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7  
8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10  
11 Steven ("Laser") Haas  
12 "**Pro se**"  
13 108 E Jewel Street  
14 Delmar, DE 19940  
15 [Laser.Haas@yahoo.com](mailto:Laser.Haas@yahoo.com)

16  
17 Plaintiff,

18 v.

19 Willard Mitt Romney  
20 311 Dunemere Drive  
21 La Jolla, California

22 Paul Traub  
23 C/O Rosner 824 Market St.  
24 Wilmington, DE 19801

25 Bain Capital  
26 335 Bryant St  
27 Palo Alto, CA 94301

28 John & Jane "Doe's" 1 thru 20

) Case No.: No. 12-3-456789-1

**COMPLAINT**

**JURY TRIAL DEMANDED**

1 Morris Nichols Arsht & Tunnel  
2 11<sup>th</sup> Floor  
3 1201 N Market Street  
4 Wilmington, DE 19801

5 Greg Werkheiser  
6 C/O MNAT Firm 11<sup>th</sup> Floor  
7 1201 N Market Street  
8 Wilmington, DE 19801

9 Barry Gold  
10 C/O Frederick Rosner  
11 824 Market St. Suite 810  
12 Wilmington, DE 19801

13 Michael Glazer  
14 CEO Stage Stores  
15 10201 Main Street  
16 Houston, Texas 77025

17 Colm F Connolly  
18 Nemours Building  
19 1007 N. Orange St  
20 Wilmington, Delaware 19801

21 Goldman Sachs  
22 2121 Avenue of the Stars  
23 Los Angeles, CA 90067

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Defendant(s)

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## I JURISDICTION AND VENUE

1. Jurisdiction of this District is proper under 18 U.S.C. §§ 1961, 1962 & 1964 and 28 U.S.C. §§ 1331, 1332, 1343, 1346, 1361 & 1367. Plaintiff suffers from substantial statutory violations occurring in District of Southern California. Defendant Mitt Romney lives in Southern California. Defendant Barry Gold, Goldman Sachs and Bain Capital utilize offices in California. Process to compel all defendants to appear here under 18 U.S.C. § 1965 is correct as “venue generally” - permitted under 28 U.S.C. § 1391.

## II NAMING THE DEFENDANTS

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2. Goldman Sachs, Bain Capital, Mitt Romney, Barry Gold, Paul Traub (“Traub”), Michael Glazer, Morris Nichols Arsht & Tunnell (“MNAT”), with current partner Greg Werkheiser & MNAT former partner Colm Connolly are the Racketeering “Defendants” of this Complaint.

## III AVERMENT OF PLAINTIFF PRO SE

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3. Comes now Plaintiff Steven (“Laser”) Haas as a “**pro se**” who also owns the California Corporation of

1 Collateral Logistics, Inc., ("CLI"). With a Complaint  
2 that makes a flood of assertions against an array of  
3 extremely well-known and very powerful parties.  
4

5 4. Whereas the Defendants are who they are and  
6 plaintiff is unimportant by compare. Combined with the  
7 fact that the accusations arise from a *pro se* party. It  
8 will an instinct of a reviewer to be a doubting Thomas.  
9  
10

11 5. Quite frankly, this litigant can't blame anyone  
12 for being a skeptic. Each and every day plaintiff has  
13 to come to grips with the enormity and surreal state of  
14 stage this odd saga has thrust complainant upon.  
15

16 6. Be that as it may, the allegations are easy to  
17 grasp; and - as needed - also just as easy to verify.  
18

19 7. Plaintiff's evidence to substantiate the claims  
20 made herein, are preponderantly unassailable archives.  
21

22 8. Whereas I, Steven Haas - more commonly known as  
23 "Laser" Haas, submits this Complaint on this, the \_\_ day  
24 of October 2013 - UNDER PENALTY OF PERJURY - averring the  
25 information in this complaint is straightforwardly  
26 documentable; and is consistently true & correct.  
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#### IV NATURE OF PROCEEDING

9. Plaintiff alleges and is able to document at trial that the Defendants are "*culpable*" persons, who are distinct from the legitimate entities they "*corrupt*" by enterprising "*patterns*" of "*racketeering*".

10. Additionally, the urbane efforts of criminality are doing continuous acts of *material adverse* harm upon voluminous innocents. While also assaulting plaintiff's business. Doing so for more than a decade now; with malicious designs for the sake of *unjust enrichment*.

11. Furthermore the long train of abuses in pursuit of increasing the racketeering enterprise includes many designs to reduce U.S. all under absolute despotism.

12. So pervasive are the Machiavellian designs and grandiose schemes unfathomable of the Defendants, with rash powers and undue influences; they were actually able to possess their very own United States Attorney in Delaware named Colm F. Connolly.

13. Having Defendant Colm Connolly ("Connolly") as a cohort/crony of the rackets with ability to get away

1 with federal corruption flexibly, encouraged Defendants  
2 criminal enterprise to believe it was untouchable.  
3

4 14. Romney's hubris and the undeniable success of  
5 the racketeering embolden Mitt & "Gang" to believe that  
6 they could actually accomplish the ultimate usurpation.  
7

8 15. Fortunately for America, the inflexible sword  
9 of truth slayed Romney's billion dollar propaganda  
10 efforts about Bain Capital ("Bain") and his quest to  
11 become the President of the United States ("POTUS").  
12

13 16. Romney was Chief Executive Officer ("CEO") of  
14 Bain until (at least) August 2001; and this presented a  
15 huge exposure risk for the Racketeers. Whereas this  
16 skeleton in their closet couldn't be subjected to a  
17 full public debate about the eToys bankruptcy case (DE  
18 Bankr 01-706 {2002}). If eToys was debated publicly  
19 obviously the POTUS quest would sink quickly and  
20 federal indictments most would loom large.  
21  
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25 17. Even though Romney failed his POTUS quest, the  
26 racketeering enterprise continues to demonstrate its  
27 Above the Law state of being.  
28

1           18. Litigant can also readily document the fact  
2 that this instant case of Racketeering is benefiting  
3 from federal venality extremely heinous & egregious. It  
4 is a fact that Romney/Bain Capital's law firm of MNAT  
5 had one of its partner (Colm Connolly) vaulted to the  
6 position of chief federal prosecutor in Wilmington,  
7 Delaware ("DE") on August 2, 2001.  
8  
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11           20. Defendant MNAT has confessed to lying under  
12 oath about its relationship to Goldman Sachs (discussed  
13 at length below). However, what Defendants Traub, MNAT,  
14 Barry Gold, Michael Glazer and Colm Connolly fiendishly  
15 and obstructively continue to Cover Up; is the fact  
16 that they are ALL connected to Bain. The Defendants are  
17 able to bury their direct connections to one another,  
18 in spite of the fact that the PROOF is freely available  
19 from undeniable court records and federal archives.  
20  
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23           21. Plaintiff can also provide clear and convincing  
24 evidence that this Racketeering timeline issue is one  
25 of the reasons why Romney lied upon his **Federal Election Office**  
26 **of Government Ethics ("OGE") 278 Form .**  
27  
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1           22. It's as plain as the nose on your face. Romney  
2 seeks to dodge his culpability with counterfeit claims  
3 of being "retroactively" retired as Bain CEO, as of  
4 August 2001 - back to February 11, 1999.  
5

6           23. Correlatively, Colm Connolly's Department of  
7 Justice ("DOJ") Office of Legal Policy resume is now  
8 permanently archived online. It details the fact that  
9  
10 Connolly was an Assistant United States Attorney until  
11 1999. Then Connolly became a partner of the Defendant  
12 MNAT's law firm. Remaining there until August 2, 2001.  
13  
14

15           24. On August 2, 2001, Colm Connolly became the  
16 United States Attorney in Delaware and thereafter did  
17 unethically and immorally decline - over and over again  
18 for his entire 7 years in office as the United States  
19 Attorney in DE - to investigate and/or prosecute his  
20  
21 former partner firm of MNAT and/or MNAT's clients,  
22 cohorts & Defendants Romney, Bain and Goldman Sachs.  
23  
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25           25. Additional ironclad evidence exists that  
26 documents the enormous scope, breadth, undue influence  
27 & corruptive power of the racketeering. Including, but  
28



1 not limited to, the fact that when plaintiff, in late  
2 2007, was presented undeniable proof of Connolly's  
3 connections to "targets" of a federal inquiry; it was  
4 reported to the DOJ's Public Corruption Task Force.  
5

6  
7 26. Plaintiff (who is also referred herein as  
8 "Laser the Liquidator", "litigant", "victim", "pursuer  
9 of justice" "witness", and "complainant") had been  
10 blessed that there are some public servants (*at least*  
11 *here in California*) who were not bought off by the  
12 Defendants huge cache of unjust gains and powers.  
13  
14

15 27. Litigant was educated to file a Complaint in  
16 December 2007; and get each page clocked/time stamped.  
17

18 28. As reported by the Los Angeles Times article of  
19 March 2008 titled "Shake-up roils federal prosecutors"; the DOJ's  
20 Los Angeles Public Corruption Task Force was Shut Down!  
21

22 29. Nationally important and significant is the  
23 fact that the "Shake-up" article alarmingly details that  
24 federal prosecutorial staff were actually "Threatened"  
25 to keep their mouths shut - or Else - (*about the true*  
26 *reasons for the dismantling of the unit*)!  
27  
28

1           30. Hence, it is plain to see that a "Prosecutorial  
2 Gap" exists. Fortunately Congress provided a remedy.  
3

4           31. Whereas, it is plaintiff's right and indeed his  
5 duty to throw off the organization that evinces such  
6 criminal exploits and federal corruption designs.  
7

8           32. Congress felt it prudent to entice citizens  
9 with the reward of treble damages, if a person were to  
10 utilize an extraordinary tool by becoming a "Private  
11 Attorney General" for Racketeering remedial purposes.  
12  
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14           33. Hence, an additional Civil Right has been  
15 provided by Congress to arrest exceptional feats in  
16 skullduggery; which are benefiting from criminality,  
17 cronyism and corruption documentable.  
18

19           34. To provide safe guards for America's future  
20 security against such organized criminal enterprises,  
21 Congress provided the Racketeering Influence Corrupt  
22 Organizations ("RICO") Act of 1970 via 18 USC § 1964(c)  
23 and 18 USC § 1962 (a) (b) (c) (d).  
24  
25

26           35. Plaintiff therefore invokes his Civil Right to  
27 become a "Private Attorney General" against Defendants  
28

1 Racketeering enterprise. A Civil Right affirmed by the  
2 U.S. Supreme Court in the case of *Sedima v Imrex Co.*  
3

4 36. Additionally, litigant demands a jury trial.

5 37. Furthermore, complainant will seek the courts  
6 assistance through the Federal Rules of Civil Procedure  
7 ("Fed.R.Civ.P") as are necessary to resolve these  
8 nationally significant, troubling matters of this RICO.  
9  
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11 38. It is plaintiff's desire to bring the full  
12 weight and power of federal authority upon high to bear  
13 down upon the RICO; which also has issues of fraud on  
14 the court, corruption, mayhem, homicides and murder.  
15

16 39. Litigant seeks damages treble, estimated to be  
17 \$100 million; which is above fees and costs.  
18

## 19 **V BACKGROUND**

20  
21 40. Federal probe inquests of targets must be pure.  
22 In a legitimate world, what is stated above is enough  
23 grounds to justify any Racketeering Complaint including  
24 a criminal one. It's axiomatic that Capone would never  
25 be allowed to benefit from, or even have "connections"  
26 to, a federal prosecutor with a swift remedy coming.  
27  
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1           41. However, this instant case (*thus far*), has not  
2 demonstrated the *sine qua non* desire for legitimacy.  
3

4           42. Such as the element that Newt Gingrich put  
5 forth an attack on Romney as a ruthless contemporary  
6 Robber Baron. While the contention of callousness is  
7 true; the fact of the matter remains that Gingrich's  
8 "King of Bain" film is essentially a 'Red Herring'.  
9  
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11           43. Media researchers were able to ferret that the  
12 "King of Bain" rights were acquired by Newt's campaign  
13 supportive entity from a former Romney aid. As telltale  
14 as that should be, it actually is even more ironic.  
15

16           44. Gingrich's funding came from Sheldon Adelson.  
17

18           45. Adelson was giving vast millions to Romney,  
19 (plausibly because Romney's RICO proved high up Connolly styled schemes of  
20 federal corruption works very well) !  
21

22           46. But, when Romney's POTUS quest was botched and  
23 Mr. Adelson's near hundred million dollar *gamble* to be  
24 able to have a "*friendly*" United States Attorney  
25 General ("USAG") failed miserably; Sheldon Adelson had  
26 no other choice, but to give up the ghost and confess  
27  
28

1 his entities statutory violations of the Foreign  
2 Corrupt Practices Act ("FCPA").  
3

4 47. Additionally, it was also a fact that Romney's  
5 RICO "Gang" feared being exposed about the crimes that  
6 transpired during the eToys.com bankruptcy sale. Where,  
7 on March 7, 2001, the public company known as eToys was  
8 placed into bankruptcy by MNAT in the Wilmington,  
9 Delaware Bankruptcy Court ("DE BK Ct").  
10  
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12 48. Romney was CEO of Bain until (*at least*) August  
13 2001 when Bain/Kay Bee acquired eToys illegally; this  
14 presented a huge risk of exposure for the Racketeers.  
15

16 49. Whereas, had this skeleton in the RICO's closet  
17 been subjected to a full public debate concerning the  
18 eToys bankruptcy case (DE Bankr 01-706 {2002}). Then,  
19 obviously, Romney's POTUS quest would be doomed and  
20 federal indictments most assuredly would loom large.  
21

22 50. Regrettably, the scope, breadth, power and  
23 undue influences of the Racketeering fostered expansion  
24 of the RICO into the realm of main stream media. Plus  
25 the enterprise was also able to utilize its *unjust*  
26  
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1 *enrichment* to acquire vast media influential holdings  
2 such as Clear Channel Communications ("CCC").  
3

4 51. However, even with the RICO owning CCC and its  
5 800 stations having over 100 million listeners through  
6 such influential shows such as Rush Limbaugh and Glenn  
7 Beck. Along with the schemes afoot like the "King of  
8 Bain" ruse. This was not enough control of the media to  
9 assure the suppression of the eToys crime issues.  
10  
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12 52. To make sure that the eToys case was buried  
13 from main stream media scrutiny. The extraordinary  
14 success of the RICO clearly demonstrated how huge and  
15 powerful it has become on a national basis by bribery.  
16  
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18 53. American Bridge is known as a Democrat party  
19 research arm. It has now surfaced that American Bridge  
20 was paid by Bain to keep silent on Romney/Bain issues!  
21

22 54. What is germane to the period of time of August  
23 2001, back to February 11, 1999; is the fact that the  
24 organized crime sprees that began during that specific  
25 era of time include 'The Learning Company', Stage  
26 Stores, Kay Bee, Colm Connolly and eToys schemes.  
27  
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1           55. While the "King of Bain" documentary broached  
2 upon Stage Stores and Kay Bee sagas. It was a Rolling  
3 Stone September 2012 cover story by activist Matt  
4 Taibbi that helps hit the nail on its proverbial head.  
5

6           56. Though Plaintiff is one source of Taibbi's  
7 pursuit of the Stage Stores and Kay Bee debacles; even  
8 Rolling Stone was assuaged from telling about eToys.  
9  
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11           57. Rolling Stones September 2012 cover story is  
12 titled "Greed and Debt" with the subtitle "A True Story About  
13 Mitt Romney and Bain Capital".  
14

