the benefits of the  
14 Court and all parties.

15 MR. EX: If that's the case, Your Honor, I will make  
16 sure that --

17 THE COURT: I think he has about \$1,000 coming from  
18 you, if I'm not mistaken. Now in the meantime I take it  
19 Mr. Wzorek is not getting any psychiatric care of any kind.

20 MR. GUBBINS: No, none.

21 THE COURT: Isn't there someplace somebody can give  
22 him some County assistance or Public Aid assistance?

23 MR. GUBBINS: Cook County doesn't have inpatient --

24 THE COURT: I don't care if it is Cook County, isn't  
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22 Now, if they want to appeal that, that's  
23 different. They are not appealing that. They are only  
24 appealing whether they should pay. So I'm uncertain, and I  
25 know that ultimately the gentlest treatment will be given to

1 want to try to clarify something from your remarks, and that  
2 is if you intend to award some amount of front pay that would  
3 go beyond --

4 THE COURT: I'm not even calling it front pay,  
5 Counsel. You people keep calling it front pay. Front pay is  
6 a legal doctrine that comes to us out of legal cases. That  
7 is not that kind of a fashion. Maybe they are analogous,  
8 maybe we can talk about paying money in the future and you  
9 want to call it front pay, but don't use front pay to me in  
10 the same fashion that it is fashioned under the statutory  
11 remedies, because we are not dealing with a statutory remedy,  
12 we're dealing with an equity remedy.

13 MR. EX: I understand that, Your Honor, and you're  
14 right to the extent that it is an analogous term, but it is  
15 also my understanding that in other analogous situations when  
16 reinstatement is an alternative remedy, if that remedy is not  
17 available then the equitable discretion of the Court allows  
18 as an alternative the front pay.

19 THE COURT: Your front pay cases suggest a  
20 reasonable limitation on the end of it.

21 MR. EX: Correct.

22 THE COURT: I don't know of any equitable rule that  
23 says I have to have any reasonable limitation, except the  
24 time at which the man should retire. If he can't work for  
25 the rest of his life because of the City of Chicago, then as

1 far as I'm concerned he should be paid for the rest of his  
2 life by the City of Chicago. And that doesn't meet your case  
3 law on front pay. Okay.

4 MR. EX: Your Honor, all I can say is that based on  
5 what the Seventh Circuit has held is that it's not --

6 THE COURT: You didn't give me a single case where  
7 the lower court's ruling was equitable. You gave me all  
8 cases where the lower court's ruling was based on statutory  
9 understandings of front pay under some premise of law, and if  
10 you can think of some equity case, then cite it for me.

11 MR. EX: Your Honor, we'll attempt to rethink it  
12 along the lines that you are articulating.

13 THE COURT: I told you folks for years, for over a  
14 year now, precisely how it was being approached, but nobody  
15 seems to be listening.

16 Let's get going.

17 (Brief pause.)

18 THE COURT: Be seated, Doctor.

19 Before you start, Mr. Gubbins; Doctor, the  
20 Court and the lawyers, in my opinion, owe you an apology.  
21 You've testified here, and nobody even paid you for a year.  
22 I think that's disgraceful, but we will make sure that  
23 doesn't happen again.

24 DR. JAN FAWCETT, PLAINTIFF'S WITNESS SWORN  
25 DIRECT EXAMINATION

**United States District Court**  
Northern District of Illinois  
Eastern Division

I, H. Stuart Cunningham, Clerk of the United States District Court for the Northern District of Illinois, do hereby attest and certify that the annexed X document is ~~documents are~~ a full, true, and correct copy of the original(s) on file in my office and in my legal custody.

IN TESTIMONY WHEREOF, I have hereunto  
subscribed my name and affixed the seal  
of the aforesaid Court at Chicago, Illinois  
on 3-10-94.

H. STUART CUNNINGHAM

CLERK

By:

*Mette Larson*  
Deputy Clerk

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF ILLINOIS  
3 EASTERN DIVISION

4 EUGENE WZOREK,

5 Plaintiff;

6 vs.

7 CITY OF CHICAGO,

8 Defendant.

89-2912

) 84 C 9978

) Chicago, Illinois

) July 20, 1989

) 9:30 a.m.

OCT 3 - 1989

9 TRANSCRIPT OF PROCEEDINGS  
10 BEFORE THE HONORABLE BRIAN BARNETT DUFF

11 APPEARANCES:

12 For the Plaintiff:

13 Mr. John L. Gubbins  
14 542 South Dearborn Street  
15 Suite 1408  
16 Chicago, Illinois 60605

17 For the Defendants:

18 Mr. Charles Ex  
19 Corporation Counsel  
20 180 North LaSalle Street  
21 Chicago, Illinois 60601

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24 H. STUART CUNNINGHAM  
25 CLERK, U. S. DISTRICT COURT

CLERK'S FILE COPY

U.S.C.A. - 7th Circuit  
FILED

OCT - 5 1989

THOMAS F. STROBBE  
CLERK

Therese A. Pintozi  
Official Court Reporter  
219 South Dearborn, #2280  
Chicago, Illinois 60604

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

EUGENE WZOREK,

Plaintiff;

vs.

CITY OF CHICAGO, an Illinois  
municipal corporation,  
Defendant.

No. 84 C 9978.

Chicago, Illinois  
August 16, 1989  
11:00 a.m.

TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE BRIAN BARNETT DUFF

APPEARANCES:

For the Plaintiff:

Mr. John L. Gubbins  
542 South Dearborn  
Suite 610  
Chicago, Illinois 60605

For the Defendants:

Mr. Charles E. Ex  
Ms. Mary L. Smith  
Assistant Corporation Counsel  
180 North LaSalle Street  
Chicago, Illinois

Cheryl Young  
has the docket  
sheet you gave to  
us. If you need  
to reach her, her  
number is  
435-5885

3/30/94

Cheryl Young,  
Court Reporter Coordinator,  
will be filing a  
copy of this transcript  
with U.S. District Court.  
This is the correct  
transcript for 8/16/89.  
We corrected the last page.



1 THE CLERK: 84 C 9978, Wzorek vs. City of Chicago  
2 for hearing.

3 MR. GUBBINS: John Gubbins on behalf of the  
4 Plaintiff, Mr. Wzorek.

5 MS. SMITH: Mary Smith on behalf of the defendant.

6 MR. EX: Charles Ex on behalf of the defendant.

7 THE COURT: Mr. Ex, it looks like you collected a  
8 pretty good tan this summer.

9 We have a time problem. I have a 12:00  
10 o'clock meeting that I have to leave for in half an hour, and  
11 we had provided you with a lot more time than that, and we  
12 were also supposed to finish this morning, so we may not be  
13 able to. We'll have to see how we do, and adjust as  
14 necessary.

15 I have an awful tough schedule this week,  
16 since I'm in the middle of a bench trial, and I have a  
17 hearing on sanity tomorrow. So let's do the best we can.

18 I understand that you do have some  
19 stipulations on economics.

20 MR. EX: I think that it may do away with the need  
21 to put on a significant number of the witnesses.

22 THE COURT: Yes, that's great.

23 MR. EX: And of course the motion to bar, which was  
24 filed.

25 THE COURT: Yes. That saves us lots of time.

1 MR. GUBBINS: I'll read them in, and then we can  
2 reduce them to writing at some point.

3 THE COURT: Go ahead.

4 MR. GUBBINS: There is a period of time where  
5 Mr. Wzorek went without wages from the City from the date of  
6 your order, March 20th, to today, and we have stipulated that  
7 that amount, if he had been paid, would be \$14,500.

8 We expect Dr. Fawcett to testify that it is  
9 going to take six to twelve months to rehabilitate Mr. Wzorek  
10 so that he can get back into the work force.

11 Since he will be unemployed for that year,  
12 we would stipulate -- well, six to twelve months. What we  
13 will stipulate is that if he was unpaid for the following  
14 year, during the period he would be undergoing therapy, it  
15 would be \$33,518.17.

16 Depending upon how the Court rules on the  
17 front pay issue and determines six, twelve months, seven  
18 months, eight months, roughly the Court can work with the  
19 \$33,000 figure divided by twelve and award as many months, if  
20 it awards any front payment. So we're giving you a twelve  
21 month figure of 33,000 some odd dollars for the front pay  
22 running forward from today for the next year.

23 MR. EX: It's our understanding that this hearing is  
24 to put forth the evidence in front of you to make a decision  
25 whether or not you want to order reinstatement or some

1 alternative remedy, which we assume would be a front pay  
2 award, and Mr. Gubbins and I have agreed that based on  
3 Dr. Fawcett's findings that it appears that no more than a  
4 one-year front pay remedy would be appropriate.

5 So that if that would be the remedy that you  
6 would choose to award --

7 THE COURT: I wouldn't say that Dr. Fawcett's  
8 findings of last year were either totally accepted by the  
9 Court or put into evidence or accepted by the Court in the  
10 same fashion that you're both referring to it.

11 MR. EX: Okay. I guess, Mr. Gubbins and I have  
12 looked at it, in our interpretation -- I don't want to speak  
13 for the Court.

14 THE COURT: I'll tell you if it helps you in your  
15 thinking.

16 This is an equity proceeding, not a legal  
17 proceeding. Judge Bua made a decision on Shakman which was  
18 injunctive in its nature, it was equitable, and it was to be  
19 continuing, and we're proceeding under that ruling. Okay.

20 Now, the Seventh Circuit chose, because the  
21 City decided to go upstairs and say it wasn't a final order,  
22 to say that there was no equitable exercise in it. I don't  
23 know how that happened, because I don't know what arguments  
24 were made to the Seventh Circuit, but if you avoided talking  
25 about that, the nature of the ruling, shame on you, as far as

1 I'm concerned. It was my thought, I'll tell you frankly,  
2 that the City caused this problem.

3 You keep talking about front pay. Front pay  
4 is a legal doctrine that comes out of legal cases and  
5 statutory premise. This case does not.

6 Now, we can talk about front pay if you  
7 want, in terms of standards, analogous treatments and so  
8 forth. This is an equitable case. All right?

9 MR. GUBBINS: Understood, Your Honor.

10 THE COURT: Now, last year I listened to the  
11 Doctor's feelings, I watched the man, Wzorek, function in  
12 this courtroom in any number of ways for a long time.  
13 Intentionally.

14 I agreed with much of what the Doctor said,  
15 and I tried to fashion an equitable solution, which the  
16 Seventh Circuit chose to say was not a final order. Again, I  
17 don't know what they heard or why they did what they did, but  
18 they did say it wasn't final.

19 In the meantime, because of the City's  
20 actions, the man hasn't been able to afford any psychiatric  
21 care, totally negating the equitable intention of my ruling.  
22 Then nobody came in to get it modified or considered or ruled  
23 on, which I couldn't understand, either. So I am a little  
24 bit nonplussed, still, but I am approaching this now, as I  
25 did in the past, as an equitable matter.

1           The City, in my opinion, caused Mr. Wzorek's  
2 problem. Okay. I've said as much. Mr. Gubbins said when he  
3 came into the case, Judge, if you reinstate Mr. Wzorek they  
4 will give him a urine test, and they will kick him out.  
5 Well, I said we're not going to let that happen. That's the  
6 basis on which we have proceeded.

7           If I had thought that he wasn't going to  
8 have any benefits to pay for any psychiatric care, I would  
9 have reinstated him immediately and then tried to fashion  
10 some way that he could work without a urine test.

11           But the man hasn't had any -- he only had  
12 one visit to the doctor, as far as I can tell, in the last  
13 almost a year. Since what, last fall? I think that's almost  
14 unconscionable, that a man who needs psychiatric care can't  
15 even have it, all under the equity aegis of this Court, and  
16 all because of the functions of you lawyers and the superior  
17 knowledge of the Seventh Circuit. The Sheriff of Nottingham  
18 could not fashion a better result.

19           Now, we're here today to find out are there  
20 any facts upon which I can function in order to come up with  
21 an equitable solution. That's our purpose.

22           MR. GUBBINS: Your Honor, I think the best thing is  
23 to try and get Dr. Fawcett on and off today.

24           THE COURT: Put him on.

25           MR. EX: Your Honor, before we put on Dr. Fawcett, I

1 want to try to clarify something from your remarks, and that  
2 is if you intend to award some amount of front pay that would  
3 go beyond --

4 THE COURT: I'm not even calling it front pay,  
5 Counsel. You people keep calling it front pay. Front pay is  
6 a legal doctrine that comes to us out of legal cases. That  
7 is not that kind of a fashion. Maybe they are analogous,  
8 maybe we can talk about paying money in the future and you  
9 want to call it front pay, but don't use front pay to me in  
10 the same fashion that it is fashioned under the statutory  
11 remedies, because we are not dealing with a statutory remedy,  
12 we're dealing with an equity remedy.

13 MR. EX: I understand that, Your Honor, and you're  
14 right to the extent that it is an analogous term, but it is  
15 also my understanding that in other analagous situations when  
16 reinstatement is an alternative remedy, if that remedy is not  
17 available then the equitable discretion of the Court allows  
18 as an alternative the front pay.

19 THE COURT: Your front pay cases suggest a  
20 reasonable limitation on the end of it.

21 MR. EX: Correct.

22 THE COURT: I don't know of any equitable rule that  
23 says I have to have any reasonable limitation, except the  
24 time at which the man should retire. If he can't work for  
25 the rest of his life because of the City of Chicago, then as

1 far as I'm concerned he should be paid for the rest of his  
2 life by the City of Chicago. And that doesn't meet your case  
3 law on front pay. Okay.

4 MR. EX: Your Honor, all I can say is that based on  
5 what the Seventh Circuit has held is that it's not --

6 THE COURT: You didn't give me a single case where  
7 the lower court's ruling was equitable. You gave me all  
8 cases where the lower court's ruling was based on statutory  
9 understandings of front pay under some premise of law, and if  
10 you can think of some equity case, then cite it for me.

11 MR. EX: Your Honor, we'll attempt to rethink it  
12 along the lines that you are articulating.

13 THE COURT: I told you folks for years, for over a  
14 year now, precisely how it was being approached, but nobody  
15 seems to be listening.

16 Let's get going.

17 (Brief pause.)

18 THE COURT: Be seated, Doctor.

19 Before you start, Mr. Gubbins; Doctor, the  
20 Court and the lawyers, in my opinion, owe you an apology.  
21 You've testified here, and nobody even paid you for a year.  
22 I think that's disgraceful, but we will make sure that  
23 doesn't happen again.

24 DR. JAN FAWCETT, PLAINTIFF'S WITNESS SWORN

25 DIRECT EXAMINATION

1  
D



1 MR. GUBBINS: I'll get it done tomorrow.

2 MR. EX: That would be all right if I could get the  
3 proposal or Mr. Gubbins' version.

4 THE COURT: Get it to him tomorrow at 10:00, and get  
5 yours to me by Friday afternoon at 5:00 o'clock. Let's say  
6 4:00 o'clock just in case.

7 THE COURT: All right. Court is adjourned.

8 REPORTED BY: Colette M. Kuenneth  
9

10 C E R T I F I C A T E  
11

12 I certify that the foregoing is a correct transcript  
13 from the record of proceedings in the above-entitled case on  
14 August 16, 1989.  
15

16  
17  
18 Theresa A. Pitzgi  
19 Court Reporter

20 9/18/89  
21 Date  
22  
23  
24  
25

Wzorek - cross

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THE COURT: All right. Court is adjourned.  
REPORTED BY: Colette M. Kuenmeth

C E R T I F I C A T E

I certify that the foregoing is a correct transcript from the record of proceedings in the above-entitled case on August 16, 1989.

Theresa C. P. 221  
Court Reporter

10-20-89  
Date

This page redone & replaced in 8/16/89 trans.

RECEIVED  
AUG 23 1989

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8 REPORTED BY: Colette M. Kuemmeth  
9

10 C E R T I F I C A T E

11  
12 I certify that the foregoing is a correct transcript  
13 from the record of proceedings in the above-entitled case on  
14 August 16, 1989.

15 Theresa A. Pinto  
16 Official Court Reporter

17  
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19  
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25  
10-20-89  
Date

—  
E

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

EUGENE WZOREK,	)	
	)	
Plaintiff,	)	No. 84 C 9978
	)	
v.	)	Chicago, Illinois
	)	
THE CITY OF CHICAGO,	)	July 23, 1992
	)	
Defendant,	)	9:30 a.m.

TRANSCRIPT OF PROCEEDINGS - MOTION  
BEFORE THE HONORABLE BRIAN BARNETT DUFF

APPEARANCES:

For the Plaintiff:	MR. GORDON JAMES ARNETT 5865 North Lincoln Avenue, Suite 112 Chicago, Illinois 60659
For the Defendant:	MR. TERENCE J. MORAN Assistant Corporation Counsel Labor Division 180 North LaSalle Street, Suite 1408 Chicago, Illinois 60601

MICHAEL P. SNYDER, CSR, RPR, CM  
Official Reporter  
United States District Court  
219 South Dearborn Street, Room 2128  
Chicago, Illinois 60604  
Telephone (312) 435-5563

1 THE CLERK: 84 C 9978, Eugene Wzorek versus the City  
2 of Chicago; motion for the tapes of the court reporter.

3 MR. ARNETT: Good morning, Your Honor. Gordon Arnett  
4 for the plaintiff.

5 MR. MORAN: Good morning, Judge. Terry Moran on  
6 behalf of the defendant.

7 THE COURT: Good morning. Now, Mr. Arnett, you have  
8 made a motion that I don't think that there is any basis in law  
9 for, and you have intimated that you wanted an in camera  
10 meeting or something because of something that might be less  
11 than could face the public eye. I don't like the inference,  
12 and so I have got another court reporter here this morning so  
13 that my court reporter can speak up if there is anything you  
14 would like to say.

15 Now, before you say anything let me tell you that the  
16 transcripts in this case were certified and sent to the federal  
17 court of appeals three, four years ago, and you have them, you  
18 can read them. There is no question that they are the  
19 transcripts. They have been verified by my court reporter,  
20 they have been used by both sides, they have been accepted as  
21 factual, and you have asked to refer to her tapes. Now, her  
22 tapes are only used so that she can verify her work. They are  
23 her personal property. You have no right to them, and she told  
24 you so.

25 Now, I don't know what this suggestion is that we

MICHAEL P. SNYDER, Official Reporter

1 should be careful because some television station is watching  
2 us. We are not worried about television stations, Mr. Arnett.

3 Now, what is it you would like to say?

4 MR. ARNETT: In view of your comments just now, Your  
5 Honor, I think the best approach would be for me to withdraw  
6 this motion and perhaps file one later on outlining in as much  
7 detail as I can compile.

8 THE COURT: Mr. Arnett, I am denying your motion to  
9 require me to give, to tell my court reporter to give you her  
10 personal property. It is denied. If you don't like it, I will  
11 let you appeal it.

12 MR. ARNETT: Very well. However, I may be unwise to  
13 say this, but I have obtained such tapes in other courts in  
14 this building as though it were a routine matter, and that is  
15 what I thought it was.

16 THE COURT: It is not a routine matter, Mr. Arnett.  
17 If I had to take every person's request for my court reporter's  
18 personal property, her tapes, which she uses only to be sure of  
19 her accuracy, and you know her skills with that machine, she  
20 does it only for her own benefit, she is paid for the machines,  
21 she is paid for the tapes, she uses them for her own use, and  
22 if you could get them, then everybody in the world could get  
23 them, and we would be playing them every night on Channel 7,  
24 Channel 5, on Channel 2, and Channel 9, and Channel 6 and  
25 Channel 32 whenever they wanted them. They are personal

MICHAEL P. SNYDER, Official Reporter

1 property, they are used as a tool just like a pencil, and I'm  
2 not going to make her give you her pencils. Okay? )

3 MR. ARNETT: I didn't mean to -- ?

4 THE COURT: Now, is there any other issue you want to  
5 bring before me today?

6 MR. ARNETT: No, Your Honor.

7 THE COURT: Okay, next case.

8 MR. MORAN: Thank you, Judge.

9 (Proceedings concluded.)

10 C E R T I F I C A T E

11

12 I, Michael P. Snyder, do hereby certify that the  
13 foregoing is a complete, true, and accurate transcript of the  
14 proceedings had in the above-entitled case before the Honorable  
15 BRIAN BARNETT DUFF, one of the judges of said Court, at  
16 Chicago, Illinois, on July 23, 1992.

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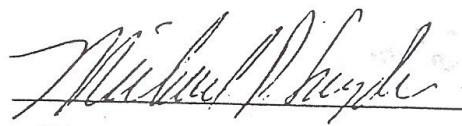
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Official Court Reporter

United States District Court

Northern District of Illinois

Eastern Division

MICHAEL P. SNYDER, Official Reporter



## UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS

Name of Assigned Judge or Magistrate Judge	Brian Barnett Duff	Sitting Judge if Other Than Assigned Judge	
Case Number	84 C 9978	Date	July 23, 1992
Case Title	Wzorek vs City		



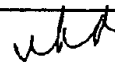
[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd-party plaintiff, and (b) state briefly the nature of the motion being presented.]

## MOTION:

--

## DOCKET ENTRY:

(1)	<input type="checkbox"/>	Filed motion of [use listing in "MOTION" box above]
(2)	<input type="checkbox"/>	Brief in support of motion due _____
(3)	<input type="checkbox"/>	Answer brief to motion due _____ Reply to answer brief due _____
(4)	<input type="checkbox"/>	<input type="checkbox"/> Ruling on _____ set for _____ at _____ <input type="checkbox"/> Hearing
(5)	<input type="checkbox"/>	Status hearing <input type="checkbox"/> held <input type="checkbox"/> continued to <input type="checkbox"/> set for <input type="checkbox"/> re-set for _____ at _____
(6)	<input type="checkbox"/>	Pretrial conf <input type="checkbox"/> held <input type="checkbox"/> continued to <input type="checkbox"/> set for <input type="checkbox"/> re-set for _____ at _____
(7)	<input type="checkbox"/>	Trial <input type="checkbox"/> Set for <input type="checkbox"/> re-set for _____ at _____
(8)	<input type="checkbox"/>	<input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Hearing held and continued to _____ at _____
(9)	<input type="checkbox"/>	This case is dismissed <input type="checkbox"/> without <input type="checkbox"/> with prejudice and without costs <input type="checkbox"/> by agreement <input type="checkbox"/> pursuant to <input type="checkbox"/> FRCP 4(f) (failure to serve) <input type="checkbox"/> General Rule 21 (want of prosecution) <input type="checkbox"/> FRCP 41(a)(1) <input type="checkbox"/> FRCP 41(e)(2)
(10)	<input checked="" type="checkbox"/>	[Other docket entry] Plaintiff's motion to produce the court reporter's electronic recording tapes is denied.
(11)	<input type="checkbox"/>	[For further detail see <input type="checkbox"/> order on the reverse of <input type="checkbox"/> order attached to the original minute order form]

<input type="checkbox"/> No notices required advised in open court <input type="checkbox"/> No notices required <input type="checkbox"/> Notices mailed by judge's staff <input type="checkbox"/> Notified counsel by telephone <input checked="" type="checkbox"/> Docketing to mail notices <input type="checkbox"/> Mail AO 450 form <input type="checkbox"/> Copy to judge/magistrate Judge	courtroom deputy's initials 	Date/time received in central Clerk's Office 20	number of notices 4 date docketed JUL 27 1992 docketing dpty initials  date mailed notice JUL 27 1992 mailing dpty initials 	Document # 207
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ATTORNEYS AT LAW  
5865 N. LINCOLN AVE., #112  
CHICAGO, IL 60659  
334-0400 (DIAL ABS-OLVE)  
FAX # 312/769-6633

GORDON JAMES ARNETT  
THOMAS M. ARNETT

July 30, 1992

D<sup>1</sup> Diane Hromek's Court Reporters, Inc.  
732 Berkshire Ct.  
Downers Grove, IL 60516

Dear Diane:

It was pleasant seeing you in the Maybrook Courthouse the other day, as it always is when our paths cross. Not so many beautify blondes notice me these years.

As I told you I need all the dope on court reporter statutes, rule and regulations, especially regarding official federal court reporters and "their" recording tapes. I'd appreciate it if you'd tell me what you know. Since I spoke to you I sought a court order, but the federal judge is as adamant as his reporter that I cannot have it. He knows that my client and I and a TV reporter and others know about serious alterations in the transcripts in our case of a fired truck driver against the City of Chicago. The last time I sought such a tape, it was from Judge Leighton who knows me from law school; and I got it without a hitch.

Sincerely yours,

AA/me

cc: Eugene Wzorek

*Gordon J. Arnett*  
Gordon J. Arnett

H. STUART CUNNINGHAM  
CLERK

CHICAGO 60604

OFFICE OF THE CLERK

U.S.C.A. - 7th Circuit  
**RECEIVED**

June 29, 1995

CL OCT - 2 1995

THOMAS F. STRUBBE  
CLERK

Eugene Wzorek

Dear Mr. Wzorek:

Re: 84 C 9978

We hereby acknowledge receipt of your letters dated June 24, 1995 addressed to H. Stuart Cunningham and Cheryl Young. In response to your request for copies of audio tapes "under the Freedom of Information Act 5 U.S.C. § 552 of trial held before Judge Duff on June 29, 1988 - June 30, 1988 and July 5, 1988 to July 6, 1988, please be advised. The U.S. District Court is exempt from the Freedom of Information Act. The court records are public records and copies of the record may be obtained for a fee.

In regards to audio tapes from a trial, trials are covered by court reporters, the court does not electronically record trials. If the court reporter chooses to use a tape recorder as backup for their own convenience, the tapes are the personal property of the court reporter and there is no public entitlement to these recordings, or to backup tapes made for the convenience of the court and not otherwise required by to 28 U.S.C. § 753.

If you would like to request a copy of the transcripts you should forward your request to Lois LaCorte for the dates you have listed in your letter that she covered and for Delores Brennan you should forward your request to this office as she is no longer with the court. You will be given an estimate of the cost and the amount of the deposit required to prepare the transcript.

Sincerely,

*A. Wzorek*

Office of the Court Reporter Supervisor

Exhibit # AI

Exhibit # C

**UNITED STATES DISTRICT COURT**  
**EVERETT MCKINLEY DIRKSEN BUILDING**  
**UNITED STATES COURTHOUSE**  
**CHICAGO 60604**

**H. STUART CUNNINGHAM**  
**CLERK**

**OFFICE OF THE CLERK**

July 31, 1995.

Eugene Wzorek

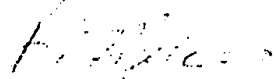
Dear Mr. Wzorek:

Re: 84 C 9978

In response to your letter of July 10, 1995, please be advised; there are no tapes available for the trial. As stated in our letter of June 29, 1995 "In regards to audio tapes from a trial, trials are covered by court reporters, the court does not electronically record trials."

If you would like a to order a transcript from the trial as stated in our letter of June 29, 1995, you should contact Lois LaCorte, Official Court Reporter to Judge Duff, there is a per page fee. Once again, there are no tapes of this trial. Please refer to our letter of June 29, 1995 which answered your initial request.

Sincerely,



Office of the Court Reporter Supervisor

OCTOBER TERM, 1992

Syllabus

ANTOINE v. BYERS & ANDERSON, INC., et al.

CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH  
CIRCUIT

No. 91-7604. Argued March 30, 1993—Decided June 7, 1993

Petitioner's appeal from a federal-court bank robbery conviction was de-layed four years because respondent court reporter failed to provide a trial transcript. In his civil damages action against respondent and her former employer, also a respondent here, the Federal District Court granted summary judgment in respondents' favor on the ground that court reporters are entitled to absolute immunity. The Court of Appeals affirmed.

**Held:** A court reporter is not absolutely immune from damages liability for failing to produce a transcript of a federal criminal trial. Respondents bear the burden of establishing the justification for the absolute immunity they claim, which depends on the immunity historically accorded officials like them at common law and the interests behind it, *Butz v. Economou*, 438 U. S. 478, 508. Since court reporters were not among the class of persons protected by judicial immunity in the 19<sup>th</sup> century, respondents suggest that common-law judges, who made hand-written notes during trials, be treated as their historical counterparts. However, the functions of the two types of notetakers are significantly different, since court reporters are charged by statute with producing a "verbatim" transcript for inclusion in the official record, while common-law judges exercise discretion and judgment in deciding exactly what and how much they will write. Moreover, were a common-law judge to perform a reporter's function, he or she might well be acting in an administrative capacity, for which there is no absolute immunity. *Forrester v. White*, 484 U. S. 219, 229. Because their job re-quires no discretionary judgment, court reporters are not entitled to immunity as part of the judicial function. See *Imbler v. Pachtman*, 424 U. S. 409, 423, n. 20. Pp. 432-438.

950 F. 2d 1471, reversed and remanded.

Stevens, J., delivered the opinion for a unanimous Court.

*M. Margaret McKeown* argued the cause for petitioner. With her on the briefs was *Alice D. Leiner*. *William P. Fite* argued the cause for respondents. With him on the brief for respondent Ruggenberg was *Mark M. Miller*. *Tyna Ek* filed a brief for respondent Byers & Anderson, Inc.\*

Justice Stevens delivered the opinion of the Court.

This case presents the question whether a court reporter is absolutely immune from damages liability for failing to produce a transcript of a federal criminal trial.

It also reveals the Supreme Court's position regarding two very important issues:

1. Common law judges cannot be used as the official counterpart for court reporters, thereby historically granting them immunity as a federal public official.
  - A. "....court reporters are charged by statute with producing a "verbatim" transcript for inclusion in the official record.
  - B. "Common-law judges exercise discretion and judgment in deciding exactly what and how much they will write."
  - C. "Because their job requires no discretionary judgment, court reporters are not entitled to immunity as part of the judicial function. See *Imbler v. Pachtman*, 424 U. S. 409, 423, n. 20. Pp. 432-438."
2. If a federal judge alters the transcript, by instructing the court reporter, or the supervisor of the court reporter to change portions of the transcript, which is inconsistent with the actual events and happenings that took place in the proceedings, then he would be acting in an administrative capacity, extending beyond his discretion, and lose absolute, as well as judicial immunity.
  - A. "....were a common-law judge to perform a reporter's function he or she might well be acting in an administrative capacity, for which there is no absolute immunity. *Forrester v. White*, 484 U. S. 219, 229."
  - B. "Indeed, we have recently held that judges are not entitled to absolute immunity when acting in their administrative capacity. *Forrester v. White*, 484 U. S. 219, 229 (1988)."

—  
F

United States Court of Appeals  
For The Seventh Circuit  
219 South Dearborn Street  
Chicago, Illinois 60604

Gino J. Agnello  
Clerk  
312-435-5850

Dear Sir or Madam,

This letter is in reply to your letter requesting copies of court documents.  
I am listing the copying fee for each type of document you may have requested.

— \$2.00 each for a copy of the court decision.

— \$2.00 for a copy of the docket sheet in each appeal.

— Fifty cents per page for any other copy work of court filings or orders.

✓ \$15.00 for a copy of the oral argument tape.

— \$5.00 to have court of appeals document certified (we do not certify district court documents.

Note if this space is checked ☒ The case you are inquiring about is presently in the Federal Record Center. If the case is in the record center there is an additional retrieval fee to have the case returned back to the court. The retrieval fee is \$25.00.

(If you do not know what the copy costs is you would just send the retrieval costs and we would count the pages when the file is returned to us and send you the copying costs amount.)

Copying costs should be paid by check, the court can only accept checks made out in the correct amount of the copying costs. Checks sent with the incorrect amount will be returned to you.

U.S.C.A.—7th Circuit  
RECEIVED

JUN 3 - 2002 P.M.

GINO J. AGNELLO  
CLERK

Sincerely,

Pro Se Clerk

Sending Check For \$35.00 Retrieval Fee  
And 20.00 For OKAL ARGUMENT TAPE

PLEASE MAIL TO

LINDA ACTOR  
7319 S. SEMINOLE DRIVE<sup>1</sup>  
DARIEN ILLINOIS

OKAL ARGUMENT TAPE NO. 891868



June 12, 2002

RE: Wzorek v Chicago

Enclosed are the 2 checks you sent in with your original request. (The  
retrieval fee and the copy fee)

Unfortunately, the files do not contain the cassette tape of the oral  
argument on May 10, 1990.

John Covert

Records Clerk, USCA

A handwritten signature in black ink, appearing to read "John Covert", written over the typed name and title.

REFERENCE REQUEST--FEDERAL RECORDS CENTERS

NOTE: Use a separate form for each request

SECTION I--TO BE COMPLETED BY REQUESTING AGENCY

ACCESSION NO. <b>276-91-0020</b>	AGENCY BOX NUMBER <b>134</b> of	RECORDS CENTER LOCATION NUMBER <b>TD 7633</b>
-------------------------------------	------------------------------------	--

DESCRIPTION OF RECORD(S) OR INFORMATION REQUESTED

☐ BOX

☒ FOLDER (include file number and title)

**89-1868 / 89-2988**

REMARKS

**PLEASE SEND CASSETTE tape.**  
**LOCATED INSIDE FOLDER -**  
**Shanks - John**

NATURE OF SERVICE

☐ FURNISH COPY OF RECORD(S) ONLY ☐ PERMANENT WITHDRAWAL ☒ TEMPORARY LOAN OF RECORD(S) ☐ REVIEW ☐ OTHER (Specify)

SECTION II--FOR USE BY RECORDS CENTER

- ☐ RECORDS NOT IN CENTER CUSTODY ☐ RECORDS DESTROYED
- ☐ WRONG ACCESSION NUMBER--PLEASE RECHECK
- ☐ WRONG BOX NUMBER--PLEASE RECHECK
- ☐ WRONG-CENTER LOCATION--PLEASE RECHECK
- ☐ ADDITIONAL INFORMATION REQUIRED TO IDENTIFY RECORDS REQUESTED
- ☒ MISSING (Neither record(s), information nor charge card found in container(s) specified)
- ☐ RECORDS PREVIOUSLY CHARGED OUT TO (Name, agency and date):

REMARKS

**RECEIVED**  
**JUN 10 12:51**  
**NARA SENT JUN 1 2002**  
**Chgo., IL**

**Files do not contain a cassette tape**

DATE	SERVICE	TIME REQUIRED	SEARCHER INITIAL
<b>6-11-02</b>			<b>[Signature]</b>

SECTION III--TO BE COMPLETED BY REQUESTING AGENCY

NAME OF REQUESTER  
**COVERT**

**312**

DATE

**6/7**

RECEIPT OF RECORDS

NAME AND ADDRESS OF AGENCY

Include street address, building, room no. and ZIP Code

**USCA**  
**219 S. DEARBORN**  
**Chicago IL 60604**

Requester please sign, date and return this form, for file item(s) listed above. ONLY if the block to right has been checked by the Records Center. ☐

SIGNATURE

DATE

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5011-108

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OPTIONAL FORM 11 (Rev. 11-77)  
NATIONAL ARCHIVES  
RECORDS ADMINISTRATION  
36 CFR 122

**231**

U.S.C.A.—7th Circuit  
RECEIVED

JUL 19 2002 P.E.

GINO

GINO J. AGNELLO  
CLERK

Please Send Me A Copy  
of Eugene Wzorek's Appeal  
Decision NO. 89-1868

Wzorek

VS

City of Chicago.

\$2.00 check For Copy Enclosed

Send To

Linda Achon

That was the one that  
the tape was stolen  
from the courts.

RECEIVED

JUL 23 2002 P.E.

GINO

GINO J. AGNELLO  
CLERK

MR WZOREK Found A copy  
of His decision, so it won't be  
Necessary For Me To Pay The  
\$35.00 Retrieval Fee. However  
CAN'T ANYTHING be done TO MAKE  
MR. LAWRENCE ROSENTHAL RETURN  
THAT ORAL ARGUMENT TAPE. WITH  
THE BLOWN UP COPY OF THE PAPER  
I SENT YOU WHERE IT'S OBVIOUS THAT  
IT'S HIS SIGNATURE AS THE PERSON  
WHO REMOVED THE TAPE, IS NOT  
THE APPELLATE COURT RESPONSIBLE  
FOR ANY AND ALL COURT RECORDS?  
DO THEY NOT HAVE A RESPONSIBILITY  
TO MR WZOREK THAT THE RECORDS  
ARE KEPT SAFE SO THAT HE MAY  
RETAIN A COPY IF HE NEEDS TO?

GINO CAN YOU LAUNCH AN  
INVESTIGATION INTO THIS FOR US?

WHAT ARE THE RESPONSIBILITIES OF  
THE COURT AS FAR AS COURT  
RECORDS ARE CONCERNED? PLEASE

GINO HELP US, BECAUSE, WZOREK  
WAS UNABLE TO HAVE THE SUPREME  
COURT HEAR HIS CASE BECAUSE THEY  
NEEDED THE ORAL ARGUMENT TAPE.

Thank you

S. I. A. L.

List the case title and our docket number of the case  
you are referring to. Oral argument tapes are used only  
by the court and are not part of the court record  
since transcripts are not made.

Pro Se Clerk

U.S.C.A. - 7th Circuit  
**RECEIVED**

JUL 23 2002 P.E.

GINO J. AGNELLO  
CLERK

CHECK THE LAW ON THE NEXT PAGE  
GINO, SINCE THERE ARE NO TRANSCRIPTS  
OF THE APPEAL THE AUDIO TAPE IS DEFINITELY  
COURT RECORD. DON'T YOU KNOW THE LAW  
OR ARE YOU JUST INSTRUCTED TO LIE TO  
THE PUBLIC. SINCE LAWYER ROSENTHAL  
STOLE THE TAPE, THERE IS NO RECORD OF  
WHAT TOOK PLACE IN ORAL ARGUMENT  
SO THE COURT IS RESPONSIBLE. GET IT!!

RECORD WITHDRAWAL SLIP

UNITED STATES COURT OF APPEALS  
for the Seventh Circuit  
Chicago, Illinois 60604

ON AIMS

No. 89-1868

JUL 18 1990

2988

Wzorek

City of Chicago

vs.

Now TAPC Missing

Received from the Clerk \_\_\_\_\_ copies of the Tape was removed as requested

as Counsel for \_\_\_\_\_

Pleadings \_\_\_\_\_

Transcripts \_\_\_\_\_

Depositions \_\_\_\_\_

Exhibits \_\_\_\_\_

Other (Specify) \_\_\_\_\_

*D. Michael*

(Signature)

5818

(Phone Number)

26 Dec 1990

(Date)

Please sign and return to the Clerk of the United States Court of Appeals for the Seventh Circuit, Chicago, Illinois.

NOTE: Pursuant to Circuit Rule 11(d), no brief will be filed on behalf of an attorney or party if all parts of the record previously withdrawn are not returned to the Clerk's Office.

FOOTNOTE

Pursuant to Circuit Rule (11)E, no brief will be filed on behalf of an attorney or party if all parts of the record previously withdrawn are not returned to the Clerk's office. None of the Judges are adhering to the rule of law under the constitution. Once documents are removed from your case and never returned as was the case in the anchor, and Wzorek, they win their cases.

Habeas Corpus, Fed. Proc. L Ed §§ 41:520, 610, 611.

Related Statutes and Rules, Bkr-L Ed § 64:24.

4 Employment Discrimination Coordinator, Court Proceedings ¶ 59,309.

## DECISIONS

transcript, (2) ability (and reasonable efforts of parties) to correct for violations of Act by reconstructing record, and (3) likelihood that reversible error occurred. U.S. v. Winstead, C.A.D.C. 1996, 74 F.3d 1313, 316 U.S.App.D.C. 52.

Defendant must demonstrate specific prejudice resulting from court reporter's failure to record all proceedings verbatim before being entitled to reversal of convictions, even though Court Reporters Act guarantees right to complete transcript of proceedings at trial. U.S. v. Wilson, C.A.9 (Cal.) 1994, 16 F.3d 1027.

### 15. Audiotapes

Audiotapes of proceedings in open court are "judicial records" within meaning of rule giving the public a right of access to the records of a judicial proceeding, and, thus, if an audiotape is the only record made of a proceeding, it must be filed with the court. Smith v. U.S. District Court Officers, C.A.7 (Ind.) 2000, 203 F.3d 440.

## II. PROCEEDINGS SUBJECT TO REPORTING REQUIREMENT

### 31. Generally

Court Reporters Act requires





[1-3] That the common law right to inspect public records extends to judicial records is clear. As Judge Gesell observed, the right to inspect and copy judicial records in this jurisdiction has been settled at least since 1894, when, in *Ex parte Drawbaugh*, 2 App.D.C. 404 (1894), this court rejected an appellant's attempt to seal records in his appeal.<sup>19</sup> What we said then remains equally true today: "Any attempt to maintain secrecy, as to the records of this court, would seem to be inconsistent with the common understanding of what belongs to a public court of record, to which all persons have the right of access. . . ." *Id.* at 407. Indeed, the importance of "public exposure to trial court proceedings," and the existence of a right to inspect judicial records was recently reaffirmed by the District of Columbia Court of Appeals. And in other jurisdictions the right of access to judicial records is equally well-settled.

This common law right is not some arcane relic of ancient English law. To the

19. *CI*, also *District of Columbia v. Bakermith*, 18 App. D.C. 574 (1901).

20. *United States v. Burke*, 289 A.2d 376 (D.C. Ct.App. 1972).

21. See e.g., *Ex parte Oppen*, 239 U.S. 501, 60 L.Ed. 368 (1915) (available to litigants); *In re Manchester*, 248 F.2d 956, 46 C.C.P.A. 701 (1957); *Garfield v. Palmer*, 193 F. Supp. 137, 143 (S.D.N.Y.1961) (dictum), aff'd, 297 F.2d 526 (2d Cir.), cert. denied, 369 U.S. 871, 82 S.Ct. 1139, 8 L.Ed.2d 275 (1962); *Shaw Filter Co. v. Foss Reduction Co.*, 117 F.2d 594 (C.C.Colo.1942); *Johnson v. Mahley*, 157 A.2d 488, 47 So. 2d 598 (1959); *Daly v. Dinwiddie*, 35 Conn. 579, 12 A. 485 (1887); *State ex rel. Boyd v. Davis*, 226 Ind. 526, 82 N.E.2d 82 (1948); *New York Post Corp. v. Liberman*, 2 N.Y.2d 677, 163 N.Y. 2d 409, 143 N.E.2d 255 (1957); *State ex rel. William Harold Lee v. O'Connell*, 151 N.W.2d 758 (M.D.1967); *Charlottesville Newspaper Inc. v. Berry*, 215 Va. 116, 286 S.E.2d 267 (1974); See also *H. Cross*, *supra* note 15, at 135-52, 20 Am.Jur.2d Courts 61 (1965); 76 C.J.S. Records 26 (1952); *Annotation, Restricting Access to Judicial Records*, 173 A.L.R. 1266 (1948).

