



robert malek <abc75abc@gmail.com>

almonte lies again. perjury repealed as usual in judge williams courtroom for acs

robert malek <abc75abc@gmail.com>

Sun, Oct 24, 2021 at 12:47 AM

To: Jdwillia@nycourts.gov, "Johnson, Travis" <TMJohnson@legal-aid.org>, robert malek <abc75abc@gmail.com>, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>

----- Forwarded message -----

From: robert malek <abc75abc@gmail.com>

To: ig@nycourts.gov

Cc: robert malek <abc75abc@gmail.com>, Henderson Brathwaite <hbrathwa@nycourts.gov>

Bcc:

Date: Tue, 11 Feb 2020 22:18:01 -0500

Subject: Fwd: OTSC

as soon as i become pro se, brathwaite and the judge want to accelerate trial.....
what does that tell you ?

Robert malek

----- Forwarded message -----

From: **robert malek** <abc75abc@gmail.com>

Date: Tuesday, February 11, 2020

Subject: OTSC

To: ig@nycourts.gov

Cc: Henderson Brathwaite <hbrathwa@nycourts.gov>, robert malek <abc75abc@gmail.com>

dear inspector gen.,

the following is evidence that brathwaite saying I was in court today where the judge denies my osc AND I WAS NEVER IN COURT. HE SENDS THE EMAIL WHILE I AM SITTING IN HIS OFFICE.

SO NOW HE BECOMES THE JUDGE. either that or the judge put forth a standing order to deny anything I walk in with.

Robert malek

----- Forwarded message -----

From: **robert malek** <abc75abc@gmail.com>

Date: Wednesday, October 2, 2019

Subject: OTSC

To: Henderson Brathwaite <hbrathwa@nycourts.gov>, Rosmil.Almonte@acs.nyc.gov, rmaes@bds.org, abc75abc@gmail.com, mcarlin721@aol.com

Please see below :

1. I never stepped into the courtroom, though I was in your room. I don't know if this matters.
2. There were two other issues in this osc.
3. I saw you typing the email to the other parties while I was in your office. My understanding was you sent it while I was with you. You never said to me you will present this to the judge to see if it is accepted. If you did, I would have been told to wait in your office or outside in the waiting area to find out if it is approved or not.

So you.... brought this osc to the judge for approval or denial after you sent me away? Did you ask me to wait? DID YOU SAY, HOLD ON. I HAVE TO GIVE THIS TO THE JUDGE? No. Hmm. So why were you so SURE of its denial?

If you say the denial was from the judge, how come when I present an osc, you first get aggravated with me like last time, then address only one issue out of three with all parties in your email? While I was in your office. So the judge missed the other two as well? What a coincidence. If the judge "decided" then how come I was sent away? Why wasn't I told to wait for decision?

Why would you be so sure of its denial? So if YOU didn't decide, how did judge williams decide without seeing the osc first? Why would you send me away, telling me u emailed all the other parties regarding this if I was awaiting a decision by the judge? Why were YOU so certain of its denial by the judge BEFORE you sent me away?

This smells very bad mr brathwaite. Either the judge told you to deny any further osc's from malek, that I don't want to see them, or YOU decided to rule on your own.

One thing is for sure, the court made a "ruling" without ever seeing the osc since you sent me home before the judge ever saw it for there to even be a chance at approval because I was already sent away. This is what is called color of law. A federal violation. You are acting as if you are performing your duties under the law but it is a fraud. Once again, if there was any possibility of a signed osc, you never would have sent me away. Either you ruled or the judge then ruled without seeing the osc first. You can't send the pro se away, not show the osc to the judge, then say everything is proper because the judge made a ruling. Someone made a ruling then after I was sent home. I was never told to wait for a decision. In addition, if the osc was denied, why is an email being sent out by anyone in the first place? I informed the court in court on 8-29-19 and 9-18-19 and in my contempt of court that this was not done. Why was this ignored 3 times and now the osc is denied a 4th time. You send out the email, the order was not done and in contempt and NOTHING MORE IS SAID ABOUT IT OR THE OTHER TWO ISSUES OF THE OSC!?

You stated :

The conference is just to pick a new trial date as well as to clean up all the extra matters ... And as such Mr. Carlin is to be present as the Court has not excused him.

