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Adapting to the Covid legal market by Making Money While Doing Justice

Mr. Dan Roth dan.roth@tr.com, Dan.Roth@thomsonreuters.com NY & CT Regional Account Executive, Legal Thomson Reuters tel.: (914) 806-5600

Dear Mr. Roth and Thomson Reuters[‡], and all other publishers, journalists, and lawyers,

Thank you, Mr. Roth, for your email offering "free temporary access" to Westlaw. I gladly accept your offer. In turn, I make you and Thomson Reuters an offer for the publication of one or a series of my articles on judicial accountability and a joint venture for enhancing the website at http://www.Judicial-Discipline-Reform.org. My articles have attracted so many visitors to my website that 31,225+ have become subscribers. We can turn them into our clients. That is part of my proposal below to you, Thomson Reuters, and all other publishers and investors to adapt to the new Covid legal market and attract the very large number of people who will file for bankruptcy and other rule of law protection only to be abused by unaccountable judges and their cronies.

Indeed, in response to a promotion similar to yours by LexisNexis, I made the same offer to your counterpart, Mr. Tyler Duke, and it is under consideration. Time is of the essence. You are likely aware that he sent an email to current and potential clients under the subject line "New: LexisNexis Economic Relief Promotion". He concluded it with this empathetic statement:

...today is not normal. So, we want to do everything we can to support you – so you can support your clients. If there is anything I can do in the meantime, please reach out.

A. An already shrinking legal market shrunk further by Covid-19

- 1. I am reaching out to you; law, newspapers, and magazine publishers; journalists; and lawyers, with a proposal that may not be the normal way in which you, Thomson Reuters, LexisNexis, or any other media outlet support your clients, but is what you can do to support them and even grow your pool of them nationally during and after the Covid pandemic. The proposal is in your interest.
- 2. With jury trials and oral argument suspended and most courts closed, clients are not paying anymore, never mind bringing new business to lawyers. In fact, the only sector of the legal market growing today is that of the pro ses. That trend started many years ago and the subprime mortgage-induced economic recession of 2008 only steepened it. The economic impact of the Covid pandemic is much graver, having caused 22 million employees to lose their jobs in only one month and making most of the 30+ million small businesses face the grim possibility of bankruptcy. Millions of people have stood in lines to receive free groceries and other supplies from food banks or have seen others do so. They have learned that the pandemic can spread again this autumn and the coronavirus can mutate and find everybody as vulnerable to it as we are to its current strain.
- 3. For the foreseeable future, those people will not flock to lawyers to pay them attorney's fees of \$100, \$200, \$300, \$400, \$500 or more per hour. Nor do they have \$350-\$450 to pay court filing fees on top of the expense of conducting discovery, printing and binding briefs and the record, serving them on the parties, filing motions and notice of appeal, etc. The prospect for lawyers is bleak.
- 4. By contrast, the prospect for you can be bright if you adapt to these new long-term realities of the legal market and the rest of the economy by thinking strategically and proceeding accordingly.

B. Adapting to the new legal market as people stay home and read more

†http://Judicial-Discipline-Reform.org/OL2/DrRCordero-Honest_Jud_Advocates2.pdf >from OL2:394

