

August 20, 2022

c/o Assistant Alyssa Lary: Professor Jeannie Suk Gersen | Professor Susan Rose-Ackerman  
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Dear Professor Gersen, Professor Rose-Ackerman, peers, and students,<sup>‡</sup>

1. I read with interest, Prof. Rose-Ackerman, your paper “Judicial Independence and Corruption”.
2. Thanks to your arguing, Prof. Gersen, of *Strickland v. U.S.*, the Court of Appeals for the [Fourth Circuit](#) held on April 26 that the Federal Judiciary and its officers, including judges, can on constitutional and statutory grounds be sued and held liable in their official and individual capacities.
3. This is a proposal to follow a series of strategic steps to expose judicial independence as unaccountability that allows judges’ riskless corruption and abuse of power for their gain and convenience. Those steps should lead to a class action to compensate their victims. Yale and Harvard law students can take the lead in that exposure as they did in the opposition to the nomination of J. Brett Kavanaugh to the Supreme Court. The action can be a teaching event, as shown infra.
4. **The first step** is for you and your students to invite me to present the proposal by video conference or in person to you, them, and your peers. You can preview it my article at <sup>♦</sup> and on my website Judicial Discipline Reform at <http://www.Judicial-Discipline-Reform.org>. That site has attracted countless webvisitors and turned into subscribers 44,633 of them as of August 19, 2022.
5. They have been induced to subscribe by my professional law research and writing, and strategic thinking. You all can assess the validity of that statement by reviewing the foundation of my articles posted there, namely, my three-volume study of judges and their judiciaries<sup>\* †</sup>:

### Exposing Judges' Unaccountability and Consequent Riskless Abuse of Power:

Pioneering the news and publishing field of judicial unaccountability reporting<sup>\* † ♦</sup>

6. That study collects and discusses abundant evidence(OL:194§E) showing that judges individually and as a class through coordination engage in corruption and abuse of power. The most recent and indisputable evidence thereof is found in the [series](#) of articles that *The Wall Street Journal (WSJ)* began to publish on September 28, 2021, under the initial title “131 Federal Judges Broke the Law by Hearing Cases Where They Had a Financial Interest”. At last count, 58 of those judges had instructed their clerks of court to notify the parties to those cases that those judges should have recused themselves then, have done so now, and new judges will be assigned to their cases.
7. The Federal Judiciary has not taken any disciplinary action against any of those judges. Judges protect each other through their explicit or implicit reciprocal cover-up agreement: ‘Today you protect me and tomorrow I’ll protect you, for if you let them take me down, *I’ll bring you with me!*’
8. This explains why no action is going to be taken by AG Merrick Garland given that he was a member, and for 7 years the chief judge, of the Court of Appeals for the District of Columbia Circuit. Any investigation of judges authorized by him even if he subsequently recused himself would incriminate him as their accessory: He kept quiet after learning of their act of corruption and abuse, whereby his expected silence enabled them before their next act; let alone if he were a principal. So, it falls on law professors and students, and lawyers to muster the courage and take the initiative to expose judges’ misconduct and the cover-up agreement that perpetuates it.
9. **The second step** envisages your and your students’ sharing this proposal with the officers of the student class and associations that will vie for new members during the fair of associations to be held at the beginning of next academic year. Thus, time is of the essence. It is also so because the

♦ [http://Judicial-Discipline-Reform.org/OL3/DrRCordero-Honest\\_Jud\\_Advocates3.pdf](http://Judicial-Discipline-Reform.org/OL3/DrRCordero-Honest_Jud_Advocates3.pdf)

‡ [http://Judicial-Discipline-Reform.org/OL2/DrRCordero-ProfSRoseAckerman\\_ProfJSGersen.pdf](http://Judicial-Discipline-Reform.org/OL2/DrRCordero-ProfSRoseAckerman_ProfJSGersen.pdf)

♦ [http://Judicial-Discipline-Reform.org/OL2/DrRCordero\\_from\\_abortion\\_decision\\_to\\_new\\_constitution.pdf](http://Judicial-Discipline-Reform.org/OL2/DrRCordero_from_abortion_decision_to_new_constitution.pdf)

public is getting ready to vote in the midterm elections. It can hold accountable the politicians who nominated and confirmed judicial candidates and since then protect them as ‘*our* men and women on the bench’, their harm to others notwithstanding. Hence the importance of turning into a key electoral issue judges’ corruption and abuse of power and politicians’ condonation of them.