15           58. While there's much debate about the fact of -  
16 whether or not - Romney did obtain his original seed  
17 monies for Bain from Salvadoran émigré linked to cartel  
18 type "Death Squads". There's no disputing the fact that  
19 Romney owned Stage Stores; and that such did originate  
20 its funding from junk bond fraudster Michael Milken.  
21  
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23           59. Illuminating of the federal corruption issues,  
24 is the fact that a judge presiding over Milken's case  
25 had unethical motivations to leave Romney's Stage  
26 Stores funding in place; because his wife worked there!  
27  
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1           60. Even with such evidence getting certain public  
2 scrutiny, the heart of the matters were avoided and  
3 covered up by the rest of main stream. This is also, in  
4 part, due to the fact of other economic pressures.  
5

6           61. Ostensibly, Bain now possesses or had such vast  
7 holdings as Kay Bee, Burlington Coat Factory, Sports  
8 Authority, Warner Music Group, partnership with NBC in  
9 The Weather Channel, Guitar Centers, Clear Channel,  
10 Hospital Corporation of America ("HCA"), AMC Theatres,  
11 Dunkin Donuts, Toys R Us, DoubleClick, D&M Holdings,  
12 eToys and Romney and associated parties also owning  
13 part of the Celtics. These acquisitions, due in part to  
14 super *unjust enrichments* availed by the RICO; provides  
15 massive advertising dollar revenues annually giving  
16 Defendant Bain the ability to inveigle media outlets.  
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22           62. Such efforts in expansion by *enigmatic* shopping  
23 sprees are much easier to do when your business model  
24 includes a *modus operandi* of a "Bankruptcy Ring". Whereas  
25 it is a pattern of the RICO to manipulate "deals" to  
26 get a foothold inside a "targeted" entity or industry.  
27  
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1           63. Then, once the criminal enterprise has sucked  
2 out as much equity as possible, a bankruptcy is filed  
3 in order to stiff innocent creditors & bleed out more.  
4

5           64. This type RICO scheme will then "re-acquire"  
6 the dead asset, if it has the potential to be rinsed,  
7 lathered back to cash flow ability; and then the scheme  
8 is repeated again and again. Who is there to stop it?  
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11           65. As proof of the existence of bankruptcy being a  
12 pattern of the RICO, is the fact that both Kay Bee and  
13 eToys have been bankrupt multiple times; but still  
14 wound back at Bain (*now under the Toys R Us entity*).  
15

16           66. At the same time, with the Defendants realizing  
17 they had exposure from the original Kay Bee and eToys  
18 frauds and that such might thwart the plot for Romney  
19 to become POTUS. The Defendants utilized the illicit  
20 powers of the RICO, in conjunction with the federal  
21 corruption and simply have kept the original Kay Bee  
22 and eToys cases open for 9 and 12 years respectively.  
23  
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26           67. Now that the POTUS quest has failed, it is the  
27 PLAN of the Racketeers to close **those 2** cases quickly.  
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1           68. If The Learning Company, Kay Bee, Stage Stores  
2 and eToys cases had a legitimate way of being arrested,  
3 then it would not be necessary to trouble the court by  
4 this RICO Complaint. But, it would appear, that the  
5 Defendants have such an unnatural undue influence over  
6 the federal systems of justice; that there's no agent  
7 or agency willing to do their job and arrest the vast  
8 organized crime sprees.  
9  
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12           69. Another prime example of this is the blatant  
13 and flagrant willful blindness and manipulations that  
14 are brazenly demonstrated by what plaintiff has named  
15 as the "*Dealaware*" realm of federal justice.  
16  
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18           70. Just prior to the POTUS election and shortly  
19 after the Rolling Stone "**Greed and Debt**" story gathered  
20 good steam as being a tool informative to the public;  
21 this litigant did continue his efforts to seek justice  
22 in the "*Dealaware*" court with a Motion filed in the eToys  
23 case. It named Romney specifically and burdened the DE  
24 BK Ct with the issues of mayhem and homicides germane.  
25 This was done to garnish an extraordinary reaction.  
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1           71. Upon reception of this complainant's motion to  
2 the DE BK CT on October 24, 2012, the extraordinary  
3 reaction by that court was not as expected.  
4

5           72. Demonstrating just how powerful the RICO truly  
6 is, inexplicably and intolerably, the DE BK Ct and  
7 Clerk decided they would make sure that main stream  
8 media would not get any wind of the issues prior to the  
9 POTUS election. Whereas the DE BK Ct and Clerk openly  
10 defied all ethics, protocols and laws by refusing to  
11 place eToys docket item ("D.I.") 2478 into the Public  
12 Access Court Electronic Records ("PACER") system until  
13 the midday of the Election on November 6, 2012.  
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18           73. But that was not enough to assure the RICO's  
19 complete success. Defendants also desired Retaliation  
20 and Intimidation of plaintiff too. (Retaliation/  
21 Intimidation of victim/witnesses are also "predicate acts"  
22 of Racketeering). When the hearing on this litigant's  
23 motion was to transpire on December 4, 2012; the DE BK  
24 Ct continued to act in a bad faith manner and wickedly  
25 turned the hearing over to the control of MNAT.  
26  
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1           74. At that time, MNAT's partner (Defendant Greg  
2 Werkheiser {"Werkheiser"}) continued to perpetrate acts  
3 of Perjury to protect the RICO. Whereas Werkheiser did  
4 falsely state in open federal court that the judge has  
5 already addressed "all" the matters and there was not  
6 anything else that the "court" should be made aware of.  
7  
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9           75. What Werkheiser and the rogue elements in the  
10 DE DOJ must continue to keep buried from public and  
11 good faith federal agent/agency scrutiny; is the fact  
12 that Defendants MNAT, Barry Gold, Romney, Bain, Goldman  
13 Sachs, Michael Glazer ("Glazer") and Paul Traub are all  
14 linked to each other and are conspiring to destroy the  
15 eToys public company and be fully successful in the  
16 devouring of the eToys bankruptcy estate.  
17  
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21           76. Keeping with the willfully blind and unseemly  
22 bad faith adjudication upon the merits sinisterly. It  
23 appears that the RICO is so strong that the DE BK Ct  
24 will do anything to assure the success of the RICO. So  
25 it was Ordered that plaintiff is permanently expunged  
26 and the DE BK Ct Clerk is to refuse litigant's filing.  
27  
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1           77. This is par for the course of that particular  
2 DE BK Ct justice. After all, the autocrats buried in  
3 the DE DOJ help assure the corruption will evade any  
4 accountability. The bad faith justice can say its Colm  
5 Connolly and/or the US Trustee's fault. Where Connolly  
6 can (*in similar phony manner*) say the US Trustee and  
7 the DE BK Ct never **Notified & Referred** the matter (as is  
8 required by the Codes & Rules of Law 18 USC § 3057(a) &  
9 28 USC § 586(a) (3) (F) respectively).

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14           78. Of course, the real problem here and the one  
15 party who has no excuse - whatsoever (*for its Breach of **Fiduciary***  
16 ***Duty***) - is the United States Trustee.

17  
18           79. On its "About" page upon the UST's official  
19 website, it stipulates that; "*The United States Trustee*  
20 *Program is a component of Department of Justice that*  
21 *seeks to promote the efficiency and protect the*  
22 *integrity of the Federal bankruptcy system. To further*  
23 *the public interest in the just, speedy and economical*  
24 *resolution of cases filed under Bankruptcy Code, the*  
25 *program monitors the conduct of bankruptcy parties and*  
26  
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1 *estate trustees, oversees related administrative*  
2 *functions, and acts to ensure compliance with*  
3 *applicable laws and procedures. It identifies and helps*  
4 *investigate bankruptcy fraud and abuse in coordination*  
5 *with United States Attorney and the FBI and other law*  
6 *enforcement agencies".*

9  
10 80. Of course, as is readily apparent, one cannot  
11 "trust" the United States Trustee, to protect America  
12 from Defendants efforts concerning the Racketeering.

13  
14 81. Region 3 UST Roberta DeAngelis and DOJ trial  
15 attorney Mark Kenney should be named as Defendants in  
16 this instant Complaint; but - unlike Connolly - they  
17 are still working for the government. Purportedly they  
18 enjoy immunity from prosecution as a result. (*Hopefully*  
19 *the court can assist the pursuit of justice of this*).  
20  
21

22 82. As for the particular DE BK Ct ineptitude or  
23 whatever other reason may exist as a cheeky excuse for  
24 its violating plaintiff's Civil Rights under "Color of  
25 Law" violations; such can best be summed up by one of  
26 the transcriptions of the court's remarks on this case.  
27  
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1           83. As is provided by some mysterious good faith  
2 party desiring corrections of the systemic & incestuous  
3 bad faith adjudication upon the merits. Demonstrating  
4 just how powerful the RICO actually is. The DE BK CT  
5 openly lays waste the *integrity of the judicial process*  
6 for the sake of power, money, undue influence and might  
7 makes right on behalf of the Racketeers. Where the DE  
8 BK Ct's own remarks serves the efforts of justice well.

9  
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12           84. It has been a consistent effort in "Color of  
13 Law" by the DE BK Ct to assist the RICO by helping to  
14 "punish [Plaintiff]". As the DE BK Ct claims litigant  
15 is now moot. This is based upon the premise that this  
16 victim is not a party aggrieved and does not have any  
17 pecuniary interest in the eToys case. (REALLY)!

18  
19  
20  
21           85. As a foundation for such errant findings of  
22 fact and bogus conclusions of law, the DE BK Ct accepts  
23 a forgery from Defendant MNAT and certifies such. Where  
24 the court had previously Ordered plaintiff's entity CLI  
25 would have its paperwork filed with the DE BK Ct via  
26 "assistance of Debtor's counsel in eToys" (MNAT).  
27  
28

1           86. Ordinarily, this would not be any big deal. As  
2 MNAT is the DE BK Ct approved attorney for eToys as  
3 Debtor and the function of MNAT (as a matter of Law)  
4 and plaintiff's CLI as court approved representatives  
5 of the eToys bankruptcy estate, are to protect their  
6 clients [eToys] interest. The problem with that premise  
7 is the fact that plaintiff and his CLI entity accept  
8 the fact that loyalty to the client is sacrosanct. But  
9 MNAT's duty (*apparently premeditatedly*) is to MNAT's  
10 secret clients of Goldman Sachs and Bain.  
11

12           87. After Defendants MNAT, Barry Gold and Traub  
13 were red-handedly "caught" by plaintiff (*who did ferret*  
14 *out some Smoking Gun evidences*) they did confessed to  
15 lying under oath at least 33 times.  
16

17           88. Then, after admitting to acts [Perjury] and  
18 even confessing (as Traub's TBF did in its January 25,  
19 2005 Response that was quoted by the UST's Disgorge  
20 Motion) to deliberately deceiving the court (which is  
21 *Fraud upon the Court*); the DE BK Ct did then let the  
22 Defendants utilize a forgery to Retaliate/Intimidate.  
23  
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1           89. Whereas MNAT supplicated (*purportedly on the behalf*  
2  
3 *of plaintiff's CLI*) what has come now to be known as  
4 the "Haas Affidavit" (eToys D.I. 816). Defendants claim  
5 it is a complete "waiver" by complainant of CLI's fees  
6 & expenses (estimated to be \$3.7 million).  
7

8           90. It is okay for the reviewer to chuckle. As this  
9 plaintiff would laugh too, at the ridiculousness of it  
10 all, if it didn't hurt so much. Be that as it may, it  
11 is obvious that no one would simply hand those who **have**  
12 **confessed lying under oath**, millions of dollars freely.  
13  
14

15           91. As a matter of fact, the "Haas Affidavit" does  
16 not even say what Defendants claim it does. Apparently  
17 the DE BK Ct has never, ever, taken the time to read  
18 the two (2) page document that states in item 11 that;  
19  
20 " - - *CLI may seek to recover from the estates are those*  
21 *amounts that constitute a 'success fee'*".  
22  
23

24           92. If an item permits one to be paid, it can  
25 hardly be called a "waiver of rights to be paid".  
26

27           93. But such willful blindness to common sense,  
28 ethics and the rule of law is the way of this DE BK Ct.

1           94. In 2012, some unknown party caused the eToys  
2 transcript of March 19, 2009 to be placed into the  
3 PACER docket record. In that item the DE BK Ct does  
4 stay its usual bad faith course on the premise pathway  
5 that any victim/witness must 1<sup>st</sup> ask for and RECEIVE the  
6 court's permission to inform the court that "fraud on the  
7 court" is transpiring. Along that illogical manner of  
8 thinking, the DE BK Ct had this to say, that is now  
9 archived by the eToys D.I. 2222, of the March 19, 2009  
10 hearing that transcribes the following telltale items;  
11 Plaintiff [MR. HAAS to the Court]: "So you're going to  
12 permit fraud on the Court to continue under a tech -  
13 nicality to get the person out of the way when the  
14 people admitted to you that they supplicated false  
15 affidavits? MNAT has picked Traub to handle New York  
16 and half the cases under seal".

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23  
24           THE COURT: "Mr. Haas, I'm not going to hear you".

25 Then, MNAT's Werkheiser states: "And that CLI also had  
26 been adjudicated not to have any claims". (Because MNAT  
27 supplicated the Haas Affidavit "waiver").  
28

1           95. When complainant objects and says "*that's not*  
2 *true*". The DE BK Ct continues to prevent review of the  
3 facts and states "**I'm not going to - -**".  
4

5           96. This litigant then - again - points out to the  
6 DE BK Ct that "There's never been a hearing on CLI's  
7 claim".  
8

9           97. To which the DE BK Ct again responded coldly  
10 that; "**Mr. Haas, I'm not dealing with it**".  
11

12           98. Then the DE BK Ct states; "**I've said what I've said. We**  
13 **don't have anything else on here**"?  
14

15           99. And Defendant MNAT's partner Werkheiser then  
16 continues its charade (cover up of the fact that MNAT  
17 represents eToys, while secretly also representing Bain  
18 - where eToys bankruptcy assets were sold at prices  
19 reduced by MNAT, Traub and Barry Gold to Bain) - as  
20 Werkheiser falsely states; "*No, Your Honor*".  
21  
22

23           100. Then the DE BK Ct concludes with a remark that  
24 basically sums up the attitude of the court about this  
25 Bankruptcy Fraud case. The DE BK Ct justice concludes  
26 that - "**All right. Then I have nothing else but to get back to Tweeter**".  
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## VI FACTS

101. In 1999, Romney & associated parties owned 'The Learning Company' ("TLCo"); which was merged with Mattel Toys in El Segundo, California by DE's MNAT.

102. Reportedly, the TLCo merger with Mattel was the worst corporate merger of all time. It lost Mattel investors \$3 Billion apparently.

103. There's no federal investigation reported into who scammed whom on the fraudulent merger.

104. Purportedly, this is where Romney's Gang got inside the industry owning 12 million Mattel shares.

105. Prior to this time Romney utilized Milken's fraud monies to formulate Stage Stores.

106. As is a pattern of the RICO, Stage Stores was placed into bankruptcy in 2000 (S. TX Bankr 00-35078).

107. Jack Bush of Dallas TX is a Bain executive who goes where needed, including bankruptcies. Mr. Bush became a Director/stockholder in Stage Stores.

108. Defendant Barry Gold was also a Stage Stores executive, serving as "director's assistant".

1 109. Also in 2000, Bain acquired Kay Bee Toys.

2 110. Michael Glazer was Kay Bee's CEO who quickly  
3  
4 became a co-director at Stage Stores.