Since this matter of my daughters evaluation was clearly in contempt, how was this finalized, sir? And this is all you have to say this morning?

Yes. We violated the order. Okay. Now that that is cleared up...

Really mr brathwaite, judge williams? That's what u call finalizing?

What about the other two issues?

If this isn't enough evidence, then how come if the judges intent here along with you was to finalize the matters and when it isn't finalized it's of no further issue. However, whether or not "Mr malek" has his legal advisor. Woah, that's an issue because he needs help.

Sir, the only people that are going to need help are you and the judge when I report not just this but everything else.

The winningest criminal trial lawyer of all time, gerry Spence had said you have a biological advantage when you tell the truth. As smart as you are mr brathwaite, I just caught u and the judge in a fraud. This is because liars, no matter how smart they are, are in time, exposed.

These emails will be forwarded to supervisory justices for review.
Guaranteed.

- *You will NOT accelerate trial on me, just as I become a pro se, after my incompetent, inept, lazy lawyers filed zero since October of 2018.*
- *I am entitled to discovery, subpoenas, interrogatories, admissions, depositions, etc.*
- *Regardless of how hard I have worked on this case I took over, you are maliciously accelerating this case towards trial faster than anyone could possibly be prepared for.*

Sincerely,
Robert Malek

At 2:52 PM sept 30, 2019, you wrote....

Mr. Malek is present in Court today to file another OTSC in regards to the Evaluation that was ordered by the Court on 1/18/19 ... The Court is denying his request for the OTSC but will need an update in regards to the report that was supposed to be provided to all parties as of 3/4/19. Please advise as to the status of this report or an update to the child's evaluation by the end of the day tomorrow.

In addition, the Court would like to move up the date for the conference in front of 6A so that we can pick a trial date sooner than later. Thank you and have a great day.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Henderson Brathwaite
Sent: Wednesday, October 2, 2019 11:56 AM
To: robert malek
Cc: rmaes@bds.org; Rosmil.Almonte@acs.nyc.gov
Subject: RE: OTSC

Mr. Malek, the Court sent an the email on Monday (9/30/19) when the Judge denied your application for the OTSC. The email that was sent to all parties and was an inquiry as to the report and to finalize all other matters within the November conference that the Court was attempting to move up to an earlier date. Again, it was the Judge that denied your application. As for yesterday I was out because I injured my ankle on Monday and did not access my email as I was healing.

Thank you and have a good day.

From: robert malek <abc75abc@gmail.com>
Sent: Wednesday, October 2, 2019 11:40 AM
To: Henderson Brathwaite <hbrathwa@nycourts.gov>
Cc: rmaes@bds.org; Rosmil.Almonte@acs.nyc.gov; abc75abc@gmail.com
Subject: Re: OTSC

Mr brathwaite,

Yesterday I wished to present the osc to the judge. You declined to give it to her, choosing to address only one of three issues. Now that it is apparent the evaluation was not done, which I wished to inform the judge, you ignore this , the other two issues and ignore my request to come back to file. I am filing a complaint against you with the administrative judges. You have no authority to act as a judge and refuse to present to the court. Furthermore, you have ignored 2 out of 3 issues and the third issue you addressed, when u find out the order was ignored, you say nothing.

When I saw you, it's the same, "you can't be filing for every little thing." comment which is also inappropriate. While I am not allowed to record, your actions support the truth of my statements.

Sincerely,

Robert Malek

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Henderson Brathwaite

Sent: Wednesday, October 2, 2019 9:44 AM

To: Serlin, Amy; 'Robert Maes'; Almonte, Rosmil (ACS); robert malek; mcarlin721@aol.com

Subject: RE: OTSC

The conference it just to pick a new trial dates as well as to clean up all the extra matters ... And as such Mr. Carlin is to be present as the Court has not excused him.

From: Serlin, Amy <ABSerlin@legal-aid.org> *"ATTORNEY FOR THE CHILD" HA HA*
Sent: Tuesday, October 1, 2019 9:31 AM
To: 'Robert Maes' <rmaes@bds.org>; Henderson Brathwaite <hbrathwa@nycourts.gov>; Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>; robert malek <abc75abc@gmail.com>; mcarlin721@aol.com
Subject: RE: OTSC

The imminent risk assessment was for Mr. Malek. *- WASN'T IT WAS FOR MI-D DAUGHTER*

I will not participate in any off the record conference given that Mr. Malek appears to be not currently either represented by an attorney or any sort of legal advisor.

