

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ROBERT MALEK, ROBERT MALEK C/O M.M.

VS.

21 CV 1230

NEW YORK STATE UNIFIED COURT SYSTEM, ET. AL.

I, ROBERT MALEK, DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING
AMENDED COMPLAINT IS FACTUALLY TRUE AND CORRECT TO THE BEST OF MY
KNOWLEDGE AND BELIEF.

ANY OPINIONS STATED ARE HONESTLY MY OPINIONS.

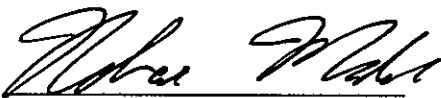
ANY STATEMENTS MADE I HONESTLY BELIEVE TO BE CORRECT.

ANY RHETORICAL STATEMENTS I MAY HAVE MADE WERE INTENDED AS RHETORICAL

THIS AMENDED PETITION IS IN MY OPINION NOT FRIVOLOUS AND DEFINITELY NOT
INTENDED TO DELAY PROCEEDINGS BUT RATHER FILED IN THE INTEREST OF JUSTICE.

EXECUTED ON : 06-25-2022

NAME OF DECLARANT :



ROBERT MALEK

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EAST MEADOW, NY 11554

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ROBERT MALEK, ROBERT MALEK C/O M.M.

VS.

NEW YORK STATE UNIFIED COURT SYSTEM
NYC CHILDREN, AKA ACS (ADMINISTRATION FOR CHILDRENS SERVICES)
NY STATE OFFICE OF CHILDREN AND FAMILY SERVICES
NEW YORK STATE OFFICE OF THE INSPECTOR GENERAL

JANET DIFIORE

CASE NUMBER : 21CV1230

SHEILA POOLE

JACQUELINE WILLIAMS

LETTER REGARDING AMENDED COMPLAINT

BEVERLY STANLEY

ROSMIL ALMONTE

TRAVIS JOHNSON

MARGARET INGOGLIA

TO HONORABLE BRENDA SANNES

TO HONORABLE DANIEL STEWART

HELLO.

THE AMENDED PETITION IS BEING FILED BY THE 21ST DAY FROM THE DATE OF THE

LAST ANSWER IN THIS CASE WHICH I BELIEVE IS BY RIGHT.

REGARDLESS, I RESPECT THE COURT AND ALWAYS WISH TO LITIGATE FAIRLY AND HONORABLY. I WILL DO A MOTION FOR LEAVE IF YOU REQUEST ME TO. I JUST DONT BELIEVE I HAVE THE LEGAL STANDING TO DO LEAVE IF I AM WITHIN THIS PERIOD.

THIS AMENDED PETITION DOES NOT INCLUDE MORE DEFENDANTS WITH EXCEPTION TO THE CITY OF NEW YORK OF WHICH COULD HAVE BEEN AVOIDED HAD ACS NOT CONCEALED FOIL ON PROVIDING THE DOCUMENTS TO SUBSTANTIATE THEIR LAWFUL EXISTENCE. AS YOU KNOW, EXTENSIVE CONTACT TO PROVIDE EVIDENCE OF THEM LEGALLY EXISTING WAS MADE IN THE BEST FAITH POSSIBLE.

NYC CHILDREN I LISTED AS BEING SEPARATE AS WELL AS THE EXCELLENCE INITIATIVE.

OF NOTE, NYC CHILDREN DOES NOT LEGALLY EXIST OF WHICH I STILL MAINTAIN MY ASSERTION OF. THE MATTER OF ACS LEGALLY EXISTING WITH THE FRAUDULENT ONE SIDED PROPOGANDA AKIN TO A SOVIET UNION " VOTE " I WILL CONSIDER LEGAL ACTION UPON WITH ANOTHER FILING.

IN REFERENCE TO CAUSE OF ACTION WITH THIS FILING, I HAVE STREAMLINED THE MATTER AND MADE IT MORE FOCUSED. IF YOU DONT HAVE ISSUE WITH THIS FILING AND ARE ACCEPTING IT AS THE NEW PETITION THEN I AM ASKING THAT YOU STRIKE THE SUPPLEMENTAL SINCE EVERYTHING IN THE SUPPLEMENTAL IS HERE.

THE CAUSES OF ACTION ARE NOTHING NEW SINCE THEY HAVE BEEN RAISED DURING MOTION PRACTICE BETWEEN THE DEFENDANTS AND I.

FURTHERMORE, THEY DO NOT CONSTITUTE A DOMESTIC RELATIONS ACTION IN FEDERAL COURT. THERE ARE FEDERAL JURISDICTIONAL ISSUES THAT HAD DEVELOPED THAT ARE PERIPHERAL TO THE MATTER OF DETERMINING NEGLECT WHICH STILL HAS NOT BEEN COMPLETED IN 4 YEARS.

THE CAUSES OF ACTION ARE :

1. THE " NO SUMMONS " ISSUE.
2. JACQUELINE WILLIAMS LYING ON COURT RECORDS TO SUBSTANTIATE ESSENTIALLY KIDNAPPING MY DAUGHTER.
3. ACS STATING THAT I WAS JEWISH AND NOT AMERICAN UNLIKE MY CHILDS MOTHER, THEIR " CLIENT. "
4. NYS UNIFIED COURT SYSTEM , COURT OFFICER, LIEUTENANT HOLLON TELLING ME NOT TO CONTACT JANET DIFIORE FURTHER., DIFIORE IS CONTACTED AND SHE DOES NOT RESPOND. IS HOLLON BEHIND THIS OR IS DIFIORE REALLY NOT RESPONDING ?

5. MY FIRST MOTION TO GO TO CHURCH WITH MY DAUGHTER WAS IGNORED.

THEN,.....

6. BEVERLY STANLEY BLOCKING MY APPLICATION FOR MY DAUGHTER AND I TO GO TO CHURCH.

7. MY APPLICATION TO GO TO CHURCH WAS ARGUED AGAINST BY TRAVIS JOHNSON AND JACQUELINE WILLIAMS WITHOUT CORRESPONDING ORDER TO APPEAL FROM.

THESE WERE THE CORE ISSUES AT HAND IN THIS CASE AND PRESENTED HERE.

NO SURPRISES, NOTHING NEW. RELATIVE AND RELEVANT.

ANY ISSUES WITH WHAT I HAVE DONE, PLEASE ADVISE.

I TOTALLY ABANDONED THE 100 PAGE COMPLAINT I WAS WORKING ON AND STARTED THIS NEW.

I COMPLETED THIS AMENDMENT AND 22 CV 167 IN A WEEK. I BELIEVE I HAVE IMPROVED SIGNIFICANTLY UPON MY WEAK POINT.

ON VIOLATION OF LAW FOR EACH DEFENDANT, SOMETIMES IT WAS HARD TO DETERMINE WHAT LAWS WERE VIOLATED. WERE THEY WORKING TOGETHER TO MAKE IT A 42 USC 1985 OR DID THEY JUST STAY SILENT TO MAKE IT A 42 USC 1986. IF THE PARTY HAD THE AUTHORITY TO PREVENT ARE THEY ALSO LIABLE FOR WHAT WAS DIRECTLY VIOLATED ? I WILL HAVE TO DO LEGAL RESEARCH ON THIS SO THAT MY NEXT FILING WILL BE MORE ACCURATE.

I HAVE A FEELING THE DEFENDANTS ARE GOING TO BRING UP FRCP 8 HOWEVER, THIS ISNT JUST A COMPLAINT, IT IS A INJUNCTION REQUEST AS WELL.OF WHICH THE COURT NEEDS MORE INFORMATION UPON TO MAKE A DECISION IF ONE WERE TO BE RENDERED.

IN ADDITION, THERE WERE ABOUT 7 CAUSES OF ACTION AND ABOUT 14 DEFENDANTS. THIS IS WAY MORE THAN JUST A TWO OR THREE PARTY AND 1 CAUSE OF ACTION FILING.

FURTHERMORE, THE DEFENDANTS AS A WHOLE INSULTED ME AND MY PREVIOUS COMPLAINT VERY BADLY. I SET OUT TO BE MUCH MORE COMPREHENSIVE THIS TIME AROUND WHILE BEING CAREFUL NOT TO AMEND WITH ANYTHING THAT WAS NEW.

I STILL WISH TO RESPOND TO ACS MOTION TO DISMISS EVEN THOUGH I BELIEVE LEGALLY I DONT HAVE TO. I WANT TO AND I WILL RESPOND TO THEIR MOTION ON THIS ONE AS WELL IF THEY FILE ONE.

RESPECTFULLY,



ROBERT MALEK

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1

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ROBERT MALEK, ROBERT MALEK C/O ~~MARCO ANTONIO MALEK~~

(PLANTIFF)

CIVIL CASE # : 21CV1230

(AMENDED COMPLAINT)

VS,

CIVIL RIGHTS COMPLAINT

PURSUANT TO :

42 USC 1983, 1985, 1986, 2000 TITLE 6,
TRUMP EXECUTIVE ORDER 13899
1ST, 4TH, 8TH, 9TH AND 14TH
CONSTITUTIONAL AMENDMENTS

NEW YORK STATE UNIFIED COURT SYSTEM, ET. AL.

(DEFENDANTS)

PLANTIFF REQUESTS A TRIAL BY COURT

PLANTIFF IN THE ABOVE CAPTIONED ACTION ALLEGES AS FOLLOWS :

JURISDICTION

1. THIS IS A CIVIL ACTION SEEKING RELIEF AND DAMAGES TO DEFEND AND PROTECT THE RIGHTS GUARANTEED BY THE CONSTITUTION OF THE UNITED STATES. THIS ACTION IS BROUGHT PURSUANT TO ; 42 USC 1983, 42 USC 1985, 42 USC 1986, 42 USC 2000 TITLE 6, TRUMP EXECUTIVE ORDER 13899, 1ST., 4TH, 8TH., 9TH, AND 14TH CONSTITUTIONAL AMENDMENTS. THE COURT HAS FURTHER JURISDICTION OVER THIS ACTION PURSUANT TO ; 28 USC 1331, 1343 , AND 2201 A.

42 US 1983

DEPRIVATION OF RIGHTS : EVERY PERSON WHO, UNDER COLOR OF ANY STATUTE, ORDINANCE, REGULATION, CUSTOM, OR USAGE OF ANY STATE OR TERRITORY OR THE THE DISTRICT OF COLUMBIA, SUBJECTS OR CAUSES TO BE SUBJECTED, ANY CITIZEN OF THE UNITED STATES OR OTHER PERSON WITHIN THE JURISDICTION THEREOF TO THE DEPRIVATION OF ANY RIGHTS, PRIVILEGES OR IMMUNITIES SECURED BY THE CONSTITUTION AND LAWS, SHALL BE LIABLE TO THE PARTY INJURED IN AN ACTION AT LAW, SUIT IN EQUITY, OR OTHER PROPER PROCEEDING FOR REDRESS, EXCEPT THAT IN ANY ACTION BROUGHT AGAINST A JUDICIAL OFFICER FOR AN ACT OR OMISSION TAKEN IN SUCH OFFICRS JUDICIAL CAPACITY, INJUNCTIVE RELIEF SHALL NOT BE GRANTED UNLESS A DECLATORY DECREE WAS VIOLATED OR DECLATORY RELIEF WAS UNAVAILABLE.

42 US 1985.

1985: " IF TWO OR MORE PERSONS IN ANY STATE OR TERRITORY CONSPIRE OR GO ON THE PREMISES OF ANOTHER FOR THE PURPOSE OF DEPRIVING, EITHER DIRECTLY OR INDIRECTLY, ANY PERSON OR CLASS OF PERSONS OF THE EQUAL PROTECTION OF THE LAWS OR OF EQUAL PRIVILEGES AND IMMUNITIES UNDER THE LAWS..... "

8. 42 US 1986

1986 : EVERY PERSON WHO, HAVING KNOWLEDGE THAT ANY OF THE WRONGS CONSPIRED TO BE DONE AND MENTIONED IN SECTION 1985 OF THIS TITLE, ARE ABOUT TO BE COMMITTED, AND HAVING POWER TO PREVENT OR AID IN PREVENTING THE COMMISSION OF THE SAME, NEGLECTS OR REFUSES TO DO, IF SUCH WRONGFUL ACT BE COMMITTED, SHALL BE LIABLE TO THE PARTYH INJURED OR HIS LEGAL REPRESENTTTIVES, FOR ALL DAMAGES CAUSED BY SUCH WRONGFUL ACT, WHICH SUCH PERSON BY REAONSABLE DILIGENCE COULD HAVE PREVENTED AND SUCH DAMAGES MAY BE RECOVERED IN AN ACTION ON THE CASE AND ANY NUMBER OF PERSONS GUILTY OF SUCH WRONGFUL NEGLECT OR REFUSAL MAY BE JOINED AS DEFENDANTS IN THE ACTION... "

42 USC 2000, TITLE 6

ENACTED AS PART OF THE LANDMARK CIVIL RIGHTS ACT OF 1964. IT PROHIBITS DISCRIMINATION ON THE BASIS OF RACE, COLOR AND NATIONAL ORIGIN IN PROGRAMS AND ACTIVITIES RECEIVING FEDERAL FINANCIAL ASISTANCE.

PRESIDENT DONALD TRUMP EXECUTIVE ORDER, 13899

By the authority vested in me as President by the Constitution and the laws of the United States of America, it is hereby ordered as follows:

Section 1. Policy. My Administration is committed to combating the rise of anti-Semitism and anti-Semitic incidents in the United States and around the world. Anti-Semitic incidents have increased since 2013, and students, in particular, continue to face anti-Semitic harassment in schools and on university and college campuses.

Title VI of the Civil Rights Act of 1964 (Title VI), 42 U.S.C. 2000d et seq., prohibits discrimination on the basis of race, color, and national origin in programs and activities receiving Federal financial assistance. While Title VI does not cover discrimination based on religion, individuals who face discrimination on the basis of race, color, or national origin do not lose protection under Title VI for also being a member of a group that shares common religious practices. Discrimination against Jews may give rise to a Title VI violation when the discrimination is based on an individual's race, color, or national origin.

It shall be the policy of the executive branch to enforce Title VI against prohibited forms of discrimination rooted in anti-Semitism as vigorously as against all other forms of discrimination prohibited by Title VI.

Sec. 2. Ensuring Robust Enforcement of Title VI. (a) In enforcing Title VI, and identifying evidence of discrimination based on race, color, or national origin, all executive departments and agencies (agencies) charged with enforcing Title VI shall consider the following:

(i) the non-legally binding working definition of anti-Semitism adopted on May 26, 2016, by the International Holocaust Remembrance Alliance (IHRA), which states, "Antisemitism is a certain perception of Jews, which may be expressed as hatred toward Jews. Rhetorical and physical manifestations of antisemitism are directed toward Jewish or non-Jewish individuals and/or their property, toward Jewish community institutions and religious facilities"; and

(ii) the "Contemporary Examples of Anti-Semitism" identified by the IHRA, to the extent that any examples might be useful as evidence of discriminatory intent.

(b) In considering the materials described in subsections (a)(i) and (a)(ii) of this section, agencies shall not diminish or infringe upon any right protected under Federal law or under the First Amendment. As with all other Title VI complaints, the inquiry into whether a particular act constitutes discrimination prohibited by Title VI will require a detailed analysis of the allegations.

Sec. 3. Additional Authorities Prohibiting Anti-Semitic Discrimination. Within 120 days of the date of this order, the head of each agency charged with enforcing Title VI shall submit a report to the President, through the Assistant to the President for Domestic Policy, identifying additional nondiscrimination authorities within its enforcement authority with respect to which the IHRA definition of anti-Semitism could be considered.

Sec. 4. Rule of Construction. Nothing in this order shall be construed to alter the evidentiary requirements pursuant to which an agency makes a determination that conduct, including harassment, amounts to actionable discrimination, or to diminish or infringe upon the rights protected under any other provision of law. **Sec. 5. General Provisions.** (a) Nothing in this order shall be construed to impair or

otherwise affect:

- (i) the authority granted by law to an executive department or agency, or the head thereof; or
 - (ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.
- (b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.
- (c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

DONALD J. TRUMP

The White House,

December 11, 2019.

NOTE: This Executive order was published in the Federal Register on December 16.

28 USC 1331

The district courts shall have original jurisdiction of all civil actions arising under the Constitution, laws, or treaties of the United States.

28 USC 1343

(a) The district courts shall have original jurisdiction of any civil action authorized by law to be commenced by any person:

(1) To recover damages for injury to his person or property, or because of the deprivation of any right or privilege of a citizen of the United States, by any act done in furtherance of any conspiracy mentioned in section 1985 of Title 42;

(2) To recover damages from any person who fails to prevent or to aid in preventing any wrongs mentioned in section 1985 of Title 42 which he had knowledge were about to occur and power to prevent;

(3) To redress the deprivation, under color of any State law, statute, ordinance, regulation, custom or usage, of any right, privilege or immunity secured by the Constitution of the United States or by any Act of Congress providing for equal rights of citizens or of all persons within the jurisdiction of the United States;

(4) To recover damages or to secure equitable or other relief under any Act of Congress providing for the

protection of civil rights, including the right to vote.

28 USC 2201

(a) In a case of actual controversy within its jurisdiction, except with respect to Federal taxes other than actions brought under section 7428 of the Internal Revenue Code of 1986, a proceeding under section 505 or 1146 of title 11, or in any civil action involving an antidumping or countervailing duty proceeding regarding a class or kind of merchandise of a free trade area country (as defined in section 516A(f)(9) of the Tariff Act of 1930), as determined by the administering authority, any court of the United States, upon the filing of an appropriate pleading, may declare the rights and other legal relations of any interested party seeking such declaration, whether or not further relief is or could be sought. Any such declaration shall have the force and effect of a final judgment or decree and shall be reviewable as such.

1ST AMENDMENT

CONGRESS SHALL MAKE NO LAW RESPECTING AN ESTABLISHMENT OF RELIGION OR PROHIBITING THE FREE EXERCISE THEREOF; OR ABRIDGING THE FREEDOM OF SPEECH, OR OF THE PRESS; OR THE RIGHT OF THE PEOPLE PEACEABLY TO ASSEMBLE, AND TO PETITION THE GOVERNMENT OF GRIEVANCES

NYS COUNTERPART :

N.Y.S. CONSTITUTION # 3.

Freedom of worship; religious liberty] §3. The free exercise and enjoyment of religious profession and worship, without discrimination or preference, shall forever be allowed in this state to all humankind; and no person shall be rendered incompetent to be a witness on account of his or her opinions on matters of religious belief; but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness, or justify practices inconsistent with the peace or safety of this state. (Amended by vote of the people November 6, 2001

4TH AMENDMENT

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

8TH AMENDMENT

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments

inflicted.

NYS STATE COUNTERPART :

N.Y.S. CONSTITUTION : # 5 :

[Bail; fines; punishments; detention of witnesses] §5. Excessive bail shall not be required nor excessive fines imposed, nor shall cruel and unusual punishments be inflicted, nor shall witnesses be unreasonably detained.

9TH AMENDMENT

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

14TH AMENDMENT

Section 1.

All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the state wherein they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

NYS STATE COUNTERPART :

N.Y.S. CONSTITUTION # 11 :

[Equal protection of laws; discrimination in civil rights prohibited] §11. No person shall be denied the equal protection of the laws of this state or any subdivision thereof. No person shall, because of race, color, creed or religion, be subjected to any discrimination in his or her civil rights by any other person or by any firm, corporation, or institution, or by the state or any agency or subdivision of the state. (New. Adopted by Constitutional Convention of 1938 and approved by vote of the people November 8, 1938; amended by vote of the people November 6, 2001.)

RELIGIOUS SCRIPTURE

DEFENDANTS ALSO VIOLATED RELIGIOUS SCRIPTURE AS WELL....

JEW, CHRISTIANS AND CATHOLICS BELIEVE IN THE FOLLOWING OF WHICH COMES

FROM MOSES :

Deuteronomy 6:6-7

And these words that I command you today shall be on your heart. You shall teach them diligently to your children, and shall talk of them when you sit in your house, and when you walk by the way, and when you lie down, and when you rise.

Deuteronomy 11:19 ESV

You shall teach them to your children, talking of them when you are sitting in your house, and when you are walking by the way, and when you lie down, and when you rise.

JEW, CHRISTIAN AND CATHOLIC BELIEVE IN THE FOLLOWING ;

Joel 1:3

Tell your children of it, and let your children tell their children, and their children to another generation.

JEW, CHRISTIAN AND CATHOLIC BELIEVE IN THE FOLLOWING :

Proverbs 22:6, "Train a child in the way he should go, and when he is old he will not turn from it."

THE IMPORTANCE OF CHURCH :

ACTS 14:23

AND WHEN THEY HAD APPOINTED ELDERS FOR THEM IN EVERY CHURCH, WITH PRAYER AND FASTING THEY COMMITTED THEM TO THE LORD IN WHOM THEY HAD BELIEVED.

1 TIMOTHY 3:15

IF I DELAY, YOU MAY KNOW HOW ONE OUGHT TO BEHAVE IN THE HOUSEHOLD OF GOD, WHICH IS THE CHURCH OF THE LIVING GOD, A PILLAR AND BUTTRESS OF THE TRUTH.

EPHESIANS 5:25

HUSBANDS, LOVE YOUR WIVES, AS CHRIST LOVED THE CHURCH AND GAVE HIMSELF UP

FOR HER...

NOTE : IT WAS MY IDEA THAT WE SHOULD NAME OUR DAUGHTER, M. THE SAME FIRST NAME AS HER MOTHER, TO HONOR HER. WHEN WAS THE LAST TIME YOU HEARD OF A DAUGHTER HAVING THE SAME NAME AS HER MOTHER ?

ROMANS 10:17

SO FAITH COMES FROM HEARING AND HEARING THROUGH THE WORD OF CHRIST.

EPHESIANS 5:19

ADDRESSING ONE ANOTHER IN PSALMS AND HYMNS AND SPIRITUAL SONGS, SINGING AND MAKING MELODY TO THE LORD WITH YOUR HEART.

OTHER STATE LAWS VIOLATED

PENAL CODE 175.10

A person is guilty of falsifying business records in the first degree when he commits the crime of falsifying business records in the second degree, and when his intent to defraud includes an intent to commit another crime or to aid or conceal the commission thereof. Class E Felony.

JUDICIARY LAW PART 100

EXHIBIT 22 (PLACED AS EXHIBIT DUE TO SIZE)

FAMILY COURT ACT 1035

New York Consolidated Laws, Family Court Act - FCT § 1035. Issuance of summons; notice to certain interested persons and intervention.

a) On the filing of a petition under this article where the child has been removed from his or her home, unless a warrant is issued pursuant to section one thousand thirty-seven of this part, the court shall cause a copy of the petition and a summons to be issued the same day the petition is filed, clearly marked on

the face thereof "Child Abuse Case", as applicable, requiring the parent or other person legally responsible for the child's care or with whom he or she had been residing to appear at the court within three court days to answer the petition, unless a shorter time for a hearing to occur is prescribed in part two of this article.

(b) In a proceeding to determine abuse or neglect, the summons shall contain a statement in conspicuous print informing the respondent that:

(i) the proceeding may lead to the filing of a petition under the social services law for the termination of respondent's parental rights and commitment of guardianship and custody of the child for the purpose of adoption; and

(ii) if the child is placed and remains in foster care for fifteen of the most recent twenty-two months, the agency may be required by law to file a petition for termination of respondent's parental rights and commitment of guardianship and custody of the child for the purposes of adoption.

(c) On the filing of a petition under this article where the child has not been removed from his or her home, the court shall forthwith cause a copy of the petition and a summons to be issued, clearly marked on the face thereof "Child Abuse Case", as applicable, requiring the parent or other person legally responsible for the child's care or with whom the child is residing to appear at the court to answer the petition within seven court days. The court may also require the person thus summoned to produce the child at the time and place named.

(d) Where the respondent is not the child's parent, service of the summons and petition shall also be ordered on both of the child's parents; where only one of the child's parents is the respondent, service of the summons and petition shall also be ordered on the child's other parent. The summons and petition shall be accompanied by a notice of pendency of the child protective proceeding advising the parents or parent of the right to appear and participate in the proceeding as an interested party intervenor for the purpose of seeking temporary and permanent release of the child under this article or custody of the child under article six of this act, and to participate thereby in all arguments and hearings insofar as they affect the temporary release or custody of the child during fact-finding proceedings, and in all phases of dispositional proceedings. The notice shall also advise the parent or parents of the right to counsel, including assigned counsel, pursuant to section two hundred sixty-two of this act, and also indicate that:

(i) upon good cause, the court may order an investigation pursuant to section one thousand thirty-four of this part to determine whether a petition should be filed naming such parent or parents as respondents;

(ii) if the court determines that the child must be removed from his or her home, the court may order an investigation to determine whether the non-respondent parent or parents would be suitable custodians for the child; and

(iii) if the child is placed and remains in foster care for fifteen of the most recent twenty-two months, the agency may be required by law to file a petition for termination of the parental rights of the parent or parents and commitment of guardianship and custody of the child for the purposes of adoption, even if the parent or parents were not named as a respondent or as respondents in the child abuse or neglect

proceeding.

(e) The summons, petition and notice of pendency of a child protective proceeding served on the child's non-custodial parent in accordance with subdivision (d) of this section shall, if applicable, be served together with a notice that the child was removed from his or her home by a social services official. Such notice shall also include the name and address of the official to whom temporary custody of the child has been transferred, the name and address of the agency or official with whom the child has been temporarily placed, if different, and shall advise such parent of the right to request temporary and permanent custody and to seek enforcement of visitation rights with the child as provided for in part eight of this article.

(f) The child's adult sibling, grandparent, aunt or uncle not named as respondent in the petition, may, upon consent of the child's parent appearing in the proceeding, or where such parent has not appeared then without such consent, move to intervene in the proceeding as an interested party intervenor for the purpose of seeking temporary or permanent custody of the child, and upon the granting of such motion shall be permitted to participate in all arguments and hearings insofar as they affect the temporary custody of the child during fact-finding proceedings, and in all phases of dispositional proceedings. Such motions for intervention shall be liberally granted.

(g) [Eff. March 7, 2019.] Where the petition filed under this article contains an allegation of a failure by the respondent to provide education to the child in accordance with article sixty-five of the education law, and where at any stage of the proceeding, the court determines that assistance by the school district or local educational agency would aid in the resolution of the education-related allegation, the school district or local educational agency may be notified by the court and given an opportunity to be heard.

New York Consolidated Laws, Family Court Act - FCT § 1036. Service of summons

(a) Except as provided for in subdivision (c) of this section, in cases involving abuse, the petition and summons shall be served within two court days after their issuance. If they cannot be served within that time, such fact shall be reported to the court with the reasons thereof within three court days after their issuance and the court shall thereafter issue a warrant in accordance with the provisions of section one thousand thirty-seven . The court shall also, unless dispensed with for good cause shown, direct that the child be brought before the court. Issuance of a warrant shall not be required where process is sent without the state as provided for in subdivision (c) of this section.

(b) Service of a summons and petition shall be made by delivery of a true copy thereof to the person summoned at least twenty-four hours before the time stated therein for appearance.

(c) In cases involving either abuse or neglect, the court may send process without the state in the same manner and with the same effect as process sent within the state in the exercise of personal jurisdiction over any person subject to the jurisdiction of the court under section three hundred one or three hundred two of the civil practice law and rules , notwithstanding that such person is not a resident or domiciliary of the state, where the allegedly abused or neglected child resides or is domiciled within the state and the alleged abuse or neglect occurred within the state. In cases involving abuse where service of a petition

and summons upon a non-resident or non-domiciliary respondent is required, such service shall be made within ten days after its issuance. If service can not be effected in ten days, an extension of the period to effect service may be granted by the court for good cause shown upon application of any party or the child's attorney. Where service is effected on an out of state respondent and the respondent defaults by failing to appear to answer the petition, the court may on its own motion, or upon application of any party or the child's attorney proceed to a fact finding hearing thereon.

(d) If after reasonable effort, personal service is not made, the court may at any stage in the proceedings make an order providing for substituted service in the manner provided for substituted service in civil process in courts of record.

New York Consolidated Laws, Civil Practice Law and Rules - CVP Rule 3022. Remedy for defective verification.

A defectively verified pleading shall be treated as an unverified pleading. Where a pleading is served without a sufficient verification in a case where the adverse party is entitled to a verified pleading, he may treat it as a nullity, provided he gives notice with due diligence to the attorney of the adverse party that he elects so to do.

VENUE

PURSUANT TO 28 USC 1391 ;

(a) Applicability of Section.—Except as otherwise provided by law—

(1) this section shall govern the venue of all civil actions brought in district courts of the United States; and

(2) the proper venue for a civil action shall be determined without regard to whether the action is local or transitory in nature.

(b) Venue in General.—A civil action may be brought in—

(1) a judicial district in which any defendant resides, if all defendants are residents of the State in which the district is located;

(2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated; or

(3) if there is no district in which an action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the court's personal jurisdiction with respect to such

action.

(c)Residency.—For all venue purposes—

(1)a natural person, including an alien lawfully admitted for permanent residence in the United States, shall be deemed to reside in the judicial district in which that person is domiciled;

(2)an entity with the capacity to sue and be sued in its common name under applicable law, whether or not incorporated, shall be deemed to reside, if a defendant, in any judicial district in which such defendant is subject to the court's personal jurisdiction with respect to the civil action in question and, if a plaintiff, only in the judicial district in which it maintains its principal place of business; and

(3)a defendant not resident in the United States may be sued in any judicial district, and the joinder of such a defendant shall be disregarded in determining where the action may be brought with respect to other defendants.

A. THERE ARE 14 DEFENDANTS IN THIS ACTION.

B. 6 ARE FROM THE NORTHERN DISTRICT OF NEW YORK AND HAVE SUPERIOR POSITION OF AUTHORITY UPON WHAT HAS OCCURRED.

C. ONE IS UNKNOWN

D. I RECEIVED A TEXT MESSAGE ON 7-30-2018 FROM EITHER ACS HUDSON OR HER SUPERVISOR ACS FORTUNE TO APPEAR IN COURT ON 7-31-2018. ACS OVERSIGHT IS FROM THE OCFS AND THEIR COMMISSIONER, SHEILA POOLE BOTH FROM THE NORTHERN DISTRICT.

E. I APPEARED AT 330 JAY STREET, BROOKLYN NY 11201 WITH MARGARET INGOGLIA. WE BOTH WENT TO THE 5TH FLOOR RECORDS AND ASKED WHO I BELIEVE TO BE BEVERLY STANLEY IF ANYTHING WAS FILED AGAINST US. SHE SAID NO. THIS IS THE KINGS FAMILY COURT BUILDING OF THE NEW YORK STATE UNIFIED COURT SYSTEM BASED IN ALBANY AS SEEN ON THE HOME PAGE OF THEIR WEBSITE IN LARGE BOLD LETTERS. (NEW YORK STATE UNIFIED COURT SYSTEM) NOTE : EXCELLENCE INITIATIVE IS ALSO PART OF THE NYS UCS AND IS BASED IN ALBANY.

F. I WAS SERVED THE PETITION BY ACS HUDSON IN A BUILDING WHICH IS PART OF THE NEW YORK STATE UNIFIED COURT SYSTEM, BASED IN ALBANY. HUDSON WHOM IS A PARTY TO THE ACTION SERVED PETITION HERSELF IN CONTRAVENTION TO PROPER LAWFUL PRACTICE.

G. THE PETITION WAS NOT COURT STAMPED OR FILED AND THERE WAS NO SUMMONS OR NOTICE OF PETITION

H. ON THIS DAY, JULY 31, 2018, MY PARENTAL RIGHTS WERE TERMINATED VIA

FRAUDULENT BASIS BY A JUDGE WHOM IS AN EMPLOYEE OF THE NEW YORK STATE UNIFIED COURT SYSTEM IN A COURTROOM OF THE NEW YORK STATE UNIFIED COURT SYSTEM, BASED IN ALBANY.

I. IN 2018, ACS STATES THAT I AM JEWISH AND NOT AMERICAN AS MY CHILDS MOTHER. HUDSON AND FORTUNE WERE HANDLING THE CASE.

SUCH STATEMENT AND RECORD IS UPON THE CONNECTIONS DATABASE WHICH IS A OFFICE OF CHILDREN AND FAMILY SERVICES DATABASE, BASED IN ALBANY, NY OF WHICH ALL LOCAL DISTRICT SOCIAL SERVICES CHILD PROTECTIVE AGENCIES SHARE THROUGHOUT N.Y.S.

J. ON NOVEMBER 9, 2020 I INFORM THE COMMISSIONER OF ACS, DAVID HANSELL OF THE JEWISH AND NOT AMERICAN SITUATION. HE IGNORES THE EMAIL..... ACS IS SUPERVISED BY OCFS WHICH IS BASED IN ALBANY. POOLE IS THEIR COMMISSIONER.

K. . I HAD FILED A MOTION IN THE NEW YORK STATE UNIFIFED COURT SYSTEM REGARDING MY DAUGHTER AND I TO GO TO CHURCH TOGETHER IN MARCH OF 2020. IT WAS IGNORED. I NOTED SUCH MOTION IN COURT HEARING ON 3-13-2020. IGNORED.

L. I HAD ATTEMPTED TO FILE AN OSC IN NOVEMBER OF 2021 THAT BEVERLY STANLEY HAD BLOCKED. BEVERLY STANLEY IS AN EMPLOYEE OF THE NEW YORK STATE UNIFIED COURT SYSTEM BASED IN ALBANY. I INFORMED LETITIA JAMES, NYS ATTORNEY GENERAL, NYS INSPSECTOR GENERAL AND SHEILA POOLE, COMMISSIONER OF OCFS. ALL BASED OUT OF ALBANY. NO REPLY.

M. I SERVED THE OSC ON THE PARTIES OF " CASE " NN 19410-18, NN 19411-18. THANKFULLY, DUE TO MY DOING THIS, IT WAS HEARD ON NOVEMBER 16, 2021. WAS APPEARED TO HAVE BEEN DENIED BUT THERE WAS NO ORDER FOR ME TO APPEAL FROM. THE NEW YORK STATE UNIFIED COURT SYSTEM BASED IN ALBANY WAS NOT PROVIDING ME WITH RECORDS AS SHOWN IN EXHIBITS.

N. ACS DID NOT SUPPORT MY DAUGHTER AND I GOING TO CHURCH TOGETHER AGAIN AS WE HAVE IN THE PAST. FIRST ACS IGNORED AND SECOND, THEY DID IT AGAIN. SAID NOTHING.