5 111. Barry Gold signed the engagement letter of  
6  
7 Traub's TBF firm for Stage Stores.

8 112. Traub's TBF failed to disclose Conflicts that  
9  
10 were germane to the Stage Stores bankruptcy case.

11 113. As a result of TBF's failure to disclose many  
12  
13 conflicts of interest, Traub's TBF firm had to file a  
14 Supplemental Rule 2014/2016 Affidavit.

15 114. Traub's Stage Store Supplemental belatedly  
16  
17 disclosed the facts that his firm had connections to  
18 Jack Bush, Ronald Sussman (Mr. Sussman and his spouse  
19 might be named as Defendants later). Traub revealed  
20  
21 vast prior histories with Jack Bush and Barry Gold.

22 115. TBF's Stage Store Supplemental serves as good  
23  
24 evidence of Traub's pathological falsity and efforts in  
25 obfuscation mannerisms and babbling inconsistencies.

26 116. Goldman Sachs was the fiduciary entity for  
27  
28 eToys 1999 initial public offering ("I.P.O.").

1 117. MNAT confessed in 2005, of the law firm's  
2 failure to disclose the Conflict to the eToys DE BK Ct  
3 about MNAT representing Goldman Sachs issues in DE.  
4

5 118. When eToys I.P.O. skyrocketed to \$85 per share  
6 Goldman Sachs had previously made bets with parties  
7 that the price would reach at least \$80. This issue is  
8 discussed in the N.Y. Times "Rigging the I.P.O. Game" March  
9 2013 article on how Goldman Sachs is guilty of such.  
10  
11

12 119. One of the purported reasons why eToys became  
13 insolvent, is due to the fact that Goldman Sachs did a  
14 classic 'pump-n-dump' "Spinning" stock fraud scheme; as  
15 eToys was scammed and received less than \$20 per share.  
16  
17

18 120. Fingerhut was also accused (and sued by eToys)  
19 for contributing to the demise of the public entity.  
20

21 121. Prior to eToys filing bankruptcy on March 7,  
22 2001; Traub has admitted that his firm worked for the  
23 "Unofficial" Creditors of eToys to plan the bankruptcy.  
24

25 122. In November 2000, Foothill Capital, a division  
26 of Wells Fargo, became the only secured eToys creditor.  
27

28 123. The Wells Fargo loaned transacts \$100 million.

1           124. Because the DE BK Ct refuses to permit this  
2 plaintiff to inform that court about frauds occurring.  
3 Also because the DE DOJ has vested interests known and  
4 unknown reasons for hiding their criminal duplicity.  
5 Hence, no federal agent/agency will look at the issues  
6 of this eToys/Gellene, In re Bucyrus type fraud.  
7

8  
9           125. John Gellene's failure to permit a review of  
10 the \$35 million dollar Bucyrus loan (*which, by the way,*  
11 *was from a Goldman Sachs former*); resulted in one of  
12 the most discussed bankruptcy fraud cases of all time.  
13  
14

15           126. Gellene's lies under oath, via Bankruptcy Rule  
16 2014/ 2016 Affidavits that were bogus, looks like  
17 child's play compared to this RICO's FAO Schwartz, Kay  
18 Bee, Stage Stores and eToys crime sprees.  
19

20  
21           127. A book by Law Professor Milton C. Regan was  
22 written on Gellene's fraud titled "Eat What You Kill" "The  
23 Fall of a Wall Street Lawyer".  
24

25           128. It is also more common knowledge now, thanks  
26 to Rolling Stone's Matt Taibbi "Greed and Debt" article,  
27 that Michael Glazer paid himself \$18 million.  
28

1 129. Glazer's payment to himself is a bribe.

2 130. Bribery is a pattern of the RICO.

3  
4 131. Bain permitted Glazer to pay himself \$18  
5 million; because he also paid Bain \$83 million.

6  
7 132. How much executive's pay themselves may or not  
8 could be a crime; but doing such compensation, well  
9 above the norm - Before Filing Bankruptcy of Kay Bee -  
10 is an obvious *scheme & artifice* to defraud.

11  
12 133. MNAT represents Bain of the \$83 million item.

13  
14 134. Without disclosing the conflict of interest  
15 fact that Traub worked under Glazer, with Romney (hence  
16 equal to Bain/Kay Bee) during the Stage Stores bankruptcy  
17 case; Traub's TBF nefariously petitioned the DE BK Ct  
18 (different justice than the one eToys) for TBF to be  
19 the prosecutor of his cohorts Glazer and Bain.  
20  
21

22 135. As par for the course, the Defendants could  
23 not permit proper review of this issue. Utilizing the  
24 hidden fact that the DE DOJ had an MNAT former partner  
25 as the head federal prosecutor (Colm Connolly) the UST  
26 office sought for the DE BK Ct to strike plaintiff.  
27  
28



1           136. Meanwhile, back at eToys, MNAT and Traub did  
2 work a plethora of schemes & artifices to destroy the  
3 public entity of eToys.com and devour the bankruptcy.  
4

5           137. MNAT lied about its connections to Goldman  
6 Sachs, GECC and Bain, hiding those Conflicts, in order  
7 to become the DE BK Ct approved eToys "Debtor's" firm.  
8

9           138. Traub's TBF firm also lied under oath to the  
10 DE BK Ct, in order to become the court approved counsel  
11 for the eToys "Unsecured" Creditors Committee.  
12

13           139. At that time, the racketeers also hatched a  
14 plan to destroy plaintiff and his business. Just prior  
15 to eToys litigant had worked the Toytime case and this  
16 plaintiff disturbed a plot to steal from creditors.  
17

18           140. Traub was the counsel for the creditors of the  
19 Toytime case who tried to help reduce the bankruptcy  
20 sales price of 50% (estimated to be \$5 million) down to  
21 10%; which would result in Overstock.com having to only  
22 pay \$1 to \$2 million instead.  
23

24           141. Thus Traub knew that plaintiff could thwart  
25 the Racketeers in the future and that had to be fixed.  
26  
27  
28

1           142. With MNAT and Traub both, *in essence*, equal to  
2 Bain (when Romney was still Bain's CEO) and Kay Bee  
3 (when Mike Glazer was Kay Bee's CEO); then those two  
4 Defendants conspired with Defendant Barry Gold, Colm  
5 Connolly, Romney, Glazer, Goldman Sachs, Bain and  
6 others to make sure that plaintiff's business would  
7 never interfere with the RICO fraud plans forevermore.  
8  
9  
10

11           143. In spite of the fact that the RICO Defendants  
12 had nefariously seized the eToys estate from all sides  
13 and had planned to sell bankruptcy assets to Bain/ Kay  
14 Bee for as little as possible; the plot to award the  
15 auction of all of eToys assets to Bain/Kay Bee for \$3  
16 to \$5.4 million was halted by this plaintiff.  
17  
18

19           144. As a result of litigant (through CLI) being  
20 hired as the controlling consultant over eToys (for the  
21 purpose of "*Maximizing returns at minimum expense*");  
22 the eToys bankruptcy estate was to receive tens of  
23 millions of dollars from Bain/Kay Bee.  
24  
25

26           145. This sent a panic through the Racketeers plans  
27 and forced them to make an adjustment.  
28

1           146. To totally usurp plaintiff and his CLI entity  
2 permanently, MNAT and TBF conspired to insert Barry  
3 Gold inside as a "post-bankruptcy petition filing" President/CEO  
4 of eToys. Barry Gold was required by Law to apply to  
5 the DE BK Ct for approval under Bankruptcy Section §  
6 327(a) to become a Professional Person.  
7  
8

9  
10           147. As detailed above, the U.S. Trustee had told  
11 the parties that they were not permitted to replace any  
12 of the eToys key executives with anyone connected to  
13 the retained (DE BK Ct approved) professionals/firms.  
14

15           148. Thus, this is why Barry Gold had to avoid  
16 applying to the DE BK Ct; otherwise he would have no  
17 choice but to perpetrate perjury in order to protect  
18 the many schemes & artifices to defraud eToys public  
19 company for Goldman Sachs sake; and the bankruptcy of  
20 eToys for Bain/Kay Bee's sake.  
21

22           149. Hence, a "Hiring Letter" was drafted for Barry  
23 Gold that gave unlawful permission for Barry Gold to  
24 avoid asking the DE BK Ct for its approval. Both MNAT  
25 and Traub deny drafting Mr. Gold's "Hiring Letter".  
26  
27  
28

1           150. With the schemers fully confident they could  
2 steal with reckless abandon and destroy plaintiff's  
3 future efforts to halt their schemes; the Defendants  
4 began to break the law at every possible juncture.  
5

6           151. To assist the efforts to ostracize plaintiff,  
7 the Defendants sought extraordinary DE BK Ct orders.  
8

9           152. One bad faith order was a request to double  
10 the salary of eToys personnel during the bankruptcy.  
11

12           153. As might be expected, when plaintiff and his  
13 CLI staff laid off the "doubled" salary eToys employees  
14 they became highly upset and helped to frustrate.  
15

16           154. Additionally, it is known that Romney destroys  
17 his evidence trails. Where the Olympic records were  
18 demolished, so no inquiries could be made on self-  
19 dealings; and Romney's Governor computer hard drives  
20 were purchased and crushed.  
21

22           155. In similar fashion, MNAT sought for - and did  
23 receive - the DE BK Ct's approval to **Destroy eToys Books &**  
24 **Records** once Barry Gold was unlawfully inserted into the  
25 eToys estate to make sure plaintiff was also duped.  
26  
27  
28

1           156. With MNAT as eToys Debtor's counsel seeking  
2 the relief of Destruction [of evidence] and the fiend  
3 Paul Traub (as Creditors) counsel failing to Object;  
4 then the DE BK Ct approved the inappropriate measure.  
5

6           157. This obliteration of the evidence served both  
7 wicked masters of Goldman Sachs and Bain.  
8

9           158. However, as it turns out, the Racketeers still  
10 had a pesky "Laser the Liquidator" problem. Whereas,  
11 this plaintiff and his business entity CLI staff, kept  
12 finding hidden assets. Such as OFF shore cash deposits  
13 in the millions of dollars that were NOT reported on  
14 the DE BK Ct eToys schedules. Plaintiff and his CLI  
15 staff also learned about pre-bankruptcy sales for odd/  
16 low-ball prices to mysterious parties. When those  
17 records were sought the Defendants utilized their  
18 "Destroy Books & Records" fraud to the fullest!  
19

20           159. Failure to disclose assets is a Bankruptcy  
21 Fraud/ Racketeering scheme is also a "predicate act".  
22

23           160. Plaintiff's good faith efforts for the eToys  
24 client frustrated the RICO Defendants greatly. As a  
25  
26  
27  
28

1 result the good faith Chairman of the eToys Creditors  
2 Committee was speciously forced to retire early.  
3

4 161. Though that malevolent maneuver did increase  
5 chances for total success of the RICO ploys & scams; it  
6 still did not totally assure defeat of this plaintiff.  
7  
8 So another adjustment was made by Defendants.  
9

10 162. On multiple occasions the schemers artfully  
11 tried to cajole plaintiff to join them. Defendants told  
12 litigant he could have eToys assets at greatly reduced  
13 prices and be placed on the board of other entities.  
14

15 163. When these efforts in bribery were rejected  
16 and reported to the DE DOJ (*specifically trial attorney*  
17 *Mark Kenney*); that is when litigant became aware that  
18 the "Dealaware" authorities were in on the "fix".  
19

20  
21 164. DOJ trial attorney Mark Kenney told plaintiff  
22 that he didn't understand the Law. What was being given  
23 to plaintiff was not necessary a bribe. Litigant was  
24 instructed to go back and accept the offer and then  
25 bring it to the DE DOJ (Mark Kenney).  
26

27  
28 165. *Nice Try!*

1           166. Seeing that bribery wasn't going to work with  
2 plaintiff and fearing being "caught"; the Defendants  
3  
4 made another RICO scheme adjustment.

5           167. Purportedly, Romney resigned as Bain's CEO in  
6 August 2001; and at the same time MNAT's partner Colm  
7  
8 Connolly became the DE U.S. Attorney on August 2, 2001!

9           168. Similar to the scheme of MNAT defending Bain's  
10 \$83 million unjust gain payment from Defendant Glazer,  
11 who bribed himself with \$18 million. Traub's TBF firm,  
12  
13 once again, pretends to be an opponent. Then TBF sought  
14  
15 the court's order in the Kay Bee case for TBF to be the  
16  
17 party to prosecute Glazer & Bain.

18           169. MNAT, Barry Gold and Traub's TBF did a similar  
19 scam to benefit RICO Defendant Goldman Sachs in eToys.  
20

21           170. Goldman Sachs was sued by the eToys Debtor in  
22 the New York Supreme Court ("NY Sup. Ct") for the  
23  
24 missing money of the eToys I.P.O. (case # 601805/2002).

25           171. To make sure that the NY Sup. Ct case would  
26  
27 achieve the desired results of Goldman Sachs being  
28  
found not guilty; Barry Gold and MNAT nominated their

1 cohort in crime - Traub's TBF - to be the prosecutor of  
2 Goldman Sachs in the NY Sup. Ct case.  
3

4 172. Therefore, Goldman Sachs sued Goldman Sachs.