From: Robert Maes [mailto:rmaes@bds.org]

Sent: Tuesday, October 01, 2019 9:19 AM

To: Henderson Brathwaite; Almonte, Rosmil (ACS); robert malek; mcarlin721@aol.com

Cc: Serlin, Amy

Subject: RE: OTSC

Good morning,

The January 18, 2019 order states that an Imminent Risk Assessment be done for the subject child. It was my understanding that the court was asking for Mr. Malek to complete an Imminent Risk Assessment, not the child. I'm not sure if that was a misunderstanding but I think it would be more appropriate for Ms. Serlin to comment about that. I do not believe Minnie underwent an Imminent Risk Assessment.

As for a CPSE evaluation. Minnie was referred through the Committee on Preschool and Special Education and completed an evaluation at YAI Center for Specialty Therapy at the end of July 23rd to determine if she qualifies for special services. The January 18, 2019 order does not say the evaluation must be provided to all counsel, it merely says a report should be provided by ACS. What information is the Court seeking?

Also, I am happy to advance the court date. How would the part like to choose new dates?

Thank you,

Robert A. Maes, Esq.

Senior Staff Attorney

Brooklyn Defender Services

Family Defense Practice

195 Montague Street, 5th Floor

Brooklyn, NY 11201

****Please note our new address****

Cell: (929) 271-5318 | Office: (347) 592-2515

E-mail: rmaes@bds.org | Fax: (347) 325-9113

From: Henderson Brathwaite [mailto:hbrathwa@nycourts.gov]
Sent: Monday, September 30, 2019 4:20 PM
To: Robert Maes; Almonte, Rosmil (ACS); robert malek; mcarlin721@aol.com
Cc: ABSerlin@legal-aid.org
Subject: RE: OTSC

The CPSE evaluation. Thank you.

!!!?? COURT ATTORNEY PLAYS JUDGE
IT WAS NOT A CPSE EVAL THAT THE JUDGE ORDERED.

From: Robert Maes <rmaes@bds.org>
Sent: Monday, September 30, 2019 2:56 PM
To: Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>; Henderson Brathwaite <hbrathwa@nycourts.gov>; robert malek <abc75abc@gmail.com>; mcarlin721@aol.com
Cc: ABSerlin@legal-aid.org
Subject: RE: OTSC

THERE WAS NONE READ ORDER.

The CPSE evaluation for Minnie? Or is the part referencing an evaluation of Mr. Malek?

Thanks,

Robert A. Maes, Esq.

Senior Staff Attorney

Brooklyn Defender Services

Family Defense Practice

195 Montague Street, 5th Floor

Brooklyn, NY 11201

****Please note our new address****

Cell: (929) 271-5318 | Office: (347) 592-2515

E-mail: rmaes@bds.org | Fax: (347) 325-9113

From: Almonte, Rosmil (ACS) [mailto:Rosmil.Almonte@acs.nyc.gov]
Sent: Monday, September 30, 2019 2:55 PM
To: Henderson Brathwaite; robert malek; Robert Maes; mcarlin721@aol.com
Cc: ABSerlin@legal-aid.org
Subject: RE: OTSC

ACS does not have the evaluation. Ms. Ingoglia has it.

Rosmil Almonte | Team Leader

Division of Family Court Legal Services

Phone: 718-802-2733| Mobile: 646-866-3699

*ITECIC ACS DOESNT HAVE
 IT EVEN TRAVIA FAMILY
 (CHILD MOTHER ARE UNDER
 ACS JURISDICTION)*

From: Henderson Brathwaite <hbrathwa@nycourts.gov>
Sent: Monday, September 30, 2019 2:52 PM
To: robert malek <abc75abc@gmail.com>; Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>; rmaes@bds.org; mcarlin721@aol.com
Cc: ABSerlin@legal-aid.org
Subject: OTSC

Mr. Malek is present in Court today to file another OTSC in regards to the Evaluation that was ordered by the Court on 1/18/19 ... The Court is denying his request for the OTSC but will need an update in regards to the report that was supposed to be provided to all parties as of 3/4/19. Please advise as to the status of this report or an update to the child's evaluation by the end of the day tomorrow.