O. ON DECEMBER 20, 2021 LT. HOLLON OF THE NEW YORK STATE UNIFIED COURT SYSTEM HAD INFORMED ME TO STOP CONTACTING JANET DIFIORE. ON THE SAME DAY, I EMAILED JANET DIFIORE ABOUT THE SITUATION. SHE DID NOT RESPOND. JANET DIFIORE IS THE CEO OF THE NEW YORK STATE UNIFIED COURT SYSTEM AND HAS HER EXCELLENCE INITIATIVE ALSO IN ALBANY.

P. ON FEB. 23 2022, JESS DANNHAUSER, ACS COMMISSIONER, WITH OVERSIGHT FROM SHEILA POOLE, COMMISSIONER OF OCFS IN NYS ALBANY WAS INFORMED VIA EMAIL OF THE NO SUMMONS, NO COURT FILING, NOT VERIFIED PETITIOIN ETC. SITUATION. HE,

DANNHAUSER IGNORED THE EMAIL.

EXHIBIT W.

Q. HE WAS ALSO INFORMED ON MAY 12, 2022 WITH NO REPLY.

EXHIBIT Z1

R. ON MARCH 31, 2022 I CONTACTED JESS DANNHAUSER, SHEILA POOLE, LETITIA JAMES AND ANDREW HEVESI REGARDING MY DAUGHTER AND I NOT BEING ABLE TO GO TO CHURCH TOGETHER AGAIN AS WE HAVE IN THE PAST. NO REPLY. JAMES REPRESENTS THE AG OFFICE IN ALBANY AND POOLE REPRESENTS OCFS, AS THEIR COMMISSIONER, ALSO FROM ALBANY.

EXHIBIT X

S. ON MAY 6, 2022, I ALERTED JANET DIFILORE, SHEILA POOLE AND THE INSPECTOR GENERAL THAT JUDGE WILLIAMS LIED THAT I DID NOT APPEAR IN COURT. NO REPLY. ALL 3 BASED IN ALBANY.

EXHIBIT Z.

T. ON MAY 12, 2022, I CONTACTED JANET DIFILORE, POOLE, JAMES, DANNHAUSER AND HEVESI. REGARDING THE ACS PROCEEDINGS ON NO SUMMONS, NO COURT FILING AND NOT VERIFIED PETITION.... IGNORED. DIFILORE REPRESENTS THE NEW YORK UNIFIED COURT SYSTEM AS THEIR CEO IN ALBANY., POOLE OCFS IN ALBANY.

EXHIBIT Z1.

U. The matter of Janet difiore is unique and very important in that we have someone whom is the ceo of the new york state unified court system and publicly advertises an excellence initiative that says nothing when contacted about LT HOLLON telling me not to contact her. She was sent the recording as well of our phone conversation. I didn't send her the same email 3 times. I sent 3 different emails that had to do with 3 different foil requests that were being requested upon acs.

V. What had essentially occurred was a blanket statement of I don't care , don't want to know by a northern defendant whom is judicially the most powerful person of the state. She has more control over what is happening in the courts than any other person in a state of millions.

W. Since 12 21 2020 whether or not I contacted her about an issue, she, the nys unified court system and her excellence initiative is responsible upon any matter within the jurisdiction of the 3.

X. So whether or not I have emailed her a particular issue of which I have emailed her several is inconsequential. She and what she represents is liable to what she has authority in Albany. The consequences of her decisions or lack of them throughout the state with her authority are far reaching.

Y. She has an excellence initiative and this initiative looks very good for her and the nys unified court system. However, if such excellence initiative is not functioning or it hollon is a corrupt court officer whom is blocking her emails....preventing it from functioning, we have a matter here that needs to be brought out in the open and litigated...

Z. Just so the court knows, hollon works in brooklyn at 360 adams. However he lives in NJ. Why does he have access to her emails to begin with and where did the call come from at 8 59 am ? Why is he trying to get me mental health services as a court officer ?!?!?! Did I ask him or anyone to do so ?

Z1. I had considered naming him as a defendant but in due respect to the court and the defendants didn't want to change the case much when I amended. I wouldn't mind doing so if anyone wishes me to.

Z2. This all said, whether or not difiore ever received any of my emails since hollon is part of this is going to be a very interesting component of this case. Will hollon be used as a defensive scapegoat ?was he a rogue court officer or is difiore responsible ? Very interesting questions indeed that difiore will need to answer to.

ALBANY / NORTHERN DISTRICT VENUE IS SUPPORTED.....

NOTE : SEARCHING UPON KINGS COUNTY FAMILY COURT ONLINE, RIGHT ON THEIR WEBSITE HOME PAGE IT STATES BOLDLY THE FOLLOWING :

NEW YORK STATE UNIFIED COURT SYSTEM.

PARTIES

PLANTIFF : ROBERT MALEK, ROBERT MALEK C/O M ~~MALEK~~ M ~~MALEK~~

1936 HEMPSTEAD TURNPIKE # 109

EAST MEADOW, NY. 11554

ACS COMPLAINTS@YAHOO.COM

718 757 4473, 929 441 8429

DEFENDANTS :

A. NEW YORK STATE UNIFIED COURT SYSTEM

20 EAGLE STREET

**ALBANY, NEW YORK 12207 **

B. NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES

40 NORTH PEARL STREET

ALBANY, NY 12207

C. NEW YORK STATE OFFICE OF THE INSPECTOR GENERAL

EMPIRE STATE PLAZA, AGENCY BUILDING 2, 16TH FLOOR

ALBANY NY 12203

D. CITY OF NEW YORK

1 CENTRE STREET

NY NY 10007

E. ADMINISTRATION FOR CHILDRENS SERVICES

150 WILLIAM STREET

NY , NY 10038

F. NYC CHILDREN

150 WILLIAM STREET

NY NY 10038

(A BOGUS, UNLAWFUL ENTITY CLAIMED BY ACS WITH NO FILING WITH THE US

PATENT AND TRADEMARK OFFICE)

G. SHEILA POOLE

56 STONY BROOK DRIVE

SELKIRK, NY 12158

(IN PERSONAL AND PROFESSIONAL CAPACITY, COMMISSIONER OF THE OFFICE OF
CHILDREN AND FAMILY SERVICES)

H. JANET DIFIORE / JANET DIFIORE GLAZER

15 KENSINGTON ROAD, PH1

BRONXVILLE, N.Y. 10708

(IN PERSONAL AND PROFESSIONAL CAPACITY, CEO OF THE NEW YORK STATE UNIFIED
COURT SYSTEM, CONDUCTS THE EXCELLENCE INITIATIVE)

I. JACQUELINE WILLIAMS

1000 SCHENCK AVE.

BROOKLYN, N. Y. 11207

(PERSONAL AND PROFESSIONAL CAPACITY)

J. BEVERLY STANLEY

175 WILLOUGHBY ST APT 5M,

BROOKLYN, NY 11201-541320

(IN PERSONAL AND PROFESSIONAL CAPACITY)

K. MARGARET INGOGLIA

ADDRESS CONFIDENTIAL

L. TRAVIS JOHNSON

8703 5TH AVE

BROOKLYN, NY 11209

(IN PERSONAL AND PROFESSIONAL CAPACITY)

M. ROSMIL ALMONTE

2416 PITKIN AVE.

BROOKLYN, NY 111208

(IN PERSONAL AND PROFESSIONAL CAPACITY)

N. EXCELLENCE INITIATIVE

20 EAGLE STREET

ALBANY, NY 12207

FACTS :

0.1 WHEN YOU GOOGLE SEARCH KINGS FAMILY COURT, THE HOME PAGE CLEARLY STATES:

NEW YORK STATE UNIFIED COURT SYSTEM.

EXHIBIT A

1. ON JULY 30, 2018 I WAS TEXTED TO COME TO COURT TOMORROW BY ACS HUDSON /

FORTUNE .

2. ON JULY 31, 2018, I ARRIVED AT THE COURTHOUSE ON 330 JAY STREET IN BROOKLYN, NY WITH MARGARET INGOGLIA. WE WENT TO THE 5TH FLOOR TO RECORDS AND ASKED IF ANYTHING WAS FILED. I BELIEVE WE SPOKE WITH BEVERLY STANLEY. SHE SAID NO.

3. ON JULY 31, 2018, ACS HUDSON SERVED ME WITH A PETITION. IT WAS NOT CLERK STAMPED. THERE WAS NO NOTICE OF PETITION OR SUMMONS EITHER. THE NN 19410-18 AND NN 19411-18 ARE NUMBERS FROM ACS.

EXHIBIT B.

3.1 ON JULY 31, 2018, JUDGE WILLIAMS EFFECTIVELY TERMINATED MY PARENTAL RIGHTS AND THAT OF MY DAUGHTER TO HER FATHER, INCLUDING RELIGIOUS RIGHTS VIA FRAUD. LYING THAT I DID NOT APPEAR.

EXHIBIT C

4. ALSO IN 2018, ACS / NYC CHILDREN MADE A ANTI SEMITIC STATEMENT IN REGARDS TO ME NOT BEING AMERICAN AND JUST JEWISH, UNLIKE MY CHILDS MOTHER.

EXHIBIT D

5. IN 2018, ACS FILES TWO ORDER TO SHOW CAUSES OF WHICH ARE ON NO SPECIFIC FORM.

EXHIBIT E, F.

5.1 ON 9/18/19 I BROUGHT UP IN COURT THE ISSUE OF ACS CONSIDERING ME AS BEING NOT AMERICAN AND ONLY JEWISH. NO COMMENTS...

EXHIBIT D.

6. IN NOVEMBER OF 2020, I EMAIL ACS COMMISSIONER DAVID HANSELL OF THE MATTER OF ACS CONSIDERING ME AS BEING NOT AMERICAN AND JUST JEWISH, UNLIKE MY CHILDS MOTHER. HE DID NOT REPLY.

EXHIBIT G.

6.1 DAVID HANSELL AND ACS WERE ALSO DEFENDANTS OF 21CV5532 IN JULY OF 2021 WHEN SUCH DOCUMENT WAS AN EXHIBIT WITHIN.

7. IN MARCH OF 2020 ACS AMENDS THEIR PETITION. ONCE AGAIN, NO CLERK STAMP. IT WAS NOT FILED, NO SUMMONS AND IT WAS NOT SIGNED, SWORN TO OR VERIFIED EITHER.

EXHIBIT H.

8. ALSO IN MARCH OF 2020, I FILE A MOTION TO GO TO CHURCH WITH MY DAUGHTER AND SPOKE OF IT IN COURT ON 3-13-2020. ALL IGNORED.

EXHIBIT I AND

EXHIBIT J.

9. ON NOVEMBER 5 AT 2: 52 PM I SERVED EVERYONE TWO DOCUMENTS. ONE WAS DISCOVERY NOT RECEIVED AND THE OTHER WAS WHAT I THOUGHT WAS THE ORDER TO SHOW CAUSE. IT WASNT BUT RATHER BOTH WERE THE DISCOVERY NOT RECEIVED BY MISTAKE. THEY WERE IDENTICAL.

EXHIBIT K.

10. ON NOVEMBER 5 AT 3:01 PM I FILE DISCOVERY REQUEST WITH THE EDDS SYSTEM AND AT 3:05 THE ORDER TO SHOW CAUSE.

EXHIBIT L.

11. ON NOVEMBER 5, 2021 AT 3:26 PM, COURT ATTORNEY BRATHWAITE GRANTS ME THE ABILITY TO FILE THIS OTSC THROUGH THE PROPER CHANNELS.

EXHIBIT M.

12. ON NOVEMBER 5, 2021 AT 7:50 PM I FORWARD THE DOCS TO THE PARTIES OF THE " CASE " NOTICING THERE WAS AN ERROR ON WHAT WAS PREVIOUSLY SERVED TO THEM.

EXHIBIT Mc.

13. ON NOVEMBER 5, 2021 AT 10: 53 AM, BEVERLY STANLEY ALERTS ME TO A PROBLEM. (NOT THE CORRECT FORMAT).

EXHIBIT N.

14. ON NOVEMBER 8, 2021 AT 5: 58 PM I RESPOND THAT I REFILED. PLEASE ADVISE. NO ANSWER.

EXHIBIT N.

15. ON NOVEMBER 9, 2021 AT 11:47 AM I STATED THAT I REFILED. PLEASE ADVISE NO ANSWER....

EXHIBIT N.

16. ON NOVEMBER 9, 2021 AT 2:21 PM I ASK MRS STANLEY IF SHE IS BLOCKING THIS. NO

ANSWER.

EXHIBIT 0

17. ON NOVEMBER 10, 2021 AT 3:49 AM I EMAILED MANY OF THE DEFENDANTS OF THE FEDERAL CASE. NO REPLY.

EXHIBIT _____.

18. ON NOVEMBER 12, 2021 3:15 I EMAILED MANY MEMBERS OF THE GOVERNMENT OF THE FEDERAL CASE. NO REPLY.

EXHIBIT P.

19. ON NOVEMBER 12, 2021 I AT 3:58 PM EMAILED ONCE AGAIN MANY MEMBERS OF GOVERNMENT. THEY DID NOT RESPOND.

EXHIBIT P.

20. ON NOVEMBER 16, 2021, HEARING TOOK PLACE.

EXHIBIT Q.

21. ON NOVEMBER 16, 2021, TRAVIS JOHNSON AND JACQUELINE WILLIAMS ARGUED AGAINST MY DAUGHTER AND I GOING TO CHURCH AS CAN BE VIEWED IN TRANSCRIPT.

EXHIBIT R

22. ON NOVEMBER 16, 2021 I WRITE EMAIL TO ALL PARTIES OF ACS CASE, " UPDATED REPORT. TRAVIS LIED. "

EXHIBIT S.

23. ON DECEMBER 7, 2021 I ASKED AGAIN TO KINGS COUNTY FAMILY COURT IF THERE ARE ANY FLINGS IN THEIR SYSTEM FOR THE PAST 2 MONTHS. THEY PROVIDED ME WITH NOTHING.

EXHIBIT T

24. ON DECEMBER 20, 2021 LT. HOLLON OF THE NEW YORK STATE UNIFIED COURT SYSTEM TELLS ME THAT I SHOULD STOP CONTACTING JANET DIFIORE.

EXHIBIT V.

25. I IMMEDIATELY EMAIL DIFIORE, POOLE, THE INSPECTOR GENERAL AND DAVID HANSELL, ACS COMMISSIONER AND JAMES. NO REPLY.

EXHIBIT V

26. ON FEB 23, 2022 I ANSWER THE AMENDED PETITION AND SERVE. THAT WAS THE LAST I HEARD FROM THOSE UPON CASE NN 19410-18, NN 19411-18.

I INFORMED ACS, THE JUDGE, TRAVIS JOHNSON AND MAES, MY CHILDS MOTHERS BDS LAWYER THAT THEY HAVE NO JURISDICTION. THEY PROCEEDED FORWARD REGARDLESS ON FEB 23, MARCH 9 AND MARCH 31. NO COURT LINK WAS PROVIDED AND THEY DID NOT INFORM ME OF MARCH 31. 2022

ACS MADE NO ATTEMPT TO RECTIFY WHEN BROUGHT TO THEIR ATTENTION.

EXHIBIT W

27. ON MARCH 31, 2022 I WRITE JESS DANNHAUSER, ACS COMMISSIONER ABOUT THE SITUATION OF TERMINATION OF RELIGIOUS RIGHTS. HE DOES NOT RESPOND. THIS EMAIL IS ALSO SENT TO SHEILA POOLE, DIFIORE AND LETITIA JAMES.

EXHIBIT X.

28. ON APRIL 8, 2021, I ASKED AGAIN AT 2:19 PM TO KINGS COUNTY FAMILY COURT ABOUT ANY FILINGS REGARDING OSC FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER. NO REPLY.

EXHIBIT Y.

29. ON MAY 6, 2022 I EMAILED DIFIORE, POOLE, THE INSPECTOR GENERAL AND JAMES THAT THE JUDGE LIED ABOUT ME NOT HAVING APPEARED ON JULY 31, 2018 AND REMOVED MY DAUGHTER FROM MY HOME AND EFFECTIVELY TERMINATING MY RIGHTS. NO REPLY.

EXHIBIT Z. I PROVIDED THE TRANSCRIPT AND ORDER THAT CAN BE FOUND IN EXHIBIT C.

30. ON MAY 12 2022 I EMAILED JANET DIFIORE, SHEILA POOLE, LETITIA JAMES AND JESS DANNHAUSER OF THE NO SUMMONS, NO COURT FILING AND NOT VERIFIED PETITION ISSUE.

THEY DID NOT REPLY.

EXHIBIT Z1.

31. NYC CHILDREN DOES NOT LEGALLY EXIST.

EXHIBIT Z3.

32. NOTICE OF CLAIMS

EXHIBIT Z5.

SUMMARY OF ACTION / CAUSES OF ACTION

PREVIOUS HISTORY...

A. MY DAUGHTER AND I WOULD GO TO CHURCH TOGETHER ON SUNDAY AND ATTEND CHURCH FUNCTIONS TOGETHER....

B. NO ONE HAS EVER ALLEGED I MISTREATED MY DAUGHTER AT CHURCH OR AT ANY CHURCH FUNCTIONS. EVEN THE PETITIONS DO NOT EITHER. THE ONLY EXCEPTION WAS I DIDNT LET MY FAMILY BE AT HOME UNTIL I GOT HOME FROM WORK AT 10:30 WHICH IS ABSURD OF WHICH NO EVIDENCE WAS EVER PROVIDED.

1. I RECEIVED A TEXT MESSAGE TO APPEAR IN COURT IN LIEU OF A SUMMONS OR NOTICE OF PETITION. SUCH IS A VIOLATION OF 14TH AMENDMENT, NYS 11 RIGHTS, 9TH AMENDMENT. IN ADDITION, 42 US 1983. 42 US 1985. SENDING A PARENT A TEXT MESSAGE TO APPEAR IN COURT (I HAD NO IDEA WHAT WAS GOING TO HAPPEN) IS NOT A LAWFUL MEANS TO BEGIN COURT PROCESS. THIS WAS RECEIVED BY ACS / WORKER HUDSON / WORKER FORTUNE.

2. + 3. MY PARENTAL AND RELIGIOUS RIGHTS WERE UNOFFICIALLY IN PRACTICE AND EFFECT, TERMINATED AT THE FIRST HEARING BY JUDGE WILLIAMS AND ACS UPON A CASE OF WHICH THERE WAS NO SUMMONS OR NOTICE OF PETITION, NOT FILED OR COURT STAMPED WITH THE NUMBER COMING FROM ACS THEMSELVES, IMPROPERLY SERVED. WHEN ACS AMENDED, THERE ONCE AGAIN WAS NO COURT STAMP, IT WAS NOT FILED AND IT WAS NOT SIGNED, , SWORN TO, VERIFIED OR NOTARIZED. THIS CASE IS VOID OF WHICH THERE IS NO LEGAL RIGHT TO HAVE PROCEEDED AND OF WHICH THERE IS NO IMMUNITY FOR ANYONE. I RESPONDED TO THE AMENDED PETITION AND SERVED THE RESPONSE. I CLEARLY LAID OUT THESE FACTS. THE DEFENDANTS PROCEEDED FORWARD REGARDLESS IN CONTRAVENTION TO LAW. MY DAUGHTERS RIGHTS TO HER FATHER, THE RELIGION WE SHARED TOGETHER AND VICE VERSA WERE TERMINATED. REMOVAL FROM HER HOME WAS UNLAWFUL. BOTH VIOLATING 14TH AMENDMENT, NYS CONST. # 11, 1ST AMENDMENT, 4TH AMENDMENT, 8TH AMENDMENT, NYS CONST # 3 AND 9TH AMENDMENT, 42 US 1983, 42 US 1985, 42 US 1986, FAMILY COURT ACT 1035, 1036 AND NY CPLR 3022 AS WELL AS RELIGIOUS SCRIPTURE SHOWN. DIFIORE, POOLE AND DANNHAUSER WERE CONTACTED ABOUT THE MATTER WITH NO REPLY. FEB 23 2022 AND MAY 12, 2022.

3. MY PARENTAL RIGHTS WERE UNOFFICIALLY AND IN PRACTICE TERMINATED ON A

FRAUDULENT BASIS WITH THE JUDGE CLAIMING I DID NOT APPEAR WHEN IN FACT I DID. SUCH VIOLATED MY AND MY DAUGHTERS 1ST AMENDMENT RIGHTS, NYS CONST # 3, 4TH AMENDMENT RIGHTS, 8TH AMENDMENT, NYS CONST # 5, 9TH AMENDMENT, 14TH AMENDMENT RIGHTS AND NYS 11, NYS PENAL CODE 175.10, NYS JUDICIARY LAW 100, 42 US 1983, 1985, 1986 AND RELIGIOUS SCRIPTURE AS SHOWN. MY DAUGHTER WAS REMOVED FROM HER HOME. HER RIGHTS TO HER FATHER WERE ALSO TERMINATED SIMILARLY. I HAVE CONTACTED DIFIORE, POOLE AND THE INSPECTOR GENERAL WITH NO REPLY....ON MAY 6, 2022

4. ACS ASSERTED THAT I AM JEWISH AND NOT AMERICAN AS MY CHILDS MOTHER. I HAD CONTACTED DAVID HANSELL PREVIOUS COMMISSIONER OF ACS ON NOVEMBER 9, 2020 WITH NO REPLY. HANSELL WAS ALSO A DEFENDANT IN CASE NUMBER 21 CV 5532 SO HE WAS INFORMED THERE AS WELL. LT. HOLLON ON 12-20-2021 OF WHICH DIFIORE WAS NOTIFIED, INFORMED ME NOT TO CONTACT DIFIORE FURTHER SO I WAS BLOCKED FROM INFORMING DIFIORE OF THIS MATTER FROM THAT DAY FORWARD. I HAD ALSO CONTACTED LEGAL AID CEO, JANET SABEL. I SPOKE OF THIS IN COURT ON 9-18-2019 OF WHICH IT WAS IGNORED. SUCH ACTIONS VIOLATED CONST. AMENDMENT # 1, NYS. # 3, CONST AMENDMENT NUMBER 14, NYS # 11, 42 US 1983, 1985, 1986, 42 USC 2000 TITLE 6, TRUMP EXECUTIVE ORDER 13899.

5. MY FIRST APPLICATION TO GO TO CHURCH WITH MY DAUGHTER AS WE HAVE IN THE PAST WAS IGNORED. I FILED AND SERVED IT AS WELL AS SPOKE OF IT IN COURT WHICH IS CLEARLY A VIOLATION OF MY DUE PROCESS RIGHTS IN ADDITION TO MY RELIGIOUS FREEDOM RIGHTS. SUCH VIOLATED THE 1ST AMENDMENT, 8TH AMENDMENT, 14TH AMENDMENT, 42 US 1983, 1985, 1986, 42 USC 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899. NYS CONST. CORRESPONDING NUMBERS 3, 5 AND 11 AS WELL AS RELIGIOUS SCRIPTURE SHOWN.

6. MY SECOND APPLICATION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER AS WE HAVE IN THE PAST WAS BLOCKED BY BEVERLY STANLEY BECAUSE MY OSC WAS NOT ON A SPECIAL GOV. FORM. MEANWHILE, THE GOV. PREVIOUSLY IN " CASE " NUMBER NN 19410-18, NN 19411-18 HAD FILED TWO ORDER TO SHOW CAUSES THAT WERE NOT ON A GOVERNMENT FORM AND SHOWN AS EXHIBITS. WHEN I TRIED TO REFILE, I ASKED BEVERLY STANLEY IF WHAT I PROVIDED WAS ACCEPTABLE. NO ANSWER. I CONTACTED JANET DIFIORE, POOLE AND THE NYS INSPECTOR GENERAL WITH NO REPLY RECEIVED. VIOLATION OF THE 1ST AMENDMENT, 9TH AMENDMENT 14TH AMENDMENT, 42 US 1983, 1985, 1986, , 42 US 2000 TITLE 6, TRUMP EXECUTIVE ORDER 13899 AND RELIGIOUS SCRIPTURE.

7. MY SECOND APPLICATION TO GO TO CHURCH WITH MY DAUGHTER WAS HEARD APPARENTLY BECAUSE I SERVED IT ON THE PARTIES OF " CASE " NUMBER NN 19410-18, NN 19411-18. UPON ITS HEARING, IT WAS APPARENTLY DENIED. THE JUDGE AND TRAVIS JOHNSON ARGUED AGAINST IT, ACS AND MY CHILDS MOTHERS LAWYER DIDNT SAY ANYTHING. NO CORRESPONDING ORDER OR DECISION PROVIDED BY THE PARTIES OF

THE CASE, NOR THE COURT ATTORNEY OR RECORDS PREVENTING ME FROM APPEALING. SUCH VIOLATED THE RIGHTS OF MY DAUGHTER AND I IN REFERENCE TO OUR FIRST AMENDMENT, 8TH AMENDMENT, 9TH AMENDMENT, 14TH AMENDMENT, NYS CONST # 3, #5. # 11 AND 42 USC 2000 TITLE 6, TRUMP EXECUTIVE ORDER 13899, 42 USC 1983, 42 US 1985, 1986.

8. ON DECEMBER 20, 2021 LT. HOLLON INFORMED ME THAT I SHOULD STOP CONTACTING JANET DIFIORE WHOM HAS AN EXCELLENCE INITIATIVE AND IS THE CEO OF THE NEW YORK UNIFIED COURT SYSTEM. JANET DIFIORE WAS CONTACTED REGARDING THIS. SHE DID NOT RESPOND. BY NO MEANS WAS I EXCESSIVELY CONTACTING JANET DIFIORE. OVERALL, I MAY HAVE SENT DIFIORE AN EMAIL TWICE A MONTH. PROBABLY LESS.

9. ON MARCH 31, 2022 I INFORMED ACS COMMISSIONER DANNHAUSER AND POOLE IN REGARDS TO THE TERMINATION OF THE RELIGIOUS RIGHTS WITH MY CHILD. NO REPLY WAS RECEIVED. VIOLATION OF 1ST AMENDMENT, NYS # 3, RELIGIOUS SCRIPTURE., 42 US 1986.

10. ON MAY 6, 2022 I EMAILED DIFIORE, POOLE, THE INSPECTOR GENERAL AND JAMES THAT THE JUDGE LIED ABOUT ME NOT HAVING APPEARED ON JULY 31, 2018 AND REMOVED MY DAUGHTER FROM MY HOME AND EFFECTIVELY TERMINATING MY RIGHTS AS A WHOLE. PARENTAL AND RELIGIOUS. NO REPLY. VIOLATION OF 42 US 1986. 1ST AMENDMENT, 4TH, 8TH, 9TH, 14TH, 42 US 1983, 1985.

11. ON MAY 12 2022 I EMAILED JANET DIFIORE, SHEILA POOLE, LETITIA JAMES AND JESS DANNHAUSER OF THE NO SUMMONS, NO COURT FILING AND NOT VERIFIED PETITION ISSUE. THEY DID NOT REPLY. VIOLATION OF 42 US 1986, 14TH AMENDMENT, 42 US 1983, 42 US 1985. FAMILY COURT ACT 1035, 1036 AND NY CPLR 3022.

VIOLATION OF LAW / FEDERAL LAW BY EACH DEFENDANT :

FIRST OFF I NEED TO EXPLAIN MY APPLICATION OF THE 9TH AMENDMENT. IT IS MY LEGAL POSITION IN REGARDS TO THE LAW THAT WHERE THE 1ST AMENDMENT FREEDOM OF RELIGION ENDS, IF IT CAN BE CONSIDERED NOT TO ENCOMPASS RELIGIOUS SCRIPTURE OF WHICH I BELIEVE IT DOES , FOR IF IT DOES NOT THEN HOW CAN THERE BE FREEDOM OF RELIGION IF YOU CANNOT PRACTICE ITS TENETS OR SCRIPTURE, THEN THE 9TH AMENDMENT PROVIDES THE RIGHT FOR THE CONTINUANCE OF FREEDOM OF RELIGION DIRECTLY INTO THE RIGHT OF AMERICANS TO UPHOLD OR PRACTICE THE RELIGIOUS SCRIPTURE OF THEIR FAITH. IN SHORT, WHERE THE 1ST AMENDMENT CAN FALL SHORT, THE 9 TH AMENDMENT FALLS LONG, PROVIDING THE COMPLETION OF SUCH RELIGIOUS RIGHTS THAT CANNOT BE SPELLED OUT IN THE LAW BECAUSE THERE ARE DIFFERENT FAITHS. THE 9TH AMENDMENT IS THE LEGAL " COVER " FOR BEING ABLE TO PRACTICE THE RULE BOOK OF ONES RELIGIOUS FAITH THAT

COULD NEVER BE SPELLED OUT IN THE 1ST AMENDMENT DUE TO THEIR BEING DIFFERENT RELIGIOUS FAITHS. WHEN PEOPLE THINK OF RELIGIOUS FREEDOM, EVEN LAWYERS, THEY THINK OF THE FIRST AMENDMENT. MY LEGAL ARGUMENT IS THE 1ST AND 9TH GO TOGETHER.

FURTHERMORE, IT IS MY LEGAL POSITION THAT IN REGARDS TO THE " SUMMONS ISSUE," OF RECEIVING A TEXT MESSAGE TO COME TO COURT, NO CLERK STAMP OR FILING WITH NUMBER COMING FROM ACS, SERVED UPON ME BY THE PETITIONER, AMENDED WAS NOT CLERK STAMPED OR FILED OR SIGNED, OR NOTARIZED OR SWORN TO OR VERIFIED WITH THE SPACES LEFT BLANK. THE ENTIRE ACS " CASE " AND ITS ACTORS PROCEEDED IN A VOID CASE OF WHICH THERE IS NO JURISDICTION AND NO IMMUNITY.

1. NEW YORK STATE UNIFIED COURT SYSTEM / JANET DIFIORE / EXCELLENCE INITIATIVE, HEREAFTER REFERRED TO AS : NYSUCS JDEI..

THE NEW YORK STATE COURT SYSTEM OF WHICH JANET DIFIORE IS THE CEO IS RIGHT ON THE HOMEPAGE OF KINGS FAMILY COURT. IT IS THE HOST OF WHAT TAKES PLACE WITHIN THE COURTS OF NEW YORK STATE. THIS HOST IS THE MAIN BODY, OF WHICH IS ESSENTIALLY A BUSINESS WITH CORPORATE OFFICERS SUCH AS JANET DIFIORE, CEO. WHEN JANET DIFIORE IS INFORMED, WHOM HAS AN EXCELLENCE INITIATIVE WHICH PURPORTS SUPERIOR JUSTICE AMONG THE COURTS OF WHICH SHE MANAGES,

WE HAVE RESPONDENT SUPERIOR ISSUE AT HAND.

EXHIBIT 24

IS INFORMATION ON THE EXCELLENCE INITIATIVE.

JANET DIFIORE REPRESENTS THE NEW YORK STATE UNIFIED COURT SYSTEM AS THE CEO. THE NEW YORK STATE UNIFIED COURTS SYSTEM MANAGES THE COURTS WITHIN OF WHICH DIFIORE IS THE HEAD PERSON. DIFIORE ON HER WEBSITE REACHES OUT TO THE PUBLIC FOR FEEDBACK AND CONTACT INFORMATION REGARDING ANY ISSUES THAT ARE CONTRARY TO HER EXCELLENCE INITIATIVE.

WHEN DIFIORE IS CONTACTED, MONELL IS SUFFICED SINCE UCS JDEI AS A WHOLE ARE NOW ON NOTICE. WHEN THEY DECIDE TO DO NOTHING IN CONTRARY TO THEIR EXCELLENCE INITIATIVE AND DO NOT UPHOLD STATE AND FEDERAL LAW OR EVEN ATTEMPT TO IN ALL INSTANCES OF MY CONTACT, WE HAVE SERIOUS ISSUES OF VIOLATION OF LAW. THERE IS A BIG DIFFERENCE BETWEEN THE GOVERNMENT HAVING GOOD INTENTION AND DOING THEIR BEST AND SIMPLY NOT GIVING A DAMN USING THEIR OSITION OF GOVERNMENT TO GET AWAY WITH WHAT IS ESSENTIALLY..... FALSE ADVERTISING WHICH IS EXACTLY WHAT JANET DIFIORES EXCELLENCE INITIATIVE IS.

A. REGARDING THE NO SUMMONS ISSUE, CAUSE OF ACTION, DIFIORE WAS CONTACTED. AS OF NOTE, I NOW KNOW FOR EXAMPLE OF THE FOLLOWING PEOPLE WHOM ALSO HAD NO SUMMONS AND SIMILAR ISSUES. THEY ARE : ETOPIA LANE, VICTORIA NAVARRO, ANTHONY CIBELLI, DARI LANGONE INCLUDING MYSELF. SO BY DIFIORE IGNORING, SHE SETS A PRECEDENT FOR WHAT IS TAKING PLACE IN THE LOWER COURTS AS POLICY THAT IS AFFECTING MORE THAN JUST MY DAUGHTER AND I.

REGARDING THE NO SUMMONS RELATED CAUSE OF ACTION, WHERE THE ORIGINAL PETITION WAS SERVED BY ACS, TEXTED TO APPEAR BY ACS, NO CLERK STAMP, NOT FILED, NO SUMMONS, THE AMENDED WAS NOT FILED, NO CLERK STAMP, NOT SIGNED, NOTARIZED OR VERIFIED, THE NYS UCS JDEI VIOLATED THE FOLLOWING LAWS:

NYS # : FAMILY COURT ACT 1035, 1036, NY CPLR 3022.

FEDERAL : 9 TH AND THE 14TH

THE 9TH SINCE HAVING A PARENT COME TO COURT TO TAKE THEIR CHILD AWAY VIA TEXT MESSAGE IS.... ABSURD.

NOT HAVING TO FILE A PETITION OR SWEAR OR EVEN SIGN A PETITION IS EQUALLY ABSURD.

NYSUCS / JDEI WAS CONTACTED ABOUT THIS MATTER ON MAY 12 WITH NO REPLY.

REGARDING THIS MATTER NYSUCS JDEI VIOLATED 42 US 1986.

B. REGARDING WILLIAMS LYING TO ESSENTIALLY KIDNAP MY DAUGHTER CAUSE OF ACTION, EFFECTIVELY TERMINATING THE RIGHTS AND RELATIONSHIP BETWEEN MY DAUGHTER AND I, REMOVING HER FROM HER HOME, HER TOYS, CHURCH, ETC.... DIFIORE WAS CONTACTED. NYS UCS JDEI DID NOT RESPOND.