5 173. When plaintiff began to ferret out evidences  
6 from the NY Sup Ct case of eToys v Goldman Sachs (where  
7 eToys is renamed ebc1, after Bain/Kay Bee stole the domain names of eToys) ;  
8 the RICO Defendants, once again, document the strength  
9 & power of the RICO. Without getting into the issues of  
10 hookers bought and justices promoted off the case until  
11 later; what is germane now is the fact that the entire  
12 ebc1 NY Sup. Ct case docket was placed Under SEAL.  
13  
14  
15  
16

17 174. Being that the organized criminal empire was  
18 so strong and powerful and plaintiff was fully usurped  
19 by the nefarious seizure of the entire eToys estate  
20 from all sides. The parties then scammed to get back  
21 all the monies that plaintiff and his CLI had compelled  
22 Bain/ Kay Bee to pay extra.  
23  
24

25 175. One such clear and convincing proof of fraud  
26 is the fact that, while Defendants MNAT, Traub & Barry  
27 Gold were "pretending" to be opponents of each other  
28



1 and lying/hiding their direct links to Bain/Kay Bee;  
2 Romney's RICO Gang made up excuses to reduce the price  
3 of eToys.com domain name from \$10 million down to a  
4 mere \$3 million. **Unequivocally a predicate act Bankruptcy Fraud!**

7 176. Plaintiff also learned that there was a CO-  
8 Debtor of Stage Stores named Liquidity Solutions (who  
9 is also linked to Madison Liquidity).  
10

11 177. Once Barry Gold was successfully (illicitly)  
12 planted inside eToys in May 2001; Liquidity Solutions  
13 and Madison Liquidity speciously began to acquire the  
14 eToys Creditors' claims shortly thereafter.  
15

17 178. Anyone, including the Debtor, may acquire  
18 Creditors' claims; but such transactions must disclose  
19 any/all links to insiders to protect other creditors  
20 from losing out to preferential treatments. Hence,  
21 those claims acquired by insiders - are forbidden by  
22 Law - from making even 1 penny profit.  
23  
24

25 176. In a similar flagrant and blatant manner as  
26 with Kay Bee \$100 million, Defendants had a spurious  
27 plot and ploy to fleece eToys with Liquidity Solutions.  
28

1           177. Once a bankruptcy estate has listed all its  
2 assets and worked through who has a "claim" against the  
3 estate and who does not; then a debtor lays out its  
4 "PLAN" for re-organization (though, *arguably*, there was  
5 never any pure intent to re-organize).  
6  
7

8           178. Having succeeded in expunging plaintiff and  
9 his CLI entity from eToys; and fully, nefariously, able  
10 to seize the entire Debtor's estate from all sides  
11 (MNAT as Debtor's counsel, Traub's TBF as "Unsecured"  
12 Creditor's counsel and Barry Gold as the "sole" totally  
13 100% autonomous eToys executive as the "only" decision  
14 making authority over all of eToys matters (including  
15 the bankruptcy, the public entity and re-organization);  
16 then Barry Gold was nominated by Debtor (MNAT & Gold)  
17 and approved by the Creditor's (Paul Traub) to become  
18 the Confirmed "PLAN" Administrator over eToys estate.  
19  
20  
21  
22

23           179. With the haughtier of Defendants believing  
24 there was no boundaries to their sophisticated efforts  
25 in criminality; the RICO Defendants then decided to  
26 make a mockery of the entire case in an inane manner.  
27  
28

1           180. Though it was confessed, in 2005, after this  
2 plaintiff found Smoking Gun proof of the fact; that  
3 Barry Gold and Paul Traub were partners (in the April  
4 2001 DE formed entity of Asset Disposition Advisors  
5 {"ADA"} - that is a copycat of plaintiff's Collateral  
6 Logistics, Inc.,/CLI entity). At the time in 2001/2002  
7 of the eToys bankruptcy walking its way to Confirmation  
8 - ONLY the Defendants were aware of the Conflicts.  
9

10  
11  
12           181. However, both this plaintiff and a few of the  
13 eToys shareholders suspected there were secrets.  
14

15           182. In October and November of 2002, immediately  
16 before the eToys bankruptcy "PLAN" was confirmed; the  
17 eToys shareholder attempted to depose Paul Traub and  
18 Barry Gold on the stand during DE BK Ct hearings.  
19

20  
21           183. Everyone in the room KNEW that Traub and Barry  
22 Gold were connected. Including, *but not limited to*, the  
23 UST trial attorney Mark Kenney (who dealt with the pair  
24 in SEARS entity case of 2001 *In re Homelife* (and then  
25 later of the 2003 case of *In re Bonus Sales*).  
26

27           184. But the duplicitous parties all stayed silent!  
28

1 185. As a result of the success of the ruse and the  
2 failure of the Bankruptcy Federal Police (UST) to do  
3 their job; Barry Gold was anointed as the Confirmed  
4 "PLAN" Administrator over the eToys re-organized "PLAN"  
5 that was renamed as ebcl and the Post Effective Date  
6 Committee ("PEDC").  
7  
8

9 186. This placed Barry Gold in the ultimate dream  
10 position of any larcenist. He was the sole distribution  
11 agent of all eToys nearly \$50 million in cash.  
12  
13

14 187. Full of hubris and bad faith intent Defendants  
15 then drafted Barry Gold's Declaration stipulating a  
16 ridiculous mockery and defiance of the Bankruptcy Code  
17 & Rules (also ethics/laws) where Barry Gold swore -  
18 under penalty of perjury - on page 17 of his October 11, 2002  
19 Declaration - in Part C. Plan Propose In Good Faith Section 1129(a)(3) -  
20 item 43. that he [Barry Gold]; "—understand[s] that only a Plan  
21 that has been proposed in good faith and not by any means forbidden by law may  
22 be confirmed. I understand that a Plan is filed in "good faith" it is has a legitimate  
23 and honest purpose and presents a reasonable hope of success" .  
24  
25  
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1           187. Obviously, given the facts now present in the  
2 court docket record, including the confessions of MNAT,  
3 Traub and Barry Gold that the DE BK Ct permitted to be  
4 placed into evidence record on March 1, 2005. Including  
5 the "*Responses*" of January 25, 2005 (to plaintiff and  
6 eToys shareholder Robert Alber joining plaintiff in  
7 2004), along with "*Depositions*" of Barry Gold, MNAT, Paul  
8 Traub and TBF's other partner Michael Fox (where the  
9 Depositions were taken at the DE BK Ct building after  
10 victims/witnesses received [**real**] "death threats" and  
11 plaintiff's daughter had been abducted in October 2004.  
12  
13

14  
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17           188. Combined with the fact that the United States  
18 Trustee did, on February 15, 2005, per Assistant United  
19 States Trustee Frank Perch did proffer by email to the  
20 parties of interest, while simultaneously supplying the  
21 DE BK Ct with the significant filing of the; "UNITED  
22 STATES TRUSTEE'S MOTION FOR ENTRY OF ORDER DIRECTING  
23 DISGORGEMENT OF FEES PAID TO TRAUB BONACQUIST & FOX LLP  
24 FOR SERVICES RENDERED AS COUNSEL TO OFFICIAL COMMITTEE OF  
25 UNSECURED CREDITORS" (the eToys "*Disgorge Motion*").  
26  
27  
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1           189. Therefore Barry Gold's Declaration remarks  
2 about "good faith" and "legitimate and honest purpose"  
3 were disingenuous remarks. Though (arguably) the datum  
4 on "reasonable hope for success" meant for scheme sake.  
5

6           190. Barry Gold continues in Part C., item 44, of  
7 his Declaration under Penalty of Perjury with babbling  
8 batter absurd that; "The Plan represents extensive arms' length  
9 negotiations among the Debtors, the Creditors' Committee, and other significant  
10 parties in interest, as well as their advisors. The Debtors proposed the Plan in  
11 good faith in order to achieve the greatest for their unsecured creditors, and to  
12 avoid delay and unnecessary costs in making such distributions".  
13

14           191. That is to say that the Debtor (MNAT/Barry  
15 Gold) are (required by law to be) diametrically opposed  
16 *good faith/* arm's length opponents of the "Unsecured"  
17 Creditors' (represented by Barry Gold's secret partner  
18 Paul Traub). It's readily apparent that it's totally  
19 impossible for Barry Gold and Paul Traub to be "arm's"  
20 length. Needless to say "extensively" so.  
21

22           192. As a result of Defendants belief that their  
23 schemes & artifices to defraud are 100% successful;  
24  
25  
26  
27  
28

1 they simply upped the ante on their efforts in Grand  
2 Larceny and cover ups thereof. One Grand Larceny/ cover  
3 up is the bad faith "cramdown" as detailed on page 22  
4 of Barry Gold's Declaration, in Part N. Cramdown Is  
5 Appropriate For Non-Accepting Classes. As iterated by Mr. Gold in  
6 item 59, "Classes 5 and 6 are deemed to have rejected the Plan". Then  
7 Barry Gold continues the plots & ploys to obliterate  
8 good faith parties as Mr. Gold continues to deceptively  
9 remark that; "the Debtors, as Plan proponents, have consented to their  
10 [Classes 5 and 6] treatment under the Plan".  
11  
12  
13  
14  
15

16 193. Of course, this is another effort of the DE BK  
17 Ct approved parties of MNAT, Traub's TBF and Barry Gold  
18 to steal from good faith parties and redistribute the  
19 wealth of eToys to the Racketeering parties. It allows  
20 the hidden clients such as Goldman Sachs to achieve an  
21 full success of its desire to destroy the eToys public  
22 company and get away 'Scot Free' with a the I.P.O.  
23 "Spinning" scheme. Whereas Class 6 equity/ securities  
24 holders, such as shareholder Robert Alber, are  
25 permanently stricken and expunged.  
26  
27  
28

1           194. It is also appropriate to mention that the  
2 full destruction of the eToys public company and its  
3 stockholders served Defendants MNAT, Barry Gold and  
4 Traub other secret clients Romney/Bain/Kay Bee/Glazer.  
5

6           195. All along, Barry Gold, MNAT and Traub argued  
7 in the DE BK Ct against the eToys shareholders being  
8 allowed to have an attorney and/or Committee status (as  
9 permitted by the Bankruptcy Code & Rules). Compounding  
10 the efforts in malfeasance MNAT & Barry Gold nominated  
11 Traub's TBF to sue Goldman Sachs in New York Supreme  
12 Court lawsuit of eToys (ebcl) v Goldman Sachs!  
13  
14

15           196. As there's NO reasonable doubt about the fact  
16 that Barry Gold and Paul Traub are partners (in, at  
17 least ADA), due to their confessions to the DE BK Ct  
18 about this issue. Then there's NO doubt that Barry Gold  
19 and Paul Traub are also Related Persons.  
20  
21

22           197. Defendants had believed, until plaintiff did  
23 ferret out *Smoking Gun* evidences in 2004/2005, that they  
24 had completely gotten away 'Scot Free'. This is why  
25 Defendants continued, until being "caught" in 2004,  
26  
27  
28



1 with Barry Gold supplicating falsities as needed to  
2 protect their racketeering schemes. Such as Barry Gold  
3 stating in his Declaration, in Item 20, that "The Creditors'  
4 Committee designated me to Serve as the Plan Administrator". Barry Gold  
5 continues his deceits by stating that "The Debtors have  
6 consented to that designation". As is readily apparent, this is  
7 Traub for the Creditors' designating his crime partner  
8 Barry Gold, to serve as Plan Administrator. And, of  
9 course, the Debtors (MNAT/Barry Gold) agree with such.  
10  
11  
12  
13

14 198. Then the Declaration of Barry Gold continues  
15 its *efforts* to assure the RICO fraud success with the  
16 obstruction and destruction detailed by Barry Gold in  
17 Section (e) "Cancellation of Debt and Equity Securities".  
18  
19

20 199. This is why the Defendants are now rushing to  
21 close the New York Supreme Court case of eToys (ebcl) v  
22 Goldman Sachs (case 601805/2002); because there are in  
23 a panic and fearful of being held fully accountable.  
24

25 200. However, it is problematic for the Defendants  
26 to do such. As the Confirmed PLAN Administrator (Barry  
27 Gold) is forbidden to have "Transactions with Related Persons".  
28

1           201. BUT, as MNAT and Barry Gold already are guilty  
2 of Collusion, Obstruction, Retaliation Against Victim/  
3 Witness, Scheme to Fix Fees, Conspiracy, Perjury, False  
4 Oath, Bankruptcy Fraud, MisPrision of a Felony, Bribery  
5 and many other state/federal felony violations - plus  
6 that of Federal Corruption. They figure that there is  
7 little risk and much to gain to simply go ahead and  
8 attempt to assure complete Racketeering success for  
9 Bain and Goldman Sachs.  
10

11           202. Doing such by having Traub's handpicked co-  
12 counsels of Pomerantz & Wachtel firms (*fruit of poison*  
13 *tree/unclean hands*) parties **settle NOW**, with Goldman Sachs,  
14 for a only \$7 million dollars.  
15

16           203. Pomerantz and Wachtel are also bad faith  
17 counsels (*all completely informed by this complainant of the Conflicts*) who  
18 seeks to settle the hundreds of millions of dollars in  
19 prolific frauds, for this scheming sum of \$7 million.  
20

21           204. After all, the Department of Justice will be  
22 exposing itself to ridicule, if the agency would now  
23 gain a conscience and finally do their job.  
24  
25  
26  
27  
28

1           205. The RICO Defendants are counting on the  
2  
3 duplicitious bad faith acts of rogue federal agents/  
4 agencies to help prevent any good faith intervention by  
5 civic state and/or federal authorities.  
6

7           206. On top of the Colm Connolly federal corruption  
8 issues, where the MNAT former partner became the United  
9 States Attorney for Delaware on August 2, 2001. Then  
10 Deputy Director of the Department of Justice Executive  
11 Office of United States Trustee's - Mr. Lawrence  
12 Friedman - had sent plaintiff a direct email promise  
13  
14 that his federal agencies staff was on top of the  
15 issues and handling such properly.  
16  
17

18           207. Then, when complainant learned that Defendants  
19 were doing another \$100 million fraud with Michael  
20 Glazer in the Kay Bee case, at the very same time that  
21 Traub was reportedly being punished for Conflicts crime  
22 in the eToys case; that too, was reported to the DOJ.  
23  
24

25           208. At that time then, as DOJ Executive Office of  
26 United States Trustee's Director, Mr. Lawrence Friedman  
27 chose discretion over valor - and RESIGNED!  
28

1           209. This cowardly betrayal of the public's trust  
2 only served to embolden the RICO Gang. If they could  
3 get away with this much in 2005, all they had to do is  
4 make Romney POTUS; and then the wealth of Alvarez was  
5 theirs to steal with reckless abandon.  
6  
7

8           210. A prime example of this, are the facts that  
9 Romney (Capone) had his Paul Traub (Frank Nitti) go  
10 full steam ahead. Though Traub's TBF had to shuttle its  
11 doors, due to the exposure, Traub expanded the RICO as  
12 a partner of fraudster Marc Dreier & Tom Petters Ponzi!  
13  
14

15           211. Defendants also expanded their Grand Larceny  
16 and Bankruptcy Fraud by drafting the language of the  
17 PLAN that Barry Gold could settle eToys claim under \$1  
18 million (including those acquired by Liquidity Solutions) with no need  
19 for Barry Gold to seek the DE BK Ct's permission. The  
20 PLAN Administrator (Gold) need only seek approval of  
21 the Creditors (Gold's partner Traub).  
22  
23  
24

25           212. Since that time the RICO Defendants have both  
26 collectively and separately broken the Law continuously  
27 to guarantee the RICO's success.  
28

1           213. This includes State and Federal statutory  
2 violations profuse, obviously far beyond the Civil RICO  
3 requisite of at least two (2) "predicate acts".  
4

5           **VII    CULPABILITY IS UNDENIABLE - ACCOUTABILITY IS A WRAITH**  
6

7           214. It's readily apparent that the RICO Defendants  
8 demonstrated their schemes & artifices could benefit  
9 from elaborate efforts in federal corruption vis-à-vis  
10 the despotic guy Connolly. And that the RICO Defendants  
11 "believed" that Romney would become POTUS and select a  
12 "friendly" United States Attorney General ("USAG").  
13  
14

15           216. These factors encouraged the fiends to be lax  
16 in their due diligence of their evidence trails. As a  
17 result, almost entirely from court docket records and  
18 federal archives alone; litigant is able to provide  
19 evidences far beyond the essential two.  
20  
21

22           217. In fact, it is quite probable that the number  
23 of actual "Counts" at the end of the day will climb in  
24 excess of 100 State and Federal felony violations. This  
25 is why Defendants MNAT, Traub and Barry Gold cared very  
26 little about confessing (some) of their crimes.  
27  
28

1 **Federal Archives Already Include Numerous Confessions**

2  
3 218. Whereas MNAT and TBF firm already confessed  
4 lying under oath to a federal court more than thirty-  
5 three times.

