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July 29, 2009

Mr. Neil A. Lewis
The New York Times
New York, NY 10018

Dear Mr. Lewis,

I read with interest your article “Senate Panel Endorses Sotomayor”. There you wrote that Sen. Coburn “suggest[ed] that she was deceptive in her answers to the committee...when she was asked to defend her comments about the uses of international law and her views on some members of the Supreme Court, she tried to “walk away from that, saying she didn’t say that, and it’s flat just not accurate.” http://www.nytimes.com/2009/07/29/us/politics/29confirm.html?_r=1&hp

His polite accusation that J. Sotomayor engaged in ‘flat inaccuracies’ lends credence to the evidence that she also deceived the Committee and the public by withholding material information concerning both her financial affairs and a case that she presided over as well as her record of partiality toward a 100% of complained-against fellow judges. The evidence shows that she:

1. withheld personal financial information that she was required to disclose by the Senate Judiciary Committee as well as by the Ethics in Government Act of 1978 ([5 U.S.C. Appendix](#)), which imposed on her the duty to file an annual financial disclosure report, so that her failure to disclose began years before she was nominated, just as were nominated for high office Tim Geithner, Tom Daschle, and Nancy Killefer, subsequently exposed as tax-evaders.

In short, she earned \$3,773,824 since 1988 + received \$381,775 in loans = \$4,155,599 + her 1976-1987 earnings, yet disclosed assets worth only \$543,903, thus leaving unaccounted for in her answers to the Committee at least \$3,611,696 - taxes and the cost of her reportedly modest living.

http://Judicial-Discipline-Reform.org/SCT_nominee/JSotomayor_integrity/12table_JSotomayor-financials.pdf

2. likewise, withheld from the Senate Judiciary Committee the incriminating *DeLano* case, 06-4780-bk-CA2, which reveals her participation in a cover-up of concealment of assets. This involves at least \$673,657 of a 39-year veteran banker and bankruptcy officer preparing his debt-free retirement, who pretended to go ‘bankrupt’, but similarly did not disclose required financial information. *DeLano* is one of the 3,907 *open* cases that the same trustee had before the same U.S. bankruptcy judge. It forms part of a bankruptcy fraud scheme run by bankruptcy system insiders and the bankruptcy and district judges below. The latter are Judge Sotomayor’s peers, whom she protected by upholding their denial and denying herself *every single document* in all creditor-requests. By so doing, she:

- a) denied the creditor all discovery rights,
- b) denied herself the facts to which to apply the law, and thus
- c) denied the fundamental Constitutional guarantee of due process of law.

She thus favored her peers by preventing the production of evidence incriminating them in bankruptcy fraud and enabling their continued running of the scheme, while aggravating the misery of countless debtors, creditors, and the public, to whom they must pass on their losses; and http://Judicial-Discipline-Reform.org/SCT_nominee/JSotomayor_integrity/11DrCordero-SenJudCom.pdf

3. thereby acted in keeping with her long-term pattern of gross partiality toward the close-knit class of judges. She established that pattern by:
 - a) condoning her judicial colleagues’ systematic dismissal without any investigation of

- misconduct complaints against their peers; and
- b) participating, as a member of the Second Circuit Judicial Council, in the latter's denial of 100% of petitions to review complaint dismissals during the 1oct96-30sep08 12-year reported period.

By exempting her peers from any discipline regardless of the gravity of their complained-about misconduct, Judge Sotomayor injured all the complainants, litigants, and the public at large, whom she left at the mercy of those peers, prone to retaliate with assurance of impunity. http://Judicial-Discipline-Reform.org/JNinfo/25Committee/2DrCordero-petition_25feb9.pdf
>N:51¶¶1-4 & N:39; cf. reference 1 supra, at 7 of 40; and

All this information is material because it impeaches both Judge Sotomayor's integrity and her impartiality. Those are two qualifications which everybody, regardless of party affiliation or stance on matter-of-opinion issues, agrees are indispensable to be a judge, let alone to become a justice of the Supreme Court.

The information is also material because if it had been disclosed to the senators, they could reasonably have been expected to find disqualifying fault with the Judge. Even the Democrats would have condemned her conduct, for the information would have dispelled their inhibiting fear of a backlash from their Latino constituents, who the senators can safely assume demand as vocally as any other constituents that judges and justices have integrity and be impartial.