That the tapes are not writings does not take them outside the common law right to inspect. See e.g., *Menge v. City of Manchester*, 113 N.H. 533, 311 A.2d 116 (1973); (right to copy

contrary, the right is fundamental to a democratic state. As James Madison warned, "A popular Government without popular information, or the means of acquiring it, is but a Prologue to a farce or a Tragedy: or perhaps both. . . . A people who mean to be their own Government, must arm themselves with the power which knowledge gives." 22 Like the first Amendment, then, the right of inspection serves to produce "an informed and enlightened public opinion." 23 Like the public trial guarantee of the Sixth Amendment, the right serves to "safeguard against any attempt to employ our courts as instruments of persecution," to promote the search for truth, and to assure "confidence in . . . judicial remedies." 24 And in the instant case, like the Fifth and Fourteenth Amendments, the right of inspection serves to promote equality by providing those who were and those who were not able to gain entry to Judge Sirica's cramped courtroom the same opportunity to hear the White House tapes.

magnetic computer tape): *Ortiz v. Jaramillo*, 82 N.M. 445, 483 P.2d 500 (1971); (same): cf. 28 U.S.C. 753(b) (1970) (right to inspect court stenographer's notes or mechanical recordings as well as transcripts);

22. Letter from James Madison to W.T. Barry, August 4, 1822, in 9 The Writings of James Madison 183 (Lunt ed. 1910).

23. *Grain Processing v. American Press Co.*, 297 U.S. 233, 247, 56 S.Ct. 444, 80 L.Ed. (1936). Indeed, the Supreme Court has indicated that acquiring information qualifies for some First Amendment protection. See *Bransburg v. Hayes*, 408 U.S. 665, 92 S.Ct. 2446, 33 L.Ed.2d 626 (1972); AS DOES RECEIVING INFORMATION. See e.g., *Virginia State Board of Pharmacy v. Virginia Citizens Consumer Council, Inc.*, 425 U.S. 748, 96 S.Ct. 1817, 48 L.Ed.2d 346 (U.S. May 24, 1976). Disseminating information about court proceedings is, of course, constitutionally protected as well. See e.g., *Cox Broadcasting Corp. v. Cohn*, 420 U.S. 469, 95 S.Ct. 1029, 43 L.Ed.2d 328 (1975); *Bridges v. California*, 314 U.S. 252, 62 S.Ct. 198, 36 L.Ed. 192 (1941).

24. *In re Oliver*, 333 U.S. 237, 270 & n. 24, 68 S.Ct. 499, 504, 92 L.Ed. 482 (1948). See also 6 J. Wigmore, *Evidence* 1834 (3d ed. 1940).

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19. Cf. also *District of Columbia v. Bakersmith*, 18 App.D.C. 574 (1901).

20. *United States v. Burke*, 289 A.2d 376 (D.C. Ct.App. 1972).

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That the tapes are not writings does not take them outside the common law right to inspect. See, e.g., *Menge v. City of Manchester*, 113 N.H. 533, 311 A.2d 116 (1973) (right to copy

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24. *In re Oliver*, 333 U.S. 237, 270 & n. 24, 68 S.Ct. 499, 506, 92 L.Ed. 682 (1948). See also § J. Wignam, *Evidence* § 1834 (3d ed. 1940).

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November 8, 1995

Federal Bureau of Investigation  
219 S. Dearborn St., 9th Floor  
Chicago, Illinois 60604

Re: Request for Investigation

Dear Sir or Madam:

The purpose of this written complaint is to notify the Federal Bureau of Investigation of potentially criminal conduct discovered by the complainant falling within the agency's jurisdiction and to formally request an investigation into such acts which include, but are not limited to, the concealment, removal or alteration of the official court record, as proscribed by 18 U.S.C. 2071; the potential forgery of the signature of a court officer, as prohibited by 18 U.S.C. 505; and the refusal or neglect of the district court clerk to record on the official court docket numerous filings made by the complainant's attorney over a ten-month period, in violation of 18 U.S.C. 2076.

The aforementioned acts occurred during the course of a civil action (Case No. 84 C 9978) prosecuted by the complainant, Eugene Wzorek, a former motor truck driver for the Department of Sewers of the City of Chicago ("City"), against the City. By way of background, Mr. Wzorek successfully demonstrated to the federal court that he had been unlawfully discharged by the City for improper political reasons in violation of the Shakman decree. See Wzorek v. City of Chicago, 708 F. Supp. 954 (N.D. Ill. 1989) and 718 F. Supp. 1386 (N.D. Ill. 1989), aff'd in part and rev'd in part, 906 F.2d 1180 (7th Cir. 1990).

Transcript Alteration. On July 20, 1989, a hearing was held in federal district court, the transcript of which was prepared on August 21, 1989, filed in the office of the Clerk of the United States District Court on August 23, 1989, and docketed on August 24, 1989 as R139. See Transcript of July 20, 1989 attached hereto, in pertinent part, as Exhibit A. On August 16, 1989, an evidentiary hearing was held on the issue of Mr. Wzorek's reinstatement and other relief at which Mr. Wzorek and Dr. Jan Fawcett, M.D., testified. The transcript of the August 16, 1989 hearing was prepared on September 18, 1989.

During the period between September 18, 1989 and October 2, 1989, the first six (6) pages of the actual August 16, 1989 hearing transcript (attached hereto, in pertinent part, as Exhibit B) were removed and in their place were substituted the first six (6) pages (which included the cover page) of the aforementioned July 20, 1989 hearing transcript. The altered August 16, 1989 hearing transcript was filed in the office of the Clerk on October 2, 1989 and docketed [as representing a July 20, 1989 hearing transcript] on October 3, 1989 as R155. See Altered Transcript of August 16, 1989 attached hereto, in pertinent part,

as Exhibit C. Moreover, the July 20 and August 16, 1989 transcript could not have been inadvertently or mistakenly combined during preparation, since the July 20th transcript was already docketed in the Clerk's office almost one (1) month prior to the date on which the August 16th transcript was prepared.

Interestingly, the first six (6) pages of the correct August 16, 1989 transcript contained material findings of fact by the trial judge markedly adverse to the City. The City appealed both the court's March and September 1989 rulings against it. On July 13, 1990, the Seventh Circuit Court of Appeals affirmed the court's decisions in favor of Mr. Wzorek in their entirety, with the exception of the district judge's ruling ordering the City to pay up to the amount of \$150,000.00 for Mr. Wzorek's psychiatric treatment, which the appellate court reversed on the grounds that the district court failed to find the City directly responsible for Mr. Wzorek's emotional condition. However, the appellate court rendered its decision without the benefit of the district court's explicit findings to the contrary, which were contained in the first six (6) pages of the actual August 16, 1989 transcript.

In addition, the City knew that the transcript docketed as R155 was inaccurate. In this regard, in its opening brief on appeal in Case No. 89-2988, the City stated in a footnote that the cover page of R155 was "misdated", but did not inform the appellate court that the next five (5) pages were incorrect. See Exhibit D, at 6 n.1.

Signature of Official Court Reporter. The correct August 16, 1989 transcript was subsequently obtained by Mr. Wzorek as a result of the A.R.D.C.'s seizure and return of the records of Mr. Wzorek's former attorney, John Gubbins. See Ex. B. While the text of said transcript is correct, the signature page contains a different and incorrect signature of the court reporter and date as compared to the date and signature on the signature page of R155. Cf. Ex. B at 81 and Ex. C at 81. The erroneous nature of the transcript docketed as R155 was not discovered by Mr. Wzorek until February or March of 1994.

Furthermore, the correct August 16, 1989 transcript (with the exception of the date on the signature page) was later docketed as R219 in the Clerk's office on April 14, 1994, which date was almost four (4) years after the date on which Mr. Wzorek's appeal was decided. See Corrected Transcript of August 16, 1989, attached hereto, in pertinent part, as Exhibit E. The August 16, 1989 transcript was then again docketed in the Clerk's office as R222 on October 13, 1994.

Failure of Clerk to Make Records. On or about September 28, 1995, it was discovered that the majority of the court papers filed by Mr. Wzorek's attorney since December of 1994 were never docketed by the Clerk's office as having been filed on Mr. Wzorek's behalf. See Docket Sheet in Case No. 84 C 9978 (as of 9/28/95), pp. 16-17, attached hereto as Exhibit F. See also Letter to

Clerk's office dated October 10, 1995, attached hereto as Exhibit G. Moreover, not only were these filings not docketed, but they are now reported by the Clerk's office to be missing from the case file altogether.

Tapes. In addition, Mr. Wzorek has been unable to gain access to the audio tapes of his trial in Case No. 84 C 9978, which, he contend, accurately represent the testimony at his trial, in contrast to the written trial transcripts he received from the court reporter. According to the Court Reporter's Act (28 U.S.C. 753(b)), such "electronic sound recording[s]" are to be maintained by the Clerk's office for not less than ten (10) years and made available for public inspection during regular office hours. Lastly, the audio tape of the oral argument conducted in the Seventh Circuit during the City's appeal of Mr. Wzorek's suit (Appeal Nos. 89-1868 and 89-2988) is likewise missing. It was apparently withdrawn on June 26, 1990 and never returned. See Record Withdrawal Slip attached hereto as Exhibit H

Television Report. Lastly, included is a video tape of an excellent report which aired on WLS-TV News on September 28, 1994 regarding the federal court transcript alteration and the signature discrepancies described above.

Eugene Wzorek  
EUGENE WZOREK

BY:

James M. Chesloe  
JAMES M. CHESLOE  
Attorney for Eugene Wzorek  
11300 West 83rd St.  
Willow Springs, Illinois 60480  
(708) 246-1721

Encls.



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to  
File No.

219 South Dearborn Street  
Chicago, Illinois 60604  
December 12, 1995

James M. Chesloe  
Attorney  
11300 W. 83rd St.  
Willow Springs, IL. 60480

Dear Mr. Chesloe,

We have reviewed your letter of November 8, 1995 and the accompanying video cassette which alleges improprieties on the part of U.S. District Court, Office of the Clerk personnel. After careful consideration, it does not appear that the allegations and information therein are sufficient to warrant a criminal investigation at this point by the Federal Bureau of Investigation.

We thank you for bringing this matter to our attention and regret that we are unable to assist you further. The above video cassette is being returned with this communication.

Sincerely yours

Herbert L. Collins  
Special Agent in Charge

By:   
SSA Roy U. Lane Jr.  
Supervisory Special Agent

1- cc Eugene Wzorek

RJL:bab  
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SUN-TIMES/Kelth Hale

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Turn to Page 28

## ssions

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Friday, Meekins excluded edia and the public from ng in his chambers on a by the prosecution to bar timony of Sandra's hus- rank Fabiano.

etrial motions earlier this Meekins closed proceed- hearing concerning ity.

se attorneys and the dia have objected to clo- court proceedings.

# Truck driver 1989 beats City Hall, gets hefty haul

By Charles Nicodemus

Acting as his own attorney in federal court, a former city truck driver with only an eighth-grade education has just won the biggest individual Shakman case judgment ever handed down against the city.

Eugene Wzorek, 44, who charged he was fired in 1984 for political

reasons, won the judgment expected to total more than \$200,000 after a two-part trial before U.S. District Judge Brian Duff.

Duff's decision on the damages was handed down last week.

"This shows the system does work ... that a little guy who's been shafted can take on the city and actually win, if he just gets a fair shake from a judge," said Wzorek.

For four days last summer, helped and goaded by Duff, Wzorek gamely fumbled and stumbled through the presentation of six witnesses, the introduction of documents, cross-examinations, personal testimony and, finally, a passionate closing argument.

He called witnesses by their first names, said "OK" and "sure" to the judge, told an opposing witness he thought the man was lying, and regularly apologized to Duff, saying "I'm nervous and I don't know what I'm doing."

But he knew enough. Wzorek had barely spoken his last word when Duff made a "preliminary" finding that Wzorek "was fired for political reasons, period."

"I'm still amazed," Wzorek said. "I don't see how I got through it." His voice choked and he fished out a pair of tinted glasses.

Wzorek has been regularly donning the sunglasses for more than a year because the stress and severe depression brought on by his "more than four years of hell" frequently provokes tears.

Wzorek sued five years ago, charging his June 29, 1984, firing from the Sewer Department was

retaliation by the administration of former Mayor Harold Washington for a \$1,000 donation he had made to the unsuccessful mayoral campaign of Richard M. Daley.

The city contended he was fired because of "poor performance" and absenteeism, though Wzorek had high performance ratings and good attendance. The dismissal violated the so-called Shakman decree ban on political firings, he charged.

Last June, after "going through" four attorneys, Wzorek found himself before Duff, who said the case had been "kicking around the system long enough" and should go to trial without further delay.

Wzorek said he would be his own attorney.

His opponents, Assistant Corporation Counsels Mary Smith and Charles E. Ex, later complained privately to colleagues that Duff seemed to "hand over backwards" for Wzorek, while keeping them within tight procedural bounds.

After ruling for Wzorek, Duff said that for the more complex process of determining how much damages Wzorek had coming, he needed an attorney.

At a friend's suggestion, Wzorek went to attorney John Gubbins and an associate, Linda Friedman. Gubbins brought out at a hearing that the city apparently would reinstate Wzorek, then fire him immediately because his depression medication would disqualify him from driving, leaving Wzorek without the job and benefits he had been fighting for for five years.

"I won't permit that," said Duff.

When the final damages hearing came up Nov. 1, Gubbins was in another trial so Wzorek was represented by Friedman and former Assistant U.S. Attorney Mary Stowell, who acted as lead counsel.

The help apparently paid off: Under Duff's decision Tuesday, Wzorek was ordered reinstated and will receive benefits that Gubbins and other Shakman case specialists said would probably top any previous individual Shakman award by more than \$50,000.

It will include \$132,825 in back wages, \$13,833 in interest and \$3,750 in medical costs, along with pension credits valued at nearly \$30,000, and other payments.



Eugene Wzorek

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customer service can be obtained by calling 1.800.545.0000

# Fired truck driver beats City Hall in court

By Jody Tenkin

Eugene Wzorek didn't know much about the workings of the law. All he knew for sure was that he had been fired from his job as a City of Chicago truck driver for what he felt were political reasons, and he wanted that job back.

Even if it meant representing himself in a federal courtroom, which is what Wzorek was forced to do last summer when U.S. District Judge Brian Duff decided with little notice that the 5-year-old case had been around long enough and he was going to hear it.

Wzorek had no attorney and no time to get one. So for four days in July, the 44-year-old with an 8th-grade education presented his case. He apparently didn't do it half badly.

Last Tuesday, Judge Duff issued a decision in which Wzorek will receive the largest Shakman-decreed judgment ever handed down against the city, according to at-

torney John Gubbins, who represented Wzorek last fall at a damages hearing.

Wzorek had sued the city in 1984, claiming his firing from the Sewer Department during the administration of Mayor Harold Washington was motivated by a campaign contribution he had made to Richard M. Daley and was in violation of the so-called frings.

Duff set the damages at \$132,825 for back pay, \$13,833 in interest, \$3,750 in medical costs, and pension credits of nearly \$30,000. In addition, Wzorek is being paid a salary and given medical benefits until next November, although he hasn't gone back to work. The judge reinstated the pay and benefits so that Wzorek could receive psychiatric help for emotional problems he has had since losing his job.

In November, there will be another hearing to determine if Wzorek is emotionally well enough to take his old job back.

Gubbins said the damages were higher than in other Shakman cases for two reasons. "One is the amount of back pay, since it's been five years since the discharge," said Gubbins. "The other is that he suffered such severe emotional damage since the discharge."

Gubbins said the city probably will appeal the decision, so Wzorek isn't likely to see his damage award anytime soon, but at least he's now able to get the emotional help he needs.

"Judge Duff helped provide a remedy for now by giving him the medical benefits so he can get treated," said attorney Linda Friedman, who also represented Wzorek at the damages hearing. "The city took the position it didn't have any real obligation to drive the truck [because of the emotional problems]. We argued that they put him in this position [by firing him]."

"If he's not capable of driving the truck by next fall's hearing,

Judge Duff will have to see what type of remedy would be appropriate."

Wzorek hired Friedman and Gubbins after representing himself in the first part of the trial, with some help from Duff. The judge put up with Wzorek's inexperience and it was only because of the judge's patience that Wzorek was able to get through the trial, according to Wzorek's attorneys.

"He was winging it," said Friedman. "It's a fun transcript to read. Through the whole hearing, he apologizes many times to the judge and tells the judge, 'I'm trying like hell, judge. I'm trying like hell.'"

Wzorek, who was not available for comment, has been handling the victory without a lot of fanfare. "I think it still hasn't sunk in that he did what he did," said Friedman, "because he's depressed and deeply in debt. He was very happy with the damages."

# Fired driver's court win widens Shakman

By Charles Nicodemus

Thompson seeks new patronage hearing: Page 26.

A former city truck driver who cited as his own lawyer has succeeded in broadening the Shakman case's protections against political firings to include all levels of supervisors, and not just top officials.

Winner in a U.S. Court of Appeals ruling Friday was Eugene Wzorek, 45, a former Department of Streets and Sanitation driver with an eighth-grade education. His lawsuit charged that he was recommended for firing by a mid-level supervisor because he backed Richard Daley's unsuccessful 1983 bid for mayor.

The city had argued that "it

cannot be held vicariously liable for the actions of municipal middle managers taking politically motivated actions."

But the appellate decision, by Judge Walter Cunningham, said, "The city's managers must assume responsibility for the politically motivated actions of employees who violate the Shakman decree's ban against political discharges."

The appellate decision awarded Wzorek \$193,541 in damages and permits him to reclaim his job when he recovers from acute depression caused by the firing. "Wow!" was Wzorek's reaction

Monday to news that the court had rejected the city's appeal, and had strengthened the Shakman decree's ban on political firings.

"I can get my job back and money, too?" he asked. "Incredible. Fabulous. I'm ecstatic. I sure never thought I'd end up making new law when this thing started out six years ago."

The appellate decision was not a total victory for Wzorek, however. It disallowed payments of up to \$150,000 for two years' psychiatric care that Duff said the city should pay because of Wzorek's extreme depression. The Appeals

Court said Wzorek's right to medical payments had been diminished by an earlier judge.

Wzorek's suit charged that despite his good work record, he was recommended for firing in 1984 because he contributed \$1,000 to Daley's campaign and openly backed him against Harold Washington. Wzorek served as his own attorney in U.S. District Court two years ago to win a judgment before Judge Brian B. Duff.

Attorney John Gubbins, who represented Wzorek in a hearing on damages after Wzorek won his initial suit, said the ruling "significantly" expands the Shakman decree protections.

"A series of U.S. Supreme Court

decisions had steadily narrowed the number of municipal officials whose actions a city could be held responsible for, and the city was trying to hitch onto that trend by denying liability here.

"But the Appeals Court has gone against that trend and for the first time specified that the city is liable for political firings by any level of supervisor, no matter whose idea the dismissal was."

Assistant Corporation Counsel Lawrence E. Rosenthal said the city was "not trying to take advantage of any trend in case law. We simply argued that the supervisor responsible for the firing [now retired] should pay the damages."

I

**WITNESS LIST**

**RESPONDENTS IN DISCOVERY**

(Possible Future Defendants)

**FEDERAL EMPLOYEES RELATED TO THE CASE**

Re: Tapes, Transcripts of Hearings, Responsibility for Maintaining Integrity of Proceedings.

Brian Barnett Duff	Presiding Judge (Retired)
Lois LaCorte	Court Reporter
Theresa Ann Pintozzi	Court Reporter
Gino J. Agnello	Court Clerk
Mr. Cunningham (first name unknown)	Court Clerk
Ms. Castillo (first name unknown)	Court Clerk
John Covert	Records Clerk
Ms. Cheryl Young	Supervisor of Court Reporters
Mr. Michael Dobbins	District Court Clerk
Ms. Nellie Finch	Operations Manager

**CITY'S ATTORNEYS**

Charles Ex

Mary Smith

Michael J. Crowley

Shonna (Shawna ???) Glink

Lawrence Rosenthal (Argued Appeal before the 7<sup>th</sup> Circuit, also took Tapes from the Clerk's Office)

#### WZOREK'S ATTORNEYS

Harry Schroeder

Terrence Mitchell

Thomas Arnett (Took the case after his father's demise)

John Gubbins (Was told by Charles Ex to abandon Wzorek, because they were going to "railroad him")

Linda Freedman (Assisted Gubbins)

Bernard Mulvaney (Mulvane???)

Mark Lefever (Daley's man, represented Wzorek on the City's Appeal, after Gubbins abandoned Wzorek, as ordered by Ex)

#### WZOREK'S DOCTORS

Dr. Fawcett (Pertinent testimony was removed from the record)

Dr. Borden (Was not allowed to testify)

#### REPORTERS

Alex Burkholder (Has some personal testimony)

Wendy Normandy

---

Steven Becker

### OUTLINE OF WZOREK'S CASE

1. City appealed Judge Duff's Orders of March and September, 1989.
2. Transcripts of lower court proceeding were materially altered.
3. Cheryl Young, Supervisor Court Reporters, acknowledged material alteration.
4. Court Clerk allowed audio tapes to leave Office of the Clerk, in violation of rules proscribing such conduct.
5. Lawrence Rosenthal, City of Chicago Corporate counsel, signed out the tapes.
6. Rosenthal never returned the tapes.
7. Materially altered transcripts were presented to the 7<sup>th</sup> Circuit Court of Appeals.
8. Rosenthal argued City's Appeal before the Appeals Court, fully aware that the Appeals Court was being presented with a fraudulent record.
9. On July 13<sup>th</sup>, 1990, the Seventh Circuit Court of appeals affirmed all aspects of the district court's March and September 1989 orders, with the exception of the ruling pertaining to future contingent psychiatric funds, which the appellant court reversed on grounds of the law of the case doctrine, which decision was based on a fraudulent record in the court below, because Dr. Fawcett's testimony and Dr. Borden's letter was removed from transcripts.
10. Wzorek was awarded an advance of one years pay, and told to go home and rest for a year and try to get better.
11. Wzorek tried to return to the court prior to the expiration of the one year period.
12. Gubbins (counsel) advised Wzorek to take the whole year.
13. Wzorek attempted to return, and did return to court after 11 months, with a new attorney, Gordon Arnett.
14. Between 1990 and 1994 there were several proceedings leading up to the following:

On July 21<sup>st</sup>, 1994, the court found that:

" . . . this particular case represents the very worse of civil justice system. It represents the worst of politics. The Man [Wzorek] was clearly fired for political reasons. He has serious deep emotional problems. He is incompetent to take care of himself. Nobody is allowing him to be taken care of. All you ever do is fight each other and fight the Court's rulings and make a further disgrace out of it. It is a disgrace".

See Transcript of July 21st, 1994 at 4, lines 14-2.

15. Sometime in 1994, the record in the court below was "re-altered" and now, Dr. Fawcett's testimony and Dr. Borden's Letter, which was removed from the court record, was now placed back in the file. (See Altered Docket Sheet and Transcripts)
16. Also, sometime in 1994, the materially altered transcripts were removed from the court record, and replaced with the "original" unaltered transcripts. (See Altered Docket Sheet and Transcripts)

Representing attorney, Robert Lock, screwed the pooch, and case was dismissed *res judicata*

Consider the implications of this for Court Reporters, the Supervisor of Court Reporters, and Court Clerks:

1. Since the Court Reporters primary duty is to record the proceedings and file a certified copy of those recordings, including the transcript and the tapes with the Court Clerk; and,
2. The Court Reporters answer directly to the Supervisor of the Court Reporters; and,
3. The Court Clerk is responsible for maintaining, for a specified period of time, the file of the proceeding in its original condition, as a public record.

If a United States Federal District Court Supervisor of Court Reporters, becomes aware of fraudulent activity, (**like getting a handwritten post-it note from the judge to materially alter the transcripts**), and evidences her willingness to commit such an act (**by a handwritten post-it note back to the judge expressing how difficult it will be to carry out the act**), and fails to report it to appropriate law enforcement authorities, a prosecutor could argue that the **failure to report** is an "affirmative act" by the Supervisor of Court Reporters, to conceal the fraud.

If the Court Clerk allowed a Chicago City Attorney to take the tapes of the transcript from the court file, instead of requesting a copy from the Court Reporter and paying the prescribed fees, and that City Attorney lost or destroyed those tapes, a prosecutor could argue that the **failure to report** is an "affirmative act" by the Court Clerk, to conceal the fraud.

If a Federal Judge denies a Motion for a copy of the original tapes of the proceedings, because:

1. He has ordered the transcripts to be materially altered; and,
2. The Supervisor of the Court Reporters has carried out that order; and,
3. He knows the tapes of the proceedings in the Court Clerk's file have been destroyed; and,
4. He claims that the audiotapes of the proceedings (which is the foundation of the truthfulness and correctness of the public record of the court proceeding) are the private property of the Court Reporter.

By such affirmative acts, the Supervisor of the Court Reporters and the Clerk of the Court would be likely candidates as defendants, along with the Judge who ordered the falsification of the record of the proceedings, for the benefit of the City of Chicago.



A **misprision of a felony** is the **concealment of a felony** without giving any degree of maintenance to the felony.

To sustain a conviction of misprision of a felony, the government must prove beyond a reasonable doubt:

- That the **principal** had committed and completed the felony alleged;
- That the **defendant** had full **knowledge** of that fact;
- That the defendant **failed to notify authorities**; and
- That the defendant took **affirmative steps to conceal** the crime of the principal.

The elements of misprision of a felony, both of which must be proved to support conviction, are:

- **Concealment** of something, such as suppression of evidence or some other positive act; and
- **Failure to disclose.**

Failure to disclose, without active concealment, is not a felony.

**U.S. v Sullivan, D.C. Okl. 1968, 284F.2d, Supp579:**

Indictment alleged that the specified person committed offense cognizable by courts of the United States, that defendant had knowledge of actual commission of such offense, that defendant willfully concealed the crime; and that defendant did not as soon as possible make known the commission of the crime to authorities. This was sufficient to charge the offense of misprision of a felony, notwithstanding failure to allege evidentiary details of concealment.

Giving or making an untruthful statement about issues related to commission of a felony constitutes an affirmative step to conceal the crime. **U.S. v Hodges, C.A.O. 1977 566F.2d, 674.**

4. Making false statements to investigators regarding the fraudulent act; or,
5. Any other affirmative action designed to conceal the fraudulent act from authorities.

## **TITLE 18 - CRIMES AND CRIMINAL PROCEDURE**

### **PART I - CRIMES**

#### **CHAPTER 1 - GENERAL PROVISIONS**

**CITE 18 USCA - 01/24/94**

##### ***Sec. 4. Misprision of felony***

##### **-STATUTE-**

*Whoever, having knowledge of the actual commission of a felony cognizable by a court of the United States, conceals and does not as soon as possible make known the same to some judge or other person in civil or military authority under the United States, shall be fined not more than \$500 or imprisoned not more than three years, or both.*

---

#### **HISTORICAL AND REVISION NOTES**

**SOURCE-** (June 25, 1948, ch. 645, 62 Stat. 684.)

Based on title 18, U.S.C. 1940 ed., Sec. 251 (Mar. 4, 1909, ch. 321, Sec. 146, 35 Stat. 1114). Changes in phraseology only.

#### **CROSS REFERENCES**

- Concealing escaped prisoners, see section 1072 of this title.
- Concealing or harboring persons engaged in espionage, see section 792 of this title.
- Concealing persons from arrest, see section 1071 of this title.
- Harboring fugitives from justice, see section 1071 et. seq. of this title.

#### **SECTION REFERRED TO IN OTHER SECTIONS**

This section is referred to in title 50 section 422.

CASE B

**Case B: Achor Case No. 94 C 6518, Seventh Circuit Case Nos. 96-3369, 96-3520**

**Summary:** Achor Case indicates intentional spoliation of evidence for the sole purpose of extorting money from Mr. Achor and preventing Mr. Achor's due process in a fair trial and appeal regarding an age discrimination lawsuit against his employer, which involved but was not limited to (a) conducting a sham trial and (b) fabricating transcripts.

**Statement of Facts:** That on October 31, 1994, Gerald Achor filed suit against his employer alleging age discrimination firing and defamation. That on July 31, 1996, Mr. Achor was denied his relief in proceedings that evidenced staggering improprieties.

That Mr. Achor attempted to obtain the audiotapes of his proceedings which occurred before a magistrate judge to assure a correct record for appeal because, after he paid \$3000 on October 5, 1996 to order the transcripts of the sham trial, his own attorney's secretary, Vita M. Halsey, revealed that the federal judge's official court reporter, Carol Matz, was at his attorney, Claudia Oney's home fabricating the transcripts from memory.

There was no audio recording or manual stenographic recording of the four-day trial, jury instructions, et al. The extortive \$3,000 figure was intentionally fabricated to dissuade Mr. Achor from pursuing an appeal.

**Conclusion:** Subsequently, Mr. Achor and his wife, Linda, collected irrefutable evidence which indicates intentional spoliation of evidence as well as other federal criminal acts including but not limited to alleged deprivation of rights under color of law, conspiracy against rights, misprision of felony, and extortion under color of official right by federal court officers with direct financial damages in excess of \$892,000.00.

**Exhibit A:** \$3,000 check for fabricated transcripts dated 10/5/96

**Exhibit B:** Motion of Plaintiff-Appellant for Extension of Time filed December 20, 1996, with associate of Mr. Achor's attorney, Claudia Oney, attorney Danielle Weiss's affidavit regarding Federal Official Court Reporter Carol Matz's misrepresentations.

**Exhibit C:** Ms. Oney's Fraudulent "Agreed Stipulation" regarding the accuracy of the transcripts dated February 12, 1997.

**Exhibit D:** Evidence of alleged criminal perjury by Federal Court Reporter Carol Matz in alleged criminal conspiracy with other federal officials.

**Exhibit E:** August 1999 request for transcripts.

**Exhibit F:** District Court Tape Order Form

Exhibit G: Transcript of Court Reporter Supervisor Cheryl Young's Answering Machine Message regarding ordering "a duplicate tape for a proceeding held before a magistrate judge only" (audiotape available)

Exhibit H: Mr. Achor's Tape Order of 10/10/2000

Exhibit I: Mr. Achor's Transcript Order of 10/22/2000

Exhibit J: October 18, 2000 Letter by Court Reporter Supervisor Cheryl Young

Exhibit K: November 27, 2000 Letter by Court Reporter Supervisor Cheryl Young

Exhibit L: Retaliatory Order of Federal Judge Ann Clark Williams dated April 26, 1995 against Mr. Achor's dying sister-in-law which helps expose the underlying motivation of the alleged criminal acts in this case, namely, that federal officials were involved with the golf club. When Judge Williams told Mr. Achor to drop the age discrimination and defamation case and Mr. Achor refused, the judge engaged in an abuse of power against his dying family member.


Exhibit M: (consolidated) Correspondence with federal officials:

- (a) November 3, 1997 Package sent to Janet Reno; No action taken.
- (b) November 5, 1997 Response from House Judiciary Committee; No action taken.
- (c) January 28, 1997 FBI-Chicago. No action taken.
- (d) March 1, 2001 U.S. Senator Peter Fitzgerald; Go to D.O.J. (Already did in 1997.)
- (e) February 22, 2006 District U.S. Attorney, Chicago IL; No action taken

Respectfully Submitted,

  
Gerald Achor

Respectfully Submitted,

  
Linda Achor

SUBSCRIBED and SWORN to before me  
on this 18th day of July 2009.

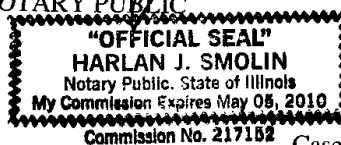
  
NOTARY PUBLIC



USDC Northern District Chicago, Illinois 2  
Spoilation of the Record

SUBSCRIBED and SWORN to before me  
on this 18th day of July 2009.

  
NOTARY PUBLIC



Case B: Achor

A

A

Citizens Bank  
1 S. Sycamore Street  
Ft. Lauderdale, FL 33301  
(305) 766-7500



CLAUDIA ONEY ACHOR'S LAWYER TRIED  
TO DISCOURAGE ACHOR FROM FILING  
AN APPEAL BY SAYING HE COULD NOT  
FILE AN APPEAL UNLESS HE HAD  
THE TRANSCRIPT OF THE TRIAL BY ORDER  
OF JUDGE BOBRICK, WHEN ACHOR ASKED  
WHAT THIS WOULD COST HIM, SHE  
REPLIED \$3,000, HOPING HE COULDN'T  
AFFORD IT. \$3000 FOR A 4 day  
TRIAL, SHE WAS UPSET WHEN HE PAID  
SEE WHAT ACON JOB THIS WAS!

Dear Valued Client:

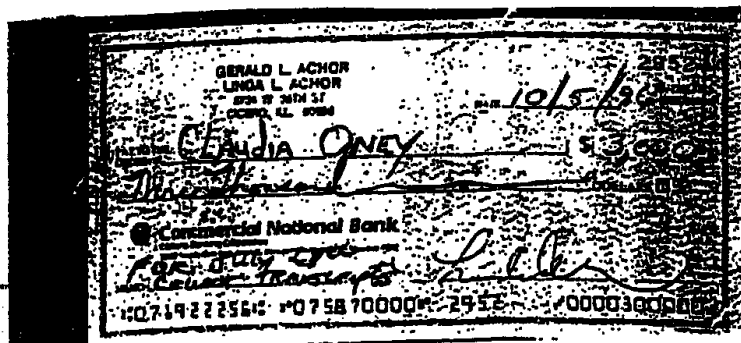
Thank you for your recent inquiry regarding your account(s) with Citizens Bank. The  
copies you requested are enclosed and I hope they will be of assistance to you.

We appreciate your business and if you have any questions, please do not hesitate to  
contact me at 1-800-808-1692.

Sincerely,

A handwritten signature in dark ink, appearing to read "Thomas P. Sytton Jr.".

Service Associate  
Corporate Call Center







**Citizens Bank**  
 (Member FDIC) (Equal Housing Lender)

We appreciate your business and if you have any questions, please do not hesitate to contact me at 1-800-806-1692.

Thomas D. Tipton Jr.

FOR JULY 20TH  
LOWEST MANUSCRIPTS  
FOR APPEAL.

B

**COPY FOR YOUR  
INFORMATION  
U.S. CA - 7th Circuit  
RECEIVED  
DEC 20 1953**

THOMAS F. STRUBSE  
CLERK

**v.**

**RIVERSIDE GOLF CLUB, an Illinois non-profit corporation and ROBERT WHITE, individually, Defendants-Appellees.**

No. 94 C 6518  
Hon. Edward A. Bobrick.  
Magistrate Judge


NOW COMES the plaintiff-appellant, Gerald Achor, by and through his attorney, Claudia Oney, PC and requests an additional 40 days, to and including February 12, 1997, within which to file his brief on appeal. In support of this motion plaintiff states as follows:

1. This Court previously extended the filing date for plaintiff-appellant's brief to January 3, 1997, because the transcript was not timely completed by the court reporter, Carol Matz ("Matz").
2. On December 16, 1996, Matz filed an incomplete transcript of the events that occurred in Magistrate Judge Bobrick's courtroom Monday, July 29, 1996. (See attached certification). In her transcript, Matz did not indicate the particular points where her notes were insufficient. Thus, the transcript as it stands, may actually mislead the Court. (See attached affidavit).
3. The events that occurred on July 29, 1994, include the jury instruction conference and closing arguments of the parties.
4. Because plaintiff-appellant is appealing from those jury instructions, that portion of the transcript is particularly relevant and crucial for purposes of this appeal.

5. On December 18, 1996, plaintiff-appellant requested that Matz include parentheses in the transcript where her notes indicate insufficient transcription of the proceedings.
6. Pursuant to Fed. R. App. P. 10(c) (when the transcript is unavailable), the parties will need some time to recreate the missing portions of the record and allow Magistrate Judge Bobrick time to settle and approve the parties' submissions. Plaintiff-appellant intends to submit a statement of the missing evidence to counsel for defendant-appellee by the week of January 6, 1997. According to Rule 10(c), defendant shall respond within 10 days, and the statements of both parties shall be submitted to Judge Bobrick by the week of January 22, 1997. The record should be ready for transmittal to the Court of Appeals by early February.
7. Due to this delay in finishing the record on appeal, plaintiff-appellant requests until February 12, 1997 in which to file his brief, allowing adequate time to make proper citations to the completed appellate record.

WHEREFORE, plaintiff-appellant, Gerald Achor, requests that the time for the filing of his brief be extended 40 days, to and including February 12, 1997.

Respectfully submitted,

  
Danielle Weiss  
Attorney for plaintiff-appellant


CLAUDIA ONEY, P.C.  
Claudia Oney #3122412  
Danielle Weiss  
55 East Monroe, Suite 2920  
Chicago, IL 60603  
312/ 782-1900

## **AFFIDAVIT**

I, DANIELLE WEISS, having been first duly sworn on oath, depose and state as follows:

1. I was one of Gerald Achor's trial counsel in July 1996 and I am responsible for the preparation of the plaintiff's brief on appeal.
2. On November 12, 1996, I was notified by Carol Matz, the official court reporter, that her bag was stolen which contained all the materials needed to transcribe the last day of trial.
3. Carol Matz then told me on November 20, 1996 that she actually has her paper notes and can recreate the last day of trial with the assistance of both parties.
4. In early December, Matz called me to request that I provide her with any notes I might have had of that last day of trial.
5. Because I felt uncomfortable submitting any notes before the transcript was certified, I contacted Matz's supervisor, Sheryl Young, to ask what I should do. Young confirmed that the record should be certified based only on the court reporter's notes and not by submissions from the parties.
6. On December 16, 1996, Matz submitted an incomplete transcript of the proceedings as best as she could. In reading that transcript, I have found portions of testimony transcribed as flowing from one sentence to the next, but know from my participation in the trial that this is not what had actually occurred. The transcript, as written, can be misleading because the reader is not alerted to the portions that are missing.
7. Therefore, on December 18, 1996, I contacted Young to have the transcript redone to include parentheticals indicating any missing portions.

8. Young did not inform me how much time this will take.
9. Once these parentheticals are in place, pursuant to Fed. R. App. P. 10(c), I can submit my statement of proposed changes based on my recollection of the trial and any notes I might have taken. Counsel for defendant will then have 10 days to submit his objections and/or changes before submitting the statement to Judge Bobrick for his approval.
10. Because I believe that this process will take over one month, I respectfully request an additional 40 days, to and including February 12, 1997, within which to file said brief.
11. **FURTHER AFFIANT SAYETH NOT.**

  
Danielle Weiss

SUBSCRIBED AND SWORN TO before me  
this 19th day of December, 1996.

  
Notary Public



C

96-3520

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

FILED  
FEB 12 1997

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

GERALD ACHOR,

Plaintiff,

RIVERSIDE GOLF CLUB, an  
Illinois non-profit  
corporation, and ROBERT  
MATZ, individually,

Defendants.

No.: 94 C 6518  
Magistrate Judge Bobrick  
Appellate No.: 96-3520

AGREED STIPULATION

The parties to the above-entitled action hereby stipulate and agree as follows:

1. That the original transcript of the trial proceedings that took place from July 23 through July 27, 1996 was properly filed with the district court on November 13, 1996.
2. That the original transcript was never sent up to the Seventh Circuit Court of Appeals and now cannot be located at the district court.
3. That counsel for Plaintiff-Appellant has the duplicates of the missing transcripts and that these duplicates will be filed in place of the originals.

Signed:

Claudia Oney, attorney  
for Plaintiff-Appellant

Robert Marc Chowers,  
attorney for Defendant-Appellee

Dated: 2/2/97  
Claudia Oney  
Claudia Oney, P.C.  
55 East Monroe, Suite 2920  
Chicago, IL 60603  
312/ 782-1900

Robert Marc Chowers  
Fretzel & Stouffer  
1 S. Wacker, Suite 2500  
Chicago, IL 60606  
312/ 346-1973

HOW COULD CLAUDIA ONEY STATE  
THAT ACHOR AGREED THE ORIGINAL TRANSCRIPT  
WAS FINE AND PROPERLY FILED WHEN CAROL  
MATZ SIGNED AN AFIDAVID THAT SHE COULDN'T  
NOT COMPLETE IT BECAUSE SHE WAS ROBBED  
ON THE BUS OF MY BACK UP TAPES WHICH ARE NOT BY  
LAW ALLOWED TO BE REMOVED BY ANYONE AND  
BECAUSE OF SAID ROBBERY SHE COULD NOT  
COMPLETE ACHOR'S ORIGINAL TRANSCRIPT THAT  
HE SHELLED OUT \$3, 000 DOLLARS FOR

RECEIVED

FEB 17 1997

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT



1  
D

1 And then would you escort them into my chambers.

2 THE CLERK: Court stands adjourned.

3 THE COURT: With that, I want to commend you lawyers  
4 for the job that you've done.

5 I'm going to talk about ten, fifteen minutes and then  
6 send them down to the jury room.

7 So that's the way it turns out.

8 I want to wish everybody good luck and hope to see  
9 you in another case.

10 MR. WALSH: Your Honor, I'm not going to wait around,  
11 but if you'd express my thanks for their service.

12 And thank you, your Honor.

13 THE COURT: Okay.

14 Good luck to everybody.

15 (Proceedings concluded at 6:05 p.m.)

16  
17 C E R T I F I C A T E

18 I hereby certify that the foregoing is a true and  
19 correct transcript of the court notes as recaptured to the best  
20 of my ability in the above-entitled matter, due to loss of  
21 backup tapes and disks and machine malfunctioning.