IN DOING SO, NYS UCS JDEI VIOLATED MY DAUGHTER AND I 1ST AMENDMENT, FREEDOM OF RELIGION RIGHT BETWEEN MY DAUGHTER AND I WAS TERMINATED, 14TH AMENDMENT RIGHTS DUE PROCESS RIGHTS, 14TH AMENDMENT EQUAL PROTECTION OF LAW RIGHTS, 14TH SUBSTANTITIVE RIGHTS, 9TH AMENDMENT, 8TH AMENDMENT FOR CRUEL AND UNUSUAL PUNISHMENT, 4TH AMENDMENT, 42 US 1986. WHILE DIFIORE DID NOT KNOW AT THE TIME, NOTHING WAS DONE AFTER DIFIORE AND THE NYSUCS / JDEI DID KNOW. SUCH TERMINATION ALSO VIOLATED RELIGIOUS SCRIPTURE AS WELL SINCE IT TERMINATED THE RELIGIOUS RELATIONSHIP BETWEEN MY DAUGHTER AND I

C. REGARDING THE SITUATION OF ME BEING JEWISH AND NOT AMERICAN CAUSE OF ACTION, THIS WAS RAISED IN A COURTROOM OF THE NEW YORK STATE UNIFIED COURT SYSTEM BEFORE AN EMPLOYEE, THE JUDGE OF THE NEW YORK STATE UNIFIED COURT SYSTEM WHO HAD NOTHING TO SAY ABOUT SUCH HORRIBLE STATEMENT IN VIOLATION OF 42 USC 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899. DID DIFIORE

KNOW ? WHAT DOES SHE INTEND TO DO TODAY ABOUT THIS MATTER ? WELL, I HAVE PLACED THIS DOCUMENT IN MY PLEADINGS ON THIS CASE. CERTAINLY NOT SUPRISED SHE COULD CARE LESS.

D. REGARDING THE SITUATION OF MY FIRST MOTION TO GO TO CHURCH WITH MY DAUGHTER WHICH WAS IGNORED CAUSE OF ACTION, THIS VIOLATED THE RIGHTS OF MY DAUGHTER AND I IN REFERENCE TO THE 1ST AND 8TH, 9TH AND 14TH AMENDMENTS, 42 USC 2000, TRUMP EXECUTIVE ORDER 13899 , 42 US 1986, AND RELIGIOUS SCRIPTURE AS INDICATED ABOVE.

NYSUCS / JDEI ARE RESPONSIBLE SINCE THEY HAVE THE RESPONSIBILITY TO BE AWARE OF MOTIONS AND CASES FILED IN COMPARISION TO MOTIONS HEARD AND CASES ADJUDICATED. THAT THEIR COURT SYSTEM IS ACTUALLY FUNCTIONING. THAT IT IS DOING ITS JOB. THESE ARE THE BASICS. YOU CANT CLAIM EXCELLENCE OR STRIVE FOR EXCELLENCE IF YOU HAVE NO IDEA WHETHER OR NOT YOUR COURTS ARE OPERATING. WORKING....

E. REGARDING THE SECOND APPLICATION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER CAUSE OF ACTION THAT BEVERLY STANLEY WAS BLOCKING AND THE NEW YORK STATE UNIFIED COURT SYSTEM NOT PROVIDING RECORDS, DIFIORE WAS CONTACTED. WE HAVE A VIOLATION OF 1ST AMENDMENT, 8TH AND 9TH AMENDMENT, 14TH AMENDMENT,, 42 US 1986, 42 US 2000 TITLE 6, TRUMP EXECUTIVE ORDER 13899 AND RELIGIOUS SCRIPTURE BEING VIOLATED BY NYS UCS JDEI.

F. REGARDING THE MATTER OF LT. HOLLON TELLING ME NOT TO CONTACT JANET DIFIORE FURTHER CAUSE OF ACTION AND DIFIORE DOING NOTHING AFTER I CONTACT HER ABOUT THIS, WE HAVE VIOLATION OF 1ST AMENDMENT TO PETITION THE GOVERNMENT FOR GRIEVANCES VIOLATION, 1ST AMENDMENT FREEDOM OF SPEECH VIOLATION. COMMITTED BY NYSUCS JDEI.

G. REGARDING THE MATTER OF THE RELIGIOUS FREEDOM BETWEEN MY DAUGHTER AND I HAVING BEEN UNLAWFULLY TERMINATED CAUSE OF ACTION, I CONTACTED NYS UCS JDEI. NO REPLY IN VIOLATION OF 1ST AMENDMENT, 8, 9 AND 14TH AMENDMENTS, 42 US 1986 ALONG WITH RELIGIOUS SCRIPTURE.

REPEATED FROM ABOVE UNDER VENUE....

U. The matter of Janet difiore is unique and very important in that we have someone whom is the ceo of the new york state unified court system and publicly advertises an excellence initiative that says nothing when contacted about LT HOLLON telling me not to contact her. She was sent the recording as well of our phone conversation. I didn't send her the same email 3 times. I sent 3 different emails that had to do with 3 different foil requests that were being requested upon acs.

V. What had essentially occurred was a blanket statement of I don't care , don't want to know by a northern defendant whom is judicially the most powerful person in the state. She has more control over

what is happening in the courts than any other person in a state of millions.

W. Since 12 21 2020 whether or not I contacted her about an issue, she, the nys unified court system and her excellence initiative is responsible upon any matter within the jurisdiction of the 3.

X. So whether or not I have emailed her a particular issue of which I have emailed her several is inconsequential. She and what she represents is liable to what she has authority in Albany. The consequences of her decisions or lack of them throughout the state with her authority are far reaching.

Y. She has an excellence initiative and this initiative looks very good for her and the nys unified court system. However, if such excellence initiative is not functioning or It hollon is a corrupt court officer whom is blocking her emails....preventing it from functioning, we have a matter here that needs to be brought out in the open and litigated...

Z. Just so rhe court knows, hollon works in brooklyn at 360 adams. However he lives in NJ. Why does he have access to her emails to begin with and where did the call come from at 8 59 am ? Why is he trying to get me mental health services as a court officer ?!?!?! Did I ask him or anyone to do so ?

Z1. I had considered naming him as a defendant but in due respect to the court and the defendants didn't want to change the case much when I amended. I wouldn't mind doing so if anyone wishes me to.

Z2. This all said, whether or not difiore ever received any of my emails since hollon is part of this is going to be a very interesting component of this case. Will hollon be used as a defensive scapegoat ?was he a rogue court officer or is difiore responsible ? Very interesting questions indeed that difiore will need to answer to.

2. . NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES, SHEILA POOLE
HEREAFTER REFERRED TO AS:

OCFSSP.

THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES ALONG WITH
SHEILA POOLE SUPERVISES LDSS (LOCAL DISTRICT SOCIAL SERVICES SUCH AS ACS.)

A. REGARDING THE NO SUMMONS ISSUE CAUSE OF ACTION, ALONG WITH THE TEXT
MESSAGE TO APPEAR ABSURDITY , POOLE WAS CONTACTED ABOUT THIS MATTER WITH
NO REPLY. OCFSSP VIOLATED THE 14TH AMENDMENT RIGHTS OF MY DAUGHTER AND I,
EQUAL PROTECTION OF LAWS, DUE PROCESS. KEEP IN MIND, THIS ALSO HAS TO DO
WITH NOT SIGNING OR SWEARING TO A PETITION SO THIS IS NOT JUST A TRIVIAL
PROCEDURAL MATTER, AS IF NOT FILING A COMPLAINT OR PETITION IS TRIVIAL. IT
ISNT. HOWEVER, WHEN YOU WONT EVEN SIGN OR SWEAR TO WHAT YOU WRITE, THIS IS
A MAJOR ISSUE. OCFSSP IS IN VIOLATION OF 42 US 1986 AS WELL AS THE 14 TH

INDICATED ABOVE. FAMILY COURT ACT 1035, 1036, NYS CPLR 3022.

B. OF NOTE IS THAT ACS AND ALL THE PARTIES OF THE CASE WERE SERVED WITH AMENDED PETITION ANSWER AND INFORMED OF THE MATTER. WHAT DID THEY TRY AND DO? CORRECT? NO. JUST NOT LET ME BACK IN THE COURTROOM.

C. REGARDING WILLIAMS LYING TO EFFECTIVELY TERMINATE MY PARENTAL RIGHTS CAUSE OF ACTION, POOLE WAS CONTACTED. SHE DID NOT RESPOND. SUCH VIOLATED 42 US 1986, 1ST AMENDMENT RIGHTS SINCE IT TERMINATED MY DAUGHTER AND I FREEDOM OF RELIGION, 9TH AMENDMENT, RELIGIOUS SCRIPTURE, 14TH AMENDMENT PROCEDURAL, SUBSTANTITIVE AND EQUAL PROTECTION OF LAW.

D. REGARDING MY NOT BEING AMERICAN AND ONLY JEWISH UNLIKE MY CHILDS MOTHER, CAUSE OF ACTION SUCH STATEMENT WAS MADE ON CONNECTIONS DOCUMENTS THAT OCFS HAS ACCESS TO AND IS PART OF THE CONNECTIONS NETWORK THAT THEY HAD SET UP. OCFS SUPERVISES ACS AND ACS MADE THE ANTI SEMITIC STATEMENT. HANSELL WAS TWICE INFORMED OF THIS AS NOTED ABOVE UNDER FACTS. THIS VIOLATED 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899.

E. REGARDING MY FIRST MOTION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER THAT WAS IGNORED, OCFS IS RESPONSIBLE FOR ACS.

F. REGARDING SECOND APPLICATION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER, CAUSE OF ACTION, STANLEY WAS BLOCKING. POOLE AND THE OCFS WERE CONTACTED. NO REPLY.

G. VIOLATION OF 1ST AMENDMENT, 9TH AMENDMENT, 42 US 1986 ALONG WITH RELIGIOUS SCRIPTURE.

H. POOLE WAS ALSO CONTACTED AFTER THE APPLICATION WAS HEARD AND MY RELIGIOUS RIGHTS WERE TERMINATED UNLAWFULLY BY ACS. NO REPLY IN VIOLATION OF MY DAUGHTER AND I 1ST AND 9TH AMENDMENT RIGHTS HAVING BEEN TERMINATED.

I. REGARDING THE HOLLON JANET FIORE CAUSE OF ACTION, OCFS SP VIOLATED 42 US 1986.

IN SUMMARY, OCFS SP VIOLATED FEDERAL LAW IN REGARDS TO DOING NOTHING ABOUT THE NO SUMMONS CAUSE OF ACTION, CHURCH DENIED CAUSE OF ACTION WITH STANLEY FIRST BLOCKING FILING AND THEN WITH ACS IGNORING AND THEN OCFS, POOLE, TAKING NO ACTION IN SUPPORT OF THE CONTINUANCE OF THE RELIGIOUS RELATIONSHIP BETWEEN MY DAUGHTER AND I. FURTHERMORE, ME BEING TOLD NOT TO CONTACT DIFIORE, THE EXCELLENCE INITIATIVE IS ALSO UNACCEPTABLE AS VIOLATION OF 1ST AMENDMENT RIGHTS OF BEING ABLE TO PETITIOIN THE GOV FOR GRIEVANCES WHICH POOLE AND THE OCFS SHOULD HAVE TAKEN A STAND ON. OVERALL OCFS AND POOLE VIOLATED RELIGIOUS SCRIPTURE, 1ST AMENDMENT, 9TH

AMENDMENT, 14TH AMENDMENT AMONG OTHERS LISTED ABOVE....

3. NEW YORK STATE INSPECTOR GENERAL

THE INSPECTOR GENERAL WAS INFORMED ABOUT THREE ISSUES.

A. BEVERLY STANLEY BLOCKING ME FROM FILING OSC FOR US TO GO TO CHURCH TOGETHER.

B. THE MATTER OF THE JUDGE LYING TO TERMINATE THE CIVL RIGHTS OF MY DAUGHTER AND I.

C. THE HOLLON ISSUE.

CAUSE OF ACTION A.

THE NEW YORK INSPECTOR GENERAL TAKING NO ACTION REGARDING THIS AFTER INFORMED VIOLATES MY 1ST. AMENDMENT RIGHTS IN REGARDS TO MY DAUGHTER AND I IN REFERENCE TO FREEDOM OF RELIGION AND ASSOCIATED SCRIPTURE.AND 9TH AMENDMENT.

IN ADDITION THEY VIOLATED MY 14TH AMENDMENT DUE PROCESS, AND EQUAL PROTECTION OF LAW RIGHTS.

FURTHERMORE, 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899.

CAUSE OF ACTION B,

THE NEW YORK INSPECTOR GENERAL VIOLATED MY AND MY DAUGHTER AND I BY NOT INTERVENING ON THIS CRITICAL FRAUDULENT MATTER WHICH WAS ACTUALLY CRIMINAL IN RELATION TO 175.10 PENAL CODE NY VIOLATED MY 1STAMENDMENT, 4TH AMENDMENT, 8TH, 9TH , 14TH AMENDMENTS, 42 US 1986.THEY HAD AUTHORITY TO DO SO WITH WILLIAMS BEING A NYS UNFIED COURT SYSTEM EMPLOYEE.

CAUSE OF ACTION C

IS THAT THE IG WAS CONTACTED AND SHOULD HAVE PUT A STOP TO HOLLON

VIOLATING MY 1ST AMENDMENT RIGHT TO PETITION THE GOVERNMENT FOR GRIEVANCES AND FREEDOM OF SPEECH.... THEY ALSO VIOLATED 42 US 1986 BY STAYING SILENT.

4. ADMINISTRATION FOR CHILDRENS SERVICES (ACS), NYC CHILDREN.

HEREAFTER REFERRED TO AS ACSNYC...

A. ACS / NYC CHILDREN ARE RESPONSIBLE FOR THE TEXT MESSAGE " SUMMONS " FIASCO ALONG WITH THE WHOLE NO SUMMONS ISSUE CAUSE OF ACTION OF WHICH COMBINES THE IMPROPERLY SERVED FROM HUDSON, NOT FILED, NO COURT STAMP AND THEN NO COURT STAMP, NOT FILED AND NOT SIGNED NOR SWORN TO NOR NOTARIZED NOR VERIFIED AMENDED PEITION.

B. THIS MATTER VIOLATED MY 14TH AMENDMENT DUE PROCESS RIGHTS ALONG WITH 42 US 1983, 42 US 1985.

C. DANNHAUSER WAS CONTACTED. HE DID NOT RESPOND.

D. ACS DID PROCEED FORWARD ON CASE AFTER THEY WERE INFORMED AND SERVED THAT THEY HAD NO JURISDICTION TO DO SO. THIS ALSO VIOLATED FAMILY COURT ACT (FCT) 1035, 1036 AND NY CPLR 3022.

E. IN REFERENCE TO JUDGE WILLIAMS LYING TO EFFECTIVELY TERMINATE MY PARENTAL RIGHTS ALONG WITH ACS TAKING PART IN THIS, CAUSE OF ACTION WE HAVE A VIOLATION OF THE 1ST AMENDMENT FREEDOM OF RELIGION, 4TH AMENDMENT IN REFERENCE TO THE SAFETY OF MY DAUGHTER TO BE SECURE IN HER HOME, 8TH AMENDMENT, 9TH AMENDMENT, RELIGIOUS SCRIPTURE, 14TH AMENDMENT, 42 US 1983, 42 US 1985, 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899.

F. DANNHAUSER WAS CONTACTED AND DID NOTHING AS USUAL. 42 US 1986 VIOLATION.

G. IN REFERENCE TO THE STATEMENT OF ROBERT MALEK NOT BEING AMERICAN AND ONLY JEWISH CAUSE OF ACTION WE HAVE A VIOLATION OF 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899.

H. . HANSELL WAS CONTACTED IN 2019 AND A DEFENDANT ON CASE 21 CV 5532 OF WHICH THE DOCUMENT EXISTED ON THE CASE.

I. N REFERENCE TO IGNORING AND THEN NOT SUPPORTING MY DAUGHTER AND I TO GO TO CHURCH TOGETHER AGAIN CAUSE OF ACTION, A VIOLATION OF THE 1ST AMENDMENT RIGHTS OF MY DAUGHTER AND I, 9TH AMENDMENT, RELIGIOUS SCRIPTURE, 14TH AMENDMENT, 42 US 1983, 42 US 1985, 1986. DANNHAUSER WAS

CONTACTED.

J. IN REFERENCE TO THE HOLLON ISSUE CAUSE OF ACTION, A VIOLATION OF 42 US 1986.

5. ROSMIL ALMONTE

A. ACS LAWYER WHO TOOK PART IN LITIGATING THIS " CASE " FRAUD.

B. CAUSE OF ACTION 1, IN REFERNCE TO THE NO SUMMONS ISSUE, A VIOLATION OF MY 14TH AMENDMENT DUE PROCESS RIGHTS, 42 US 1983 , 42 US 1985, ALONG WITH HER SUPERVISOR WHOM SHE WORKED WITH ON THE " CASE " NICOLA GIBSON. SHE DID PROCEED FORWARD WITH THE CASE AFTER I INFORMED ALL PARTIES THAT THEY HAD NO JURISDICTION TO PROCEED AND NEVER INFORMED ME AGAIN OF ANY FUTURE PROCEEDINGS OR ANYTHING AT ALL FOR THAT MATTER. THIS ALSO VIOLATED FAMILY COURT ACT (FCT) 1035, 1036 AND NY CPLR 3022.

C. CAUSE OF ACTION 2, THE MATTER OF THE JUDGE LYING TO EFFECTIVELY TERMINATE MY PARENTAL RIGHTS, HER BEING THE ACS LAWYER HAD THAT ORDER AND SAID NOTHING. A VIOLATION OF 42 US 1986.

D. CAUSE OF ACTION 3, THE MATTER OF ME BEING JEWISH AND NOT AMERICAN I RAISED IN COURT SO SHE CERTAINLY WAS ON NOTICE. SHE HAD NO ISSUE WITH ACS HAVING STATED THIS WHICH IS A VIOLATION OF 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899. 42 US 1986.

E. CAUSE OF ACTION 4, THE MATTER OF IGNORING MOTION NUMBER 1 TO GO TO CHURCH WITH MY DAUGHTER AND SAYING NOTHING UPON HEARING FOR NUMBER 2....A VIOLATION OF THE 1ST AMENDMENT, 9TH AMENDMENT, RELIGIOUS SCRIPTURE AND 14TH AMENDMENT RIGHTS OF MY DAUGHTER AND I IN ADDITION TO 42 US 1985, 1986

6. BEVERLY STANLEY

A. BEVERLY STANLY WAS / IS INVOLVED WITH BLOCKING MY OSC FILING IN 2021 TO GO TO CHURCH TOGETHER WITH MY DAUGHTER..

B. SUCH VIOLATED THE 1ST AMENDMENT OF MY DAUGHTER AND I, 9TH AMENDMENT AS WELL AS THE 14TH AMENDMENT. 42 US 1983.

7. TRAVIS JOHNSON

A. REGARDING THE FIRST CAUSE OF ACTION, TRAVIS JOHNSON HAD NO LEGAL STANDING TO PROCEED ON A CASE THAT HAD NO SUMMONS, ETC. THIS ENTIRE " NO SUMMONS ISSUE " AS DESCRIBED MANY TIMES ABOVE WAS MORE THAN JUST NO SUMMONS. THERE WAS NO SUMMONS, NO NOTICE OF PETITION, IMPROPERLY SERVED, NOT FILED, NO CLERK STAMP, THE AMENDED NOT FILED, NO CLERK STAMP, NOT SIGNED, NOTARIZED, SWORN TO OR VERIFIED. I HAD SERVED ALL PARTIES REGARDING THIS ISSUE. HE DID PROCEED ON CASE WHEREAS I WAS NOT PROVIDED COURT LINKS OR THE MARCH 31, 2022 DATE BY BRATHWAITE OR ACS. ALL OF THIS COMBINED LEADS UP TO THE BELOW. VIOLATION OF MY 14TH AMENDMENT RIGHTS, 42 US 1985, 1986, 42 US 1983. VIOLATION OF FCT 1035, 1036 AND NY CPLR 3022.

B. REGARDING THE SECOND CAUSE OF ACTION OF WILLIAMS LYING TO EFFECTIVELY TERMINATE MY PARENTAL RIGHTS AND VICE VERSA, TRAVIS JOHNSON VIOLATED 42 US 1986. HE COULD HAVE SAID OR DONE SOMETHING TO INTERVENE IN SUCH A FRAUDULENT MATTER ON BEHALF OF MY CHILD AND I.

C. REGARDING THE 3RD CAUSE OF ACTION IN REFERENCE TO ME BEING JEWISH AND NOT AMERICAN, TRAVIS JOHNSON WAS AWARE OF THIS AS IT WAS UPON THE DOCUMENTS OF ACS CASE AS WELL AS MY 21 CV 5532 FILING WHERE HE WAS A DEFENDANT. HE SAID NOTHING, AND DID NOTHING ABOUT THIS. 42 US 1986. I SPOKE OF THIS IN COURT WHEN HE WAS AMY SERLINS SUPERVISOR WHO WAS PRESENT AT THE TIME.

D. REGARDING THE 4TH CAUSE OF ACTION WHERE TRAVIS TOOK PART IN IGNORING THE FIRST MOTION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER AND THEN ARGUED AGAINST THE SECOND ONE, TRAVIS VIOLATED THE 1ST AMENDMENT RIGHTS OF MY DAUGHTER AND I, THE 9TH AMENDMENT, THE 14TH AMENDMENT EQUAL PROTECTION OF LAW, 14TH AMENDMENT DUE PROCESS, 14TH AMENDMENT SUBSTANTITIVE RIGHTS VIOLATION, 42 US 1983, 42 US 1985, 42 US 1986, 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899. TRAVIS WAS WELL AWARE MY DAUGHTER ENJOYED GOING TO CHURCH WITH HER FATHER AND THERE WAS ZERO EVIDENCE ON THE CASE OF ANY NEGLECT OR ABUSE OF MY DAUGHTER WHATSOEVER BETWEEN MY DAUGHTER AND I AT CHURCH OR IN TRUTH AND REALITY, ANYPLACE ELSE. AS A MATTER OF FACT, MARGARET INGOGLIA AND HER SON IN THE ACS NOTES I HAVE HAS REPEATEDLY STATED HOW WELL I TREATED MY DAUGHTER.

*AND TRAVIS
ON CASE
NOTES*

8. MARGARET INGOGLIA

A. REGARDING THE CAUSE OF ACTION FOR THE JUDGE LYING THAT I DID NOT APPEAR TO EFFECTIVELY TERMINATE MY PARENTAL RIGHTS, MARGARET INGOGLIA VIOLATED 42 US 1986 BY STAYING SILENT. FURTHERMORE, SHE TOOK PART IN SUCH PARENTAL ALIENATION IN VIOLATION OF MY 14TH AMENDMENT SUBSTANTIVE DUE PROCESS RIGHTS. SHE IS ALSO RESPONSIBLE FOR VIOLATION OF 42 US 1985 AS TAKING PART IN THIS, NOT JUST SAYING NOTHING OR DOING NOTHING. FURTHERMORE SUCH ACTIONS TERMINATED MY 1ST AND 9TH AMENDMENT RIGHTS OF RELIGIOUS FREEDOM BETWEEN MY DAUGHTER AND I. MY DAUGHTER WAS UNLAWFULLY REMOVED FROM HER HOME IN VIOLATION OF HER 4TH AMENDMENT RIGHTS AND INFLICTED CRUEL AND UNUSUAL PUNISHMENT UPON THE BOTH OF US IN VIOLATION OF AMENDMENT NUMBER 8.

B. REGARDING ME BEING JEWISH AND NOT AMERICAN CAUSE OF ACTION, MARGARET VIOLATED 42US 1986 BY STAYING SILENT ON THIS MATTER.

C. REGARDING THE CAUSE OF ACTION TO IGNORE THE FIRST APPLICATION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER AND SAY NOTHING UPON THE NEXT, THIS VIOLATED THE 1ST AMENDMENT RELIGIOUS FREEDOM RIGHTS OF MY DAUGHTER AND I, 9TH AMENDMENT, 42 US 1985 BY BEING PART OF COLLECTIVELY IGNORING MOTION NUMBER 1, 42 US 1986 FOR STAYING SILENT ON THE UNLAWFUL INJUSTICE OF THE ARGUMENTS UPON NUMBER 2, AS WELL AS THE 1ST AMENDMENT RIGHTS OF MY DAUGHTER AND I. FURTHERMORE MY 14TH AMENDMENT SUBSTANTITIVE DUE PROCESS RIGHTS BETWEEN MY DAUGHTER AND I.

D. MARGARET INGOGLIA IS A STATE ACTOR AND I CAN PROVE AS SUCH ON CHALLENGE. FOR INSTANCE, SHE TOOK PART IN A SECRET TRIAL HEARING AFTER I WAS INFORMED BY THE COURT THAT PROCEEDINGS WERE ADJOURNED...FURTHERMORE, I HAVE EVIDENCE OF SUBORNED PERJURY.

9. THE CITY OF NEW YORK

A. THE CITY OF NEW YORK IS RESPONSIBLE FOR THE ACTIONS OF ACS AND ITS LAWYERS, SUCH AS ALMONTE ESPECIALLY WHEN HANSELL AND DANNHAUSER ARE INFORMED OF LAWS BEING VIOLATED AND SUCH CONTACT IS IGNORED. UNDER FACTS, I HAVE LAID OUT THE VARIOUS TIMES I HAVE CONTACTED DANNHAUSER AND HANSELL TO NO AVAIL AND TO NO RESPONSE.

B. THE COMMISSIONERS COLLECTIVELY WERE AWARE OF THE TERMINATION OF THE RELIGIOUS FREEDOM BETWEEN MY DAUGHTER AND I, THE STATEMENT OF ME BEING JEWISH AND NOT AMERICAN AND THE NO SUMMONS ISSUE.

C. THE CITY OF NEW YORK VIA THE ACTIONS OF THEIR ATTORNEY, ROSMIL ALMONTE, HAS VIOLATED MY AND THAT OF MY DAUGHTER, OUR 1ST AMENDMENT, 4TH AMENDMENT, 8TH AMENDMENT, 9TH AMENDMENT, 14TH AMENDMENT, 42 US 1983, 42 US 1985, 1986, 42 US 2000 TITLE 6 AND TRUMP EXECUTIVE ORDER 13899. AS WELL AS

STATE LAWS SUCH AS FCT 1035, 1036 AND CLR 3022.

10. JACQUELINE WILLIAMS

A. JACQUELINE WILLIAMS IS RESPONSIBLE FOR THE CAUSE OF ACTION REGARDING THE "NO SUMMONS" SITUATION WHERE THERE WAS NO NOTICE OF PETITION, NO SUMMONS, NO CLERK STAMP OR COURT FILING, NO CLERK FILING ON THE AMENDED, NOT SIGNED NOR VERIFIED NOR SWORN TO ON THE AMENDED PETITION.

B. SHE TOOK PART IN THIS INJUSTICE IN VIOLATION OF 42 US 1985, 1983. FURTHERMORE, VIOLATING MY 14TH AMENDMENT RIGHTS, FCT 1035, 1036 AND NY CPLR 3022.

C. REGARDING THE CAUSE OF ACTION IN REFERENCE TO WILLIAMS LYING TO EFFECTIVELY TERMINATE MY PARENTAL RIGHTS AND TAKE MY DAUGHTER FROM HER HOME, TERMINATING MY DAUGHTERS FREEDOM OF RELIGION AND LYING ON COURT DOCUMENTS... WILLIAMS VIOLATED THE 1ST AND 9TH AMENDMENT RELIGIOUS RIGHTS OF MY DAUGHTER AND I, TOOK MY DAUGHTER FROM HER HOME IN VIOLATION OF HER 4TH AMENDMENT RIGHTS, CRUEL AND UNUSUAL PUNISHMENT IN VIOLATION OF HER AND MINE 8TH AMENDMENT RIGHTS, A VIOLATION OF 14TH AMENDMENT DUE PROCESS, SUBSTANTIVE AND EQUAL PROTECTION OF LAW, 42 US 1983, 42 US 1985 WERE VIOLATED AS WELL AS NY PENAL CODE 175.10, JUDICIARY LAW 100.

E. REGARDING THE CAUSE OF ACTION OF ME BEING JEWISH AND NOT AMERICAN OF WHICH SHE WAS INFORMED AND COULD CARE LESS, A VIOLATION OF 42 US 1986, 42 US 2000 TITLE 6, TRUMP EXECUTIVE ORDER 13899.

F. REGARDING THE CAUSE OF ACTION OF IGNORING THE FIRST APPLICATION FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER AND ARGUING AGAINST THE SECOND, WITH NO CORRESPONDING ORDER TO APPEAL FROM, WILLIAMS VIOLATED THE 1ST AMENDMENT FREEDOM OF RELIGION RIGHTS OF MY DAUGHTER AND I, 9TH AMENDMENT, 14TH AMENDMENT DUE PROCESS, SUBSTANTIVE AND EQUAL PROTECTION OF LAW OF THE 14TH. 42 US 1983, 42 US 1985.

TEMPORARY INJUNCTION WITH PERMANENT INJUNCTION REQUESTED :

A. INJUNCTION / TERMINATION OF ACS CASE NN 19410-18, NN 19411-18.

B. MY DAUGHTER AND I TO BE ABLE TO ATTEND CHURCH ON SUNDAYS AS WELL AS BIBLE STUDY, ETC. AS WE HAVE BEFORE. (SEE # 4.1 BELOW)MY DAUGHTER AND I ARE

NOT TO BE SUPERVISED BY ANYONE.

C. ACS IS NOT TO INFORM CPS , LAW ENFORCEMENT OR ANY INVESTIGATOR AS TO WHERE AND WHEN WE WOULD BE ATTENDING CHURCH.

D. ORDER IS BEING REQUESTED TO REPRESENT MY DAUGHTER IN REGARDS TO HER AND MY RELIGIOUS RIGHTS .

E. ORDER IS ALSO BEING REQUESTED TO REPESENT MY DAUGHTER IN THIS ACTION AS A WHOLE THOUGH I DONT BELIEVE THAT IS POSSIBLE.

F. ORDER IS BEING REQUESTED FOR ACS / NEW YORK STATE UNIFIED COURT SYSTEM TO PROVIDE ADDRESS FOR WHICH MARGARET INGOGLIA CAN BE SERVED. NOW IT IS ADDRESS CONFIDENTIAL.

PRAYER FOR RELIEF BY PLAINTIFF :

FIRST OFF, NO ONE HAS CONTACTED ME TO ATTEMPT A PEACEFUL RESOLUTION I AM ALWAYS AMENABLE TO TRY TO WORK THINGS OUT.

1. MONETARY DAMAGES AS INDICATED ON CIVIL COVER SHEET ENCOMPASSING PUNITIVE, ACTUAL, INCIDENTAL, EXEMPLARY, ETC.

2. DISMISSAL OF ACS CASE NN 19410-18, NN 19411-18

3. SUMMARY JUDGEMENT FOR THE PLAINTIFF IN CASE NUMBER 21 CV 1230.

4. MY DAUGHTER AND I TO BE ABLE TO GO TO CHURCH TOGETHER ONCE AGAIN AND ENJOY ITS FUNCTIONS AS WE HAD BEFORE.

4.1 NOTE : RELIGIOUS FREEDOM WOULD FALL UNDER CHURCH ON SUNDAY AND A WEEKLY BIBLE STUDY FOR INSTANCE. HOWEVER, WHEN MY DAUGHTER WAS 3 AND WE WOULD GO TO CHUCH WE WOULD ATTEND CHURCH ON SUNDAY AND FUNCTIONS SUCH AS BOWLING. SHE WAS TOO YOUNG FOR BIBLE STUDY. WHILE I BELIEVE UNDER THE 1ST AMENDMENT AND THE 9TH AMENDMENT, COMBINED THE STATE CANNOT TERMINATE A PRE EXISTING RELIGIOUS RELATIONSHIP BETWEEN PARENT AND CHILD THAT VIOLATES RELIGIOUS SCRIPTURE, SUCH AS CHURCH AND BIBLE STUDY, I DO NOT KNOW WHERE A CHURCH " FUNCTION " WOULD LIE BY WAY OF THE LAW. UNFORTUNATELY, POSSIBLY NOT UNLESS THERE IS AT LEAST SOME TYPE OF SCRIPTURE TO SUPPORT WHATEVER FUNCTION IS TAKING PLACE. BOWLING IS DIFFERENT FROM VISITATION TO A HISTORICAL PLACE OF RELIGIOUS MEANING AND

EDUCATION FOR INSTANCE.

5. MY DAUGHTER RETURNED TO HER HOME / MY CUSTODY AND CARE.

6. DEFENDANTS TO TURN OVER ALL RECORDS AND DOCUMENTS THEY HAVE IN THEIR POSSESSION EITHER ELECTRONICALLY, OR IN PAPER FORMAT OR BOTH AS PER MY INVESTIGATION NEEDS REGARDING CAUSES OF ACTION STATED HEREIN.

7. WHATEVER THE COURT THINKS IS JUST AND PROPER.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

6-24-2022

Robert Malek, Robert Malek, c/o M.M.

ROBERT MALEK, ROBERT MALEK C/O M.M.

1936 HEMPSTEAD TURNPIKE # 109

EAST MEADOW, NEW YORK 11554

718 757 4473

ACSCOMPLAINTS@YAHOO.COM

EXHIBIT A

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EXHIBIT B

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge:

-----X
In the Matter of :
:
~~JOE PALOMINO~~ JOE PALOMINO :
:
A Child Under Eighteen Years :
of Age Alleged to be Neglected by :
:
ROBERT MALEK :
:
:
Respondent (s) :
-----X

Docket No: NN-19411-18

PETITION NEGLECT CASE

Child Protective Specialist:
ARDAISHA HUDSON
ACS #: 5236894
Unit #: 292-1
Telephone: 718-245-5975

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. JOE PALOMINO is a male child under the age of eighteen years, having been born on .