In addition, the Court would like to move up the date for the conference in front of 6A so that we can pick a trial date sooner than later. Thank you and have a great day.

From: robert malek <abc75abc@gmail.com>
Sent: Monday, September 30, 2019 11:10 AM
To: Henderson Brathwaite <hbrathwa@nycourts.gov>; Rosmil.Almonte@acs.nyc.gov; rmaes@bds.org
Cc: ABSerlin@legal-aid.org
Subject: Re: As pro se, I have the right to receive reports, orders, etc.

Of note is that michael carlin has informed me that he has a problem handling his emails due to junk mail, being busy, too many emails, etc. If I didn't cc serlin, she may not have been cc'd for a week or possibly never.

No direct contact is being made with serlin in this email or any other and brathwaite is instructing all parties to be contacted.

If she has an issue and wishes to state as such then she can do so.

Carlin and I do not have further contact with each other.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Henderson Brathwaite
Sent: Monday, September 30, 2019 9:56 AM
To: robert malek
Subject: RE: As pro se, I have the right to receive reports, orders, etc.

Mr. Malek, I again have to let you know that you cannot reach out to me without the other parties attached. As such I have not read your message. Thank you and have a good day.

From: robert malek <abc75abc@gmail.com>
Sent: Sunday, September 29, 2019 11:38 AM
To: Henderson Brathwaite <hbrathwa@nycourts.gov>
Cc: abc75abc@gmail.com
Subject: As pro se, I have the right to receive reports, orders, etc.

Mr brathwaite,

Please forward to me all reports , orders and any discovery that may be in the courts possession in regards to this case.

I do not believe this email needs to be cc'd. If so, advise as such and I will.

Please respond.

Sincerely,

Robert Malek

Robert Malek

2609 east 14th Street # 304

Brooklyn, n.y. 11235

Abc75abc@gmail.com

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

Please be CAREFUL when clicking links or opening attachments from external senders.

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 **OTSC.eml**
69K



robert malek <abc75abc@gmail.com>


since i called in the ort and acs is stating all my calls are false i am entitled to this investigation**robert malek** <abc75abc@gmail.com>

Sun, Oct 24, 2021 at 12:52 AM

To: robert malek <abc75abc@gmail.com>, Jdwillia@nycourts.gov, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, "Johnson, Travis" <TMJohnson@legal-aid.org>, "nicola.gibson@acs.nyc.gov" <nicola.gibson@acs.nyc.gov>

sorry nicola but thats how it works.
i called it in.
you investigated with your investigation progress notes.
you claim the ort was false.
you amended your petition in regards to this.
i am entitled to the investigation progress notes as per discovery.

thanks,
robert malek

 **were you aware of the following (2).pdf**
382K



robert malek <abc75abc@gmail.com>

Were you aware of the following ?

Gibson, Nicola (ACS) <Nicola.Gibson@acs.nyc.gov>

Wed, Oct 21, 2020 at 7:22 PM

To: robert malek <abc75abc@gmail.com>

Cc: "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, Robert Maes <rmaes@bds.org>, "Johnson, Travis (TMJohnson@legal-aid.org)" <TMJohnson@legal-aid.org>

Good evening Mr. Malek,

I wanted to address your questions below.

Were you aware that acs never investigated the assault of my daughter, her injury seen by me at acs 19 rogers ave on October 11 2018 ? The statutes regarding investigations are very clear. Unless you are the subject of the report you are not entitled to know that there is an investigation or to know the outcome of that investigation. Simply being the parent of a child named in an ORT does not entitle you to the results of the investigation. As such I am not at liberty to tell you specifically what was or was not investigated as this is confidential. What I can say is that every ORT that you have called in to ACS has been investigated, as is mandated by law.

Were you aware that neither did the 77 police pct ? Since I don't work for the NYPD I cannot speak to what they did or did not investigate.

Were you aware that manhattan special victims did not investigate the toe nail incident with my daughter ? As in my above response, I don't work for Manhattan Special Victims so I cannot speak to what they did or did not investigate.

Were you aware that acs lied to nypd detectives at the 77 pct in regards to my daughters assault by joe which happened on pprox. august 8 2018 ? I am not aware.