6  
7 219. Ubiquitously adopted precedents hold commands  
8 of Congress that when any attorney at law supplicates  
9 erroneous affidavits to a court, in order to conceal  
10 conflicts of interest ("Conflicts"); then - by Law -  
11 said offending parties are to be disqualified (removed).  
12  
13

14 220. As a matter of fact the prior court presiding  
15 over many cases violated by the RICO has already cited  
16 the universally adopted case of *In re Middleton Arms* in  
17 the Delaware Bankruptcy Court's ("DE BK Ct") 2003 case  
18 of *In re Essential Therapeutics, Inc.*  
19  
20

21 221. It is held of the Precedent *Middleton Arms*  
22 case that; "*bankruptcy courts cannot use equitable*  
23 *principals to disregard unambiguous statutory language*"  
24 (*In re Middleton Arms*, 934 F.2d 725).  
25

26 222. This issue of disqualification of the bad  
27 faith parties is paramount to the RICO case.  
28

1           223. It is plaintiff intent, as it has been all  
2 along, if the DE BK Ct would ever take the time to look  
3 at the issues; to therefore appropriately request some  
4 injunctive relief under Fed.R.Civ.P 201 - **Judicial Notice** -  
5 to make a **finding of fact & conclusion of law**  
6  
7

8           224. Whereas it is mandatory for Defendants MNAT,  
9 Traub, Barry Gold and Michael Glazer ("Glazer") to be  
10 disqualified (*removed*) from the Stage Stores, Kay Bee,  
11 FAO Schwartz and eToys federal cases/ proceedings.  
12  
13

14           225. Properly, *Middleton Arms* standard was affirmed  
15 by the 3rd Circuit (previously presiding over issues  
16 hereof) in the case of U.S. Trustee v Price Waterhouse.  
17

18           226. Similarly the U. S. Supreme Court ("US Sup.  
19 Ct") in *Norwest Bank Worthington v Ahlers* 485 U.S. 197,  
20 206, 108 S.Ct. 963, 99 L.Ed.2d 169 (1988) long ago  
21 addressed the standard that bankruptcy courts cannot  
22 circumvent unambiguous statutory language. Hence the  
23 premise of *Middleton Arms* is re-affirming.  
24  
25

26           227. Finally, on this paramount issue, had it been  
27 properly adhered to in accordance with the Law as  
28

1 written; then this complaint would be moot. Whereas the  
2 9th Circuit recently cited the *Middleton Arms* precedent  
3 in its decision of *Anwar v Johnson* (9th Cir #11-16612).  
4

5 228. Though reflections upon this disqualification  
6 issue so strongly may seem redundant; the fact of the  
7 matter remains - apparently - it is not stated enough.  
8

9 229. Sooner or later, as evidences against the RICO  
10 Defendants are so overwhelming, profuse & irrefutable;  
11 *arguably* the RICO players' will seek a Constitutional  
12 protection due to the delay of time they produced.  
13  
14

15 230. In the October 4, 2005 "*Opinion*" of the DE BK  
16 Ct presiding over eToys, the justice quoted several  
17 basic principles of sound reason, apropos to the RICO.  
18

19 231. Whereas the DE BK Ct governing over eToys did  
20 cite many cases, in the published *Opinion* titled  
21 eToysMNATfees. Detailing an important issue on page 15  
22 of the "*Opinion*" - that the statute of limitations  
23 ("SOL") issues become moot due to issues of **fraud on the**  
24 **court**. Of this matter the DE BK Ct Opinion cited "*In re*  
25 *Southmark Corp.*, 181 B.R. 291, 295 (Bankr. N.D. Tex. 1995) (granting relief under  
26  
27  
28



1 Rule 60(b)(6) from final fee order which had been entered nearly three years  
2 earlier)". Correctly so, a bad faith party can't ever hope  
3 to benefit by fraud; just because they are an insider.  
4

5 232. Then the DE BK Ct continued further upon the  
6 SOL discussion pathway, stating also on page 15 of the  
7 *Opinion* that one should "See also *Hazel-Atlas Glass Co. v. Hartford*  
8 *Empire Co.*, 322 U.S. 238, 244-45 (1944) (holding that fraud upon the court  
9 equitably tolls the time for seeking to set aside a judgment or order)".  
10  
11

12 233. It is a common sense principal of justice that  
13 federal authorities don't warn robbers not to rob the  
14 vault, only to then toss the keys to the wicked  
15 parties; while adjudicating removing of bank managers.  
16  
17

18 234. Of that regard the *Hazel-Atlas* case is  
19 germane. Not only is it cited in the "*Opinion*". It is  
20 also discussed at great length in the *Disgorge Motion*.  
21 Whereas *Hazel Atlas* is an original 3rd Circuit case.  
22

23 235. Furthermore, the 9th Circuit has cited the  
24 *Hazel Atlas* case in a manner directly applicable to  
25 this instant case. Whereas, in the U.S. Bankruptcy Ct.  
26 of the Central District of California, there arose the  
27  
28

1 directly on-point case of Intermagnetics America. As a  
2 sale of Intermagnetics bankruptcy estate assets was  
3 approved on December 11, 1985.  
4

5 236. Fraud on the court, and on innocent parties,  
6 transpired by the (insider) Intermagnetics executive;  
7 who conned the estate assets that were to be sold for  
8 \$1 million; while actually being worth millions more.  
9  
10

11 237. Correctly, the 9th Circuit concluded that a  
12 "*fraud on the court*" transpired. While also making a  
13 proper **finding of fact** and **conclusion of law** that Intermagnetics  
14 senior executive was an "*officer of the court*".  
15  
16

17 238. In plaintiff's eToys case, central to the  
18 RICO, one of the babbling bantering efforts to evade  
19 justice has been the incongruous argument by Defendants  
20 MNAT, Traub and Barry Gold; contending that Mr. Gold  
21 was never to be considered as an "*officer of the court*"  
22 or party in need of applying per Bankruptcy Code  
23 327(a). As Organized criminals always effort to  
24 contrive elaborate theories of why their sophisticated  
25 felonious exploits are (petty) white collar crimes.  
26  
27  
28

1           239. Continuing along the pathway of the *Opinion* of  
2  
3 the DE BK Ct in October 2005, it was remarked, on page  
4 15 thereof, with other reasons for expunging the SOLs.

5           240. Whereas the DE BK Ct opined of; "Pearson v. First NH  
6  
7 Mort. Corp., 200 F.3d 30, 35-41 (1st Cir. 1999) (holding that attorney's false  
8  
9 disclosure which denied any connection with creditors could support a finding  
10 that attorney had committed a fraud on the court); Benjamin's-Arnold, 1997 WL  
11 86463, at \*10 (holding that "the failure of an attorney employed by the estate to  
12  
13 disclose a disqualifying conflict of interest, whether intentional or not, constitutes  
14  
15 sufficient 'extraordinary circumstances' to justify relief under Rule 60(b)(6) " .

16           241. Now, of this next remark from the *Opinion* of  
17  
18 the DE BK Ct on page 16; that court states something  
19 absolutely inexplicable & intolerable! Whereas the DE  
20  
21 BK Ct iterated a textbook/ "exact on point" reflection  
22  
23 applicable to this instant RICO case that; "To hold  
24  
25 otherwise would only serve to penalize the [Plaintiff] for delay that was beyond  
26  
27 his control and to reward conflicted attorneys for failing to disclose their conflicts  
28  
beyond the one-year period) ". Punishing a victim, however,  
does appear to a RICO pattern and is a "*predicate act*".

1           242. What is inexplicable & intolerable about the  
2  
3 "*penalize the [Plaintiff]*" remark, is the fact that the DE  
4 BK Ct made such a proper, profound case cite; and the -  
5 *in an arbitrary & capricious manner* - completely tossed  
6  
7 the sound logic right into the dumpster.

8           243. The whole reason why this RICO Complaint is  
9  
10 necessary, why our nation was deprived of a legitimate  
11 POTUS Election race; is the fact that the LAW is NOT  
12 being APPLIED as it was designed to be by Congress.  
13

14           244. Defendants MNAT, Traub and Barry Gold are  
15  
16 guilty beyond all reasonable doubt having confessed  
17  
18 lying under oath. Whereas Traub's TBF also admitted to  
19 deliberate acts that constitute Fraud upon the Court!

20           245. Intolerably, the DE BK Ct stipulates in its  
21  
22 Opinion that the parties are to come totally clean and  
23  
24 that any further failures to disclose a conflict, will  
25 result in adjudication of that issue.

26           246. Obviously the court considered the possibility  
27  
28 that the malefactors may be hiding issues; and yet the  
DE BK Ct continues to bury its head in the sand.

## VIII DEGREE OF REPREHENSIBILITY

1  
2 247. Martha did one lie to a federal agent about a  
3 couple of hundred thousand dollars in profit/loss  
4 issues; and she went to jail for months.  
5

6  
7 248. WHEREAS the RICO Defendants confessed lying  
8 under oath to a chief federal justice, during a federal  
9 proceeding; after being "forewarned" not to do the very  
10 crime they went ahead and did in secret.  
11

12 249. Thus the RICO Defendants MNAT, Traub and Barry  
13 Gold were being extensively heinous and egregious.  
14

15 250. Since that time the Racketeers have continued  
16 to expand the scope, breadth and severity of the RICO.  
17

18 251. The UST's EOUST office had a Task Force go  
19 after Bankruptcy Frauds while these cases were going on  
20 and the former Director Friedman boasted on how 10,000  
21 cases were corrected and \$60 million was returned.  
22

23 252. To put this in proper perspective, when you  
24 divide 10,000 cases into 60 million; the result is a  
25 mere \$6,000 per estate. It is highly unlikely that this  
26 "proficient" UST office spent less than that in effort!  
27  
28

1           253. What is even more alarming and telltale is  
2 that none of the Task Force cases resulted in attorneys  
3 being admonished for abusing their "insider" positions  
4 and esteemed levels of trust. In each one of the afore  
5 mentioned cases of Kay Bee, Stage Stores and eToys;  
6  
7 each and every one of those cases - all by themselves -  
8 were FAR beyond the 10,000 case efforts total harms.  
9  
10

11           254. This confessing to doing lies under oath,  
12 after being instructed in advance not to do so, is a  
13 degree of reprehensibility extensive.  
14

15           255. Also, the degree of wrongfulness and mocks  
16 made of justice climb to Mt. Everest type heights when  
17 you add in the fact that - at the very same time that  
18 the UST put forth the Disgorge Motion (on February 15,  
19 2005) - just a couple of weeks later Traub had the  
20 unmitigated gall to petition the DE BK Ct separate  
21 judge over the Kay Bee case for permission to prosecute  
22 Glazer and Bain.  
23  
24  
25

26           256. Hence, there is no remorse or relent of these  
27 Racketeers, they simply are Above the Law - PERIOD!  
28

1           257. As is exhibited by the bad faith discussed in  
2  
3 the *Disgorge Motion* that is much more *conscience shocking*  
4 and mind boggling than that of just lies under oath.

5           258. As it is reflected in part 19 & 35 of that  
6  
7 Motion the parties were told in advance NOT to violate  
8 the very Laws they went ahead and broke furtively.

9           259. Specifically, the UST Disgorge Motion states  
10  
11 that; “- –significantly, TBF was specifically aware in this matter, from  
12  
13 discussions with the Office of the United States Trustee, of the UST’s concern  
14  
15 about replacing corporate officers with individuals related to any of the retained  
16  
17 professionals in the case” .

18           260. Lawrence Friedman “was” the DOJ Deputy  
19  
20 Director and administrator of the Executive Office of  
21  
22 United States Trustee’s (“EOUST”) in Washington DC.

23           261. UST Director Friedman removed the Region 3  
24  
25 United States Trustee Roberta DeAngelis. A press  
26  
27 release on December 22, 2004 details the changes.

28           262. This particular maneuver should have assuaged  
complainants vex, as it was specially timed on the day  
of the Emergency Hearing of December 22, 2004 in the

1 eToys bankruptcy case in Delaware (DE Bankr 01-706).  
2 But those maneuvers and that of the Disgorge Motion  
3  
4 were nothing more than window dressings.

5         263. Less than nine (9) days after the Disgorge  
6 Motion was supplicated, another major turn of events  
7 transpired. Once again the autocratic DOJ guy Mark  
8 Kenney switched roles from being a justice public  
9 servant who swore an oath to protect the Constitution  
10 of the United States from enemies foreign & Domestic;  
11 to that of duplicitous corrupt federal servant.  
12  
13  
14

15         264. Whereas Mark Kenney signed a "Stipulation to  
16 Settle" the Disgorge Motion for only \$750,000; but that  
17 is not the worst of it. Mark Kenney proffers this bad  
18 faith promise of the DOJ to Breach its Fiduciary Duty  
19 on February 24, 2005 - that; **"Whereas the United States Trustee**  
20 **shall not seek to compel TBF to make additional disclosures"** .  
21  
22

23         265. Immediately, complainant cried foul to the DOJ  
24 EOUST Deputy Director Lawrence Friedman who did then  
25 email plaintiff a direct assurance that his staff was  
26 on top of the matter.  
27  
28



1           266. To wit, here's the email of EOUST Director  
2  
3 Friedman to this plaintiff verbatim;

4           DATE: 02/25/05  
5           To: 'laserhaas@msn.com'  
6           CC: Kelly.B.Stapleton@usdoj.gov;  
7           RE: Item sent to the record today

8           You most assuredly have our attention and my  
9           personal commitment that we will act in every case  
10           where action is required and we are aware of it.  
11           Please understand however, like any prosecutor, we  
12           must exercise appropriate discretion in carrying  
13           out our responsibilities which while sometimes in a  
14           particular case may seem unjust, it is done with  
15           perspective to ALL matters we handle. I sympathize  
16           with your frustration and again assure you that my  
17           staff is extremely competent to handle this matter  
18           and will exercise appropriate judgment.

19           Lawrence A. Friedman, Director  
20           Executive Office for US Trustees  
21           United States Department of Justice  
22           Washington, DC

23           267. As it was readily apparent that everyone were  
24           making such urbane efforts to protect additional acts  
25           of bad faith; plaintiff began to dig deeper and readily  
26           discovered the additional \$100 million in fraud where  
27           Glazer paid himself \$18 million and Bain \$83 million  
28           before filing bankruptcy of Kay Bee. MNAT was counsel  
          for Bain and Traub seeking to have TBF prosecute.

1           268. Upon Lawrence Friedman being informed of the  
2 PROOF of the Kay Bee \$100 million fraud scheme and his  
3  
4 staff's duplicity, this is when he resigned!

5           269. Just how much of this stuff does there need to  
6  
7 be; before enough is ENOUGH already? The degree of  
8 reprehensibility is Off the Charts.

9           270. What do we need, mayhem, homicides & murder?  
10

11           271. Unfortunately, even with those items involved,  
12  
13 no one in the federal system of justice seems to care!

14           **IX       EXPANSION OF THE ORGANIZED CRIMES ACROSS THE COUNTRY**

15           272. For any good faith public servant, this  
16  
17 plaintiff has already documented enough to warrant a  
18 full-fledged federal investigation.

19           273. With those who wish they could join the fray  
20  
21 and/or join the Gang in some way or another. Along with  
22 those hell bent to destroy this messenger and the  
23 message. No amount of proof is ever sufficient enough.  
24

25           274. Thus arduous battle to beg federal agencies to  
26  
27 do their job, when the evidence is clearly abundant and  
28 concrete enough - has been greatly disheartening.

1           275. Not only has the willful blindness permitted  
2 organized criminality a cake-walk. It has also spawned  
3 great material adverse harms, mayhem and homicides.  
4

5           276. As remarked above, Traub spread out his wings  
6 of fraud all across the country; with Traub as partners  
7 with fraudster Marc Dreier and Tom Petters Ponzi too.  
8

9           277. Obviously, had the feds properly performed  
10 when MNAT, Traub and Barry Gold first confessed their  
11 lies under oath in 2005 - As the Feds Should Have Done - then  
12 the Dreier and Petters schemes may not have reached  
13 such mendacious heights!  
14

15           278. A couple of items sum up just how bad it has  
16 become. First of all, Fingerhut owed eToys.  
17

18           279. In 2008, just before the FBI raided Petters;  
19 Traub flew in to re-arrange who owned Fingerhut. During  
20 the eToys sagas, apparently Fingerhut botched customer  
21 orders. Once the bankruptcy was filed, Traub and Barry  
22 Gold settled eToys/Fingerhut lawsuit. Simultaneously  
23 Traub & Ponzi partner Tom Petters were acquiring  
24 Fingerhut with Ponzi scheme monies.  
25  
26  
27  
28

1           280. Keeping everything close to home, the \$50  
2 million in new funding for Fingerhut in mid-2008 came  
3  
4 from none other than Goldman Sachs and Bain.