HE IS NOW 18

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3. Said child resides at ~~████████████████████~~ GROUND FLOOR, BROOKLYN, NY, ~~██████████~~.
4. The father of said child is or is alleged to be JUAN PALOMINO who resides at L.K.A. ~~████████████████████~~
~~████████████████████~~
The father's date of birth is ~~██████████~~
The mother of said child is MARGARET INGOGLIA who resides at ~~████████████████████~~
~~████████████████████~~
The mother's date of birth is ~~██████████~~. The other person legally responsible for the care of said child is ROBERT MALEK, Non-Relative, who resides at ~~████████████████████~~ STREET GROUND FLOOR, ~~████████████████████~~.
5. (Upon information and belief), said child is a neglected child in that: (Specify grounds of neglect under Section 1012 of the Family Court Act.)
See Addendum I.
6. (Upon information and belief), ROBERT MALEK, the Non-Relative of said child is the person who is responsible for neglect of said child.
7. There currently is not reason to believe, or information that suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

WHEREFORE, Petitioner prays that an order be made determining the said JOE PALOMINO to be a neglected child, otherwise dealing with said child in accordance with the provisions of Article 10 of the Family Court Act.

Dated: 07/31/2018

HE IS NOW 18

David A. Hansell

Petitioner

Zachary W. Carter
Corporation Counsel

Alan W. Sputz
Special Assistant Corp Counsel



Signature of Attorney

DIANE SHEA of Counsel

Name

Administration for Children Services
330 JAY STREET
12TH FLOOR
BROOKLYN NY 11201
718-802-2790

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VERIFICATION

STATE OF NEW YORK)
COUNTY OF KINGS SS.:

ARDAISHA HUDSON, being duly sworn, deposes and says that (s)he is employed by Administration for Children's Services, a Child Protective Agency; and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his) (her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.



Petitioner
David A. Hansell, Commissioner
Administration for Children's
Services
By: ARDAISHA HUDSON
Child Protective Specialist

Sworn to before me, this
31st day of July 2018



Notary Public

IVAN NG
Notary Public, State of New York
No. 02NG66361059
Qualified in BROOKLYN County
Commission Expires Jul 03, 2021

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ADDENDUM I

CASE NAME: MARGARET INGOGLIA
CHILD NAME: JOE PALOMINO
CASE NUMBER: 5236894
DATE PET FILED: 07/31/2018

THE CHILDREN:
~~ME [REDACTED] MA [REDACTED]~~ (DOB ~~[REDACTED]~~)
JOE PALOMINO (DOB ~~[REDACTED]~~)

THE RESPONDENT:
ROBERT MALEK

JOE PALOMINO (DOB: ~~[REDACTED]~~) and ~~ME [REDACTED] MA [REDACTED]~~ (DOB: ~~1 [REDACTED]~~) are children under eighteen years of age whose physical, mental or emotional condition has been impaired or is in imminent danger of becoming impaired as a result of the failure of the alleged father/person legally responsible ("PLR") for their care, ROBERT MALEK (DOB: ~~[REDACTED]~~), to exercise a minimum degree of care, in that:

1. Respondent PLR ROBERT MALEK holds himself out as the father of the subject child ~~ME [REDACTED] MA [REDACTED]~~, age 3, and that he has been romantically involved with the non-respondent mother, Margaret Ingoglia for the last four years. The respondent PLR admitted that the non-respondent mother Margaret Malek and the subject child ~~ME [REDACTED] MA [REDACTED]~~ have resided with the respondent PLR in his family home since the child ~~ME [REDACTED] MA [REDACTED]~~ was born. The respondent PLR admitted that the subject child JOE PALOMINO, age 13, has resided in respondent PLR's family home since February 2018. The respondent PLR admitted that he is providing financially for the subject children JOE PALOMINO and ~~ME [REDACTED] MA [REDACTED]~~ in that the respondent PLR pays the bills in the family home and provides clothes and food for the subject children.

2. The respondent PLR ROBERT MALEK fails to supply the children ^{18 yrs} JOE PALOMINO and ~~ME [REDACTED] MA [REDACTED]~~, with adequate supervision and guardianship, in that:

a. On or about June 29, 2018, the non-respondent mother Margaret Ingoglia stated to the undersigned that respondent PLR "verbally and mentally abuses" the non-respondent mother, controls everything within the family including the money, and the non-respondent mother cannot make any decisions without the respondent PLR's permission. The non-respondent mother stated that the respondent PLR monitors the non-respondent mother's text messages and telephone calls, that the respondent PLR curses at the non-respondent mother in front of the children including calling the non-respondent mother a "bitch," and that the non-respondent mother is afraid of the respondent PLR. The non-respondent mother stated that she is afraid of what the respondent PLR "is capable of" and stated that the respondent PLR threatened the non-respondent mother that if she ever leaves with the subject child ~~ME [REDACTED] MA [REDACTED]~~, he will go to the nursing home of the maternal grandmother and hurt the maternal grandmother.

b. Upon information and belief, the source being a conversation between the subject child JOE PALOMINO and Child Protective Specialist ("CPS") Kim James on or about June 29, 2018, the subject child stated that the respondent PLR is in a "bad mood everyday" and "threatens to hurt" the non-respondent mother. The subject child stated that both he and the non-respondent mother are being "picked on" by the PLR, and that the subject child "can't take it anymore." The subject child stated that the respondent PLR makes him "sad."

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c. On or about June 29, 2018, the subject child JOE PALOMINO stated to the undersigned that he is "scared" of the respondent PLR and that the subject child JOE PALOMINO has seen the respondent PLR "get in [the non-respondent mothers] face." 18 yrs

MYSTERY ???

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

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FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge:

-----X

In the Matter of : Docket No: NN-19410-18

~~MALEK MALEK~~ : :

: PETITION NEGLECT CASE

:

A Child Under Eighteen Years :

of Age Alleged to be Neglected by :

:

ROBERT MALEK :

:

: Child Protective Specialist:

: ARDAISHA HUDSON

: ACS #: 5236894

: Unit #: 292-1

: Telephone: 718-245-5975

:

:

-----X

Respondent (s) :

-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. ~~MALEK MALEK~~ is a female child under the age of eighteen years, having been born on ~~MALEK MALEK~~.

Handwritten initials and number: *SP* 49 *J*

WHEREFORE, Petitioner prays that an order be made determining the said ~~NAME~~ ~~NAME~~ to be a neglected child, otherwise dealing with said child in accordance with the provisions of Article 10 of the Family Court Act.

Dated: 07/31/2018

David A. Hansell

Petitioner

Zachary W. Carter
Corporation Counsel

Alan W. Sputz.
Special Assistant Corp Counsel



Signature of Attorney

DIANE SHEA of Counsel

Name

Administration for Children Services
330 JAY STREET
12TH FLOOR
BROOKLYN NY 11201
718-802-2790

~~51~~ 51 10

VERIFICATION

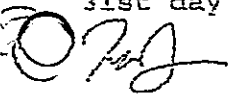
STATE OF NEW YORK)
COUNTY OF KINGS SS.:

ARDAISHA HUDSON, being duly sworn, deposes and says that (s)he is employed by Administration for Children's Services, a Child Protective Agency; and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his) (her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.



Petitioner
David A. Hansell, Commissioner
Administration for Children's
Services
By: ARDAISHA HUDSON
Child Protective Specialist

Sworn to before me, this
31st day of July 2018



Notary Public

IVAN NG
Notary Public, State of New York
No. 02NG6351853
Qualified In BROOKLYN County
Commission Expires Jul 03, 2021

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ADDENDUM I

CASE NAME: MARGARET INGOGLIA
CHILD NAME: M. [REDACTED] M. [REDACTED]
CASE NUMBER: 5236894
DATE PET FILED: 07/31/2018

THE CHILDREN:

M. [REDACTED] M. [REDACTED] (DOB [REDACTED])
JOE PALOMINO (DOB [REDACTED])

THE RESPONDENT:

ROBERT MALEK

JOE PALOMINO (DOB: [REDACTED]) and M. [REDACTED] (DOB: [REDACTED]) are children under eighteen years of age whose physical, mental or emotional condition has been impaired or is in imminent danger of becoming impaired as a result of the failure of the alleged father/person legally responsible ("PLR") for their care, ROBERT MALEK (DOB: [REDACTED]), to exercise a minimum degree of care, in that:

1. Respondent PLR ROBERT MALEK holds himself out as the father of the subject child M. [REDACTED] M. [REDACTED] age 3, and that he has been romantically involved with the non-respondent mother, Margaret Ingoglia for the last four years. The respondent PLR admitted that the non-respondent mother Margaret Malek and the subject child M. [REDACTED] M. [REDACTED] have resided with the respondent PLR in his family home since the child M. [REDACTED] M. [REDACTED] was born. The respondent PLR admitted that the subject child JOE PALOMINO, age 13, has resided in respondent PLR's family home since February 2018. The respondent PLR admitted that he is providing financially for the subject children JOE PALOMINO and M. [REDACTED] M. [REDACTED] in that the respondent PLR pays the bills in the family home and provides clothes and food for the subject children.

2. The respondent PLR ROBERT MALEK fails to supply the children JOE PALOMINO and M. [REDACTED] M. [REDACTED], with adequate supervision and guardianship, in that:

a. On or about June 29, 2018, the non-respondent mother Margaret Ingoglia stated to the undersigned that respondent PLR "verbally and mentally abuses" the non-respondent mother, controls everything within the family including the money, and the non-respondent mother cannot make any decisions without the respondent PLR's permission. The non-respondent mother stated that the respondent PLR monitors the non-respondent mother's text messages and telephone calls, that the respondent PLR curses at the non-respondent mother in front of the children including calling the non-respondent mother a "bitch," and that the non-respondent mother is afraid of the respondent PLR. The non-respondent mother stated that she is afraid of what the respondent PLR "is capable of" and stated that the respondent PLR threatened the non-respondent mother that if she ever leaves with the subject child MARGARET MALEK, he will go to the nursing home of the maternal grandmother and hurt the maternal grandmother.

b. Upon information and belief, the source being a conversation between the subject child JOE PALOMINO and Child Protective Specialist ("CPS") Kim James on or about June 29, 2018, the subject child stated that the respondent PLR is in a "bad mood everyday" and "threatens to hurt" the non-respondent mother. The subject child stated that both he and the non-respondent mother are being "picked on" by the PLR, and that the subject child "can't take it anymore." The subject child stated that the respondent PLR makes him "sad."

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c. On or about June 29, 2018, the subject child JOE PALOMINO stated to the undersigned that he is "scared" of the respondent PLR and that the subject child JOE PALOMINO has seen the respondent PLR "get in [the non-respondent mothers] face."

MY STAFF → ???

d. On or about June 29, 2018, the undersigned spoke, with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

EXHIBIT C



robert malek <abc75abc@gmail.com>

JUDGE WILLIAMS LIED ON ORDER THAT I DIDNT APPEAR..

2 messages

robert malek <abc75abc@gmail.com>

Fri, May 6, 2022 at 1:56 AM

To: SCJC <cjc@cjc.ny.gov>, jdifiore@nycourts.gov, sheila.poole@ocfs.ny.gov, IG <lg@nycourts.gov>, letitia.james@ag.ny.gov

DEAR SCJC,
PLEASE VIEW EXHIBIT T, ATTACHED WITHIN. IT IS FROM THE OPPOSITION TO TRAVIS JOHNSONS MOTION TO DISMISS, JUST FILED TODAY, NORTHERN DISTRICT FEDERAL COURT CASE 21CV1230.

THIS ORDER AND CORRESPONDING TRANSCRIPT IS CRITICAL EVIDENCE. THE JUDGE IS CLAIMING I DIDNT APPEAR THE DAY SHE TOOK AWAY MY DAUGHTER.
I DID.....AS CAN BE SEEN BY TRANSCRIPT.

PLEASE ADD TO FILE.

*Thank You,
Robert Malek*

EXHIBIT T, JUDGE LYING.pdf
2744K

robert malek <abc75abc@gmail.com>

Thu, Jun 23, 2022 at 10:50 AM

To: robert malek <abc75abc@gmail.com>

[Quoted text hidden]

EXHIBIT T, JUDGE LYING.pdf
2744K

56



At a term of the Family Court of the State of New York, held in and for the County of Kings at 330 Jay Street, Brooklyn, NY 11201, on May 21, 2021

PRESENT: Hon. Jacqueline D. Williams
In the Matter of an Article 10 Neglect Proceeding

File #: 235429
Docket #: NN-19410-18
NN-19411-18

ACS-Kings (Petitioner)
Robert Malek (Respondent)
Robert Malek (Respondent)

ORDER - GENERAL

Joe Palomino Ingoglia (DOB: [redacted])
Margaret M. M. [redacted] (DOB: [redacted])

On July 31, 2018, ACS-Kings filed a petition for Neglect.

ACS-Kings appeared with counsel.

Margaret Ingoglia appeared with counsel.

Robert Malek did not appear. ←

It is hereby:

ORDERED that:

The court has set a number of dates beginning in July for Fact Finding. The court is indicating today that notice of the next dates will be provided to Mr. Malek via email, letters to the last known addresses and via notice from the Court and ACS separately. The Court is also indicating via this short order that Respondent Father Malek is now on notice of the Court's intention to begin the fact finding on July 28, 2021. If Mr. Malek does not choose to appear or provide a basis for his non-appearance, he is on notice that an Inquest may proceed in his absence.

Dated: May 21, 2021

20210524120389/DW/1/125640575F0572439F5EAE3D4C038C05

Hon. Jacqueline D. Williams

IF YOU WERE IN COURT FOR THE HEARING AND THIS ORDER IS ENTERED BY A JUDGE, PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

~~523~~ 57

At a term of the Family Court of the State of New York, held in and for the County of Kings, at 330 Jay Street, Brooklyn, NY 11201, on July 31, 2018

PRESENT: Hon. Jacqueline D. Williams

In the Matter of

File #: 143675

Joe Palomino Ingoglia (DOB: [REDACTED])
Margaret M. [REDACTED] (DOB: [REDACTED])

Docket #: NN-19411-18
NN-19410-18

Children under Eighteen Years of Age
Alleged to be Neglected by

CPS #: 5236894

ORDER

Robert Malek,

Respondent.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

IT IS ORDERED that :

- Subject Children released to the Non-Respondent Mother with Court Ordered Supervision, including announced and unannounced visits.
- Court issues a Full stay away order obo of the Non-Respondent Mother and the Subject Children
- No visits for the Respondent Father and the Subject Child, Joe.
- Agency supervised visits only for the Respondent Father and the Subject Child, Margaret.

case adj. to 9/25/2018 at 10am in Part 6A for prelim conf.

Dated: July 31, 2018

ENTER

20180731181016JDWLLA10NYC00015.GOV48CA49915254566951D49087039263E

Hon. Jacqueline D. Williams

Check applicable box:

- Order mailed on [specify date(s) and to whom mailed]: _____
- Order received in court on [specify date(s) and to whom given]: _____

58

1 FAMILY COURT OF THE STATE OF NEW YORK
2 CITY OF NEW YORK COUNTY OF KINGS

3 DAVID HANSELL,

4 Petitioner,

5 -versus-

6 ROBERT MALEK,

7 Respondent.

x
:
: File No:143675
:
:
: Docket Nos.
: NN-19411-18,
: NN-19410-18
:
: HEARING
:
:
x

9 Kings County Family Court
10 330 Jay Street
11 Brooklyn, New York 11201
12 July 31, 2018

12 P r e s i d i n g :

13 HON. JACQUELINE D. WILLIAMS
14 Family Court Judge

16 A p p e a r a n c e s :

17 NICOLA JOANNE GIBSON, ESQ.
18 Appearing on behalf of the Commissioner of
19 Social Service

20 MINDY L. GRESS, ESQ.
21 Appearing on behalf of Respondent

22 ROBERT A. MAES, ESQ.
23 Appearing on behalf of Non-Respondent Mother

24 SHOMARI L. WARD, ESQ.
25 Appearing on behalf of the Children

(Transcribed by means of digital transcription by Pamela J. Alexander.)

~~58~~ 59

1 THE COURT: File Number 41 and 42 on the
2 calendar, the matter of Malek.

3 Counsel, your appearance, please?

4 MS. GIBSON: Special Assistant Corporation
5 Counsel by Nicola Gibson appearing on behalf of the
6 Commissioner of Social Services. Good afternoon.


7 THE COURT: Good afternoon.

8 MR. WARD: For the Legal Aid Society, Shomari
9 Ward, covering this case for Ms. Amy Serlin (phonetic),
10 attorney for the child. Good afternoon.

11 THE COURT: Good afternoon.

12 MR. MAES: Good afternoon, Your Honor. Robert
13 Maes, M-A-E-S, with the Brooklyn Defender Service. I
14 haven't been appointed, but I am ready to accept the
15 assignment on behalf of Ms. Ingoglia, the non-Respondent
16 mother.

17 THE COURT: Okay.

18 THE CLERK: And, sir, please raise your right
19 hand. Do you swear or affirm to tell the truth in the
20 matters before this Court? 

21 MR. MALEK: Yes, I do.

22 THE CLERK: Your name and relationship to the
23 children?

24 MR. MALEK: I'm the father of ~~Mary~~ ~~Maes~~
25 and the stepfather of Joe Palomino Ingoglia.

1 THE CLERK: Thank you. Have a seat.

2 THE COURT: All right. Thank you. Ms. Gress,
3 are you able to accept this assignment today?

4 MS. GRESS: Yes. Mindy L. Gress, G-R-E-S-S,
5 accepting assignment for Robert Malek.

6 And, Your Honor, I ask my client how he knew to
7 be here in court. He said he received a text message
8 from Ms. Hudson, and that's how he knew to be here. My
9 client was served with a copy of the Petition today, so
10 he'll accept service, waive a reading and enter a general
11 denial of all the allegations.

12 THE COURT: Okay. And so, Mr. Maes, you said
13 you were accepting service for the non-Respondent mother?

14 MR. MAES: Yes, Your Honor.

15 THE COURT: Okay. All right. Go ahead,
16 Ms. Gibson. ~~She~~

17 MS. GIBSON: Your Honor, at this time we are
18 asking that the subject children be released only to
19 Mr. Maes' client, the non-Respondent mother. We are
20 asking the Court to issue a full stay-away order of
21 protection against the Respondent father PLR. We are
22 assisting the mother with respect to relocating herself
23 and the children to an undisclosed location, and I am
24 also asking the Court to assist in that process to hold
25 the Respondent father here until 4:30 such that the

1 mother can relocated safely away from the children [sic].

2 It's my understanding from conversations with
3 my client that the mother is very fearful that the father
4 will follow her and follow the children if she chooses to
5 leave him and has threatened her, both her and the
6 children and her mother if he -- if she tries to leave
7 him.

8 So I'm asking that the Court ask the father to
9 remain in the building until 4:30 so that the mother can
10 safely be relocated in furtherance of keeping the
11 children safe in her care.

12 MS. GRESS: Your Honor, I have read the
13 allegations. They do not rise to the level of a child
14 neglect petition. It looks like to me that it's a family
15 that's falling apart, maybe needs some family therapy,
16 but I'm objecting to any order of protection. My client
17 already lost a job because of this matter. He has an
18 interview today. He's late for it. He's hoping he can
19 get to this interview. My client, he does deliveries for
20 various stores and he has an interview for a pharmacy
21 later today. So we're asking that he be permitted to
22 leave right after this proceeding. ~~503~~

23 Additionally, Joe is his stepson, but ~~Mary~~
24 is his biological daughter. He would like visits with
25 his daughter.

1 MR. WARD: Well, I --

2 MS. GRESS: And he's objecting to any order of
3 protection. Maybe he and Margaret need some family
4 counseling. They're not married, but they do have a
5 child together.

6 (Pause.)

7 THE COURT: All right. I'm reviewing the
8 allegations, and given that there are allegations of
9 verbal threats of harm, I'll issue the order of
10 protection.

11 MS. GRESS: Not my objection.

12 MS. GIBSON: And just so everyone is aware, the
13 mother will be relocating with the children and we are
14 asking that any contact that the father has with his
15 biological child be supervised at the Agency or by an
16 improved resource. ~~GGG~~

17 The older child, who is his stepchild, has also
18 expressed fear and -- and I am not asking for any
19 visitation as it relates to the child, Joe, at this time.

20 MS. GRESS: My client is denying all these
21 allegations. He does not -- he wants to see his child,
22 but it does not need to be supervised. There were no
23 threats made.

24 MR. MALEK: There's no -- or injury to any of
25 my children any time they were checked.

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MS. GRESS: Okay.

MR. MALEK: I haven't been -- I haven't been verbally abusive. Margaret's been verbally abusive to me, Your Honor.

THE COURT: Okay. Well, this is just the beginning of the matter as it -- you'll have an opportunity to present any defenses or -- okay.

So I'm going to issue the full stay-away --

MS. GRESS: Not my objection.

MR. MALEK: My little girl, please.

THE COURT: I will issue the visits, the supervised -- Agency supervised visits for the Agency for the child, ~~Margaret~~, and no visits for Joe at this time.

I am going to ask Mr. Malek to wait here another 20 minutes. He can have a seat outside in the waiting area.

MR. MALEK: When will I see my little girl, Your Honor? '

THE COURT: You'll have the opportunity to visit beginning tomorrow.

MR. MALEK: Yeah?

MS. GRESS: I'd ask for at least three times a week.

MR. MALEK: Please. I've been -- I've always been with my little girl every day since she was born,

1 I've taken care of her.

2 THE COURT: I understand. And in terms of the
3 mother, well...

4 All right. I'll put the case back on for
5 August 13th just for the mother's appearance. And --

6 MS. GRESS: Just for the mother's appearance?

7 MR. MAES: Your Honor, may we approach briefly,
8 Your Honor?

9 THE COURT: Okay. Okay.

10 (Off there record discussion.)

11 THE COURT: All right. So -- okay. So rather
12 than set that August 13th or 14th date, I'm going to look
13 for a preliminary conference date starting with the last
14 week of September.

15 Okay. On that day I have 10:30 in 6-A.

16 MS. GRESS: What day?

17 THE COURT: September 24th, a Monday.

18 MR. MAES: Your Honor, that day is not good.

19 THE COURT: Okay. The 25th is open. I have
20 starting with 10 a.m. On the morning, I -- oh, yes, I do
21 have 10.

22 MS. GIBSON: That's fine. ~~5/10~~

23 MR. MALEK: Is there any idea how much time I
24 can spend with my daughter on these dates?

25 THE COURT: I believe there -- those visits

1 will probably be at least a couple of hours long. Okay?
2 And that will be up to three times a week.

3 MS. GRESS: Thank you.

4 MR. MAES: And it's September 25th?

5 THE COURT: September 25th at 10 a.m.

6 MR. MALEK: Is there -- is there any
7 possibility of that ever -- ever being like maybe one day
8 with Margaret and one day with me?

9 MS. GIBSON: Yes, but we're not at that point
10 yet, sir. We -- the case has just started. On the next
11 day, between yourself and Ms. Gress, you'll -- you'll
12 talk about what you would like to request on the next
13 date. Okay?

14 Well, Mr. Ward did you have a question?

15 MR. WARD: This is going to be three times a
16 week?

17 THE COURT: Up to three times a week.

18 MR. MALEK: But if I have work on that day,
19 then -- ~~5~~

20 MS. GRESS: We will talk and rearrange it with
21 the case worker according to your schedule. Okay?

22 MR. WARD: Well, I'm just making sure that this
23 case -- that the 25th would be in this part of 6 --

24 THE COURT: 6-A.

25 MR. WARD: Okay. Thank you.

1 THE COURT: Okay. So Mr. Palomino, we're going
2 to ask -- excuse me.

3 Mr. Malek, we're going to ask you to have a
4 seat outside and we'll have these orders ready in a
5 little bit.

6 MR. MALEK: These stay-aways, these are full
7 on --

8 THE COURT: Full stay-aways from the home. If
9 you need any belongings out of that -- well --

10 MS. GIBSON: The mother is being -- the mother
11 is being relocated.

12 (Inaudible-multiple speakers.)

13 THE COURT: Yes, you can stay in the home. She
14 is leaving the home. So -- so it's not of any disservice
15 to you.

16 In terms of her, yes, it is a full stay-away
17 from both the children as well as from her as well.

18 MR. MALEK: Except on the visitation?

19 THE COURT: That's correct. And we'll take it
20 from there, okay? 67

21 And I believe Ms. Gress is going to have -- is
22 going to explain a little bit further. Okay? Okay. So
23 we'll see you back here on September -- in September.

24 MS. GIBSON: Thank you, Judge. STZ

* * *

C E R T I F I C A T I O N

I, Pamela J. Alexander, certify that the foregoing transcript of proceedings in the Family Court of the County of Kings and State of New York, entitled DAVID HANSELL, Petitioner, versus ROBERT MALEK, Respondent, was prepared using the required equipment and is a true and accurate record of the proceedings.

Pamela J Alexander

PAMELA J. ALEXANDER
30 Kilkenny Court
Fairport, New York 14450

Dated: October 1, 2018

~~5/13~~
68

EXHIBIT D

Investigation
Progress Notes

*****WARNING*****
CONFIDENTIAL INFORMATION
AUTHORIZED PERSONNEL ONLY

CASE NAME: Ingoglia, Margaret
STAGE NAME: Ingoglia, Margaret

CASE ID: 26871553
STAGE ID: 32053847

Focus: Ingoglia, Margaret; ~~Margaret~~; Malek, Robert; Palomino Ingoglia, Joe

Press Notes Narrative:

DV and CPS had a consult in the following case. Based on the information presented face to face by CPS.

Observations

Demographics/Culture/Language/Immigration: BM is Irish-American and BF Robert is Jewish. BM does not practice a set religion.

1 As my last point on the order that I'm
2 issuing today, I want ACS to accept your number of 400
3 minutes --

4 MR. MALEK: Of 470.

5 THE COURT: 470, okay, that's a little under
6 eight hours --

7 MR. MALEK: Thank you.

8 THE COURT: -- and that they should make
9 efforts somewhere along the way, if it's a half an
10 hour each week, whatever it is, to get you to that.
11 Okay?

12 MR. MALEK: Thank you.

13 THE COURT: Okay.

14 MR. MALEK: Your Honor, I'd just like to know
15 something because I think it's rather serious.

16 MR. CARLIN: Are we going to get a fact-
17 finding date, Your Honor?

18 THE COURT: Yes.

19 MR. MALEK: The last final thing. It says
20 here by ACS, biological mother is Irish-American and
21 biological father, Robert, is Jewish. Okay, I'm not
22 even an -- I'm not even an -- That's like saying
23 biological father, Robert, is black. All right? This
24 here --

25 THE COURT: ~~72~~ ~~72~~ 71
What are you talking about?

1 MS. SERLIN: I don't know what he's talking
2 about --

3 MR. MALEK: It says right here in discovery,
4 it says biological mother is Irish-American, and
5 biological father, Robert, is Jewish. So, I'm not
6 even an American according to ACS. This is as if you
7 say, biological father, Robert, is black. This is a
8 civil rights issue. It says it right here, it says
9 right here in discovery. I just want you to know
10 that.

11 THE COURT: Okay. All right.

12 MR. MALEK: I'm more than just a Jew, I'm
13 also an American. It's right here in discovery.
14 That's like saying that you're -- That's not right.

15 THE COURT: Okay.

16 MR. MALEK: I just want you to know that.

17 THE COURT: All right.

18 MR. MALEK: I have that on record.

19 THE COURT: Your point has been made.

20 MR. MALEK: Okay.

21 MR. MAES: What's the date, Your Honor.

22 THE COURT: Okay, November 14th at 11:00 a.m.

23 MR. MAES: Thank you.

24 [Audio CD, counter 4:07:53] (Proceeding concluded)

~~24~~ 71 72

EXHIBIT E

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

In the Matter of

~~Malek Malek~~

A Child under the Age of Eighteen
Alleged to be Neglected by

Robert Malek

Respondent

Docket No: NN-19410-18

Rosmil Almonte, Esq., an attorney duly admitted to the practice of law in the State of New York, swears pursuant to CPLR § 2106 upon information and belief and under penalty of perjury that the following is true:

1. I am of Counsel to ALAN SPUTZ, Esq., Special Assistant Corporation Counsel to ZACHARY CARTER, Esq., Acting Corporation Counsel of the City of New York, and as such, counsel for the petitioner herein. I am submitting this affirmation in support of Petitioner's requests, as detailed above.
2. I make this affirmation in support of petitioner's application for an order suspending the respondent father, Robert Malek's visits with the subject child.
3. This child protective proceeding was initiated on July 21, 2018, by the Commissioner of the Administration for Children's Services ("ACS"), pursuant to Article 10 of the Family Court Act ("FCA"). The petition alleges, inter alia, that the respondent father failed to provide the subject child with proper supervision or guardianship. See Petition at EXHIBIT A.
4. On or about July 31, 2018, the matter was heard before the Honorable Jacqueline Williams and the subject children were released to the non-respondent mother with ACS supervision.

The Court also issued an order that all visits between the subject child ~~Mr. [REDACTED]~~ and the respondent father shall be agency supervised only. See Order at EXHIBIT B.

5. Currently the respondent father has supervised visits at the agency twice per week with the subject child ~~Mr. [REDACTED]~~
6. The Commissioner submits that as a result of the respondent father's actions, the subject child's life and/or health would be endangered by continued visitation with the respondent father and that continued visitation is contrary to the best interests of the subject child Mr. [REDACTED]
7. Family Court Act section 1030(c), states in relevant part that "a respondent shall be granted reasonable and regularly scheduled visitation unless the court finds that the child's life or health would be endangered thereby, but the court may order visitation under the supervision of an employee of a local social services department upon a finding that such supervised visitation is in the best interest of the child."
8. Family Court Act section 1030(d) states in relevant part that, "an order made under this section may be modified by the court for good cause shown."
9. As set forth in more detail in the accompanying affidavit of the CPS Ardaisha Hudson, the respondent father has exhibited inappropriate behavior including interrogating the subject child during visits, calling the State Central Registry after every visit with the subject child, and being verbally aggressive towards ACS staff in the presence of the subject child. See Affidavit.
10. It is clear that the respondent father has no ability to control his behavior and such behavior and actions show the respondent father's poor judgment and is indicative of a flawed understanding that his behavior can negatively impact his child.

11. The Commissioner submits, that based upon the attached affidavit of CPS Ardisha Hudson it is not in the subject child's best interest to continue visitation with the respondent father and any continued visitation would put the child's physical and emotional health at risk. "[A] court cannot and should not 'await broken bone or shattered psyche before extending its protective cloak around [a] child.'" *Matter of Cruz*, 121 AD2d 901, 903, 503 NYS2d 798 [1998], quoting *Matter of Anthony*, 81 Misc. 2d 342, 345, 366 NYS2d 333 [1975].

WHEREFORE, it is respectfully requested that the Court grant petitioner's request in its entirety, and grant such other and further relief as this Court deems just and proper.

Dated: October 12, 2018
Brooklyn, NY



Rosmil Almonte, Esq.

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

In the Matter of

M : M

Child Protective Specialist AFFIDAVIT

Docket No: NN-19410-18

A Child under the Age of Eighteen
Alleged to be Neglected by

Robert Malek
Respondent


STATE OF NEW YORK)
) ss:
COUNTY OF KINGS)

I, Ardaisha Hudson, do hereby swear and affirm, under penalty of perjury, the following to
be true:

1. I am the Child Protective Specialist, Ardaisha Hudson assigned to the matter of the Ingoglia-Malek family since in or around July 2018. As such, I am fully familiar with the facts and circumstances of this case.
2. The current visitation schedule between the respondent father and the subject child M██████ is twice per week at the agency supervised by the undersigned and/or another staff member.
3. Visits between the subject child M██████ and the respondent father commenced at the agency on August 2018. Since the visits commenced, the respondent father has called in 9 reports to the State Central Registry, alleging that the subject child M██████ is being abused or neglected by the non-respondent mother and each of the reports have been unfounded. Each of the reports have been called in after the respondent father had a

supervised visit with the subject child at the agency. The subject child' body is searched after each report is called in for signs of abused or neglect.

4. I have spoken to the respondent father on numerous occasions about calling in false reports, but he continued to call in reports to the State Central Registry.
5. The subject child is also searched for marks and bruises before and after every visit by the undersigned or ACS staff because of the respondent father reporting suspicious marks on the subject child's body during visits.
6. During a visit on October 11, 2018, the respondent father observed a small bruise on the subject child's forehead. The subject child stated to the respondent father that the bruise occurred while she was playing with the subject child Joe. The respondent father started yelling in the middle of the visit and called 911. Police and EMS reported to the ACS agency and the subject child was taken to NYU hospital to be examined.
7. Further the respondent father records each of the visits and wants to discuss details about the allegations with me. I often must redirect him to focus on his visit with subject child.


 Ardaisha Hudson
 CPS

Sworn to before me, this 12
 day of October, 2018


 NOTARY PUBLIC

Rosmil Almonte
 NOTARY PUBLIC, STATE OF NEW YORK
 Registration No. 02AL6345278
 Qualified in Kings County
 My commission expires 07/25/20


 78



EXHIBIT F

80

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

In the Matter of

ORDER TO SHOW CAUSE

M. [REDACTED]
J.P. [REDACTED]

Children under the Age of Eighteen
Alleged to be Neglected by

Docket No. NN-19410/11-18
Part: 6 (Williams, FCJ)

Robert Malek

Respondent,

Commissioner of the Administration
for Children's Services, City of New York,

Petitioner,

**NOTICE: THE PURPOSE OF THIS HEARING IS TO PUNISH THE
ACCUSED FOR CONTEMPT OF COURT. SUCH PUNISHMENT MAY
CONSIST OF A FINE OR IMPRISONMENT, OR BOTH, ACCORDING TO
LAW.**

**WARNING: A FINDING OF WILLFUL VIOLATION OF A COURT
ORDER MAY SUBJECT YOU TO CONTEMPT OF COURT AND FINE
OR IMPRISONMENT OF UP TO SIX MONTHS.**

Upon the annexed affirmation of Rosmil Almonte, Esq., the annexed affidavit of Child
Protective Specialist, Ardaisha Hudson, the Exhibits annexed thereto, and all of the papers and
proceedings heretofore had herein, and good and sufficient cause appearing,

8

Let the respondent Robert Malek., and the attorney for the children, Travis Johnson, Esq., show cause before this Court at Part _____ thereof, located at the courthouse at 330 Jay Street, Brooklyn, New York on the _____ day of January 2020, at _____ o'clock in the forenoon of that day, or as soon thereafter as counsel may be heard, why an order should not be entered::

- (a) Holding Robert Malek., respondent herein, in civil and/or criminal contempt of court, pursuant to FCA § 156, FCA § 1029, FCA § 1056 and Judiciary Law article 19 sections 750 and 753 for violation of the Temporary Order of Protection entered in this proceeding, and entering the appropriate punishment against her in connection therewith;
- (b) Suspending visits for the respondent and the subject child M_a _____; M_c _____ until the respondent undergoes a mental health evaluation;
- (c) Granting leave to amend the petition; and
- (d) For such other and further relief as this court deems just and proper.