- 5. Clients and most of the non-essential workforce are staying home. They have much more time to read emails and postings to your online publications. This is the most opportune time to offer them information about how judges run judicial process. The latter forces people to go through one of the most anxiety-causing experiences in their lives because so much is at stake; the law is so difficult to understand; and litigation brings about expenses that run into the \$1Ks and even \$10Ks. The quest for justice is an ordeal for all and barely affordable even for the well-off(*>jur48⁸³).
- 6. Judges affect 100% of the national public, regardless of whether people are, have been, or will never be parties to lawsuits but will continue to be susceptible to the precedential value of judicial decisions. Everybody is subject to judges' exercise of their enormous power over our property, liberty, and all the rights and duties that frame our lives and shape our identities.
- 7. Judges abuse their power because they are unaccountable. So, 'their power is absolute, which corrupts them absolutely'(jur:27²⁸). Committing it only has an upside: grabbing all sorts of gain and convenience(*>OL:173¶93). Risklessly, federal judges run the Federal Judiciary, the model for its state counterparts, as a racketeering enterprise(*>jur:5§3; infra §E).
- 8. This becomes evident to most parties, who pay filing fees but do not receive the offered services for 'resolution of controversies according to law': In the federal circuit courts, 93% of appeals are disposed of in "perfunctory"(jur:44⁶⁸) decisions, e.g., summary orders(jur:43§1) on forms with blanks to be filled out, that are "[based on] procedural [mostly the catchall pretext of 'lack of jurisdiction'], unsigned, unpublished, without comment, and by consolidation"(†>OL2:457§D). They are reasonless and arbitrary. Petitions for reconsideration en banc are routinely denied(jur:45⁷⁴). Most parties, whether pro se or represented, litigate separately and come out of court feeling isolated and without knowing 'what hit them'. They join the huge(OL2:719¶¶6-8) voice- and leaderless, and untapped market of The Dissatisfied with the Judicial and Legal System.
- 9. Nothing reaches deeper into the human soul and festers longer therein than the feeling of being or having been abused. Nothing makes people more passionate and committed than the quest for Justice. Often that quest aims to obtain or can only end up receiving monetary compensation. The insightful appreciation of these facts and the competitively savvy handling of them open a business opportunity for an innovative news and publishing outlet. It is an opportunity that an industry leader, such as Thomson Reuters, should pioneer...if it has the entrepreneurship and capacity to expand into new fields that UPS has shown to have and boasts about in a TV ad: "We do shipping and printing, and binding, and packaging, and tracking, and billing, and notarizing, and...".

C. Articles based on a study; and a website for "Making Money While Doing Justice"

- 10. Providing information about how judges abuse their power, and outraging the people who were and may be abused by going to court constitute the foundation of a reasonably calculated strategy for adapting to a legal market that was already shrinking and the Covid pandemic has reduced to near zero. That adaptation can be undertaken by pioneering a new field of vital interest to the national public: the exposure of unaccountable judges risklessly abuse of parties, lawyers, and everybody else; the compensation of victims; and the reform of the system of justice.
- 11. You can pioneer that field by publishing one or a series(OL2:719§C) of my articles, whether already written, such as those summarized or referred to below, or commissioned by you. My articles and the above statements are based on my 2-volume study* † of judges and their judiciaries, produced by my professional law research and writing and strategic thinking, and titled:

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

- 12. I trust that the number of 31,225 subscribers to my website, where they found, and reacted positively to, my articles, has caught your imagination and that of your Thomson Reuters colleagues and all savvy publishers and investors who know how the Internet economic model works: A website that offers content for free and therewith attracts the national public is further developed by a larger company or venture capitalists investing in it to provide advanced services for a fee and sell goods to visitors and all the more so to subscribers. For instance, my website can be developed into:
 - a. a clearinghouse for complaints(†>OL2:918) about judges that anybody can upload;
 - b. a research center for auditing(*>OL:274-280, 304-307) decisions, complaints, and other writings in search of (jur: 131 b; OL: 255) the most persuasive type of evidence, i.e., patterns (†>OL2:792§A), trends(OL2:455§§B, D), and schemes(OL2:614, 929) of abuse of power.
- 13. My website also proposes a program of concrete, realistic, and feasible actions(OL2:978§E) to engage visitors and subscribers in forming local chapters where parties with cases before the same judge or in the same court join forces to demand the refund of filing fees and other forms of compensation for their abuse. The expectation of being compensated by pursuing their quest for justice through a promising joint effort is bound to attract many people and motivate them into action. They will also be inspired by a goal of higher and more enduring value than their own benefit, for it can foster the realization of the aspirational common good of Equal Justice Under Law: coalescing the local chapters into a national, Tea Party-like single issue, apolitical civic movement for judicial abuse of power exposure, compensation of victims, and reform of the system of justice.
- 14. The development of the website and implementation of the program of actions are supported by a business plan(†>OL2:1022) that is guided by the motto Making Money While Doing Justice. All this shows a realistic understanding of the fact that every meaningful cause needs resources for its advancement; none can be continued, let alone advanced, without money.

