

## **List of Hearings**

presided over by Bankruptcy Judge John C. Ninfo, II, WBNY  
in *Pfuntner v. Trustee Gordon et al*, docket no. 02-2230

and

*In re David and Mary Ann DeLano*, docket no. 04-20280

as of December 9, 2005

by

**Dr. Richard Cordero**

1. **December 18, 2002**, Hearing of Trustee Kenneth Gordon's motion of December 5, 2002, to dismiss Dr. Cordero's cross-claims against him in the Pfuntner case
2. **January 10, 2003**, Pre-trial conference in the Pfuntner case
3. **February 12, 2003**, Hearing of Dr. Cordero's motion of January 27, 2003, in Bankruptcy Court to extend time to file notice of appeal
4. **March 26, 2003**, Hearing of Dr. Cordero's motion of February 26, 2003, in Bankruptcy Court for relief from Judge Ninfo's order denying the motion to extend time to file notice of appeal from his dismissal of Dr. Cordero's cross-claims against Trustee Gordon
5. **April 23, 2003**, Hearing of Plaintiff Pfuntner's motion of April 10, 2003, in Bankruptcy Court to discharge Plaintiff Pfuntner from liability other relief; and of Dr. Cordero's measures relating to the trip to Rochester and inspection of property
6. **May 21, 2003**, Hearing for Dr. Cordero to report to Judge Ninfo on the inspection of property at Plaintiff Pfuntner's warehouse on May 19, 2003
7. **June 25, 2003**, Hearing of Dr. Cordero's motion of June 6, 2003, for sanctions and compensation predicated on Mr. Pfuntner's and Mr. MacKnight's failure to comply with discovery orders; and of Dr. Cordero's application, resubmitted on June 16, 2003, for default judgment against David Palmer
8. **July 2, 2003**, Adjourned hearing for Judge Ninfo to set a series of hearings in the Pfuntner case, beginning with hearings in October and November and followed by monthly hearings for 7 to 8 months all of which Dr. Cordero would be required to travel from New York City to Rochester to participate in them in person (and having the clear intention to wear Dr. Cordero down)
9. **October 16, 2003**, First hearing of the series of Judge Ninfo's "discrete" "discreet" hearings

10. **March 8, 2004**, Hearing for confirmation of debtors' debt repayment plans, where Dr. Cordero protested that the attorney for Trustee George Reiber, James Weidman, Esq., prevented him from examining the DeLanos at the meeting of creditors earlier that afternoon; which action was then ratified by Trustee Reiber
11. **July 19, 2004**, Hearing of Trustee Reiber's motion of June 15, 2004, to dismiss the DeLano case
12. **August 23, 2004**, Adjourned hearing of Trustee George Reiber's motion of June 15 to dismiss the DeLano case; and hearing of Dr. Cordero's motion of August 14, 2004, for docketing and issue, removal, referral, examination, and other relief
13. **August 25, 2004**, Hearing of the DeLanos' motion of July 19, 2004, to disallow Dr. Cordero's claim
14. **December 15, 2004**, Hearing to set the date for the evidentiary hearing of the DeLanos' motion to disallow
15. **March 1, 2005**, Evidentiary hearing of the DeLanos' motion to disallow, where Dr. Cordero examined Mr. DeLano on the issue whether Mr. DeLano's handling of the Premier's storage boxes containing Dr. Cordero's property rendered him liable to Dr. Cordero [See the transcript of this hearing in a separate file among the D files.]
  - a. Statement by **Court Reporter** Mary Dianetti of the **number** of stenographic **tapes** and **folds comprising** her recording of the evidentiary **hearing** in the DeLano case on **March 1, 2005**
16. **July 25, 2005**, Confirmation hearing at which the DeLanos' debt repayment plan was confirmed
17. **November 16, 2005**, Hearing of Dr. Cordero's **motion** of **November 5, 2005**, (Add:1038) under 11 U.S.C. §330(a) for Judge Ninfo to **revoke** his August 9 **order** (Add:941) **confirming** the DeLanos' debt repayment plan (D:59) because it was procured by fraud; denied (Add:1094) after the Judge maneuvered the absence at the hearing in Rochester of Dr. Cordero, who lives in New York City, by denying without stating any reason (Add:1065) his request, included in the motion, to appear, as he had on 12 previous occasions, by phone (Add:1066); thereby the Judge made it possible that "Appearing in opposition: [was] George Reiber, Trustee...Order to be submitted by the Trustee" (D:508f, entry between 150 and 151; cf. Add:1097, 1125)