ORDERED that pending a determination of this motion the respondent Robert Malek's visits with the subject child M _____ M _____ are hereby suspended and petitioner is granted leave to amend.

GOOD AND SUFFICIENT CAUSE APPEARING, let service of a copy of this order, together with the papers upon which it was granted, upon counsel for the respondent father, and the Attorney for the Child, pursuant to CPLR sections 2103, on or before the _____ day of _____, 2020, be deemed good and sufficient service.

81

Dated: January 2, 2020
Brooklyn, New York

ENTER:

TO: Clerk of Court

Robert Malek
Attorney for Respondent

Travis Johnson, Esq.
Attorney for the Subject Children
Legal Aid Society

~~23~~

JR

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

-----X
In the Matter of

Attorney Affirmation

M. [REDACTED] M. [REDACTED]
J. P. [REDACTED]

Children under the Age of Eighteen
Alleged to be Neglected by

Docket No. NN-19410/11-18
Part: 6 (Williams, FCJ)

Robert Malek

Respondent,

Commissioner of the Administration
for Children's Services, City of New York,

Petitioner,
-----X

Rosmil Almonte, Esq. affirms the following under penalty of perjury, that:

1. I am an attorney duly admitted to the practice of law before the courts of the State of New York. I am of counsel to Alan Sputz, Esq., Special Assistant Corporation Counsel to James Johnson, Esq., Corporation Counsel of the City of New York, and as such counsel for the petitioner, the Commissioner of the Administration for Children's Services ("ACS") herein.
2. This Affirmation is offered in support of petitioner's current motion requesting the respondent father be held in contempt of court upon further facts which are alleged herein, suspending his visits with the subject child M. [REDACTED] until he undergoes a mental health evaluation and grant petitioner leave to amend the petition.

~~_____~~

FACTS

3. This child protective proceeding was initiated on July 21, 2018, by the Commissioner of the Administration for Children's Services ("ACS"), pursuant to Article 10 of the Family Court Act ("FCA"). The petition alleges, inter alia, that the respondent father failed to provide the subject child with proper supervision or guardianship. See Petition at **EXHIBIT A.**
4. On or about July 31, 2018, the matter was heard before the Honorable Jacqueline Williams and the subject children were released to the non-respondent mother with ACS supervision and a Full Stay Away Order of Protection was issued against the respondent on behalf of the subject children and the non-respondent mother. The court also issued an order that all visits between the respondent and the subject child M█████ shall be agency supervised only.
5. On or about October 2018, petitioner filed an Order to Show Cause seeking to suspend the respondent's visit with the subject child M█████ because of the respondent exhibited inappropriate behavior including interrogating the subject child M█████ during visits and calling the State Central Registry after every visit with the subject child against the non-respondent mother. The court granted Petitioner's application in part. The Court issued an order that all the visits will be suspended until a therapeutic visit provider is located.
6. On or about February 2019, the respondent commenced therapeutic visits at the CFS. On or about August 2019, the CFS terminated services with the respondent because of his inappropriate behavior with staff at the CFS. After the therapeutic visits were terminated,

[Handwritten signature]

84

CPS Hudson was not able to locate another service provider that the respondent would agree to.

7. On or about September 18, 2019, the issued an order directing the respondent to participate in an Imminent Risk Assessment in court and directed agency supervised visits for the respondent and the subject child M₁ until a therapeutic visit provider is located. To date the respondent has not submitted to the imminent risk assessment nor engaged in any of the services recommended by ACS.
8. According to ACS case records, since the filing of the petition, the respondent has called in approximately thirty (30) cases to the State Central Registry against the non-respondent mother alleging that she is neglecting and abusing the subject child M₁. According to ACS records all the cases called by the respondent against the non-respondent mother have been unfounded.
9. Attached as Exhibit C is a copy of the Temporary Order of Protection, which ACS now alleges was violated by the respondent. Said order states that the respondent, is to stay away from the non-respondent mother and the subject children. This includes to refrain from harassment and menacing. The respondent was present in court when this order was issued. Petitioner submits that the respondent continually calling in false reports of neglect and abuse of the subject child M₁ by the non-respondent mother constitutes harassment and menacing and is a violation of the Order of Protection. As a result of the respondent calling in false reports to the State Central Registry, the subject child M₁ has had to endured forensic medical examination and is thoroughly body checked at the beginning and end of every agency visit. Additionally, the non-respondent mother and the subject children are routinely woken up in the middle of the night by ECS conducting

84

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emergency home visits. According to CPS Hudson, she has routinely told the respondent to discuss his alleged concerns with her and not to call in reports to the State Central Registry.

The Court should find the Respondent in Contempt of the Order of Protection.

10. FCA § 156 states in relevant part that; “[t]he provisions of the judiciary law relating to civil and criminal contempt shall apply to the family court in any proceeding in which it has jurisdiction...a violation of an order of the family court in any such proceeding which directs a party...to do an act or refrain from doing an act shall be punishable under such provisions of the judiciary law, unless a specific punishment or other remedy for such violation is provided in this act or any other law.”
11. The Judiciary Law, under Article 19 § 750 and 753, permits this court to punish the respondent father for criminal and/or civil contempt of court for violation of FCA § 1029. Unlike Final Orders of Protection issued under FCA § 1056 which have a specific remedy for a violation punishable under FCA § 1072, a violation of FCA § 1029 shall be punishable under the provisions of the judiciary law as no specific punishment is delineated in the Family Court Act.
12. In *McCormick*, The Court of Appeals defined the elements that must be met in order for a Court to find that contempt has occurred. McCormick v. Axelrod, 59 N.Y.2d 574, 583. (NY 1983). To find that contempt has occurred, the Court must determine that a lawful order of the court, clearly expressing an unequivocal mandate, was in effect. *Id.* The Court must also find that the order has been disobeyed *Id.* Finally, the party to be held in

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contempt must have had knowledge of the Court's order, although it is not necessary that the order actually have been served upon the party. *Id.*

13. The Court of Appeals has held that in order to find contempt, it must be determined that "a lawful order of the court, clearly expressing an unequivocal mandate, was in effect,"

McCormick, supra. On March 19, 2018, under the authority granted by Family Court Act §1029, this Court entered a Temporary Order of Protection against the respondent father, directing him to in relevant part to;

Refrain from communication or any other contact by mail, telephone, e-mail, voice-mail or other electronic or any other means with ... Shatasha Renee Brown (DOB: 01/15/1992). See EXHIBIT A.

? DON'T KNOW THIS PERSON

As the Temporary Order of Protection in this court was entered pursuant to the underlying Article 10 neglect case, FCA § 1029 is the applicable statute for issuing Orders of Protection. Section 1029 of the Family Court Act states that "the family court, upon the application of any person who may originate a proceeding under this article, for good cause shown, may issue a temporary order of protection, before or after the filing of such petition, which may contain any of the provisions authorized on the making of an order of protection under section one thousand fifty-six." The very face of the Order of Protection is a reflection that the requirements for its issuance under FCA §1029 were met, in that the Court, after hearing an application from the petitioner of the Article 10 neglect proceeding, found that there was good cause shown in the underlying Article 10 petition to enter the order.

14. Finally, the Temporary Order of Protection was clear and unequivocal, detailing the name and dates of birth of the respondent and the name and date of birth of the party he was to

MY CASE STARTED 7/31/2018

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87

refrain communicating with. Petitioner submits that the respondent continually calling in false reports of neglect and abuse of the subject child M: _____ by the non-respondent mother constitutes harassment and menacing and is a violation of the Order of Protection.

15. The Court of Appeals has consistently held that a party to be held in contempt must have had knowledge of the Court's order, although it is not necessary that the order actually have been served upon the party. McCormick, Supra; see also People ex rel. Stearns v. Marr, 181 N.Y. 463 (N.Y. 1905); Shakun v. Shakun, 11 A.D.2d 724 (2d Dept 1960); Power Authority of New York v. Moeller, 57 A.D.2d 380 (3d Dept 1977). In Stearns, the Court of Appeals similarly noted, "this court has upheld proceedings in the Supreme Court, punishing parties for contempt in violating an injunction who had knowledge of it, though not served, and also the agency and attorneys of parties having like knowledge of the granting of the order, though it was imperfectly or irregularly served." Supra at 470. The Stearns Court cited a decision supporting this premise from a prior case where a defendant and his attorney were found to have committed contempt for violating an Order, when they were present for the application for the order but left before the order was entered:

If these parties by their attendance in court were apprised that there was an order, that is sufficient; and I can not attend to a distinction so thin, as that persons standing here until the moment the Lord Chancellor is about to pronounce the order, which from all that passed they must know will be pronounced, can by getting out of the Hall at this instant avoid all the consequences. *Id.*

16. There are two fundamental categories of contempt, civil and criminal, both of which this Court has the authority to consider. The two varieties can be distinguished in that the purpose of criminal contempt is to compel respect for the Court's mandates, whereas the

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purpose of civil contempt is to vindicate the rights of a party to the proceeding. (*See, e.g., McCormick v. Axelrod, supra; Matter of Anonymous*, 222 A.D.2d 501; 635 N.Y.S.2d 73 (App. Div. 2nd Dept. 1995); *Matter of Murray*, 98 A.D.2d 93; 469 N.Y.S.2d 747 (App. Div. First Dept. 1983); *Matter of Department of Environmental Protection (DEP) v. Department of Environmental Conservation and Central Hudson Gas & Electric, et al.*, 70 N.Y.2d 233; 513 N.E.2d 706; 519 N.Y.S.2d 539 (Ct. of Appeals 1987).) In *Matter of DEP*, the Court commented that:

“This court’s power to punish for civil and criminal contempt is found respectively in Judiciary Law § 753 (A) (3) and § 750 (A) (3). Although the same act may be punishable as both a civil and a criminal contempt, the two types of contempt serve separate and distinct purposes. A civil contempt is one where the rights of an individual have been harmed by the contemnor’s failure to obey a court order (*People ex rel. Munsell v Court of Over & Terminer*, 101 NY 245). Any penalty imposed is designed not to punish but, rather, to compensate the injured private party or to coerce compliance with the court’s mandate or both (*State of New York v Unique Ideas*, 44 NY2d 345). A criminal contempt, on the other hand, involves an offense against judicial authority and is utilized to protect the integrity of the judicial process and to compel respect for its mandates (*King v Barnes*, 113 NY 476). Unlike civil contempt, the aim in a criminal contempt proceeding is solely to punish the contemnor for disobeying a court order, the penalty imposed being punitive rather than compensatory (*State of New York v Unique Ideas*, 44 NY2d 345, *supra*).” *Id.*, 70 NY2d at 239.

17. Here, there would appear to be a basis for both civil contempt and criminal contempt.

Since the purpose of an order issued pursuant to § 1029 is the protection of a party, any such order which was violated would logically create a basis to vindicate that parties’ rights by imposing contempt. Additionally, however, such a willful disobedience of the order creates a basis for the court to impose a punishment due to the disrespect

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89

demonstrated by the respondent for the court's mandate to abide by the Order of Protection.

18. ACS submits that it is in possession of evidence which will allow it to meet its burden of establishing that the lawful Temporary Order of Protection, clearly expressing an unequivocal mandate, was in effect, that respondent was aware of said order, and that there is a reasonable certainty that he disobeyed said order. (*See, Pereira v. Pereira*, 5 N.Y.2d 301; 319 N.E.2d 413; 361 N.Y.S.2d 148 (Ct. of Appeals 1974); *Matter of McCormick v Axelrod*, 59 NY2d 574, 583, supra; *People ex rel. Stearns v Marr*, 181 NY 463, 470), supra.) Once that threshold has been passed, the Court should then proceed to determine which category of contempt should be imposed upon the respondent.

The Court Should Suspend the Respondent's Visits Until He Undergoes a Mental Health Evaluation.

19. Family Court Act section 1030(c), states in relevant part that "a respondent shall be granted reasonable and regularly scheduled visitation unless the court finds that the child's life or health would be endangered thereby, but the court may order visitation under the supervision of an employee of a local social services department upon a finding that such supervised visitation is in the best interest of the child." In the incident proceeding the respondent father's current mental state possess a risk to the subject child Ms _____; emotional and physical wellbeing to the point that during the last visit the subject child Ms _____ asked the respondent father to not call in reports against her mother.

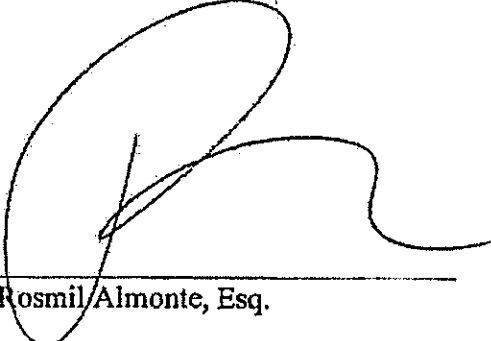
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**LEAVE TO AMEND PETITION TO ADD ALLEGATIONS AGAINST THE
RESPONDENT FATHER**

20. Petitioner now seeks to amend the petition filed on July 31, 2018 to add allegations against the respondent father that relate to his bizarre behavior or any other acts of similar serious nature requiring the aid of the court.
21. Leave to amend shall be freely granted regardless of the merits or sufficiency of the pleadings. Grant v. Rochester, 68 Misc.2d 358, N.Y.S.2d 691 (1971).
22. Absent a showing that the amendment would be futile, palpably insufficient or immaterial, the court should freely grant leave to amend. Van Dussen-Storto Motor Inn v. Rochester Telephone Co., 63 App. Div. 2d 244, 407 N.Y.S.2d 287 (1987).
23. Based on the respondent father calling in false reports against the non-respondent mother which have led to unnecessary child protective investigation of the non-respondent mother and the subject children. See Proposed Amended Petition annexed hereto as Exhibit "D."

WHEREFORE, petitioner ACS respectfully asks that the Court grant the relief requested herein, in its entirety, and grant such other and further relief which this Court deems just and proper.

Dated: January 2, 2020
Brooklyn, NY



Rosmil Almonte, Esq.

~~20~~

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

-----X
 In the Matter of :
 :
 Mr. _____ Mr. :
 :
 A Child under the Age of Eighteen :
 Alleged to be Neglected by :
 :
 Robert Malek :
 Respondent :
 -----X

Child Protective Specialist AFFIDAVIT
Docket No: NN-19410-18

STATE OF NEW YORK)
) ss:
COUNTY OF KINGS)

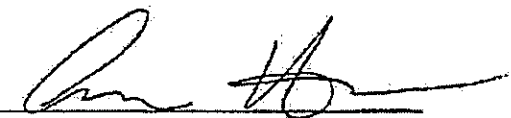
I, Ardaisha Hudson, do hereby swear and affirm, under penalty of perjury, the following to be true:

1. I am the Child Protective Specialist Assigned to this family. Since my assignment on this case the respondent father has called in approximately 30 case to the State Central Registry, alleging the abuse and neglect of the subject children by the non-respondent. All of the cases called in by the respondent father against the non-respondent mother have been unfounded.
2. Throughout my assignment on the case, I have spoken to the respondent father about calling in false reports to the State Central Registry. I have explained to him that when he calls in a report to the State Central Registry, ECS must make emergency contact with the subject children to ensure their safety which often happens overnight. I have also explained to him, that he leads to the subject children being interviewed and forensically examined. However, the respondent father continues to call in reports to the State Central Registry. I have explained the respondent that he should discuss

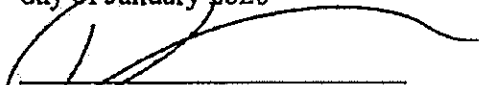
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his alleged concerns with his assigned CPS instead of calling in reports to the State Central Registry. Despite, my several discussions, the respondent called in a report on Christmas Eve against the non-respondent mother which led to ECS interrupting the children's Christmas. The subject children frequently been woken up in the middle of the night have resulted in the subject children missing days of school because they are not able to wake up in the morning.

- 3. Moreover, as a result of the respondent calling cases to the State Central Registry, I must conduct full body checks of the subject child M. [REDACTED] at the beginning and end of every visit.
- 4. At this time ACS is requesting that the respondent's visits be suspended until he has had a mental health evaluation since he does not seem to comprehend how his actions are severally impacting the subject children.


 Ardaisha Hudson
 CPS

Sworn to before me, this 2 day of January 2020


 NOTARY PUBLIC

Rosmli Almonte
 NOTARY PUBLIC, STATE OF NEW YORK
 Registration No. 02AL6345278
 Qualified in Kings County
 My commission expires 07/25/20



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Exhibit A

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Secs. 1012, 1031 F.C.A.

(Child Protective)

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge:

-----X

In the Matter of

Docket No: NN-19411-18

JC PA [REDACTED]

PETITION NEGLECT CASE

A Child Under Eighteen Years
of Age Alleged to be Neglected by

ROBERT MALEK

Child Protective Specialist:
ARDAISHA HUDSON
ACS #: 5236894
Unit #: 292-1
Telephone: 718-245-5975

-----X
Respondent (s)
-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. J. PA [REDACTED] is a male child under the age of eighteen years, having been born on [REDACTED] 2004.

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3. Said child resides at [REDACTED] BROOKLYN, NY, 11236.
4. The father of said child is or is alleged to be JUAN PALOMINO who resides at L.K.A. -779 HENDRIX STREET APT. #1, BROOKLYN, NY, 11212.
The father's date of birth is [REDACTED]
The mother of said child is MARGARET INGOGLIA who resides at [REDACTED] BROOKLYN, NY, 11236.
The mother's date of birth is [REDACTED]. The other person legally responsible for the care of said child is ROBERT MALEK, Non-Relative, who resides at [REDACTED] BROOKLYN, NY, 11236
5. (Upon information and belief), said child is a neglected child in that: (Specify grounds of neglect under Section 1012 of the Family Court Act.)
See Addendum I.
6. (Upon information and belief), ROBERT MALEK, the Non-Relative of said child is the person who is responsible for neglect of said child.
7. There currently is not reason to believe, or information that suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

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WHEREFORE, Petitioner prays that an order be made determining the said J P) to be a neglected child, otherwise dealing with said child in accordance with the provisions of Article 10 of the Family Court Act.

Dated: 07/31/2018

David A. Hansell
Petitioner

Zachary W. Carter
Corporation Counsel
Alan W. Sputz
Special Assistant Corp Counsel



Signature of Attorney

DIANE SHEA of Counsel

Name

Administration for Children Services
330 JAY STREET
12TH FLOOR
BROOKLYN NY 11201
718-802-2790

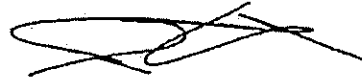


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VERIFICATION

STATE OF NEW YORK)
COUNTY OF KINGS SS.:

ARDAISHA HUDSON, being duly sworn, deposes and says that (s)he is employed by Administration for Children's Services, a Child Protective Agency; and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his) (her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.



Petitioner
David A. Hansell, Commissioner
Administration for Children's
Services
By: ARDAISHA HUDSON
Child Protective Specialist

Sworn to before me, this
31st day of July 2018



Notary Public

IVAN HG
Notary Public, State of New York
No. 02NG6381059
Qualified in BROOKLYN County
Commission Expires Jul 03, 2021



28

ADDENDUM I

CASE NAME: MARGARET INGOGLIA
 CHILD NAME: J P
 CASE NUMBER: 5236894
 DATE PET FILED: 07/31/2018

THE CHILDREN:

M M (DOB)
 J P (DOB)

THE RESPONDENT:

ROBERT MALEK

J P (DOB) and M M (DOB) are children under eighteen years of age whose physical, mental or emotional condition has been impaired or is in imminent danger of becoming impaired as a result of the failure of the alleged father/person legally responsible ("PLR") for their care, ROBERT MALEK (DOB:), to exercise a minimum degree of care, in that:

1. Respondent PLR ROBERT MALEK holds himself out as the father of the subject child M M age 3, and that he has been romantically involved with the non-respondent mother, Margaret Ingoglia for the last four years. The respondent PLR admitted that the non-respondent mother Margaret Malek and the subject child M M have resided with the respondent PLR in his family home since the child M M was born. The respondent PLR admitted that the subject child J P, age 13, has resided in respondent PLR's family home since February 2018. The respondent PLR admitted that he is providing financially for the subject children JOE P. and M M in that the respondent PLR pays the bills in the family home and provides clothes and food for the subject children.

2. The respondent PLR ROBERT MALEK fails to supply the children J P and M M, with adequate supervision and guardianship, in that:

a. On or about June 29, 2018, the non-respondent mother Margaret Ingoglia stated to the undersigned that respondent PLR "verbally and mentally abuses" the non-respondent mother, controls everything within the family including the money, and the non-respondent mother cannot make any decisions without the respondent PLR's permission. The non-respondent mother stated that the respondent PLR monitors the non-respondent mother's text messages and telephone calls, that the respondent PLR curses at the non-respondent mother in front of the children including calling the non-respondent mother a "bitch," and that the non-respondent mother is afraid of the respondent PLR. The non-respondent mother stated that she is afraid of what the respondent PLR "is capable of" and stated that the respondent PLR threatened the non-respondent mother that if she ever leaves with the subject child M M, he will go to the nursing home of the maternal grandmother and hurt the maternal grandmother.

b. Upon information and belief, the source being a conversation between the subject child J P and Child Protective Specialist ("CPS") Kim James on or about June 29, 2018, the subject child stated that the respondent PLR is in a "bad mood everyday" and "threatens to hurt" the non-respondent mother. The subject child stated that both he and the non-respondent mother are being "picked on" by the PLR, and that the subject child "can't take it anymore." The subject child stated that the respondent PLR makes him "sad."

29

c. On or about June 29, 2018, the subject child J [REDACTED] stated to the undersigned that he is "scared" of the respondent PLR and that the subject child J [REDACTED] has seen the respondent PLR "get in [the non-respondent mothers] face."

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

Exhibit B

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

100

At a term of the Family Court of the State of New York, held in and for the County of Kings, at 330 Jay Street, Brooklyn, NY 11201, on September 18, 2019

PRESENT: Hon. Jacqueline D. Williams

In the Matter of

File #: 235429

J P I (DOB:)
M M (DOB:)

Docket #: NN-19411-18
NN-19410-18

CPS #: 5236894

Children under Eighteen Years of Age
Alleged to be Neglected by

ORDER

Robert Malek,

Respondent.

PURSUANT TO SECTION 1113 OF THE FAMILY COURT ACT, AN APPEAL FROM THIS ORDER MUST BE TAKEN WITHIN 30 DAYS OF RECEIPT OF THE ORDER BY APPELLANT IN COURT, 35 DAYS FROM THE DATE OF MAILING OF THE ORDER TO APPELLANT BY THE CLERK OF COURT, OR 30 DAYS AFTER SERVICE BY A PARTY OR THE ATTORNEY FOR THE CHILD UPON THE APPELLANT, WHICHEVER IS EARLIEST.

IT IS ORDERED that :

- Mr. Michael D. Carlin, Esq. has accepted assignment to serve as a Legal Advisor to Mr. Malek. Any future communications sought by Mr. Malek with Attorney For Child, Ms. Amy Serlin, Esq. shall specifically be directed through Mr. Carlin.
- Mr. Malek is directed to participate in an Imminent Risk Assessment here in the Court. Mental Health Services to have access to the petitions filed as they conduct an imminent risk assessment.
- Mr. Malek to provide copies of reports and/or updates regarding the services that he says he is engaged in to the Court and parties by the conference date of 11/14/2019.
- Mr. Malek to continue with agency supervised and therapeutic visits with the Subject Child, M. The Court is accepting that as a result of cancellations of prior visits and late appearances, Mr. Malek has not had approximately 8 hours of visitation time with M. In light of that fact, the Court directs ACS to work out a schedule of "makeup time" for Mr. Malek with M. So for example, one visit a week might be stretched from one hour to 90 minutes until such time as the 8 hours have been "made up."
- Mr. Malek is to comply with the therapeutic visits at the location arranged by ACS.

40

Page: 2 of 2
Docket No: NN-19411-18
NN-19410-18
Order

- Mrs. Ingoglia is ordered by the Court to make her best efforts to ensure that she is on time and present with Subject Child, Ma whenever the visits are scheduled. The constant cancellations and lateness are not acceptable.

After the pretrial conference scheduled for 11/14/2019 at 11:00 am in Part 6A, the Court and parties shall schedule a trial date for early 2020.

Dated: September 18, 2019

ENTER

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Hon. Jacqueline D. Williams

Check applicable box:

- Order mailed on [specify date(s) and to whom mailed]: _____
- Order received in court on [specify date(s) and to whom given]: _____

43

Exhibit C

THIS DOCUMENT CONTAINS NEITHER RECOMMENDATIONS NOR DISCLAIMERS BY THE U.S. DEPARTMENT OF JUSTICE. IT IS THE PROPERTY OF THE U.S. DEPARTMENT OF JUSTICE AND IS LOANED TO YOUR AGENCY. IT AND ITS CONTENTS ARE NOT TO BE DISTRIBUTED OUTSIDE YOUR AGENCY.

~~SECRET~~

Secs. 1012, 1031 F.C.A.

(Child Protective)

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge: WILLIAMS, J

-----X

In the Matter of

Docket No: NN-19410-18

M ~~u~~ M

AMENDED PETITION NEGLECT CASE

A Child Under Eighteen Years
of Age Alleged to be Neglected by

ROBERT MALEK

Child Protective Specialist:
ARDAISHA HUDSON
ACS #: 5236894
Unit #: 273-1
Telephone: 718-245-5975

Respondent (s)

-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. M ~~u~~ M is a female child under the age of eighteen years, having been born on _____.

3. Said child resides at whose address is CONFIDENTIAL.
4. The father of said child is or is alleged to be ROBERT MALEK whose address is CONFIDENTIAL. The father's date of birth is . The mother of said child is MARGARET INGOGLIA whose address is CONFIDENTIAL. The mother's date of birth is .
5. (Upon information and belief), said child is a neglected child in that: (Specify grounds of neglect under Section 1012 of the Family Court Act.)
See Addendum I.
6. (Upon information and belief), ROBERT MALEK , the Legal Father of said child is the person who is responsible for neglect of said child.
7. There currently is not reason to believe, or information that suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

~~///~~

ADDENDUM I AMENDED PETITION

CASE NAME: MARGARET INGOGLIA
CHILD NAME: M, M
CASE NUMBER: 5236894
DATE PET FILED: 07/31/2018
DATE PET AMENDED 01/02/2020

THE CHILDREN:

THE RESPONDENT:

[Redacted] (DOB:)
[Redacted] (DOB:)
ROBERT MALEK

J P (DOB:) and M (DOB:) are children under eighteen years of age whose physical, mental or emotional condition has been impaired or is in imminent danger of becoming impaired as a result of the failure of the alleged father/person legally responsible ("PLR") for their care, ROBERT MALEK (DOB:), to exercise a minimum degree of care, in that:

1. Respondent PLR ROBERT MALEK holds himself out as the father of the subject child M, M, age 3, and that he has been romantically involved with the non-respondent mother, Margaret Ingoglia for the last four years. The respondent PLR admitted that the non-respondent mother Margaret Malek and the subject child M, M have resided with the respondent PLR in his family home since the child M, M was born. The respondent PLR admitted that the subject child J P, age 13, has resided in respondent PLR's family home since February 2018. The respondent PLR admitted that he is providing financially for the subject children J P and M, M in that the respondent PLR pays the bills in the family home and provides clothes and food for the subject children.

2. The respondent PLR ROBERT MALEK fails to supply the children J P and M, M, with adequate supervision and guardianship, in that:

a. On or about June 29, 2018, the non-respondent mother Margaret Ingoglia stated to the undersigned that respondent PLR "verbally and mentally abuses" the non-respondent mother, controls everything within the family including the money, and the non-respondent mother cannot make any decisions without the respondent PLR's permission. The non-respondent mother stated that the respondent PLR monitors the non-respondent mother's text messages and telephone calls, that the respondent PLR curses at the non-respondent mother in front of the children including calling the non-respondent mother a "bitch," and that the non-respondent mother is afraid of the respondent PLR. The non-respondent mother stated that she is afraid of what the respondent PLR "is capable of" and stated that the respondent PLR threatened the non-respondent mother that if she ever leaves with the subject child M, M he will go to the nursing home of the maternal grandmother and hurt the maternal grandmother.

b. Upon information and belief, the source being a conversation between the subject child J P and Child Protective Specialist ("CPS") Kim James on or about June 29, 2018, the subject child stated that the respondent PLR is in a "bad mood everyday" and "threatens to hurt" the non-respondent mother. The subject child stated that both he and the non-respondent mother are being "picked on" by the PLR, and that the subject child "can't take it

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"anymore." The subject child stated that the respondent PLR makes him "sad."

c. On or about June 29, 2018, the subject child J. P. stated to the undersigned that he is "scared" of the respondent PLR and that the subject child J. P. has seen the respondent PLR "get in [the non-respondent mothers] face."

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

3. The respondent PLR ROBERT MALEK fails to supply the children J. P. and M. with adequate supervision and guardianship by engaging in bizarre behavior or acts of a similarly serious nature which unreasonably inflicts harm upon the subject children J. P. and M.

a. Petitioner re-alleges sections 1-2a-d

b. According to ACS case records the respondent PLR ROBERT MALEK has called thirty (30) reports to the State Central Registry against the non-respondent mother alleging that she is abusing and neglecting the subject children. All the reports called in by the respondent father have been investigated by ACS and unfounded. As a result of the respondents actions, the subject child M. has been forensically interviewed three (3) times and medically examined. The subject children are frequently woken up in the middle of the night by Emergency Child Protective Services (ECS) investigating the reports called in by the respondent. According to the CPS Hudson, she has informed the respondent of the consequences of calling in cases to the State Central Registry on numerous occasions; but, the respondent continues to make reports without any regards to the impact it has on the subject children.

c. According to the subject child J. P. it is difficult for him to wake up in the morning to go to school because of ECS continuously visiting the home in the middle of the night.

d. According to CPS Yolanda Jones, she has heard the subject child M. begging the respondent ROBERT MALEK to not call any more reports against her mother.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

~~48~~

EXHIBIT G

109



robert malek <abc75abc@gmail.com>

disability discrimination, race discrimination, ethical violations of nicola gibson and rosmil almonte

1 messages

robert malek <abc75abc@gmail.com>

Mon, Nov 9, 2020 at 11:03 PM

To: lshapiro@bds.org, lschreibersdorf@bds.org, jsabel@legal-aid.org, david.hansell@acs.nyc.gov
Cc: Jdwillia@nycourts.gov, robert malek <abc75abc@gmail.com>

Dear Mr. Hansell,
Dear Mrs Shapiro,
Dear Mrs Schreibersdorf,
Dear Mrs. Sabel,
Dear Judge Williams,

Mr. Hansell, Hello. I am writing to you to inform you of disability discrimination, race discrimination and ethical violations of your bureau chief nicola gibson and rosmil almonte whom represent acs of new york city. Since you are the head of the agency, i am emailing you to confirm of your decision for your agency to take such actions and make such statements.

Mrs. Sabel, Hello. I am including you because the actions of ACS NYC and BDS representing Margaret Ingoglia are affecting the welfare of my child for she is barred from seeing her father. Her name is Margaret Malek.

Mrs Shapiro and Mrs. Schreibersdorf, Hello. I am including you because Brooklyn Defender Services is representing Margaret Ingoglia and is in violation of attorney ethics to take part in representing the within stated position of Margaret Ingoglia and ACS of which your agency can be held liable.

Judge Williams, Hello. I am including you because in the most order to show cause, rosmil almonte, attorney of acs stated that ACS IS AN EXECUTIVE AGENCY AND JUDGE WILLIAMS HAS NO POWER TO PLACE ANY ORDER UPON THEM. EXCEPT OF COURSE THE ORDERS THAT ACS WANTS THE JUDGE, YOU TO WRITE FOR THEM.

SO THE PETITIONER HAS BECOME THE JUDGE IN MY CASE. HOW CONVENIENT AND WHOLLY UNLAWFUL OF DUE PROCESS 5TH AND 14TH AMENDMENT RIGHTS.

1. Mr. Hansell, please view the document within that I filed at us court today. In this document, it states in exhibit A. that acs considers their client, margaret ingoglia to be IRISH AMERICAN while father Robert Malek is the race of Jewish and NOT AMERICAN. Such is part 2. Part 1 and 2 were sent to Rosmil Almonte today whom is your other attorney. If anyone here wants part 1, just ask me for it and I will send.

2. In July of this year, in acs court report Rosmil Almonte along with Nicola Gibson as your attorneys representing ACS of NYC, took part in mocking me having covid by calling me " the covid scare," and furthermore, in their report falsely quoted me as having made text statements I did not make to ACS Paula Garcia.

3. When I informed your staff attorneys, nicola gibson and rosmil almonte that their actions are a breach of ethics, they had nothing to say. I was ignored. Sadly from what I understand from court attorney Brathwaite, Judge Williams knew about this as well. She too had nothing to say. But then again, according to acs, she has no power over them in the first place. Interesting Mr. Hansell. Very enlightening as to whether or not Judge Williams Courtroom is actually a courtroom to begin with according to ACS.

4. After me stating to them that doing as such to someone whom had covid is wrong, they then took the other abusive position of you cannot see your child unless you test negative for a covid test. So in step 1, I was made fun of and since I asserted that Covid is serious and they should not mock anyone for having it . Then, they then took the new position of I cannot see my child unless i test negative.

5. I had minor Covid Symptoms in the end of March, 2020 and informed Paula Garcia I was symptom free in the beginning of May.

6. It is now November, 2020 7-8 months later.

7. Due to me having Covid, your acs attorneys and staff are preventing me from seeing my daughter unless I produce a negative test regardless of the fact that there is no evidence that those whom have had Covid and minor as I was, become eternal Covid carriers to infect the world, months later. In other words, there is zero medical evidence to back up the actions of your acs workers taking part in such parental and child abuse, aiyehsa witherspoon, paula garcia, rosmil almonte and nicola gibson. I have brought up to them that there is no medical evidence in support and they could care less. Apparently, if it was up to acs of new york city, all previous covid carriers should be placed into quarantine or placed into concentration camps, barred from seeing their children. Or, Mr. Hansell, is it only those whom are Jewish and whom acs considers as NOT AMERICAN in your own documents within , exhibit A....