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Aug 3

DEAR Cheryl Young

I AM WRITING TO YOU TO  
REQUEST A COPY OF MY HUSBAND'S  
TRANSCRIPT OF HIS TRIAL. I PAID  
CLAUDIA ONLY \$3,000 WHICH IS AN  
OUTRAGEOUS PRICE TO PAY FOR A  
4 DAY TRIAL. SHE EXPLAINED THAT  
CAROL MATZ CANNOT ACCEPT A  
PERSONAL CHECK FROM ANYONE  
BUT AN ATTORNEY. WHAT I RECEIVED  
WAS A CONDENSED VERSION OF A  
TRANSCRIPT 4 PAGES ON ONE. WHEN  
MY HUSBAND WENT TO GET HIS TAPES  
ANITA SHOWED HIM WHAT THE  
TRANSCRIPTS SHOULD LOOK LIKE  
AND THEY WERE NOTHING LIKE WE  
RECEIVED. FOR THE PRICE I PAID  
I'M ENTITLED TO A GOOD COPY  
OF MY TRIAL TRANSCRIPTS. I KNOW  
YOU SAID NO BODY IS ENTITLED TO  
THEIR TAPES. BUT WE ARE ENTITLED  
TO OUR TRANSCRIPTS. PLEASE SEND  
A COPY TO

Gerald Achor

Docket No 94C 6518

JUDGE BORBICK

TRIAL WAS JULY 23 TO 29 1996

CERTIFIED MAIL

is your RETURN ADDRESS completed on the reverse side?

**SENDER:** ~~Do not write on this space~~

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:  
**CHEERL YOUNG**  
**219 S. DEARBORN**  
**CHICAGO, IL 60604**

4a. Article Number  
**363949411**

4b. Service Type  
☐ Registered ☐ Certified  
☐ Express Mail ☐ Insured  
☒ Return Receipt for Merchandise ☐ COD

7. Date of Delivery **8/6/99**

5. Received By: (Print Name)  
**CHEERL YOUNG**

6. Signature (Addressee or Agent)  
**X CHEERL YOUNG**

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1994 Domestic Return Receipt

Thank you for using Return Receipt Service.

US Postal Service  
**Receipt for Certified Mail**  
 No Insurance Coverage Provided.  
 Do not use for International Mail (See reverse)

PS Form 3800, April 1995

Sent to  
**CHEERL YOUNG**  
 Street & Number  
**219 S. DEARBORN ST**  
 Post Office, State, ZIP+4<sup>®</sup>  
**CHICAGO, IL 60604**

Postage	\$	0.55
Certified Fee		1.40
Special Delivery Fee		
Restricted Delivery Fee		
Return Receipt Showing to Whom & Date Delivered		1.25
Return Receipt Showing to Whom & Date Delivered		
<b>TOTAL Postage &amp; Fees</b>	<b>\$</b>	<b>3.20</b>

Postmark or Date  
 Store: USPS  
 Clerk: KC6XGF  
 08/06/99

14

## Administrative Office of the United States Courts

## TAPE ORDER

1. Name		2. Phone Number		3. Date	
4. Mailing Address		5. City		6. State	7. Zip Code
8. Case Number	9. Case Name		Dates of Proceedings		
			10. From	11. To	
12. Presiding Judicial Official		Location of Proceedings			
		13. City		14. State	
15. Order for:					
<input type="checkbox"/> Appeal <input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Justice Act <input type="checkbox"/> Bankruptcy <input type="checkbox"/> Non- Appeal <input type="checkbox"/> Civil <input type="checkbox"/> In Forma Pauperis <input type="checkbox"/> Other (Specify)					
16. Tape Requested (Specify date(s) of proceedings for which duplicate tape(s) are requested)					
17. Order					
<input type="checkbox"/> Reformatted duplicate tape(s) for playback on a standard cassette recorder at 1-7/8 inches per second			No. Tapes	No.	Costs
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 1-7/8 inches per second					
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 15/16 inch per second					
Certification (18. & 19.) By signing below, I certify that I will pay all charges upon completion of the order.			ESTIMATE TOTAL		
18. Signature			19. Date		
Processed By			Phone Number		
Order Received	Date	By	Deposit Paid		
Deposit Paid			Total Charges		
Tape Duplicated			Less Deposit		
Ordering Party Notified to Pick up Tape			Total Refunded		
Party Received Tape			Total Due		

## INSTRUCTIONS FOR COMPLETING A TAPE ORDER

## GENERAL INSTRUCTIONS

**Use.** Use this form to order duplicate tapes of proceedings. Complete a separate order form for each case number for which tapes are ordered.

**Completion.** Type or print with a ballpoint pen. Complete Items 1-19. Do *not* write items that are not numbered, which are reserved for the court's use.

**Order Copy.** Keep one copy of this order for your records.

**Mailing or Delivering to the Court.** Mail or deliver two copies of the order to the Office of the Clerk of Court.

**Deposit Fee.** For orders of 20 or more tapes, the court will notify you of the amount of the required deposit fee which may be mailed or delivered to the court. Upon receipt of the deposit, the court will process the order. No deposit fee is required for orders of fewer than 20 tapes.

**Completion of Order.** The court will notify you when the duplicate tapes are completed.

**Balance Due.** The court will notify you of the balance due which must be paid prior to receiving the completed order.

## INSTRUCTIONS FOR SPECIFIC ITEMS

- Items 1-19. These items should always be completed.
- Item 8. Only one case number may be listed per order.
- Item 15. Place an "X" in each box that applies.
- Item 16. List specific date(s) and portion(s) of the proceedings for which a duplicate tape is requested. Be sure that the description is clearly written to facilitate processing.
- Item 17. Place an "X" in each box that applies. Indicate the number of tapes ordered. Be sure that the playback speed on the tape requested matches the speed of the recorder to be used for playback.
- Item 18. Sign in this space to certify that you will pay all charges upon completion of the order.
- Item 19. Enter the date of signing.

*Do not write in the unnumbered items. These items are reserved for the court's use.*



—  
G

• Audio TAPE OF THIS MESSAGE IS AVAILABLE IF REQUESTED.

• THIS IS THE TRANSCRIPT OF THE  
ANSWERING MACHINE TAPE MESSAGE  
HEARD BY THE PUBLIC WHEN YOU CALL  
Cheryl Young Court Reporter Supervisor  
AT THE UNITED STATES DISTRICT COURT. 219  
SOUTH DEARBORN STREET, CHICAGO ILLINOIS  
1-312-435-5885

• Hi This is Cheryl Young I'M AWAY  
FROM MY DESK. PLEASE LEAVE A MESSAGE  
AND YOUR CALL WILL BE RETURNED SHORTLY.  
• YOU MAY PRESS THE POUND SIGN NOW OR  
CONTINUE TO LISTEN TO INFORMATION. IF  
YOU NEED TO ORDER A TRANSCRIPT OR  
DUPLICATE TAPE FOR A PROCEEDING HELD  
BEFORE A MAGISTRATE JUDGE ONLY YOU  
MAY GET ORDER FORMS FROM OUR WEB  
SITE AT WWW.ILLINOISUSCOURT.GOV  
FAX THE ORDER TO 312-554-8512 OR  
SEND IT BY MESSENGER OR E-MAIL.  
• ALSO A LIST OF JUDGES AND ASSIGNED  
COURT REPORTERS MAY BE FOUND ON OUR  
WEB SITE. HAVE A GREAT DAY.

H

## Administrative Office of the United States Courts

## TAPE ORDER

1. Name <b>GERALD L ACHOK</b>		2. Phone Number <b>708-222-1111</b>		3. Date <b>8/10/10/2000</b>	
4. Mailing Address <b>1111 N. LAKE ST.</b>		5. City <b>CHICAGO</b>		6. State <b>ILL</b>	7. Zip Code <b>60610</b>
8. Case Number <b>94-CV-6518</b>	9. Case Name <b>ACHOK RIVERSIDE GOLF CLUB</b>		Dates of Proceedings		
		10. From <b>7/23/96</b>	11. To <b>7/29/96</b>		
12. Presiding Judicial Official <b>MAGISTRATE EDWARD A BOBRICK</b>		Location of Proceedings			
		13. City <b>CHICAGO</b>	14. State <b>ILLINOIS</b>		
15. Order for:					
<input type="checkbox"/> Appeal <input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Justice Act <input type="checkbox"/> Bankruptcy <input type="checkbox"/> Non-Appeal <input checked="" type="checkbox"/> Civil <input type="checkbox"/> In Forma Pauperis <input type="checkbox"/> Other (Specify)					
16. Tape Requested (Specify date(s) of proceedings for which duplicate tape(s) are requested)					
<b>7/23/96 JURY WAS SELECTED..</b> <b>7/24/96 TRIAL PROCEEDINGS</b> <b>7/25/96 TRIAL PROCEEDINGS</b> <b>7/26/96 TRIAL PROCEEDINGS</b> <b>7/27/96 TRIAL PROCEEDINGS</b> <b>7/28/96 GIVE BY BOBRICK</b> <b>8/5/96 ONEY APPEARANCE</b> <b>7/29/96 VERDICT.</b> <b>\$15.00 A TAPE FOR DAY</b> <b>\$100.00 TOTAL.</b>					
17. Order					
<input checked="" type="checkbox"/> Reformatted duplicate tape(s) for playback on a standard cassette recorder at 1-7/8 inches per second		No. Tapes <b>7</b>	No.	Costs <b>\$100.00</b>	
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 1-7/8 inches per second					
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 15/16 inch per second					
Certification (18. & 19.) By signing below, I certify that I will pay all charges upon completion of the order. <b>CHARGE INCLUDED</b>		ESTIMATE TOTAL		<b>\$100.00</b>	
18. Signature <b>Gerald Achok</b>		19. Date <b>10/10/2000</b>			
Processed By		Phone Number			
Order Received	Date	By	Deposit Paid		
Deposit Paid			Total Charges		
Tape Duplicated			Less Deposit		
Ordering Party Notified to Pick up Tape			Total Refunded		
Party Received Tape			Total Due		

SEND CHARGE YOUR RECORDS ONLINE  
 FOR EACH day's TRAIL TAPE OF MY TRIAL  
 AGAIN SENT CERTIFIED MAIL OCT 10, 200  
 RELYING ON THE TAPE ON HER PHONE SAYING  
 ANY PERSON WHO HAS A MAGISTRATE JUDGE CAN  
 GET THE TAPE.

Z 288 561 933

US Postal Service  
**Receipt for Certified Mail**  
 No Insurance Coverage Provided.  
 Do not use for International Mail (See reverse)

Sent to <b>CLERK OF THE COURT DIRKSEN Bldg.</b>	
Street & Number <b>219 So. Dearborn St.</b>	
Post Office, State, & ZIP Code <b>Chicago Ill 60604</b>	
Postage	\$ <b>33</b>
Certified Fee	<b>140</b>
Special Delivery Fee	
Restricted Delivery Fee	<b>125</b>
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ <b>2.98</b>
Postmark or Date	

PS Form 3800, April 1995

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**SENDER: COMPLETE THIS SECTION**

- Complete Items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Office of the Clerk of  
 The Court DIRKSEN Bldg  
 219 So. Dearborn St  
 CHICAGO ILLINOIS  
 60604

2. Article Number (Copy from service label)

Z 288 561 933

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) **DAVID L. ROSS** B. Date of Delivery

C. Signature

**DAVID L. ROSS** ☐ Agent ☒ Addressee

D. Is delivery address different from item 1? ☐ Yes ☒ No  
 If YES, enter delivery address below:

3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

I

AO435 (Rev. 1/90)

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

## TRANSCRIPT ORDER

FOR COURT USE ONLY:

DUE DATE:

Read Instructions on Back.

1. NAME <u>Gerald L. Achor</u>		2. PHONE NUMBER		3. DATE <u>10/22/2000</u>	
4. MAILING ADDRESS		5. CITY		6. STATE	
8. CASE NUMBER		9. JUDICIAL OFFICIAL		DATES OF PROCEEDINGS	
12. CASE NAME <u>Gerald L. Achor v. Riverside Golf Club</u>		13. CITY <u>Chicago</u>		14. STATE <u>IL</u>	
15. ORDER FOR <input type="checkbox"/> APPEAL <input type="checkbox"/> NON-APPEAL		<input type="checkbox"/> CRIMINAL <input checked="" type="checkbox"/> CIVIL		<input type="checkbox"/> CRIMINAL JUSTICE ACT <input type="checkbox"/> IN FORMA PAUPERIS <input type="checkbox"/> OTHER (Specify)	
16. TRANSCRIPT REQUESTED (Specify portion (s) and date(s) of proceeding(s) for which transcript is requested)					
PORTIONS		DATE(S)		DATE(S)	
<input checked="" type="checkbox"/> VOIR DIRE		<u>7/23/96</u>		<input type="checkbox"/> TESTIMONY (Specify Witness) <u>Withdrewl Henrich</u>	
<input checked="" type="checkbox"/> OPENING STATEMENT (Plaintiff)		<u>7/23/96</u>		<u>6-5-96</u>	
<input checked="" type="checkbox"/> OPENING STATEMENT (Defendant)		<u>7/24/96</u>			
<input checked="" type="checkbox"/> CLOSING ARGUMENT (Plaintiff)		<u>7/25/96</u>		<input checked="" type="checkbox"/> PRE-TRIAL PROCEEDING (Specy) <u>7/22/96</u>	
<input checked="" type="checkbox"/> CLOSING ARGUMENT (Defendant)		<u>7/25/96</u>		<u>6/5/96</u>	
<input checked="" type="checkbox"/> OPINION OF COURT		<u>7/26/96</u>		<u>PATRICK O'Gorman</u> <u>5/15/96</u>	
<input checked="" type="checkbox"/> JURY INSTRUCTIONS		<u>7/26/96</u>		<input type="checkbox"/> OTHER (Specify)	
<input type="checkbox"/> SENTENCING					
<input type="checkbox"/> BAIL HEARING					
17. ORDER					
CATEGORY	ORIGINAL (Includes Free Copy for the Court)	FIRST COPY	ADDITIONAL COPIES	NO. OF PAGES ESTIMATE	COSTS
ORDINARY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	NO. OF COPIES <u>1</u>		
EXPEDITED	<input type="checkbox"/>	<input type="checkbox"/>	NO. OF COPIES		
DAILY	<input type="checkbox"/>	<input type="checkbox"/>	NO. OF COPIES		
HOURLY	<input type="checkbox"/>	<input type="checkbox"/>	NO. OF COPIES		
CERTIFICATION (18 & 19) By signing below, I certify that I will pay all charges (deposit plus additional).				ESTIMATE TOTAL	
18. SIGNATURE <u>[Signature]</u>			PROCESSED BY		
19. DATE <u>10/22/2000</u>			PHONE NUMBER		
TRANSCRIPT TO BE PREPARED BY			COURT ADDRESS		
ORDER RECEIVED	DATE	BY			
DEPOSIT PAID			DEPOSIT PAID		
TRANSCRIPT ORDERED			TOTAL CHARGES		
TRANSCRIPT RECEIVED			LESS DEPOSIT		
ORDERING PARTY NOTIFIED TO PICK UP TRANSCRIPT			TOTAL REFUNDED		
PARTY RECEIVED TRANSCRIPT			TOTAL DUE		

(Previous Editions of this form may still be used)

ORIGINAL - COURT COPY YELLOW - TRANSCRIPTION COPY GREEN - ORDER RECEIPT PINK - ORDER COPY

## INSTRUCTIONS

### GENERAL

**Use.** Use this form to order transcript of proceedings. Complete a separate order form for each case number for which transcript is ordered.

**Completion.** Type or print with a ballpoint pen. Complete Items 1-19. Do not write in shaded areas which are reserved for the court's use.

**Order Copy.** Keep Part 4 for your records.

**Mailing or Delivering to the Court.** Mail or deliver Parts 1 thru 3 to the Office of the Clerk of Court.

**Deposit Fee.** The court will notify you of the amount of the required deposit fee which may be mailed or delivered to the court. Upon receipt of the deposit, the court will process the order.

**Delivery Time.** Delivery time is computed from the date of receipt of the deposit fee.

**Completion of Order.** The court will notify you when the transcript is completed.

**Balance Due.** If the deposit fee were insufficient to cover all charges, the court will notify you of the balance due which must be paid prior to receiving the completed order.

### Specific

Items 1-19. These items should always be completed.

Item 8. Only one case number may be listed per order.

Item 15. Place an "X" in each box that applies.

Item 16. Place an "X" in the box for each portion requested. List specific date(s) of the proceedings for which transcript is requested. Be sure that the description is clearly written to facilitate processing. Orders may be placed for as few pages of transcript as are needed.

Item 17. **Categories.** Only four (4) categories of transcripts may be ordered. These are:  
Ordinary. A transcript to be delivered within thirty (30) calendar days after receipt of an order. (Order is considered received upon receipt of the deposit.)  
Expedited. A transcript to be delivered within seven (7) calendar days after receipt of an order.  
Daily. A transcript to be delivered following adjournment and prior to the normal opening hour of the court on the following morning whether or not it actually be a court day.  
Hourly. A transcript of proceedings ordered under unusual circumstances to be delivered within two (2) hours.

**NOTE:** Full price may be charged only if the transcript is delivered within the required time frame. For example, if an order for expedited transcript is not completed and delivered within seven (7) calendar days, payment would be at the ordinary delivery rate.

**Ordering.** Place an "X" in each box that applies. Indicate the number of additional copies ordered.

Original. Original typing of the transcript. An original must be ordered and prepared prior to the availability of copies. The original fee is charged only once. The fee for the original includes the free copy for the court.

First Copy. First copy of the transcript after the original has been prepared. parties ordering copies must pay this rate for the first copy ordered.

Additional Copies. All other copies of the transcript ordered by the same party.

Item 18. Sign in this space to certify that you will pay all charges.  
(This includes the deposit plus any additional charges.)

Item 19. Enter the date of signing.  
Shaded Area. Reserved for the court's use.



J



MICHAEL W. DOBBINS  
CLERK

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
219 SOUTH DEARBORN STREET  
CHICAGO, ILLINOIS 60604

312-435-5670

October 18, 2000

Mr. Gerald L. Achor

Dear Mr. Achor:

We are returning your check in the amount of \$100. A court reporter was in attendance at this trial. The court reporter's notes are the official records for this trial and you would need to order a transcript for review. Court reporters are not required to tape record proceedings and if they do the tapes are the personal property of the court reporter. There is no public entitlement to these recordings.

If you have any additional questions, contact me in writing or by telephone at 312-435-5885.

Sincerely,

A handwritten signature in cursive script that reads "Cheryl Young".

Cheryl Young  
Court Reporter Supervisor

GERALD ACHOR 10-99

70-2334/718  
2100013785

906

10/10/2000

Office of the clerk of the court \$ 100.00  
AT THE ORDER OF  
One Hundred

**WSB** WEST SUBURBAN BANK

FOR TRIAL TAPES Tony's

Gerald Achor

10

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0906

106697 10/17/00

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K



MICHAEL W. DOBBINS  
CLERK

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
219 SOUTH DEARBORN STREET  
CHICAGO, ILLINOIS 60604

312-435-5670

November 27, 2000

Mr. Gerald L. Achor

Dear Mr. Achor:

Once again we are returning your check in the amount of \$100. This is not a sufficient amount for payment of a copy of the trial transcript in case no. 94 CV 6518.

I did contact the court reporter that reported the trial and she indicated that a copy of the transcript will cost \$507.75 (trial transcript totals 677 pages times per page copy rate of \$0.75). This fee does not include the other dates you requested because those dates may have been tape recorded. You can send a check made payable to Carol Matz for the above amount.

Please accept my apology for taking so long to respond to you. Your second letter was attached to the first letter and I thought I had responded.

If you have any questions, write or telephone me at 312-435-5885.

Sincerely,

A handwritten signature in cursive script, reading "Cheryl Young", is written over the typed name.

Cheryl Young  
Court Reporter Supervisor

GERALD ACHOR 10-98

728

10/23/2000

Office of the clerk of the Court \$100.00  
Pay to the order of  
ONE Hundred



WESTSUBURBAN BANK

Deposit

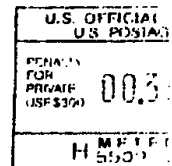
FOR TRANSCRIPT FOR *Shirley E. S.*

TRIAL 94 CV 6518 and STATUS hearing

0728

OFFICE OF  
CLERK OF THE U.S. DISTRICT COURT  
UNITED STATES COURT HOUSE  
219 SOUTH DEARBORN STREET  
CHICAGO, ILLINOIS 60604

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE, \$300



Mr. Gerald L. Achor



17

United States District Court

219 South Dearborn Street  
Chicago, Illinois 60601

Clonbers of

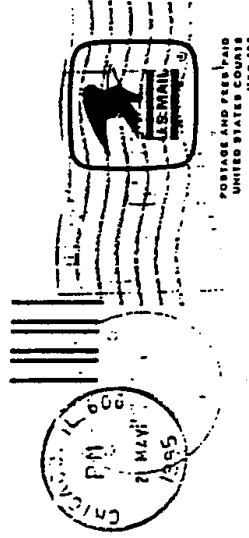
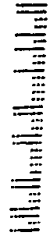
Judge Ann C. Williams

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE \$300

MARIANNE STRAMA,  
U.S. TREASURY DEPARTMENT  
55 WEST MONROE

CHGO., IL. 60604

Letter Sent to My Sister's JOB 3/26  
By Ann Williams Summoning her to her chambers  
For telling off Lisa Kane



7/963-



10:30  
PTC/PLT COUN MOTION TO WITHDRAW

Minute Order Form (rev. 12/90)

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS

Name of Assigned Judge or Magistrate Judge	ANN CLAIRE WILLIAMS	Sitting Judge if Other Than Assigned Judge	
Case Number	94 C 6518	Date	APRIL 26, 1995
Case Title	ACHOR V. RIVERSIDE		

(In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd-party plaintiff, and (b) state briefly the nature of the motion being presented.)

MOTION:

DOCKET ENTRY:

(1)		Filed motion of [use listing in "MOTION" box above]
(2)		Brief in support of motion due _____
(3)		Answer brief to motion due _____ Reply to answer brief due _____
(4)		<input type="checkbox"/> Ruling on _____ set for _____ at _____
(4)		<input type="checkbox"/> Hearing _____
(5)		Status hearing <input type="checkbox"/> held <input type="checkbox"/> continued to <input type="checkbox"/> set for <input type="checkbox"/> re-set for _____ at _____
(6)	X	Pretrial conf. <input checked="" type="checkbox"/> held <input checked="" type="checkbox"/> continued to <input type="checkbox"/> set for <input type="checkbox"/> re-set for 26 MAY 95 at 11:30 a.m.
(7)		Trial <input type="checkbox"/> Set for <input type="checkbox"/> re-set for _____ at _____
(8)		<input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Hearing held and continued to _____ at _____
(9)		This case is dismissed <input type="checkbox"/> without <input type="checkbox"/> with prejudice and without costs <input type="checkbox"/> by agreement <input type="checkbox"/> pursuant to <input type="checkbox"/> FRCP 41(i) (failure to serve) <input type="checkbox"/> General Rule 21 (want of prosecution) <input type="checkbox"/> FRCP 41(a)(1) <input type="checkbox"/> FRCP 41(a)(2)
(10)	X	(Other docket entry) Marianne Strama, U.S. Treasury Department, 55 West Monroe is ordered to be present at the next pretrial conference. Plaintiff's counsel's motion to withdraw is granted and so ordered.

(11) ☐ [For further detail see ☐ order on the reverse of ☐ order attached to the original minute order form]

<input type="checkbox"/> No notices required, advised in open court.		number of notices	Docketing in _____
<input type="checkbox"/> No notices required.		date docketed	
<input type="checkbox"/> Notices mailed by judge's staff		docketing dpty initials	
<input type="checkbox"/> Notified counsel by telephone.		date mailed notice	
X <input checked="" type="checkbox"/> Docketing to mail notices.		mailing	
<input type="checkbox"/> Mail AO 450 form.			
<input checked="" type="checkbox"/> Copy to judge/magistrate Judge.			
<input type="checkbox"/> courtroom deputy's	Date/time received in central clerk's office		

M

# THE SHIPPING DEPOT

208 East Chicago Ave.

Oak Tree Plaza

Westmont, IL 60559

(708) 887-9344

3002 05596

PACKING & SHIPPING SPECIALIST

TO HON. JANE T. REAGAN ATT. GEN. U.S.  
950 PENNSYLVANIA AVE. N.W.  
WASHINGTON D.C. 20530-0001  
RM 4400 Zip \_\_\_\_\_

From Gerald Achur Date 11-3-97

F Street \_\_\_\_\_  
R City \_\_\_\_\_  
O City \_\_\_\_\_  
M State IL Zip \_\_\_\_\_ Phone \_\_\_\_\_

Package Contents #1 \_\_\_\_\_

Package Contents #2 \_\_\_\_\_

IF C.O.D.	DECLARED VALUE	SERVICE USED				OTHER
\$ AMOUNT	\$ AMOUNT	NEXT DAY	2ND DAY	GROUND <input checked="" type="checkbox"/>	3 DAY SELECT	
CASH OR CERTIFIED CHECK		DECLARED VALUE - CUSTOMER MAY BE REQUIRED TO PROVIDE A BILL INVOICE OR RECEIPT THAT VERIFIES THE AMOUNT IN THE EVENT OF A CLAIM				

TSD-Customer shall not hold TSD liable for failure to make timely delivery on delivery date specified. Any statement by TSD as to probable date of delivery by Carrier is a statement of opinion only and shall not be warranted in any manner. TSD shall not be liable for any delays in shipment or deliveries by TSD and/or Carrier. TSD shall act as agent only for the above receipt and forwarding of parcel(s) by the Customer whose name and address appears above. TSD assumes no liability for the successful completion of delivery of the parcel(s) accepted for shipment nor for loss or damages by any cause in the parcel(s) or the contents thereof. In the event of loss or damage to said parcel(s), TSD will act as agent on behalf of the Customer for the filing and processing of claims. It is hereby expressly agreed that TSD shall have no liability if any claim is denied or paid only in part by the Carrier. Parcels packaged by the Customer not meeting Carrier's packaging standards are not covered for damage during shipment. CUSTOMER ACKNOWLEDGES THAT THE CARRIER'S PACKAGING STANDARDS FOR SHOCK, VIBRATION & COMPRESSION HAVE BEEN EXPLAINED BY TSD ASSUMES NO RESPONSIBILITY OR LIABILITY FOR DAMAGES TO A PARCEL PACKAGED BY THE CUSTOMER.

Unless a greater value is declared in writing on this receipt, the shipper hereby declares and agrees that the released value of each package or article not enclosed in a package covered by this receipt is \$100, which is a reasonable value under the circumstances surrounding the transportation. The rules relating the liability established by the Warsaw Convention shall apply to the international carriage of any shipment hereunder insofar as the same is governed thereby. The entry of a C.O.D. amount is not declaration of value. In addition, the maximum value for an air service package is \$25,000 and the maximum carrier liability is \$25,000. Claims not made to carrier within 9 months of shipment date are waived. Customer's check accepted at shipper's risk unless otherwise noted on C.O.D. Tag.

## CHARGES

Shipping #1 \_\_\_\_\_

Shipping #2 \_\_\_\_\_

Packaging #1 \_\_\_\_\_

Packaging #2 None

Insurance #1 None

Insurance #2 3.00

Service \_\_\_\_\_

Total 4.00  
6.00

CUSTOMER SIGNATURE \_\_\_\_\_

HENRY J. HYDE, ILLINOIS, CHAIRMAN  
P. JAMES SENSENBRENNER, JR., WISCONSIN  
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ASA HUTCHINSON, ARKANSAS  
EDWARD A. FEASE, INDIANA  
CHRISTOPHER R. CANNON, UTAH

ONE HUNDRED FIFTH CONGRESS

# Congress of the United States House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-3951

<http://www.house.gov/judiciary>

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CHIEF OF STAFF — GENERAL COUNSEL

JON DUDAS  
STAFF DIRECTOR — DEPUTY GENERAL COUNSEL

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JULIAN EPSTEIN  
MINORITY STAFF DIRECTOR

November 5, 1997

Mr. & Mrs. Lynda Anchor

Dear Mr. & Mrs. Anchor:

Thank you for your letter concerning judicial misconduct. You have asked that the House Judiciary Committee investigate the matters of which you complain and bring these matters to the attention of the House of Representatives.

Due to the limited resources of the committee to investigate the complaints received, and to ensure fairness to all individuals involved, Congress established a procedure in 1980 to be utilized as the primary means of investigating and adjudicating judicial misconduct complaints.

The Judicial Councils Reform and Judicial Conduct and Disability Act of 1980, 28 U.S.C. § 372(c) ("The 1980 Act") established a mechanism for the presentation of complaints against federal judges (with the exception of Justices of the United States Supreme Court, for whom no formal complaint mechanism exists other than filing a complaint with Congress). It is the considered policy of the House Judiciary Committee to defer, except in exceptional circumstances, to the complaint procedures of the 1980 Act. You should, accordingly, take all possible steps to avail yourselves of those procedures before bringing the matter to this committee.

Under those procedures, a complaint alleging that a federal judge has engaged in conduct prejudicial to the effective and expeditious administration of the business of the courts may be filed with the clerk of the U.S. Court of Appeals for the circuit in which the federal judge to be complained against sits. 28 U.S.C. § 372(c)(1).

Mr. & Mrs. Anchor  
November 5, 1997  
Page 2

Each complaint is considered first by the Chief Judge of the circuit, who determines whether or not the complaint raises an issue that should be investigated. Section 372(c)(2-4). If the complaint is against the Chief Judge, another judge will make this determination. Section 372(c)(2).

If the complaint is directly related to the merits of a decision or procedural ruling rendered by the judge against whom the complaint is lodged, the complaint will be summarily dismissed. Section 372(c)(3)(A)(ii). The proper recourse to challenge the merits of a judicial ruling is by way of appeal, at the appropriate time, to a court with jurisdiction to hear such appeals. The filing of a complaint of judicial misconduct under the procedures set forth in section 372(c) is not a device for further review of judicial rulings.

3

If the Chief Judge determines that an investigation is necessary, he or she will appoint a special committee of judges for that purpose. Section 372(c)(4). The special committee will report to the judicial council of the circuit, section 372(c)(5), which will decide what action, if any, should be taken. Section 372(c)(6-7).

A complaint must be filed in writing on a form that has been developed for that purpose. If you need the form, it is suggested that you call the clerk of the appropriate U.S. Court of Appeals, and the clerk can provide you with a copy of the form.

For your guidance, the following is a list of the 12 geographical circuits, the location of the office of the clerk of the U.S. Court of Appeals for each circuit, and the states or other territories which comprise the circuit:

- District of Columbia Circuit (DC)
- First Circuit, Boston, MA (ME, MA, NH, PR, RI)
- Second Circuit, New York, NY (CT, NY, VT)
- Third Circuit, Philadelphia, PA (DE, NJ, PA, VI)
- Fourth Circuit, Richmond, VA (MD, NC, SC, VA, WV)
- Fifth Circuit, New Orleans, LA (LA, MS, TX)
- Sixth Circuit, Cincinnati, OH (OH, KY, MI, TN)

Mr. & Mrs. Anchor  
November 5, 1997  
Page 3

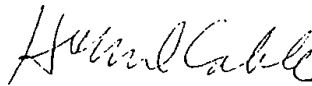
Seventh Circuit, Chicago, IL (IL, IN, WI)  
Eighth Circuit, St. Louis, MO (AR, IA, MN, MO, NE, ND, SD)  
Ninth Circuit, San Francisco, CA (AK, AZ, CA, GU, HI, ID, MN,  
NV, NMI, OR, WA)  
Tenth Circuit, Denver, CO (CO, KS, NM, OK, UT, WY)  
Eleventh Circuit, Atlanta, GA (AL, FL, GA)

This letter is not meant to suggest that the filing of a complaint of judicial misconduct is appropriate in your situation. It is intended only to inform you and suggest that any complaint that is to be filed should be filed first under those procedures.

If a party has availed itself of the Judicial Councils Reform and Judicial Conduct and Disability Act procedures, and remains dissatisfied, they may implore a Member of the House to bring such a complaint to the attention of the Judiciary Committee.

Again, this letter is not meant to suggest that you file a complaint under the 1980 Act or that you contact your representative requesting that a formal complaint be filed. I hope this assists in informing you as to the procedures established by Congress and followed by the Judiciary Committee.

Sincerely,



Howard Coble  
Chairman  
Subcommittee on Courts  
and Intellectual Property

HC:bmv

Category	Sub-category	Value
Energy	Energy consumption	1000
	Energy efficiency	1000
	Energy production	1000
	Energy storage	1000
	Energy transport	1000
	Energy conversion	1000
	Energy distribution	1000
	Energy management	1000
	Energy monitoring	1000
	Energy control	1000
Water	Water consumption	1000
	Water efficiency	1000
	Water production	1000
	Water storage	1000
	Water transport	1000
	Water conversion	1000
	Water distribution	1000
	Water management	1000
	Water monitoring	1000
	Water control	1000
Air	Air consumption	1000
	Air efficiency	1000
	Air production	1000
	Air storage	1000
	Air transport	1000
	Air conversion	1000
	Air distribution	1000
	Air management	1000
	Air monitoring	1000
	Air control	1000
Land	Land consumption	1000
	Land efficiency	1000
	Land production	1000
	Land storage	1000
	Land transport	1000
	Land conversion	1000
	Land distribution	1000
	Land management	1000
	Land monitoring	1000
	Land control	1000



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to  
File No.

219 South Dearborn Street  
Chicago, Illinois 60604  
January 28, 1997

Gerard Achor

Dear Mr. Achor:

We are in receipt of your letter alleging corruption in the Federal District Court in Chicago, Illinois. Based upon a thorough review of the letter and enclosed documents, it does not appear that the information set forth is sufficient to warrant an investigation at this point by the Federal Bureau of Investigation.

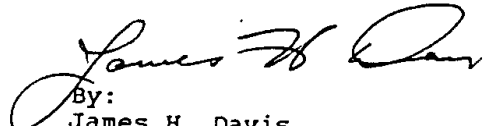
We thank you for bringing this matter to our attention and regret that we are unable to assist you further. We are returning your documents for your records.

Should you have additional pertinent information we request that you provide it promptly to our attention for further consideration.

If you have any questions, please contact Supervisory Special Agent James H. Davis at (312) 786-2685.

Sincerely,

Herbert L. Collins, Jr.  
Special Agent in Charge

  
By:  
James H. Davis  
Supervisory Special Agent



# United States Senate

WASHINGTON, DC 20510

March 1, 2001

Ms. Linda Achor

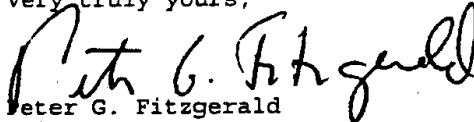
Dear Ms. Achor:

Thank you for contacting my office about your concerns. My staff has contacted the Department of Justice and has learned that you need to contact the Department of Justice at the following address and telephone number: 202. 514-2000

U.S. Department of Justice  
950 Pennsylvania Avenue NW  
Washington, DC 20530-0001

Again, thank you for contacting my office. Good luck in your future endeavors.

Very truly yours,

  
Peter G. Fitzgerald  
United States Senator

PGF/lam



United States Attorney  
Northern District of Illinois

Everett McKinley Dirksen Building  
219 S. Dearborn St., 5th Floor  
Chicago, IL 60604

February 22, 2006

Linda Achor

Dear Ms. Achor:

This letter is to acknowledge receipt of your recent correspondence by this office. Your complaint does not form the basis for any action by the United States Attorney's Office. Therefore, we cannot be of assistance to you regarding this matter.

Your documents, book and video are being returned and are enclosed.

Very truly yours,

PATRICK J. FITZGERALD  
United States Attorney

By: Screening Committee

Enclosures

*This is the video that I  
told you about. This is the  
video that Jones was asking  
Patrick Fitzgerald to appear  
on with him I'll send that  
to you though the mail*

*I will be sending you that very  
soon along with the book soon. Linda  
P.S. In my opinion you should get another trial  
DON'T you think no wonder he wants to represent  
you.*



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UPS Uni

Tracking

Log-In User ID: Password:

☐ | Forgot Password

→ **Track by Tracking Number**

→ Track by E-mail  
→ Import Tracking  
Numbers

→ **Track by Reference Number**

→ Track by Freight Tracking  
Number

→ Track by Freight Shipment  
Reference

→ Track with Quantum View

→ Sign Up for Signature  
Tracking

→ Void a Shipment

→ Help

**Track by Tracking Number**

**View Details**

**Status:** Delivered  
**Delivered on:** 02/02/2006 3:16 P.M.  
**Signed by:** CAMPBELL  
**Location:** MAIL ROOM  
**Delivered to:** CHICAGO, IL, US  
**Shipped or Billed on:** 02/01/2006  
  
**Tracking Number:** 1Z 89W A97 A8 5504 488 4  
**Service Type:** NEXT DAY  
**Weight:** 10.00 Lbs

DONNA SECRETARY  
who does out  
The MAIL said US  
ATTY FITZGERALD GOT  
IT AND READ IT  
DONNA  
62039  
EXT

**Package Progress:**

Location	Date	Local Time	Activity
CHICAGO, IL, US	02/02/2006	3:16 P.M.	DELIVERY
	02/02/2006	8:11 A.M.	OUT FOR DELIVERY
	02/02/2006	4:17 A.M.	ARRIVAL SCAN
ADDISON, IL, US	02/02/2006	3:36 A.M.	DEPARTURE SCAN
ADDISON, IL, US	02/01/2006	10:27 P.M.	ARRIVAL SCAN
WESTMONT, IL, US	02/01/2006	9:21 P.M.	DEPARTURE SCAN
	02/01/2006	8:46 P.M.	ORIGIN SCAN
US	02/01/2006	7:19 P.M.	BILLING INFORMATION RECEIVED

Tracking results provided by UPS: 02/14/2006 8:13 A.M. Eastern Time (USA)

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<http://wwwapps.ups.com/WebTracking/processRequest>

02/14/2006

MAIL ROOM  
312-353-2634  
TRAVIS  
312-435-3610  
DIRKSEN FEDERAL  
BLDG PATRICK  
FITZGERALD.

312-353-5836  
353-5300

CASE C

**Case C: Mannix Case Nos. 05 C 7232, 07 C 3561, 08 C 1883, 09 C 103; Seventh Circuit Case Nos. 06-1257, 06-1272 & 06-1281, 06-2120, 06-2369 & 06-2435, 09-1468**

**Summary:** Mannix Case evidences intentional spoliation of evidence and the creation of false records for the sole purpose of obstructing equal access to the law and due process of law regarding apparent racketeering activity in the nation's family courts allegedly involving state and federal officials in conspiracy with organized crime entities and allegedly involving theft of honest services and fraud against the government including but not limited to refusing access to the judicial audiotape record to create an accurate record for appeal.

**Statement of Facts:** That in April 2002, state court agents in the Circuit Court of Cook County Family Court, Richard J. Daley Center, Chicago, Illinois initiated a pattern of racketeering activity in Dr. Mannix's family's domestic violence and child support case because they erroneously believed Dr. Mannix to be the heiress of the Rand McNally map company fortune. Dr. Mannix's predecessor's applied gyroscopic principles to create the instruments for instrument flight and many other applications. A spin-off of their first company, Sperry Gyroscope Company, was called Sperry Rand Corporation. State court agents confabulated that Dr. Mannix was somehow associated with the unrelated company, Rand McNally.

In retaliation for Dr. Mannix standing up to the RICO crimes, the state court illegally seized her children in an *ex parte* proceeding on October 31, 2005 for which she has NEVER gotten an evidentiary hearing. In 2006, multiple public officials commenced multiple attempts to falsely incarcerate Dr. Mannix up to and including the **alleged failed attempt by Illinois Attorney General Lisa Madigan on June 9, 2009**. Dr. Mannix has lost in excess of one millions dollars as a direct result of the extortion under color of official right and extortion induced with the wrongful use of actual or threatened force, violence, or fear by Illinois public officials.

Concurrently, Dr. Mannix, who is a dual track PhD in clinical psychology and research neuroscience, began collecting material evidence of the family court RICO crimes and co-founded an organization in 2005 to fight the wide-spread RICO crimes in Illinois' family courts called Illinois Family Court Accountability Advocates (IFCAA). Also in June 2005, IFCAA Co-Founders, Dr. Mannix and Karyn Mehringer interviewed with FBI-Chicago. On June 19, 2006, IFCAA issued their first national press release in response to which she was contacted by mob family informants.

The mob informants provided Dr. Mannix with evidence of an interstate criminal enterprise allegedly involving state and federal officials for personal financial gain from private, commercial, and government funds. IFCAA began putting the mob informant-provided evidence into the records of IFCAA co-members' state and federal cases and **the response was staggering**. Judges immediately quit the bench or recused from cases. However, judges and other officials also retaliated against Dr. Mannix, her children, and her IFCAA co-members. Co-members were falsely incarcerated and Dr. Mannix and two other moms' personal information was released in a fraudulent Intelligence Bulletin and was turned in to the Illinois Statewide Terrorism Intelligence Agency as alleged domestic terrorists by ex-judge Karen Shields **on the day** a pleading with attached mob documents allegedly associated with the judge was to be presented, August 17, 2006. That evening, two Cook County Sheriff's Police Detectives harassed one of the moms at her home.

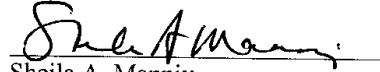
**Conclusion:** On October 13, 2006, Dr. Mannix gave direct testimony under oath which resulted in a judicial bribery scheme finding from the First District Appellate Court in Chicago. However, to date, Dr. Mannix has been unable to find a federal official who will stop the RICO crimes against the nations' children, including her own, through the public corruption in the state governments and family courts in alleged conspiracy with federal officials.

- Exhibit A:** (Consolidated) USDC Case No. 09 C 103, Mannix v. Madigan, et al, Notice of Motion for February 19, 2009 and two motions before Chief Judge Holderman with service to U.S. Attorney Patrick Fitzgerald:
- (a) **Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts** filed February 9, 2009.
  - (b) **Motion for Discussion Regarding Partial Change of Venue to Washington, D.C. Due to Alleged Involvement of Federal Officials in Chicago** filed February 13, 2009.
- Exhibit B:** Notice of Appeal filed February 23, 2009; Case No.09-1468; pending
- Exhibit C:** (Consolidated) March 13, 2009 and June 19, 2006 IFCAA Press Releases
- Exhibit D:** (Consolidated) Regarding USDC Case No.05 C 7232
- (a) U.S. Supreme Court Writ of Certiorari Short-form Brief (without Appendices)
  - (b) October 26, 2007 docketing letter
  - (c) January 7, 2008 denial letter
- Exhibit E:** (Consolidated) Seventh Circuit Orders in 2006 Appeals Case Nos. 06-1257, 06-1272 & 06-1281, 06-2120, 06-2369 & 06-2435
- (a) May 22, 2006 Judges Easterbrook, Kanne & Evans
  - (b) July 12, 2006 Judges Easterbrook, Kanne & Evans
  - (c) July 17, 2006 Judges Easterbrook, Kanne & Evans
  - (d) August 1, 2006 "By the Court"
  - (e) September 8, 2006 Judge Bauer
  - (f) September 28, 2006 Judge Bauer
- Exhibit F:** (Consolidated) Regarding USDC Case Nos.08 C 1883 and 09 C 103
- (a) Denial Order of April 18, 2008 for **Motion for Stay Pending Completion of April 2, 2008 transcript and Confirmation of 4/2/08 & 4/3/08 Transcripts' Accuracy with Audio Recordings** filed April 18, 2008.
  - (b) Denial Order of February 12, 2009 and **Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts** filed February 3, 2009.
  - (c) Denial Order of March 11, 2009 and **Motion for Order Regarding Denial of "Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts"** filed February 24, 2009.