10. **The third step** aims to do that by professors and students holding press conferences where they ask the media to join them in demanding that President Biden release the secret reports that the FBI has submitted to presidents after vetting judicial candidates by exercising, when needed, its subpoena power. That demand will be justified by the need to answer this question: What did the President and his predecessors know about their corruption and abuse and when did they know it? Will they claim that the reports were ‘accidentally erased during a system upgrade’, as the Secret Service and Homeland Security have concerning emails related to the January 6 Capitol assault?
11. **The fourth step** is the class action on behalf of judges’ victims. It will be supported by a public informed and outraged by journalists pursuing a scoop. It finds a strong precedent in the suit brought by 90 gymnasts against the FBI and agents for **over \$1 billion** last June 8, for its **failure to act** on the complaints against sexual predator Dr. Larry Nassar brought to FBI agents and the FBI’s cover-up of their dereliction of duty. In the same vein of suing even top government officers, seven Capitol Police **officers have sued former President Trump** and the organizers of the rally at the Ellipse where he held the inflaming speech that preceded the January 6 assault on the Capitol.
12. The above are manifestations of the strongest support for the class action, to wit, the national mood of intolerance of any form of abuse. Indeed, the public has grown increasingly determined to hold public figures and officers accountable and liable to compensate their victims since the eruption of the *MeToo!* and BLM movements; the protests against police brutality, socio-economic inequalities, and the Supreme Court's reversal of *Roe v. Wade*; the public hearings of the House January 6 Committee and the lip service assurance by AG Garland that "nobody is above the law" so that the Department of Justice will prosecute all Capitol assault organizers and participants.
13. The class action will generate a flood of motions to vacate, remand, and for new trials; for the reimbursement by recused judges of the cost of judicial process that they rendered useless and of disentangling contracts based on their now void or voidable decisions; and for actions against state judges and judiciaries. They will create a much-needed niche practice for you and your students.
14. Judges’ and their judiciaries’ conduct forms a pattern of racketeering that warrants bringing a count against them under federal and/or state civil RICO (**18 U.S.C. §1961**). They provide that the injured party "shall recover threefold the damages he sustains and at the attorney's fee" (§1964(c)).
15. **The fifth step** is for professors and students to develop their niche practice through public interest clinics centered on consulting and bringing those motions and actions on behalf of judges’ victims. Those clinics can return a profit for law schools at a time of **dwindling enrollment** and revenue.
16. Instead of teaching lofty principles of law only in theory applied by judges, law schools can give practical effect in their own and the public interest to their knowledge that judges have institutionalized their corruption and abuse of power as their *modus operandi*. Judges do so risklessly for their gain and convenience because they are held by themselves and politicians unaccountable. You, your peers, and students<sup>‡</sup> can take the proposed steps to lead the transformative change of law schools into a pole of power that uses its independence and knowledge of legal grounds to hold judges and their judiciaries accountable and liable. Let your actions speak with facts a tenet of our justice system: *Nobody is Above the Law. Dare trigger history!*...and you may enter it.

I look forward to hearing from you.

Sincerely,

August 25, 2022

Dean of Students, and  
in his/her care to her/his peers and the officers of the student class and other appropriate organizations  
Law School

Dear Dean, Professors, and Officers,<sup>‡</sup>

1. This is a proposal<sup>1</sup> for a presentation on how through a [series of steps](#)<sup>2</sup> and a public interest clinic you all can counter the problems besieging law schools: [dwindling enrollment](#), imperiled financial viability, and diminished prospects of finding a job upon graduation. It is based on precedent.
  - a. In the civil suit *Strickland v. U.S.*, the Court of Appeals for the [Fourth Circuit](#) held last April 26 that the Federal Judiciary and its officers, including judges, can on constitutional grounds be sued and held liable in their official and individual capacities. b. 90 gymnasts sued the FBI and agents for [over \\$1 billion](#) last June 8, for its [failure to act](#) on the complaints against sexual predator Dr. Larry Nassar brought to FBI agents and the FBI's cover-up of their dereliction of duty. c. A PA state court ordered judges who sent juveniles to government paid/private run detention facilities in exchange for kickbacks to pay victims [\\$206 million](#) in compensatory and punitive damages.
2. The presentation will center on three ongoing cases that can be further prosecuted through the device that has the potential for gaining the highest payoff for law schools and bringing relief to the largest number of victims: class actions including RICO charges. They can provoke national outrage<sup>3</sup>; open the floodgates of motions that create a niche practice for law students; and transform the educational and civic role of schools so that they become the watchdog<sup>4</sup> for *We the little People*.
  - i. Knowledge was acquired firsthand while in an official capacity about prosecutors, NYPD officers and detectives, and judges of a NY criminal court colluding to obtain an indictment against people charged with murder even though their 'supporting evidence' revealed that no crime had even occurred. A complaint was filed with the NYPD Internal Affairs Bureau (IAB) requesting that it investigate its members' participation in such wrongdoing. Its handling by over a dozen officers for three months indicates that IAB has coordinated a cover-up. A complaint against it has been escalated to NYPD Commissioner Keechant Sewell<sup>5</sup>. The potential class action plaintiffs are thousands of people who were charged and/or prosecuted on false indictments and even sent to Rikers Island. The potential defendants are the wrongdoers and the tens of administrative judges, elected officers, and their institutions chargeable with dereliction of duty for failing to investigate.
  - ii. Medicare administers a budget of \$100s of billion for the benefit of its more than 33 million insureds. It works with hundreds of HMOs and other health insurance entities. They have common interests: pay the fewest claims and attract and maintain in their networks the largest number of medical services providers. To advance their interests they deny and uphold the denial of as many of their insureds' claims as possible; disregard the legal obligation to accept as total payment Medicare's schedules of fees for services; and condone the billing of insureds for the unpaid balance. The majority of insureds who appeal denials and balance billing appear pro se. Due to their ignorance of the law, they are abused. The recovery can be huge and force transformative change<sup>6</sup>.
  - iii. Federal judges [intercept](#)<sup>7</sup> people's emails and mail to detect and suppress those of their critics. Thereby they deprive *the People* of their most cherished rights, i.e., those guaranteed by the [1<sup>st</sup> Amendment](#) to "freedom of speech, of the press, the right of the people peaceably to assemble [on the Internet], and to petition the Government for a redress of grievances [e.g., [compensation](#)]".