8. In order for me to file two notices of removal, one at us court in manhattan in September and other filings in us court in Brooklyn, in order to enter you have to take a coronavirus test. I have reported to acs garcia, aiyehsa witherspoon and your two staff attorneys that I , in september tested negative at us court or I never would have been able to file the documents. Everyone knows I am pro se. Now, once again, today, I entered and was cleared. **Regardless, your staff wants me to take a full on coronavirus test though I display no symptoms which makes no medical sense.** Your worker today, paula garcia in recorded phone conversation stated to me that well, you could be asymptomatic ! So I said, well that's true. However that goes for everyone else. I can then be negative today and positive tomorrow ! She had no answer for this. Furthermore, when I told her that approximately 20% of new yorkers have corona antibodies (view links in this email. as high as 25 % ! and this is those whom were tested !!!!) I then said, what about every other asymptomatic person walking too ? Are all the people entering 1274 bedford avenue getting coronavirus tests ? are all your workers ? she had no answer for this either and chose rather than to hang up on me to just put the phone down and walk away. Of which also is on tape that she did this as well.

9. So Mr. Hansell, whom represents the acs agency of the city of new york, what I need to know is, do you consider the race of Jews coronavirus carriers or non jews as well ? And, if you consider non jews to be carriers of coronavirus as well can you affirm to me that all acs workers are getting full blown coronavirus tests on a regular basis as well as all other parents, such as your AMERICAN client, Margaret Ingoglia ?

10. Mr. Hansell, your staff has zero evidence of ever informing me of when, if ever I will be allowed to see my daughter again if I dont wish to take a Coronavirus test so it is apparent that you, acs of new york city have determined that such deprivation of my parental rights is now..... permanent, along with your American client Margaret Ingoglia, because I previously had coronavirus. Isn't that correct Mr. Hansell ?

11. As for BDS, it is important that you are aware of the position of Robert Maes and his client Margaret Ingoglia, whom is under court and acs jurisdiction to take part in such disability and race discrimination upon my daughter and I, terminating my right to see my daughter without just cause. **Medical speculation** gives you and ACS no right to take part in terminating a parents right to see his child.

12. Today, my daughter on the phone was once again, begging me to take a coronavirus test to be able to see me. I told her the truth that I took a Coronavirus test , have no symptoms and that her mother and Garcia are lying. Such testing by two courthouses are insufficient for acs of new york city.

13. The actions of Margaret Ingoglia continue to typify her parental alienation and efforts to take every possible opportunity as a means to prevent me from seeing my daughter.

14. Throughout Covid, I have repeatedly requested of Robert Maes, Rosmil Almonte and Travis Johnson to be able to give the family a HEPA air cleaner for not a penny. Margaret Ingoglia had no concern for her family nor ACS for my family.

15. Paul Garcia in text message to me this summer, informed that she didnt even know if the family had PPE equipment....

///

14 AND 15 CONFIRM THAT THE FORESTATED ACTIONS OF INGOGLIA AND ACS ARE WITH MALICE AND INTENT TO DEPRIVE MY DAUGHTER AND I OF OUR PARENTAL RIGHTS.

I dont know if you all realize this but the ACLU will take this case in about two seconds and it will end up in the newspaper.

Regardless, for me, all it takes is a notice of claim and I am good to go in 30 days.

The choice is yours.

Sincerely,
Robert Malek

<https://www.nytimes.com/2020/04/23/nyregion/coronavirus-new-york-update.html>

<https://www.cnbc.com/2020/06/30/roughly-25percent-of-new-york-city-has-probably-been-infected-with-coronavirus-dr-scott-gottlieb-says.html>

us court filing part 2.pdf
19771K

postmaster@bds.org <postmaster@bds.org>
To: abc75abc@gmail.com

Mon, Nov 9, 2020 at 11:05 PM



Your message to Ischreibersdorf@bds.org couldn't be delivered.

Ischreibersdorf wasn't found at bds.org.

abc75abc

Office 365

Ischreibersdorf

Action Required

Recipient

Unknown To address

How to Fix It

The address may be misspelled or may not exist. Try one or more of the following:

- Send the message again following these steps: In Outlook, open this non-delivery report (NDR) and choose **Send Again** from the Report ribbon. In Outlook on the web, select this NDR, then select the link "**To send this message again, click here.**" Then delete and retype the entire recipient address. If prompted with an Auto-Complete List suggestion don't select it. After typing the complete address, click **Send**.
- Contact the recipient (by phone, for example) to check that the address exists and is correct.
- The recipient may have set up email forwarding to an incorrect address. Ask them to check that any forwarding they've set up is working correctly.
- Clear the recipient Auto-Complete List in Outlook or Outlook on the web by following the steps in this article: [Fix email delivery issues for error code 5.1.10 in Office 365](#), and then send the message again. Retype the entire recipient address before selecting **Send**.

If the problem continues, forward this message to your email admin. If you're an email admin, refer to the **More Info for Email Admins**

EXHIBIT H

Secs. 1012, 1031 F.C.A.

(Child Protective)

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge: WILLIAMS, J

-----X

In the Matter of

: Docket No: NN-19411-18

JOE PALOMINO

18 yrs now

: AMENDED PETITION NEGLECT CASE

:
A Child Under Eighteen Years
of Age Alleged to be Neglected by

ROBERT MALEK

:
Child Protective Specialist:
: ARDAISHA HUDSON
: ACS #: 5236894
: Unit #: 273-1
: Telephone: 718-245-5975

Respondent (s)

-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. JOE PALOMINO is a male child under the age of eighteen years, having been born on 03/15/2004.

GA *AS*

3. Said child resides at whose address is CONFIDENTIAL.

4. The father of said child is or is alleged to be JUAN PALOMINO who resides at L.K.A. ~~_____~~

The father's date of birth is ~~_____~~

The mother of said child is MARGARET INGOGLIA whose address is CONFIDENTIAL.

The mother's date of birth is ~~_____~~. The other person legally responsible for the care of said child is ROBERT MALEK , Non-Relative, whose address is CONFIDENTIAL

5. (Upon information and belief), said child is a neglected child in that: (Specify grounds of neglect under Section 1012 of the Family Court Act.)
See Addendum I.

6. (Upon information and belief), ROBERT MALEK , the Non-Relative of said child is the person who is responsible for neglect of said child.

7. There currently is not reason to believe, or information that suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

~~_____~~

~~_____~~

WHEREFORE, Petitioner prays that an order be made determining the said JOE PALOMINO to be a neglected child, otherwise dealing with said child in accordance with the provisions of Article 10 of the Family Court Act.

Dated: 01/02/2020

18
YNS
OLO

David A. Hansell
Petitioner

James E. Johnson
Corporation Counsel
Alan W. Sputz
Special Assistant Corp Counsel

Signature of Attorney
of Counsel

Name

Administration for Children Services
330 JAY STREET
12TH FLOOR
BROOKLYN NY 11201
718-802-2790

~~633~~

~~123~~

VERIFICATION

STATE OF NEW YORK)
COUNTY OF KINGS SS.:

ARDAISHA HUDSON, being duly sworn, deposes and says that (s)he is employed by Administration for Children's Services, a Child Protective Agency; and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his) (her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.

Petitioner
David A. Hansell, Commissioner
Administration for Children's
Services
By: ARDAISHA HUDSON
Child Protective Specialist

Sworn to before me, this
2nd day of January 2020

Notary Public

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anymore." The subject child stated that the respondent PLR makes him "sad."

On or about June 29, 2018, the subject child JOE PALOMINO stated to the undersigned that he is "scared" of the respondent PLR and that the subject child JOE PALOMINO has seen the respondent PLR "get in [the non-respondent mothers] face."

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

3. The respondent PLR ROBERT MALEK fails to supply the children JOE PALOMINO and ~~MARGARET MALEK~~, with adequate supervision and guardianship by engaging in bizarre behavior or acts of a similarly serious nature which unreasonably inflicts harm upon the subject children JOE PALOMINO and ~~MARGARET MALEK~~.

a. Petitioner re-alleges sections 1-2a-d

b. According to ACS case records the respondent PLR ROBERT MALEK has called thirty (30) reports to the State Central Registry against the non-respondent mother alleging that she is abusing and neglecting the subject children. All the reports called in by the respondent father have been investigated by ACS and unfounded. As a result of the respondents actions, the subject child Margaret has been forensically interviewed three (3) times and medically examined. The subject children are frequently woken up in the middle of the night by Emergency Child Protective Services (ECS) investigating the reports called in by the respondent. According to the CPS Hudson, she has informed the respondent of the consequences of calling in cases to the State Central Registry on numerous occasions; but, the respondent continues to make reports without any regards to the impact it has on the subject children.

c. According to the subject child Joe, it is difficult for him to wake up in the morning to go to school because of ECS continuously visiting the home in the middle of the night.

d. According to CPS Yolanda Jones, she has heard the subject child Margaret begging the respondent ROBERT MALEK to not call any more reports against her mother.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

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Secs. 1012, 1031 F.C.A.

(Child Protective)

FAMILY COURT OF THE STATE OF NEW YORK
CITY OF NEW YORK, COUNTY OF KINGS

Attorney: ALMONTE, R

Judge: WILLIAMS, J

-----X

In the Matter of

: Docket No: NN-19410-18

~~MALEK MALEK~~

:
: AMENDED PETITION NEGLECT CASE

:
: A Child Under Eighteen Years
: of Age Alleged to be Neglected by

:
: ROBERT MALEK

:
: Child Protective Specialist:
: ARDAISHA HUDSON
: ACS #: 5236894
: Unit #: 273-1
: Telephone: 718-245-5975

Respondent (s)

-----X

NOTICE: IF YOUR CHILD REMAINS IN FOSTER CARE FOR FIFTEEN (15) OF THE MOST RECENT TWENTY-TWO (22) MONTHS THE AGENCY MAY BE REQUIRED BY LAW TO FILE A PETITION TO TERMINATE YOUR PARENTAL RIGHTS AND MAY FILE BEFORE THE END OF THE 15-MONTH PERIOD.

TO THE FAMILY COURT:

The undersigned petitioner respectfully shows that:

1. Petitioner David A. Hansell, Commissioner of Administration for Children's Services, a Child Protective Agency with offices at 150 William Street, New York, New York, is authorized to file a petition under Article 10 of the Family Court Act.
2. ~~MALEK MALEK~~ is a female child under the age of eighteen years, having been born on ~~12/15/1978~~

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[Handwritten signature]

- 3. Said child resides at whose address is CONFIDENTIAL.
- 4. The father of said child is or is alleged to be ROBERT MALEK whose address is CONFIDENTIAL. The father's date of birth is ~~04-15-53~~. The mother of said child is MARGARET INGOGLIA whose address is CONFIDENTIAL. The mother's date of birth is ~~12-15-30~~.
- 5. (Upon information and belief), said child is a neglected child in that: (Specify grounds of neglect under Section 1012 of the Family Court Act.)
See Addendum I.
- 6. (Upon information and belief), ROBERT MALEK , the Legal Father of said child is the person who is responsible for neglect of said child.
- 7. There currently is not reason to believe, or information that suggests or indicates that the child is a Native American child.

Petitioner is required to obtain education information and to provide that information to foster care providers and other parties to this proceeding. Unless otherwise obtained by release, Petitioner thus seeks a court order to obtain the education records (including special education records) of each child named in this petition who is not placed with a parent(s)/legal guardian(s), and a court order to provide such records to service providers where such records are necessary to enable the service provider to establish and implement a plan of service.

[Handwritten marks]

WHEREFORE, Petitioner prays that an order be made determining the said ~~ME~~ ~~M~~ to be a neglected child, otherwise dealing with said child in accordance with the provisions of Article 10 of the Family Court Act.

Dated: 01/02/2020

David A. Hansell
Petitioner

James E. Johnson
Corporation Counsel
Alan W. Sputz
Special Assistant Corp Counsel

Signature of Attorney
of Counsel

Name

Administration for Children Services
330 JAY STREET
12TH FLOOR
BROOKLYN NY 11201
718-802-2790

VERIFICATION

STATE OF NEW YORK)
COUNTY OF KINGS SS.:

ARDAISHA HUDSON, being duly sworn, deposes and says that (s)he is employed by Administration for Children's Services, a Child Protective Agency; and is acquainted with the facts and circumstances of the above-entitled proceeding; that (s)he has read the foregoing petition and knows the contents thereof; that the same is true to (his) (her) own knowledge except as to those matters therein stated to be alleged upon information and belief, and that as to those matters (s)he believes it to be true.

Petitioner
David A. Hansell, Commissioner
Administration for Children's
Services
By: ARDAISHA HUDSON
Child Protective Specialist

Sworn to before me, this
2nd day of January 2020

Notary Public

anymore." The subject child stated that the respondent PLR makes him "sad."

3. On or about June 29, 2018, the subject child JOE PALOMINO stated to the undersigned that he is "scared" of the respondent PLR and that the subject child JOE PALOMINO has seen the respondent PLR "get in [the non-respondent mothers] face."

Mystical ???

d. On or about June 29, 2018, the undersigned spoke with a caseplanner from Catholic Charities, and the caseplanner stated that she has observed the respondent PLR be "very controlling" over the family, and that the non-respondent mother and subject children are not allowed to remain in the family home until the respondent PLR returns from work, until approximately 10:30 P.M.

3. The respondent PLR ROBERT MALEK fails to supply the children JOE PALOMINO and ~~MARGARET~~ with adequate supervision and guardianship by engaging in bizarre behavior or acts of a similarly serious nature which unreasonably inflicts harm upon the subject children JOE PALOMINO and ~~MARGARET~~.

a. Petitioner re-alleges sections 1-2a-d

b. According to ACS case records the respondent PLR ROBERT MALEK has called thirty (30) reports to the State Central Registry against the non-respondent mother alleging that she is abusing and neglecting the subject children. All the reports called in by the respondent father have been investigated by ACS and unfounded. As a result of the respondents actions, the subject child Margaret has been forensically interviewed three (3) times and medically examined. The subject children are frequently woken up in the middle of the night by Emergency Child Protective Services (ECS) investigating the reports called in by the respondent. According to the CPS Hudson, she has informed the respondent of the consequences of calling in cases to the State Central Registry on numerous occasions; but, the respondent continues to make reports without any regards to the impact it has on the subject children.

c. According to the subject child Joe, it is difficult for him to wake up in the morning to go to school because of ECS continuously visiting the home in the middle of the night.

d. According to CPS Yolanda Jones, she has heard the subject child ~~MARGARET~~ begging the respondent ROBERT MALEK to not call any more reports against her mother.

Based on the foregoing, the subject children are neglected or at risk of becoming neglected pursuant to Article Ten of the Family Court Act.

TS

TS

EXHIBIT I

126

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

In the Matter of a Proceeding under Article 10
of the Family Court Act

Docket Number: 235429

NN- 19410-18

NN - 19411-18

ACS KINGS / MARGARET INGOGLIA PETITIONER

VS

NOTICE OF MOTION

ROBERT MALEK RESPONDENT

FOR MY DAUGHTER AND I TO BE ABLE

TO GO TO CHURCH TOGETHER AS WE HAVE
BEFORE 7-31-2018

TO: ACS KINGS, 150 WILLIAMS STREET, NYC. 10038

ACS KINGS, 330 JAY STREET, BROOKLYN, NEW YORK 11201

MARGARET INGOGLIA, ADDRESS CONFIDENTIAL. ATTN: ROBERT MAES 195 MONTAGUE
STREET, 5TH FLOOR, BROOKLYN, NEW YORK 11201

Please take notice, that upon the annexed affidavit of ROBERT MALEK sworn to
1-21-2020 and upon all the proceedings heretofore had herein, a motion will
be made at this Court at 330 Jay Street, Brooklyn, New York 11201 in Part 6 room 10.38 on
3/13/20 or as soon thereafter as parties / counselor can be heard for a
**NOTICE OF MOTION FOR MY DAUGHTER AND I TO BE ABLE TO GO TO CHURCH TOGETHER AS
WE HAVE BEFORE 7-31-2018** and for such other and further relief as to the Court may seem
just and proper.

Dated: 3/5/20
11

Yours, etc. Robert Malek

~~10~~

127

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

ACS,

PLANTIFF

INDEX NUMBER:

NN-19410,11-18

against

AFFIDAVIT IN SUPPORT OF

ROBERT MALEK ,

ORDER TO SHOW CAUSE

DEFENDANT

FOR MY DAUGHTER AND I TO BE ABLE TO

GO TO CHURCH TOGETHER AS WE HAVE

BEFORE 7-31-2018

STATE OF NEW YORK COUNTY OF KINGS, ss :

ROBERT MALEK, BEING DULY SWORN DEPOSES AND SAYS :

1. I AM THE DEFENDANT AND THE MOVANT IN THIS ACTION. I MAKE THIS AFFIDAVIT FOR MY DAUGHTER AND I TO BE ABLE TO GO TO CHURCH TOGETHER AS WE HAVE BEFORE 7-31-2018

PLEASE SEE EXHIBIT A.

EXHIBIT B IS A LETTER FROM A CHURCH THAT I HAVE STARTED GOING TO IN OCTOBER OF 2019 AND FELLOWSHIP IN NOVEMBER OF 2019.

EXHIBIT C IS A LETTER FROM THE JOANN FARRETTI OF THE DISTRICT ATTORNEYS OFFICE

I AM ALSO A LICENSED NOTARY PUBLIC. A PUBLIC OFFICER. EXHIBIT D

2. TO DENY OUR DAUGHTER THE PRACTICE OF OUR RELIGION AND THE EXERCISE OF ITS RIGHT AND TO BE INVOLVED WITH THE CHURCH AND ITS FUNCTIONS IS IN VIOLATION OF

~~127~~

12p

OUR CONSTITUTIONAL 1ST AMENDMENT RIGHTS.

3. IT VIOLATES THE 1ST AMENDMENT RIGHT OF MY DAUGHTER AND I NOT TO BE ABLE TO GO TO CHURCH AND/OR BE INVOLVED WITH A CHURCH FUNCTION ESPECIALLY SINCE HER MOTHER IS OF THE SAME RELIGION.

4. WE HAVE BEEN UNABLE TO GO TO CHURCH FOR ALMOST 2 YEARS NOW...

5. TO DENY OUR DAUGHTER THE PRACTICE OF OUR RELIGION, THE EXERCISE OF OUR 1ST AMENDMENT RIGHT AND TO BE INVOLVED WITH THE CHURCH AND ITS FUNCTIONS IS IN VIOLATION OF OUR CONSTITUTIONAL RIGHTS.

6. HER MOTHER AND I SHARE THE SAME RELIGION. WE BOTH CELEBRATED CHRISTMAS AND I BOUGHT M... J... AND M... A TREE. SOMETHING THAT OF COURSE ACS DIDNT TELL YOU.

7. PICTURES AT ACS + CFS VISITATION. EXHIBIT E.
OF MY DAUGHTER, DAUGHTER IN.

DATE: 1-21-2020

BY: [Signature]

ROBERT MALEK

SWORN TO BEFORE ME ON THE 21ST DAY OF JANUARY, 2020

[Signature]

[Signature]

NOTARY PUBLIC

ROBERT MALEK

LORI-ANN URKONIS
Notary Public, State of New York
No. 04UR6296479
Qualified in Kings County
Commission Expires February 03, 2022

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~~50~~

ADDENDUM TO AFFIDAVIT

I, ROBERT MALEK, DECLARE UNDER PENALTY OF PERJURY TO THE BEST OF MY KNOWLEDGE AND BELIEF THAT THE ENVIRONMENT AT ACS VISITATION IS ADVERSARIAL, ABUSIVE AND RETALIATORY. FUTRHERMORE, THERE IS A CONFLICT OF INTEREST THAT EXISTS HERE AS WELL FOR THE PETITIONER TO BE EVALUATING THE RESPONDENT.

THE REPORTS THAT HAVE BEEN FILED AGAINST ME ARE FALSE.

PLEASE VIEW EXHIBIT F 3 WHICH CLEARLY SHOWS ACS LYING AGAINST RESPONDENT BY CONTRADICTION OF THEIR OWN STATEMENTS.

I HAVE BEEN TOLD BY MRS. DAUGHERTY THAT I CANNOT PLACE MY HAND ON MY DAUGHTERS SHOULDER, AND IF SO I CANNOT MOVE IT. 1/3/20.....

I HAVE BEEN TOLD THIS BY HER AGAIN AT A SUBSEQUENT VISITATION.

MRS BEYHO TOLD ME MY DAUGHTER CANT SIT ON THE FLOOR WITH OTHER CHILDREN AND IF SO, I CANNOT SIT WITH HER. ALSO, WHEN I WALKED INTO THE COMMON AREA WITH HER I WAS TOLD THAT I CANT TALK TO HER IF THEY CANT HEAR WHAT I SAY.

I HAVE BEEN PREVENTED FROM TAKING ANY PICTURES OF MY DAUGHTER OR OF I OR US TOGETHER.....

I HAVE BEEN TOLD BY GARCIA THAT M [REDACTED] CANNOT SIT ON MY OWN LEG IF SHE WISHES, NOR CAN I CARRY HER IF SHE WANTS TO LOOK OVER THE PETITION AT THE OTHER CHILDREN PLAYING.

MY DAUGHTER HAS BEEN TOLD THAT SHE CANT TELL ME ANYTHING ABOUT HER LIFE OUTSIDE OF VISITATION AND MY DAUGHTER IS CRITICIZED FOR TELLING ME ANYTHING BY GARCIA.

GARCIA RECENTLY DID NOT EVEN WANT ME TO SHOW MY DAUGHTER PICTURES ON MY PHONE OF A FAMOUS GYM I ATTENDED, NOR DID SHE WANT ME TELLING HER ANYTHING ABOUT CALIFORNIA WHERE I LIVED. M [REDACTED] BECAME VERY EXCITED IN THE PAST WHEN WE DROVE BY A GYM WHERE SHE SAW PEOPLE EXERCISING.

THE ENVIRONMENT AT ACS IS ADVERSARIAL, RETALIATORY, AND ABUSIVE, VIOLATING OUR CONSTITUTIONAL RIGHTS. US NOT BEING ABLE TO TAKE PICTURES OF EACH OTHER PUNISHES US NOW AND IN THE FUTURE TO HAVE NO MEMORIES TOGETHER.....

I AM REQUESTING ALL VISITATION TO BE AT CHURCH MOVING FORWARD....

PLEASE VIEW EXHIBIT OF THE VIOLATION OF OUR RIGHTS. LEGALLY WE ARE ALLOWED TO TAKE PICTURES OF EACH OTHER.... AS WELL AS HAVE VIDEO OF MEMORIES SUCH AS HOME MOVIES. WE ARE PRESENTED FROM DOING SO. OUR FIRST AMENDMENT RIGHTS ARE BEING VIOLATED. EXHIBIT G 3 FURTHERMORE, THE NO RECORDING BAN DOES NOT ALLOW ME TO HAVE ANY EVIDENCE TO PROVE THE TRUTHFULNESS OF MY STATEMENTS.

FOR FATHER AND DAUGHTER TO HAVE NO PHOTOGRAPHIC OR VIDEO MEMORIES FOR THE REST OF OUR LIVES FOR MORE THAN A YEAR NOW FOR FATHER AND DAUGHTER TOGETHER AS A CHILD AS HE GROWS UP CONSTITUTES CRUEL AND UNUSUAL PUNISHMENT SINCE THERE WILL BE A

[Handwritten signature]

PERMANENT BLANK IN OUR LIVES FOR THE REST OF OUR LIVES AND OUR CHILDRENS CHILDRENS LIVES PERMANENTLY.

WHERE I HAVE TO PARK, IT IS NO STANDING UNTIL 4 PM. GARCIA TOLD ME THAT IF I SHOW UP AT 4:05 I WILL LOSE THAT TIME WITH MY DAUGHTER. SO IF THE MOTHER COMES LATE, IT IS OK BUT IF I DO, IT IS NOT OKAY. EVEN IF THE SITUATION IS OUT OF MY CONTROL. EXHIBIT ~~4~~ H.

THE TIME THAT I HAD TO SERVE THE 8 OSC'S AND REPLY AFFIDAVIT I RECEIVED BACK THE OSC'S LATE FROM THE COURT. HENCEFORTH I ENDED UP BEING 45 MINUTES LATE. THIS WAS ONLY THE THIRD TIME I HAVE EVER BEEN LATE TO VISITATION SINCE 7-31-2018. ACS MAKES UP NOTHING FOR ME WHEN MEANWHILE THE MOTHER HAS BEEN LATE MORE THAN 2500 MINUTES....

THE DAY I WAS IN THE HOSPITAL AND COULDNT SEE MY DAUGHTER, I PROVIDED BEYHO A LETTER FROM THE HOSPITAL. REGARDLESS, I LOST THAT TIME AND ACS WONT MAKE UP THAT TIME FOR FATHER AND DAUGHTER. THAT DAY WAS JAN. 7, 2020 EXHIBIT ~~I~~ I.

THERE HAVE BEEN APPROXIMATELY 35 CANCELLATIONS BY THE MOTHER AND THEY WONT MAKE UP 1 CANCELLATION FROM ME.

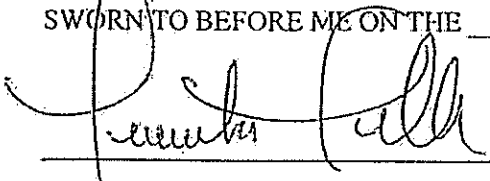
GARCIA HAS ALSO TOLD ME THAT SHE IS NOT ALLOWING ME TO GIVE MY DAUGHTER MY LIQUID MULTI-VITAMINS BECAUSE IT WASN'T SEALED BEFORE I GAVE IT TO HER. THAT I HAVE TO BUY A NEW BOTTLE FOR EVERY TIME I WANT TO GIVE HER SUPPLEMENTS WHICH IS TOTALLY CRAZY. AT THE LAST VISIT MY DAUGHTER TELLS ME THAT SHE WAS THROWING UP LAST NIGHT 4 TIMES AFTER SHE ATE AT MC DONALDS YESTERDAY AND THAT I SHOULD GIVE HER GOOD FOOD. THIS HAS HAPPENED IN MAY OF 2019 AT KEVIN GORRASI, CFS THAT I SUPPOSEDLY GAVE HER BAD MILK AND SHE DIDN'T WANT TO HAVE MY MILK AFTER SHE TOLD ME SHE THREW UP. HER MOTHER BLAMED HER DAUGHTER GETTING SICK ON ME AND NOW GARCIA IS JOINING IN WITH SUCH FALSE STATEMENTS.

I AM REQUESTING THE FOLLOWING RELIEF :

MY DAUGHTER AND I TO BE ABLE TO ATTEND CHURCH AND ITS FUNCTIONS THREE TIMES A WEEK FOR WHATEVER TIME THE RELIGIOUS MEETING OR FUNCTION LASTS. MY DAUGHTER AND I HAVE SUFFERED LONG ENOUGH WITH ONLY 4 HOURS A WEEK. THIS IS ABSURD.

ACS IS NOT TO HARASS, DISTURB OR ATTEND OUR CHURCH WHEN WE ARE THERE TOGETHER. OUR RELIGIOUS RIGHT IS NOT TO BE INTERFERED WITH BY ACS.

SWORN TO BEFORE ME ON THE 9th DAY OF March 2020.



NOTARY PUBLIC



ROBERT MALEK

JENNIBA SILLA
NOTARY PUBLIC-STATE OF NEW YORK
No. 01516297629
Qualified in Kings County
My Commission Expires 02/24/22

EXHIBIT INDEX

A) LETTER FROM CHRISTIAN LIFE DEVOTION, M PLAYING THE DRUMS AT CHURCH,
M... ; OUT BOWLING WITH CHURCH GROUP.

B) LETTER FROM FRANK AT LEFFERTS PARK CHURCH.

C) LETTER FROM JOANN FARETTI, DISTRICT ATTORNEYS OFFICE.

D) ROBERT MALEK, NOTARY PUBLIC, PUBLIC OFFICER.

E) PICTURE BY VISITATION

F) ACS LYING - CONTRADICTING THEIR OWN STATEMENTS

G) 1ST AMENDMENT RIGHTS

H) I LOSE TIME WITH MY DAUGHTER DUE TO PARKING. ACS DOESN'T CARE.

I) "DOCTORS NOTE" FOR JAN. 7, 2020 VISIT NOT MADE UP.



EXHIBIT A



Christian Life Devotion

714 East 89th Street, Brooklyn, NY, 11236 - 718-483-6480
Senior Pastor Remy Jeanty, Jr.

January 1, 2019

Free Will Offering for the 2018 Calendar Year

Total Freewill Offering Received: \$130.00

Freewill Offered by:

Robert Malek
1110 E 101st Street
Brooklyn, NY 11236

You have given willingly in accordance with your love for Jesus Christ our Lord and Savior, just like the Macedonia church as recorded in 2 Corinthian 8:1-15 (NLTse) you did answer the call to generous giving, we the Board of Christian Life Devotion are encouraged by your generosity and faithfulness to that call.

The Treasurer states: that no goods or services were received by the donor in return for total freewill offering shown above.

Treasurer

Eliett Giron-Fowler - Trustee



THE 2011 AND 2012 PHOTOS WERE TAKEN BY THE AUTHOR AND ARE NOT TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM.



EXHIBIT B

I thank you for your letter of
 11/15/21 regarding the matter
 which was on 6/15/21. The
 matter was closed by the
 Department and by the
 Department. I am sorry that
 I was not able to assist you
 in this matter. I am sorry
 that I was not able to assist
 you in this matter. I am
 sorry that I was not able to
 assist you in this matter.

My phone number is 312-913-4776
 and my fax number is 312-913-4777.
 I am sorry that I was not able
 to assist you in this matter.

Sincerely,
 A. Reynolds
 Director

Handwritten mark

EXHIBIT C



September 18, 2019

Dear Sir/Madam:

My name is Joann Ferretti and I work for Kings County District Attorney Office of Brooklyn, New York. I have the pleasure of knowing Robert Malek for over 3 years.

And during that time, I have come to highly value him kind and conscientious approach towards life. Mr. Malek is a person who shows respect towards others. To be gracious, kind, pleasant.

His interactions with his daughter that I have encountered showed a loving father who wants the best for his daughter. Mr. Malek is a mature, responsible person who is sincere and kind and would never harm his child, he speaks to his daughter like a person. Robert Malek is a loving father and cherishes his daughter. He never neglected his daughter.

He has never raised his voice or raised his hands to hurt his daughter or any person for that matter. I never heard his daughter complain once, as she truly understands her father. Mr. Malek is by no means a hardened criminal or sex offender. Thank you for your consideration. Any questions I can be reached at 718-250-2112.

Sincerely,

Joann Ferretti

Joann Ferretti

Sasha M. Pemberton
SASHA M PEMBERTON
NOTARY PUBLIC, STATE OF NEW YORK
REG. NO. 02PE6257400
QUALIFIED IN NEW YORK COUNTY
COMMISSION EXPIRES 3/13/2022

[Handwritten mark]

EXHIBIT D

14

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~~140~~

Department of State
Division of Licensing Services
Licensee Information

ID Number: 01MA6389963

Name: MALEK ROBERT M

Business Name: NOT APPLICABLE

Business Address: NOT APPLICABLE

County: KINGS

License Type: NOTARY PUBLIC

Expires: 05/20/2023

[[Name Search](#)] [[Business Name Search](#)] [[ID Search](#)]
[[Licensee Search Menu](#)]

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141

EXHIBIT E

[Handwritten signature]



AT CFS VISITATION

[Handwritten mark]



AT ACS VISITATION
PICTURE TAKEN BY ACS

144



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~~150~~

J.D. 1





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EXHIBIT J

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148

1 MR. MALEK: It's a you know to be in public
2 transportation. I mean I'd rather take the risk of
3 saying you know with all this going on I get the
4 headlines in the paper even he brought up the corona
5 virus today, right? Didn't want to come in what because
6 of the corona virus?

7 MR. MAES: If my client has any concerns with
8 (inaudible) children getting to the visits, then I can
9 raise that directly with ACS and they can make the
10 necessary accommodations.

11 MR. MALEK: Well I'm also a father too. I'm
12 sort of if something happens if something happens to her
13 I mean I'd rather have the (inaudible) facilities out
14 there in Manhattan for instance. I've also in one of my
15 motions, I requested I go to Church with my daughter.
16 It's been 2 years. I used to go I have pictures there we
17 used to go to Church. I don't think it's fair that we're
18 denied Church for more than 2 years. I think it's our
19 constitutional right. I have pictures where we used to
20 go together. So I don't know I just I had hoped we could
21 have visitation over at Church in Manhattan. I mean I
22 think it'd be safer. I think it's be very nice for us.
23 You know I really would like that.

24 MR. MAES: So (inaudible) I don't want to take
25 up too much time because I am appearing--

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THE COURT: Well I'm ready to close the record because I did give this case an hour.

MR. MAES: Yeah.

THE COURT: We're now at an hour and 7 minutes and I have a case waiting now.

MR. MAES: I just want to make sure that the V-docket that I (inaudible) issued.

THE COURT: Oh, the V-petition, yes. Mr. Malek accepted service on the V. And I believe Mr. Malek has a V-petition filed elsewhere. So--

HMM. HOW DOES SHE KNOW THIS?
HAVING EX PARTE COMMUNICATION
WITH SOMEONE. THERE IS AN ACTION
IN SUPREME COURT 54441/19.

MR. MAES: Mr. Malek, you're welcome to email me copies of any petitions that he has yet to serve me on and I'll accept service.

THE COURT: Ok.