5           281. Just before the Feds seized all of Tom Petters  
6 assets; which included Sun Country Airlines, Petters  
7 Magazines, Petters Group Worldwide, Petters Companies  
8 and POLAROID. The Kelley Wolter law firm was hired and  
9  
10 given a power of attorney over Petters assets.  
11

12           282. Ritchie Capital had loaned hundreds of  
13 millions of dollars for Polaroid, just before the raid.  
14

15           283. Learning a lesson from the Racketeering in the  
16 "*Dealaware*" realm, the RICO simply adapted its patterns.  
17

18           284. Instead of lying under oath and hiding their  
19 Conflicts, as the bandits were well aware that litigant  
20 was pressuring the MN DOJ personnel of Traub/Petters  
21 issues. The RICO worked federal corruption in a brand  
22 new way that probably has Capone rejoicing from Hades.  
23  
24

25           285. We'll discuss the significance of who Thane  
26 Ritchie is below. Suffice it to say, Thane family was,  
27  
28 at one time, much more well-known than Romney.

1           286. When Thane's Ritchie Capital Management was  
2 able to obtain a Chicago federal court order for a  
3 Federal Receiver (Billy Procida); the RICO had a way to  
4 stay that effort of justice. Whereas Petters attorney  
5 Kelley was named as the Federal Receiver in Minnesota;  
6 who simply told Procida and Thane to go suck wind.  
7  
8

9           287. Douglas Kelley has been given a legislative  
10 judicial bench mockery tool titled "*Judicial Immunity*".  
11

12           288. In other words, Al Capone's attorney becomes  
13 the Federal Receiver over the federal seized assets of  
14 Capone's. Thus there's nothing the victims can do about  
15 it as the federal judge (*who is a crony of Douglas*  
16 *Kelley*) - hands out Judicial Immunity unethically.  
17  
18

19           289. Such was also done in the Frank Vennes case.  
20

21           290. As a result of this new level of federal  
22 corruption upon high; Fingerhut is never seized.  
23

24           291. When Polaroid was seized, the crooks who were  
25 partners with Paul Traub, were all given a cake walk.  
26 This includes, but is not limited to, Mary Jefferies,  
27 David Baer and Michael O'Shaughnessy (likely co-Defendants).  
28

1           292. Plaintiff could write a War & Peace size brief  
2 on the Petters case alone; as there is so much fodder  
3 provided by the skullduggery.  
4

5           293. One example of the perversions of justice  
6 running amok; is the fact that good faith bidders were  
7 forbidden to bid on Polaroid. When that rigging still  
8 didn't work as planned, the RICO adapted once again.  
9  
10

11           294. Polaroid was sold to the 2<sup>nd</sup> highest bidders of  
12 Hilco/ Gordon Brothers. As one might guess, they are  
13 connected to the Racketeers; as Gordon Brothers and  
14 Hilco are both Paul Traub's clients.  
15

16           295. Also, in 20 days hence, we may delve more into  
17 the fact that Polaroid's founder (Ed Land) was the  
18 original funder of Gordon Brother's deal making biz.  
19  
20

21           296. Shortly after what Thane Ritchie and other  
22 victims of Petters Ponzi have named as a "Second Fraud"  
23 Paul Traub moved into Gordon Brothers as principal.  
24

25           297. Amazingly, though Polaroid (*coincidentally*) was sold  
26 for around \$83 million; out of the blue Gordon Brothers  
27 announces \$2 Billion in "brand new" license deals.  
28

1           298. Larry Reynolds and Michael Catain plead guilty  
2 for their parts in Tom Petters Ponzi. Each of them did  
3 admit to "separately" laundering more than \$10 Billion.  
4

5           299. What is strange about that is, Douglas Kelley  
6 claims (*and he is backed up by the MN DOJ*) that the  
7 Petters Ponzi is only \$3.7 Billion.  
8

9           300. Even more perplexing is the bankruptcy case of  
10 Petters that Stobner is Trustee of. Whereas Stobner did  
11 state that Tom Petters Ponzi is over \$40 Billion.  
12

13           301. Larry Reynolds gave Traub and unfair advantage  
14 over plaintiff. As Mr. Reynolds sat only about 12 feet  
15 away from litigant, during the eToys debacle.  
16

17           302. As bizarre as that is, the fact of the matter  
18 is that the rabbit hole goes much deeper. As Reynolds  
19 was able to launder his \$Billions while also working  
20 out of Las Vegas. At that same time Larry was being  
21 investigated by the IRS, SEC and FDIC.  
22

23           303. But the REAL kicker is the fact that Larry  
24 Reynolds is a mobster from back east, who may have  
25 assisted with the abduction of plaintiff's daughter.  
26  
27  
28

1           304. Larry Reynolds also had another nationally  
2 important and significant issue that is mind blowing.  
3

4           305. Mr. Larry Reynolds real name is Reservitz and  
5 he was able to launder \$12 Billion dollars while being  
6 inside WISTEC (the **Witness Protection Program**) !  
7

8           306. When does anyone ever see federal agencies  
9 down play how serious a crime spree is, that they've  
10 arrested? It might be because the federal agency has  
11 direct ties to the Ponzi scheme in question.  
12  
13

14           307. Plaintiff was after the feds to arrest Traub  
15 and Tom Petters for a decade. When federal authorities  
16 finally appeared to be doing their job, this litigant  
17 put up online the Petters-Fraud website.  
18

19           308. A group of persons from Chicago reached out to  
20 plaintiff about another real strange issue that seemed  
21 so far-fetched that plaintiff actually hung up the  
22 phone on the parties initially.  
23  
24

25           309. Turns out that Marty Lackner was a cohort of  
26 Greg Bell, who is doing 10 years for his partnership  
27 with the Tom Petters Ponzi through Lancelot in ILL.  
28



1           310. Marty Lackner never did any time in jail. Nor  
2 has Marty had his assets seized. Neither was he even  
3 ever reported to be under investigation.  
4

5           311. This is due to a couple of mitigating factors  
6 where Marty Lackner is the brother of J. Lackner.  
7

8           312. Speciously, though Frank Vennes already had a  
9 Federal Receiver of his own (Gary Hansen), who was also  
10 given the carte blanche fiction/ protection of Judicial  
11 Immunity; bizarrely, Mr. Vennes was not yet indicted.  
12

13           313. Apparently, both Tom Petters and Frank Vennes  
14 had been in fraud scams before; but Petters had evaded  
15 prosecution long enough, where the heat died down and  
16 then he settled the affair; which was put under Seal.  
17  
18

19           314. Frank Vennes wanted to sell securities and  
20 needed a full pardon to do so; thus he arranged for  
21 above average funding for politicians Norm Coleman and  
22 Michelle Bachmann.  
23

24           315. Bruce Prevost and David Harrold helped Steve  
25 Cammack formulate the Palm Beach Links Capital ("PBL")  
26 fund with Bill Cawley to feed into Petters Ponzi.  
27  
28

1           316. PBL was formed in Dallas, Texas; but also  
2  
3 reportedly worked in Palm Beach, Florida. Whereas  
4 Petters, Vennes, Discala/Rothstein and others worked  
5 out of Palm Beach and/or Jupiter Florida.  
6

7           317. Reportedly, where everyone "believed" that  
8 Romney would become POTUS, even Romney's and his son  
9 became directly tied to the Stanford scheme in Texas.  
10

11           318. Meanwhile, Bob White, Mike Catain, Greg Bell,  
12 Marc Dreier, Tom Petters and Okun (of 1031 Tax Group)  
13 all go to prison.  
14

15           319. Years later Bruce Prevost, David Harrold, Jim  
16 Fry and Frank Vennes are charged also. Each are now  
17 awaiting sentencing.  
18

19           320. Just like the mysterious Michael O'Shaughnessy  
20 (who appears to have a super unusual Judicial Immunity  
21 card; because his law firm of Lindquist & Vennum are  
22 also the attorneys for the "Receiver" Doug Kelley).  
23  
24

25           321. Hold on now, it gets even stranger.

26           322. Seeing that Romney wasn't going to make it,  
27 Doug Kelley decides to hedge his bet a little.  
28

1           323. In June 2012, Doug Kelley actually comes out  
2 and states in a Complaint against Paul Traub that Mr.  
3 Traub was the "controller" of Tom Petters Ponzi.  
4

5           324. Still, there's been no arrest of Paul Traub  
6 and/or his cohorts/cronies. Such as Bill Cawley, Ted  
7 Deikel, Michael O'Shaughnessy and/or Steve Cammack.  
8

9           325. Stepping back a few pages in the annals of  
10 history we see that Steve Cammack has a past apropos.  
11

12           326. Plaintiff ferreted out the Smoking Gun to  
13 force Paul Traub confess his ties to Barry Gold, as a  
14 result of a slip of the tongue by Dealaware UST trial  
15 attorney Mark Kenney (who made the *faux pas* in anger of  
16 telling plaintiff about In re Bonus Sales case in DE).  
17

18           327. How litigant found out about MNAT's links to  
19 Goldman Sachs, was another twist of fate. The eToys  
20 case is 01-706 in the DE BK Ct. One day plaintiff did a  
21 typo of 01-705 to discover the Finova case; and did  
22 resultantly learn about Goldman Sachs being represented  
23 by MNAT in Finova.  
24

25           328. Steve Cammack comes from Finova.  
26  
27  
28

1           329. Even more bizarre is the fact Marty Lackner is  
2 the brother of J. Lackner.  
3

4           330. That would be the former head of the criminal  
5 division and also Minnesota Assisted United States  
6 Attorney J. Lackner.  
7

8                   **X       MAYHEM, SUICIDES, HOMICIDE AND MURDER**

9           331. So many questions beg of the Lackner brothers'  
10 link and its direct inside position to the Minnesota  
11 Federal system of justice that it may actually outclass  
12 that of Colm Connolly's issue, in some ways.  
13  
14

15           332. Unfortunately, we will never be able to get  
16 all the answers we are entitled to; because Marty  
17 Lackner was "Suicided".  
18

19           333. Marty Lackner was in his 40's, with a wife,  
20 children and he wasn't under indictment and Marty  
21 Lackner left NO NOTE!  
22

23           334. Apparently, as it was Marty and his friends  
24 who informed plaintiff of this link - and the cover ups  
25 by the RICO now work so well - that litigant appears to  
26 be one of few people who know of the DOJ connection.  
27  
28

1           335. In 2004, plaintiff tricked his counsel (Henry  
2 Heiman) engaged into eToys to represent CLI, into  
3 believing that Traub dealt Heiman out of the loop.  
4

5           336. As a result, Heiman barked at Traub and Susan  
6 Balaschak (Traub's partner who lives in Texas where she  
7 worked Stage Stores with Barry Gold) - barked back.  
8

9           337. Henry Heiman's law firm was hired after MNAT  
10 refused to file a final claim for CLI. At that time  
11 plaintiff hired other counsel when MNAT's Werkheiser  
12 also refused to give plaintiff the actual end results  
13 numbers of CLI's sales of eToys assets.  
14  
15

16           338. MNAT couldn't provide the "actual" numbers to  
17 plaintiff; otherwise litigant would have become fully  
18 aware that sales prices were surreptitiously reduced to  
19 Bain/ Kay Bee (such as eToys.com domain name price from  
20 \$10 million, down to \$3 million {and perhaps that  
21 amount was never actually paid}).  
22  
23  
24

25           339. Henry Heiman was actually so angered that this  
26 litigant exposed Heiman's unethically (unlawfully) that  
27 Heiman foolishly emailed a threat to his client.  
28

1           340. Sad to say, all the threats proved valid. As  
2 Heiman emailed to plaintiff that he should "*back off*" or  
3 not only would litigant's career be destroyed, CLI  
4 would not get paid and worse would transpire.  
5

6  
7           341. Plaintiff forwarded this email proof to the  
8 DOJ trial attorney Mark Kenney of Traub via Heiman's  
9 threats of Intimidation of Victim/Witness; which was  
10 also Retaliation and hints of worse harms.  
11

12           342. In turn, the DOJ autocrat (who had previously  
13 tried to cajole plaintiff to take Werkheiser's bribe  
14 offer) also blew a cork and had his own *faux pas* where  
15 Mark Kenney stated "We took care of Paul Traub and Barry Gold issues in  
16 the Bonus Sales case. All we had to do was make Traub a special counsel and all  
17 this crap could have been avoided".  
18  
19  
20

21           343. Beyond the issue that it is REAL bizarre that  
22 the federal policeman are first trying to find a way to  
23 assist bad faith parties to do an end run around the  
24 law; instead of doing pressures to comply with the Law.  
25 The Bonus Sales lapse linguae led to a discovery of the  
26 *Smoking Gun* that plaintiff submitted to the DE BK Ct.  
27  
28

1           344. Litigant was then offered an "opportunity",  
2 purportedly for his birthday of October 31, 2004. All  
3 he had to do was go to Las Vegas and take over \$20  
4 million in gifts and collectibles from Mr. Assage.  
5

6           345. Upon arrival, plaintiff learned that the goods  
7 in the warehouse of Assage's were full of unlicensed  
8 knock-offs (swag/fake Rolex, Louis Vuitton etc).  
9  
10

11           346. When the effort to entrap plaintiff failed and  
12 the illegal products were reported to authorities in  
13 Las Vegas; litigant's daughter was abducted that night.  
14

15           347. Though the Racketeers felt fully secure that,  
16 sooner or later, they would be rid of their "Laser the  
17 Liquidator" issues; they had another problem that was  
18 in the need of being subdued.  
19

20           348. When plaintiff put Traub and Barry Gold's  
21 Bonus Sales affidavit into the eToys docket record. As  
22 it was ironclad proof that Barry Gold and Paul Traub  
23 were actually partners (where Traub's TBF had been  
24 lying all along to the DE BK Ct about the connection);  
25 eToys shareholder Alber joined litigant's efforts.  
26  
27  
28

1           349. Unlike plaintiff, where the Racketeers had  
2 boxed litigant into the position that he could only  
3 file pleadings to the DE BK Ct through counsel (who  
4 could then be bought off by the RICO); eToys equity  
5 holder Robert Alber could file motions as a pro se.  
6  
7

8           350. Someone very well-known had tried to arrange  
9 for a connected party to be the U.S. Trustee through  
10 Karl Rove's right hand gal. A self-professed partner  
11 (Johann Hamerski) of that well-known party was assigned  
12 to destroy eToys shareholder Robert Alber.  
13  
14

15           351. Johann Hamerski bragged about many connections  
16 and issues that are quite alarming (having borne true).  
17

18           352. Thus, when Hamerski offered a bribe to Alber  
19 and it was refused; Robert Alber took Johann Hamerski's  
20 seriously when Alber was threatened that "People like you who  
21 turn down bribes - Wake up dead".  
22

23           353. In 2010 several homicides occurred, after the  
24 purported suicide of Marty Lackner in 2009. Robert  
25 Alber had to shoot & kill career criminal Michael  
26 Sesseyoff in his Kingman, Arizona doorway.  
27  
28



1           354. This well-known party went to jail for other  
2 federal corruption issues. Upon his early release from  
3 prison he tried to get back into Washington, D.C.'s  
4 inner sanctum.  
5

6           355. Plaintiff has an agent in Washington who lives  
7 a stone's throw from the Department of Justice bldg.  
8 And the well-known party tried to meet with that agent  
9 and discuss hiring him to network around.  
10  
11

12           356. At the same time, Robert Alber had a lifelong  
13 friend named Gary Ramsey who was co-owner of their  
14 Kingman, Arizona house.  
15

16           357. Inexplicably, even though it would reportedly  
17 cost Gary Ramsey his perfect credit rating; Gary just  
18 simply vanished into thin air after the well-known  
19 party's early release.  
20  
21

22           358. Shortly thereafter, Johann Hamerski threatened  
23 both Robert Alber and plaintiff again. Then Michael  
24 Sesseyoff, a career criminal with purportedly over 33  
25 convictions, assaulted Robert Alber; and as a result  
26 was shot dead.  
27  
28

1           359. Robert Alber, who had undergone breakdowns  
2 more than once, due to Johann Hamerski's assaults upon  
3 him; also had undergone brain surgery resultantly.