I look forward to hearing from you all.

Sincerely, Dr. Richard Cordero, Esq.

## Endnotes

<sup>1</sup> This letter is at [http://Judicial-Discipline-Reform.org/OL2/DrRCordero\\_presentation\\_to\\_professors&students.pdf](http://Judicial-Discipline-Reform.org/OL2/DrRCordero_presentation_to_professors&students.pdf). It and its link can be shared widely; distributed at the student organizations fair at the start of the academic year, and posted to social media. The letter is supported by my professional law research and writing, and strategic thinking, which have produced a three-volume study of judges and their judiciaries titled thus:

**Exposing Judges' Unaccountability and Consequent Riskless Abuse of Power:**  
Pioneering the news and publishing field of judicial unaccountability reporting \* † \*

\* Volume 3: [http://Judicial-Discipline-Reform.org/OL3/DrRCordero-Honest\\_Jud\\_Advocates3.pdf](http://Judicial-Discipline-Reform.org/OL3/DrRCordero-Honest_Jud_Advocates3.pdf) >from OL3:1144-1492+

The study collects and discusses abundant evidence(OL:194§E) showing that judges ensure each other's unaccountability, which is also protected by the politicians who nominated and confirmed them, and for whom they are 'our men and women on the bench'. Hence, judges engage in abuse of power risklessly for their gain and convenience individually and as a [coordinated class](#).

The most recent and indisputable evidence of unaccountable judges' abuse of power is found in the [series](#) of articles that *The Wall Street Journal (WSJ)* began to publish on September 28, 2021, under the initial title "131 Federal Judges Broke the Law by Hearing Cases Where They Had a Financial Interest". At last count, 58 of those judges had instructed their clerks of court to notify the parties to those cases that those judges should have recused themselves then, have done so now, and new judges will be assigned to their cases. However, to date, not a single of those judges has been investigated, subjected to disciplinary measures, let alone referred for impeachment, or forced to disgorge the gains that they made by resolving in their favor their conflict of interests.

Some of my articles have been posted to my website Judicial Discipline Reform at <http://www.Judicial-Discipline-Reform.org>. That site has attracted countless webvisitors and turned into subscribers 44,662 of them as of August 24, 2022.

<sup>2</sup> [http://judicial-discipline-reform.org/OL2/DrRCordero-ProfSRAckerman\\_ProfJSGersen.pdf](http://judicial-discipline-reform.org/OL2/DrRCordero-ProfSRAckerman_ProfJSGersen.pdf)

<sup>3</sup> [http://Judicial-Discipline-Reform.org/OL2/DrRCordero-journalists\\_politicians\\_scooping\\_judges\\_racketeering.pdf](http://Judicial-Discipline-Reform.org/OL2/DrRCordero-journalists_politicians_scooping_judges_racketeering.pdf)

<sup>4</sup> [http://Judicial-Discipline-Reform.org/OL2/DrRCordero\\_from\\_abortion\\_decision\\_to\\_new\\_constitution.pdf](http://Judicial-Discipline-Reform.org/OL2/DrRCordero_from_abortion_decision_to_new_constitution.pdf)

<sup>5</sup> <http://Judicial-Discipline-Reform.org/IAB/DrRCordero-NYPDCommKSevell.pdf>

<sup>6</sup> [http://Judicial-Discipline-Reform.org/ALJ/22-8-17DrRCordero\\_motion\\_recuse\\_ALJLFleming.pdf](http://Judicial-Discipline-Reform.org/ALJ/22-8-17DrRCordero_motion_recuse_ALJLFleming.pdf)

<sup>7</sup> [http://Judicial-Discipline-Reform.org/OL2/DrRCordero\\_emails\\_mail\\_intercepted\\_by\\_judges.pdf](http://Judicial-Discipline-Reform.org/OL2/DrRCordero_emails_mail_intercepted_by_judges.pdf)

The professors and students participating in the proposed public interest clinic can reasonably expect broad support. The *MeToo!* and BLM movements and those against police brutality, and for racial and socio-economic equality are expressions of *the People's* self-assertive rallying cry: *Enough is enough!* We won't take any abuse from anybody anymore. So, the participants can give rise to a key midterm issue and be nationally recognized as the *People's* Champions of Justice.

*Dare trigger history!...and you may enter it.*