MR. MALEK: If I want if I want to file any other type of family offense petition, would I do that in a different in a different courthouse as not to as not to infringe upon the this proceeding forward if I have any concerns about what's happening with my daughter? Because I do in reference to the chronic we didn't get to the chronic illness thing. My daughter is so chronically ill, ACS has indicated this as far as the children being chronically ill. And I recently measured my daughter visitation with a tape measure, and her growth is stunted. She's not a she was a proper height two years

1 ago when she was with me at 37 inches. I have the
2 medical records on that. And her and instead of being a
3 42 ½ now she's at 40 and a half to 41 instead of 42 and a
4 half. She's not growing also she's not growing 2 and a
5 half inches a year. Not only do we have a situation with
6 me calling the SCR repeatedly about chronic illness,
7 they've indicated it and now we have where not just my
8 daughter's growth is below normal, but her height is also
9 below normal. And I have I did bring documents in
10 reference to that today. I know we don't have the time.
11 But you know Mr. Malek has been sounding the alarm here.
12 The SCR has proven it with the indicated and now it's
13 further being proven with my daughter's growth being
14 stunted which I can show you documents that show that she
15 did not she's growing below normal. Her height is below
16 normal. That was not the case before she was taken away.
17 My daughter was only sick during one month for the whole
18 3 and a half years that she was with me. Joe was never
19 sick. I have an excellent track record as far as keeping
20 the children healthy. I'm not I'm not necessarily
21 stating this as a means with which to get the children
22 away from the mother, but what I'm concerned about is
23 that at the at one of the visits I wanted to give my
24 daughter her multi-vitamins from my liquid multi-vitamin
25 and Ms. Garcia said no you can't do that because it's

EXHIBIT K



robert malek <abc75abc@gmail.com>

discovery not received, order to show cause

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>, jdiffiore@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

153
[Handwritten signature]

EXHIBIT L



robert malek <abc75abc@gmail.com>

EDDS Alert: Kings County Family Court (EDDS) - Child Protective Proceeding - <OTHER (ENTER DESCRIPTION IN FIELD BELOW)> Fam-Kings1 (Kings County Family Court -v- Child Protective Proceeding)

3 messages

edds@nycourts.gov <edds@nycourts.gov>
To: abc75abc@gmail.com, edds@nycourts.gov

Fri, Nov 5, 2021 at 3:01 PM



**Kings County Family Court (EDDS)
Notification of Receipt
11/05/2021**

On 11/05/2021, the EDDS System received the documents listed below from submitter robert m malek, abc75abc@gmail.com. Please keep this notice for your records.

Documents submitted through EDDS after 3:00 PM will not be reviewed until the next date that the Family Court is in session

Re: Family Offense Petitions sent during our non-business hours:

- IF THIS IS AN EMERGENCY and you are in danger, please call 911
- If it is after 3:00 PM and you need to file a Family Offense Petition, you may choose to go to Criminal Court to have your petition processed.

For the location of the nearest Criminal Court go to <http://nycourts.gov/courts/> and click on "Criminal Court"

Sender Information

Document(s) ID: DBKD5R
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert m malek
Organization/Agency/Firm Name:
Represented Party: robert malek
Party Role: respondent
Phone Number: 9294418429
Email Address: abc75abc@gmail.com
Reason for Sending Documents: discovery request

Documents Received

Document	Received Date
OTHER (ENTER DESCRIPTION IN FIELD BELOW) discovery request	11/05/2021

Receiver Contact Information

Name: Kings County Family Court (EDDS)
Email Address: KingsFamilyCourt@nycourts.gov

155

Note - this email address is for correspondence only - No documents will be accepted through this email address.

NOTE: The sending and/or receipt of any documents through the courts Electronic Document Delivery System (EDDS) does not constitute service upon any other party, nor does it constitute filing of those documents with the court or County Clerk.

edds@nycourts.gov <edds@nycourts.gov>
To: edds@nycourts.gov, ABC75ABC@gmail.com

Fri, Nov 5, 2021 at 3:05 PM



Kings County Family Court (EDDS) Notification of Receipt 11/05/2021

On 11/05/2021, the EDDS System received the documents listed below from submitter robert m malek, ABC75ABC@GMAIL.COM. Please keep this notice for your records.

Documents submitted through EDDS after 3:00 PM will not be reviewed until the next date that the Family Court is in session

Re: Family Offense Petitions sent during our non-business hours:

- IF THIS IS AN EMERGENCY and you are in danger, please call 911
- If it is after 3:00 PM and you need to file a Family Offense Petition, you may choose to go to Criminal Court to have your petition processed.

For the location of the nearest Criminal Court go to <http://nycourts.gov/courts/> and click on "Criminal Court"

Sender Information

Document(s) ID: WAUKYI
 Case Number: nn 19410-18, nn 19411-18
 Case Title: acs vs malek
 Name: robert m malek
 Organization/Agency/Firm Name: ROBERT MALEK
 Represented Party: robert malek
 Party Role: respondent
 Phone Number: 9294418429
 Email Address: ABC75ABC@GMAIL.COM
 Reason for Sending Documents: osc for my daughter and i to go to church together as we have in the past

Documents Received

Document	Received Date
OTHER (ENTER DESCRIPTION IN FIELD BELOW) order to show cause [Quoted text hidden]	11/05/2021

edds@nycourts.gov <edds@nycourts.gov>
To: edds@nycourts.gov, ABC75ABC@gmail.com

Fri, Nov 5, 2021 at 7:56 PM

Kings County Family Court (EDDS) Notification of Receipt

156
~~156~~



11/05/2021

On 11/05/2021, the EDDS System received the documents listed below from submitter robert m malek, ABC75ABC@GMAIL.COM. Please keep this notice for your records.

Documents submitted through EDDS after 3:00 PM will not be reviewed until the next date that the Family Court is in session

Re: Family Offense Petitions sent during our non-business hours:

- IF THIS IS AN EMERGENCY and you are in danger, please call 911
- If it is after 3:00 PM and you need to file a Family Offense Petition, you may choose to go to Criminal Court to have your petition processed.

For the location of the nearest Criminal Court go to <http://nycourts.gov/courts/> and click on "Criminal Court"

Sender Information

Document(s) ID: 68CADM
 Case Number: nn 19410-18, nn 19411-18
 Case Title: acs vs malek
 Name: robert m malek
 Organization/Agency/Firm Name: ROBERT MALEK
 Represented Party: robert malek
 Party Role: respondent
 Phone Number: 9294418429
 Email Address: ABC75ABC@GMAIL.COM
 Reason for Sending Documents: osc for my daughter and i to be able to go to church together

[Quoted text hidden]

157
~~127~~

EXHIBIT M



robert malek <abc75abc@gmail.com>

discovery not received, order to show cause

Fri, Nov 5, 2021 at 3:26 PM

Henderson Brathwaite <hbrathwa@nycourts.gov>

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" <shella.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

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

1/59
HBA




robert malek <abc75abc@gmail.com>

scan 1001 was identical to scan 1000. " error " here is the second intended filing.....
2 messages


robert malek <abc75abc@gmail.com> Fri, Nov 5, 2021 at 7:50 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>

from robert malek
for my daughter and I to be able to go to church together.....
scan 1001 osc being able to go to church with my daughter

 **Scan 1001 osc being able to go to church with my daughter.pdf**
560K

robert malek <abc75abc@gmail.com> Fri, Nov 5, 2021 at 7:58 PM
To: jdifiore@nycourts.gov, sheila.poole@ocfs.ny.gov, Shi-Shi.Wang@ag.ny.gov, david.hansell@acs.nyc.gov, jsabel@legal-aid.org

[Quoted text hidden]

 **Scan 1001 osc being able to go to church with my daughter.pdf**
560K

160



robert malek <abc75abc@gmail.com>

EDDS Alert: Kings County Family Court (EDDS) - Child Protective Proceeding - <OTHER (ENTER DESCRIPTION IN FIELD BELOW)> Fam-Kings1 (Kings County Family Court -v- Child Protective Proceeding)

3 messages

edds@nycourts.gov <edds@nycourts.gov>
To: edds@nycourts.gov, ABC75ABC@gmail.com

Mon, Nov 8, 2021 at 10:53 AM



**Kings County Family Court (EDDS)
Comment Added to Case
11/08/2021**

Comment from Court User - Beverly Stanley

AS THIS IS NOT THE CORRECT FORMAT FOR AN OTSC, PLEASE REFILE USING THE LINK PROVIDED.....<http://ww2.nycourts.gov/forms/familycourt/general.shtml>

Sender Information

Document(s) ID: WAUKYI
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert m malek
Organization/Agency/Firm Name: ROBERT MALEK
Represented Party: robert malek
Party Role: respondent
Phone Number: 9294418429
Email Address: ABC75ABC@GMAIL.COM
Reason for Sending Documents: osc for my daughter and I to go to church together as we have in the past

Document Information

Document Type: OTHER (ENTER DESCRIPTION IN FIELD BELOW)
Additional Document Information: order to show cause
Filed Date: 11/05/2021

Receiver Contact Information

Name: Kings County Family Court (EDDS)
Email Address: KingsFamilyCourt@nycourts.gov
Note - this email address is for correspondence only - No documents will be accepted through this email address.

NOTE: The sending and/or receipt of any documents through the courts Electronic Document Delivery System (EDDS) does not constitute service upon any other party, nor does it constitute filing of those documents with the court or County Clerk.

robert malek <abc75abc@gmail.com>
To: edds@nycourts.gov

Mon, Nov 8, 2021 at 5:58 PM

[Handwritten signature]
11/61

I refiled. Please advise.
Rmalek

On Mon, Nov 8, 2021, 10:53 AM <edds@nycourts.gov> wrote:



Kings County Family Court (EDDS)

Comment Added to Case

11/08/2021

Comment from Court User - Beverly Stanley

AS THIS IS NOT THE CORRECT FORMAT FOR AN OTSC, PLEASE REFILE USING THE LINK PROVIDED....<http://ww2.nycourts.gov/forms/familycourt/general.shtml>

Sender Information

Document(s) ID: WAUKYI
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert m malek
Organization/Agency/Firm Name: ROBERT MALEK
Represented Party: robert malek
Party Role: respondent
Phone Number: 9294418429
Email Address: ABC75ABC@GMAIL.COM
Reason for Sending Documents: osc for my daughter and i to go to church together as we have in the past

Document Information

Document Type: OTHER (ENTER DESCRIPTION IN FIELD BELOW)
Additional Document Information: order to show cause
Filed Date: 11/05/2021

Receiver Contact Information

Name: Kings County Family Court (EDDS)
Email Address: KingsFamilyCourt@nycourts.gov
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NOTE: The sending and/or receipt of any documents through the courts Electronic Document Delivery System (EDDS) does not constitute service upon any other party, nor does it constitute filing of those documents with the court or County Clerk.

robert malek <abc75abc@gmail.com>
To: edds@nycourts.gov

Tue, Nov 9, 2021 at 11:47 AM

I had re filed. Please advise.

On Mon, Nov 8, 2021, 5:58 PM robert malek <abc75abc@gmail.com> wrote:
I refiled. Please advise.
Rmalek

161.1

~~191~~

On Mon, Nov 8, 2021, 10:53 AM <edds@nycourts.gov> wrote:

Kings County Family Court (EDDS)



Comment Added to Case 11/08/2021

Comment from Court User - Beverly Stanley

AS THIS IS NOT THE CORRECT FORMAT FOR AN OTSC, PLEASE REFILE USING THE LINK PROVIDED....<http://ww2.nycourts.gov/forms/familycourt/general.shtml>

Sender Information

Document(s) ID: WAUKYI
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert m malek
Organization/Agency/Firm Name: ROBERT MALEK
Represented Party: robert malek
Party Role: respondent
Phone Number: 9294418429
Email Address: ABC75ABC@GMAIL.COM
Reason for Sending Documents: osc for my daughter and i to go to church together as we have in the past

Document Information

Document Type: OTHER (ENTER DESCRIPTION IN FIELD BELOW)
Additional Document Information: order to show cause
Filed Date: 11/05/2021

Receiver Contact Information

Name: Kings County Family Court (EDDS)
Email Address: KingsFamilyCourt@nycourts.gov
Note - this email address is for correspondence only - No documents will be accepted through this email address.

NOTE: The sending and/or receipt of any documents through the courts Electronic Document Delivery System (EDDS) does not constitute service upon any other party, nor does it constitute filing of those documents with the court or County Clerk.

161.2
~~207~~

EXHIBIT N

EXHIBIT O



robert malek <abc75abc@gmail.com>

Are you still blocking my osc for my daughter and I to go to church together ?

1 message

robert malek <abc75abc@gmail.com>

Tue, Nov 9, 2021 at 2:21 PM

To: Beverly Stanley <bstanley@nycourts.gov>, edds@nycourts.gov

Mrs Stanley,
Are you still blocking this ?

Rmalek

162.1

~~287A~~

EXHIBIT P



robert malek <abc75abc@gmail.com>

Beverly Stanley of ny courts is blocking my filing of osc for my daughter and I to go to church together

4 messages

robert malek <abc75abc@gmail.com> Wed, Nov 10, 2021 at 3:49 AM
To: IG <ig@nycourts.gov>, jdifiore@nycourts.gov, letitia.james@ag.ny.gov, robert malek <abc75abc@gmail.com>, sheila.poole@ocfs.ny.gov

Dear office of court administration aka Janet difiore aka excellence initiative,

Dear new york state inspector General,

Dear attorney general letitia james,

Beverly Stanley of the new york state unified court system is not allowing my osc to be filed upon edds which requests for my daughter and I to be able to go to church together BECAUSE THE OSC IS NOT FILED ON A NEW YORK STATE FORM....

I'm sorry but it doesn't have to be.

Court is on the 16th.
New york state and Beverly Stanley cannot prevent me from filing process upon my case for this cause.

The first amendment rights of my daughter and I are being violated as well as my due process rights as well.

I request your prompt attention to this matter.

Thank You,

Sincerely,
Robert Malek
Acs complaints.com
929 441 8429

robert malek <abc75abc@gmail.com> Wed, Nov 10, 2021 at 2:07 PM
To: Andrea Schmall <arobinschmall@gmail.com>

----- Forwarded message -----
From: robert malek <abc75abc@gmail.com>
Date: Wed, Nov 10, 2021, 3:49 AM
Subject: Beverly Stanley of ny courts is blocking my filing of osc for my daughter and I to go to church together
To: IG <ig@nycourts.gov>, <jdifiore@nycourts.gov>, <letitia.james@ag.ny.gov>, robert malek <abc75abc@gmail.com>, <sheila.poole@ocfs.ny.gov>

Dear office of court administration aka Janet difiore aka excellence initiative,

Dear new york state inspector General,

Dear attorney general letitia james,

Beverly Stanley of the new york state unified court system is not allowing my osc to be filed upon edds which requests for my daughter and I to be able to go to church together BECAUSE THE OSC IS NOT FILED ON A NEW YORK STATE FORM....

164

5/9/22, 12:44 AM

Gmail - Beverly Stanley of ny courts is blocking my filing of osc for my daughter and I to go to church together

I'm sorry but it doesn't have to be.

Court is on the 16th.

New york state and Beverly Stanley cannot prevent me from filing process upon my case for this cause.

The first amendment rights of my daughter and I are being violated as well as my due process rights as well.

I request your prompt attention to this matter.

Thank You,

Sincerely,
Robert Malek
Acs complaints.com
929 441 8429

robert malek <abc75abc@gmail.com>

Fri, Nov 12, 2021 at 3:15 PM

To: IG <ig@nycourts.gov>, jdifiore@nycourts.gov, letitia.james@ag.ny.gov, robert malek <abc75abc@gmail.com>, sheila.poole@ocfs.ny.gov, david.hansell@acs.nyc.gov

On Wed, Nov 10, 2021, 3:49 AM robert malek <abc75abc@gmail.com> wrote:

Dear office of court administration aka Janet difiore aka excellence initiative,

Dear new york state inspector General,

Dear attorney general letitia james,

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I'm sorry but it doesn't have to be.

Court is on the 16th.

New york state and Beverly Stanley cannot prevent me from filing process upon my case for this cause.

The first amendment rights of my daughter and I are being violated as well as my due process rights as well.

I request your prompt attention to this matter.

Thank You,

Sincerely,
Robert Malek
Acs complaints.com
929 441 8429

robert malek <abc75abc@gmail.com>

Fri, Nov 12, 2021 at 3:58 PM

To: IG <ig@nycourts.gov>, jdifiore@nycourts.gov, letitia.james@ag.ny.gov, robert malek <abc75abc@gmail.com>, sheila.poole@ocfs.ny.gov, david.hansell@acs.nyc.gov

Acs filed an osc to put me in jail claiming my calls to the scr were false on 1 2 2020 and an osc to stop visitation October 16, 2018 with my daughter for calling 911 for her at visitation on october 11 2018 that did not conform to the requested format.

They had no issue with acs. Why me ?

Robert Malek

On Fri, Nov 12, 2021, 3:15 PM robert malek <abc75abc@gmail.com> wrote:

165
~~165~~

On Wed, Nov 10, 2021, 3:49 AM robert malek <abc75abc@gmail.com> wrote:
Dear office of court administration aka Janet difiore aka excellence initiative,

Dear new york state inspector General,

Dear attorney general letitia james,

Beverly Stanley of the new york state unified court system is not allowing my osc to be filed upon edds which requests for my daughter and I to be able to go to church together BECAUSE THE OSC IS NOT FILED ON A NEW YORK STATE FORM....

I'm sorry but it doesn't have to be.

Court is on the 16th.
New york state and Beverly Stanley cannot prevent me from filing process upon my case for this cause.

The first amendment rights of my daughter and I are being violated as well as my due process rights as well.

I request your prompt attention to this matter.

Thank You,

Sincerely,
Robert Malek
Acs complaints.com
929 441 8429

166
~~166~~

EXHIBIT Q

FAMILY COURT OF THE STATE OF NEW YORK

COUNTY OF KINGS

ACS, Petitioner

NN 19410-18

vs.

NN-19411-18

FILE NUMBER 235429

ROBERT MALEK, Respondent

ORDER TO SHOW CAUSE REQUESTING

**BEING ABLE TO GO TO CHURCH WITH
MY DAUGHTER**

UPON THE AFFIDAVIT IN SUPPORT OF ORDER TO SHOW CAUSE FOR BEING ABLE TO GO TO CHURCH WITH MY DAUGHTER, VERIFIED THE 5TH DAY OF NOVEMBER 2021, ANNEXED HERETO, IT IS **ORDERED** THAT ACS AND INGOGLIA / MAES ~~SH~~ SHOW CAUSE BEFORE THIS COURT AT 320 JAY STREET, NEW YORK, ON THE 16 DAY OF ~~APRIL~~ ^{NOV.} 2021 AT 9 O CLOCK IN THE MORNING / AFTERNOON OF THIS DAY, OR AS SOON THEREAFTER AS THE PARTIES CAN BE HEARD, WHY AN ORDER SHOULD NOT BE MADE AS FOLLOWS :

BEING ABLE TO GO TO CHURCH WITH MY DAUGHTER

I AM REQUESTING THE FOLLOWING RELIEF :

- 1. TO BE ABLE TO GO TO CHURCH WITH MY DAUGHTER AS WE HAVE BEFORE. NO RELIGIOUS CONFLICT EXISTS.**
- 2. IF MARGARET INGOGLIA COMES LATE OR CANCELS ^{WITHOUT GOOD VALID CAUSE} SHE LOSES CUSTODY OF MY DAUGHTER.**

AND IT IS FURTHER ORDERED THAT SERVICE BY EMAIL AND EDDS (WHICH IS HOW THE PARTIES ARE ROUTINELY HANDLING CORRESPONDENCE DURING COVID) A COPY OF THIS ORDER TOGETHER WITH THE PAPERS UPON WHICH IT IS GRANTED UPON _____, ON OR BEFORE THE _____ DAY OF _____, 2021 BE DEEMED SUFFICIENT SERVICE.

DATED: _____, _____, 2021

ENTER : _____

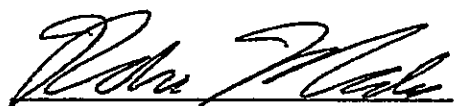
FAMILY COURT JUDGE

168
~~235~~

I, ROBERT MALEK, DECLARE UNDER PENALTY OF PERJURY THE FOLLOWING :

1. MY DAUGHTER AND I HAVENT SEEN EACH OTHER FOR MORE THAN A YEAR AND A HALF.
2. WE IN THE PAST WOULD ROUTINELY GO TO CHURCH TOGETHER.
3. RELIGION HAS BEEN TAKEN FROM US.
4. THERE IS NO RELIGIOUS CONFLICT BETWEEN FATHER AND MOTHER OF OUR CHILD.
5. THE STATE HAS NO LEGAL RIGHT TO TAKE RELIGION FROM FATHER AND DAUGHTER. VIOLATION OF OUR FIRST AMENDMENT RIGHTS.
6. DUE TO MARGARET INGOGLIAS INCESSANT EXTREME AND INTENTIONAL LATENESS ALONG WITH INTENTIONAL 35 OR SO CANCELLATIONS, IF SHE CANCELS OR COMES LATE, SHE LOSES CUSTODY OF OUR DAUGHTER.

WITHOUT GOOD VALID CAUSE

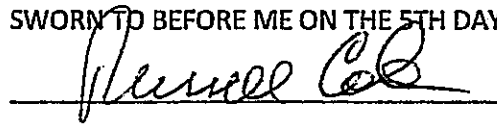


ROBERT MALEK

2609 EAST 14TH STREET # 304

BROOKLYN, NEW YORK 11235

SWORN TO BEFORE ME ON THE 5TH DAY OF NOVEMBER, 2021.



NOTARY PUBLIC

RUSSELL D. COHEN
Notary Public, State of New York
Qualified in Nassau County
No. 01CO6249590
Commission Expires October 11, 2023

EXHIBIT R

ACTUAL RECORDING CAN BE HEARD AT THE
FOLLOWING WEB ADDRESS...

<https://acscomplaints.com/judge-jacqueline-williams>

11-16-21

This transcript was exported on May 08, 2022 - view latest version [here](#).

Speaker 1 (00:00):

(silence)

Speaker 1 (05:36):

[inaudible 00:05:36]

Speaker 1 (05:42):

Today is November 15th, 2021. We are appearing from Kings County. 16th, November 16th. We are appearing from Kings County Family Court, [inaudible 00:05:53], by Microsoft Teams due to the pandemic. The honorable Jacqueline Williams presiding. Calling council numbers one through four. File number 235429, docket numbers 19410 and 19411 of 2018. Regarding Malek, Palomino children. Council, please put your appearances on the record.

rosmil almonte, attorney for acs (06:13):

[inaudible 00:06:13] Corporation counseled by Rosmil Almonte on behalf of the commissioner of ACS. Good morning, everyone.

Speaker 1 (06:19):

Okay. Good morning.

travis johnson, attorney for legal aid (06:21):

The Legal Aid Society by Travis Johnson appearing on behalf of the subject children.

Speaker 1 (06:31):

Okay. Good morning.

robert maes, attorney for non respondent mother (06:32):

Robert Maes, M-A-E-S, with the Brooklyn Defender Services appearing on behalf of Ms. Ingoglia.

Speaker 1 (06:38):

Okay. Thank you. Good morning. Okay.

robert malek, respondent father (06:42):

Robert Malek, father of ~~Maes~~ ~~Maes~~

Speaker 1 (06:44):

I think he's trying to. Ms. Garcia, please raise your right hand. And do you swear or affirm to tell the truth, nothing but the truth regarding all matters before the court today? Please state your name, title, and agency.

Paula Garcia (07:05):

Paula Garcia, [inaudible 00:07:05] CPS for the family, Administration for Children's Services. Good morning, everyone.

~~172~~

This transcript was exported on May 08, 2022 - view latest version [here](#).

Speaker 1 (07:10):

Thank you. Mr. Louis, did you put your appearance on the record?

Akram Louis (07:14):

No, not yet, your honor. Akram Louis, legal advisor for the respondent father, Mr. Malek. Good afternoon, everyone. Good morning.

Speaker 1 (07:24):

Mr. Malek, please raise your right hand. And do you swear or affirm to tell the truth, nothing but the truth regarding all matters before the court today? Please state your name and your relationship to the children.

robert malek, respondent father (07:37):

Yes, I do. Robert Malek, father of M██████████ M██████████.

Speaker 1 (07:40):

Thank you.

judge jacqueline williams (07:43):

Okay. Morning to everyone. So we're here to continue.

judge jacqueline williams (07:51):

There are a few items that are outstanding in terms of the latest requests. And so I'm going to just start a few things. I received an email, I think a series of emails from October 24th through November 5th. I don't really follow the argument that's being made in those emails, and I guess I'm just not going to a comment on them.

judge jacqueline williams (08:41):

But I have looked into a few of the issues that were raised on the last [inaudible 00:08:48]. And I just want to say that in terms of these, looks like emails that relate to discovery received and discovery that supposedly is not received, the method of discussion or challenging those items is either through these appearances or in the examinations of the witnesses who appear or challenging the documents that are being submitted into evidence.

judge jacqueline williams (09:27):

So I'm not going to respond to what appears to me to be conversation with all kinds of people describing different aspects of discovery. But in any event, what I do also have are a motion, what is called 38 and 42. And in the way that I read this at this time, and I'm going to be asking Mr. Malek and Mr. Louis, if this is what is intended to be said, it's a motion to be pro se and choose a legal advisor by Mr. Malek. So if Mr Malek is asking the court to grant him the opportunity to make his own choice of an 18b attorney to be a legal advisor, I'd just like to know that before I indicate what my decision will be on that motion.

Akram Louis (10:42):

So can I call Mr. Malek, Your Honor? Or should we do it...? Can I just [crosstalk 00:10:51].

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robert malek, respondent father (10:51):

I'm okay with Louis. We can continue. That's not an issue to me. I think that's resolved.

judge jacqueline williams (11:01):

Okay. So, all right. So we'll consider that a withdrawn motion item. And then number, what we have as 42, is this motion on visits with the child, M██████, but a specific request to go to church together. And that has been raised previously, but I just wanted to make sure that that wasn't renewed or application being made newly. And at this point, meaning that I received it on November 6. Yeah. So with that being said, is that what was intended? Is that the request?

robert malek, respondent father (12:04):

Well, the request is that my daughter and I be able to go to church together as we have in the past. I filed this motion previously and I don't think that motion was addressed. And I'd like to address it.

judge jacqueline williams (12:20):

Yeah, it happened. And what I see in the discussion is that you're asking that if the mother does not appear with M██████, that the court otherwise provides some temporary order of custody, I take it.

robert malek, respondent father (12:41):

I said without good valid cause because Margaret has been known to come late and cancel. I'm not looking to be unreasonable. I'm looking to be reasonable, but for that whole situation of consistent cancellations and latenesses, I like for that to stop and for good faith to be presented in that area and for my daughter and I to go to church as we have previous to this having happened.

judge jacqueline williams (13:14):

Okay. Now I don't know if we have to have another discussion about the order that has been in place since December of 2020. What is that? 11 months ago, in which it was, it indicated very clearly that the visits would remain suspended until there's some demonstration by Mr. Malek that he's in services, not program certificates, but an actual engagement in services or mental health assessment. I don't think that I have either. In looking through the files and the items that have been sent, there have been letters from providers from years ago, but I have not seen anything that is active to 2021. So, with that being said, I'm not prepared to vacate the order of a December 2020.

robert malek, respondent father (14:24):

Well, actually, that's not exactly accurate that I have presented to you in multiple occasions. We have the letter from Dr. [Eli 00:14:33], which is up until 2020. Before that we have Dr. [Fox 00:14:38] of 2015. We have the child-

judge jacqueline williams (14:41):

That's not current and I'm saying it again, that is [crosstalk 00:14:45].

robert malek, respondent father (14:44):

I refuse. Okay. No, no, no, no. Okay. What you're saying is that I haven't presented this. I have. I have presented 2020. I have presented 2015. Regarding 2017, ACS is not producing the child safety

174
~~174~~

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conference notes for that, where there was another therapist that doesn't have a concern for me psychologically. We got two PhDs over a five year period. We have then another psychologist as well. We have a graduate from all the SCO programs. And you're saying that's not enough.

robert malek, respondent father (15:20):

But wait a minute. It was also not enough regarding the whole coronavirus testing and I got that done. What you're doing is you're continuing to put forth hurdles and I'll tell you this, too. You don't have a legal authority to tell me that I can't see my daughter at church, okay? There's a separation of church and state it's separate, okay? And that is a separate matter. You can't stop that. You can stop me for visiting my daughter. You can't stop me from continuing to see my daughter at church.

robert malek, respondent father (15:49):

And I refuse to continue to go to therapy. I have produced three, three documents already. And you want me to go to more and more? You're not going to control my life and tell me I'm going to go to therapy forever for you. I have proved enough to have relationship with my child. You stopped me from having relation with my child for a year and a half. And you're telling me I have to keep going to therapy. No, I don't because there's nothing wrong with me. I'm not guilty, but you have me not seeing... I can't even see my daughter at church. My daughter and I can't have a continued relationship.

Akram Louis (16:23):

Mr. Malek, this is Mr. Louis. Your Honor, can I take a minute to speak to him on the phone?

judge jacqueline williams (16:31):

Yes.

Akram Louis (16:32):

Okay. Sorry, Mr. Malek, just give me your number so it'll be quick so I don't have to go through my phone.

robert malek, respondent father (16:38):

Okay. Hold on. (718)757-4473.

Akram Louis (16:46):

Okay. I'll give you a call right now.

robert malek, respondent father (16:50):

Okay. So, I'm going to mute this now or something?

judge jacqueline williams (16:52):

Yes.

robert malek, respondent father (16:54):

Hold on. Turn camera. One second. More actions. Oh, god. Turn camera off. Turn camera on. Okay. Wait a minute. Mute. Okay. Your microphone is muted. Okay.

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robert malek, respondent father (17:24):
(silence)

robert malek, respondent father (21:54):
Okay. I'm back. Hello?

judge jacqueline williams (22:17):
Yes.

robert malek, respondent father (22:18):
Okay. So, all right. So what we have discussed is this, I went to other therapists and ACS said, "No, we're not accepting your therapist because in the ACS reports that they presented to the court that they aren't real people." All right? So the thing is that when I was going to-

judge jacqueline williams (22:42):
Therapists are not real people?

robert malek, respondent father (22:44):
Yes. That's what ACS put forth in a court report to you. And I can present that. I can present to you after this hearing is over, but I could tell you that. And then I could also say to you that I said to them when they wanted the therapist's date of birth so they could do a background on the therapist, I said, "No." If you want to check one of my therapists that I'm going to, you can check with the state professional licensing board and see if he or she has any discipline against him or her. And if there's discipline then fine, I will not go to that therapist.

robert malek, respondent father (23:20):
But they're not going to do one of those, here's the date of birth, and do one of their investigative backgrounds. What? They can send over to one of their investigative consultants who's done background report on me that was false. No, that's not going to happen. Let ACS check any therapist that I want to go to with the professional licensing board. That's point one. Point two is, ACS lies. All right. That's why I said to ACS, you will not talk to my therapist on the phone. Forget it. Not happening.

robert malek, respondent father (23:47):
If you want to have communication with my therapist, you talk by email. Why? Because everything is on record. Or I could possibly say this, "You want to talk to therapist on the phone? It's got to be recorded." Everything has to be on record because ACS has stated when I wanted to have visitation with my daughter with [Merni 00:24:10] [Schwartz 00:24:10], they said that, "Oh, Merni Schwartz said that only they had to pay." And, meanwhile, I have the emails that I sent to all parties that I was going to pay. So they lie.

robert malek, respondent father (24:19):
They go into a conversation. And I even have correspondence from Merni regarding this, is that they lie. They said that, "Oh, they had to pay." Merni didn't care who pays him. Why would he care as long as somebody pays him? And I told them, I said, "I'll pay him." And I sent that to all parties.

robert malek, respondent father (24:35):

So the thing is they lie and they make up problems with therapists that I choose that don't exist. So I don't have a problem now choosing a therapist. And I'll provide a therapist name and information. I will make sure that he or she has no negative background as far as professional discipline. ACS can check that too. I would never go to one like that.

robert malek, respondent father (24:59):

And as far as communication with the therapist, that's why I say email. Email only because that way everything is on record. No, nonsense going on there. And if I begin that again... See, that's why also I stopped because there's no point here. So if I start that, I want to start then seeing my daughter. But then wait a minute, you put forth an order that, oh, wait a minute, that if my daughter wants to see me, which is absurd because my daughter... Even Amy [Cerlan 00:25:34] has said that she loves her father dearly. Amy Cerlan has said this repeatedly how much she loves me. So this whole thing that my daughter doesn't want to see her father is an ACS fabrication. Even in Kevin [Gaross' 00:25:49] reports, he said, repeatedly, my daughter said, "I'm going to miss Daddy. I'm going to miss Daddy." Everybody knows this. So that has to stop. My daughter doesn't love me. Are you kidding? So, it's wrong.

judge jacqueline williams (25:59):

Okay, Mr. Malek.

robert malek, respondent father (25:59):

I want to see my daughter. I don't want all these excuses. Your Honor, you put forth, you tell me, do this and it's this, it's this, it's this, and I don't see my child. I mean, why did I go to those SCO programs for if I never got one minute more of my child. I never got one minute more of my child. So why did I go to SCO for?

judge jacqueline williams (26:16):

Mr. Malek, you haven't attempted to comply with the order that was written back in December of 2020. We had one appearance, I believe it was in March, where you indicated various people, some of those people were actually denying having a service relationship with you. But what I have also said is that with respect to supervised electronic visits, and I'll ask Mr. Johnson again, but I believe there was consent to initiate supervised electronic visits with her, with your cooperation as it is, with mental health services or with demonstrating that you are in a service provider relationship with someone.

judge jacqueline williams (27:13):

Now as to the electronic visits, and I believe that related more in part to where we were with the pandemic back in that period of time. So with respect to that, you had indicated you would not entertain any type of visiting electronically with Margaret.

robert malek, respondent father (27:36):

That's not so.

judge jacqueline williams (27:38):

[crosstalk 00:27:38] that was left.

robert malek, respondent father (27:38):

That is an ACS lie. That is absolutely not true. The fact is what they wanted to do, and they know how much I love and care about my daughter. What they want to do is say is, first of all, Rosmil Almonte told me in an email, she said... I have all the records of that time. There was nothing verbally spoken. Everything is on a record. So that, "Well, it's a very busy computer room and it could only be during these days and times because it's very busy there." And I said, during the pandemic, "Why would you have my daughter go into a busy computer room in a government facility, where there's other families living?" And even I have Paula Garcia's statements to me by text and email. "Oh, it's very good, Mr. Malek, that you're so concerned about the family and you want the family to stay in during this pandemic and the whole thing to keep the family safe." Paula Garcia didn't even know if the family had PPE. She did not even know that. She said, "Oh, I think so." She didn't know. I have the text from her.

judge jacqueline williams (28:34):

Mr. Malek, you really are [crosstalk 00:28:34].

robert malek, respondent father (28:34):

So, I care. I care. No, but I care. The thing though, it's not off because I cared about my daughter and who else did care? And I said, "I don't want my daughter going into that busy room where she can get COVID and go out of her apartment." Why? Because the mother said, "I'm not comfortable. It violates the address confidential if I see my daughter in her apartment." That's ridiculous. I say, "You know what? You let my daughter stay in the comfort of her own home. You don't have her go into a public area where she can get COVID. You don't expose my daughter to COVID for reason." Because Margaret Ingoglia and ACS think that this somehow violates address confidential, because I may see the room that she's in or, god forbid, I could see out the window that this mass murder is going to come and somehow attack the family. It's crazy that somehow Mr. Malek would somehow see where they live. It's ridiculous. I'm tired of being categorized as some type of freak and monster. I don't deserve it. I don't have any background. I have zero background, zero negative background.

judge jacqueline williams (29:33):

[crosstalk 00:29:33] say this one time. You are accustomed to requesting transcripts. So I'm sure you'll request today's transcript. I've been clear about this visits issue. I'm going to move on to the other couple of issues. And before I do that, Mr. Johnson, I'll just ask you for the sake of the record. Did I express your position on supervised electronic visits for Margaret correctly?

travis johnson, attorney for legal aid (30:08):

You did. I would ask that once the order is satisfied with, and those visits can resume, that they be video. I don't think phone calls work. I think that just frustrates everyone. So I would ask that when the electronic visits resume, when the order is complied with, that they be video.

robert malek, respondent father (30:26):

No, actually they're going to be in person. And that's why I filed a federal suit against all of you-

judge jacqueline williams (30:31):

[crosstalk 00:30:31] was being asked a specific question about the electronic visits. [crosstalk 00:30:34].

robert malek, respondent father (30:34):

Okay. I filed a federal suit against all of you, including you, Travis Johnson. That's why I'm calling back from Albany. That I am going to see my daughter. It's been a year and a half. It's been a year and a half, Mr. Johnson. And I think that you are a disgrace. I'll see you in federal court, Mr. Johnson.

judge jacqueline williams (30:49):

[crosstalk 00:30:49] both of you.

travis johnson, attorney for legal aid (30:50):

[crosstalk 00:30:50] and I answered the court's question. This bully needs to be [crosstalk 00:30:54].

robert malek, respondent father (30:54):

You are a bully. No, you are a bully. You are a bully. Okay. And you're an abuser of and Joe is abusing my daughter. You're a bully. You're a bully.

travis johnson, attorney for legal aid (31:03):

[crosstalk 00:31:03]

judge jacqueline williams (31:03):

Now, look, I'm going to stop the appearance.

travis johnson, attorney for legal aid (31:06):

[crosstalk 00:31:06] do it. The court made very clear instructions of how to get these visits back. He's had a year to do it. It has not [crosstalk 00:31:12].

robert malek, respondent father (31:12):

Yes, I have. Yes, I have.

judge jacqueline williams (31:14):

Okay. So when [crosstalk 00:31:16]

robert malek, respondent father (31:16):

I took my coronavirus test. Have I seen my daughter? I took my coronavirus test. Am I seeing my kid? No, I'm not. It's all a fraud. It's all lie.

judge jacqueline williams (31:23):

Mr. Malek, the order to show cause that you recently filed, at this point it's denied until you comply.

robert malek, respondent father (31:32):

Well, actually, I have complied and you're not letting me comply. And also you don't have the right to tell me I can't see my daughter at church. And that's why I sued you all yesterday at federal court in the CV case that I sent over to you. No, you don't. No, you don't. This is going to stop.