D. My offer of a presentation on what is in it for you and Thomson Reuters

- 15. It will be a scoop to expose judges as unaccountable abusers of power who for their gain and convenience have turned the Federal Judiciary into a racketeering enterprise(infra §E), while harming those who entrusted that power to them: We the People. You can open the door to that scoop and to winning a Pulitzer Prize. Instead of selling books for your company for the rest of your life, you can make history as an agent of transformative change(OL2:1069§E) in the system of justice: by helping turn the millennial impossible of holding judges accountable into the reality of holding them so accountable as to be liable to compensate the victims of their abuse. Your choice and legacy.
- 16. So, I offer you, Thomson Reuters, and your guests to make via video conference a presentation on why it is in your commercial and reputational interest to publish one or a series of my articles summarized infra, chosen from a list(OL2:719&C), or commissioned; and participate in the development of my website and implementation of the business plan. You may use the information in the letterhead to contact me and discuss the presentation's terms and conditions, and its scheduling.
- 17. To help you decide whether to organize the presentation you may share the link[‡] to this proposal with your colleagues and guests, and watch my video together with its slides(†>OL2:958):

http://Judicial-Discipline-Reform.org/OL2/DrRCordero_judges_abuse_video.mp4 http://Judicial-Discipline-Reform.org/OL2/DrRCordero_judges_abuse_slides.pdf

18. Meantime, I look forward to hearing from you.

E. Sample of articles for 'pioneering a legal news and publishing market'

19. The following is a sample of summarized articles(†>OL2:719&C) for you or others(OL2:1060) to adapt to the new normal legal market by informing and outraging the national public concerning unaccountable judges' riskless abuse of power. They can become our Emile Zola's *I accuse!*-like denunciation thereof(*>jur:98&2). Each provides the basis for a joint investigation(*>OL:194&E).

1. Sen. Warren's denunciation of judges' abusive self-enrichment

- 20. Sen. Elizabeth Warren has a "plan for the Judiciary too". She dare denounce federal judges for failing to recuse themselves from cases in which they hold shares in the company of one of the parties before them and resolving such conflict of interests in their own favor so as to protect or enhance the value of their shares. Sen. Warren explains judges' abusive self-enrichment by their reliance on their unaccountability. Her plan envisages the adoption of legislation to hold judges accountable for enriching themselves abusively(†>OL2:998, 1003‡).

 † http://Judicial-Discipline-Reform.org/OL2/DrRCordero-media_DARE.pdf
 - Son Woman's depundation unwittingly validates the law finding of my study* †
- 21. Sen. Warren's denunciation unwittingly validates the key finding of my study* †: The class of judges acting collectively, as opposed to rogue judges acting individually, have institutionalized their abuse of power as their and their judiciary's modus operandi for their gain and convenience.
- 22. Their abusive self-enrichment necessarily entails judges' committing in an organized way the crimes of concealment of assets, tax evasion, money laundering, breach of trust, and fraud.
- 23. A key circumstance enabling these crimes is that judges file misleading annual financial disclosure reports(*>jur:65^{107c}) required by the Ethics in Government Act(jur:65^{107d}). Though public documents(jur:105^{213a}), they are filed pro forma with, since they are approved as a matter of course by, not independent non-judges, but rather other judges. The latter are the members on the committee to review those reports just as they are the filers' peers, colleagues, and friends; the reviewers too are subject to the same filing obligation(jur:102§a; ^{213b}). Since filers and reviewers commit and cover up crimes(jur:88§§a-c), they are parties to an interdependent survival agreement that assures them of reciprocal exoneration from any reporting abuse and other complaints(infra §7). The ensuing unaccountability removes the moral reins on greed and allows it to run amok into corruption.