You can verify the evidence of Judge Sotomayor's withholding material information since the links above contain references to the sources of every element of it. They consist of her responses to the Judiciary Committee's questions, the U.S. Code, and court documents.

All this evidence was submitted to the Committee and to each of its members by email, mail, and fax, with countless follow-up phone calls. Yet, they did not post it on their webpage where they post letters from individuals. They have in practice limited themselves to posting those in favor of her confirmation, in spite of the opposition to it of a large sector of the public. Thereby the senators have misled the public by concealing material information from it and giving the false impression that practically everybody supports her becoming a justice. <http://judiciary.senate.gov/nominations/SupremeCourt/Sotomayor/SoniaSotomayor-Letters.cfm>

Hence you can conduct a *Follow the money!* investigation of Judge Sotomayor's financial affairs and the concealed assets in *DeLano* and her moral or material gain from her partiality in exempting from discipline 100% of complained-against judges. In so doing, you can take on the role of Senator Sam Ervin, who chaired the Senate Watergate Committee and made famous two questions that he doggedly asked of witnesses and other deponents, which can be updated thus:

What did the senators know about Judge Sotomayor's withholding from them material information and when did they know it...and why did they withhold it from the public?

Your *Follow the money!* investigation based on the evidence can lead you to a "totally unforeseen event or shocking disclosure 'that can bar her confirmation'", as noted by your colleague, Mr. David Stout. By acting diligently to protect the integrity and impartiality of our judiciary, you both can render meritorious service to our country, whose people are entitled to all information necessary to ascertain that judges and justices have the integrity and impartiality required to dispense "Equal Justice Under Law" By so doing, you can earn the rewards available to principled and superior investigative journalists, such as becoming iconic figures: the Bob Woodward and Carl Bernstein of our generation.

Sincerely, *Dr. Richard Cordero, Esq.*

MANDATE

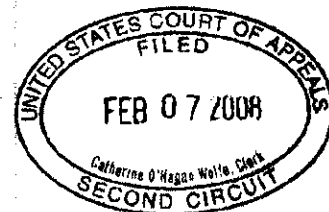
W.D.N.Y.
0: cv-6190
Larimer, J.

United States Court of Appeals FOR THE SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 7th day of February, two thousand eight.

Present:

Hon. Sonia Sotomayor,
Hon. Debra Ann Livingston,
Circuit Judges,
Hon. Gregory W. Carman,
Judge, U.S. Court of International Trade.



Dr. Richard Cordero,

Creditor-Appellant,

v.

06-4780-bk

David DeLano, Mary Ann DeLano,

Debtors-Appellees.

George M. Reiber, as Bankruptcy Trustee, moves to dismiss the appeal as moot. Although Appellant's argument that the Trustee's motion is deficient may be correct, any such deficiencies are minor and, in any event, the appeal is subject to dismissal under this Court's *sua sponte* authority. Upon due consideration, it is hereby ORDERED that the appeal is DISMISSED as equitably moot. *See In re Metromedia Fiber Network, Inc.*, 416 F.3d 136, 144 (2d Cir. 2005); *In re Chateaugay Corp.*, 988 F.2d 322, 326 (2d Cir. 1993).

FOR THE COURT:

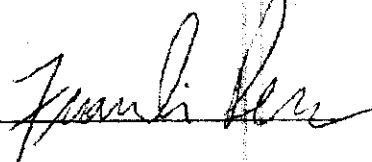
Catherine O'Hagan Wolfe, Clerk

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Catherine O'Hagan Wolfe, Clerk

by


DEPUTY CLERK

By:



The Honorable Gregory W. Carman, of the United States Court of International Trade,
sitting by designation.

