## UNPUBLISHED ORDER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.

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

FILED

AUG 1 1 2004

Hate Division, Supreme Count First Decembrinent

UNPUBLISHED ORDER

M-3198

Departmental Disciplinary Committee for the First Judicial Department,

In the Matter of an Attorney and

Counselor-at-Law:

Petitioner.

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

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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,

Krane Docket Number

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.

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

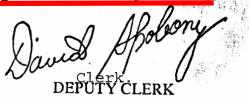
ENTER:

## 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 \_\_\_\_\_\_ 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 11/04

Catherine O'Hagan Wolfe



10/26/04 Kearse, 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 Kearse 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.

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

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.

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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 11<sup>th</sup> 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 - 2<sup>nd</sup> Floor New York, NY 10006 (212) 401-0800



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

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

Departmental Disciplinary Committee for the First Judicial Department, Justice President FN

Justices.

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AUG 1 1 2004

UNPUBLISHED ORDER

M-2820 M-3212

Rubenstein and Joao case numbers

Petitioner.

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 on supermoniant in said manner and is otherwise denied.

I, CATHERINE O'HAGAN WOLFE, Clerk of the Appellate Division FR the Supreme Court First Judicial Department, do hereby certify that I have compared this copy with the original thereof filed in said office on \_\_\_\_\_\_ Automatic 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 \_\_\_\_\_\_ 11 64

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Catherine O'Hagan Wolfe CLERK