

Dr. Richard Cordero, Esq.

Ph.D., University of Cambridge, England
M.B.A., University of Michigan Business School
D.E.A., La Sorbonne, Paris

59 Crescent Street, Brooklyn, NY 11208-1515
DrRCordero@Judicial-Discipline-Reform.org
tel. (718) 827-9521

October 11, 2006

Ms. Judy Miller
Volunteer Coordinator
Wells of Justice
wellssofjustice@yahoo.com

Dear Ms. Miller,

Thank you for your e-mail. It is thoughtful and sensible. Hence, I will reply to it in detail and kindly request that you authorize the posting of the reply on my website, namely, Judicial-Discipline-Reform.org, and that you cause it to be posted on the Wells of Justice website.

I welcome your comments, suggestions, and indications of any spelling, grammatical, or formatting error. I am also sending you this e-mail in two PDF attachments: One with this reply and the other with the following:

Programmatic Proposal
to Unite Entities and Individuals to Use Their Resources Effectively
in Our Common Mission to Restore Integrity to Our Legal System
by Engaging in Specific Activities and Achieving Concrete Objectives
(version 1 as of 10/11/6)

Ms. Judy Miller, at Wells of Justice (<http://www.wellssofjustice.com/>), wrote the following to Dr. Richard Cordero, Esq., at Judicial Discipline Reform (<http://Judicial-Discipline-Reform.org>). Her paragraphs have been numbered and his have been placed after brackets with corresponding numbers followed by a letter; such numbering will facilitate referring to any paragraph in a thread of comments.

Dr. Cordero puts forward in his reply a **Programmatic Proposal** so that the many entities and individuals across the nation whose **common mission** it is to restore integrity to our legal system may join forces in order to pursue it effectively by achieving three realistic and progressively attainable objectives through a program of specific, manageable activities:

- i) expose the judges' coordinated wrongdoing in a bankruptcy fraud scheme or in the systematic dismissal of judicial conduct complaints through a virtual firm to be created on the Internet with combined resources from the entities and individuals and to be composed of investigative journalists that will uncover evidence of such wrongdoing by engaging in a Watergate-like *Follow the money!* investigation from filed bankruptcy petitions into the web of the schemers' personal and financial relations, and of lawyers that will bring a class action on behalf of those injured by wrongdoing judges, so that through its two categories of professionals the firm will mount a media campaign to make

an ever larger audience aware of the extent and damaging consequences for the public at large of judicial wrongdoing;

- ii) cause an outraged public to force the authorities outside the judiciary, such as the FBI, the Department of Justice, Congress, and the state legislatures, to investigate coordinated wrongdoing in the judiciaries and proceed to the impeachment or prosecution and conviction of judges and other wrongdoers, and bring about the retirement of other unfit judges; and
- iii) channel the public's demand for integrity in the legal system to the reform by law of the mechanism of judicial discipline through the creation of an external body -whose members would be unrelated to, nominated, confirmed, and mandated to operate independently of, the judiciary- for receiving and acting on complaints about judges' conduct and for inspecting their use of public funds.



Dr. Cordero:

1. Thank you for contacting Wells of Justice. I had a brief look at the website. You have put much work into it.

2. Wells of Justice supports exposing judicial corruption. Your site asks for participants with the goal of filing a class action suit in the Second Circuit. Please correct me if I misunderstand.

3. Those who contact us are located nationwide. We are also aware of several attorneys who have contemplated filing a RICO class action, but their thought was to name the Director for the Executive Office for U.S. Trustees as Defendant. This would provide opportunity to include all Plaintiffs nationwide.

[3a. You are correct in stating that my "site asks for participants with the goal of filing a class action suit in the Second Circuit". You are also correct in raising the issue of the national scope that other attorneys have proposed to give to their lawsuits. However, since a case has to be filed somewhere, indicating that it will be filed in the Second Circuit does not exclude its having a national scope.

[3b. A class action allows for the filing in one court of a lawsuit with national scope by identifying a case that represents a class of persons similarly situated, that is, whose individual cases, whether already filed or yet to be filed, share key common elements and claims to be determined by the court where the representative case is filed. This commonality prevails upon the differentiating effect of secondary elements and claims particular to each of those cases, thus allowing the determination made by that court to be extended to all the persons in the class.

[3c. As indicated in paragraph 41 of the [Statement of Facts](#), the class action will be 'brought on behalf of those similarly injured by that bankruptcy fraud scheme and those whose judicial misconduct complaints have been systematically dismissed without investigation by federal judges protecting themselves and their peers". This class, while sufficiently well defined, is broad enough to allow people from across the nation to join it.