2. Judges' bankruptcy fraud scheme

- 24. This scheme(†>OL2:614) involves annually hundreds of thousands of bankruptcy cases -776,674 in the 1oct18-30sep19 fiscal year- and \$100s of billions in controversy between creditors and debtors(jur:27§2). It also involves not only judges, but also bankruptcy professionals, who are insiders of the legal and bankruptcy system, including "attorneys, accountants, appraisers, auctioneers, or other professional persons" (jur:81¹⁶⁹), such as warehousers, bankers, bankruptcy form fillers and advisers, etc. They work in coordination to prey easily on bankrupts(*>jur:65§§1-3).
- 25. Covid-19 has made more than 22 million people unemployed and sent millions to food banks. Many will not be able to find a job and will default on their mortgage, rent payments, or medical bills. Many will go bankrupt, as will many of the 30+ millions of small businesses.
- 26. The immense majority of bankrupts will not be able to afford attorneys' fees. So, they will appear in court without legal representation as pro ses, i.e., self-represented. They will be overwhelmed by merely trying to fill out the bankruptcy forms(*>jur:28³⁵, 43⁶⁵) due to their unimaginable complexity and that of the Bankruptcy Code (Title 11 U.S. Code [of federal laws]) and the Federal Rules of Bankruptcy Procedure as supplemented by the Federal Rules of Civil Procedure, and sub-

ject to the rules of the court in which they are filing(*>OL:131), as interpreted by judges' decisions.

- 27. Parties represented by attorneys will not fare much better: In most of the 90 bankruptcy courts nationwide(*>jur:20), which are part of the Federal Judiciary, there are three or fewer bankruptcy judges. Attorneys must appear before them time and again(jur:66¶139). Practically none will challenge the judge, never mind appeal from his decision(jur:28§3), because antagonizing the judge results in becoming the target of that judge's and his peers' devastating retaliatory power (*>Lsch:17§C). Hence, attorneys will take their clients' money and give the judge a subservient and fearful "Yes, your Honor. Yes, yes, yes, your Honor". It follows that clients need to 'grill' their attorneys on how vigorously they have represented their previous clients and will dare represent them...but they need to do much more.
- 28. Parties need to know what they are getting into and dealing with, before going to bankruptcy court and while there. They must apply the aphorism KNOWLEDGE IS POWER. They must learn as much as they can about the process(*>jur:37§§4, 5) and each player in it(†>OL2:712§E; OL:359 §F). Yet, neither self- nor attorney-represented parties are a match for judges and their cronies(jur: 32§§2, 3), among whom attorneys are. Parties will fall victim to unaccountable judges who disregard the law(OL2:1051). But at least parties will know what hit them and got them *wiped out!*

3. Judges do not read the vast majority of briefs

- 29. Judges' failure to read most briefs is demonstrated by 'the math of abuse' (†>OL2:608§A). This is an innovative way of analyzing judges' performance by using the objectivity of math rather than the subjectivity of a personal assessment of their decisions.
- 30. Judges require that each party file in support of its case or motion a brief that costs \$Ks and even \$10Ks to produce(†>OL2:760§A)‡ although they know that they will in all likelihood not read it. Instead, they have their clerks dump most briefs out of the judges' caseload by applying robotically guidelines to identify those cases to be disposed of by the clerks issuing unresearched, unreasoned, arbitrary orders lacking any discussion of the facts and the law, and contained in what the clerks only need to date, fill out the blanks, and rubberstamp: *a dumping form!*† http://Judicial-Discipline-Reform.org/OL2/DrRCordero_judges_do_not_read.pdf

4. Judges' interception and suppression of people's emails and mail

- 31. Judges intercept people's emails and mail to detect and suppress those of their critics(†>OL2: 1081§§A-B). They have advanced computer networks and expertise; and the power to deny the requests of the intelligence agencies, e.g., NSA. They trample on our most cherished rights, i.e., those under the First Amendment guaranteeing "freedom of speech, of the press, the right of the people peaceably to assemble [by email and on social media too], and to petition the Government [of which they are the 3rd branch] for a redress of grievances [and compensation]"(†>OL2:792¶1).
- 32. Exposing judges' interception in crass self-interest will cause national outrage graver than that resulting from Edward Snowden's leak of documents showing the NSA's unlawful surveillance of scores of millions of phone calls to collect their metadata, e.g., phone numbers of callers and callees, duration of the call, call origin and destination, but without suppressing any call at all.