(d) Denial Order of March 16, 2009 and **Motion for Order to Review the Audio Recording of the 02-19-09 Proceeding Before Chief Judge Holderman to Correct the Transcript** filed March 10, 2009.

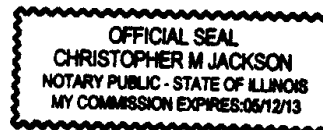
- Exhibit G: (Consolidated) **Sampling** of Correspondence with FBI and U.S. Attorney's Offices in Chicago and Washington D.C. regarding Chicago's Public Corruption
- (a) September 16, 2005 Chicago District U.S. Attorney Office Response to Dr. Mannix
  - (b) September 26, 2005 Chicago District U.S. Attorney Office Response to IFCAA Co-Founder and Co-Member Karyn Mehringer
  - (c) October 17, 2005 Chicago District U.S. Attorney Office Response to IFCAA Co-Founder and Co-Member Karyn Mehringer
  - (d) April 26, 2006 Chicago District U.S. Attorney Office Response to Dr. Mannix
  - (e) May 8, 2006 Executive Office of U.S. Attorneys Response to Dr. Mannix
  - (f) October 23, 2006 Executive Office of U.S. Attorneys Response to Anne M. Adams, who fled to Europe with her children due to false arrest threats by ex-judge Karen Shields
  - (g) June 6, 2007 Letter from U.S. Congressman Lipinski to Chief Judge Evans of Cook County Circuit Court upon receipt of information from Illinois Speaker of the House Michael Madigan (step-father of Illinois Attorney General Lisa Madigan) Office regarding IFCAA Co-Founder and Co-Member Karyn Mehringer's Cook County, Illinois case. Copied to Illinois Attorney General Lisa Madigan
  - (h) June 18, 2007 Letter from State of Washington Attorney General's Office to U.S. Attorney Patrick Fitzgerald and Illinois Attorney General Lisa Madigan's Office regarding IFCAA Co-Member Thorsten Lundsgaarde, MD's Cook County, Illinois case.
  - (i) June 22, 2007 FBI-Chicago's Response to Dr. Mannix
  - (j) February 13, 2009 Chicago District U.S. Attorney Office Response to Dr. Mannix

Respectfully Submitted,

  
Sheila A. Mannix

SUBSCRIBED and SWORN to before me on  
this 20th day of July 2009.

  
NOTARY PUBLIC



Federal Courts in Chicago, Illinois  
Spoliation of the Record

A



IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

SHEILA A. MANNIX

Plaintiff,

v.

LISA MADIGAN, et al.

Defendants.

Case No. 09 C 103

Chief Judge Holderman

RECEIVED

FEB 13 2009

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

**NOTICE OF MOTION**

The Honorable James F. Holderman  
United States Courthouse  
Dirksen Federal Building Room 2548  
219 South Dearborn Street  
Chicago, IL 60604

Patrick J. Fitzgerald, US Attorney  
United States Attorney's Office  
Northern District of Illinois, Eastern Division  
219 South Dearborn Street, 8th Floor  
Chicago, IL 60604

PLEASE TAKE NOTICE that on Thursday, February 12, 2009 at 9:30 a.m. or as soon thereafter as pro se litigant may be heard, I shall appear before the Honorable James F. Holderman in Courtroom 2541 of the Everett McKinley Dirksen, United States Courthouse, 219 South Dearborn Street, Chicago, IL 60604, and shall there and then present my Motion for Discussion Regarding Partial Change of Venue to Washington, D.C. Due to Alleged Involvement of Federal Officials in Chicago in conjunction with my previously noticed and served Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts transferred from Judge Shadur on 02/12/09. New motion hand-delivered to Chief Judge Holderman and to US Attorney Fitzgerald on Friday, February 13, 2009.

Date: February 13, 2009

Respectfully Submitted,

*Sheila Mannix*  
SHEILA A. MANNIX  
318 W. Half Day Rd., #196  
Buffalo Grove, Illinois 60089  
(847) 971-6679

Courtesy Copies of (1) Motion for Order to File Mob Family Informant's Affidavit Under Seal, (2) Motion for Order to File Affidavit of IFCAA Co-Member Under Seal, (3) Third Supplemental Filing in Support of Complaint: Lake County Recorder's Office Document 6324306, (4) Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts, and (5) Motion to Reconsider Order of 01/14/09 and Request for Leave to File Amended Complaint with Assistance of Court-Appointed Counsel Due to Judicial Bribery Scheme Ruling of April 2, 2008, hand-delivered to Chief Judge Holderman on Friday, February 13, 2009. Said documents previously hand-delivered to US Attorney Fitzgerald in addition to complaint, two supplemental filings, and motion for protective order under 18 U.S.C. § 1514.

ERB

RECEIVED  
FEB 09 2009  
MILTON I. SHADUR  
SENIOR U.S. DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

SHEILA A. MANNIX	)	Case No. 09 C 103
Plaintiff,	)	
	)	The Honorable Milton I. Shadur
v.	)	Judge Presiding
	)	
LISA MADIGAN, et al.	)	Magistrate Judge Sidney I. Schenkier
Defendants.	)	
	)	Jury Demand Requested

MOTION FOR ORDER UNDER 18 U.S.C. § 3332 TO INFORM A SPECIAL GRAND  
JURY OF ALLEGED RICO OFFENSES IN ILLINOIS' FAMILY COURTS

COMES NOW, on this 9th day of February 2009, the Plaintiff, SHEILA A. MANNIX (hereinafter, "Dr. Mannix"), unrepresented and indigent, as and for her Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts, to respectfully move Judge Shadur to enter an order informing a special grand jury of "offenses against the criminal laws of the United States alleged to have been committed within that district" so that a special grand jury can "inquire into" said offenses by examining direct testimony of Dr. Mannix and many other citizens who are victims of said offenses against the criminal laws of the United States in Illinois' family courts in this district and further relief. In support thereof, Dr. Mannix states as follows:

1. That this motion is grounded in fact and law.
2. That this Court has jurisdiction over this matter and has the authority, responsibility, and duty to grant the relief requested herein pursuant to his Oath of Office. [See Exhibit A from DOJ Criminal Resource Manual.]
3. That Dr. Mannix is the plaintiff and moving party herein.

4. That Dr. Mannix has filed two federal civil actions under the RICO Act, Case Nos. 08 C 1883 and 09 C 103, after obtaining a judicial bribery scheme ruling in the First District Appellate Court on February 27, 2008, which was withdrawn and corrected on April 2, 2008, as a direct result of her hour-long testimony on October 13, 2006. ["Dr. Sheila Mannix of the IFCAA<sup>1</sup> assisted Lynch in bringing charges and filing complaints against the corrupt judges. Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme." *D'Agostino v. Lynch*, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446.]
5. That the Illinois Supreme Court denied Lynch's appellate attorney Thomas Durkin's Petition for Leave to Appeal on September 24, 2008 and that no other appeal was filed such that the appellate court's judicial bribery scheme ruling stands unopposed.
6. That the First District Appellate Court's April 2, 2008 opinion established that "offenses against the criminal laws of the United States" have been committed by public officials in Chicago.
7. That 18 U.S.C. § 3332: Powers and duties, states in pertinent part:
- (a) It shall be the duty of each such grand jury impaneled within any judicial district to inquire into offenses against the criminal laws of the United States alleged to have been committed within that district. Such alleged offenses may be brought to the attention of the grand jury by the court or by any attorney appearing on behalf of the United States for the presentation of evidence. Any such attorney receiving information concerning such an alleged offense from any other person shall, if requested by such other person, inform the grand jury of such alleged offense, the identity of such other person, and such attorney's action or recommendation. [Emphasis added by Dr. Mannix.]

<sup>1</sup> IFCAA is Illinois Family Court Accountability Advocates, a lawful, volunteer, non-profit organization co-founded in 2005 by Karyn Mehlinger and Dr. Mannix and operating under said assumed name for the non-profit organization Dr. Mannix incorporated in 1995 called, *In All Our Best Interest*.

(b) Whenever the district court determines that the volume of business of the special grand jury exceeds the capacity of the grand jury to discharge its obligations, the district court may order an additional special grand jury for that district to be impaneled.

8. That, under 18 U.S.C. § 3332(a), Dr. Mannix is seeking an order by Judge Shadur informing a special grand jury of "offenses against the criminal laws of the United States alleged to have been committed within that district" so that the special grand jury can "inquire into" said offenses by examination of direct testimony of Dr. Mannix and many other citizens who are victims of said offenses against the criminal laws of the United States in Illinois' family courts in this district.
9. That, under 18 U.S.C. § 3332(b), Dr Mannix is further seeking an order by Judge Shadur directing that an additional special grand jury be impaneled to handle the volume of business regarding said offenses against the criminal laws of the United States in Illinois' family courts in this district such that said grand jury can fully discharge its obligations under federal law.
10. That under federal constitutional and statutory law, Dr. Mannix has an ascertainable right to the relief requested herein and as such she has noticed the U.S. Attorney Patrick J. Fitzgerald of same if, humbly and respectfully, pursuant to his Oath of Office, Judge Shadur erroneously believes that Dr. Mannix's request of him is discretionary.

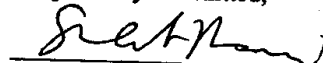
**WHEREFORE**, your Plaintiff, SHEILA A. MANNIX, for reasons clearly set forth herein, in good faith and for just cause, and warranted in law and in fact, respectfully prays for as follows:

- A. An order by Judge Shadur informing a special grand jury of offenses against the criminal laws of the United States alleged to have been committed within this district;

- B. An order by Judge Shadur directing that an additional special grand jury be impaneled to handle the business regarding said offenses against the criminal laws of the United States in Illinois' family courts in this district such that said grand jury can fully discharge its obligations under federal law.

Date: February 9, 2009

Respectfully Submitted,



SHEILA A. MANNIX

## EXHIBIT A

### **158 Impaneling Special Grand Juries**

As provided in 18 U.S.C. § 3331(a), the district court in every judicial district having more than four million inhabitants must impanel a special grand jury at least once every eighteen months (unless a special grand jury is then sitting); and the district court must also impanel a special grand jury when the Attorney General, Deputy Attorney General, or a designated Assistant Attorney General certifies in writing to the chief judge of the district that in his/her judgment, a special grand jury is necessary "because of criminal activity in the district." (See 28 C.F.R. § 0.59 under which the Assistant Attorney General in charge of the Criminal Division is designated to make certifications under 18 U.S.C. § 3331.)

District courts are authorized under 18 U.S.C. § 3332(b) to impanel additional special grand juries when the special grand juries already impaneled have more business than they can properly handle. When impaneling additional special grand juries, a court should make a finding as to the need; and a court should always make it clear that the special grand jury is being impaneled under 18 U.S.C. § 3331 (and is therefore not subject to the limitations of a regular grand jury). See *Wax v. Motley*, 510 F.2d 318 (2d Cir. 1975).

The special grand jury has a duty under 18 U.S.C. § 3332(a) "to inquire into offenses against the criminal laws of the United States alleged to have been committed within that district." Such alleged offenses may be brought to the jury's attention by the court or by any attorney appearing for the United States to present evidence to the jury. It is incumbent upon any such government attorney to whom it is reported that a Federal offense was committed within the district, if the source of information so requests, to refer the information to the special grand jury, naming the source and apprising the jury of the attorney's action or recommendation regarding the information.

[cited in USAM 9-11.101; USAM 9-11.300]

[http://www.usdoj.gov/usao/eousa/foia\\_reading\\_room/usam/title9/crm00158.htm](http://www.usdoj.gov/usao/eousa/foia_reading_room/usam/title9/crm00158.htm)

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

SHEILA A. MANNIX  
Plaintiff,

v.

LISA MADIGAN, et al.  
Defendants.

Case No. 09 C 103

Chief Judge Holderman MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

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FEB 13 2009

**MOTION FOR DISCUSSION REGARDING PARTIAL CHANGE OF VENUE TO  
WASHINGTON, D.C. DUE TO ALLEGED INVOLVEMENT OF  
FEDERAL OFFICIALS IN CHICAGO**

COMES NOW, on this 13th day of February 2009, the Plaintiff, SHEILA A. MANNIX (hereinafter, "Dr. Mannix"), unrepresented and indigent, as and for her **Motion for Discussion Regarding Partial Change of Venue to Washington, D.C. Due to Alleged Involvement of Federal Officials in Chicago**, to respectfully move Chief Judge Holderman to discuss with Dr. Mannix issues of jurisdiction and venue during the presentation of her motion transferred from Judge Shadur on February 12, 2009, namely, **Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts**. In support thereof, Dr. Mannix states as follows:

1. That this motion is grounded in fact and law and involves grave matters of public interest.
2. That on February 12, 2009, Judge Shadur transferred to Chief Judge Holderman Dr. Mannix's **Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts**. [Dr. Mannix appreciates that it is a mandatory duty of federal judges to uphold the U.S Constitution, that the US Attorney is statutorily required to present evidence to the grand jury, and that her request for direct testimony to the grand jury of

victims with "injuries in fact" and "judicially cognizable interests in the prosecution" is discretionary.]

3. That, based on Dr. Mannix's direct testimony on October 13, 2006, which resulted in a judicial bribery scheme ruling<sup>1</sup>, this matter involves three components of alleged offenses against the criminal laws of the United States alleged to have been committed within this district as well as in multiple other districts in the United States by state and federal public officials as follows:

- a. Racketeering predicate acts which meet the elements of RICO Act violations in state family courts primarily involving bribery, extortion under color of official right and the wrongful use of actual fear of harm to litigant-victims' children, and tampering with and retaliation against victims and witnesses including child victims and witnesses.
- b. Fraud against the federal government involving federal funding associated with "family court rackets" involving but not limited to "domestic violence," "child support enforcement," and "responsible fatherhood" federal funds.
- c. Apparent involvement of territorialized organized crime families in the "family court rackets."

4. That Dr. Mannix is of information and belief that federal officials in Chicago are allegedly involved in component (c) above. [See **Motion for Order to File Mob Family Informant's Affidavit Under Seal**. Courtesy Copy provided to Chief Judge Holderman on February 13, 2009. Courtesy Copy provided to US Attorney Fitzgerald on February 3, 2009.]

5. That Dr. Mannix asserts that the interests of justice demand that matters involving alleged involvement of local federal officials cannot be heard in this district due to a *prima facie* question of lack of impartiality and conflict of interest as well as jurisdictional issues.

<sup>1</sup> "Dr. Sheila Mannix of the IFCAA assisted Lynch in bringing charges and filing complaints against the corrupt judges. Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme." D'Agostino v. Lynch, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446.



6. That Dr. Mannix requests a discussion regarding the "Jurisdiction Pandora's Box" this matter involves such that the interests of justice demand:

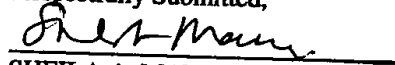
- a. That components (a) and (b) above be separated from component (c) such that alleged offenses against the criminal laws of the United States by state public officials in circuit family courts be handled by the local federal districts of said family courts.
- b. That component (c) above be transferred to the attention of U.S. Attorney General Eric Holden in Washington, D.C. such that evidence regarding same be prohibited in the local district courts' prosecutions.

7. That Dr. Mannix humbly and respectfully requests the relief herein so that Chicago's U.S. Court and U.S. Attorney can take the point to stop the nation's family court rackets in obedience to federal constitutional and statutory law and, more importantly, in obedience to our shared moral and civil duty to the nation's disenfranchised children who are wrongfully being deprived of their liberty and interests in property about which duty Dr. Mannix is of information and belief some mob bosses still hold sacred as well. Suffice to say that the recent successful prosecutions of Judges Ciavarella and Conahan by the cooperative efforts of US Attorneys and FBI and IRS agents in Pennsylvania support Dr. Mannix's repeated written and oral assertions in state and federal court records regarding the profound gravity of this intimately related public interest matter. [Also see Dr. Mannix's invited speech at [www.dcrally2007.com](http://www.dcrally2007.com), Left Menu: Speakers, Left Menu: Sheila Mannix]]

WHEREFORE, your Plaintiff, SHEILA A. MANNIX, for reasons clearly set forth herein, in good faith and for just cause, and warranted in law and in fact, respectfully prays that Chief Judge Holderman allow a discussion on jurisdiction and venue as clearly set for herein.

Date: February 13, 2009

Respectfully Submitted,

  
SHEILA A. MANNIX

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Case No. \_\_\_\_\_

FEB 23 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

SHEILA A. MANNIX )  
Plaintiff, )

v. )

LISA MADIGAN, et al. )  
Defendants. )

Case No. 09 C 103

The Honorable Milton I. Shadur  
The Honorable James F. Holderman

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2009 FEB 23 P 1:04  
UNITED STATES ATTORNEY  
NORTHERN DISTRICT  
CHICAGO, ILLINOIS

NOTICE OF APPEAL

The Honorable James F. Holderman  
United States Courthouse  
Dirksen Federal Building Room 2388  
219 South Dearborn Street  
Chicago, IL 60604

The Honorable Milton I. Shadur  
United States Courthouse  
Dirksen Federal Building Room 2548  
219 South Dearborn Street  
Chicago, IL 60604

Patrick J. Fitzgerald, US Attorney  
United States Attorney's Office  
Northern District of Illinois, Eastern Division  
219 South Dearborn Street, 5th Floor  
Chicago, IL 60604

Notice is hereby given that Sheila A. Mannix, who is unrepresented and indigent, and is the Plaintiff in the above-captioned case, a civil RICO complaint, hereby appeals to the United States Court of Appeals for the Seventh Circuit from the final judgment (a) dismissing the action (without prejudice), (b) denying Plaintiff's ***Ex Parte Motion for Protection Order Instantly Due to Fully Documented Tampering With and Retaliation Against Witnesses and Victims Under 18 U.S.C. §§ 1512 and 1513*** and application to proceed in forma pauperis, and (c) denying as moot motion for appointment of counsel entered in this action on the 14th day of January 2009.

And hereby appeals from the post-judgment order entered in this action on the 12th day of February 2009 denying Plaintiff's timely-filed (1) **Motion to Reconsider Order of 01/14/09 and Request for Leave to File First Amended Complaint with Assistance of Court-Appointed Counsel Due to Judicial Bribery Scheme Ruling of April 2, 2008**, (2) **Motion for Order to File Mob Family Informant's Affidavit Under Seal**, and (3) **Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts**.

EXC

And, pending receipt of audio recording of the proceeding, hereby appeals from the rulings of Chief Judge Holderman stated on February 19, 2009 regarding Plaintiff's (1) **Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts**, (2) **Motion for Discussion Regarding Partial Change of Venue to Washington, D.C. Due to Alleged Involvement of Federal Officials in Chicago**, (3) **Motion for Order to File Affidavit of IFCAA Co-Member Under Seal**, and (4) **Motion for Order to File Mob Family Informant's Affidavit Under Seal**. The latter two motions as put before Chief Judge Holderman by Judge Shadur as follows: "*Your motion to file something under seal is denied. There is no filing, except I don't know if that's something that you have linked up with your motion for reconvening or for convening some special grand jury, but at least here that's denied.*" [Uncorrected Report of Proceedings, February 12, 2009, Page 7, Line 22 to Page 8, Line 1]

Date: February 23, 2009

Respectfully submitted,

  
SHEILA A. MANNIX  
Plaintiff / Pro Se Litigant

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that true and correct **Courtesy Copies** of the foregoing documents in the above-captioned matter were served upon the below named at the addresses indicated by **hand-delivery** on February 23, 2009.

The Honorable James F. Holderman  
United States Courthouse  
Dirksen Federal Building Room 2388  
219 South Dearborn Street  
Chicago, IL 60604

The Honorable Milton I. Shadur  
United States Courthouse  
Dirksen Federal Building Room 2548  
219 South Dearborn Street  
Chicago, IL 60604

Patrick J. Fitzgerald, US Attorney  
United States Attorney's Office  
Northern District of Illinois, Eastern Division  
219 South Dearborn Street, 5th Floor  
Chicago, IL 60604

  
SHEILA A. MANNIX  
Plaintiff / Pro Se Litigant

EX C  
EX R

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IFCAA has compiled evidence to prove the racketeering enterprise consists of the pattern of practice of state court agents artificially generating high conflict divorce and post-divorce cases to create protracted, costly litigation - often targeting cases with documented perpetrators of domestic violence who want to avoid child support obligations and exploiting the protective parents who are willing to lose everything to protect their children.

A review of Cook County Circuit Court case files show that if there are no family assets, then there is no protracted litigation - no custody battle, no child attorney, no custody evaluations, no forced therapy.

If assets, unnecessary court-appointed child attorneys in concert with unethical and dishonest divorce attorneys launch the racketeering enterprise by acting in direct opposition to legally-mandated fiduciary obligations to act in the best interest of their adult and child clients.

Fraudulent "custody evaluations" are created by court-appointed evaluators who generate reports without scientific validity or evidence to support false allegations and/or conclusions. Court-ordered therapists enable abuse and racketeering enterprise. Supervised visitation businesses are in league with child attorneys, evaluators and therapists.

False reports are used to coerce one party (the protective parent and primary caretaker) under the duress of the threat of the loss of total custody into unfair settlements and the payment of litigation costs to multiple state court agents in direct violation of statutory law.

IFCAA members are meeting with the Executive Director of the Judicial Inquiry Board, Kathy Twine, on Friday, June 23, 2006. A meeting is being scheduled with John Lagatutta, Deputy Director for State-Wide Enforcement, Illinois Department of Financial and Professional Regulation. The Attorney Registration and Disciplinary Commission is currently investigating a court-appointed child representative.

IFCAA co-founder, Karyn Mehringer (Freeman) among others have worked with numerous legislators for past two years amending and/or creating new laws dealing with child attorneys, domestic violence and child custody evaluations. Senate Bill 98 and House Bill 360 were signed into law by Governor Blagojevich in July and August, 2005, respectively. House Bill 4216 targeting how child custody evaluations are being conducted in the State of Illinois was pulled from the Legislative Session in January of 2006 because Judiciary Committee refused to support the need to have state wide guidelines on how child custody evaluations are conducted in the State of Illinois.

This is a national public interest crisis that is costing taxpayers multimillions and immeasurable social losses, exacted on the backs of the nation's children.

Resource for older children:

[www.courageouskids.net](http://www.courageouskids.net)

Contacts:

Illinois Family Court Accountability Advocates (IFCAA)  
Karyn Mehringer (Freeman) and Sheila Mannix, (708) 323-6040  
[www.illinoisfamilycourtadvocates.org](http://www.illinoisfamilycourtadvocates.org)

National Alliance for Family Court Justice  
Liz Richards, (703) 658-3543  
[lizgoal@aol.com](mailto:lizgoal@aol.com)

Foundation for Court Reform  
Yvonne Allen, (314) 965-1228  
[www.FoundationForCourtReform.com](http://www.FoundationForCourtReform.com)

Press Release Source: Illinois Family Court Accountability Advocates (IFCAA)

IFCAA PRESS RELEASE

**Chicago-based IFCAA Calls for Attorney General Lisa Madigan to Resign**

***Illinois' Pay-to-Play Parenthood and Family Court Corruption Must End***

Chicago – March 13, 2009 - Today, Illinois Family Court Accountability Advocates (IFCAA) announces that on April 2, 2008, the organization's efforts resulted in an appellate court finding of a judicial bribery scheme in Chicago's courts based on the hour-long testimony of co-founder, Dr. Sheila Mannix, on October 13, 2006 as follows:

**"Dr. Sheila Mannix of the IFCAA assisted Lynch in bringing charges and filing complaints against the corrupt judges. Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme." D'Agostino v. Lynch, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446.**

Dr. Mannix did not disclose information about White because the allegedly involved state court judge presiding over the hearing, who quit the bench within weeks of the proceeding, would not provide protection for the mob family informant from whom information was obtained.

Illinois Attorney General Lisa Madigan still has not contacted IFCAA about the finding of judicial crime but has continued to defend the now verified corrupt judges in Illinois' family courts. Moreover, she has apparently participated in retaliation against Illinois citizens standing up to the established public corruption after evidence indicating alleged participation of Madigan in the corruption was entered into the Illinois Supreme Court record on September 19, 2007.

On December 9, 2008, after the arrest of ex-Governor Rod Blagojevich, U.S. Attorney Patrick Fitzgerald of the Northern District Illinois stated:

"But the - - if the charges set forth in the complaint are true, it is an appalling statement about what's been happening in Illinois government with Governor Blagojevich and his chief of staff. And what it tells us is that it's great to have the FBI and their colleagues working on this, but we need people in the public to stand up and say, "Enough." And if people start hearing things that they feel is untoward or improper, it - - we need them to come forward."

IFCAA has been saying **"Enough to Illinois' Pay-to-Play Parenthood"** since June 2005 when IFCAA co-founders Karyn Mehringer and Dr. Mannix were interviewed by FBI-Chicago about the evidence of Illinois' family court corruption. In retaliation, Dr. Mannix's teenagers were judicially kidnapped in October 2005 by the late Judge Donegan, who was named during Dr. Mannix's October 2006 testimony. By year's end, Mehringer was threatened with false incarceration from the bench by ex-judge Karen G. Shields, who was also named.



## IFCAA PRESS RELEASE

IFCAA has been saying **"Enough to Illinois' Pay-to-Play Parenthood"** since their June 19, 2006 press release and within two months three IFCAA co-members and moms, including Mehringer and Mannix, were turned in as alleged domestic terrorists by ex-judge Shields who quit the bench within months of Dr. Mannix's 2008 Judicial Inquiry Board Complaint based on the April 2008 judicial bribery scheme finding. [See Lake County Recorder's Office Document No. 6324306]

IFCAA has been saying **"Enough to Illinois' Pay-to-Play Parenthood"** and has shouldered two IFCAA co-members being falsely incarcerated by a judge who quit the bench within weeks of the first false incarceration (October 2006) and by Donegan who was mysteriously found dead at the bottom of his basement stairs with a severely broken neck from an alleged accident within a month of the second false incarceration and within a week of failing to falsely incarcerate Dr. Mannix on February 23, 2007.

IFCAA has courageously continued to say **"Enough to Illinois' Pay-to-Play Parenthood"** when on February 19, 2009 Chief Judge James Holderman of the US District Court in Chicago directed an Assistant US Attorney to handle Dr. Mannix's request for a Sec. 3332 Special Grand Jury under Dr. Mannix's civil RICO complaint Case No. 09 C 103, **Mannix v. Madigan, et al**, and within eight (8) days, Dr. Mannix's children were once again retaliated against and Dr. Mannix was again threatened with false incarceration by another apparently involved family court judge, and named-defendant in Mannix's RICO action, who then left the family court within one week, on March 9, 2009.

In total, as the apparent result of IFCAA's efforts since 2006, eight (8) judges have prematurely left the bench and four judges have left the family court.

But what do citizens do when they respond to U.S. Attorney Fitzgerald's "Call to Action" to report Illinois' public corruption and obey their civil and moral duties to uphold the U.S. and Illinois Constitutions in the face of allegedly corrupt public officials who are violating their Oaths of Office and fiduciary contracts funded by taxpayers' hard-earned money who are retaliating against them and their children?

Dr. Mannix's simple reply is to quote American Patriot Susan B. Anthony, "Resistance to tyranny is obedience to God." Failure is not an option. The children who live unprotected every day as a result of greed-driven public corruption are counting on us. We must trust that U.S. Attorney Fitzgerald will someday protect us under Sec. 1514. The record has been established. If ex-governor Blagojevich was removed and Senator Burris should resign, then it is in Illinois' best interest for Attorney General Lisa Madigan to resign or be removed."

Contact Information and for Past Press Releases: IFCAA Co-Founders:

Karyn Mehringer, MA, [karyn1005@aol.com](mailto:karyn1005@aol.com), (708) 323-6040

Sheila Mannix, PhD, [sheilamannix@yahoo.com](mailto:sheilamannix@yahoo.com), (847) 971-6679

[www.dcrally2007.com](http://www.dcrally2007.com) Left Menu: Speakers Left Menu: Sheila Mannix

[www.YouTube.com/measlesofmankind](http://www.YouTube.com/measlesofmankind)

Lake County Recorder's Office Document No. 6324306, Dr. Mannix's unopposed affidavit, can be accessed at <http://www.lakecountyil.gov/Recorder/OnlineAccess/Default.htm>

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Supreme Court of the United States  
Office of the Clerk  
Washington, DC 20543-0001

January 7, 2008

William K. Suter  
Clerk of the Court  
(202) 479-3011

Ms. Sheila Mannix

Re: Sheila Mannix  
v. Thaddeus Machnik, et al.  
No. 07-7330

Dear Ms. Mannix:

The Court today entered the following order in the above-entitled case:

The petition for a writ of certiorari is denied.

Sincerely,

*William K. Suter*  
William K. Suter, Clerk

25 days  
Pet. for Certiorari

No. 07- 7330

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*In the Supreme Court of the United States*

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SHEILA A. MANNIX, PETITIONER

v.

THADDEUS MACHNIK, RAUL VEGA, JAMES DONEGAN, KAREN SHEILDS,  
DONALD GEIGER, DIANE WINTER, AND HELEN ROZENBERG,  
RESPONDENTS

---

*ON PETITION FOR A WRIT OF CERTIORARI  
TO THE UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT  
CHICAGO, ILLINOIS*

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SHORT-FORM BRIEF FOR SHEILA MANNIX IN SUPPORT

---

Sheila Mannix, *Pro Se*  
1118 RFD  
Long Grove, Illinois 60047  
(847) 971-6679

### **QUESTION PRESENTED**

Do personal financial interests of one or more judges on a federal appellate court which are co-mingled with personal financial interests of federal and state trial court judges and/or the knowledge of same among fellow appellate court judges, give rise to a reasonable question of impartiality under 28 U. S. C. §455 which prevents them from reviewing the federal trial court judges' rulings with regard to the state court judges' conspiracy to deprive the petitioner's teenaged sons' and the petitioner's federally-protected constitutional rights, civil rights, and liberty interests under the color of law in non-judicial, alleged criminal, acts taken in the clear absence of all jurisdiction for which there is no immunity and about which the federal court has jurisdiction under the Anti-Injunction Act and exceptional circumstances of the Younger Absention Doctrine?

### OPINIONS BELOW

Dr. Mannix was denied relief from the judgment in Mannix v. Machnik, et al, [nonprecedential disposition] on appeal to the Seventh Circuit in which basic facts of the case were blatantly misrepresented. See Appendix (i) & Appendix (ii). Dr. Mannix was denied recusal of Seventh Circuit judges not willing to make formal judicial denials in an order as follows:

**“Upon consideration of the PLAINTIFF-APPELLANT’S MOTION TO RECONSIDER THE ORDER OF SEPTEMBER 8, 2006 BY CIRCUIT COURT JUDGE WILLIAM J. BAUER, REQUEST FOR ADMINISTRATIVE STATEMENT OF REASON FOR RULING BY JUDGE BAUER VERSUS JUDGES EASTERBROOK, KANNE, AND/OR EVANS, REQUEST FOR JUDGE BAUER AND ANY OTHER JUDGE WHO WILL BE MAKING FUTURE RULINGS IN THIS CASE TO FORMALLY ADMIT OR DENY KNOWLEDGE OF AND/OR PARTICIPATION IN ALLEGED CRIMINAL ACTS AND/OR ALLEGED CONSPIRACY TO COMMIT CRIMINAL ACTS BY DEFENDANT-JUDGES AND/OR FEDERAL TRIAL AND/OR APPELLATE COURT JUDGES OR IN THE ALTERNATIVE, REQUEST FOR SELF-DISQUALIFICATION OF ANY SEVENTH CIRCUIT JUDGE NOT WILLING TO MAKE THE FORMAL JUDICIAL ADMISSION OR DENIAL HEREIN, AND OTHER RELIEF, filed on September 22, 2006, by the pro se appellant, IT IS ORDERED that the motion DENIED.”**

The order was entered by Circuit Judge William J. Bauer on September 28, 2006. Prior denied motions which further evidence a question of impartiality are included in Appendix (iv).

### JURISDICTION

The denial of Dr. Mannix’s petition for rehearing of the nonprecedential disposition of the court of appeals entered on July 3, 2007 was entered July 26, 2007. This Court has jurisdiction under 28 U.S.C. § 1254(1).

### LEGAL PROVISIONS INVOLVED

The relevant portions of 28 U. S. C. §455 Disqualification of justice, judge, or magistrate judge states:

written draft of speech delivered at national rally in Washington, DC on August 18, 2007 and follow-up letter to US Senator Obama's Office with attachments.

The Seventh Circuit Justices' opinion that "there is nothing extraordinary" about a mom and two children seeking protection and relief from the court by exercising their federally-protected rights to freedom from abuse and equal access to justice [specifically, child support enforcement] being irreparably harmed and injured and sustaining irreparable loss due to illegal state court interference in their federally-protected constitutional rights, civil rights, and liberty interests under the color of law, with motive and intent to exploit the children for the purpose of extorting money from Dr. Mannix, her children, and her parents' estate in Connecticut in direct violation of the Illinois Wrongs to Children Act, in non-judicial acts taken in the clear absence of all jurisdiction for which there is no immunity about which the federal court has jurisdiction under the Anti-Injunction Act and exceptional circumstances of the Younger Absention Doctrine and which irreparable harm, injury and loss include but are not limited to undeniable defamation, impoverishment, and medically-documented physical harm including a the children's near fatal drug overdose and self-mutilation, Dr. Mannix's hospitalization due to dehydration, and the loss of over one million dollars speaks for itself. The state trial court judges erroneously believed Dr. Mannix to be the heiress to a fortune.

#### **REASONS FOR GRANTING THE PETITION**

**Conflict Among Circuits** There is a conflict among the circuits over § 455. In *United States v. Chantal*, 902 F.2d 1018 (1990), the First Circuit considers appearances of judicial bias and prejudice originating in judicial proceedings that conflicts with the Ninth Circuit, the Fourth, Fifth, Sixth, and Eleventh Circuits. See *United States v. Mitchell*, 886 F.2d 667, 671 (CA4 1989); *United States v. Merkt*, 794 F.2d 950, 960 (CA5 1986), cert. denied, 480 U.S. 946, 107 S.Ct.

1603d 789 (1987); *United States v. Sammons*, 918 F.2d 592, 599 (CA6 1990); *McWhorter v. Birmingham*, 906 F.2d 674, 678 (CA11 1990).

§ 455(a). The federal recusal statute, 28 U.S.C. § 455(a), requires that “any justice shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.” The appearance of partiality – and not actual bias – is the test for recusal under Section 455(a): “In applying § 455(a), the judge’s actual state of mind, purity of heart, incorruptibility, or lack of partiality are not the issue.” *United States v. Cooley*, 1 F.3d 985, 993 (10th Cir. 1993).

Congress established the “appearance of impartiality” standard “to promote public confidence in the integrity of the judicial process.” *Liljeberg v. Health Services Acquisition Corp.*, 486 U.S. 847, 860 (1988). The legislative history of § 455(a) is clear:

This general standard is designed to promote public confidence in the impartiality of the judicial process by saying, in effect, if there is a reasonable factual basis for doubting the judge’s impartiality, he should disqualify himself and let another judge preside over the case.

H. Rep. No. 93-1453, p. 5 (1974), U.S. Code Cong. & Admin. News 1974, p. 6355. In the words of the Seventh Circuit, “Once a judge whose impartiality toward a particular case may reasonably be questioned presides over that case, the damage to the integrity of the system is done.” *Durhan v. Neopolitan*, 875 F.2d 91, 97 (1989).

The Seventh Circuit bench was thoroughly informed (1) of the actual facts of Dr. Mannix’s case misrepresented by the trial court judge in her ruling, (2) of the lawful acts of Dr. Mannix protected by her First Amendment rights to freedom of speech and to association, peacefully assemble, and petition the government for redress of grievances by which she obtained and released the incriminating information from organized crime informants, and (3) of the judicial retaliation against her children, herself, and co-members of her organization in direct



violation of 18 USC § 1513: retaliating against a witness, victim, or informant, and has unquestionably acted to prevent Dr. Mannix's sons' and Dr. Mannix's rights to impartial justice. These facts more than satisfy Section 455(a), which mandates recusal merely when a Justice's impartiality "might reasonably be questioned."

#### CONCLUSION

Whereas for the above stated reasons, the petitioner Sheila Mannix respectfully requests that the court grant certiorari over this matter, or in the alternative, reverse the granting of the Motion to Dismiss, remand back to the trial court for full discovery and further development, and require judges presiding over the matter to enter a formal denial of knowledge of and/or participation in the illicit enterprise alleged herein.

Respectfully submitted,

Sheila Mannix  
Sheila Mannix, *Pro Se*

## Appendix (v)

### Supreme Court Rule 14: Content of a Petition for a Writ of Certiorari (1)(i)(vi)

Any other material the petitioner believes essential to understand the petition

#### Table of Contents:

- (1) August 18, 2007 DC Speech
- (2) October 1, 2007 Follow-Up Letter to US Senator Obama's Office
- (3) July 25, 2007 Detailed Agenda of Meeting with US Congressman Lipinski's Aide
- (4) Attachments sent with above follow-up letter to be forwarded to DOJ and FBI-Washington, DC:
  - a. Documents from Organized Crime Informants
  - b. Documents regarding alleged criminal judicial retaliation by Defendant-Judge Karen G. Shields in August 2006

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E

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

May 22, 2006

*Before*

**Hon. FRANK H. EASTERBROOK**, *Circuit Judge*

**Hon. MICHAEL S. KANNE**, *Circuit Judge*

**Hon. TERENCE T. EVANS**, *Circuit Judge*

SHEILA MANNIX,  
Plaintiff-Appellant,

Nos. 06-2120 and 06-2369

v.

THADDEUS MACHNIK, in his individual  
and official capacity as a Cook  
County, IL, Circuit Court Judge,  
RAUL VEGA, in his individual and  
official capacity as a Cook County,  
IL Circuit Court Judge, JAMES  
DONEGAN, Circuit Court Judge,  
in his individual and official  
capacity as a Cook County, IL  
Circuit Court Judge, et al.,  
Defendants-Appellees.

] Appeals from the United  
] States District Court for  
] the Northern District of  
] Illinois, Eastern Division.

] No. 05 C 7232

] Virginia M. Kendall, Judge.

**IT IS ORDERED** that appellant's in forma pauperis status is **REVOKED**.  
Appellant is **ORDERED** to pay the filing fee for these appeals within 14 days or  
the appeals will be dismissed pursuant to Circuit Rule 3(b).

**IT IS FURTHER ORDERED** that briefing is **SUSPENDED** pending  
resolution of the fee status.

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

July 12, 2006

*Before*

**Hon. FRANK H. EASTERBROOK**, *Circuit Judge*

**Hon. MICHAEL S. KANNE**, *Circuit Judge*

**Hon. TERENCE T. EVANS**, *Circuit Judge*

SHEILA MANNIX,  
Plaintiff-Appellant,

Nos. 06-2120, 06-2369 and  
06-2435

v.

THADDEUS MACHNIK, in his individual  
and official capacity as a Cook  
County, IL, Circuit Court Judge,  
RAUL VEGA, in his individual and  
official capacity as a Cook County,  
IL Circuit Court Judge, JAMES  
DONEGAN, Circuit Court Judge,  
in his individual and official  
capacity as a Cook County, IL  
Circuit Court Judge, et al.,  
Defendants-Appellees.

] Appeals from the United  
] States District Court for  
] the Northern District of  
] Illinois, Eastern Division.

] No. 05 C 7232

] Virginia M. Kendall, Judge.

Upon consideration of the **PLAINTIFF-APPELLANT'S MOTION TO RECONSIDER THE ORDER OF MAY 22, 2006 AND SHOW CAUSE, AND TO REQUEST A DE NOVO ADMINISTRATIVE REVIEW BY THE CHIEF JUDGE INSTANTER**, filed on June 2, 2006, by the pro se appellant,

**IT IS ORDERED** that the motion is **DENIED**.

**IT IS FURTHER ORDERED** that appellant's in forma pauperis status in appeal no. 06-2435 is revoked. The appellant shall pay the filing fees for these appeals within 14 days or the appeals will be dismissed pursuant to Circuit Rule 3(b).

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

July 17, 2006

## Before

Hon. FRANK H. EASTERBROOK, *Circuit Judge*

Hon. MICHAEL S. KANNE, *Circuit Judge*

Hon. TERENCE T. EVANS, *Circuit Judge*

Nos. 06-1257, 06-1272 & 06-1281

SHEILA MANNIX,  
*Plaintiff-Appellant,*

v.

THADDEUS MACHNIK, in his individual  
and official capacity as a Cook County, IL,  
Circuit Court Judge, RAUL VEGA, in his  
individual and official capacity as a Cook  
County, IL Circuit Court Judge, JAMES  
DONEGAN, Circuit Court Judge, in his  
individual and official capacity as a Cook  
County, IL Circuit Court Judge, et al.,  
*Defendants-Appellees.*

Appeal from the United States  
District Court for the  
Northern District of Illinois,  
Eastern Division

No. 05 C 7232

David H. Coar, *Judge.*

## ORDER

On May 31, 2006, the plaintiff-appellant filed a petition for rehearing. All the judges on the original panel have voted to deny a rehearing. The petition is therefore DENIED.