SAO-LB

ISSUED AS MANDATE: 5/16/08

2nd Circuit Judicial Council & J. Sotomayor's Denial of 100% of Petitions for Review of Systematically Dismissed Misconduct Complaints Against Their Peers & 0 Judge Disciplined in the Reported 12 Years

Table S-22 [previously S-23 & S-24]. Report of Complaints Filed and Action Taken Under 28 U.S.C. §351 for the 12-mth. Period Ended 30sep97-07 & 10may8. <http://www.uscourts.gov/judbususc/judbus.html>; collected at http://Judicial-Discipline-Reform.org/judicial_complaints/complaint_tables.pdf

Data of Judicial Council 2nd Cir. for AO; 28 U.S.C. §332(g)	96-97	97-98	98-99	99-00	00-01	01-02	02-03	03-04	04-05	05-06	06-07	07-5/8	96-5/8	Avg.
Complaints Pending on each September 30 of 1996-2008*	5	10	23	65	33	60	29	34	57	31	28	13	388	32
Complaints Filed	40	73	99	59	102	62	69	23	36	14	22	4	603	50
Complaint Type														
Written by Complainant	40	73	99	59	102	62	69	23	36	0	22	4	589	49
On Order of Chief Judges	0	0	0	0	0	0	0	0	0	14	0	0	14	1.8
Officials Complained About**														
Judges														
Circuit	3	14	23	9	31	10	8	4	7	0	6	1	116	9.7
District	27	56	63	41	52	41	49	15	23	10	12	3	392	33
National Courts	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Bankruptcy Judges	2	1	2	2	2	1	1	1	0	0	0	0	12	1
Magistrate Judges	8	8	11	7	17	10	11	3	6	4	4	0	89	7.5
Nature of Allegations**														
Mental Disability	1	9	26	2	5	4	6	3	3	1	1	1	62	5.2
Physical Disability	0	1	2	1	0	0	1	2	0	0	0	1	8	.7
Demeanor	2	2	2	3	14	3	4	6	0	0	0	0	36	3
Abuse of Judicial Power	25	30	7	29	28	57	20	6	3	0	1	1	207	17
Prejudice/Bias	32	36	34	28	24	40	20	35	43	28	30	5	355	30
Conflict of Interest	0	0	5	11	10	18	3	4	5	1	1	0	58	4.8
Bribery/Corruption	0	0	10	21	2	15	4	5	2	2	1	1	63	5.2
Undue Decisional Delay	0	4	0	11	6	15	9	5	8	2	3	3	66	5.5
Incompetence/Neglect	4	1	3	1	5	2	3	3	4	0	3	2	31	2.6
Other	0	11	3	5	0	0	4	33	80	38	47	14	235	20
Complaints Concluded	33	56	57	80	75	93	42	51	91	45	50	17	690	57
Action By Chief Judges														
Complaint Dismissed														
Not in Conformity With Statute	3	4	0	0	4	1	1	6	5	8	1	2	35	2.9
Directly Related to Decision or Procedural Ruling	12	19	19	29	17	23	14	18	46	15	10	9	231	19
Frivolous	0	1	19	0	13	9	7	3	1	3	2	1	59	4.9
Appropriate Action Already Taken	0	0	0	0	0	0	0	1	0	1	0	0	2	0.2
Action No Longer Needed Due to of Intervening Events	0	0	3	1	0	2	0	0	0	1	0	0	7	0.6
Complaint Withdrawn	0	0	0	0	0	2	0	1	2	0	0	0	5	0.4
Subtotal	15	24	41	30	34	37	22	29	54	28	13	12	339	28
Action by Judicial Councils														
Directed Chief Dis. J. to Take Action (Magistrates only)	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Certified Disability	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Requested Voluntary Retirement	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Ordered Temporary Suspension of Case Assignments	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Privately Censured	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Publicly Censured	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Ordered Other Appropriate Action	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Dismissed the Complaint	18	32	16	50	40	56	20	22	37	17	37	6	351	29
Withdrawn	n/a	n/a	0	0	1	0	0	0	0	0	0	0	1	.08
Referred Complaint to Judicial Conference	0	0	0	0	0	0	n/a	0	0	n/a	0	0	0	0
Subtotal	18	32	16	50	41	56	20	22	37	17	37	6	352	29
Special Investigating Committees Appointed	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	1	1	0	2	.17
Complaints Pending on each 30sep of 1997-2008	12	27	65	44	60	29	56	6	2	0	0	0	301	25

*Revised. **Each complaint may involve multiple allegations against numerous judicial officers. Nature of allegations is counted when a complaint is concluded.