5. The sham hearings on judicial accountability

33. Sham hearings on judicial accountability have been held by politicians and the judges that they put and protect on the bench. Aside from Sen. Warren, politicians do not dare criticize judges, for they fear their power of retaliation(*>Lsch:17\{C}) to assert their unaccountability(*>jur:23\) A single

federal judge suspended nationwide the Muslim travel ban of a president who had campaigned on issuing it and was elected by more than 62.5 million voters; three circuit judges upheld the suspension nationwide, although only two on a three-judge federal appellate panel would have sufficed. As Then-Justice nominee and Now-Justice Neil Gorsuch put it, "An attack on one of our brothers and sisters of the robe is an attack on all of us"(†>OL2:546). Neither court/law clerks nor parties to lawsuits can expect a fair and impartial hearing of their grievances against judges(OL2:1056†).

† http://Judicial-Discipline-Reform.org/OL2/DrRCordero-reporters_clerks.pdf

6. Invoking the Chief Justice's conduct at the impeachment trial

34. After the courts reopen for business, parties can invoke as precedent for their own benefit the disregard by Chief Justice John G. Roberts, Jr., during the Senate impeachment trial of "traditional notions of fair play and substantial justice" (†>OL2:1040\, 1045); and his application in connivance with the Senate of a mutual self-serving live and let live complicit arrangement: 'I will let you run the impeachment trial however you want, and you let us, the judges, run the Judiciary however we want, regardless of the requirements of due process and equal protection of the law'.

• http://Judicial-Discipline-Reform.org/OL2/DrRCordero-parties_invoking_impeachment_trial.pdf

7. Judges' abusive dismissal of 100% of complaints against them

- 35. Judges ensure their unaccountability by dismissing 100% of complaints against them, which must be filed with them, and denying 100% of petitions to review those dismissals(jur:10-14; OL2:548, 748). Through such systematic self-exoneration, their power of retaliation, and their connivance with politicians, they protect and run what they have built for themselves: a State within the state.
- 36. All this brings us to the one single statistic that people need to keep in mind who understand human nature and can draw implications from facts as if they were using data to make a mathematical demonstration: In the last 231 years since the creation of the Federal Judiciary in 1789, the number of federal judges impeached and removed is 8!(*>jur:22¹⁴)
- 37. It follows that once a judicial candidate is nominated and confirmed to the bench, he or she can do whatever they want in reliance on that historical record and the assurance that "their brothers and sisters of the robe" will close ranks behind them to defend their impunity. After all, all judges have written on their foreheads the terms of their mutually ensured survival that incessantly scream a potent threat: 'I and my friends know enough about the abuse that you and your friends have committed or covered up. So, if you let anybody bring me down, *I'll take you with me!*'
- 38. The proposed articles do not charge any one judge with abuse of power. Rather, they show that all judges commit it or cover up that of their peers, colleagues, and friends. By coordinating their abuse and executing it as principals or accessories for their gain or convenience, they run their branch as a racketeering enterprise. Exposing them as members of it turns that threat on their fore-heads into the most self-destructive state of mind for any organization: *Every man for himself!* When that happens, they topple themselves as a row of dominoes or they resign jointly or severally.
- 39. This is a reasonable expectation: The articles can launch its realization, just as the publication by *The New York Times* and *The New Yorker* of their exposés of Harvey Weinstein' abuse sparked the *MeToo!* movement. The articles can so inform and outrage the public as to prompt a Ukrainian scandal-like generalized media investigation into judges' abuse(*>OL:194§E). It can lead, not to the impeachment of one top officer, but rather to making untenable holding on to office, thus causing the resignation of judges, justices, and even the Supreme Court itself. That is how you, Thomson Reuters, and others can set in motion transformative change in the system of justice.

Dare trigger history!(*>OL2:1003)...and you may enter it.

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We the People, the masters of all public servants, including judicial public servants

Volume I:

http://Judicial-Discipline-Reform.org/**OL**/DrRCordero-Honest_Jud_Advocates.pdf

 $\textbf{Volume II:} \ http://Judicial-Discipline-Reform.org/\textbf{OL2}/DrRCordero-Honest_Jud_Advocates.pdf$

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