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

August 1, 2006

*By the Court:*

SHEILA MANNIX, Plaintiff-Appellant,	]	Appeals from the United
Nos. 06-2120, 06-2369 and	]	States District Court for
06-2435	]	the Northern District of
v.	]	Illinois, Eastern Division.
THADDEUS MACHNIK, in his individual	]	No. 05 C 7232
and official capacity as a Cook	]	Virginia M. Kendall, Judge.
County, IL, Circuit Court Judge,	]	
RAUL VEGA, in his individual and	]	
official capacity as a Cook County,	]	
IL Circuit Court Judge, JAMES	]	
DONEGAN, Circuit Court Judge,	]	
in his individual and official	]	
capacity as a Cook County, IL	]	
Circuit Court Judge, et al.,	]	
Defendants-Appellees.	]	

Upon consideration of the **PLAINTIFF-APPELLANT'S EMERGENCY MOTION FOR CLARIFICATION OF THE ORDERS OF JULY 12, 2006 AND JULY 17, 2006, THE STANCE ON EX PARTE COMMUNICATIONS, AND THE DOCKETING PROCEDURES OF THE SEVENTH CIRCUIT COURT INSTANTER**, filed on July 24, 2006, by the pro se appellant,

**IT IS ORDERED** that the motion is **DENIED**.

The district court has notified this court that the appellant has paid the required filing fees. Accordingly,

**IT IS ORDERED** that briefing will proceed as follows:

1. The plaintiff-appellant shall file her consolidated brief and required short appendix on or before August 31, 2006.
2. The defendants-appellees shall file their joint, consolidated brief on or before October 2, 2006.
3. The plaintiff-appellant shall file her consolidated reply brief, if any, on or before October 16, 2006.

Note: Circuit Rule 31(e) (amended Dec. 1, 2001) requires that counsel tender a digital copy of a brief, from cover to conclusion, at the time the paper copies are tendered for filing. The file must be a text based PDF (portable document format), which contains the entire brief from cover to conclusion. Graphic based scanned PDF images do not comply with this rule and will not be accepted by the clerk.

Rule 26(c), Fed. R. App. P., which allows three additional days after service by mail, does not apply when the due dates for briefs are specifically set by order of this court. All briefs are due by the dates ordered.

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

September 8, 2006

*Before*

**Hon. WILLIAM J. BAUER**, *Circuit Judge*

SHEILA MANNIX,  
Plaintiff-Appellant,

Nos. 06-2120, 06-2369 and  
06-2435

v.

THADDEUS MACHNIK, in his individual  
and official capacity as a Cook  
County, IL, Circuit Court Judge,  
RAUL VEGA, in his individual and  
official capacity as a Cook County,  
IL Circuit Court Judge, JAMES  
DONEGAN, Circuit Court Judge,  
in his individual and official  
capacity as a Cook County, IL  
Circuit Court Judge, et al.,  
Defendants-Appellees.

] Appeals from the United  
] States District Court for  
] the Northern District of  
] Illinois, Eastern Division.  
] No. 05 C 7232

] Virginia M. Kendall, Judge.

The following is before the court: **PLAINTIFF-APPELLANT'S MOTION FOR STAY OF APPEAL PENDING INVESTIGATION OF ALLEGED CRIMINAL ACTS AND ALLEGED CONSPIRACY TO COMMIT CRIMINAL ACTS BY DEFENDANT-JUDGES AND FEDERAL TRIAL AND APPELLATE COURT JUDGES, OR IN THE ALTERNATIVE, FOR AN EXTENSION OF TIME TO FILE APPELLANT'S CONSOLIDATED BRIEF AND SHORT APPENDIX**, filed on August 31, 2006, by counsel for the appellant.

The appellant's request to stay briefing is **DENIED**. The request for an extension of time is **GRANTED** only to the extent that briefing will proceed as follows:



1. The brief and required short appendix of the appellant will be due by October 10, 2006.
2. The brief of the appellees will be due by November 9, 2006.
3. The reply brief of the appellant, if any, will be due by November 24, 2006.

Note: Circuit Rule 31(e) (amended Dec. 1, 2001) requires that counsel tender a digital copy of a brief, from cover to conclusion, at the time the paper copies are tendered for filing. The file must be a text based PDF (portable document format), which contains the entire brief from cover to conclusion. Graphic based scanned PDF images do not comply with this rule and will not be accepted by the clerk.

Rule 26(c), Fed. R. App. P., which allows three additional days after service by mail, does not apply when the due dates for briefs are specifically set by order of this court. All briefs are due by the dates ordered.

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

September 28, 2006

*Before*

**Hon. WILLIAM J. BAUER, Circuit Judge**

SHEILA MANNIX,		] Appeals from the United
Plaintiff-Appellant,		] States District Court for
		] the Northern District of
Nos. 06-2120, 06-2369 and		] Illinois, Eastern Division.
06-2435	v.	]
		] No. 05 C 7232
THADDEUS MACHNIK, in his individual		]
and official capacity as a Cook		] Virginia M. Kendall, Judge.
County, IL, Circuit Court Judge,		]
RAUL VEGA, in his individual and		]
official capacity as a Cook County,		]
IL Circuit Court Judge, JAMES		]
DONEGAN, Circuit Court Judge,		]
in his individual and official		]
capacity as a Cook County, IL		]
Circuit Court Judge, et al.,		]
Defendants-Appellees.		]

Upon consideration of the **PLAINTIFF-APPELLANT'S MOTION TO RECONSIDER THE ORDER OF SEPTEMBER 8, 2006 BY CIRCUIT JUDGE WILLIAM J. BAUER, REQUEST FOR ADMINISTRATIVE STATEMENT OF REASON FOR RULING BY JUDGE BAUER VERSUS JUDGES EASTERBROOK, KANNE AND/OR EVANS, REQUEST FOR JUDGE BAUER AND ANY OTHER JUDGE WHO WILL BE MAKING FUTURE RULINGS IN THIS CASE TO FORMALLY ADMIT OR DENY KNOWLEDGE OF AND/OR PARTICIPATION IN ALLEGED CRIMINAL ACTS AND/OR ALLEGED CONSPIRACY TO COMMIT CRIMINAL ACTS BY DEFENDANT-JUDGES AND/OR FEDERAL TRIAL AND/OR APPELLATE COURT JUDGES, OR IN THE ALTERNATIVE, REQUEST FOR SELF-DISQUALIFICATION OF ANY SEVENTH CIRCUIT JUDGE NOT WILLING TO MAKE THE FORMAL JUDICIAL ADMISSION OR DENIAL HEREIN, AND OTHER RELIEF**, filed on September 22, 2006, by the pro se appellant,

-over-

**IT IS ORDERED** that the motion is **DENIED**.

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## United States District Court, Northern District of Illinois



Name of Assigned Judge or Magistrate Judge	Milton I. Shadur	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	08 C 1883	DATE	4/18/2008
CASE TITLE	Sheila Mannix vs. Daniel Sheetz		

## DOCKET ENTRY TEXT

Motion hearing held. Plaintiff's motion to reconsider the minute order of 4/3/08 is denied. (11-1) Plaintiff's motion to stay pending completion of April 2, 2008 transcript is denied.

Docketing to mail notices.

00:45

	Courtroom Deputy Initials:	SN
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08C1883 04/18/08

APR 18 2008

**MILTON I. SHADUR**  
**SENIOR U.S. DISTRICT JUDGE**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

**y.**

**Case No. 08 C 1883**

**Emergency Judge Matthew F. Kennelly**

**Presiding Judge Milton I. Shadur**

**Magistrate Judge Michael T. Mason**

## Jury Demand Requested

**MOTION FOR STAY PENDING COMPLETION OF APRIL 2, 2008 TRANSCRIPT  
AND CONFIRMATION OF 4/2/08 & 4/3/08 TRANSCRIPTS' ACCURACY WITH  
AUDIO RECORDINGS**

**COME NOW**, on this 18th day of April 2008, the Plaintiffs, **SHEILA A. MANNIX** (hereinafter, "Dr. Mannix"), **KEVIN MANNIX SHEETZ** (hereinafter, "Kevin"), and **BRIAN SPERRY SHEETZ** (hereinafter "Brian") (hereinafter collectively "Plaintiffs"), as and for their **Motion for Stay Pending Completion of April 2, 2008 Transcript and Confirmation of 4/2/08 & 4/3/08 Transcripts' Accuracy with Audio Recordings**, pursuant to binding authorities, to respectfully move the Court to hold off on ruling on Plaintiffs' **Verified Motion to Reconsider the Order of Em. Judge Kennelly Entered on 4/2/08 and Amend in Co-Defendants and Verified Motion to Reconsider the Minute Order Entered by Judge Shadur on 4/3/08 and Invoke 18 U.S.C. 4: Misprision of Felony** until the transcript of 4/2/08 is

completed and Dr. Mannix is given the opportunity to confirm the transcripts' accuracy with the audio recordings. In support thereof, the Plaintiffs state as follows:

### INTRODUCTION

1. That the *Annotated Manual for Complex Litigation*, 4th Edition (2006) by David F. Herr. Citing Chapter 35, Civil RICO, p. 792-793, states in pertinent part:

Congress enacted the 1920 Racketeer (Influence and Corrupt Organizations Act (RICO) to respond to the "infiltration of organized crime and racketeering into legitimate organizations operating in interstate commerce." Congress targeted organized crime through a broad statutory scheme that included severe criminal penalties, fines, imprisonment, asset forfeiture, and civil remedies in an effort to undermine the economic power of racketeering organizations. The statute further enabled private litigants to act, in effect, as private attorneys general to sue for injury to their businesses or property caused by a RICO violation.

Civil RICO claims have alleged wrongs actionable under state and common law, as well as other federal statutes. Although the statute was targeted at organized crime, courts have broadly construed RICO's provisions, and its scope has extended well beyond its original aim. Early efforts by lower courts restrict claims that appeared to exceed RICO's original goals were overruled by Supreme Court decisions that broadened the statute's reach. RICO claims can now be found in a variety of contexts, including insurance and business disputes, anti[-]abortion and other protests consumer financial services litigation, family law, and whistle-blower actions. Although the nontraditional uses of RICO have continued to expand despite significant criticism by commentators and the courts, Congress has shown little inclination to narrow the state's focus or reach. [Emphasis added.]

2. Pursuant to the well-pled factual allegation<sup>5</sup> of the underlying emergency complaint and subsequent filings supported by affidavit, evidence, and documentation, this Federal Court is a court of proper venue and jurisdiction over this federal question civil RICO action under 18 U.S.C. §§ 1961-1968 and 18 USC §§ 1512 and 1513.

### BACKGROUND

3. On April 2, 2008, Plaintiffs filed their Emergency Complaint for Application for Temporary Restraining Order Without Notice and Preliminary Injunction, under FRCP Rule 65, 18 U.S.C. §§ 1961-1968, and 18 U.S.C. §§ 1512 and 1513, seeking emergency protection and

relief from criminal retaliation by the Defendant and those acting in conspiracy with him in the family's post-divorce case in the Circuit Court of Cook County, while they file their civil RICO complaint within 90 days. [Dkt. No. 1] The emergency action stated in the preamble, "to respectfully move the Court (1) to issue a temporary restraining order without notice *instante* due to criminal retaliation against the Plaintiffs enjoining the Defendant from further proceedings under Cook County Case No. 93 D 2984, et al, including the proceeding scheduled for tomorrow April 3, 2008."

4. Additionally, on April 2, 2008, Plaintiffs' filed a Motion for Appointment of Counsel with attached In Forma Pauperis Application and Financial Affidavit. [Dkt. Nos. 4 and 5]

5. On the afternoon of April 2nd, Dr. Mannix was informed that assigned Judge Shadur was feeling poorly and left work early. Due to the emergency nature of the matter and the imminent immediate and irreparable injury, harm, loss, and damage to the Plaintiffs in the underlying civil RICO action if a temporary restraining order did not issue before the following morning's proceedings in the state court case operating in violation of federal RICO law as defined by 18 USC § 1961, Dr. Mannix was sent to Emergency Judge Kennelly.

6. After brief argument, Emergency Judge Kennelly found that no irreparable harm would occur before the 9:30 a.m. court call of the state case on the following morning. He denied the TRO, entered the motion for preliminary injunction, and continued the matter for hearing before assigned Judge Shadur at 9:15 a.m. on the 3rd. [Dkt. No. 6]

7. On April 3, 2008, irrefutably proving that the Plaintiffs' federal question civil RICO action is a meritorious cause of action, while Dr. Mannix was appearing before assigned Judge Shadur, with full knowledge that Dr. Mannix was not able to appear before her and in conspiracy



with defendant's attorney's Mitchell Asher and Steven Rissman, and court-appointed attorney, David Wessel, in a *ex parte* proceeding in the clear absence of all jurisdiction and in violation of statutory strictures, Cook County Judge Eileen M. Brewer entered a retaliatory void order barring Plaintiffs' pleadings unlawfully languishing at issue since 2005 before the late Judge James G. Donegan, which pleadings represent over \$400,000 due to the Plaintiffs.

8. On April 3, 2008, despite assertive argument that the matter was a civil RICO solidly under federal jurisdiction, Judge Shadur dismissed the case in an minute entry which stated in pertinent part, "MINUTE entry before Judge Honorable Milton I. Shadur for leave to proceed in forma pauperis[4] denied as moot; Motion to appoint counsel [5] is denied as moot; Motion hearing held on 4/3/2008. This action is dismissed for lack of subject matter jurisdiction. Civil case terminated."

9. On April 14, 2008, Plaintiffs filed the following:

- a. **Verified Motion to Reconsider the Order of Em. Judge Kennelly Entered on 4/2/08 and Amend in Co-Defendants** for presentation on April 17, 2008 before Judge Kennelly.
- b. **Verified Motion to Reconsider the Minute Order Entered by Judge Shadur on 4/3/08 and Invoke 18 U.S.C. § 4: Misprision of Felony** for presentation on April 18, 2008 before Judge Shadur, and
- c. **Affidavit of Sheila A. Mannix in Support of Plaintiff's Verified Motion to Reconsider the Order of Em. Judge Kennelly Entered on 4/2/08 and Amend in Co-Defendants and Verified Motion to Reconsider the Minute Order**

**Entered by Judge Shadur on 4/3/08 and Invoke 18 U.S.C. § 4: Misprision of Felony** in support of both of the above motions.

10. Said motions request a self-evaluation under 28 USC § 455: Disqualification of judge.

11. On April 17, 2008, Judge Kennelly said that Judge Shadur was the assigned judge and continued the matter until April 18, 2008 before Judge Shadur.

12. Dr. Mannix asserted that the judge who entered the order is supposed to hear the reconsideration of it because Judge Shadur does not know what went on during the proceedings between Judge Kennelly and herself [especially given the fact that Judge Kennelly's order states, "Motion for TRO is denied for the reasons stated in open court."]. She asserted that the transcript would be required before Judge Shadur could adjudicate the Plaintiffs' motion to reconsider Judge Kennelly's order. Judge Kennelly appeared to concur.

#### **AUGUMENT**

##### **A. Question of Jurisdiction Waived**

13. That Dr. Mannix asserts that there is a question of whether the jurisdiction issue has been waived because Emergency Judge Kennelly entered his erroneous ruling based on the finding that no immediate and irreparable harm would occur between the afternoon of April 2, 2008 and the 9:30 a.m. court call in the state court and set the matter for 9:15 a.m. before Judge Shadur.

14. Dr. Mannix believes that, from her memory, there was no mention of a jurisdictional issue by Judge Kennelly. That from her presentation of the matter involving a federal question civil RICO action, the involvement of organized crime, and violations of 18 USC §§ 1512 and 1513 against the Plaintiffs, jurisdiction and venue were not at issue and any question of them by the court was waived.

15. Therefore, Dr. Mannix asserts that an accurate transcript of the April 2, 2008 proceedings before Judge Kennelly is required before this matter can proceed before Judge Shadur in accordance with Fourteenth Amendment due process of law rights.

**B. Right to Confirm Accuracy of the Transcripts**

16. Dr. Mannix is of information and belief that in *Smith v. U.S. District Court Officers*, C.A.7 (Ind.) 2000, 203 F.3d 440, the court ruled that audiotapes of proceedings in open court are "judicial records" within the meaning of the rule giving the public a right of access to the records of a judicial proceeding.

17. That the Report of Proceedings on April 3, 2008 included the following exchange [Page 9, Line 23 to Page 10, Line 4]:

**Dr. Mannix**

**So I am asking your Honor to help me. I am asking your Honor to realize that I have filed a very serious document. And I am afraid --**

**Judge Shadur**

**I realize that you have filed serious document. But the point is that you have asked the court for relief that the Court does not have the subject matter jurisdiction to provide.**

18. That the Plaintiffs have a right to confirm the accuracy of the transcripts of April 2, 2008 and April 3, 2008, given the seriousness of the underlying RICO action involving verified judicial corruption pursuant to Dr. Mannix's testimony about same on October 13, 2006 which led to the First District Appellate Court opinion, "she produced direct evidence of several other judges' involvement in the bribery scheme." [See underlying complaint [Dkt. No. 1] at Page 11, Paragraph 30, A. **Substantial Likelihood of Success on the Merits.**]

19. That the Plaintiffs have a right to confirm the accuracy of the transcripts of April 2, 2008 and April 3, 2008, given the seriousness of the underlying RICO action involving verified

15. Therefore, Dr. Mannix asserts that an accurate transcript of the April 2, 2008 proceedings before Judge Kennelly is required before this matter can proceed before Judge Shadur in accordance with Fourteenth Amendment due process of law rights.

**B. Right to Confirm Accuracy of the Transcripts**

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19. That the Plaintiffs have a right to confirm the accuracy of the transcripts of April 2, 2008 and April 3, 2008, given the seriousness of the underlying RICO action involving verified

violations of 18 USC §§ 1512 and 1513 against them by the defendant and the named and as yet un-named co-defendants resulting in immediate and irreparable injury, harm, loss, and damage to the Plaintiffs.

**C. Question of Lack of Impartiality**

20. That the Plaintiffs have a right to confirm the accuracy of the transcripts of April 2, 2008 and April 3, 2008 given a question of lack of impartiality evidenced in the proceedings of said days.

21. The fact that Judge Kennelly appeared to grasp the gravity of the matter in the well-pled emergency complaint, but continued the matter instead of protecting the Plaintiffs would lead any reasonable person knowing the facts and circumstances of the case to question Judge Kennelly's impartiality.

22. The Report of Proceedings on April 3, 2008 also included the following exchange [Page 4, Line 24 to Page 5, Line 2]:

**Dr. Mannix**                      **It was heard before ex-judge Paddy McNamara, M-c-N-A-M-A-R-A.**

**Judge Shadur**                **Yes, I know Paddy from when she was in practice.**

23. Judge Shadur's revelation of a prior relationship with ex-judge McNamara raises an issue of lack of impartiality because Exhibit F of the emergency complaint details misconduct by ex-judge McNamara and a document received from an organized crime family informant apparently "linked" with ex-judge McNamara's husband given, in part, her physical reaction to the sight of it when Mr. Lynch placed it on the witness bench before Dr. Mannix when she was on the stand.

24. While Dr. Mannix begged for protection and relief in the face of ongoing criminal retaliation against her and multiple, ongoing attempts to frame and falsely arrest her as a now

verified witness, victim, and informant of the corruption in the Cook County Court, which the complaint detailed is a pattern of practice in the state court's racketeering enterprise [see Page 10, Paragraph 26 for Dr. Mannix's testimony about same in the D'Agostino v. Lynch hearing] Judge Shadur then went on to state that himself and Dr. Mannix were "operating at cross-purposes" and then offered an analogy about a waiter regarding the jurisdiction issue and then a metaphor about a drunk to communicate to Dr. Mannix to stand down. Dr. Mannix responded, "Your Honor, I beg to differ, especially if it has to do with judicial corruption."

25. Without any disrespect whatsoever because Dr. Mannix would NEVER defile the sacrifices of the souls who have given their lives to afford the Plaintiffs the opportunity to be in the sacred halls of justice wherein disputes between parties are meant to be resolved with law versus violence<sup>1</sup>, Dr. Mannix respectfully and humbly offers a metaphor regarding the question of lack of impartiality:

**As a result of the recent finding in the D'Agostino v. Lynch case, the Plaintiffs have recovered a fumble inside the ten yard line and, on behalf of the suffering children of the nation, are going to take in it. They have the right to know if the federal judiciary is going to continue acting like a defense in a goal line stand or impartial referees.**

### CONCLUSION

<sup>1</sup> Dr. Mannix's grandfather, Henry Mannix, graduated from law school at 21 and shortly thereafter, headed up the Paris office of White & Case of New York in the 1930s. Grandfather Mannix went on to become a senior partner of White & Case. Dr. Mannix's father retired at 42 to give the remaining years of his life to public service, his last position as the chairman of the Connecticut State Board of Education. Dr. Mannix was raised in a family environment wherein *Thomas Paine's The Crisis* and *Richard Goodwin's Promises to Keep, A Call for A New American Revolution* was what one found next to the john among the magazines.

26. Dr. Mannix, as an indigent, unrepresented, non-attorney litigant who is seeking representation for the Plaintiffs from the Court, is well aware that she cannot possibly create documents like a trained attorney, therefore she cites supporting authorities which acknowledge this fact and ruled that *pro se* pleadings are to be considered without undue focus on technicality, but rather focus on substance and the just adjudication of the matter before the court; *pro se* litigants pleadings are not to be held to the same high standards of perfection as lawyers. [Haines v. Kerner, 92 S.Ct. 594; Jenkins v. McKeithen, 395 US 411, 421 (1969); Picking v. Penna. Rwy. Co. 151 F.2d 240; Puckett v. Cox, 456 F.2d 233; Hughes v. Rowe, et. al (1980), 101 S. Ct. 173]

27. Dr. Mannix, as a verified witness, victim, and informant of judicial corruption, asserts that given the gravity of the matters at hand and the irrefutable past and imminent ongoing irreparable injury, harm, loss, and damage to the Plaintiffs as a direct result of retaliation and the state court proceedings operating in violation of Chapter 96 of the US Code: Racketeer Influenced and Corrupt Organization, the Plaintiffs have an ascertainable legal right to accurate transcripts of the judicial proceedings on April 2, 2008 and April 3, 2008 before this case can lawfully proceed.

#### **PRAYER FOR RELIEF**

The Plaintiffs, SHEILA A. MANNIX, KEVIN MANNIX SHEETZ and BRIAN SPERRY SHEETZ, for reasons set for clearly herein, in good faith and for just cause and warranted in law and in fact and supported by affidavit, respectfully pray for an order staying proceedings pending the timely completion of the April 2, 2008 Report of Proceedings before Judge Kennelly and confirmation of the accuracy of the April 2, 2008 and April 3, 2008 Report of Proceedings by specifically allowing Dr. Mannix to set up a time with the court reporters of the April 2, 2008

and April 3, 2008 proceedings to confirm the accuracy of the transcripts with a review of the audio recordings of the proceedings.

Date: April 18, 2008

Respectfully submitted,

  
SHEILA A. MANNIX





## United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	Milton I. Shadur	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	09 C 103	DATE	2/12/2009
CASE TITLE	Sheila Mannix vs. Lisa Madigan		

## DOCKET ENTRY TEXT

Motion hearing held. For the reasons stated orally, plaintiff's motions for an order to inform a special grand jury and for order to file affidavit under seal are referred to the Chief Judge for consideration. Plaintiff's motion for order to review audio recordings is denied. Plaintiff's motion to reconsider order of 1/14/09 is denied. Plaintiff's motion for order to file mob family informant's affidavit under seal is denied.

Docketing to mail notices.

00:15

	Courtroom Deputy Initials:	SN
--	----------------------------	----

8:40:00 PM 2/12/09

9CI03 Sheila Mannix vs. Lisa Madigan

Page 1 of 1

EX A

RECEIVED

FEB 03 2009

MILTON I. SHADUR  
SENIOR U.S. DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

SHEILA A. MANNIX	)	Case No. 09 C 103
Plaintiff,	)	
	)	The Honorable Milton I. Shadur
v.	)	Judge Presiding
	)	
LISA MADIGAN, et al.	)	Magistrate Judge Sidney I. Schenkier
Defendants.	)	
	)	Jury Demand Requested

MOTION FOR ORDER TO REVIEW THE AUDIO RECORDINGS OF PROCEEDINGS  
TO CORRECT THE TRANSCRIPTS

COMES NOW, on this 2nd day of February 2009, the Plaintiff, SHEILA A. MANNIX (hereinafter, "Dr. Mannix"), unrepresented and indigent, as and for her **Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts**, pursuant to binding authorities, to move this Honorable Court to enter an order allowing Dr. Mannix to review the audio recordings of the proceedings of April 3, 2008, April 18, 2008, and January 14, 2009 before Judge Shadur to correct the transcripts and establish an accurate record. In support thereof, Dr. Mannix respectfully states as follows:

1. That Dr. Mannix has filed two federal civil actions under the RICO Act, Case Nos. 08 C 1883 and 09 C 103, after obtaining a judicial bribery scheme ruling in the First District Appellate Court on February 27, 2008, which was withdrawn and corrected on April 2, 2008. ["Dr. Sheila Mannix of the IFCAA<sup>1</sup> assisted Lynch in bringing charges and filing

<sup>1</sup> IFCAA is Illinois Family Court Accountability Advocates, a lawful, volunteer, non-profit organization co-founded in 2005 by Karyn Mehringer and Dr. Mannix and operating under said assumed name for the non-profit organization Dr. Mannix incorporated in 1995 called, *In All Our Best Interest*.

complaints against the corrupt judges. Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme." D'Agostino v. Lynch, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446.]

2. That Dr. Mannix has had the honor of having three proceedings before Judge Shadur in Case Nos. 08 C 1883 and 09 C 103 for which Dr. Mannix caused to have produced three Reports of Proceedings, namely, April 3, 2008, April 18, 2008, and January 14, 2009.
3. That on January 14, 2009, Judge Shadur acknowledged that there exist transcription errors in the transcripts in Case No. 08 C 1883. [Uncorrected Report of Proceedings, January 14, 2009, Page 2, Line 25 to Page 3, Line 6: "*And the new Complaint that you have filed sent me back to read the transcripts of April 3 and April 18th. And I find - - I found that although they contain a number of obvious errors in transcription, what clearly emerged from them was that the deeply felt sense that you have been dealt with unfairly made it difficult for you to restrain yourself.*"]
4. That some of the errors in transcription in the uncorrected transcript of April 18, 2008, besides the date of the proceeding on page one, can be seen in the following passage (Page 22, Line 15 to Page 23, Line 14):

*"I appreciate the parameters and limitations of your position, sir. I just felt such a sense of - - to be honest, sir, I felt such a sense of condescension, it was unbelievable, when you came in and started off by saying "it's a common belief. The point is that I have targeted repeatedly for false arrest. And only by the grace of God and insiders, our hardworking employees of the Circuit Court of Cook County put their jobs on the line, and I am not in jail. My home is like a wrench, falsely incarcerated by Ex-Judge Paddy McNamara and there was a mob hit. And only the black and Hispanic men in the jail down at 26th and California,*

*we moved quickly to get him into protective custody and they watched his back. So that's what we are up against. And we are committed to upholding that which I believe you hold sacred as well."*

5. That Dr. Mannix did not say, "My home is like a wrench." That Dr. Mannix said, "My co-member Michael Lynch."
6. That there also exist transcription errors in the transcript of the January 14, 2009 proceedings. For example, the transcript reads at Page 10, Line 21 to Page 11, Line 2:  
*"On the first point that I understand completely that at first blush someone filing a 60 defendant motion - - Complaint - - is immediately going to cause an apt reaction in any reader when one is dealing with four grounds of a well-oiled scheme involving six groups of conspirators that I can prove beyond a shadow of a doubt that will end up with this kind of a document."* The words "apt reaction" are in error. The clinical term is "abreaction" and refers to an inordinate emotional response in the absence of full access to cognitive resources. Also, the word "grounds" is in error. The transcript should read, "four rounds of a well-oiled scheme involving six groups of conspirators."
7. That Dr. Mannix does not know how Judge Shadur will rule on her motions filed on February 2, 2009 in conjunction with this motion. However, in any event, the record needs to be accurate for two reasons:
  - a. If Judge Shadur does not grant Dr. Mannix's relief, she will be filing an extensive appeal while she lawfully assists her IFCAA co-members in the filing of their RICO complaints in compliance with F.R.C.P. 8 out of the gate, or
  - b. If Judge Shadur does grant Dr. Mannix's relief and the matter ultimately proceeds before him, which Dr. Mannix prays that it will, then all defendants need an

accurate record so they cannot claim that anything improper has taken place, for example, *ex parte* communications.

8. That Dr. Mannix is of information and belief that she has an ascertainable right to the accuracy of the record in Case Nos. 08 C 1883 and 09 C 103 before Judge Shadur.
9. That Dr. Mannix is of information and belief that in Smith v. U.S. District Court Offices, C.A. 7 (Ind.) 2000, 203 F.3d 440, the court ruled that audio recordings of proceedings in open court are "judicial records" within the meaning of the rule giving the public a right of access to the records of a judicial proceeding.
10. That Dr. Mannix does not have the money to purchase the audio recordings pursuant to the order form she obtained from the court's website attached as Exhibit A.
11. That Dr. Mannix simply requests an order allowing her to listen to the audio recordings while going through each word of the transcripts to detail any transcription errors in need of correction by Judge Shadur's official court reporter in order to establish an accurate record.

**WHEREFORE**, your Plaintiff, SHEILA A. MANNIX, for reasons clearly set forth herein, in good faith and for just cause, warranted in law and in fact, respectfully prays for an order allowing Dr. Mannix to listen to the audio recordings of the April 3, 2008, April 18, 2008, and January 14, 2009 proceedings before Judge Shadur to correct the transcripts for the record.

Date: February 2, 2009

Respectfully Submitted,

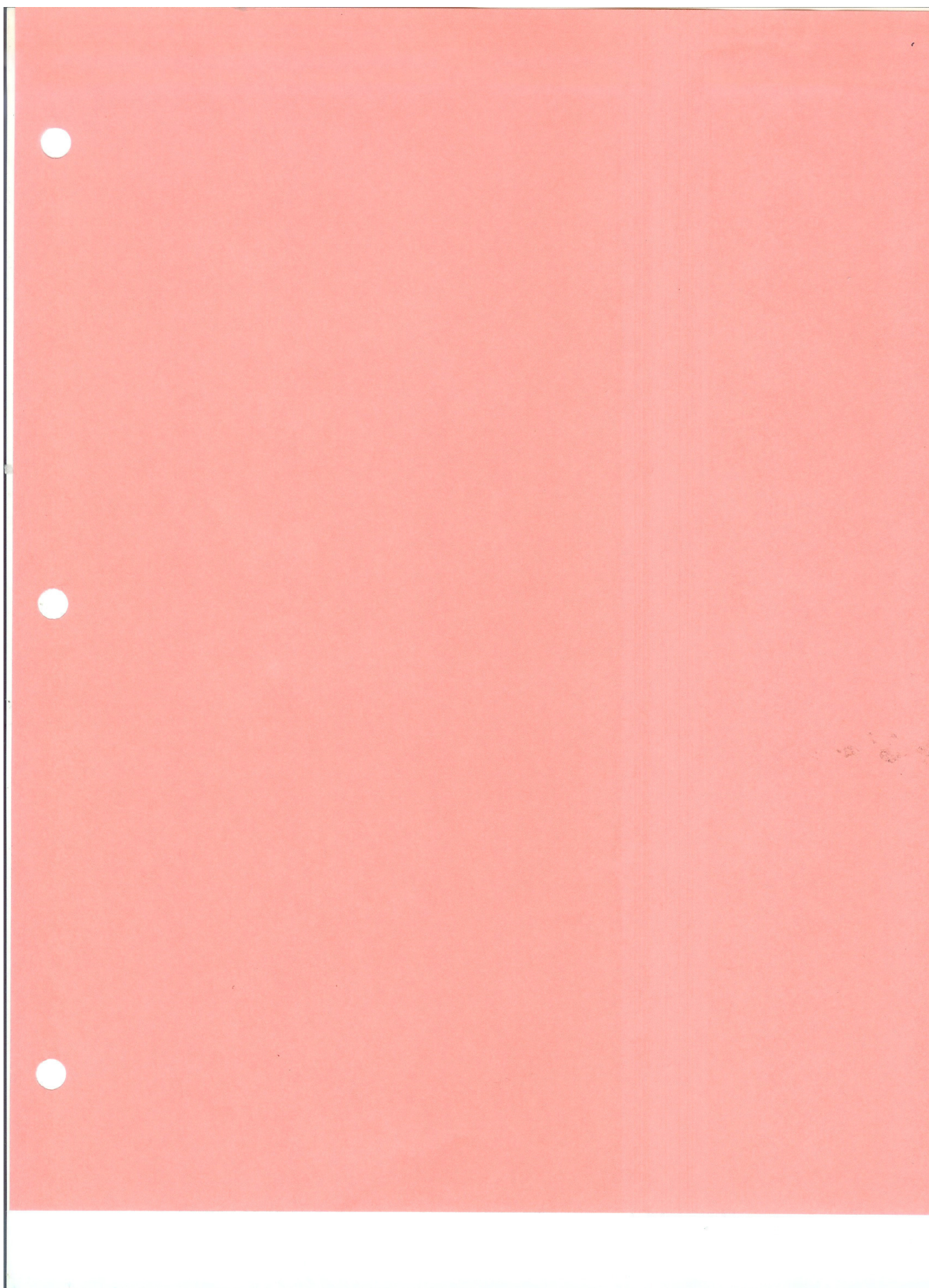
  
SHEILA A. MANNIX

## Administrative Office of the United States Courts

## TAPE ORDER

1. Name		2. Phone Number		3. Date	
4. Mailing Address		5. City		6. State	7. Zip Code
8. Case Number	9. Case Name		Dates of Proceedings		
			10. From	11. To	
12. Presiding Judicial Official		Location of Proceedings			
		13. City		14. State	
15. Order for:					
<input type="checkbox"/> Appeal		<input type="checkbox"/> Criminal		<input type="checkbox"/> Criminal Justice Act	
<input type="checkbox"/> Non- Appeal		<input type="checkbox"/> Civil		<input type="checkbox"/> Bankruptcy	
		<input type="checkbox"/> In Form a Pauperis		<input type="checkbox"/> Other (Specify)	
16. Tape Requested (Specify date(s) of proceedings for which duplicate tape(s) are requested)					
17. Order					
<input type="checkbox"/> Reformatted duplicate tape(s) for playback on a standard cassette recorder at 1-7/8 inches per second			No. Tapes	No.	Costs
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 1-7/8 inches per second					
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 15/16 inch per second					
Certification (18. & 19.) By signing below, I certify that I will pay all charges upon completion of the order.			ESTIMATE TOTAL		
18. Signature			19. Date		
Processed By			Phone Number		
Order Received	Date	By	Deposit Paid		
Deposit Paid			Total Charges		
Tape Duplicated			Less Deposit		
Ordering Party Notified to Pick up Tape			Total Refunded		
Party Received Tape			Total Due		







UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse  
Room 2722 - 219 S. Dearborn Street  
Chicago, Illinois 60604



Office of the Clerk  
Phone: (312) 435-5850  
[www.ca7.uscourts.gov](http://www.ca7.uscourts.gov)

ORDER

March 11, 2009

*Before*

TERENCE T. EVANS, *Circuit Judge*

No.: 09-1468	SHEILA A. MANNIX, Plaintiff - Appellant  v.  LISA MADIGAN, et al., Defendants - Appellees
<b>Originating Case Information:</b>	
District Court No: 1:09-cv-00103 Northern District of Illinois, Eastern Division District Judge Milton Shadur	

Upon consideration of the **MOTION FOR ORDER REGARDING DENIAL OF "MOTION FOR ORDER TO REVIEW THE AUDIO RECORDINGS OF PROCEEDINGS TO CORRECT THE TRANSCRIPTS,"** filed by Appellant Sheila Mannix, on February 24, 2009,

**IT IS ORDERED** that the motion is **DENIED**.

U.S.C.A. - 7th Circuit  
RECEIVED

FEB 23 2009 JIR

Case No. \_\_\_\_\_

GINO J. AGNELLO  
~~CLERK~~

IN THE UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT

SHEILA A. MANNIX  
Plaintiff-Appellant,

v.

LISA MADIGAN, et al.  
Defendants-Appellees.

)  
) Appeals from the United States  
) District Court for the Northern  
) District of Illinois, Eastern Division

)  
) Case No. 09 C 103

)  
) The Honorable Milton I. Shadur  
) The Honorable James F. Holderman  
)

MOTION FOR ORDER REGARDING DENIAL OF  
"MOTION FOR ORDER TO REVIEW THE AUDIO RECORDINGS OF  
PROCEEDINGS TO CORRECT THE TRANSCRIPTS"

COMES NOW, on this 23th day of February 2009, the Plaintiff-Appellant, SHEILA A. MANNIX (hereinafter, "Dr. Mannix"), unrepresented and indigent, as and for her, **Motion for Order Regarding Denial of "Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts,"** to respectfully move the Court to grant her relief to preclude inaccurate transcripts from being filed with the appeals court. In support thereof, Dr. Mannix states as follows:

1. That on February 3, 2009, Dr. Mannix filed a **Motion for Order to Review the Audio Recordings of Proceedings to Correct the Transcripts**. Said motion is attached hereto.
2. That said motion established transcription errors in the written transcripts Dr. Mannix cause to have produced.
3. That on February 12, 2009, Judge Shadur denied the motion stating, "Again, any questions as to the accuracy I want to emphasize do not at all affect the substance of your

charges or of my rulings.” [Uncorrected Report of Proceedings, February 12, 2009, Page 5, Lines 23-25]

4. That it is beyond cavil that a judge for whom his rulings are being challenged cannot determine if the appeal’s court shall have access to an accurate record.
5. That an accurate record is a cornerstone of fundamental due process rights and is especially applicable when said judge has invalidated an unopposed state appellate court judicial bribery scheme ruling upon which the action he has erroneously dismissed can rely.
6. That Dr. Mannix cited Smith v. U.S. District Court Offices, C.A. 7 (Ind.) 2000, 203 F.3d 440, in her trial court motion with full knowledge that the opinion stated that if a written transcript was available, then the audio recording was not necessary.
7. That Dr. Mannix cited Smith v. U.S. District Court Offices, C.A. 7 (Ind.) 2000, 203 F.3d 440, specifically regarding the fact that the opinion stated that the court ruled that audio recordings of proceedings in open court are “judicial records” within the meaning of the rule giving the public a right of access to the records of a judicial proceeding such that Dr. Mannix is legally entitled to access the audio recordings to correct the inaccurate written transcripts in order to create an accurate record for appeal.
8. That the full extent of the transcription errors, whether substantive or not, are unknown.
9. That Dr. Mannix has ascertainable First and Fourteenth Amendment rights to an accurate record for her appeal about which she is entitled to redress.

**WHEREFORE**, your Plaintiff-Appellant, SHEILA A. MANNIX, for reasons clearly set forth herein, in good faith and for just cause, and warranted in law and in fact, respectfully prays for an order allowing Dr. Mannix to listen to the audio recordings of the April 3, 2008, April 18,

2008, January 14, 2009, and February 12, 2009 proceedings before Judge Shadur to correct the transcripts for the record on appeal before the inaccurate transcripts are filed with the appeals court.

Date: February 23, 2009

Respectfully submitted,

  
SHEILA MANNIX  
*Plaintiff-Appellant Pro Se*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that true and correct **Courtesy Copies** of the foregoing documents in the above-captioned matter were served upon the below named at the addresses indicated by **hand-delivery** on February 23, 2009.

The Honorable James F. Holderman  
United States Courthouse  
Dirksen Federal Building Room 2388  
219 South Dearborn Street  
Chicago, IL 60604

The Honorable Milton I. Shadur  
United States Courthouse  
Dirksen Federal Building Room 2548  
219 South Dearborn Street  
Chicago, IL 60604

Patrick J. Fitzgerald, US Attorney  
United States Attorney's Office  
Northern District of Illinois, Eastern Division  
219 South Dearborn Street, 5th Floor  
Chicago, IL 60604

  
SHEILA A. MANNIX  
*Pro Se Plaintiff-Appellant*

complaints against the corrupt judges. Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme." D'Agostino v. Lynch, 382 Ill. App. 3d 960, 887 N.E.2d 590, 320 Ill. Dec. 446.]

2. That Dr. Mannix has had the honor of having three proceedings before Judge Shadur in Case Nos. 08 C 1883 and 09 C 103 for which Dr. Mannix caused to have produced three Reports of Proceedings, namely, April 3, 2008, April 18, 2008, and January 14, 2009.
3. That on January 14, 2009, Judge Shadur acknowledged that there exist transcription errors in the transcripts in Case No. 08 C 1883. [Uncorrected Report of Proceedings, January 14, 2009, Page 2, Line 25 to Page 3, Line 6: *"And the new Complaint that you have filed sent me back to read the transcripts of April 3 and April 18th. And I find - - I found that although they contain a number of obvious errors in transcription, what clearly emerged from them was that the deeply felt sense that you have been dealt with unfairly made it difficult for you to restrain yourself."*]
4. That some of the errors in transcription in the uncorrected transcript of April 18, 2008, besides the date of the proceeding on page one, can be seen in the following passage (Page 22, Line 15 to Page 23, Line 14):

*"I appreciate the parameters and limitations of your position, sir. I just felt such a sense of - - to be honest, sir, I felt such a sense of condescension, it was unbelievable, when you came in and started off by saying "it's a common belief. The point is that I have targeted repeatedly for false arrest. And only by the grace of God and insiders, our hardworking employees of the Circuit Court of Cook County put their jobs on the line, and I am not in jail. My home is like a wrench, falsely incarcerated by Ex-Judge Paddy McNamara and there was a mob hit. And only the black and Hispanic men in the jail down at 26th and California,*

*we moved quickly to get him into protective custody and they watched his back. So that's what we are up against. And we are committed to upholding that which I believe you hold sacred as well."*

5. That Dr. Mannix did not say, "My home is like a wrench." That Dr. Mannix said, "My co-member Michael Lynch."
6. That there also exist transcription errors in the transcript of the January 14, 2009 proceedings. For example, the transcript reads at Page 10, Line 21 to Page 11, Line 2:  
*"On the first point that I understand completely that at first blush someone filing a 60 defendant motion - - Complaint - - is immediately going to cause an apt reaction in any reader when one is dealing with four grounds of a well-oiled scheme involving six groups of conspirators that I can prove beyond a shadow of a doubt that will end up with this kind of a document."* The words "apt reaction" are in error. The clinical term is "abreaction" and refers to an inordinate emotional response in the absence of full access to cognitive resources. Also, the word "grounds" is in error. The transcript should read, "four rounds of a well-oiled scheme involving six groups of conspirators."
7. That Dr. Mannix does not know how Judge Shadur will rule on her motions filed on February 2, 2009 in conjunction with this motion. However, in any event, the record needs to be accurate for two reasons:
  - a. If Judge Shadur does not grant Dr. Mannix's relief, she will be filing an extensive appeal while she lawfully assists her IFCAA co-members in the filing of their RICO complaints in compliance with F.R.C.P. 8 out of the gate, or
  - b. If Judge Shadur does grant Dr. Mannix's relief and the matter ultimately proceeds before him, which Dr. Mannix prays that it will, then all defendants need an

accurate record so they cannot claim that anything improper has taken place, for example, *ex parte* communications.

