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By Eliot I. Bernstein at 3:51 pm, 9/12/04

UNPUBLISHED ORDER

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on August 11, 2004.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
David B. Saxe
David Friedman
Luis A. Gonzalez, Justices.

FILED

AUG 11 2004

Appellate Division, Supreme Court
First Department

-----X
In the Matter of an Attorney and
Counselor-at-Law:

UNPUBLISHED ORDER

M-3198

Departmental Disciplinary Committee
for the First Judicial Department,

Petitioner.
-----X

Click here to read filing that Justices conferred upon in making their decision to investigate

The Departmental Disciplinary Committee for the First Judicial Department, by Thomas J. Cahill, its Chief Counsel, having moved this Court on August 2, 2004, for an order granting movant permission to transfer the investigation and disposition of a complaint under Docket Number 1883/04 to a Grievance Committee in another Judicial Department, or to any other disciplinary jurisdiction this Court deems appropriate,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is unanimously

Ordered that the motion is granted and the complaint under Docket Number 1883/04 is transferred to the Appellate Division, Second Judicial Department, for investigation and disposition.

Krane
Docket
Number

Court orders INVESTIGATION by second department and Cahill cover letter tries to state otherwise and hide court ordered investigation. Report Cahill for further conflict.

ENTER:

David Apolony
Clerk
DEPUTY CLERK

APPELLATE DIVISION SUPREME COURT FIRST DEPARTMENT
STATE OF NEW YORK

I, CATHERINE O'HAGAN WOLFE, Clerk of the Appellate Division of the Supreme Court First Judicial Department, do hereby certify that I have compared this copy with the original thereof filed in said office on 8/11/04 and that the same is a correct transcript thereof, and of the whole of said original.
IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of this Court on 8/11/04.

Catherine O'Hagan Wolfe
CLERK

10/26/04 Kears, Chief Counsel of Second Department states she is not under jurisdiction of First Department court ordered investigation and refuses to investigate Krane although it is court ordered. Report Kears for denial of due process, contempt of court order and furthering loss of Constitutional Rights of inventor to US Supreme Court, illustrate her letter denying investigation, inapposite court order.

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SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

-----X

In the Matter of an Attorney and
Counselor-at-Law:

M-2820

M-3212

Departmental Disciplinary Committee
for the First Judicial Department,

NOTICE OF ENTRY

Petitioner.

-----X

PLEASE TAKE NOTICE that the within is a certified copy
of an unpublished order and decision duly made in this
proceeding and duly entered and filed in the office of the
Clerk of the Supreme Court of the State of New York, Appellate
Division, First Department, on the 11th day of August, 2004.

DATED: New York, New York
September 7, 2004

Yours, etc.,

THOMAS J. CAHILL
Chief Counsel
Departmental Disciplinary
Committee for the First
Judicial Department
61 Broadway - 2nd Floor
New York, NY 10006
(212) 401-0800

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By Eliot I. Bernstein at 3:51 pm, 9/12/04

To: Kenneth Rubenstein, Esq.
c/o Steven C. Krane, Esq.
Proskauer Rose
1585 Broadway
New York, New York 10036

Raymond A. Joao, Esq.
c/o John Fried, Esq.
Fried & Epstein, LLP
1350 Broadway, Suite 1400
New York, New York 10018

Eliot I. Bernstein
P. Stephen Lamont
Iviewit Holdings, Inc.
10158 Stonehenge Circle, Suite 801
Boynton Beach, Florida 33437

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UNPUBLISHED ORDER

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on August 11, 2004.

PRESENT: Hon. Angela M. Mazzarelli,
Richard T. Andrias
David B. Saxe
David Friedman
Luis A. Gonzalez,

Justice Presiding,

FILED

AUG 11 2004

Justices.

Appellate Division, Supreme Court
First Department

-----X
In the Matter of an Attorney and
Counselor-at-Law:

UNPUBLISHED ORDER

Departmental Disciplinary Committee
for the First Judicial Department,

M-2820
M-3212

Rubenstein and
Joao case
numbers

Petitioner.

-----X
The Departmental Disciplinary Committee for the First Judicial Department, by Thomas J. Cahill, its Chief Counsel, having moved this Court on July 12, 2004, for an order granting movant permission to transfer the investigation and disposition of complaints under Docket Numbers 531 and 532/03 to a Grievance Committee in another Judicial Department, or to any other disciplinary jurisdiction this Court deems appropriate (M-2820),

And the motion papers executed by Eliot I. Bernstein and P. Stephen Lamont, dated July 8, 2004, seeking immediate investigation of complaints against certain specified attorneys, the striking of the Departmental Disciplinary Committee's motion, and for related relief, having been deemed a cross motion (M-3212),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is unanimously

Ordered that the motion is granted and the complaints under Docket Numbers 531/03 and 532/02 are transferred to the Appellate Division, Second Judicial Department, for investigation and disposition. The cross motion is granted only to the extent of transferring Supreme Court First Department Numbers in said manner and is otherwise denied.

APPELLATE DIVISION SUPREME COURT FIRST DEPARTMENT
STATE OF NEW YORK

I, CATHERINE O'HAGAN WOLFE, Clerk of the Appellate Division of the Supreme Court First Judicial Department, do hereby certify that I have compared this copy with the original thereof filed in said office on 8/11/04 and that the same is a correct transcript thereof, and of the whole of said original.
IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of this Court on 8/11/04.

ENTER
David A. Anthony
Clerk.
DEPUTY CLERK

Catherine O'Hagan Wolfe
CLERK