(http://Judicial-Discipline-Reform.org/docs/Statement_of_Facts_Table_of_Cases.pdf)

4. We know of at least one attorney who has filed a lawsuit against a bankruptcy judge in the 8th Circuit.

5. Judicial Watch in California was once interested in courses of action on behalf of several victims in the 9th Circuit. That office, however, is manned by one attorney and the project is more than he can handle.

6. There is also an organization, headed by an attorney located in Indiana, who is working for reform on judicial immunity.

7. For projects such as your own, our position is to network and place others in touch with like-minded individuals.

[4-7. I support your position. Hence, I would appreciate your sharing with me more information about those attorneys and their cases and inviting them to contact me and, to that end, forwarding to them this e-mail and the [Programmatic Proposal](#). But more can be done, as set forth below.]

8. Numerous individuals have their own ideas of what route is best to take. Maybe brainstorming among yourselves can result in organizing the best of the best, most committed, and most informed.

[8a. Now you have touched on an issue of outcome-determinative importance to all our respective projects: We are, if not divided, at least working separately. This weakens our collective effectiveness. By contrast, the Federal Judiciary stands united, for it consists of a group of persons who know too much about the wrongdoing of each other so that they must stick together and protect each other; otherwise, they risk falling one after the other, either because the investigation of one's wrongdoing would lead to that of another, or because the testimony of one of them in a plea bargain would incriminate another or others. To avoid setting in motion such a self-destructive chain of events and to protect the interests of their class of judges, they have the three most effective means, namely, power, money, and influential connections.

[8b. Our means at present are no match. As you point out, 'we are numerous individuals with even more numerous ideas'. Ideas are indispensable, but they neither have the power to implement themselves nor can they pay to be conveyed to those who must be convinced of their correctness. Brainstorming is a useful method only for eliciting yet more ideas, even if in a setting uninhibited by the fear of criticism. Brainstorming has already taken place among all those who have a website or a talk show or who send and receive e-mails. There is no need for more brainstorming where everybody who has a complaint against somebody in the judiciary, elsewhere

in government, or on the moon can stand on a soapbox to have their 15 minutes of famous speech, however unfocused, unsupported by evidence, and extremist it may be so that it bores and alienates more people than it enlightens and unites them. Nor is brainstorming a method for selecting the best ideas.

[8c. Nevertheless, the core of the solution is found in what you next stated, that is, we need "the best of the best, most committed, and most informed". But this is not the result of brainstorming; instead, it is the result of an organization that selects them. This is where an organization like yours can do much more than just establish Internet links between websites. Actually, since it is individuals rather than organizations, that get things done, it is an individual like you, who appears to be endowed with pragmatism, common sense, and the ability to write clearly and concisely, who can play a decisive role. You can carry out the first selection of, and bring together, "the best of the best, most committed, and most informed".

[8d. I respectfully submit to your consideration what your selection process may have as its precise objective, already described in the programmatic, [Section IV of the Statement of Facts \(http://Judicial-Discipline-Reform.org/docs/Statement_of_Facts_Table_of_Cases.pdf\)](http://Judicial-Discipline-Reform.org/docs/Statement_of_Facts_Table_of_Cases.pdf). There a call is made for "the formation of a virtual firm of lawyers and investigative journalists digitally meeting at Judicial-Discipline-Reform.org to pro bono research difficult legal issues and organize the investigation *Follow the money!* from filed bankruptcy petitions, many available through PACER (Public Access to Court Electronic Records, <http://www.pacer.psc.uscourts.gov/>; cf. http://judicial-discipline-reform.org/docs/Trustee_Reiber_3909_cases.pdf), to wherever it ended up in preparation for the third step: a class action centered on the representative case against CA2 [former Chief] Judge John M. Walker, Jr., and CA2 [current Chief] Judge Dennis Jacobs, brought on behalf of those similarly injured by the bankruptcy fraud scheme and the systematic dismissal of their judicial misconduct complaints, and charging denial of due process and violation of, among others, the Racketeer Influenced and Corrupt Organizations Act".

[8e. The virtual firm of lawyers and investigative journalists need not be centered at Judicial-Discipline-Reform.org. It could be centered at your organization, Wells of Justice, or at another similarly-oriented one that can provide restricted access and monitored participation to those selected as "the best of the best, most committed, and most informed" and accept the invitation to join. The choice of the website for the virtual firm is to be decided at a later time since I am submitting this proposal to other like-minded persons and the terms and conditions need to be worked out for any proceeds and donations generated by the website to be reinvested in the costly and lengthy prosecution of the firm's mission.