8. That Dr. Mannix is of information and belief that she has an ascertainable right to the accuracy of the record in Case Nos. 08 C 1883 and 09 C 103 before Judge Shadur.
9. That Dr. Mannix is of information and belief that in Smith v. U.S. District Court Offices, C.A. 7 (Ind.) 2000, 203 F.3d 440, the court ruled that audio recordings of proceedings in open court are "judicial records" within the meaning of the rule giving the public a right of access to the records of a judicial proceeding.
10. That Dr. Mannix does not have the money to purchase the audio recordings pursuant to the order form she obtained from the court's website attached as Exhibit A.
11. That Dr. Mannix simply requests an order allowing her to listen to the audio recordings while going through each word of the transcripts to detail any transcription errors in need of correction by Judge Shadur's official court reporter in order to establish an accurate record.

**WHEREFORE**, your Plaintiff, SHEILA A. MANNIX, for reasons clearly set forth herein, in good faith and for just cause, warranted in law and in fact, respectfully prays for an order allowing Dr. Mannix to listen to the audio recordings of the April 3, 2008, April 18, 2008, and January 14, 2009 proceedings before Judge Shadur to correct the transcripts for the record.

Date: February 2, 2009

Respectfully Submitted,

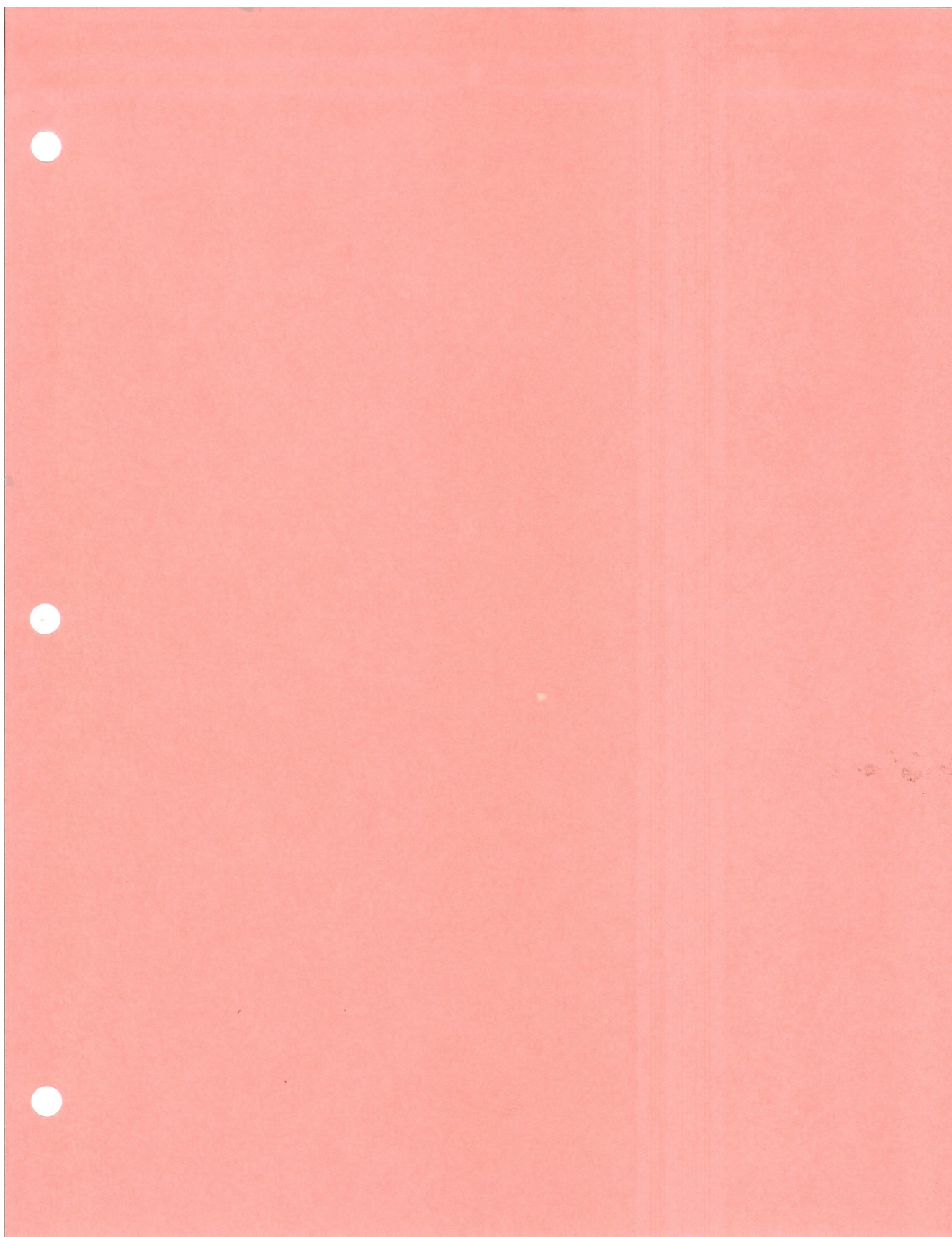
  
SHEILA A. MANNIX

## Administrative Office of the United States Courts

## TAPE ORDER

1. Name		2. Phone Number		3. Date	
4. Mailing Address		5. City		6. State <sup>7</sup>	Zip Code
8. Case Number	9. Case Name		Dates of Proceedings		
			10. From	11. To	
12. Presiding Judicial Official		Location of Proceedings			
		13. City		14. State	
15. Order for:					
<input type="checkbox"/> Appeal <input type="checkbox"/> Criminal <input type="checkbox"/> Criminal Justice Act <input type="checkbox"/> Bankruptcy <input type="checkbox"/> Non- Appeal <input type="checkbox"/> Civil <input type="checkbox"/> In Form a Pauperis <input type="checkbox"/> Other (Specify)					
16. Tape Requested (Specify date(s) of proceedings for which duplicate tape(s) are requested)					
17. Order					
<input type="checkbox"/> Reformatted duplicate tape(s) for playback on a standard cassette recorder at 1-7/8 inches per second			No. Tapes	No.	Costs
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 1-7/8 inches per second					
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 15/16 inch per second					
Certification (18. & 19.) By signing below, I certify that I will pay all charges upon completion of the order.				ESTIMATE TOTAL	
18. Signature			19. Date		
Processed By			Phone Number		
Order Received	Date	By	Deposit Paid		
Deposit Paid			Total Charges		
Tape Duplicated			Less Deposit		
Ordering Party Notified to Pick up Tape			Total Refunded		
Party Received Tape			Total Due		





UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse  
Room 2722 - 219 S. Dearborn Street  
Chicago, Illinois 60604



Office of the Clerk  
Phone: (312) 435-5850  
[www.ca7.uscourts.gov](http://www.ca7.uscourts.gov)

ORDER

March 16, 2009

*Before*

TERENCE T. EVANS, *Circuit Judge*

No.: 09-1468	SHEILA A. MANNIX, Plaintiff - Appellant  v.  LISA MADIGAN, et al., Defendants - Appellees
<b>Originating Case Information:</b>	
District Court No: 1:09-cv-00103 Northern District of Illinois, Eastern Division District Judge Milton Shadur	

Upon consideration of the MOTION FOR ORDER TO REVIEW THE AUDIO RECORDING OF THE 02-19-09 PROCEEDING BEFORE CHIEF JUDGE HOLDERMAN TO CORRECT THE TRANSCRIPT, filed by Appellant Sheila Mannix, on March 10, 2009,

IT IS ORDERED that the motion is DENIED.

Case No. 09-1468

U.S.C.A. - 7th Circuit  
RECEIVED  
MAR 10 2009 LEJ

IN THE UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT

GINO J. AGNELLO  
CLERK

SHEILA A. MANNIX  
Plaintiff-Appellant,

v.

LISA MADIGAN, et al.  
Defendants-Appellees.

)  
) Appeals from the United States  
) District Court for the Northern  
) District of Illinois, Eastern Division

)  
) Case No. 09 C 103

)  
) The Honorable Milton I. Shadur  
) The Honorable James F. Holderman  
)

**MOTION FOR ORDER TO REVIEW THE AUDIO RECORDING OF THE 02-19-09  
PROCEEDING BEFORE CHIEF JUDGE HOLDERMAN TO CORRECT THE  
TRANSCRIPT**

COMES NOW, on this 10th day of March 2009, the Plaintiff-Appellant, SHEILA A. MANNIX (hereinafter, "Dr. Mannix"), unrepresented and indigent, as and for her Motion for Order to Review the Audio Recording of the 02-19-09 Proceeding Before Chief Judge Holderman to Correct the Transcript, to respectfully move the Court to grant her relief to preclude an inaccurate transcript from creating a false record on appeal in violation of Dr. Mannix's constitutional rights. In support thereof, Dr. Mannix states as follows:

1. That on February 19, 2009, there was a proceeding before Chief Judge Holderman regarding Dr. Mannix's motions, Motion for Order Under 18 U.S.C. § 3332 to Inform a Special Grand Jury of RICO Offenses in Illinois' Family Courts [Dkt. No. 11] Motion for Discussion Regarding Partial Change of Venue to Washington, D.C. Due to Alleged Involvement of Federal Officials in Chicago [Dkt. No. 21], Motion for Order to File Affidavit of IFCAA Co-Member Under Seal [Dkt. No. 17], and Motion

**for Order to File Mob Family Informant's Affidavit Under Seal [Dkt. No. 13], as the latter two motions pertained to the first two motions.**


2. That Dr. Mannix attempted to order a copy of the audio tape of the proceeding and was informed in writing that she could not have it. [Consolidated Exhibit A]
3. That Dr. Mannix subsequently obtained a written transcript of the proceeding. [Dkt. No. 37]
4. That Dr. Mannix is of personal knowledge and belief that the transcript evidences transcription errors.
5. That a Court Watcher who witnessed the proceeding before Chief Judge Holderman on the 19th is of personal knowledge and belief that the transcript evidences transcription errors.
6. That an accurate record is a cornerstone of fundamental due process rights.
7. That in Smith v. U.S. District Court Offices, C.A. 7 (Ind.) 2000, 203 F.3d 440, the court ruled that audio recordings of proceedings in open court are "judicial records" within the meaning of the rule giving the public a right of access to the records of a judicial proceeding such that Dr. Mannix is legally entitled to access the audio recordings to correct the apparently inaccurate written transcript in order to create an accurate record for her appeal.
8. That the full extent of the transcription errors, whether substantive or not, are unknown.
9. That Dr. Mannix has ascertainable First and Fourteenth Amendment rights to an accurate record for her appeal about which she is entitled to redress.

**WHEREFORE**, your Plaintiff-Appellant, SHEILA A. MANNIX, for reasons clearly set forth herein, in good faith and for just cause, and warranted in law and in fact, respectfully prays

for an order allowing Dr. Mannix to listen to the audio recordings of the February 19, 2009 proceedings before Chief Judge Holderman to correct the transcript for the record on appeal.

Date: March 10, 2009

Respectfully submitted,



SHEILA MANNIX  
*Plaintiff-Appellant Pro Se*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that true and correct **Courtesy Copies** of the foregoing documents in the above-captioned matter were served upon the below named at the addresses indicated by **hand-delivery** on March 10, 2009.

The Honorable James F. Holderman  
United States Courthouse  
Dirksen Federal Building Room 2548  
219 South Dearborn Street  
Chicago, IL 60604

The Honorable Milton I. Shadur  
United States Courthouse  
Dirksen Federal Building Room 2388  
219 South Dearborn Street  
Chicago, IL 60604

Patrick J. Fitzgerald, US Attorney  
United States Attorney's Office  
Northern District of Illinois, Eastern Division  
219 South Dearborn Street, 5th Floor  
Chicago, IL 60604



SHEILA A. MANNIX  
*Pro Se Plaintiff-Appellant*

**Colleen M. Conway, C.R.R.**  
**Official Court Reporter**  
Honorable James F. Holderman, Chief Judge  
U.S. District Court - Northern District of Illinois

219 S. Dearborn Street - Room 2524-A  
Chicago, Illinois 60604  
(312) 435-5594

Ms. Sheila A. Mannix

*Mannix vs. Madigan, et al.*  
*09 C 103*  
*Date of In-Court Proceeding: 2/19/09*

Dear Ms. Mannix:

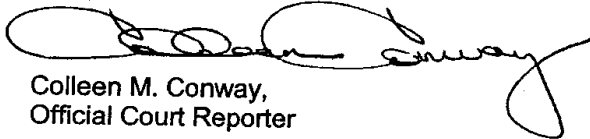
I am in receipt of Form AO 436 you submitted to my office, which is the Tape Order form for ordering an audio recording of in-court proceedings before Magistrate Judges in the Northern District of Illinois.

Unfortunately, as a matter of course, audio recordings of in-court proceedings before District Judges here in the Northern District of Illinois are unavailable for purchase. The District Judges have Official Court Reporters who report in-court proceedings stenographically.

You may order a transcript of an in-court proceeding before a District Judge at any time by contacting that District Judge's Official Court Reporter.

Ms. Mannix, if you have any questions, please do not hesitate to call me.

Sincerely,

  
Colleen M. Conway,  
Official Court Reporter

EXA

## Administrative Office of the United States Courts

## TAPE ORDER

1. Name <b>Sheila A. Mannix</b>		2. Phone Number <b>( )</b>		3. Date <b>02-23-09</b>	
4. Mailing Address		5. City		6. State <b>IL</b>	7. Zip Code <b>60089</b>
8. Case Number <b>09 C 103</b>		9. Case Name <b>Mannix v. Madigan, et al.</b>		10. From <b>02-19-09</b>	
				11. To <b>02-19-09</b>	
12. Presiding Judicial Official <b>James F. Holderman</b>		13. City <b>chicago</b>			
		14. State <b>IL</b>			
15. Order for:					
<input type="checkbox"/> Appeal <input checked="" type="checkbox"/> Criminal <input type="checkbox"/> Criminal Justice Act <input type="checkbox"/> Bankruptcy <input type="checkbox"/> Non-Appeal <input type="checkbox"/> Civil <input type="checkbox"/> In Forma Pauperis <input type="checkbox"/> Other (Specify)					
16. Tape Requested (Specify date(s) of proceedings for which duplicate tape(s) are requested) <b>Tape of 02-19-09 proceeding on Chief Judge Holderman's 9:30 a.m. criminal call through his statements to the Assistant US Attorney before we went into the court hallway.</b>					
17. Order					
<input checked="" type="checkbox"/> Reformatted duplicate tape(s) for playback on a standard cassette recorder at 1-7/8 inches per second		No. Tapes <b>1</b>	No.	Costs	
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 1-7/8 inches per second					
<input type="checkbox"/> Unreformatted duplicate tape(s) for playback on a 4-track cassette recorder at 15/16 inch per second					
Certification (18. & 19.) By signing below, I certify that I will pay all charges upon completion of the order.			ESTIMATE TOTAL		
18. Signature <b>Sheila Mannix</b>		19. Date <b>02-23-09</b>			
Processed By		Phone Number			
Order Received	Date	By	Deposit Paid		
Deposit Paid			Total Charges		
Tape Duplicated			Less Deposit		
Ordering Party Notified to Pick up Tape			Total Refunded		
Party Received Tape			Total Due		

(E.A.)

1  
G





U. S. Department of Justice

*United States Attorney  
Northern District of Illinois*

Bonnie Gail Hansen  
Paralegal Specialist

Dirksen Federal Building  
219 South Dearborn Street, Fifth Floor  
Chicago, Illinois 60604

Direct Line: (312) 353-5561  
Fax: (312) 353-4324

September 16, 2005

Sheila A. Mannix, PhD

Dear Ms. Mannix:

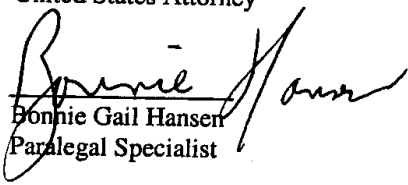
This letter is in response to your correspondence received September 14, 2005. Based upon the information provided, your complaint does not form the basis for any action by the United States Attorney's Office.

It is suggested that you direct any information concerning the alleged judicial improprieties to the Judicial Inquiry Board, 100 West Randolph Street, 14<sup>th</sup> Floor, Suite 500, Chicago, Illinois 60601. Thank you.

Very truly yours,

PATRICK J. FITZGERALD  
United States Attorney

By:

  
Bonnie Gail Hansen  
Paralegal Specialist

FROM :

FAX NO. :

Jun. 16 2003 05:44PM P1



**U.S. Department of Justice**

*United States Attorney  
Northern District of Illinois*

*Everett McKinley Dirksen Building  
219 S. Dearborn St., 5th Floor  
Chicago, IL 60604*

**September 26, 2005**

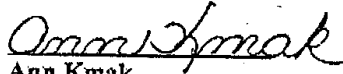
**Karyn Mehringer, MA  
Forensic Psychology**

**Dear Ms. Mehringer:**

This letter is to acknowledge receipt of your correspondence by this office on September 19, 2005. Your letter indicates that you have contacted the Federal Bureau of Investigation, which is the appropriate federal agency to investigate this matter. Therefore, the United States Attorney's Office will take no action in this matter unless requested to do so by the Federal Bureau of Investigation.

Very truly yours,

**PATRICK J. FITZGERALD**  
United States Attorney

By:   
Ann Kmak  
Paralegal Specialist

FROM :

FAX NO. :

Jul. 17 2003 03:32PM P1



**U.S. Department of Justice**

*United States Attorney  
Northern District of Illinois*

*Everett McKinley Dirksen Building  
219 S. Dearborn St., 5th Floor  
Chicago, IL 60604*

**October 17, 2005**

**Karyn Mehringer, MA  
Forensic Psychology**

**Dear Ms. Mehringer:**

This letter is to acknowledge receipt of additional correspondence from you by this office on October 7, 2005. As indicated to you in our letter dated September 26, 2005, the United States Attorney's office will take no action in this matter unless we are requested to do so by the Federal Bureau of Investigation. Therefore, it is suggested that you forward any evidence of violations of federal law to the Federal Bureau of Investigation for any action deemed appropriate since the FBI is the agency which investigates these matters.

Your documents are being returned to you and are enclosed.

Very truly yours,

**PATRICK J. FITZGERALD  
United States Attorney**

By:

*Ann Kmak*  
**Ann Kmak  
Paralegal Specialist**

**Enclosure (one box of documents)**



**U.S. Department of Justice**

*United States Attorney  
Northern District of Illinois*

---

*Everett McKinley Dirksen Building  
219 S. Dearborn St., 5th Floor  
Chicago, IL 60604*

**April 26, 2006**

**Sheila Mannix**

**Dear Ms. Mannix:**

**This letter is to acknowledge receipt of your recent correspondence by this office. Please be advised that your complaint does not form the basis for any action by the United States Attorney's Office. Therefore, we cannot be of assistance to you regarding this matter.**

**You may wish to direct any evidence of violations of federal law in the Northern District of Illinois to the Federal Bureau of Investigation, 219 South Dearborn Street, 9<sup>th</sup> Floor, Chicago, IL 60604.**

**Very truly yours,**

**PATRICK J. FITZGERALD  
United States Attorney**

**By: Screening Committee**



U.S. Department of Justice

Executive Office for United States Attorneys

Office of the Director

Room 2261, RFK Main Justice Building  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

(202) 514-2121

MAY - 8 2006

Ms. Sheila Mannix

Re: *Mannix v. Machnik et al.*  
7<sup>th</sup> Cir. Nos. 06-1257, 06-1272, 06-1281, and 06-2120  
N.D. Ill. Civil No. 1:05-cv-07232

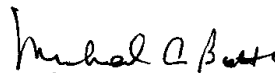
Dear Ms. Mannix:

This responds to your communication to the Executive Office for United States Attorneys regarding the above-referenced cases.

We have carefully reviewed the issues raised in your pleadings but have found no issue upon which the United States Department of Justice can provide assistance. Issues of child custody and visitation are governed by state rather than federal law. These issues are civil matters that are typically within the jurisdiction of the family court system, and the Department of Justice has no authority to intervene. Under the circumstances, you may wish to consult with private counsel for assistance in this matter.

We are sorry that we cannot be of further assistance in this matter.

Sincerely,

  
Michael A. Battle  
Director



U.S. Department of Justice

Executive Office for United States Attorneys

Office of the Director

Room 2261, RPK Main Justice Building  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

(202) 514-2121

October 23, 2006

Anne M. Adams

France 78590

Re: Complaint No. 06-028-FBI-6

Dear Ms. Adams:

The complaint you filed concerning the Chicago-Cook County Domestic Relations Court and Attorney General's Office in Illinois was forwarded to this office by the Victims' Rights Complaint Office of the Federal Bureau of Investigation, in accordance with regulations published by the Department of Justice to implement the Crime Victims' Rights Act of 2004. After careful review, I have determined to close your complaint without further action. You have not established that you are a federal "crime victim," as required by Department of Justice regulations, 28 CFR § 45.10(a). To file a complaint with this office, you must establish that you are "a person directly and proximately harmed as a result of the commission of a *Federal* [not state] offense, or an offense in the District of Columbia." In addition, your complaint fails to identify any United States Department of Justice employee who may have failed to provide rights to a crime victim under the Crime Victims' Rights Act of 2004. 28 CFR § 45.10(b).

This is a final decision. You may not seek judicial review of this determination regarding your complaint. 28 CFR § 45.10(c)(8).

Sincerely,

Marie A. O'Rourke  
Victims' Rights Ombudsman

cc: Victims' Rights Complaints Office  
Federal Bureau of Investigation

DANIEL LIPINSKI  
3RD DISTRICT, ILLINOIS

Page 11

**Congress of the United States**  
**House of Representatives**  
Washington, DC 20515-1303

1717 LONGWORTH HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515-1303  
(202) 225-5701  
(202) 225-1012 FAX  
TOLL FREE FROM IL (888) 822-5701  
www.lipinski.house.gov

COMMITTEE ON TRANSPORTATION  
AND INFRASTRUCTURE

COMMITTEE ON SCIENCE  
AND TECHNOLOGY, VICE CHAIRMAN

COMMITTEE ON SMALL BUSINESS

June 6, 2007

The Honorable Timothy Evans  
Office of the Chief Judge  
Circuit Court of Cook County  
50 W. Washington  
Suite 2600  
Chicago, IL 60602

RE: Mehringer, Karyn

Dear Chief Judge Evans:

I am writing this letter on behalf of my constituent, Karyn Mehringer, who resides in the 3<sup>rd</sup> Congressional District.

Ms. Mehringer is requesting an intervention on her judicial retaliation from Cook County Associate Judge Karen G. Shields. According to her testimony, Ms. Mehringer has been enduring a custody battle for her two children since August of 2000. She believes that the justice on this case, Judge Shields, has handled the case inappropriately, denied her legal rights, and drew out the case longer than was necessary.

Ms. Mehringer feels that she has endured discrimination from Judge Shields. On August 16, 2006, when she, along with the fellow members Dr. Shelia Mannix and Marie Szczypa of the Illinois Family Court Accountability Advocates (IFCAA), were charged with disorderly conduct.

She believes that the actions Judge Shields has taken were unlawful and therefore wrote her letter and sent her file to Speaker Madigan requesting his intervention in this case so that she can end her legal battle and gain full custody children.

Upon the Speaker's office receiving her letter and packet of information, they then sent it to me. My staff called and talked with Ms. Mehringer, it was determined that her complaint was not of a federal nature and it should be forwarded for your attention and also to Attorney General Lisa Madigan to review her rights, the office to which I believe she thought she had sent it to in the first place.

1245 SOUTH ARCHER AVENUE  
CHICAGO, IL 60638  
(312) 886-0481  
(773) 767-6385 FAX

18 WEST HILLTOP AVENUE  
LA GRANGE, IL 60525  
(708) 352-0224  
(708) 352-0826 FAX

5309 WEST 85TH STREET  
OAK LAWN, IL 60463  
(708) 424-0853  
(708) 424-1855 FAX

EX P

Page 12

Page Two

Ms. Mehringer also stated that Judge Shields's supervisor of the Domestic Relations Division has already been informed about this case and no response as yet to her inquiry.

Thanking you in advance for your cooperation in this matter, I remain

Sincerely,

*Daniel Lipinski*

Daniel W. Lipinski  
Member of Congress

Cc: Attorney General Lisa Madigan  
100 West Randolph Street  
Chicago, IL 60601

Cc: Karyn Mehringer

EXP





11-5e131

Rob McKenna

ATTORNEY GENERAL OF WASHINGTON

1125 Washington Street SE • PO Box 40100 • Olympia WA 98504-0100

June 18, 2007

Mr. Alan Rosen  
Chief Deputy Attorney General  
Office of the Attorney General of Illinois  
James R. Thompson Center  
100 W. Randolph Street  
Chicago, IL 60601

Mr. Patrick J. Fitzgerald  
United States Attorney  
United States Attorney's Office  
Northern District of Illinois, Eastern Division  
219 S. Dearborn St., 5th Floor  
Chicago, IL 60604

RE: Alleged Criminal Activity

Dear Mr. Rosen and Mr. Fitzgerald:

I am enclosing correspondence that has been provided to me by Washington State Representative Richard Curtis and one of his constituents, Dr. Thorsten Lundsgaarde. As you will see from this correspondence, Dr. Lundsgaarde is alleging that an expansive criminal enterprise is entrenched in the Cook County courts as well as the upper reaches of local, state and federal government.

Last week, Attorney General McKenna and I spoke with Representative Curtis and Dr. Lundsgaarde on the telephone. During this conversation, it became apparent that Dr. Lundsgaarde's suspicions revolve around his personal experiences with the Cook County courts and in the context of a family law matter. Dr. Lundsgaarde relayed to us that he has contact with a number of other individuals who have also amassed a substantial amount of evidence of criminal wrongdoing by the government.

It became readily apparent to us during that call that our office has no criminal or civil jurisdiction over the matters that were alleged as they occurred entirely within the State of Illinois. For this reason, we advised Representative Curtis and Dr. Lundsgaarde that this matter

Exp?

Page 14

Mr. Rosen and Mr. Fitzgerald  
June 18, 2007  
Page 2

ATTORNEY GENERAL OF WASHINGTON

would need to be brought to your attention, and perhaps others, for the possibility of any action to be taken.

I have enclosed for your review the entirety of my file materials on this matter. Please feel free to contact me with any questions.

Sincerely,



BRIAN T. MORAN  
Chief Deputy Attorney General  
(360) 664-2476

BTM:kw  
Enclosures

cc: Representative Richard Curtis  
Jeff Sullivan, U.S. Attorney  
Dr. Thorsten Lundsgaarde

EXP



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to  
File No.

2111 W. Roosevelt Road  
Chicago, Illinois 60608  
June 22, 2007

Mrs. Sheila A. Mannix,

Reference: 2007-4664

Dear Mrs. Mannix,

Your communication, dated June 7, 2007, has been received by the Chicago Division of the Federal Bureau of Investigation (FBI). However, the matter that you have presented does not appear to fall under the jurisdiction of the FBI.

In order for the FBI to initiate an investigation of any allegation we receive, specific facts must be set forth to demonstrate that a violation of federal law within our jurisdiction has occurred. After reviewing the information and facts presented by you, there appears to be insufficient evidence to demonstrate such a violation or to support the initiation of an FBI investigation.

Should pertinent information come to your attention in the future regarding any activity that you believe constitutes a violation of the law within the investigative jurisdiction of the FBI, please contact the Chicago Complaint Unit at 312-421-6700 Ext. 5584.

Sincerely,

Complaint Unit  
Chicago Division



U.S. Department of Justice

United States Attorney  
Northern District of Illinois

---

Everett McKinley Dirksen Building (312) 353-5300  
219 S. Dearborn St., 5th Floor  
Chicago, IL 60604

February 13, 2009

Ms. Sheila A. Mannix

Dear Ms. Mannix:

This letter is to acknowledge receipt of your correspondence by this office on January 14, and February 3, 2009. Your correspondence does not form the basis for any action by the United States Attorney's Office at this time. Evidence of violation of federal criminal law may be directed to the Federal Bureau of Investigation, 2111 W. Roosevelt Road, Chicago, IL 60608. The telephone number is (312) 421-6700. Also, for your information, our office does not represent individuals in their private legal matters, or provide legal advice. Your original documents are enclosed.

Very truly yours,

PATRICK J. FITZGERALD  
United States Attorney

By: Screening Committee

CASE D

---

**Case D: Bartoli Case No. 04 CR 0372; Seventh Circuit Case Nos. 08-3690, 09-1864**

Summary: Bartoli Case indicates intentional spoliation of evidence for the sole purpose of the alleged concealment of alleged illegal practices by federal officials similar to those in which Mr. Bartoli was found to allegedly have engaged and was sentenced to federal prison on March 24, 2009.

Statement of Facts: Mr. Bartoli obtained his J.D. from the University of Notre Dame Law School in 1958 and his L.L.M. from Harvard University Law School in 1963. He is published in the American Bar Journal, Michigan Bar Journal, Illinois Bar Journal, and Tax Digest.

Federal agents allegedly illegally engaged in eight years of investigation and prosecution of 5637 American citizens, including Mr. Bartoli, which justifies dismissal of charges or a new trial. All federal officials involved in the case allegedly intended to put out of business Heritage America and Aegis Company and therefore allegedly engaged in Misprision of Felony.

In Mr. Bartoli's trial, the court allowed evidence to be used that was acquired illegally by a March 2000 search warrant wherein the application and affidavit for the warrant were not subscribed and sworn to under oath as required by Supreme Court law. The government attempted to present back-dated signed and subscribed documents in 2007. This was a fraud on the court.

At trial, defendants were prohibited from presenting any evidence that the tax saving program (Aegis program) was legal. This constituted spoliation of evidence, the suppression of critical evidence, and the creation of a false record in this case. In response to a Motion In Limine (Document 314) filed by the government to bar evidence and argument that defendants' Trust System was a lawful means to avoid paying taxes, Judge Norgle granted the motion (Document 400) depriving defendants' 6<sup>th</sup> Amendment right to put forth a defense. This was in effect a directed verdict. In his alleged suppression of critical evidence, the judge did not test the trust system under state law as required by federal law since there is no federal law governing the validity of a Business Trust. Evidence showed the Aegis Business Trust was valid under Illinois, Ohio, and Pennsylvania state law and had been approved by IRS Audit in four cases.

Conclusion: Subsequently, Mr. Bartoli became aware of alleged material evidence attached hereto that supports his allegations herein. Specifically, alleged criminal spoliation of evidence for the sole purpose of alleged concealment of alleged illegal practices by and/or known to federal officials similar to those in which Mr. Bartoli was found to allegedly be engaged and was sentenced to federal prison. The case is currently before the Seventh Circuit.

Exhibit A: Statement by Mr. Bartoli entitled, "IRS Abuse."

A

## IRS ABUSE

If you go on the Internet and search "IRS Abuse" you will discover a long list of sites documenting cases of IRS abuse of individuals and companies. From abuse of individuals, the IRS has now graduated to the abuse of 5,637 citizens at the same time and in one case. This is how it happened:

In 1991, three individuals in the Chicago area were selling Living Trusts through a corporation named "Heritage America". A Living Trust allows a deceased person to have their estates settled without going through state Probate Court. When an estate is settled in Probate Court the assets of the estate are reduced by court fees, executor fees, appraisals, and attorneys fees, and it is a long time-consuming procedure. A Living Trust allows the transfer of assets to the heirs without going to court - it can happen in one day! The cost of a Living Trust is \$1,000 to \$2,000 regardless of the size of the assets being transferred. This cost is minimal compared to the cost of Probate.

Although the use of a Living Trust has been legal for decades, lawyers have been reluctant to advise clients to use a Living Trust because they will not receive the fees awarded in a Probate proceeding, which can amount to anywhere from about 5% to 20% of the assets of the estate. Heritage America was committed to helping citizens preserve assets for their heirs and avoid a long, costly and complicated court procedure.

When Heritage America hired an in-house staff attorney in 1991, he dissolved the corporation and restructured Heritage America into a private membership organization (with the same legal structure as AARP, NAACP, Illinois Bar Association, etc). The advantage being that these private associations could provide legal advice to its members and not be exposed to the charge of practicing law without a license. The U.S. Supreme Court has so ruled.

Heritage grew rapidly and in a few years had signed 5,000 members in 20+ states resulting in millions in savings for its members and millions in lost attorneys fees for the legal profession.

The Heritage attorney was aware of another trust called a "Business Trust" that he provided for many of his private clients. Many of these trusts were audited by the IRS and the audits were closed without objection to the structure or legality of the trusts. The Business Trust is created by the parties by a private contract that creates a legal entity such as "ABC Company" that is authorized to operate a business. It is an alternative to using a state or federal corporation or a sole proprietorship. The Business Trust has several tax advantages. It can defer capital gains tax for a period of time, save income taxes and eliminate estate taxes. It also provides asset protection and privacy since it does not have to be registered with the state or federal government. The Business Trust is legal in every state and is used by many large corporations to operate parts of their business—such as Novartis, WalMart etc. The Sears Tower in Chicago was put in a Business Trust before its sale to Japan to defer capital gains taxes. The first Business Trust was legalized in English Common Law in 1412 in the case of the Free Fisherman of Faversham. When America adopted the English Common Law, when our government was formed, the Business Trust became legal in American States. IRS Regulations recognize the validity of the common law. IRS Regulations specifically exclude the Business Trust from any of the provisions of the Internal Revenue Code....therefore it is not a taxable entity. Since no other federal law applies to a Business Trust its legality and taxability is determined only by the state law where the Business Trust contract is executed. In 1993 the principals of Heritage and the attorney decided to set up a new private membership association - The Aegis Company—to promote the use of a Business Trust for members to operate their business. Aegis contracted with agents in several states to solicit members. It also promoted Business Trusts by using seminars. The Aegis seminar program was eventually approved by the Ohio and Pennsylvania Supreme Courts. All



members were advised to present the program to their attorney or CPA before they accepted the Aegis program. Aegis was very successful and grew to 637 members in several years. The growth resulted in saving members millions in Federal taxes.

Saving members of Heritage and Aegis millions in attorney fees and federal taxes attracted the attention of several state bar associations, especially in Illinois, and the IRS. The first assault came from the Illinois Attorney General. They passed a statute designed to put Heritage out of business, but it was subsequently declared unconstitutional. They had been working with the Attorney Registration commission of Illinois (ARDC). When the Attorney General failed they wrote to the ARDC suggesting that the best attack on Heritage was to discredit their attorneys.

While this was developing one of the principals of Heritage and Aegis was exposed as embezzling \$200,000+ from Heritage. He was dismissed from both companies and sued in state court which confirmed the embezzlement. His response was to take Aegis and Heritage documents and start his own company doing exactly the same as Aegis and Heritage. He eventually went to Federal prison for defrauding his members of millions.

Before prison, to spite Aegis and Heritage principals and their in-house attorney, he filed a complaint against them with ARDC in Illinois and Ohio, alleging Aegis and Heritage documents and programs were illegal. He also filed a complaint with the IRS with the same allegations. Ohio dismissed the claim, but this opened the door for a conspiracy between the ARDC and the IRS to put Aegis and Heritage out of business and discredit their attorney and succeeding attorney who replaced the in-house counsel when he retired in 1996.

ARDC, with the backing of IRS, filed a complaint to disbar the in-house attorney and his successor, based on the allegations of the embezzler. The IRS sent agents to Aegis and Heritage representatives and verbalized the allegations, saying that they would put Heritage and Aegis out of business. Even though the trusts of Heritage and Aegis did not come under the jurisdiction of Federal Law and were only under the jurisdiction of state law, the IRS agents alleged the trust documents were illegal. Since they had no Federal law to back them up, they fabricated their own law by saying the trust documents were "abusive" or a "sham". The process of IRS abuse and intimidation expanded.

IRS sent hundreds of summons to Aegis members, without authorization of a court order, demanding financial records. They also seized members bank records without court order. When they met with a member they said their trusts were illegal (shams). They should tear them up and pay back taxes (the tax savings the trusts secured) plus penalties. They were extorting money they had no legal basis to demand.

The next IRS assault was a series of wire-taps on Aegis and Heritage office phones and the phones of the principals and the in-house attorneys. Undercover agents appeared at Aegis and Heritage seminars. This harassment went on for years.

It all culminated in an indictment of Aegis and Heritage principals on April 8, 2004. The case is still pending and has not been brought to trial. It may be tried in 2007. To secure evidence, prior to the indictment, the IRS raided the offices of Aegis and Heritage at gunpoint on March 30, 2001, and took all the records of both companies. They also took the personal and financial records of 5,637 members. The application for the search warrant and the probable cause affidavit supporting the raid were not signed under oath as required by law. The principals filed a suit in Federal District Court in Chicago in 2002 to set aside the search warrant used in the raid. The judge took the case under advisement and to date has refused to rule.

In the indictment case a motion to suppress all evidence secured by the search warrant was made. The judge ignored the unsigned application and affidavit of probable cause and ruled against the motion and refused to allow defendants access to the unsigned documents. He put them under seal.

NEED WE SAY MORE!!

*Edward Bartoli*

B



## CERTIFICATION

I, Mary Ellen Vanderventer, Recorder for the County of Lake, State of Illinois, do hereby certify this to be a true and correct copy of Document Number 6324306 recorded March 27, 2008 as it appears from the records and microfilm in my office. In witness hereof, I have hereunto set my hand and affixed the seal of my office.

DATE: March 27, 2008

[Seal]

*Mary Ellen Vanderventer*  
Mary Ellen Vanderventer  
Lake County Recorder

by *Cristy Lee Weber*  
Clerk, Recorder's Office

18 N County St – Second Floor  
Waukegan, IL 60085-4358  
(847) 377-2678  
fax (847) 625-7200

**AFFIDAVIT**

**OF**

**SHEILA A. MANNIX**



Image# 043052340062 Type: AFD  
Recorded: 03/27/2008 at 02:07:21 PM  
Receipt#: 2008-00015620  
Total Amt: \$87.00 Page 1 of 62  
IL Rental Housing Fund: \$0.00  
Lake County IL Recorder  
Mary Ellen Vanderventer Recorder  
File **6324306**

THE ABOVE SPACE FOR RECORDER'S USE ONLY

**AFFIDAVIT OF SHEILA A. MANNIX**

I, Sheila A. Mannix, being first duly sworn, on oath, states as follows:

- 1 I am of legal age and competent. This affidavit is made on my personal knowledge of all matters set forth herein. If sworn and called as a witness in this matter, I could, and I would, testify competently as to each fact set forth herein.
- 2 Under penalties of perjury as provided by law pursuant to Section 1-109 of the Code of Civil Procedure (735 ILCS 5/1-109), I certify that the statements set forth in this instrument are true and correct, except as to such matters herein stated to be on information and belief and as to such matters, I certify aforesaid that I verily believe the same to be true.
- 3 I certify that the exhibits attached to this instrument are true and correct copies of authentic documents.
- 4 I have created this instrument in support of my teenaged sons' and my **independent Lake County Petition for Order of Protection, Case No. 07 OP 1512**, and the "Verified Emergency Petition for Temporary Restraining Order and Preliminary Injunction" filed therein, which petition stated in pertinent part at Page 12, Paragraphs 41 and 42:

"41. On June 19, 2006, IFCAA [Illinois Family Court Accountability Advocates, the lawful, volunteer, non-profit organization I co-founded with Karyn Mehringer] issued its first national press release through BusinessWire announcing that it had taken on the public corruption in the Circuit Court of Cook County.

42. In response to the national press release, IFCAA was connected to organized crime informants in Utah and Arizona who provided material evidence that indicated alleged involvement of multiple judges and attorneys in Chicago in an alleged national racketeering enterprise in the US judicial system partnered with territorialized organized crime families."

(62)

mm.

- 5 On October 9, 2007, before Lake County Head Family Court Judge Jane Waller, I presented Case No. 07 OP 1512, an *ex parte*, emergency **Verified Petition for Order of Protection** against my ex-husband, on behalf of my two teenaged sons [17 and 14] and myself. To date, said petition is unopposed and languishing in direct violation of statutory strictures and Supreme Court Rules which require expedited adjudication of petitions for order of protection and child custody matters. Said petition requested the following relief under 750 ILCS 60/214(b)(17): Remedies and Standards. Order for Injunctive Relief, "That Respondent be further ordered and enjoined as follows: (1) Stop all criminal acts against Petitioner and the teenaged minor children. (2) Stop all malicious prosecution in Cook County Case Known as: Cook Co. 93 D 2984, Lake Co. 05 OP 1348, Lake Co. 07 OP 143, Cook Co. 06 OP 2465 (formerly Lake Co. 06OP 97), Consolidated with: Cook Co.06 OP 3-0185, Cook Co. 07 OP 1949 (formerly Lake Co, 07 OP 30)."
6. After another verified attempt on November 13, 2007 by Cook County state court agents and those acting on their behalf to frame and falsely arrest me as an alleged "serious security threat," on December 5, 2007, in Lake County Case No. 07 OP 1512, I lawfully filed, served, and noticed a **Verified Emergency Petition for Temporary Restraining Order and Preliminary Injunction** seeking "the court to issue a temporary restraining order *instantly* and to schedule an evidentiary hearing for preliminary injunction against any further proceedings by the Respondent, Daniel P. Sheetz, Sr., in the Circuit Court of Cook County under Case No. 93 D 2984, et al," proceeding in direct violation of binding state and federal constitutional and statutory civil and criminal law as well as the Illinois Wrongs to Children Act and federal RICO law as defined by 18 USC § 1961. In direct violation of Local Rules, Judge Waller continued the emergency matter to January 2, 2008.
- 7 On December 21, 2007, Judge Waller denied my **Verified Emergency Motion for the Self-Disqualification of The Honorable Jane D. Waller *Instantly***.
8. On January 2, 2008, Judge Waller sent my **Verified Motion for Substitution of Judge for Involvement, or, In the Alternative, Verified Motion for Substitution of Judge for Cause** to Chief Judge David M. Hall.
- 9 On March 12, 2008, at the conclusion of that day's proceedings in my sons' and my **independent Lake County Petition for Order of Protection case** regarding well-pled motions for his own and Judge Waller's mandatory self-disqualifications and a motion to vacate as void his orders of January 25, 2008, all of which he denied me leave to file with another void order, Chief Judge Hall handed out to the four attorneys who had stepped up before him, specifically, Assistant Attorney General Janet Fasano, Assistant State's Attorney Daniel Jasica, and my ex-husband's attorneys, Mitchell Asher, and Charisse Bruno, pre-prepared, stapled copies of the 19-page, unpublished opinion in Cook County Case No. 98 CH 11007, Mary Carr and Mario D'Agostino v Michael Lynch, et al., at which I testified about the public corruption in Chicago's family court. The proceeding was before ex-Judge Paddy McNamara and was regarding a motion to substitute Judge Alexander White for involvement and/or cause.
10. The First District Appellate Court opinion issued on February 27, 2008 in the Lynch case stated in pertinent part: "Although Mannix did not provide Lynch with any information

regarding Judge White, she **produced direct evidence** regarding several other judges' involvement in the bribery scheme." [Page 8, last paragraph; Emphasis added.]