4  
5           360. This campaign to destroy Alber has succeeded  
6 as the betrayal of trust by his lifelong friend was too  
7 much to bear.  
8

9  
10          361. Meanwhile, the girl that plaintiff paid to  
11 move back to Minnesota and the agent in Delaware who  
12 was helping plaintiff network for authoritative results  
13 there; both died of cancer - vexingly.  
14

15          362. Of the multiple parties that the Delaware  
16 agent was helping to arrange a meet with plaintiff to  
17 resolve these troubling matters, one was a former head  
18 of the State Police (who apparently also was stricken  
19 with cancer); and the other was John ("Jack") Wheeler.  
20  
21

22          363. Jack Wheeler was a West Point man who also  
23 worked for 3 Administrations. He worked with getting  
24 the Vietnam Memorial accomplished and maintain. Jack  
25 Wheeler also worked with Mothers Against Drunk Driving  
26 and a Vietnam charity he founded.  
27  
28

1           364. But none of those attributes were of much  
2 importance to plaintiff; except for the fact that Jack  
3 Wheeler also served as senior executive at the SEC.  
4

5           365. On New Year's Eve in 2010 John ("Jack")  
6 Wheeler was thumped in the head and thrown into a dump  
7 in Wilmington, DE.  
8

9           366. Reportedly, Jack Wheeler's house was ransacked  
10 but nothing appeared to be taken.  
11

12           367. Upon learning about the murder, plaintiff did  
13 immediately put out online articles and tried to get  
14 any witness or facts to come forward to his websites.  
15

16           368. Immediately thereafter, none other than Colm  
17 Connolly came out of the woods and offers a \$25,000.00  
18 reward for the information to go to Connolly.  
19

20           369. If that doesn't bake the reviewers noodle  
21 enough, then you need not become bothered with the fact  
22 that video evidence now exists that clearly shows Jack  
23 Wheeler visited the Nemours Bldg. that murderous day.  
24  
25

26           370. Colm Connolly's office is in the Nemours Bldg.  
27

28           371. If Colm's name was Capone, who would be?????

1 **XI AMERICAS LEGAL MINDS DETAIL ISSUES OF BANKRUPTCY CORRUPTION**

2  
3 372. Plaintiff's RICO Complaint alleging Bankruptcy  
4 Fraud and Corruption are not novel legal theories.

5  
6 373. Prior to this time, some of the brightest  
7 legal minds and esteemed public servants have remarked  
8 upon the fact that the Bankruptcy system of justice can  
9 and is plagued with insider bad faith issues.  
10

11 **RICO Includes an "Association in Fact" a/k/a Bankruptcy Ring**

12  
13 374. As noted by the precedent case of the Third  
14 Circuit from its decision of In re Arkansas 798 F.2d  
15 645; the U.S. Congress addressed the directly *on point*  
16 issues affirmed by the 3rd Circuit that "--legislative history  
17 makes clear the 1978 [Bankruptcy] Code was designed to eliminate the abuses and  
18 detrimental practices that had been found to prevail. Among such practices was the  
19 cronyism of the "*bankruptcy ring*" and attorney control of bankruptcy  
20 cases. In fact, the House Report noted that '[i]n practice ... the  
21 bankruptcy system operates more for the benefit of attorneys than for the benefit of  
22 creditors.' H.R. No. 595, 95th Cong., 2d Sess. 92,  
23 reprinted in 1978 U.S. Code Cong. & Ad. News 5787,  
24 5963, 6053".  
25  
26  
27  
28

1           375. Evidence of the existence of this RICO gaining  
2 *unjust enrichment* from an "association in fact" as a  
3  
4 **Bankruptcy Ring** - is clearly visible from evidences.

5           376. Obviously, Congress was well aware that things  
6 such as this might be a problem; and that is why it was  
7 prudent that Congress included the Bankruptcy Fraud  
8 statutes §§ 152 through 156 as "predicate acts".  
9  
10

#### 11 **Senator John Cornyn & UCLA Law Professor LoPucki on Bankruptcy & Corruption**

12           377. Many educators from our country's finest  
13 Colleges and Universities often discuss issues of the  
14 Law in real world applications. One professor who has  
15 been debated much, is UCLA Law Professor Lynn LoPucki.  
16  
17

18           378. Professor LoPucki wrote a book on this germane  
19 subject titled "*Courting Failure: How Competition for Large*  
20 **Bankruptcy Cases is Corrupting Our Courts**".  
21

22           379. Also written by UCLA Law Professor, is a paper  
23 apropos to this case titled "Routine Illegality".  
24

#### 25 **Senator John Cornyn on Picking Verdicts**

26           380. Texas Senator John Cornyn quotes Professor  
27 LoPucki in the Legal Times article "*They Owe Us*".  
28

1           381. Senator Cornyn remarks in his Legal Times  
2 article of 2005, on the fact that picking a venue is  
3 akin to picking a verdict.  
4

5 **U.S. Trustee Worker Mary F Powers Accused UST Program of Bad Faith**  
6

7           382. Bankruptcy Judges can't pull stunts all on  
8 their own. In order to get away with such (especially  
9 in the Third Circuit realm that is already well aware  
10 of "Bankruptcy Rings") bad faith judges need duplicity  
11 by the Federal Police of the Bankruptcy System (the  
12 U.S. Trustee).  
13  
14

15           383. Though plaintiff has already documented many  
16 acts of Region 3 U.S. Trustee Roberta DeAngelis and her  
17 cohort/crony Mark Kenney. It just seems proper to quote  
18 a voice of reason from the other side of the fence.  
19  
20

21           384. At Congressional Hearings on Administrative  
22 Law, in 2007, Mary F Powers gave testimony as a former  
23 trial attorney of the United States Trustee's program.  
24

25           385. Mary Powers stated accusingly that; "*it is my*  
26 *distinct feeling, based on my over 4 years employment*  
27 *there, that the policies and the practices of the*  
28

1 *United States Trustee were moving farther away from is*  
2 *mission to the integrity of the system. I felt that it*  
3 *was going to be less and less about justice, and, at*  
4 *some levels, actually served as an impediment".*

5  
6  
7 386. These remarks by venerates of the federal  
8 system of justice corroborate the fact that there are  
9 rotten apples in the barrel and that there are cases of  
10 bad faith acts by counsels/watchdogs that do not bode  
11 well for the *integrity of the judicial process*.

12  
13  
14 387. Public servant/ former UST worker Mary Powers  
15 directly accused Director Lawrence Friedman of making a  
16 trip all the way to her small office for the sake of  
17 having her make up "mom & pop" cases of fraud.

18  
19 **Bankruptcy Honorable Justice A. Jay Cristol**

20  
21 388. Corroborative of the fact that our federal  
22 system of justice pertaining to the U.S. Trustee's  
23 office and federal bankruptcy court's are doing badly;  
24 are the remarks of His Honor A. Jay Cristol as Chief  
25 Judge Emeritus United States Bankruptcy Court Southern  
26 District of Florida; during 2007 Congressional  
27  
28

1 Subcommittee on Administrative and Commercial Law  
2 hearings about the U.S. Trustee Program.  
3

4 389. Justice A. Jay Cristol was asked about,  
5 whether or not, the United States Trustee program is a  
6 "Watch Dog or Attack Dog"?  
7

8 390. His Honor A. Jay Cristol adjudicated cases for  
9 more than 20 years and was chief justice from 1993 to  
10 1999. His Honor was a civilian lawyer and served many  
11 years in the Reserve Judge Advocate Generals Corps. As  
12 such, His Honor A. Jay Cristol is an expert.  
13  
14

15 391. Noteworthy are His Honor A. Jay Cristol's  
16 remarks that the changes of the bankruptcy Code in 1978  
17 elevated judges to pure judge status. And that our  
18 United States Trustee program should be more accurately  
19 named as "The U.S. Bankruptcy Administrator".  
20  
21

22 392. As for the issue of "Watch Dog or Attack Dog", His  
23 Honor Cristol remarked the U.S. Trustee program is a  
24 "pack of dogs" in Chapter 7 & Chapter 13 cases; while being  
25 more like Lassie or Rin Tin Tin in large business  
26 bankruptcy Chapter 11 cases.  
27  
28



1           393. His Honor A. Jay Cristol was also critical of  
2 the former DOJ Deputy Director as chief administrator  
3 of the EOUST. His Honor remarked that Lawrence Friedman  
4 and his Assistant Director Clifford White III were bad  
5 executive directors who go after individual debtors  
6 with fangs; but remain as timid pets concerning the  
7 Chapter 11 [big fee] cases. His Honor stated verbatim  
8 that "It is not a Goliath against David, it is more like Goliath against an ant" .  
9  
10

11  
12           394. Then Justice A. Jay Cristol closed with a  
13 remark that is so applicable to this instant case, it  
14 is as if he wrote such for eToys case itself. His Honor  
15 A. Jay Cristol stipulated apropos that we should; "*Fear*  
16 *not those who do evil in the name of evil – but heaven protect us from those who*  
17 *do evil in the name of good"* .  
18  
19  
20

21           395. Plaintiff most certainly concurs.  
22 **USAG John Ashcroft Remarks to the Hague on Bankruptcy Court Corruption .**  
23

24           396. There is much debate about why no one can find  
25 the remarks of former USAG John Ashcroft on Bankruptcy  
26 Judges and U.S. Trustee Collusion and Corruption. That  
27 really doesn't matter.  
28

1           397. Even if the former Attorney General were to  
2  
3 come out and say he is not the origin of the remarks;  
4  
5 the fact of the matter is that (not only in this RICO -  
6  
7 also in others across the country) the "quoted" remarks  
8  
9 have great veracity and needs to be addressed.

10           398. In 2007, Francis C P Knize quoted a purported  
11  
12 writing by former USAG John Ashcroft, reportedly  
13  
14 written to The Hague Global Forum on Corruption.

15           399. These remarks former USAG Ashcroft are clearly  
16  
17 "testified" to by Francis C P Knize during Public  
18  
19 commentary on Rules Governing Judicial Conduct per 28  
20  
21 U.S.C. §§ 351-354, Presented Pursuant [FR Doc. E7-14268  
22  
23 Filed 7-20-07; 8:45 am] Billing Code 2210-55-P per  
24  
25 Department of Justice U.S. Parole Commission Public  
26  
27 Announcement, under the Government in Sunshine Act  
28  
(Pub. L. 94-409) [5 U.S.C. Section 552b].

          400. There are some at a special orange realm who  
seek to defend the Racketeers and claim that the remark  
by former U.S. Attorney General are now redacted. And  
as such are no longer valid - or moot.

1           400. We are going to discuss the possible reasons  
2 for the redaction in a moment. Whether or not that be  
3 true, the vernacular and phrasing of the purported  
4 remarks is so apropos to this RICO and *Bankruptcy Ring* case  
5 - plaintiff finds it an absolute must to reiterate.  
6

7  
8           401. It is best to type the entire quoting by  
9 Francis C. P. Knize of USAG John Ashcroft's purported  
10 writings to the Hague in full. Whereas, it is noted by  
11 Mr. Knize that; "Our own former U.S. Attorney General John Ashcroft  
12 condemned the judicial branch of government by characterizing this branch as  
13 'organized crime'".  
14

15  
16           402. Francis C P Knize continues his "testimony"  
17 and stipulates that USAG John Ashcroft wrote; "Bankruptcy  
18 court corruption is not just a matter of bankruptcy trustees in collusion with  
19 corrupt bankruptcy judges. The corruption is supported, and justice hindered by  
20 high ranking officials in the United States Trustee Program. The corruption has  
21 advanced to punishing any and all who mention the criminal acts of trustees and  
22 organized crime operating through the United States Bankruptcy Courts. As  
23 though greed is not enough, the trustees, in collusion with others, intentionally go  
24 forth to destroy lives. Exemptions provided by law are denied debtors. Cases are  
25  
26  
27  
28

1 intentionally, & unreasonably kept open for years. Parties in cases are sanctioned  
2 to discourage them from pursuing justice. Contempt of court powers are misused  
3 to coerce litigants into agreeing with extortion demands. This does not ensure  
4 integrity and restore public confidence. The American public, victimized and held  
5 hostage by bankruptcy court corruption, have nowhere to turn” .  
6  
7

8  
9 403. Even if, arguendo, nothings says what is going  
10 on in this instant case any better than this reported  
11 remarks of USAG Ashcroft, it is worthwhile to give a  
12 case in point that is separate from the RICO.  
13

#### 14 **Visiting DE BK Ct Justice Accuses U.S. Trustee of Duplicitous Silence about Fraud**

15

16 404. As evidence of how incestuous and systemic the  
17 federal venality has become, there are also remarks by  
18 a visiting DE BK Ct Justice concerning the Tersigni  
19 case and fraud that was known to transpire. Whereas,  
20 the Delaware United States Trustee deemed it suitable  
21 to keep the Tersigni fraud a secret from that court.  
22  
23

24 405. Tersigni frauds was reported by the Associated  
25 Press in the 2007 story “Justice Dept. silence aided fraud”. After  
26 the visiting justice learned about the Tersigni fraud  
27 said justice remarked; “What on earth was going on in the Department  
28

1 of Justice"? And that question is most certainly germane to  
2 this instant RICO case state of affairs.  
3

4 406. One can take the evidence herein, coupled with  
5 the remarks of public servants above and make a dang  
6 good case for Racketeering against the DE BK Ct and the  
7 United States Trustee - IF they weren't IMMUNE!  
8

9 407. As is pointed out by the visiting justice  
10 presiding over the Tersigni case, the U.S. Trustee's  
11 silence (probable willful blindness) aided/abetted the  
12 fraud to thrive. As Her Honor Judith Fitzgerald is  
13 quoted in the press stating; "*Literally millions of dollars went out*  
14 *of debtors' estates that should not have gone out,*" Her Honor continued  
15 and reflected that "*there was a fraud on this court, and the Department*  
16 *of Justice participated*".  
17  
18  
19  
20

21 408. This is exactly on point with what's occurring  
22 in these instant RICO cases; federal duplicity. It is  
23 extensively heinous and egregious when our federal  
24 system of justice and tax paid public workers are the  
25 cause of the problem; instead of being the solution.  
26  
27

28 409. Does America really have a Justice Department?