9. Wells of Justice extends the invitation of placing a link to your site on our website, in addition to providing a separate page announcing your goals in case others in the 2nd Circuit are interested. Please let us know if you approve.

[9a. I approve your proposal of placing a link on your website to mine. I would also like to receive your approval to place in my website a link to Wells of Justice.

[9b. You may of course forward the [Programmatic Proposal](#) to those that you first select as "the best of the best, most committed, and most informed" and, as suggested in Section IV thereof, invite to join the firm of lawyers or investigative journalists. You can also send it to other people interested in the mission of restoring integrity to our legal system and who

Dr. Cordero's Programmatic Proposal to unite entities & individuals to restore integrity to legal system 4 of 10

may wish to achieve its objectives by providing financial or technical support to the virtual firm or who may want to become members of the class action.

[9c. I also accept your kind offer to provide a separate page on your website where my goals would be announced to anybody, whether in New York or across the nation. The Programmatic Proposal can be the content of that page. It can be pasted as it appears below in this e-mail together with a link to the attachment in which I am sending it to you too. That page can be headed as follows:

[as title] Judicial-Discipline-Reform.org

Dr. Richard Cordero, Esq.
DrRCordero@Judicial-Discipline-Reform.org

The mission of this site is to bring together all the entities and individuals that are separately working toward accomplishing what constitutes their common mission, namely, to restore integrity to our federal and state legal systems. By focusing our efforts and combining our resources we can pursue it much more effectively than up to now. To that end, a [Programmatic Proposal](#) is put forward for accomplishing that mission by achieving three realistic and progressively attainable objectives through a program of specific, manageable activities:

1. expose the judges' coordinated wrongdoing in a bankruptcy fraud scheme or in the systematic dismissal of judicial conduct complaints through a virtual firm to be created on the Internet with combined resources from the entities and individuals, and to be composed of investigative journalists that will uncover evidence of such wrongdoing by engaging in a Watergate-like *Follow the money!* investigation from filed bankruptcy petitions into the web of the schemers' personal and financial relations, and of lawyers that will bring a class action on behalf of those injured by wrongdoing judges, so that through its two categories of professionals the firm will mount a media campaign to make an ever larger audience aware of the extent and damaging consequences for the public at large of judicial wrongdoing;
2. cause an outraged public to force the authorities outside the judiciary, such as the FBI, the Department of Justice, Congress, and state legislatures, to investigate coordinated wrongdoing in the judiciaries and proceed to the impeachment or prosecution and conviction of judges and other wrongdoers, and bring about the retirement of other unfit judges; and
3. channel the public's demand for integrity in the legal system to the reform by law of the mechanism of judicial discipline through the creation of an external body -whose members would be unrelated to, nominated, confirmed, and mandated to operate independently of, the judiciary- for receiving and acting on complaints about judges' conduct and for inspecting their use of public funds.

http://Judicial-Discipline-Reform.org/docs/Programmatic_Proposal.pdf

[Here the Programmatic Proposal could be pasted.]

10. If we misunderstand, or if you decide to invite others to participate in a cause of action to include victims nationwide, please let us know. If you would like to correspond with other attorneys that we know who are working on reform issues such as judicial immunity, please let us know.

[10a. I welcome everybody with a good faith commitment to our mission to participate in the virtual firm or the class action, whether as a lawyer or investigative journalist, financial supporter or Information Technology expert, or class member. Hence, I would like to correspond with other attorneys working toward judicial discipline reform. To that end, I submit to your and their consideration the [Programmatic Proposal](#) so that there may be a concrete basis on which to decide whether to invite, join, or support the virtual firm or the class action in pursuit of the common mission.

[10b. While a proposal is by its very nature flexible and open to discussion, it works as the agenda of any effective meeting, giving it a theme and direction, and allowing participants to know what to expect and how to prepare for the discussion ahead. What is more, the program works as the overview of a business plan at the pre-quantified stage. Hence, it can be used to convince of the proposal's seriousness and well-thought out nature not only lawyers and investigative journalists or class members, but also business people. The latter can bring to the firm an asset as indispensable as brilliant ideas and strong commitment, namely, shinning money, hardware for the virtual firm on the Internet, and eventually an even harder brick and mortar office.

[10c. You, Ms. Miller, can be the person making the first selection of those to be invited to join the virtual firm. That invitation can be sent not just by e-mail, but also conveyed by talking to people on the phone and discussing the elements of the Proposal, including Section IV. I trust that you will be able to extend it convincingly to reasonable, hard-working, and highly competent people that can make a success of our common mission as "the best of the best, most committed, and most informed".

11. The best,
Judy
A Wells of Justice Volunteer Coordinator

[11. Sincerely,