1. Further, it is my opinion from witnessing all of the proceedings on October 13, 2006 even though I was called as a witness in the proceeding but ex-Judge McNamara did not have me leave the courtroom after Mr. Lynch's statement that I should, that the aforementioned Appellate Court opinion in Mr. Lynch's appeal being handled by reputable Criminal Attorney Thomas Durkin issued on February 27, 2008 that upheld the ruling of ex-Judge McNamara falsely incarcerating Mr. Lynch evidenced an established pattern of practice of public corruption replicated in courts nationally in which corrupt public officials cause the problem for which the litigant is then held illegally responsible on the trial, appellate, and supreme court levels.
12. Specifically, on October 13, 2006, ex-Judge McNamara denied Mr. Lynch's Emergency Motion for Continuance which would have enabled him to set the parameters of the hearing on his motion for substitution of judge for involvement and/or cause against Judge Alexander White, including protections for mob informants, and would have enabled him to bring in his out-of-state witnesses to substantiate his well-pled factual allegations. [PR 001 - PR 003] Then ex-Judge McNamara held Mr. Lynch in contempt for not substantiating his factual allegations as a result of her preventing him from doing so. At Page 6, Lines 5-7 of the certified Report of Proceedings, ex-Judge McNamara stated in pertinent part, "**Well, I think we should proceed today. These are suppose -- these are proceedings that are suppose to be conducted expeditiously.**" Ex-Judge McNamara did not even enter an order documenting her denial of Mr. Lynch's motion for emergency relief to continue the proceedings so he could substantiate his factual allegations.
13. The aforementioned facts are especially disturbing because co-members of IFCAA have filed motions alleging that the Illinois statute for substitution of judge for cause under the Civil Practice Act, 735 ILCS 5/2-1001(a)(3)(iii), is unconstitutionally vague and contradictory. Specifically, it states "(iii) **Upon the filing of a petition for substitution of judge for cause, a hearing to determine whether the cause exists shall be conducted as soon as possible by a judge other than the judge named in the petition. The judge named in the petition need not testify but may submit an affidavit if the judge wishes.**" As a result of this unconstitutionally vague and contradictory statute, dishonest judges who act in a manner prejudicial to the administration of justice engage in gross abuses of power and exploit litigants to cover-up for the prejudicial and bias acts of fellow judges which misconduct eclipses litigants' federally-protected, constitutionally-secured rights to a fair trial before an impartial judge.
14. For example, (A) in my Cook County Case No. 93 D 2984, et al, my SOJ for Cause against Judge Eileen Brewer was assigned to Judge R. Morgan Hamilton, over my objection, on September 18, 2007 and she continued it to **October 18, 2007**. (B) In IFCAA co-member, Rosemarie Broderick's Case No. 00 D 4868, on October 24, 2007, Judges Brewer and Shields and Head Family Court Judge Moshe Jacobius entered a total of five orders transferring and denying a **non-existent** SOJ for Cause motion. I repeat, three Cook County Family Court judges entered a total of five orders transferring and **denying an SOJ for Cause motion that was never written**. Further, (C) court records document that under no authority of law whatsoever, thereby rendering the proceedings void, judges in Lake and

Cook Counties transfer self-disqualification motions that only the named judge can adjudicate himself or herself (as common sense would dictate) to other judges who deny the self-disqualification motions naming judges other than themselves. Specifically, for example, Cook County Judges Shields, Katz, Ruble-Murphy, Mathein and Jacobius have done this in IFCAA co-members' case in 2005 and 2007. Lake County Chief Judge Hall and Judges Starck, Winter, and Waller have done this in my Lake County cases in 2006, 2007, and 2008. In other instances, (D) judges named in well-pled SOJ for cause motions irrefutably detailing extra-judicial bias and prejudice refuse to transfer the motions to another judge in direct violation of statutory strictures, thereby rendering the proceedings void.

15. In my next proceeding before Chief Judge Hall in my sons' and my protective order case, on March 25, 2008, Chief Judge Hall denied me leave to file my **Verified Motion to Invoke Mandatory Duty to Report Federal Felony Crimes and Attorney Misconduct and Motion to Vacate as Void the Orders Chief Judge Hall Entered on March 12, 2008** with another void order. The former motion detailed direct evidence of federal felony criminal extortion over state lines and conspiracy to commit federal felony criminal extortion over state lines by two court-appointed Cook County state court agents, specifically, attorney David Wessel and Jonathan Gamze, MD, as well as detailed criminal perjury and subornation of perjury and conspiracy to commit criminal perjury and subornation of perjury by my ex-husband and his attorney, Anna Markley Bush.
16. Before the proceedings on the 25th, I formally requested an in chambers conference with bench and bar as follows:

"If I might please formally request an in chambers conference to discuss off the record the ramifications of the 19-page unpublished First District Appellate Court opinion in the Cook County Case No. 98 CH 11007, Mary Carr and Mario D'Agostino v Michael Lynch, et al. that Chief Judge Hall distributed to everyone on March 12, 2008 and which opinion states in pertinent part, "Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme," [Page 8, last paragraph; Emphasis added.]

Specifically, I am respectfully requesting to show to and discuss with bench and bar some of the documents I received from organized crime family informants to whom I was networked after the release of the national press release on June 19, 2006 by the organization I co-founded, Illinois Family Court Accountability Advocates, about which I testified on October 13, 2006 in the aforementioned case that directly resulted in the above quote from the aforementioned opinion."

17. Before the bench, I directly implored Chief Judge Hall to share the burden with me, but he refused my aforementioned request for an in chambers conference which was distributed to all involved parties except Judge Waller who was reportedly attending a funeral on March 25, 2008 and was not on the bench that day. [PR 004].
18. I am of information and belief that, under binding constitutional and statutory civil and criminal laws and under controlling higher court opinions, Chief Judge Hall and Presiding Judge Waller have lost authority and jurisdiction to enter orders in Case No. 07 OP 1512.

19. I have attached hereto for entry into the public record of Lake County a few of the documents I received from organized crime family informant, "Informant X," which, in part, formed the basis of my testimony about which the First District Appellate court made the aforementioned finding, "she produced direct evidence regarding several other judges' involvement in the bribery scheme."
20. I am of information and belief that I have been unable to find a state or federal trial, appellate, or supreme court judge to uphold my teenaged sons' and my constitutional and civil rights and liberty interests as well as enforce binding state and federal civil and criminal laws in my family's post-divorce case and protection order cases because of the apparent involvement of multiple Circuit Court of Cook County judges in an interstate organized crime family enterprise involving the Sucato Family and the Maricopa County Recorder's Office in Arizona about which I testified under oath on October 13, 2006 in the Cook County Case No. 98 CH 11007, Mary Carr and Mario D'Agostino v Michael Lynch, et al.
21. I am of information and belief that the copies of the documents that are attached hereto that I received from "Informant X" indicate the involvement of the named judges, solely and in conspiracy with other state court agents, in illegal acts within and across state lines.
22. Further, I am of information and belief that the extreme retaliation against my sons and me by the named judges supports the finding of the First District Appellate Court, namely, "she produced direct evidence regarding several other judges' involvement in the bribery scheme," such that the retaliation against my sons and me meets the elements of violations of the Illinois Criminal Code of 1961, Article 32: Interference with Judicial Procedure, Section 32-41: Harassment of Witnesses and meets the elements of violations of the federal statutes, 18 USC § 1512: Tampering with a Victim, Witness, or an Informant, and 18 USC § 1513: Retaliating Against a Victim, Witness, or an Informant in pending or potential proceedings.
23. I have attached pages 73 to 75 of the certified Report of Proceedings of the end of my testimony in the aforementioned D'Agostino v. Lynch case to put into the public record the fact that my IFCAA co-member, Michael Lynch, and myself do not believe that all judges are corrupt. However, we have been blessed with the burden of service to our fellow Americans and are obligated to uphold our civil and moral duty to expose the irrefutable evidence that some judges are corrupt and these judges are a "clear and present danger to the administration of justice," especially in cases involving the nation's children. [PR 005 – PR 008]
24. I restate and reaffirm the statements I made at the national Family Preservation Day rally on August 18, 2007 at the foot of the Lincoln Memorial in our nation's capital:

And most important to my presentation today, we were networked with organized crime family informants.

Please understand that IFCAA members did not ask to become aware of organized crime informants.

We did not ask for this cross to bear and become moms and dads against the mob. But we will shoulder this burden with honor and integrity on behalf of the suffering children of our nation and on behalf of our law enforcement officials, soldiers and veterans.



People say that we are crazy.

My response is that if you think that our belief in justice and our great US Constitution is crazy then you have made a statement about yourself, not me and my co-members of IFCAA.

People ask me if I am afraid.

And I respond, of course I am afraid, I'm not crazy!

But I am more afraid of waking up one day and looking in the mirror to see a woman who has sold her soul to this fear. And in the face of this fear, I just have to think of our suffering children and our suffering soldiers and veterans who are alone in the dark of night - wounded, abused, or wondering if their protective mom or dad or their country has abandoned them. And when I think of them, I am filled with indomitable courage to stand up to my moral and civil duty to them.

I ask you to stand up with me and my IFCAA co-members.

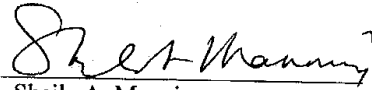
25. Attached hereto are some of the documents I have received from "Informant X" that I am of information and belief are "linked" to the state court agents named herein:

- a. The table of contents and section summary pages of an over 90-page "book" of documents "linked" with Associate Judge Karen G. Shields. [PR 009 – PR 022]
- b. **The Second Affidavit of Karyn Mehringer In Support of Her Emergency Motion for Leave to File *Instantly* the Attached Emergency Motion for Judicial Admission or Denial by Judge Karen G. Shields Regarding Knowledge of and/or Participation in Alleged Criminal Acts Within and Across State Lines by Judges in the Circuit Court of Cook County, Illinois, and Other Relief *Instantly***, which is a Court Watch witness affidavit of the proceedings in my case before the late Judge Donegan on August 16, 2006 at which three Private Investigators were present as well as IFCAA co-member, Michael Lynch, as a material witness to give testimony for my emergency "judicial admission or denial motion" directed to Judge Donegan and, further, attached pages 1, 2, 3, 29, and 30 from the organized crime informant's "book" on Judge Shields and my Affidavit of Service to Ms. Mehringer's ex-husband on August 15, 2006. I gave Judge Shields her Courtesy Copy of Ms. Mehringer's emergency pleading on August 15, 2006 as well. Ms. Mehringer's emergency pleading was lawfully filed, served and noticed for presentation on August 17, 2006. On August 17, 2006, Ms. Mehringer was prevented from entering Judge Shields' courtroom by Deputy Louie Sanchez who gave Ms. Mehringer the denial order entered by Judge Shields in the court hallway. Please note that one of the two Cook County Sheriff's Police Detectives who criminally harassed and intimidated Ms. Mehringer at her home later that evening of August 17, 2006 showed up at my last proceeding before Judge Donegan on February 23, 2007. He refused to give me his name and/or card. [CCSPD Jason Moran #952] The following week, Judge Donegan was found dead at the bottom of his basement stairs with a "severely broken neck." [PR 023 – PR 031]

- c. A summary page of "links" and documents from the Maricopa County Recorder's Office "linked" with the late Associate Judge James G. Donegan. [PR 032 – PR 034]
  - d. The documents associated with Judge Eileen M. Brewer [PR 035 – PR 036] and court-appointed attorney David Wessel ("linked" with other state court agents) [PR 037 – PR 044] that I entered into the record of the First District Appellate Court Case No. 1-07-1520 on August 3, 2007. Additionally, I have attached hereto Exhibit H of said filing which was the March 26, 2007 national press release of my letter to US Senator Patrick Leahy, Chairman of the Senate Judiciary Committee with a summary of the exhibits submitted in the large three-ringer binder of documents I sent Senator Leahy on or about January 18, 2007 [PR 045 – PR 047] Note that the aforementioned appellate court filing included the entirety of the documents sent to Senator Leahy designated by Exhibit G: G1 through G17 which coincide with the documents attached below for ex-Judges Disko (G3), McNamara (G5) and Henry (G17), all of whom left the bench between October 2006 and December 2006.
  - e. A document "linked" with retired Judge James Henry who immediately recused from my younger son's Cook County habeas corpus action on August 24, 2006 when the document was attached to a pleading which asked Judge Henry for a judicial admission or denial regarding knowledge of and/or participation in alleged criminal acts within and across state lines by judges in the Circuit Court of Cook County, Illinois. Judge Henry did not run for re-election in November 2006 [PR 048]
  - f. A document "linked" to retired Judge Barbara Disko which was attached to IFCAA co-member, Michael Lynch's pleading in his case before Judge Disko, which asked her for a judicial admission or denial regarding knowledge of and/or participation in alleged criminal acts within and across state lines by judges in the Circuit Court of Cook County, Illinois. Said pleading was lawfully filed, served, and noticed for presentation on October 19, 2006. On said day, Judge Disko announced her retirement effective December 1, 2006. [PR 049]
  - g. A document "linked" to ex-judge Paddy McNamara's husband, Barry T., which was put on the witness bench while on I was the stand in the aforementioned D'Agostino v. Lynch case on October 13, 2006. I am of information and belief that Judge McNamara quit the bench within weeks of said date after falsely incarcerating IFCAA co-member, Michael Lynch, for alleged direct criminal contempt of court. [PR 050]
  - h. Introductory pages and a table of contents of a "book" "linking" Arizona and Utah. [PR 051 – PR 054]
26. I swear before Almighty God that I have never been and will never be an unlawful threat to anyone. However, by the Grace of God and the Power of Love, and with strength and honor, I pray that in the face of the devastating suffering of my own children and the undeniable retaliation against me as a victim, witness, and informant of irrefutable public corruption

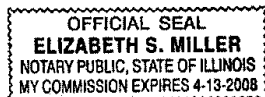
resulting in irreparable damage to my health and my reputation and career and my unlawful defamation, criminalization, and impoverishment that I may continue to be given the courage to obey my moral and civil duty as a resident of the State of Illinois, as a citizen of the United States of America, and as a loving, caring human being so that I may continue be a lawful threat to corrupt public officials, who are literally selling children's flesh to the highest bidder through our nation's family courts, by utilizing the many blessings God has bestowed upon me on behalf of disenfranchised children.

27. Further sayeth naught.

  
Sheila A. Mannix

SUBSCRIBED and SWORN to before me on  
this 27th day of March, 2008.

  
NOTARY PUBLIC



Prepared by/Send to: Sheila Mannix,

MICHAEL W. LYNCH

MASTER

.....

**FACSIMILE COVER SHEET**

TO: Judge Dooling (312) 603-4706 318  
Judge Maddux (312) 603-6622 2:55+  
US Attorney Fitzgerald (312) 353-4324 302  
FBI Chicago Director Grant (312) 829-5172 304  
Michael Braun (312) 565-8300 306  
Murphy & Hourihan (312) 606-8765 310  
David Liebowitz (847) 249-9180 312  
Kulnis and Walsh (312) 580-1839 315  
Smith and Cave (312) 602-7440 5050 3:30  
World Bank (312) 222-0818 4:41 -ok

FROM: Michael Lynch

DATE: October 12, 2006

RE: Case No: 98 CH 11007 D'Agostino v. Lynch, et al.

TITLE OF DOCUMENT:

**EMERGENCY COURTESY COMMUNICATION VIA FACSIMILE**  
**Notice of Emergency Motions for Friday, October 13, 2006 at 8:30 a.m.**

NUMBER OF PAGES (INCLUDING COVER SHEET): THREE (3) PAGES

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE NOTIFY SENDER AS SOON  
AS POSSIBLE.

PR001

MICHAEL W. LYNCH

October 12, 2006

**EMERGENCY COURTESY COMMUNICATION VIA FACSIMILE**

The Honorable Deborah Mary Dooling  
Law Division  
Circuit Court of Cook County  
2609 Richard J. Daley Center  
50 W. Washington Street  
Chicago, Illinois 60602

Re: Notice of Emergency Motions for Friday, October 13, 2006 at 8:30 a.m.

Case No: 98 CH 11007 D'Agostino v. Lynch, et al.

**Matter before the Court: "Second Request for Self-Disqualification of Judge Alexander P. White *Instantly*, or, in the alternative, Verified Two-Count Motion for Substitution of Judge for Involvement and/or Cause" transferred October 11, 2006**

Dear Judge Dooling,

Please be advised that I will be serving in open court tomorrow morning at 8:30 a.m. two emergency motions as follows:

- Emergency Request for Self-Disqualification of Judge Deborah Mary Dooling, or, in the Alternative, Emergency Motion for Substitution of Judge for Involvement and/or Cause
- Emergency Motion for Continuance of Hearing on Defendant Michael Lynch's "Second Request for Self-Disqualification of Judge Alexander P. White *Instantly*, or, in the alternative, Verified Two-Count Motion for Substitution of Judge for Involvement and/or Cause" and Other Relief

The former motion is warranted in law and in fact and is an emergency based, in part, on your statement, in effect, that you don't care that my witnesses' lives will be put at risk if the proceedings are not kept from public record due to the alleged organized crime involvement in the underlying cause of action. Further, that you stated that you have a four-week trial so I may not be afforded my constitutionally-secured due process right to reasonably respond and be meaningfully heard such that your apparent pre-judgment will result in the further deprivation of my constitutionally-secured property rights under the color of law and myself and my family, who are witnesses to current

PR002

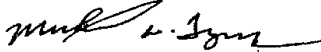
and/or potential civil and criminal proceedings, will be further irreparably harmed, tampered with, intimidated, and retaliated against in violation of federal law.

The latter emergency motion for a continuance of the hearing you stated yesterday would take place tomorrow morning between 8:30 a.m. to 9:15 a.m., which motion is warranted in law and in fact, will seek the following relief:

- That the hearing be continued to a reasonable date such that my out-of-state material witnesses can appear.
- That the hearing be in camera and that the record of proceedings be impounded.
- That other parties be required to file a written response to my three-count motion under oath, or in the alternative, be barred from the presentation of any evidence at the hearing or any case law that I will not be afforded the opportunity to research and submit a written reply.

Your Honor, my three-count motion is based on allegations of substance. The matters alleged are very serious rising to the level of judicial retaliation, malicious deprivation of constitutional rights, and criminal acts including bribery. I have occurrence witnesses with hard evidence. I am of information and belief that binding law warrants that the proceeding be formalized and the parameters fixed.

Respectfully Submitted,



Michael W. Lynch

CC: Service List  
Presiding Judge Maddux  
U.S. Attorney Patrick Fitzgerald  
FBI Director-Chicago Division Robert Grant

Date: Tuesday, March 25, 2008

To: Chief Judge David Hall  
The Hon. Jane Waller  
Assistant Attorney General Janet Fasano  
Assistant State's Attorney Daniel Jasica  
Attorney Mitchell Asher  
Attorney Charisse Bruno

Case No. 07 OP 1512

From: Petitioner Sheila Mannix

Re: Formal Request for In Chambers Conference

To The Court and Counsels:

If I might please formally request an in chambers conference to discuss off the record the ramifications of the 19-page unpublished First District Appellate Court opinion in the Cook County Case No. 98 CH 11007, Mary Carr and Mario D'Agostino v Michael Lynch, et al. that Chief Judge Hall distributed to everyone on March 12, 2008 and which opinion states in pertinent part, "Although Mannix did not provide Lynch with any information regarding Judge White, she produced direct evidence regarding several other judges' involvement in the bribery scheme," [Page 8, last paragraph; Emphasis added.]

Specifically, I am respectfully requesting to show to and discuss with bench and bar some of the documents I received from organized crime family informants to whom I was networked after the release of the national press release on June 19, 2006 by the organization I co-founded, Illinois Family Court Accountability Advocates, about which I testified on October 13, 2006 in the aforementioned case that directly resulted in the above quote from the aforementioned opinion.

Respectfully Submitted,

  
Sheila A. Mannix, PhD

P2004

STATE OF ILLINOIS )

COUNTY OF COOK )

SS:

ORIGINAL

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

MARY CARR D'AGOSTINO and MARIO )  
D'AGOSTINO, )

Plaintiffs, )

vs. )

MICHAEL LYNCH, et al., )

Defendants. )

No. 98 CH 11007

REPORT OF PROCEEDINGS at the hearing of  
the above-entitled cause before the Honorable  
PADDY H. McNAMARA, Judge of the said court on October  
13th, 2006, at 2:00 p.m.



Nina Dudziak Court Reporters, Ltd.

Chicago: (312) 701-1707  
Waukegan: (847) 406-3200

PR2005



1 yes?

2 A. (Nodding.)

3 Q. So isn't it typical when you go in front of  
4 a group like Mr. D'Agostino or a judge, we do a  
5 research with our group, yes?

6 A. We've researched everyone that we come in  
7 touch with, some come up clean, some don't. For  
8 example, when I -- my habeas action for my son who  
9 was being held with a pretended order entered by  
10 Judge Donegan in their jurisdiction.

11 And no judge I'd come up against yet  
12 is willing to act like a judge, frankly. Everyone I  
13 come up against acts like an opposing counsel --  
14 actually, acts like Judge Donegan's counsel.

15 Q. But the point is this: You've seen --

16 A. Oh, we run them through the system.

17 Q. You've seen Omega Trust, and you've seen  
18 Anchor Trust, and you've seen the judge's  
19 participation in it from White, et cetera, et cetera.  
20 Okay.

21 So the same source is providing us  
22 information and the other members of the team  
23 including the FBI and the U. S. Attorney's office  
24 that's now viewed as credible, also provided this

1 (indicating).

2 A. I'm blind without my glasses.

3 Q. Crown Ambassador Enterprises, right?

4 That's a pure trust in Arizona. And how did you find  
5 this? Again, it's not an accusation, but how did we  
6 find that trust?

A. Well, specific things were entered.

8 Q. Yes. Whose name was entered?

9 A. Actually, I was getting lunch. I don't  
10 know if you entered -- I know that you entered  
11 McNamara, I believe.

12 Q. Yes, which is our standard proceeding. And  
13 we've done this and found that there are honest  
14 judges that aren't part of it. And we've identified  
15 those. And there are dishonest judges, right?

16 But, this ties to Barry T. (Phonetic).  
17 All right. I didn't know who Barry T. is, do you?  
18 It was explained --

19 A. I think before we ran it through our  
20 system.

21 Q. Yes. Now, my understanding of Barry T. Was  
22 he an attorney of Dan -- with Seyfarth Shaw, which is  
23 my law firm. He was part of the malpractice case --  
24 was acquired, yes.

And so this is a trust. An illusion  
2 of this trust is the judge in front of us has a  
3 relationship with Barry T, but we haven't proved that  
4 up, yet. This could be making fun of an honest  
5 judge, yes?

6 A. Yes, you know, because you know how they --  
7 you know, I'm sure you're aware, and you have books  
8 on the matter that revealed that you can send people  
9 down wild goose chases. And you create fraudulent  
10 documents, some of them just to launder the money and  
11 some of them to send people off.

12 Q. To label them as crazy. Just like they did  
13 with Dan Moldea, who's written seven books on  
14 organized crime, who's identified a Chicago family  
15 named Gus Paloian.

16 The two authors who are writing my  
17 story -- Lynch v. Alcoa -- identified certain judges  
18 and certain members of organized crime. So they use  
19 his name to make fun of him and hide moneys and put  
20 the trails --

21 A. Yes, I think the main issue is that we're  
22 working and cooperating fully as is our  
23 responsibility and duty as citizens in this country.

24 THE COURT: I don't think you have anything

**EXHIBITS****DISCOVERY**

Sections: 1 - 8

**Patel - Properties - Shield**

pages 1 - 2	Jay Patel
pages 3	FTC vs. Patel / Accusearch
pages 4 - 6	Accusearch / Vernon
pages 7 - 9	Vernon / Ray / Out of the Ashes
pages 10 - 11	Vernon / Young
pages 12 - 16	Young Ray / Crim John Michael / Enregle
pages 17	Crim John / Kawcak
pages 18 - 19	Kawcak / Shield Asset Fund

**2. Pure Trust**

pages 20 - 29	Shield / Linking Pure Trusts
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**3. Shield, Karen**

pages 30 - 37	Shield / Shields / Assessor
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**4. Shield - Maricopa County Assessor**

pages 38 - 51	2712 S Yucca / 2712 E Yucca
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**5. Linking**

pages 52 - 61	Judge Nanette M Warner
pages 62	Kathleen Shield / Charles E Warner
pages 63	Charlie Warner AZ / Charlie E Warner II
pages 64 - 65	Charlie E Warner / Lamb II
pages 66 - 67	Lamb AZ / Sucato
pages 68	Sucato / Lake

**6. Type-o's - Arpaio, Maricopa County Sheriff**

pages 69	Arpaio
pages 70	Arpaio / Rocco / Vicki Rae
pages 71	Arpaio / Blevins
pages 72 - 73	Arpaio / Vicki / Rocco / POA
pages 74	Richard Neville / Stptember
pages 75	Ava Arpaio / No Rec Date / No Rec Num
pages 76 - 77	Arpaio "Joseph" / Arpaio "Joseph" / Carroll
pages 78	Carroll POA Dale

**7. Altered Documents**

pages 79 - 80	Filed twice different order / same rec num
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**8. Altered Court Cases / Altered Names**

pages 81	No Names
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PR009

9. **Maricopa County Recorder - Names Altered**  
pages 82 - 85 Akpabio/Campbell - Akpabio/Zarbo
10. **Maricopa County Recorder - Names Added**  
pages 86 - 87 Deed Trust - No Name / Stradling added
11. **Fictitious Lawsuit**  
pages 88 - 89 Elden Moore vs. Nancy Palmer  
There is NO Nancy Palmer

PRO10

Sec 1

"People" can be created by co-mingling names together.  
This is an example using names in Arizona. This can be done using names in any State.

Joe Alan Lake married Agnes Jean Sucato  
Agnes Sucato was formerly married to Bill Fox.

Randy D Lang works as an attorney for John and Ed Sucato.  
John and Ed are brothers to Agnes.

\*Lang is not licensed but is working in AZ as an attorney.  
Lang has also pretended to be an undercover FBI agent and a Nurse.  
Alias: Patrick, Bryce Stephens, Big Abe, Randy Canaday, El Haj, Randi Lang.  
Known States he has worked in: California, Utah, Chicago, AZ.  
Lang works with a group called East Valley group: AKA - E-Group  
Known members live in AZ, California, Chicago, Kansas, Nevada, New York, Utah

Going back to the co-mingling of names. Joe Lake would be filed in a document that would read - FoxLange.  
Fox would be the former name of Lake's first-wife.  
Lange would be "Lang" the attorney who represents the Sucato's.  
By co-mingling names of family members, or business associates, a new identity is created and "linked" to the original name, Sucato.  
Sucato name would be buried in paperwork and FoxLange is not a real person.  
FoxLange then would be filed and listed as an owner to a property therefore an asset is now hidden.

Linking names with other States is another way to conceal an identity or asset. This asset is usually filed in a Pure Trust.

It doesn't matter how many times a name is linked, the trail must always come back to the original Seven who helped originate the E-Group. They run their Group like the LDS Church. The members must pay a fee (a tithing) to a pool. This pool is a collection of all monies collected. The members may draw from the pool.  
The group are Sovereigns so they only hold allegiance to the ones who started the Group.

The documents begin with a misspelled word or name that appears to be a typing error. This to conceal the true identity of the real person and/or their State.

Example: The name Shields would be filed as **SHIELD**.

PR011

Properties are being sold for thousands of dollars and being shown as a lesser value in the Maricopa County Assessor.

Example: Jay Patel is listed as owner.

The cash value in 2006 is \$36,949

The cash value in 2007 is \$1

The sales price in 2005 is \$260,000.00

As one can clearly see, the price of the property does not match the sales price, therefore taxes are paid on the cash value not the sales price.

NOTE: Jay Patel is a Defendant in court case filed by the Federal Trade Commission  
Jay Patel is founder of Accusearch DBA Abika  
Accusearch had a name change from Tiger's Eye Inc.

In Arizona Corporation Commission Accusearch's Director is Ronald W Vernon.

NOTE: Ronald W Vernon has a partnership, Out of the Ashes,  
with Raymond C and Teresa K

Out of the Ashes has an undeliverable address which means, according to the code, one would have to "link" the names.

The name **Vernon** would have to link with the name **Raymond**.

\*This is so the trail can get back to the original pool and original name of who and what assets are being concealed.

Change Edge Consulting: Manager is Albert **Vernon** Young.

\*The next step is to link **Young** to Raymond.

Deed is filed #92-0084563 with Young Ray A. and a Crim John Michael

\*Note the Young is linked to Ray and the letter "A" is linked to the name Albert.

This deed is a Pure trust: Engregle Management Holdings

Engregle Asset Holdings files a Deed with Perry Victor, Duke Stevens E, Bailey Donald, Barajas J J, Herman M J Jr.

\* Every name is linked to another name to help hide assets.

Engregle Marketing services is now filed with Crim John and Kawcak Terry J.

\*Kawcak Terry J is filed with **Shield** Asset fund.

PR012

## "LINKING" "PURE TRUST"

Sec 2

To help stop identity theft, everyone should be made aware that their own name could be used in an elaborate scam that is going on right now to bilk the Government and steal from unsuspecting victims. Most of the people that are being used will not even know about it until they go and try to sell their home. By this time it is too late. By taking the name of a "real" person, numerous companies are formed. These companies will then be linked to a Pure Trust. Nobody owns a Pure Trust, however someone is always in "control" of the Trust.

A Pure Trust is filed in the Maricopa County Recorder's Office underneath the doc code of the word DEED. "Deed" represents two entities being merged into one, "Department of Employment" + the Economic Department (DES). It is a business and a name added together. By commingling or "linking" two names together it makes it difficult to know the true identity of the person who is in control of the Trust. Linking is when a person takes part of a name and adds it to another name. Example: Rawhide Pest Control is the name of a business. To form a Trust one would name the trust with any word linked to the name of the business, such as "Rawhide". The word Rawhide would be added with one of the following words -ventures, investments, management, marketing, leasing, systems, or group - making the name of the Trust, Rawhide Ventures or Rawhide Investments. Usually there would be six more Trusts - Rawhide Investments, Rawhide Management, or Rawhide Leasing, etc. By electing an artificial person to manage the Trust and electing Trustees, the real person who is in control of the assets would not be shown on any document, however the name could be found by "linking".

As previously stated above, a real name is used and "linked" to several companies in different States, and then brought back to Arizona to form a Pure Trust. A Trust can be filed in any State and can be used anywhere as there is no boundaries. Money and assets are put in the Trust. Properties are bought with the money from the Trusts and the owners name of the property would be left blank. There would be no owner because, nobody owns a Pure Trust. The Trust would "own" the property. IRS would not be paid any taxes, nor would they even know about the property. The people who are selling the Trusts are telling the buyers that the Trusts are not legal but they are lawful. The people who are using these Pure Trusts are being found "linked" to several attorney's, Judges, and CPS caseworkers, ORS (Child-support), who are working together in a conspiracy that is going on in the court system. According to the Department of Internal Revenue Services (IRS), Pure Trusts are illegal.

PR 013



\*02-0232965 recorded Document

Sec 3

The first type-o appears with the name Karen B **Shield** and Kevin P **Shields**.

\*The next step is to know that one type-o will lead to the next type-o.

You would have to link the name Shield to a Kevin, to a name that starts with the letter B and is linked to a name with the letter P

Example: In Illinois there is a Judge named Karen with the last name Shields.

There is a case with that involves the name Kevin.

Kevin is related to someone with the letter B,

They would both be related the letter P.

You know this because of the order that the document is filed. P is the last letter filed.

Next step is to type in name **Shield** in Maricopa County Assessor

\*228 names appear

Type in **Shields** and 227 names appear.

Scroll down to the name Derrick Shields. There is NO city or NO address listed.

\* This is because there is a Derick that is married to Nanette.

\* Nanette formerly known as Nanette Sucato.

\*Sucato: refer back to original names on PAGE #1.

PRO14

Sec 8

— Court cases Maricopa County Superior Court are being filed with NO Names  
This was first printed 2002 In 2006 names and cases will appear

PRO 7

Sec 9

In 2003 in Maricopa County Recorded Documents:

Doc Code: Lien

Rec Date: 08/26/1994

Rec Num: 94-0639172

Starts with the name Akpabio and ends with Campbell.

The letter k will be dropped an R will be added)

The letter b will be dropped.

This same document was filed twice; same rec doc, same rec num, same date.

This time the name begins with Akpabio and ends with Zarbo with several new names added.

PR020

In the Maricopa County Recorded Documents:

Sec. 10

Doc Code: Deed Trst

Rec Date: 03/31/1995

Rec Num: 95-0176076

\*There is NO Name shown in the above document. This was printed in 2003.

\*In 2006 the name "Stradling" will appear.

\*NOTE: Stradling's are partners with Laurin M Hendicks.  
Stradling is the president of AMI aka Architectural Millworks Inc.

\*NOTE: Sucato is the President of AMI aka Architectural Masonry Inc.

PR021

Sec 11

There is a lawsuit filed with the name Elden Moore as Plaintiff.

\*Defendants: Derick Palmer  
Nanette Palmer  
Nancy Palmer  
\*Address: 2202 W Danbury

\*NOTE: Elden Moore is from Kansas. He moved to Chicago before he came to AZ  
Moore is in REI aka Realty Executives INC

\*NOTE: Laurin Hendricks (with Stradlings, on previous section with AMI) is the  
president of REI  
aka Rainbow Enterprises Inc.

\*There is Derick Palmer is Nancy's son-in-law. Nanette Palmer is Nancy's daughter.  
Nancy Ybanez owned the house on 2202 W. Danbury.  
Nancy Ybanez bought the house from Elden Moore.

\*There is NO Nancy Palmer that ever lived in the house on Danbury.

\*There is a Nancy Ybanez.

\*Nancy Ybanez was formerly married to Ray "Sucato"

\*Nancy Ybanez formerly worked for Randy D "Lang".

PROZZ

IN THE CIRCUIT COURT OF COOK COUNTY ILLINOIS  
COUNTY DEPARTMENT – DOMESTIC RELATIONS

FILED B - 16  
06 AUG 17 AM 9:06  
CLERK OF THE CIRCUIT COURT  
OF COOK COUNTY, IL

In Re: The Marriage of: )  
MARK A. FREEMAN, )  
Petitioner, ) No. 2000 D 12224  
and ) Consolidated with 00 D 12313  
KARYN L. FREEMAN ) Calendar 64  
n/k/a KARYN L. MEHRINGER ) Judge Karen G. Shields  
Respondent, )

**SECOND AFFIDAVIT OF KARYN MEHRINGER IN SUPPORT OF HER  
EMERGENCY MOTION FOR LEAVE TO FILE *INSTANTER* THE ATTACHED  
Emergency Motion for Judicial Admission or Denial by Judge Karen G. Shields  
Regarding Knowledge of and/or Participation in Alleged Criminal Acts Within and  
Across State Lines by Judges in the Circuit Court of Cook County, Illinois, and  
Other Relief *Instanter***

I, Karyn Mehringer, being first duly sworn, on oath, states as follows:

1. I am of legal age and competent. This affidavit is made on my personal knowledge of all matters set forth herein. If sworn and called as a witness in this case, I could, and I would, testify competently as to each fact stated in this affidavit.
2. I am of information and belief that there is no immunity for criminal acts or for conspiracy to commit criminal acts.
3. That on Wednesday, August 16, 2006, I witnessed Sheila Mannix present the title of her emergency motion and state that she had a material witness in the courtroom who has material evidence to support her allegations. She was not afforded the opportunity to present her motion because Atty. Mitchell Asher interrupted her and stated that the witness must leave the court at which time Mr. Michael W. Lynch stood and left the courtroom with his large black briefcase. Judge Donegan appeared to be in a state of shock and repeated that there would be no hearing that day, there would be no hearing that day.

P12023

4. I witnessed Atty. Mitchell Asher, who has never filed an appearance in the case, state that the matter was not an emergency and that Dr. Mannix should be sanctioned pursuant to Rule 137. I witnessed the Child Representative David Wessel state that Dr. Mannix's motion was harassment. I witnessed Judge Donegan ignore the statements of Attys. Asher and Wessel.
5. I also witnessed Judge Donegan ignore the statement of Dr. Mannix that, in direct violation of statute, Mr. Wessel did not make the court aware of the fact that the minor children ran away from their father's house last week.
6. I witnessed Dr. Mannix state that the prior day she had a one-hour meeting with a Barrington Hills Police Department detective, lieutenant and sergeant to pursue criminal charges against Mr. Wessel for criminal official misconduct and interference with judicial procedure. Judge Donegan interrupted her and stated that was hearsay. I witnessed Dr. Mannix raise her right hand and state that she would go under oath to witness to her conversation. Judge Donegan refused her.
7. I witnessed Judge James Donegan state that he was denying Sheila Mannix's **Emergency Motion for Leave to File *Instantly* the Attached Emergency Motion for Judicial Admission or Denial by Judge James G. Donegan Regarding Knowledge of and/or Participation in Alleged Criminal Acts Within and Across State Lines by Judges in the Circuit Court of Cook County, Illinois, and Other Relief *Instantly*** because she did not cite a statute upon which it was being brought forth. Judge Donegan stated that he did not see a statute in the entire document.
8. Despite the fact that both Dr. Mannix and I can produce multiple pleadings by opposing counsels that both Judge Donegan and Judge Shields have entered which do not state a statute, just like my motion, there are two statutes in the first paragraph of the motion for leave and in the attached emergency motion, namely 720 ILCS 5/ Articles 32 and 33 which are criminal interference with judicial procedure and criminal official misconduct. Further, the motions cite Supreme Court rules and the Constitutions as well as binding authorities regarding pro se pleadings.
9. Pursuant to Exhibit "F" attached to my emergency motion, I am of information and belief that both Judge Donegan and Judge Shields have committed alleged criminal interference with judicial procedure and criminal official misconduct by severing Dr. Mannix's and my access to the court without just cause, especially in light of the evidence now in the hands of civil and criminal authorities indicating alleged criminal acts by both judges.
10. As I have witnessed multiple times in the past, yesterday I witnessed three Cook County deputies move in on Dr. Mannix in anticipation of her voicing her lawful objection to Judge Donegan's nonsensical statements at which time she would have been unlawfully removed from the courtroom and Judge Donegan would

PR024

have proceeded with yet another unlawful ex parte proceeding. But yesterday, Dr. Mannix did not need to say a word because we now have material evidence of alleged criminal acts by Judge Donegan.

11. On Thursday, August 10, 2006, in the courtroom of Judge Alexander White during a court appearance of Mr. Lynch, a pro se litigant, I witnessed Atty. Braun state that he wanted Mr. Lynch removed from the courtroom. I witnessed Judge White state that he could not do that because Mr. Lynch was a party to the case.
12. I am of information and belief that Judge Donegan committed alleged criminal official misconduct and criminal interference with judicial procedure by denying Dr. Mannix's emergency motion for leave to file ~~his~~ her motion.
13. Attached hereto is a snippet of the material evidence (five pages) that has been turned over to civil and criminal authorities. I am not at liberty to explain or discuss the evidence at this time. I am of information and belief that Judge Shields does not need an explanation.
14. Further affiant sayeth naught.

  
KARYN MEHRINGER

SUBSCRIBED and SWORN before me on  
this 17<sup>th</sup> day of August, 2006.

  
NOTARY PUBLIC



Attachments

PR025



[Search](#)
**Property Information**
[View GIS Maps](#)
**Parcel #:** 219-37-548

**Subdivision Name:**
**MCR #:**
**Lot #:**
**Property Address:**
**Property Description:**

 POR OF S 706F OF W 1109.09F OF SE4 SEC 28 DAF COM S4 COR SD SEC 28  
 TH E 746.09F TO FT ON E LN OF W 746.09F SD SE4 SEC 28 TH N 463.60F TH E  
 181.50F TO TPOB TH CONT E 181.50F TH S 302.98F TH N 56D 24M W 218.02F  
 TH N 181.80F TO TPOB

**Section Township Range:** 28 5N 6E

**Associated Parcel:**
**Owner Information**
[View Tax Information](#)
**Owner:** PATEL JAY/JYOTI

**In Care Of:**
**Mailing Address:** 17031 E CASCADE DR  
 FOUNTAIN HILLS AZ 85268 USA

**Deed #:** 050826758

**Deed Date:** 6/17/2005

**Sales Price:** n/a

**Sales Date:** n/a

[View Comparables \(COMPS\)](#)
**Tax Year:**
**2007**
**2006**
**Full Cash Value (FCV):**

\$1

\$36,949

**Assessed Property Value (LPV):**

\$1

\$26,234

 Note: The values displayed on this page may not reflect constitutional or  
 statutory adjustments.

**Legal Class:**

2

2

**Assessment Ratio:**

0%

16.0%

**Assessed FCV:**

\$0

\$5,912

**Assessed LPV:**

\$0

\$4,197

**Property Use Code:**

0014

0014

**Tax Area Code:**

000000

000000

**Additional Component Information (for this)**
[Valuation](#) | [Characteristics](#)
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**Helpful Information:**
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2006 Maricopa County



PR026

6/25/2006

<http://www.maricopa.gov/Assessor/ParcelApplication/Detail.aspx?ID=219-37-548>

# AFFIDAVIT OF PROPERTY VALU

OFFICIAL RECORDS OF

Unofficial  
Documents

ER

01:52

3

ASSESSOR'S PARCEL IDENTIFICATION NUMBER(s)

Primary Parcel: 219-37-040A portion of  
BOOK MAP PARCEL SPLIT LETTER

Does this sale include any parcels that are being split / divided?