What do you intend to do about this ? At this time, I do not intend to do anything – as I noted, all ORTs you have called in to ACS have been investigated. As such, if you called in these allegations, they were investigated. As to the NYPD & Special Victims Unit, I have no control over them & believe that if you have concerns about their actions or lack thereof, this Family Court case is not the appropriate mechanism to handle those concerns.

Regards,

Nicola J. Gibson | Deputy Bureau Chief

Division of Family Court Legal Services

Phone: 718-802-2746 | Mobile: 917-952-4385

Nicola.Gibson@acs.nyc.gov



robert malek <abc75abc@gmail.com>

the october 19, 2018 notes. the handwritten ones...

1 message

robert malek <abc75abc@gmail.com>

Sun, Oct 24, 2021 at 12:56 AM

To: Jdwillia@nycourts.gov, robert malek <abc75abc@gmail.com>, "nicola.gibson@acs.nyc.gov" <nicola.gibson@acs.nyc.gov>, "Johnson, Travis" <TMJohnson@legal-aid.org>, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>

those too.....

robert malek



robert malek <abc75abc@gmail.com>

discovery not received, order to show cause

3 messages

robert malek <abc75abc@gmail.com>

Fri, Nov 5, 2021 at 2:52 PM

To: Henderson Brathwaite <hbrathwa@nycourts.gov>, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, "Johnson, Travis" <TMJohnson@legal-aid.org>, robert malek <abc75abc@gmail.com>, jdifiore@nycourts.gov, Jdwillia@nycourts.gov, sheila.poole@ocfs.ny.gov, david.hansell@acs.nyc.gov, Shi-Shi.Wang@ag.ny.gov

from robert malek

2 attachments **Scan 1000.pdf**
687K **Scan 1001.pdf**
691K**Henderson Brathwaite** <hbrathwa@nycourts.gov>

Fri, Nov 5, 2021 at 3:26 PM

To: robert malek <abc75abc@gmail.com>, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, "Johnson, Travis" <TMJohnson@legal-aid.org>, "Hon. Chief Judge Janet DiFiore" <jdifiore@nycourts.gov>, "Hon. Jacqueline D. Williams" <jdwillia@nycourts.gov>, "sheila.poole@ocfs.ny.gov" <sheila.poole@ocfs.ny.gov>, "david.hansell@acs.nyc.gov" <david.hansell@acs.nyc.gov>, "Wang, Shi-Shi" <Shi-Shi.Wang@ag.ny.gov>

Good afternoon counsel, I hope this finds you all well. Mr. Malek, the Court is granted you the ability to file this OTSC through the proper channels. Please schedule it for the next Court date. Thank you.

From: robert malek [mailto:abc75abc@gmail.com]**Sent:** Friday, November 5, 2021 2:52 PM**To:** Henderson Brathwaite <hbrathwa@nycourts.gov>; Robert Maes <rmaes@bds.org>; Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>; Johnson, Travis <TMJohnson@legal-aid.org>; robert malek <abc75abc@gmail.com>; Hon. Chief Judge Janet DiFiore <jdifiore@nycourts.gov>; Hon. Jacqueline D. Williams <jdwillia@nycourts.gov>; sheila.poole@ocfs.ny.gov; david.hansell@acs.nyc.gov; Wang, Shi-Shi <Shi-Shi.Wang@ag.ny.gov>**Subject:** discovery not received, order to show cause

from robert malek

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robert malek <abc75abc@gmail.com>

Fri, Nov 5, 2021 at 7:59 PM

To: jsabel@legal-aid.org

----- Forwarded message -----

From: **robert malek** <abc75abc@gmail.com>

Date: Fri, Nov 5, 2021, 2:52 PM


Subject: discovery not received, order to show cause

To: Henderson Brathwaite <hbrathwa@nycourts.gov>, Robert Maes <rmaes@bds.org>, Almonte, Rosmil (ACS) <Rosmil.Almonte@acs.nyc.gov>, Johnson, Travis <TMJohnson@legal-aid.org>, robert malek <abc75abc@gmail.com>, <jdifiore@nycourts.gov>, <Jdwillia@nycourts.gov>, <sheila.poole@ocfs.ny.gov>, <david.hansell@acs.nyc.gov>, <Shi-Shi.Wang@ag.ny.gov>

from robert malek

2 attachments

 **Scan 1000.pdf**
687K

 **Scan 1001.pdf**
691K