1           416. As is presented already, there are profusely  
2 more than 2 State and Federal Statutory Violations  
3 already clearly evident by the allegations above.  
4

5           417. Additionally, due to the fact that the parties  
6 had their very own corrupt U.S. Attorney Colm Connolly;  
7 combined with the despotic federal police acting  
8 totally opposite to their oath of office.  
9  
10

11           418. Further made even worse by a (at one time  
12 chief) justice who is too busy with Tweeter to take the  
13 time to look at the issue of fraud on the courts  
14 transpiring before her.  
15

16           419. WHEN that very DE BK Ct justice already has  
17 addressed the fact that the parties have CONFESSED  
18 lying under oath to her at least 33 times.  
19  
20

21           420. With the additionally damning evidence fact  
22 that the U.S. Trustee testified in the Disgorge Motion  
23 that the Defendants were "forewarned" NOT to do the  
24 very statutory violations; that they went ahead and did  
25 in a clandestine, premeditated - Fraud on the Court -  
26 manner. Then there are "Prosecutorial GAPS" galore!  
27  
28

1           421. Congress provided Civil RICO, with treble  
2 damages as an incentive, to seek remedy from "culpable"  
3 persons who are "corrupting" legitimate interstate  
4 commerce, by "patterns" of "racketeering" that has  
5 harmed various victims and plaintiffs business also.  
6  
7

8           422. Though there are, arguably, many "associations  
9 in fact" of this RICO. Including politico versions,  
10 federal corruption units, bankruptcy rings and more. It  
11 is clear to see that the Defendants and their parties  
12 (who could be named as co-defendants as evidence at  
13 trial justifies) have continuity separate from the  
14 entities they are corrupting; which has no reason to  
15 cease - even after the POTUS quest has failed.  
16  
17  
18

19           423. As a matter of fact, Defendants are engaging  
20 in additional felony, fraud on the court and "predicate  
21 act" violations, plus federal corruption - at this very  
22 moment. Where Defendants are rushing to close down the  
23 NY Sup. Ct case of eToys (ebcl) v Goldman Sachs. As  
24 they seek to settle hundreds of millions of dollars in  
25 frauds for a paltry \$7 million.  
26  
27  
28



1           424. Even of that \$7 million, Barry Gold (who is  
2 forbidden by Law and DE BK Ct order to have Transaction  
3 with Related Persons) - is trying to pay some of the \$7  
4 million to his partner in crime Paul Traub. Doing so  
5 openly, without a worry in the world of the UST and/or  
6 the DE BK Ct doing their job and arresting the crimes.  
7  
8

9           425. At the very same time MNAT is trying to help  
10 that scheme (of rushing to close the NY Sup. Ct case of  
11 eToys v Goldman Sachs) to succeed. And MNAT is doing so  
12 illegally.  
13  
14

15           426. Whereas MNAT has confessed to lying under oath  
16 about its connections to Goldman Sachs and is forbidden  
17 by Law and DE BK Ct Rules/Order to have anything to do  
18 with Goldman Sachs related issues.  
19  
20

21           427. And yet, MNAT is the firm who signed Barry  
22 Gold's proffer to settle with Traub - on a Goldman  
23 Sachs issue!  
24

25           428. At the same time, all of these parties are  
26 rushing to close the eToys bankruptcy case and totally  
27 bury the fact that MNAT, Traub and MR. Gold = BAIN!  
28

1           429. Meanwhile, Defendant Romney, Bain and Goldman  
2 Sachs continue to enjoy their Above the Law status.  
3

4           430. At this very moment, RICO Boss Romney flexed  
5 his power and might to bend the unbendable California  
6 Coastal Commission to permit Romney to steal public  
7 beach property for his Mansion desires.  
8

9           **XIII           RICO VIOLATIONS COUNTING THE OFFENSES**  
10

11           431. Plaintiff re-alleges and incorporates by all  
12 references from the preceding paragraphs of this RICO  
13 Complaint as if fully set forth herein.  
14

15           432. Defendants are RICO *culpable* persons who  
16 either directly and/or indirectly benefited from RICO.  
17

18           433. Litigant is entitled to relief from Defendants  
19 who violated **18 USC §§ 1961 through 1965** inclusive.  
20

21           434. Plaintiff has no idea how to "Count" the  
22 offenses in proper format for this court. Defendants  
23 have already admitted to lying under oath 33 times.  
24

25           435. Is that just one count - or 33?

26           436. Hence, complainant is going to state many of  
27 the statutory violations; and seeks the court's guide.  
28

1 437. Plaintiff preserves/reserves his right to  
2 amend this Complaint as the court would require.  
3

4 438. Defendants are guilty of the following felony  
5 transgressions federally, along with their state  
6 counterparts.  
7

8 **COUNT I - 18 USC § 1957 – Engaging in monetary transactions in**  
9 **property derived from specified unlawful activity**  
10

11 **COUNT II & III - 18 USC §§ 1341 & 1343 Mail & Wire Frauds**

12 **COUNT IV - BRIBERY - 18 USC § 201 Bribery**

13 **COUNT V - 18 USC § 2314 Transportation of stolen goods, money**

14 **COUNT VI - 18 USC § 2315 – Sale or receipt of stolen goods/monies**

15 **COUNT VII - 18 USC § 152 –Bankruptcy Fraud; false oaths, bribery**

16 **COUNT VIII - 18 USC § 153 Embezzlement against Bankruptcy estates**

17 **COUNT IX - 18 USC § 154 – Adverse interest & conduct of officers**

18 **COUNT X - 18 USC § 155 – Fee agreements in Title 11 cases**

19 **COUNT XI - 18 USC §§ 1961 through and including 1965**

20 **COUNT XII - 18 USC § 1512 Intimidation of Victim/Witness**

21 **COUNT XIII - 18 USC § 1513 Retaliation Against Victim Witness**

22 **COUNT XIV - STATE FELONY VIOLATIONS §§§§**  
23  
24  
25  
26  
27  
28

1 **PRAYER FOR RELIEF**

2 439. Plaintiff comes before this court seeking what  
3 has been missing thus far; an Honorable Court willing  
4 to apply the Law as written.  
5

6 440. Litigant is demanding a jury trial.  
7

8 441. Additionally, litigant incorporates all items  
9 above herein as if again stated. Plaintiff does seek  
10 general & unmitigated damages, in accordance to the  
11 Law, via proof at trial, trebled in accordance to  
12 statute 18 U.S.C. § 1964(c). Estimated to be \$100  
13 million above fees & costs.  
14  
15

16 442. Furthermore, plaintiff seeks declaratory  
17 relief and injunctive, through first day motions and/or  
18 other such requests as permitted/directed by the court  
19 prior to, during and after the RICO case statement  
20 (that will read like a War & Peace novel of offenses)  
21 due in 20 days hence.  
22  
23  
24

25 443. Complicating this matter is the fact that -the  
26 Delaware Bankruptcy Court has signed an order approving  
27 plaintiff's CLI two contracts in eToys - that grant  
28

1 Indemnification rights, including the fact eToys is to  
2 provide counsel and guarantee of legal fees.  
3

4 444. Plaintiff has talked to, reached out to and  
5 discussed this case with the greatest of legal minds of  
6 our land. Including efforts with esteemed parties who  
7 helped frame the Bankruptcy Law (Kenneth Klee) and the  
8 UCLA Law Professor Lynn LoPucki (who wrote a book named  
9 "Courting Failure" How Competition for Large Bankruptcy  
10 Fee cases is Corrupting our Courts).  
11  
12

13 445. You can hardly blame any decent person/counsel  
14 from declining the case; even though the Court Order  
15 guarantees legal fees. The only counsels who have taken  
16 this case thus far, are those who "dealt" themselves  
17 into the RICO Bankruptcy Ring schemes.  
18  
19

20 446. Therefore, oddly enough, at least there are  
21 some decent attorneys at law out there who are not  
22 willing to join Romney's RICO Gang.  
23  
24

25 447. Professor LoPucki, like his Honor A. Jay  
26 Cristol above and the purported remarks of the "DPA"-d  
27 former U.S. Attorney General John Ashcroft, ALL detail  
28

1 the fact that our federal systems of justice are not  
2 immune from human frailty, greed and fragility.  
3

4 448. UCLA Law Professor is worried that our system  
5 of justice is too far gone. His concerns of "forum  
6 shopping" was reiterated by TX Senator John Cornyn who  
7 penned allegations- "picking verdicts" in Legal Times.  
8

9 449. What is at issue here is not - whether or not  
10 - plaintiff comes "*pro se*". As Congress grants that  
11 right as a matter of law and deemed it prudent to give  
12 America the RICO Act so that any U.S. citizen could  
13 utilize such a tool just for occasions like this case.  
14  
15

16 450. Plaintiff is permitted, as established by  
17 Congress and affirmed by the United States Supreme  
18 Court in *Sedima Supra*; to become a remedial agents as a  
19 "Private Attorney General".  
20  
21

22 451. Congress so desired this extraordinary remedy  
23 of Civil RICO, where any citizen may effort this tool  
24 against "Prosecutorial Gaps". Whereas Congress even  
25 went as far as to grant the extra incentive of the  
26 proviso of treble damages.  
27  
28

1           452. What is at issue here is the *integrity of the*  
2 *judicial process* should be sacrosanct!  
3

4           453. Thus far, judgment upon the merits is a ghost,  
5 vis-à-vis "Civil Rights" violations of "Color of Law"  
6 for the sake of super corporations like Goldman Sachs  
7 and Bain Capital, along with their President of United  
8 States wannabe Romney.  
9  
10

11           454. Fortunately - ROMNEY DIDN'T MAKE IT!

12           455. Either this country is based upon the Code &  
13 Rule of Law; or it is - power, money and might Rights!  
14

15           456. Public civil servants are openly Breaching  
16 their Fiduciary Duty with remorse or relent. Where even  
17 the Los Angeles Public Corruption Task Force was  
18 wickedly SHUT DOWN; and career federal agents were  
19 actually "Threatened" to keep their mouths shut as to  
20 the reasons why.  
21  
22

23           457. When the Task Force was dismantled, it was the  
24 first time - EVER - that this plaintiff was contacted  
25 by the FBI. But the original agents were ordered OFF  
26 the case and the replacements threatened plaintiff.  
27  
28

1           458. We can't such perversions of justice, ethics  
2 and decency operating freely. Nor can we have judges  
3 legislating from the bench and handing out *judicial immunity*  
4 as candy.  
5

6           459. Nor can we have federal prosecutors getting  
7 paid millions for Deferring Prosecutions and Wall  
8 Street Corporations openly being Above the Law.  
9  
10

11           460. In a legitimate world of justice, they have a  
12 different name for Attorney Generals getting \$50  
13 million dollar payments so that a prosecution does NOT  
14 transpire. - It's Called BRIBERY!  
15

16           461. Plaintiff reserves his right to amend this  
17 RICO Complaint as the Law does permit and as the Fed.  
18 R. Civ. P 15(a) does allow as "justice so requires".  
19  
20

21           462. Thus Plaintiff seeks any and all relief, with  
22 a demand for jury trial, and any other relief the court  
23 may deem appropriate. This RICO took Thane Ritchie, the  
24 son of Scott Armstrong & G-d son of "THE" Bob Woodward  
25 for a couple of hundred million; where the RICO is so  
26 strong Thane's family power was moot. Who will be next!  
27  
28



1           463. Quite frankly, if the federal system of  
2 justice refuses to admit that bad apples in its ranks  
3 did bad things, in a bad faith effort to continue the  
4 cover ups; then there's hardly any civil remedy to be.  
5

6           464. However, whether or not Romney ever even gets  
7 hauled into court, much less arrested, indicted and  
8 convicted; along with the rest of the RICO Defendants.  
9 That is not the quest of this Complaint.  
10

11           465. All plaintiff asks, all that is needed, is for  
12 just one honorable public servant to do their job. It  
13 shouldn't be too much to ask for.  
14

15           466. It is even simple to do so. The DE BK Ct did  
16 provide a court Order approval of the eToys Confirmed  
17 PLAN that the Administrator can be removed for cause.  
18

19           467. Barry Gold usurped this litigant, stole my  
20 chair, in order to steal and destroy the entire eToys  
21 public company and federal estate.  
22

23           468. The simple remedy is to order that this one  
24 party be put where the DE BK Ct originally stated this  
25 plaintiff belonged - as fiduciary to protect eToys.  
26  
27  
28

1           469. Former USAG Ashcroft took his \$50 million NO  
2 Bid contract and then became a fiduciary over  
3  
4 Blackwater. That was renamed "Xe" and now "Academi".

5           470. Academi's head guy is Red McCombs.

6  
7           471. Red McCombs also owned something else of  
8 consequence. He was the founder of Clear Channel  
9  
10 Communications.

11           472. IF the Clerk of Court did not make up some  
12 phony reason to toss out this Complaint (as the DE BK  
13 Ct Clerk did mess with federal dockets previously).  
14  
15 Then plaintiff has, in essence, just walked up and  
16 kicked the shins of the Big Boys who (also in essence)  
17  
18 have access to what is known as a Mercenary Army.

19           473. Be that as it may, with the fact that the  
20  
21 culprits may have already abducted my daughter. And it  
22 is a fact that Marty Lackner is dead, Robert Alber had  
23  
24 to shoot/kill Michael Sesseyoff.

25           474. Even with all this corruption by Goldman  
26  
27 Sachs, Bain, Traub and Mitt (the Pitt's) Romney, being  
28  
openly visible and alarmingly frightening.

1           475. Combined with the fact that Paul Traub swore  
2 he would dance on my grave and Colm Connolly is the  
3 corrupt federal prosecutor purportedly in charge of  
4 John ("Jack") Wheeler's end results.  
5

6           476. Plaintiff is still simple enough to have a  
7 civil hope for justice; and comes to this Honorable  
8 Court (having been freed by the corrupt Order barring  
9 plaintiff from the DE BK CT).  
10

11           477. Whereas, all that is needed to be done, is to  
12 flip flop the corruption that occurred in Minnesota. As  
13 Thane Ritchie's guys, attorneys and such were told to  
14 go suck wind; but Traub & Gang were given Polaroid,  
15 Fingerhut and his "untouchable-ness" to be 'Scot Free'.  
16

17           478. This court can throw out the crook Barry Gold  
18 who sits in eToys chair - IN THIS DISTRICT! Being that  
19 **We Already Have CONFESSIONS Many.** Whereas culpability is not  
20 an issue - Accountability is the question!  
21

22           479. All items Above are sworn to this good court,  
23 this the \_\_\_ day of October - **Under Penalty of Perjury**  
24 by Steven Haas (also known as "Laser"), who comes to  
25  
26  
27  
28

1 this good court as a "**pro se**" party. Permitted by our  
2 nations Constitution, per Congress and affirmed by the  
3 Supreme Court of the United States to be a "*Private*  
4 *Attorney General*" to halt "*culpable*" persons who are  
5 "*corrupting*" legitimate interstate commerce by  
6 "*patterns*" of "*Racketeering*". Who are also visibly  
7 doing such by Federal Corruption undeniably!  
8  
9  
10

11 480. Plaintiff prays the court realize that there  
12 are NO statute of limitation ("SOL") issues. Though  
13 Congress set no SOL standards for Civil RICO; surely it  
14 is mitigating that a U.S. Attorney was a cohort in the  
15 crimes and the UST's office refuses to do their job.  
16  
17

18 480. The RICO Defendants are either Above the Law,  
19 or they are not; and plaintiff is simply asking this  
20 good court to decide that issue correctly.  
21

22  
23  
24 Date \_\_\_\_\_

Signed \_\_\_\_\_

25 Racketeering Victim  
26 Witness/Whistleblower  
27 Whose Business has  
28 been RICO Destroyed