Check one: Yes ☐ No ☒

How many parcels, other than the Primary Parcel, are included in this sale? \_\_\_\_\_

Please list the additional parcels below (no more than four):

(1) \_\_\_\_\_ (3) \_\_\_\_\_  
(2) \_\_\_\_\_ (4) \_\_\_\_\_

2. SELLER'S NAME AND ADDRESS

Jeff Bell  
11250 Kirkland Way, #700  
Kirkland, WA 98033

3. (a) BUYER'S NAME AND ADDRESS:

Jay Patel  
17031 E. Cascade Dr.  
Fountain Hills, AZ 85268

(b) Are the Buyer and Seller related? Yes \_\_\_\_\_ No ☒  
If Yes, state relationship: \_\_\_\_\_

4. ADDRESS OF PROPERTY:

28200 N. 157th St, Lot 4, Scottsdale, AZ 85262  
MAIL TAX BILL TO:  
Jay Patel  
same as #3 above

5. PROPERTY TYPE (for Primary Parcel): NOTE: Check Only One Box

a. ☒ Vacant Land f. ☐ Commercial or Industrial Use  
b. ☐ Single Family Residence g. ☐ Agricultural  
c. ☐ Condo or Townhouse h. ☐ Mobile or Manufactured Home  
d. ☐ 2-4 Plex i. ☐ Other Use: Specify: \_\_\_\_\_  
e. ☐ Apartment Building

7. RESIDENTIAL BUYER'S USE: If you checked b, c, d or h in Item 5 above, please check one of the following:

☐ To be occupied by owner or "family member." ☐ To be rented to someone Other than "family member."

See reverse side for definition of a "family member."

8. NUMBER OF UNITS: \_\_\_\_\_

For Apartment Properties, Motels, Hotels, Mobile Home Parks, RV Parks, Mini-Storage Properties, etc.

9. FOR OFFICE:

(a) County of Rec  
(b) Docket & Pag  
(c) Date of Recor  
(d) Fee / Record

Validation Codes:

(e) ASSESSOR \_\_\_\_\_ (f) DOR \_\_\_\_\_

ASSESSOR'S USE ONLY

Verify Primary Parcel in Item 1: \_\_\_\_\_

Use Code: Full Cash Value: \$

10. TYPE OF DEED OR INSTRUMENT (Check Only One Box):

a. ☒ Warranty Deed d. ☐ Contract or Agreement  
b. ☐ Special Warranty Deed e. ☐ Quit Claim Deed  
c. ☐ Joint Tenancy Deed f. ☐ Other: \_\_\_\_\_

11. SALE PRICE: \$ 260,000.00

12. DATE OF SALE (Numeric Digits): 06 / 06  
Month Year  
(For example: 03 / 05 for March 2005)

13. DOWN PAYMENT: \$ 0

14. METHOD OF FINANCING: a. ☒ New loan(s) from financial institution:

(1) ☒ Conventional  
(2) ☐ VA  
(3) ☐ FHA  
f. ☐ Other financing: Specify: \_\_\_\_\_  
d. ☐ Seller Loan (Carryback)

15. PERSONAL PROPERTY (see reverse side for definition):

(a) Did the Sale Price in Item #11 include Personal Property that impacted the Sale Price by 5% or more? Yes \_\_\_\_\_ No ☒

(b) If Yes, provide the dollar amount of the Personal Property:

\$ 00 AND

Briefly describe the Personal Property: \_\_\_\_\_

16. PARTIAL INTEREST: If only a partial ownership interest is being sold,

Briefly describe the partial interest: \_\_\_\_\_

17. PARTY COMPLETING AFFIDAVIT (Name, Address, Phone):

Jeff Bell  
11250 Kirkland Way, #700  
Kirkland, WA 98033 Phone \_\_\_\_\_

18. LEGAL DESCRIPTION (attach copy if necessary):  
Lot 4 of that certain portion of Section 28, Township 5N, Range 6E

THE UNDERSIGNED BEING DULY SWORN, ON OATH, SAYS THAT THE FOREGOING INFORMATION IS A TRUE AND CORRECT STATEMENT OF THE FACTS PERTAINING TO THE TRANSFER OF THE ABOVE DESCRIBED PROPERTY.

Signature of Seller/Agent: \_\_\_\_\_

State of Arizona, County of \_\_\_\_\_

Subscribed and sworn to before me this 20 day of May, 2005

Notary Public: L. KANDERIAN, GREENWOOD

Notary Expiration Date: May 31, 2007

Signature of Buyer/Agent: \_\_\_\_\_

State of Arizona, County of \_\_\_\_\_

Subscribed and sworn to before me this 20 day of May, 2005

Notary Public: OTAR P. PUBLIC - Scottsdale, Arizona

Notary Expiration Date: May 31, 2007

DOR Form 82162

PROZ7 (Revised 5/2003)

2

This is Google's cache of <http://www.ftc.gov/os/caselist/pretextingsweep/accusearch.htm> as retrieved on Jun 21, 2006 05:53:27 GMT. Google's cache is the snapshot that we took of the page as we crawled the web. The page may have changed since that time. Click here for the current page without highlighting. This cached page may reference images which are no longer available. Click here for the cached text only. To link to or bookmark this page, use the following url: <http://www.google.com/search?q=cache:33tZnF6xWlQJ:www.ftc.gov/os/caselist/pretextingsweep/accusearch.htm+Jay+Patel+accusearch&hl=en&gl=us&ct=clnk&cd=1>

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**FEDERAL TRADE COMMISSION**  
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**Federal Trade Commission**

v.

**Accusearch, Inc. d/b/a Abika.com, and Jay Patel, Defendants**

Civil Action No.: 06-CV-0105; FTC File No. 052 3126

3, 2006

- Complaint for Injunctive and Other Equitable Relief
- News Release

Last Updated: Wednesday, May 3, 2006

PR028

3

<http://66.102.7.104/search?q=cache:33tZnF6xWlQJ:www.ftc.gov/os/caselist/pretextingsweep/accusearch.htm> 7/10/2006

Unofficial  
Documents

**CONTRACT**  
**and**  
**DECLARATION**  
**of**  
**TRUST**

This Declaration of a Pure Trust Organization  
Authorizes Its Trustees  
to Operate Under the Name of



**SHIELD PENSION FUND**

Dated this 17th day of December, 1992

Copyrighted at Common Law by Commonwealth Trust Company, 1992

PR029

29

# Helen Purcell

Maricopa County Recorder

Sunday, July 9, 2006

<div> <a href="#">ours &amp; Locations</a> </div> <div> <a href="#">ecorder</a> </div> <div> <a href="#">lections</a> </div> <div> <a href="#">hat's New</a> </div> <div> <a href="#">upport</a> </div> <div> <a href="#">iscellaneous</a> </div>	<div> <div>NAME</div> <div>DESERT SCHOOLS FEDERAL CREDIT UNION</div> <div>SHIELD KAREN B</div> <div>SHIELDS KEVIN P</div> </div>	<div> <div>DOC CODE</div> <div>REL D/T</div> </div>	<div> <div>REC DATE</div> <div>03/06/2002</div> </div>	<div> <div>REC NUM</div> <div>02-0232965</div> </div>	<div> <div>F</div> <div>1</div> </div>
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The Official Website of the Maricopa County Recorder and Elections Department  
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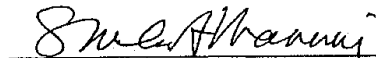
STATE OF ILLINOIS )  
 ) SS:  
COUNTY OF COOK )

**AFFIDAVIT OF SERVICE**

I, Sheila A. Mannix, being duly sworn upon oath, state that I served the respondent's **EMERGENCY MOTION FOR LEAVE TO FILE *INSTANTER* THE ATTACHED Emergency Motion for Judicial Admission or Denial by Judge Karen G. Shields Regarding Knowledge of and/or Participation in Alleged Criminal Acts Within and Across State Lines by Judges in the Circuit Court of Cook County, Illinois, and Other Relief *Instanter*** on petitioner by personal service by hand-delivering a copy thereof to his address below:

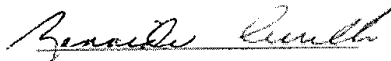
Mr. Mark Freeman, Sr.  
308 W. 32nd Street  
Chicago, IL 60616

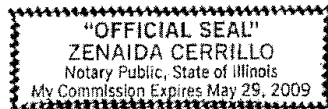
on the 15th day of August, 2006.



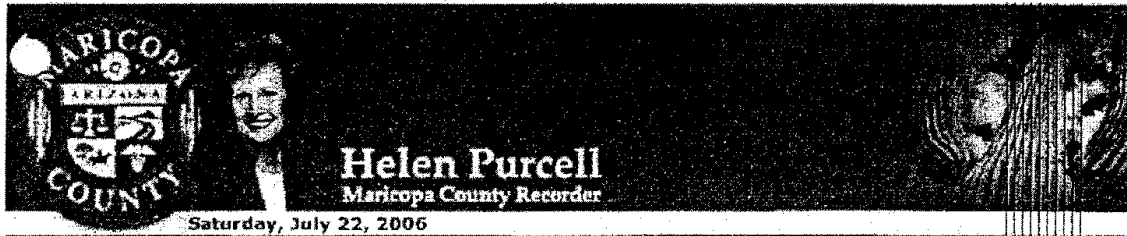
Sheila A. Mannix

SUBSCRIBED AND SWORN  
to before me this 17th day  
of August, 2006

  
Notary Public



PR 031



## Hours &amp; Locations

Recorder

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NAME	DOC CODE	REC DATE	REC NI
DONEGAN JOHN J III	POWER ATT	03/23/1999	99-027
DONEGAN JOHN M ETAL +	WAR DEED	06/19/1998	98-052
DONEGAN JOHN M/JOAN C UX	REL D/T	03/14/1985	85-010
DONEGAN JOSEPH C	T FIN ST	05/30/1989	89-024
DONEGAN JOSEPH ETAL	ASG F/S +	06/13/1986	86-029
DONEGAN KATHLEEN ETAL	AF DISCLS +	07/03/1991	91-031
DONEGAN KATHLEEN ETAL	AF DISCLS +	07/03/1991	91-031
DONEGAN KATHLEEN ETAL	AF DISCLS +	07/03/1991	91-031
DONEGAN KATHLEEN ETAL	AF DISCLS +	07/03/1991	91-031
DONEGAN KATHLEEN ETAL	WAR DEED +	10/25/2000	00-081
DONEGAN LISA	POWER ATT	04/08/2003	03-043
DONEGAN LISA L ETAL	ASG F/S +		
DONEGAN LISA L ETAL	ASG F/S +		
DONEGAN LISA L ETAL	A DEED TR		
DONEGAN LISA L ETAL	DEED TRST		
DONEGAN LISA L ETAL	SUB TRSTE +		
DONEGAN LISA L ETAL	A DEED TR		
DONEGAN LISA L ETAL	WAR DEED		
DONEGAN LISA L ETAL	JNT DEED		
DONEGAN LISA L ETAL	DEED TRST		

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Saturday, July 22, 2006

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**Recorder**

**Elections**

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**Support**

**Miscellaneous**

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PR2034 170  
 7/22/2006



First American Title

19990960816

When Recorded return to:

Sandi Cole, Trust Dept.

First American Title Insurance Company

4801 East Washington Street, Suite 200

Phoenix, AZ 85034

**DEED OF PARTIAL RELEASE AND PARTIAL RECONVEYANCE**  
(Fee Deed of Trust)

HELLER FINANCIAL, INC., a Delaware corporation, is the Beneficiary (the "Beneficiary") under that certain Construction Deed of Trust, Security Agreement, Assignment of Leases and Rents and Fixture Filing Statement (Financing Statement) executed by VISTANA SCOTTSDALE, INC., an Arizona corporation ("Trustor"), dated December 9, 1998, and recorded on December 14, 1998, at Recording No. 98-1129266, records of Maricopa County, Arizona Recorder (the "Deed of Trust").

Beneficiary hereby releases from the lien of the Deed of Trust and reconveys, without covenant or warranty, express or implied, to the person or persons legally entitled thereto, all right, title and interest under the Deed of Trust to the real property described in Exhibit A attached hereto and incorporated herein by this reference (the "Release Parcel").

This is a Partial Release and Partial Reconveyance. No portion of the real property described in, and encumbered by the Deed of Trust, other than the Release Parcel, is released from the lien of the Deed of Trust by this Partial Release and Partial Reconveyance. The lien of the Deed of Trust shall remain in full effect on the real property described in, and encumbered by said Deed of Trust other than the Release Parcel.

Dated this 15<sup>TH</sup> day of ~~October~~ September, 1999.

HELLER FINANCIAL, INC., a Delaware corporation

By: [Signature]

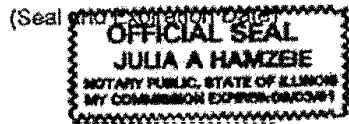
Name: Lisa J. Hansen

Title: Vice President

State of ILLINOIS

County of COOK

~~OCTOBER~~ The foregoing instrument was acknowledged before me this 15<sup>TH</sup> day of September, 1999, by LISA J. HANSEN, the VICE PRESIDENT of Heller Financial, Inc., a Delaware corporation, on behalf of the corporation.



Recording Batch #

[Signature]  
Notary Public

PR038

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Exhibit "B"  
EVR Scottsdale  
Recording Batch 23

NAME	ACCOUNT NUMBER	UNIT/WEED	TYPE	BR Type	Unit	Unit	Week No
ROGERS J. BRADDAITE	604006	1009-3800	Biennial	1BR	1006		38
JENKINS	604048	1035-27DO	Biennial	1BR	1035		27
ALAMI	605845	2004-21EO	Biennial	1BR	2004		21
GONZALES	605866	1029-04EO	Biennial	1BR	1029		04
BLANCO	605890	1029-10DO	Biennial	1BR	1029		10
CARLOS III	605920	1020-22DO	Biennial	1BR	1020		22
LOMELI	605947	1029-15DO	Biennial	1BR	1029		15
ETHELBAH	605978	1029-39EO	Biennial	1BR	1029		39
BECK JR	606048	1003-45ED	Biennial	1BR	1003		45
ELLIS	606128	2025-28DO	Biennial	1BR	2025		28
NEWMAN	606186	2019-11AD	Annual	1BR	2019		11
HERALD	606222	2022-04DO	Biennial	1BR	2022		04
RANDOLPH	606225	2022-06DO	Biennial	1BR	2022		06
BRANDRIET	606322	1021-17EO	Biennial	1BR	1021		17
FREEMAN	606367	2005-27EO	Biennial	1BR	2005		27
THOMAS	606381	2029-35DO	Biennial	1BR	2029		35
HARRINGTON	606387	2029-39DO	Biennial	1BR	2029		39
WRIGHT	606390	1006-22ED	Biennial	1BR	1006		22
STULTZ	606514	1041-12AD	Annual	1BR	1041		12
MELIMANN	606603	1025-38EO	Biennial	1BR	1025		38
KINGHORN	606710	1041-44AD	Annual	1BR	1041		44
SPECK	606711	1025-44EO	Biennial	1BR	1025		44
HOLLY	606728	1041-50AD	Annual	1BR	1041		50
BARGER	606758	1019-29ED	Biennial	1BR	1019		29
ROBINSON	606815	1041-29AD	Annual	1BR	1041		29
RUBITZKI	606864	1026-07ED	Biennial	1BR	1026		07
COLLETTI	606879	111920-09AL	Annual	2BR	1119	1120	09
ELLIS	606886	103334-39EL	Biennial	2BR	1033	1034	39
JAMES	606910	1032-02ED	Biennial	1BR	1032		02
STOCKTON	606947	2005-42EO	Biennial	1BR	2005		42
TRUJILLO	606986	1007-35ED	Biennial	1BR	1007		35
PEREZ JR	607037	2005-48EO	Biennial	1BR	2005		48
PETTIGREW	607062	201211-02EL	Biennial	2BR	2012	2011	02
KINNICK JR	607096	211920-52AL	Annual	2BR	2119	2120	52
ROSE	607102	2022-51AD	Annual	1BR	2022		51
HUSTENS	607109	204645-01AL	Annual	2BR	2046	2045	01
ASHWORTH	607111	204645-03AL	Annual	2BR	2046	2045	03
BROWNLEE	607113	204645-04AL	Annual	2BR	2046	2045	04
LOWRY III	607118	2032-28AD	Annual	1BR	2032		28
SCHMITT	607135	204645-10AL	Annual	2BR	2046	2045	10
ANTONE	607148	2020-06EO	Biennial	1BR	2020		06
EVENSON	607181	1030-03AD	Annual	1BR	1030		03
JOHNSON	607187	1032-49ED	Biennial	1BR	1032		49

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**Exhibit "B"**  
**EVR Scottsdale**  
**Recording Batch 23**

NAME	ACCOUNT NUMBER	UNIT/WEED	TYPE	BR Type	Unit	Unit	Week No
BOND II	807196	2041-16AD	Annual	1BR	2041		16
BENESH	807207	1030-08AD	Annual	1BR	1030		08
JOHNSON	807208	2020-22EO	Biennial	1BR	2020		22
WHITE	807209	201314-33EL	Biennial	2BR	2013	2014	33
KEEBAUGH	807211	1030-09AD	Annual	1BR	1030		09
MESSINGER	807213	201314-37EL	Biennial	2BR	2013	2014	37
ESTRADA	807214	1036-09ED	Biennial	1BR	1036		09
CARREON	807215	204645-14AL	Annual	2BR	2046	2045	14
CUNNINGHAM	807216	2020-39EO	Biennial	1BR	2020		39
WATSON	807217	204645-15AL	Annual	2BR	2046	2045	15
HARMON	807221	201314-38EL	Biennial	2BR	2013	2014	38
LANDSBERGER	807222	2020-41EO	Biennial	1BR	2020		41
STEVENS	807223	204645-18AL	Annual	2BR	2046	2045	18
NELSON	807225	2020-44EO	Biennial	1BR	2020		44
WHITE	807226	201314-40EL	Biennial	2BR	2013	2014	40
STEINBRINK	807227	201314-49EL	Biennial	2BR	2013	2014	49
ST MARTIN	807228	2041-16AD	Annual	1BR	2041		16
POLLEY	807230	2020-45EO	Biennial	1BR	2020		45
CHEN	807231	1030-10AD	Annual	1BR	1030		10
WOMACH	807237	204344-48AL	Unofficial Document		2043	2044	48
THORPE	807241	1030-11AD	Annual	1BR	1030		11
BLOMBERG	807242	1030-12AD	Annual	1BR	1030		12
LIVINGSTON	807244	2041-20AD	Annual	1BR	2041		20
FITZGERALD	807247	2041-21AD	Annual	1BR	2041		21
LAPORTE	807248	2020-50EO	Biennial	1BR	2020		50
VALLEJO	807250	1030-14AD	Annual	1BR	1030		14
SHIELDS	807257	2020-51EO	Biennial	1BR	2020		51
TITLA BR	807256	1036-14ED	Biennial	1BR	1036		14
VASSALLO	807260	1036-15ED	Biennial	1BR	1036		15
GATERS	807261	201314-51EL	Biennial	2BR	2013	2014	51
LO	807263	1036-16ED	Biennial	1BR	1036		16
DAVIS-DILLO	807266	1036-19ED	Biennial	1BR	1036		19
STEWART	807268	2021-03EO	Biennial	1BR	2021		03
FULTZ	807271	1036-23ED	Biennial	1BR	1036		23
ROMERO	807273	2041-24AD	Annual	1BR	2041		24
KOLENICK J	807274	1036-24ED	Biennial	1BR	1036		24
BROWN	807276	2021-06EO	Biennial	1BR	2021		06
HOLMES	807276	1036-25ED	Biennial	1BR	1036		25
OSBORNE	807277	1030-20AD	Annual	1BR	1030		20
CISLER	807278	1030-21AD	Annual	1BR	1030		21
TORRES	807279	1041-51EO	Biennial	1BR	1041		51
NELSON	807281	1030-02AD	Annual	1BR	1030		02
ROMERO	807283	1032-25ED	Biennial	1BR	1032		25
CASTO	807284	1036-26ED	Biennial	1BR	1036		26
BALLANCE	807285	1030-22AD	Annual	1BR	1030		22
DELLIGATTI	807296	2004-08EO	Biennial	1BR	2004		08

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Exhibit "B"  
EVR Scottsdale  
Recording Batch 23

NAME	ACCOUNT NUMBER	UNIT/WEED	TYPE	BR Type	Unit	Unit	Week No.
WOODSLEY	807284	1030-23AD	Annual	1BR	1030		23
PIARULLI	807295	2021-11EO	Biennial	1BR	2021		11
UDOFFA	807298	2041-25AO	Annual	1BR	2041		25
JENNINGS	807287	1008-08EO	Biennial	1BR	1008		08
VERICKER	807296	2021-12EO	Biennial	1BR	2021		12
TRIBBY	807300	2041-28AO	Annual	1BR	2041		28
KAPERONIS	807301	1030-24AD	Annual	1BR	1030		24
VANDERVORT	807303	2041-27AO	Annual	1BR	2041		27
VON DER AKE	807304	1036-33EO	Biennial	1BR	1036		33
GARCIA	807305	2041-28AO	Annual	1BR	2041		28
MASK	807306	1036-36EO	Biennial	1BR	1036		36
LINDLEY	807308	1030-25AD	Annual	1BR	1030		25
JAMES	807310	1030-28AD	Annual	1BR	1030		28
GREEN	807311	2021-15EO	Biennial	1BR	2021		15
MUNSTERMANN	807314	2021-22EO	Biennial	1BR	2021		22
BRAITHWAITE	807316	1030-27AD	Annual	1BR	1030		27
THOMPSON	807317	2041-32AO	Annual	1BR	2041		32
DINGEE	807320	2041-33AO	Annual	1BR	2041		33
ROULIS	807327	1030-30AD	Annual	1BR	1030		30
DAWSON	807329	2021-34EO	Biennial	1BR	2021		24
MONK	807331	1036-36EO	Biennial	1BR	1036		36
BRAMHALL	807332	204645-23AL	Annual	2BR	2046	2045	23
DECKER	807333	2021-25EO	Biennial	1BR	2021		25
CORNELIUS	807334	2041-34AO	Annual	1BR	2041		34
SMITH	807335	1036-40EO	Biennial	1BR	1036		40
WATERS	807336	1036-42EO	Biennial	1BR	1036		42
RAYMOND	807337	2021-80EO	Biennial	1BR	2021		30
FRYE	807340	1030-32AD	Annual	1BR	1030		32
HOWE	807342	204645-24AL	Annual	2BR	2046	2045	24
PRANGE	807343	1030-33AD	Annual	1BR	1030		33
BURLAND	807344	1030-34AD	Annual	1BR	1030		34
MAGAS	807345	1030-35AD	Annual	1BR	1030		35
BRADLEY	807348	2018-48EO	Biennial	1BR	2018		48
HARVEY	807349	201815-08EL	Biennial	2BR	2018	2015	08
MOHAMMAD	807351	201815-11EL	Biennial	2BR	2018	2015	11
GORDON	807353	1030-36AD	Annual	1BR	1030		36
WETTERICH	807356	1036-45EO	Biennial	1BR	1036		45
BRIEN	807360	204645-18AL	Annual	2BR	2046	2045	18
GLTNER	807362	2021-31EO	Biennial	1BR	2021		31
GROSS	807363	1036-48EO	Biennial	1BR	1036		48
LIGON	807364	2041-38AO	Annual	1BR	2041		38
PARTHE	807365	201815-14EL	Biennial	2BR	2018	2015	14
CRATTY	807368	204645-25AL	Annual	2BR	2046	2045	25
STIRES	807367	1036-47EO	Biennial	1BR	1036		47
TUZI	807368	2021-33EO	Biennial	1BR	2021		33
BEATTY	807371	2021-34EO	Biennial	1BR	2021		34

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**Exhibit "B"**  
**EVR Biostadale**  
**Recording Batch 23**

NAME	ACCOUNT NUMBER	UNIT/WEEK	TYPE	BR Type	Unit	Unit	Week No
ROSE	807376	1030-41AD	Annual	1BR	1030		41
HERNANDEZ	807377	201615-20EL	Biennial	2BR	2016	2015	20
RUSNAK	807378	1030-42AD	Annual	1BR	1030		42
JONES	807380	1102-02ED	Biennial	1BR	1102		02
PEARSON	807381	2021-35EO	Biennial	1BR	2021		35
BENICH	807383	2029-01AO	Annual	1BR	2029		01
MULBOW	807388	2041-14AO	Annual	1BR	2041		14
ZIEGLER	807387	1030-43AD	Annual	1BR	1030		43
THOMAS	807386	204845-29AL	Annual	2BR	2048	2045	29
BUSS	807391	2018-30EO	Biennial	1BR	2018		30
MARSHALL	807392	1030-44AD	Annual	1BR	1030		44
RICHARDSON	807393	2021-36EO	Biennial	1BR	2021		36
HUCKABY	807395	1102-06ED	Biennial	1BR	1102		06
VEGA	807398	1102-10ED	Biennial	1BR	1102		10
DOE	807396	204845-30AL	Annual	2BR	2048	2045	30
HUGHES	807400	1041-47EO	Biennial	1BR	1041		47
YONKER	807401	1030-15AD	Annual	1BR	1030		15
ABNER	807403	1048-48EO	Biennial	1BR	1048		48
MCOWEN	807408	2021-40EO	Biennial	1BR	2021		40
HOAGLIN	807407	1030-45AD	Unitfield Document 10/2/2000	1BR	1030		45
HO	807411	2041-31AO	Annual	1BR	2041		31
GUTIERREZ	807413	1102-20ED	Biennial	1BR	1102		20
CONWAY	807414	2041-37AO	Annual	1BR	2041		37
HAMMAN	807417	2021-48EO	Biennial	1BR	2021		48
KRAMER	807418	101615-08EL	Biennial	2BR	1016	1015	08
WESSEL	807419	1030-46AD	Annual	1BR	1030		46
DODSON JR	807421	1102-22ED	Biennial	1BR	1102		22
HUBBARTH	807424	2041-38AO	Annual	1BR	2041		38
MOZLO	807425	2041-40AO	Annual	1BR	2041		40
HAYES	807428	201314-18EL	Biennial	2BR	2013	2014	18
SAMPSON	807429	2021-50EO	Biennial	1BR	2021		50
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Exhibit "C"

That portion of the Southeast quarter of Section 35, Township 4 North, Range 4 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being described as follows:

BEGINNING at a point on the Northerly line of the Southeast quarter of said Section, distant thereon, South 89 degrees 58 minutes 50 seconds East 1957.60 feet from the Northwest corner of said Southeast quarter, also being the Northeast corner of SCOTTSDALE VILLA MIRAGE RESORT CONDOMINIUMS, according to the plat recorded in Book 409 of Maps, Page 2 of Maricopa County Records;

thence along said Northerly line, South 89 degrees 58 minutes 50 seconds East 685.00 feet to the East quarter corner of said Section;

thence along the Easterly line of said Section, South 0 degrees 00 minutes 3 seconds West 661.22 feet, more or less, to the Northeast corner of the land described in Deed to ERP OPERATING LIMITED PARTNERSHIP, recorded June 10, 1997 as Instrument No 97-0388756, of Official Records;

thence along the Northerly line of said land, North 89 degrees 51 minutes 09 seconds West 685.00 feet, more or less, to the Southeast corner of said SCOTTSDALE VILLA MIRAGE RESORT CONDOMINIUM;

thence along the Easterly line thereof, North (Unofficial Document) minutes 35 seconds East 661.10 feet to the POINT OF BEGINNING.

Recording Batch # \_\_\_\_\_

PR 044

**Dr. Sheila Mannix, Co-Founder of IFCAA, Releases Letter and Summary of Exhibits Submitted to Senate Judiciary Committee on January 18, 2007**

EXHIBIT H

March 26, 2007, Chicago, Illinois: On January 18, 2007, Dr. Sheila Mannix, as an individual, submitted the following to: The Honorable Patrick J. Leahy, Chairman, Senate Judiciary Committee, 433 Russell Senate Office Building, United States Senate, Washington, DC 20510

Re: Request for Meeting to Address the Initiation of a Grand Jury Investigation into the Organized Crime Infiltration of the U.S. Judicial System and Other Branches of Government Pursuant to the Proposed War Profiteering Prevention Act of 2007 and the Effective Corruption Prosecutions Act of 2007

Dear Chairman Leahy,

Myself and our civilian team and informants have occurrence witnesses and hard material evidence, including pure trusts and bank accounts, evidencing the involvement of state and federal court agents in multiple states across the nation with an organized crime family based in Arizona. As a result of the efforts of courageous citizens and organizations nation-wide in the face of retaliation against ourselves and our families including our children, twenty-one (21) judges have quit the bench in three targeted states (apparently in an attempt to save their pensions). Further, seven directors of state child protective services agencies have stepped down.

For many months, we were fully cooperating with federal criminal authorities in Chicago until we hit a wall two weeks ago. This was after the release to them of an affidavit by one of our organized crime informants which includes the involvement of members of the FBI as well as other officials in Arizona, Chicago, and Washington, D.C. We were informed that the matter was "no longer under investigation." We are now under information and belief that we are being targeted for further retaliation in the form of false criminal charges. Said informant's life is in immanent danger.

We have material evidence to support the allegation that organized crime has infiltrated courts and agencies that have access to private, corporate, and government funds, e.g., bankruptcy, probate and family courts and child protective service agencies, as well as the corresponding state and federal reviewing courts. The evidence uncovered in the federal bankruptcy court in Chicago led to the discovery of involvement of other branches of government and massive fraud against the government with regard to the initiation and perpetuation of the current military actions in Iraq. [Exhibit A: McCook Metals, LLC aluminum supply contracts including the Joint Strike Fighter (F-35)]

I have attached six (6) national press releases that we distributed through Business Wire in 2006. [Ex. B] I have enclosed the Preliminary Summary of Family Court and Child Protected Services Corruption (without the extensive exhibits save two and an update) that we were asked to create and submit to federal criminal authorities. [Ex.C] I have also attached the affidavit of Mr. Michael W. Lynch, former chairman of McCook Metals, LLC, that includes two affidavits by Ms. Sidney J. Perceful attesting to illicit acts in the court of Chief Bankruptcy Judge of the Northern District Eugene Wedoff and three illicit pure trusts. [Ex. D] Our informants' affidavits detail the names and financial information which Mr. Lynch's affidavit did not and more. Mr. Lynch was falsely

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incarcerated on October 13, 2006 at the end of a forced hearing in gross violation of multiple constitutional rights. I have enclosed the transcript of said hearing. [Ex. E] Mr. Lynch was released on October 26, 2006 with a stay issued by the First District Appellate Court in Chicago. [Ex. F] The judge who falsely incarcerated Mr. Lynch quit the bench in December 2006. We have material evidence of her apparent involvement with organized crime. I have attached examples of illicit trust and other financial documents of judges who have quit the bench in the past six months and other involved judges in Chicago. [Ex. G; not complete sets of documents]

In your January 4, 2007 address you stated, *"Wiretaps, when appropriately requested and authorized, are an important method for agents and prosecutors to gain evidence of corrupt activities, which can otherwise be next to impossible to prove without an informant."* Sir, our informants are family members of the organized crime family whose moral integrity and conscience were stronger than their fear for their personal safety as they became aware of the illicit acts being committed and then embraced the reality of the number of innocent children, parents, business owners, and other individuals, here and abroad, who are being devastated by the illegal activities of the Family in partnership with corrupt officials in the U.S. judicial system and beyond. Our team is available for immediate grand jury testimony regarding illicit acts including but not limited to bribery and extortion. We are in need of immediate government immunity and protection.

We are upstanding, law-abiding citizens who have lawfully organized to fight for our constitutionally-secured rights and to stop the harm being perpetrated against our children, ourselves, our fellow Americans, especially the nation's children, and our global community for the personal financial gain of corrupt court agents and others. My father, John F. Mannix, who was in Connecticut politics for over twenty years, his last position as the Chairman of the State Board of Education, taught me that participating in our democracy in an official position is not only a privilege - it is a blessing - for it affords one the sacred gift of living in service to others.

The actions of public officials in league with organized crime for personal financial gain who are public servants beholden to protect those they are harming defile the sacrifices of our sons and daughters in law enforcement and the military, here and abroad, who have given their lives in service of the belief that they are fighting for these very same rights. We need your help and your leadership.

Respectfully Submitted,  
Sheila A. Mannix, PhD

CC: Eighteen Committee Members; Print and Broadcast Media Contacts

Enclosures

**Exhibit A**

McCook Metals, LLC Aluminum Supply Contracts  
[that included the Joint Strike Fighter (F-35), Super Lightweight Tank, and the nation's Space Shuttle program]

**Exhibit B**

Six National Press Releases of 2006



**Exhibit C**

Preliminary Summary of Family Court and Child Protective Services Corruption  
[without extensive exhibits save two and an update]

**Exhibit D**

Affidavit of Michael W. Lynch in Support of Criminal Investigation of State and Federal  
Trial, Bankruptcy, and Reviewing Courts in Chicago, Illinois

**Exhibit E**

Copy of Certified Report of Proceedings of October 13, 2006 before Judge Paddy H.  
McNamara  
[early retirement December 2006]

**Exhibit F**

Court Documents Regarding the Retaliatory Incarceration and Release of Michael W.  
Lynch: October 13-26, 2006

**Exhibit G**

Partial Copies of Alleged Illicit Financial Documents of Some of the Apparently  
Involved Judges in Chicago

Judge Stuart Nudelman (Early Retirement July 2006) – Disclaimer Deed Maricopa  
County, Arizona; G1- G2

Judge Barbara Disko (Early Retirement December 1, 2006) – Chico Management  
Services (Caribbean Trust); G3

Judge Paddy McNamara (Early Retirement December 2006) – Crown Central Asset  
Fund, Crown Central Systems, Crown Ambassador Enterprises, Fidelity Investments;  
G4-G8

Judge Alexander White – Five Whites, LLC; G9

Judge James Donegan – Legato Real Estate Ventures, LLC, Legato Trust; G10-G12

Judge Karen Shields – Shield Asset Fund, Shield Pension Fund; G13-G16

Judge James Henry – James W. Henry Financial Services, Inc.; G17

07/21/2006

Arizona Corporation Commission  
State of Arizona Public Access System

6:17 PM

617

Officers and Directors

File Number:	10546452
Corporation Name:	JAMES W. HENRY FINANCIAL SERVICES, INC.
Type of Business:	

Record: 1 of 1	
Name:	JAMES W HENRY
Title:	PRESIDENT
Address:	1208 E SEMINOLE
	PHOENIX, AZ 85022
Date Assigned:	11/02/03
Last Updated:	03/24/06

- [Return to STARPAS Main Menu](#)
- [Return to A.C.C. Corporations Division Main Page](#)
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There is NO Seminole listed in AZ (where James Henry is shown at)

PR048

Unofficial  
Documents

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**CONTRACT**  
**and**  
**DECLARATION**  
**of a**  
**PURE TRUST**

**This Declaration of a Pure Trust Organization  
Authorizes Its Trustees  
to Operate Under the Name of**

**CHICO MANAGEMENT SERVICES**

**Dated this 13th day of February, 1997**

PR049

*prelim*

When recorded, mail to:  
Board of Trustees'  
**CROWN AMBASSADOR ENTERPRISES**  
1309 E. NORTHERN, SUITE 600  
PHOENIX, AZ 85020

Unofficial  
Documents

This space reserved

CAPTION HEADING: DECLARATION OF TRUST

THIS DOCUMENT IS CREATED UNDER COMMON LAW  
RIGHT OF CONTRACT IN WASHINGTON D.C.

## CROWN AMBASSADOR ENTERPRISES

A Trust Organization and/or Pure Trust executed Under  
The Constitutional Laws of the United States of America

Dated: NOVEMBER 17, 1992

*PROSD*

## ARIZONA LINKED TO UTAH

Any person curious how the privileged live, can drive up and down many numerous streets in the prestigious areas of Arizona, and glimpse the grandeur behind the wrought iron gates, but what they don't know is that some of these homes are not even on the map. Somehow, these homes have been financed and built, and are now occupied by the moneyed elite, but someone has been paid off not to deed these properties, so that these people, who can afford the best money can buy, do not have to pay property tax. Would the reader be surprised to find out that many of these estates are owned by attorneys, who know how to tweak the laws as if they apply to everyone else but themselves? Would it further surprise the reader to find out these same attorneys are manipulating public land records without the true owners ever being alerted, and creating fictitious corporations to launder funds extorted from government welfare sources? This elaborate scheme was incepted by seven "members" who have been actively enriching themselves and defrauding the government of millions for years, and all trails lead back to them. This is all done by a technique of links.....  
**Arizona Links To UTAH.**



PR051

THE technique of connecting names together began by 7 people getting together to mock the judicial system. It was their intent to make fun of the Government by using the system to help bilk money for their amusement and own personal gain. When thinking of ways of how to swindle money, the group devised ways of using the Internet as their game board. They used a combination of vocabulary skills, crossword puzzles, anagrams, and chainmaille with an additional element of chance. The chance of their true identities being revealed is what they hid in this game. Imagine the shell-game. Instead of using coins put one name underneath the three shells and then you will have an idea of how these con men use names.

By using the concept behind Scrabble, the E-Group produced a version of the game Scrabble using the Internet as their game board with names of children, women, men, and businesses. The idea of chainmaille was to connect as many names as possible. The idea of scrabble was to use as many combination of words as possible. For example, the word "Utah". The person playing the game would drop the letters "ah" which would leave the letters "ut". UT stands for Utah where Randy Lang came from. Lang is a man posing as an attorney in Phoenix Arizona. Lang was one of the players in the E-Group who played this illegal interpretation of scrabble. He used children's names obtained from Child Protective Services, commonly known as CPS, to hide the names of his players. He used workers in CPS to obtain the immunity he needed to help transfer funds that should have been going to children, to his players. By going back and forth from AZ to UT, the players could create a business in AZ and use the name in UT. They would then collect the letters of the children's names so they could get funds from the Government on these children by filing fictitious Charter Schools using the names of children from the CPS collection or the juvenile jails around the States. Because the juvenile courts is a secret society, the children's names are not released to anyone so kids names are hard to trace. That is again, unless you happen to be one of the members of the Con Players Society, "CPS". If you are not a player your name could be used in this con society by making you a Prey instead of a Player. No one is safe. If everyone in Utah would look up their own name in the Arizona Maricopa County Recorder's Office they could see the havoc that is being caused by a handful of con players on the Internet game board. This is just the start!

PR 052

*The Arizona Corporation Commission is being used to create fabricated names to help make the appearance of a business for these players. When in reality names of real people are being used and they are not aware of it.*

*Robert Vince, Dan and Nancy Ybanez are innocent families that have been marked by the players of this International scam. The game is played to break these families by what ever means the players can use. The object is to capture the children's names and in these two cases, help break the families apart. This is all done for money.*

Author, Paul Craig Roberts worded it the best in one of his articles, Entitled, Everyone a Criminal, printed May 07, 2003. Mr. Roberts wrote, "Today, anyone can be criminally prosecuted for offenses created by the indictment." The key word in his words is the word "created". Created means bringing into being, or to fabricate, as in the case of Robert Vince, Nancy and Dan Ybanez, who were falsely accused and caught in the abusive power of the Government that is suppose to be the same Government protecting them.

"The power to "protect" is also the power to ABUSE."

The Internet game of transferring money goes on and on. As long as there are innocent victims to scam, the game will be played unless the chain of names are broken. This can be done by following the links to the names one at a time.

.....Lang referred to his game as a dam.

"To create the dam add one name at a time".

"To break the dam remove one name at a time"

Start with the name **ANTHONY W. SCHOFIELD IN UTAH.**  
End with the name **ANTHONY W. SCHOFIELD IN ARIZONA.**

PR053

**EXHIBITS****DISCOVERY**

Sections: 1 - 10

- |                            |  |
|----------------------------|--|
| <b>Anthony W Schofield</b> |  |
| <u>pages 1 - 4</u>         | <u>Anthony W Schofield UT</u>                  |
| <u>pages 5 - 8</u>         | <u>Anthony W Schofield AZ</u>                  |
| <br>                       |  |
| 2.                         | <b>Schofield &amp; Associates</b>              |
| <u>pages 9</u>             | <u>W.T. Schofield</u>                          |
| <u>pages 10</u>            | <u>T Schofield</u>                             |
| <br>                       |  |
| 3.                         | <b>W T Schofield</b>                           |
| <u>pages 11</u>            | <u>SFT, MPS, CT (2 corp.'s filed in UT)</u>    |
| <br>                       |  |
| 4.                         | <b>MPS</b>                                     |
| <u>pages 12 - 15</u>       | <u>MPS (Entry #18 is AMI-OPS)</u>              |
| <br>                       |  |
| 5.                         | <b>OPS</b>                                     |
| <u>pages 16</u>            | <u>OPS (Entries 1 of 4: #4 is OPS)</u>         |
| <br>                       |  |
| 6.                         | <b>CONFIDENTIAL</b>                            |
| <u>pages -0-</u>           | <u>NO DOCUMENTATION</u>                        |
| <br>                       |  |
| 7.                         | <b>Utah Community Credit Union</b>             |
| <u>pages 17 - 33</u>       | <u>Utah Credit Union (CV case filed in AZ)</u> |
| <br>                       |  |
| 8.                         | <b>Utah Fourth Judicial District Court</b>     |
| <u>pages 34</u>            | <u>No Names</u>                                |
|                            | <u>(filed in Maricopa County Recorder)</u>     |
| <br>                       |  |
| 9.                         | <b>Maricopa County Recorder</b>                |
| <u>pages 34 - 37</u>       | <u>Maricopa County Recorder</u>                |
| <br>                       |  |
| <u>9.1. pages 38</u>       | <u>Maricopa County Recorder (No Names)</u>     |
| <u>9.2. pages 39 - 42</u>  | <u>Donald "A" Metke</u>                        |
| <u>9.3. pages 43 - 44</u>  | <u>Names Altered / Changed</u>                 |
| <u>9.4. pages 45 - 48</u>  | <u>Names Added</u>                             |
| <u>9.5. pages 49 - 50</u>  | <u>No Address / No Owner</u>                   |
| <br>                       |  |
| 10.                        | <b>Schofield</b>                               |
| <u>pages 51 - 52</u>       | <u>SchofieldSmith</u>                          |

PR054