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judge jacqueline williams (31:48):

All right. Now with respect to the discovery... Well, let me go back to Ms. Almonte. Ms. Almonte, I do want the child, Margaret, to undergo a independent mental health, I don't want to call it an assessment, but to call it a interview may be more appropriate at this time. I'd really like to assess where she is now with respect to visiting.

rosmil almonte, attorney for acs (32:34):

Your Honor, this is [inaudible 00:32:35] Rosmil Almonte. I was actually able to get a copy of the evaluation that her therapist did. I think it was at the beginning of last year, right before she began her therapy sessions. So I have that. I was able to secure them between the last court date today. Ms. Garcia was able to speak to the therapist. And I also provided the report of the letter from her therapist as to where the child is regarding her visitation with Mr. Malek and her services. So I'm not sure if that's what the court wants. So is the court asking for in camera conversation with the child?

judge jacqueline williams (33:06):

Well, what I'm looking for is something that is up to date so that I understand what you're saying.

rosmil almonte, attorney for acs (33:13):

So I just emailed it to your court attorney and that same therapist is the person who conducted her evaluation I believe back in March of 2020.

judge jacqueline williams (33:21):

Okay. So I'll take a look at that because I'm not in the email right now.

rosmil almonte, attorney for acs (33:27):

I have not provided the evaluation to the court because I was waiting to date to see what the court wanted me to do. I have also not provided to Mr. Malek because I wanted to get confirmation from Mr. Travis Johnson and Mr. Maes of any objection that they had from the report. There is some items in the report that I had to redact because it would relate to where the child's currently residing and that is confidential. So that is the items that you will see that are dark.

judge jacqueline williams (33:56):

Okay. Okay. All right. So, that's progress on that point. And again, because if Mr Malek is complying then, and we have Margaret's perspective as months have passed, then we'll be able to have this discussion about the visiting.

robert malek, respondent father (34:16):

All right. Well, we'll deal with this in federal court, because what you're saying is that even if I go to therapy, you're going to have my daughter say that, "Oh, she doesn't want to see her daddy." So, aha, guess what? Now you're not seeing your daughter. I don't think so. This is going to stop. This is not going to go on for the next 10 plus years while I don't see my child. Why? Because you lie to my daughter, because my daughter's told... When I first see my daughter over at visitation, "Oh daddy, you hit Mommy and Joe in the stomach, you try to make Mommy die. You try to make Mommy and Joe die."

robert malek, respondent father (34:42):

190
2/2/22

Because my daughter's lied to that her father's a physical abuser. And their therapist is trying to put on record that I severely physically abused the family. Where's your criminal prosecution, Almonte? Come on. Where's your criminal prosecution for severe physical abuse? Where's your evidence? You don't have any, but your therapist lies and lies to my child on her father and tells my daughter how her father's a criminal. And you all said that I have a criminal background, that I pled guilty. And you know it's a lie. You lie on me. You lie to my daughter. You lie to my daughter to alienate my daughter from her father. I think it's a disgrace. All of you should be ashamed of yourselves.

judge jacqueline williams (35:21):

All right, Mr. Malek, I'm continuing. So, as to the records you had requested from a Inspector Roe and from a one-line entry in the Connections database as to a referral over to the DA's office in Kings County, I am going to ask for a inquiry into whether any records exist over a two-month period of time prior to the filing of this case back in 2018. And it will be in camera, meaning that it's not being sent directly to you. It'll be sent to the court if, in fact, there are any records. The fact that there's a one-line entry into Connections doesn't mean that there ever were any subsequent investigations. Maybe there were, maybe they weren't, but that's all I see. And that's what I plan to do to address that as a final issue. And then we're going to be back on testimony.

robert malek, respondent father (36:45):

Well, that should turn up a lot of information considering it's before the case was filed. That should turn up a lot of information.

judge jacqueline williams (36:55):

Then we're going to be back on the testimony. We have December 15th, and I'm looking to see if December 17th is workable so that we can finish this case.

travis johnson, attorney for legal aid (37:10):

Your honor, I'm sorry. Were those dates picked at the last court date? Because I don't have those.

judge jacqueline williams (37:14):

The 15th was, not the 17th.

travis johnson, attorney for legal aid (37:17):

What time on the 15th?

judge jacqueline williams (37:19):

Just checking.

rosmil almonte, attorney for acs (37:22):

I'm sorry, Your Honor. You stated that you're going to review which records? I just want to make sure my notes [inaudible 00:37:31] case is clear.

judge jacqueline williams (37:31):

Okay.

181
~~408~~

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rosmil almonte, attorney for acs (37:34):

[inaudible 00:37:34] Inspector Roe, you said?

judge jacqueline williams (37:35):

Right. And from the Kings county DA's office.

robert malek, respondent father (37:43):

Your honor, I respectfully would just like to-

judge jacqueline williams (37:47):

My inquiry's going to be as to whether there was an investigation started and if there are any records.

robert malek, respondent father (37:55):

Before the case was filed?

judge jacqueline williams (38:01):

Yes. In fact, I'm looking at the time period that it overlaps in part because I'm looking at the time period from August to November. So, that's, in fact, an overlap.

robert malek, respondent father (38:18):

Why would there be an involvement of an inspector for crimes against my daughter before the case was filed when I'm the one that called in on these crimes against my daughter?

judge jacqueline williams (38:27):

Well, as I just said, there is an overlap. The entry that you provided in the notes that you had from Connections. [inaudible 00:38:39]

robert malek, respondent father (38:39):

No. The Connections notes was approximately November, December of 2018. And why restricted to November of 2018? This should be from 7/31/2018 to January 1, 2019. I provided Inspector Roe evidence of my daughter's assaults during that time period and here we have an investigation progress notes, right out of ACS, where [Mini 00:39:04] said Joe hit her. An investigation progress notes of the 8/18 on page 12, which is stage ID 32120474. My daughter said Joe hit her and caused those injuries on her. Why is my daughter in an environment where she's saying that she's being hit by Joe, Mr. Travis Johnson? Why? And she said it on video, too. And she's continued to say it. And I have a lot of audio and video regarding this where [crosstalk 00:39:31] my daughter has repeatedly said that Joe has thrown her and Joe has hurt her.

travis johnson, attorney for legal aid (39:34):

Do not address me again.

robert malek, respondent father (39:37):

I will do... Excuse me, Mr. Johnson, you have my... [crosstalk 00:39:40] Mr. Johnson, you have my phone number. If you don't like me, Mr. Johnson, we will meet after this is over. You call me, Mr. Johnson, and

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you and I will take this up personally. If you don't like it, Mr. Johnson, you and I will take this up personally after this is over. Because of you my daughter's getting hurt. [crosstalk 00:39:56] Because of you my daughter's getting hurt.

judge jacqueline williams (39:58):

[inaudible 00:39:58] end the appearance because obviously you're certainly not following any court decorum here.

rosmil almonte, attorney for acs (40:07):

Your Honor, I feel like I'm [crosstalk 00:40:11].

judge jacqueline williams (40:10):

Hold on one second. The entry that I'm looking at is from 11/26/2018.

robert malek, respondent father (40:19):

So let's ad-

judge jacqueline williams (40:20):

And that's what you cited as the important point to make about a referral to the DA's office.

robert malek, respondent father (40:29):

Okay. That's regarding Eric Gonzalez and the Brooklyn DA. But I also want a appearance of Caroline Roe because she had said that if ~~Mr. Roe~~ was old enough to be put on the stand and she would've put Joe Palomino and Margaret Ingoglia in jail. This is what she told me because I provide her sufficient evidence of my daughter's abuse over a time-

judge jacqueline williams (40:51):

Mr. Malek, there is no time period in the document you submitted as exhibit, I think it's, T.

robert malek, respondent father (41:03):

I will review the motion that I filed at that time.

judge jacqueline williams (41:10):

All right, Ms. [crosstalk 00:41:11].

robert malek, respondent father (41:11):

But Ms. Caroline Roe did in fact say this, so why is the judge, if you're concerned-

Judge jacqueline williams (41:17):

[crosstalk 00:41:17]

robert malek, respondent father (41:17):

... with the welfare of children, why not have her come on? I'm telling you that she told me this. And I asked for appearance in the subpoena that this, in fact, that she absolutely told me this.

rosmil almonte, attorney for acs (41:28):

Your Honor, this is [inaudible 00:41:30], Rosmil Almonte. Mr. Malek had said that you [inaudible 00:41:32] themselves. Any other attorney or any person representing a matter before Your Honor who has disrespected the court and every other counsel, would've been sanctioned at this point. And Mr. Malek is allowed to disrespect everyone here, diminish anyone, and the court is not [inaudible 00:41:46]. I think at this point the court should evaluate whether not Mr. Malek's behavior should continue. And any other attorney, at this point, would've been sanctioned.

robert malek, respondent father (41:54):

I'm just saying my side. I'm not cursing. I'm speaking up for myself. There's no cursing over here. I'm telling the truth. If Mr Johnson is mad at me and going off of as the way he is, then fine, let him call me.

rosmil almonte, attorney for acs (42:08):

If I would've threatened anyone on this appearance, or if I would've told anyone that I will meet them outside, or we can address this after court, that would be considered a threat and I would've been sanctioned. [crosstalk 00:42:18]

robert malek, respondent father (42:17):

That's not a threat. That's not a threat. That's not a threat. That's not a threat.

judge jacqueline williams (42:22):

Mr. Malek, the clear fact that you are speaking over the various parties on this line, not allowing them to finish their sentences, accusing them without the slightest bit of any credibility or, as you said, evidence, isn't appropriate. And so it's important that you realize that this courtroom needs to function with understanding and respect among the parties present. And so, as I said to you before, I'm prepared to take you off the line and we'll continue with selecting a date.

judge jacqueline williams (43:06):

So in terms of December 15, are you indicating, Mr. Maes, that you're not able to be on December 15? Let me check the time.

robert maes, attorney for non respondent mother (43:16):

I just need to know the time in order to give you the answer.

rosmil almonte, attorney for acs (43:21):

I have from 2:30 to 4:30.

judge jacqueline williams (43:25):

Yeah. That was the time.

robert maes, attorney for non respondent mother (43:28):

184
~~184~~

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2:30 to 4:30 is fine. I'll just put it in [crosstalk 00:43:33].

rosmil almonte, attorney for acs (43:33):

And I just wanted to make sure that it's okay with Ms. Ingoglia because I know that it is a school day.

judge jacqueline williams (43:39):

Yeah. And I think we did select this date even though those issues are part of the issue here. But I think she was present and accepted that the afternoon appearance was okay.

robert maes, attorney for non respondent mother (43:53):

Ms. Ingoglia was here at the last court appearance?

judge jacqueline williams (43:56):

I thought she was.

rosmil almonte, attorney for acs (43:58):

[inaudible 00:43:58]

robert maes, attorney for non respondent mother (44:05):

I just texted... Is Ms. Ingoglia in the waiting room? I believe she says she is, she has been.

judge jacqueline williams (44:15):

Don't see her. I don't see her anyway, but in terms of... Maybe we thought she was present. But if that is an issue then we'll have to adjust. I was also looking at the 17th as an afternoon time slot.

rosmil almonte, attorney for acs (44:37):

I can do that day also, if [inaudible 00:44:39].

robert maes, attorney for non respondent mother (44:40):

I'm free all day,

travis johnson, attorney for legal aid (44:42):

I can do the afternoon on the 17th. That's fine.

judge jacqueline williams (44:45):

Okay. But then we still might want to check with her.

rosmil almonte, attorney for acs (44:46):

So we're doing 2:30 to 4:30 on the seven-

judge jacqueline williams (44:47):

Yes.

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rosmil almonte, attorney for acs (44:47):

Yeah.

robert maes, attorney for non respondent mother (45:01):

So we'll do both times or just one?

Akram Louis (45:03):

Your Honor, I'm not available in the afternoon on the 17th. I have a 2:00. Maybe if it's 3:00. Well, I'm not even sure what is it on for. Can we just pick another day or another time? That's the only court appearance I have on the 17th.

judge jacqueline williams (45:38):

Okay. Yeah. I really don't have any other times before January.

Akram Louis (45:43):

I'm sorry. Can we start at 3:00 instead of 2:30?

judge jacqueline williams (45:46):

I wouldn't see why not.

rosmil almonte, attorney for acs (45:46):

That's fine with me, I think.

judge jacqueline williams (45:46):

Okay. So we could do 3:30 to 4:30.

Akram Louis (45:46):

Yes, that's even better.

rosmil almonte, attorney for acs (45:46):

I'm sorry, Your Honor. You said 3:30 or 3:00?

judge jacqueline williams (46:31):

3:30.

rosmil almonte, attorney for acs (46:32):

3:30.

robert maes, attorney for non respondent mother (46:32):

Sorry. What time? What day?

judge jacqueline williams (46:37):

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The 17th. 3:30 to 4:30. And that's in addition to the 15th. Okay. And then I still think that may be enough. I can set an early January date, otherwise. I have the 5th of January and the 7th of January.

Akram Louis (47:34):

Either is fine. The 5th is better, though.

judge jacqueline williams (47:42):

Ms. Almonte?

Akram Louis (47:48):

Any time on the 5th.

rosmil almonte, attorney for acs (47:48):

I'm sorry, Your Honor. You said January 23rd?

judge jacqueline williams (47:49):

No, I said the 5th or the 7th.

rosmil almonte, attorney for acs (47:51):

Of January? I cannot do those dates, Your Honor. I'm back in the office on the 11th.

judge jacqueline williams (48:10):

I wouldn't be available until the 14th then. I can do 2:00 to 3:00 that day.

rosmil almonte, attorney for acs (48:26):

January 14th?

judge jacqueline williams (48:27):

Yes.

rosmil almonte, attorney for acs (48:28):

3:00 to 4:00 works for me.

Akram Louis (48:28):

That's fine.

judge jacqueline williams (48:34):

Or 2:00 to 3:00.

travis johnson, attorney for legal aid (48:37):

I can't do the 14th.

judge jacqueline williams (48:58):

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Okay. Then I would have the 26th, actually the 28th most of the day, anytime during that day.

travis johnson, attorney for legal aid (49:18):

I can do the afternoon. I can do 12 to 1:00 on the 28th.

rosmil almonte, attorney for acs (49:23):

Your Honor, I cannot do the 28th and then the 31st I'm on intake.

judge jacqueline williams (49:32):

How about the 25th?

rosmil almonte, attorney for acs (49:34):

I can't do that weekend.

judge jacqueline williams (49:47):

Okay. The 3rd of February 9:00 to 10:00? No, I can't. The 4th of February I can do most of the day.

rosmil almonte, attorney for acs (50:01):

I can do anytime after 1130.

judge jacqueline williams (50:08):

Okay. 12 to 1:00 on the 4th of February.

robert maes, attorney for non respondent mother (50:14):

That's fine.

travis johnson, attorney for legal aid (50:14):

12:00 to 1:00 on the 4th? I can't. I have a continued fact finding schedule. Actually, it's not continued a fact finding.

judge jacqueline williams (50:22):

Can we have it 11:00 to 12:00?

robert maes, attorney for non respondent mother (50:26):

It's from 11:00 to 1:00.

judge jacqueline williams (50:32):

Oh. 10:00 to 11:00.

robert maes, attorney for non respondent mother (50:37):

Yeah. That's fine.

rosmil almonte, attorney for acs (50:40):

~~4/22~~ 6/8

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What was the date, Your Honor?

judge jacqueline williams (50:42):

That was February 4th, if we need it.

rosmil almonte, attorney for acs (50:47):

That'll work.

Akram Louis (50:47):

What's the time? I'm sorry.

judge jacqueline williams (50:47):

10:00 to 11:00.

Akram Louis (50:47):

Okay.

rosmil almonte, attorney for acs (50:49):

I'm sorry. I thought the court said 11:00 to 12:00. I'm not available between 9:30 and 11:30.

judge jacqueline williams (51:08):

Okay. And you said the 31st you're on intake?

rosmil almonte, attorney for acs (51:15):

Yes, Your Honor.

judge jacqueline williams (51:15):

Then I have 11:00 to 12:00 on the 7th of February.

robert maes, attorney for non respondent mother (51:40):

[inaudible 00:51:40].

judge jacqueline williams (51:45):

I didn't hear what was said.

robert maes, attorney for non respondent mother (51:48):

What's the day, Your Honor?

judge jacqueline williams (51:50):

7th of February from 11:00 to 12:00.

robert maes, attorney for non respondent mother (51:53):

That's fine for me.

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Akram Louis (51:53):

That's fine.

travis johnson, attorney for legal aid (51:53):

That's fine.

judge jacqueline williams (51:54):

Okay.

robert maes, attorney for non respondent mother (52:14):

Your honor, if I may... Sorry, sorry. So I think ACS shared the evaluation of the child. However, my client's address is still unredacted on that version. So I am asking the court to instruct Mr. Malek to not view that attachment and to delete that email and allow ACS the opportunity to send a new redacted version.

rosmil almonte, attorney for acs (52:56):

Yes, Your Honor. It was my apologies. I thought I had redacted it from everyone and I did not realize [inaudible 00:53:02].

judge jacqueline williams (53:06):

Okay, Mr. Malek-

robert malek, respondent father (53:08):

I don't even know if I was on or wasn't on.

robert maes, attorney for non respondent mother (53:12):

Okay. I mean, if you do see it, if you can please not view it. And I'm asking the court just to instruct you to not view it, because it does contain legally confidential information.

robert malek, respondent father (53:27):

I understand.

robert maes, attorney for non respondent mother (53:29):

Thank you.

robert malek, respondent father (53:31):

But I just like to say though, as far as being sanctioned, what about perjury? What about all the lies that are coming from these parties about me and upon me and to my daughter? What about that? You know, I'm passionate. I'm not yelling. I'm passionate and I'm disgusted. When I have a document where my daughter says Joe hit her, you know what? I am disgusted with Travis Johnson, that he actually allows this for my daughter. I shouldn't be upset?

judge jacqueline williams (54:03):

Mr. Malek.

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robert malek, respondent father (54:04):

This is my child. This is my child. As far as sanctions, I'm already sanctioned. My parental rights have been terminated. I don't see my child. I'm already sanctioned. What are you sanction me? Are you going to make my life worse? You already have done enough harm and hurt to me. And it hasn't ended for the past three years. You guys just don't give up. You keep on abusing and abusing.

judge jacqueline williams (54:24):

[crosstalk 00:54:24].

robert malek, respondent father (54:24):

I'm not a bully. I'm not a bully. All of you have been bullying me. I'm the victim here. I'm the victim. And my daughter's the victim too. Thank you.

judge jacqueline williams (54:32):

Thank you for-

AMY SERLINS
SUPERVISOR

travis johnson, attorney for legal aid (54:32):

On the record, Your Honor, because I feel like I need. I was not ~~Ma~~ attorney in 2018. I have represented what she has told me since I have been her attorney. Her upset with her father currently is around ACS coming to her house based on calls that he has made. I did not provide her with the information that he made those calls. She has learned that. That is the root of her upset and also that the visits on the phone did not go well. Her therapist is who said those visits were harming her and was the basis of ACS's request to terminate visits. That was not my application.

robert malek, respondent father (55:12):

I'd like to cut-

travis johnson, attorney for legal aid (55:12):

So, hose are in response to Mr. Malek's behavior.

judge jacqueline williams (55:15):

Yes I-

robert malek, respondent father (55:16):

No, I'm sorr-

judge jacqueline williams (55:17):

.. [crosstalk 00:55:17] to stop. I'm going to come off the line now. And the next date is December 15th and we're not going to need to pick up on these issues. We will resume the testimony because we are... We can finish this fact finding without it lasting for months to come. And so let's get back to the testimony on the next date. Thank you.

travis johnson, attorney for legal aid (55:50):

Thank you.

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192
~~507~~

EXHIBIT S



robert malek <abc75abc@gmail.com>

Fwd: Updated report, Travis lied.....

3 messages

robert malek <abc75abc@gmail.com>

Tue, Nov 16, 2021 at 12:56 PM

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

Johnson,

You stated you came into this case in 2019. Well this was emailed to you almost a year ago. Not to mention you felt the contents of the family offense petition I gave you were disturbing.

Remember you told me that ?

So you knew sir. You knew.

Mr Johnson should be sanctioned for lying but then again perjury is the norm by all of you in williams courtroom.

All emailed in this are bullies of my daughter. Particularly Travis Johnson. A disgrace.

Rmalek

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

From: robert malek <abc75abc@gmail.com>

Date: Tue, Jan 5, 2021, 8:08 AM

Subject: Re: Updated report

To: Henderson Brathwaite <hbrathwa@nycourts.gov>, <jeffrey.luperon@nypd.org>, <sinner934187@nypd.org>, <iab@nypd.org>, IABCMDCNTR <IABCMDCNTR@nypd.org>

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

Brathwaite,

Tell the court that I would like to know why detective luperon and detective tirado were not told that minnie said joe hit her as per investigation progress notes 8-18-18 just recently provided...

Minnie is already in services as Joe's punching bag and being trained to stay silent. So rest assured to the court that minnie is in services.

I have the luperon investigation in full from nypd. Such statements were concealed from the records and the examining doctor.

But then again luperon knows this and does nothing.

By the way where are the October 11, 2018 investigation progress notes ? You know, the one sgt sinner closed within 24 hours without investigation and I have on tape where Hudson's supervisor told her to take my phone away after I recorded minnie telling me how joe threw her because she was crying.

Maybe you all can join my daughter in being Joe's MMA sparring partner and he can throw you as well while his coach Margaret is in his corner.

I can also address 2019 and 2020 as joe and Margaret continue their zero defeat record against a little girl.

Have a wonderful.....night everyone!

" It's a spectacular wedding gala affair."

Kind of reminds ya of the movie django and the mandingo fighting but then again, even they didnt have such fighting done against children like the disgusting savages you all are...

Robert Malek

On Mon, Jan 4, 2021, 8:20 PM Henderson Brathwaite <hbrathwa@nycourts.gov> wrote:

1969

Good evening all, I hope this finds you all well. Ms. Almonte, the Court will like an updated report (by Monday 1/11/21) regarding a few things:

1. the acceptance of Mr. Malek of the mental health services and if a HIPPA form was signed.
2. services that the daughter is partaking in

Thank you for your attention in this matter and have a wonderful night!

Johnson, Travis <TMJohnson@legal-aid.org>

Tue, Nov 16, 2021 at 1:03 PM

To: robert malek <abc75abc@gmail.com>, "Jdwillia@nycourts.gov" <Jdwillia@nycourts.gov>, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, "Akram M. Louis" <akramlouis09@gmail.com>

I have included Mr. Louis here.

What I said was that I was not the attorney on this case in 2018 but since I have been the attorney, I have represented as expressed to me. I do not say I was unaware of these reports.

My positions are based on your daughter's current wishes.

Travis M. Johnson
Assistant Attorney-in-Charge
The Legal Aid Society
Juvenile Rights Practice
646-784-2853

From: robert malek <abc75abc@gmail.com>

Sent: Tuesday, November 16, 2021 12:56 PM

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

Subject: Fwd: Updated report, Travis lied.....

[Quoted text hidden]

robert malek <abc75abc@gmail.com>

Tue, Nov 16, 2021 at 3:00 PM

To: "Johnson, Travis" <TMJohnson@legal-aid.org>

Cc: Jdwillia@nycourts.gov, Robert Maes <rmaes@bds.org>, "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, "Akram M. Louis" <akramlouis09@gmail.com>

Let's make something clear Mr Johnson, you have suppressed my daughters statements on October 19, 2018 that she was scared of mommy and joe and begged and pleaded to go home with me.

You have ignored Kevin gorrasis report that she was scared and cried and also begged to go home with daddy. Screaming to not go back home.

When Margaret found out she was she said she won't cry anymore because it isn't... nice. This is in Kevin gorrasis report.

Judge Williams ordered a psyche evaluation to be done THEN.

It was never done or provided.

In brathwaites meeting room almonte stated that the acs notes of October 19 2018 were on on a tablet.... you were there... so where are they?

So u mean to tell me that evaluators don't take notes ? They do and they did that day.

I happen to have a massive amount of evidence of my daughters statements of abuse by Margaret and joe that judge Williams has not allowed to be presented to the court.

There is Margaret stating to the school to disregard minnie's marks and bruises because she has balance problems with is bullshit.

We have Margaret stating that she self inflicts her own injuries which is insane.

We have Minnie having a cut finger and acs tells the mother to keep the knives away from my daughter. The school guidance counselor noted minnie's cut and said she was jittery and never like that before.

Acs then cancelled the visit so I wouldn't see my daughter.

I have a massive amount of recordings out of cfs where Minnie stated Joe dropped her on her back, hurt her back. Is that good she asked ? Because no one ever helps her. I have a ton of evidence out of cfs. Her head injury with blood, etc.

I have her stating mommy was going to kill her and also get mad at her etc on tape for a little mark on her hand with pen.

I have 800 pages of docs, audio and video.

Much of which u have never seen thanks to judge Williams. Nor I'm sure do u ever care to as the Judge only cares to protect acs case.

Margaret Ingoglia has a 4 time indicated and 2 time article 10 past which includes abuse of Joe. Now she has at least 2 more indicated.

It is in acs notes that Joe is aggressive with other children.

My daughter is being told I tried to kill her mother and her brother and daddy is a convicted criminal. After being told this, how can she say she wants to see her father ?

How can she say she wants to see her daddy after she is beaten for doing so ? I have my daughter on tape telling me that Joe threw her in the elevator 3 times at a cfs visit. I recorded the whole visit. I never asked her or said a word about anything before she told Kevin and I this....

My daughter is being told of severe physical abuse that never happened and I am sure she is being told daddy doesn't want to see her daddy doesn't love her, daddy abandoned her, daddy is mad at her which isn't true.

She is being told daddy is a criminal and tried to kill her mother and half brother.

So what is she supposed to say then ?

Severe physical abuse ? Not on the petition and no criminal complaint either ? A total piece of acs and Almonte garbage.

I bought the family a 850 dollar ac, Christmas trees every year, gifts for her and Joe, birthday presents for Joe, toys and clothes for Minnie and all of you treat me like shit and say not a word. I offered the family food, air cleaner, a different place to live, Everything during the pandemic which you all ignore and conceal.

I hate you Travis. Just because YOU won't ever have a child in your life doesn't mean I shouldn't have mine. Wake up and take responsibility for your own sexuality.

As a matter of fact, I don't think anyone else in this charade has a child either and I question the sexuality of one other person in this circus as well.

There is no doubt Jacqueline Williams could never do this much harm to fathers and children if she ever had a child of her own.

Funny how suddenly when our relationship broke down my daughter didn't want to see me anymore. That is because no one was left to defend her wishes against acs bullshit and Ingoglia Palomino aggression.

Every piece of abuse evidence I have of my daughter will be on the internet and everyone will know you are the attorney for the child that let it happen....

And that judge Williams let it happen too. As a matter of fact what the judge did was worse. She facilitated and concealed it.

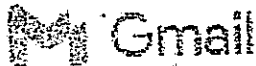
You all have hurt and are continuing to hurt my child. You are darn right I'm upset. I will never stop making what you have done and are doing public.

Robert Malek

[Quoted text hidden]

~~SSA~~ RCG

EXHIBIT T



robert malek <abc75abc@gmail.com>

OSC FOR MY DAUGHTER AND I TO GO TO CHURCH TOGETHER

2 messages

robert malek <abc75abc@gmail.com>
To: kingsfamilycourt <kingsfamilycourt@nycourts.gov>

Tue, Dec 7, 2021 at 3:27 AM

KFC,
HELLO.
I WOULD LIKE TO KNOW IF YOU HAVE ANY FILINGS FROM ME IN YOUR SYSTEM REGARDING ME REQUESTING TO GO TO CHURCH WITH MY DAUGHTER IN THE PAST 2 MONTHS ?
IF SO, PLEASE PROVIDE ME WITH A COPY.

THANK YOU,
ROBERT MALEK

nys id card (1).pdf
120K

robert malek <abc75abc@gmail.com>
To: robert malek <abc75abc@gmail.com>

Wed, May 4, 2022 at 8:48 AM

[Quoted text hidden]

nys id card (1).pdf
120K

Handwritten signature 198

Handwritten signature

EXHIBIT U

MALEK (00:05):

Hello,

HOLLON (00:07):

Mr. Malik, please

MALEK

Speaking.

HOLLON

Mr. Malik, how you doing? Lieutenant Charles Hollan. How you doing this morning?

MALEK

Hey, Lieutenant. How are you?

HOLLON

All right. Pretty good. What's up with the emails this morning?

MALEK (00:18):

What's up with the emails this morning?

HOLLON

Yeah.

MALEK :

~~200~~ 200

What do you mean? What's up with the emails

HOLLON (00:23):

You've sent the same email about four or five times already.

MALEK (00:26):

No, I sent no, no, I've got

HOLLON (00:28):

I've got 1, 2, 3, 4, 5 emails from you saying the same thing.

MALEK (00:32):

No, it's not. Uh, I have no idea what you're talking about. There were three, there were three emails

HOLLON (00:38):

I've got five emails from you. Why you sending the same email 5 times ?

MALEK (00:41):

It's not the same email. Five times. There were three.

HOLLON

I'm staring at them.

MALEK :

No, wait a second. Are we talking about foil?

HOLLON : Yeah.

HOLLON : (00:49):

Why do you keep sending the same email ?

MALEK (00:50):

OK. Wait a minute now. I sent foil requests to ACS, on the open government portal. Okay. Now, are you're talking about is where you have like about 50 government members that I emailed ?

HOLLON

Yeah. Stop.

MALEK

Okay. Now....

HOLLON

Stop.

MALEK:

202

So it's different now.

HOLLON :

Stop.

MALEK :

According to according to

HOLLON (01:17):

Mr. Malik, do you understand what I'm saying? **Stop.**

MALEK:

Hold on

HOLLON:

The same emails. It has nothing to do with what you're trying to achieve. You keep sending the same emails and the people who you're sending it to don't have anything to do with that email. So please **stop**.

MALEK (01:32):

Now. How, how did,

~~203~~ 203.

HOLLON (01:34):

And, and you're a journalist ? Who do you work for ?

MALEK (01:35):

ACS complaints.com.

HOLLON (01:39):

That's not a journalist. You're not a journalist.

MALEK (01:42):

Well, if that's, if that's how you feel.

HOLLON (01:45):

No, it's not. Who pays you ?

MALEK (01:47):

OK. You don't have to be. (**HOLLON IS NOW LAUGHING**) You don't have to be paid in order to be.. wait wait.....

HOLLON :

Mr. Malek please **stop** sending emails...

~~204~~ 204

MALEK :

Now, now wait a second though. Are you calling from the police department?

HOLLON : (01:59):

No.

MALEK :

Oh,

HOLLON : I'm calling from New York state court system.

MALEK : (02:03):

Ah, I see, I see now, which email is, is, is, is, am I sending to where it's getting, where it's getting to YOU ?

HOLLON : (02:11):

We'll see the fact that you don't know who you're sending them to, that probably is even more of a problem. So you need to stop sending so many emails out saying the same thing to people who really don't have any connection to it. OK ?

MALEK (02:22):

Well, Actually wait a minute though. Actually.

~~308~~ 205

HOLLON (02:25):

No, no, that's really the bottom line....

MALEK : Actually....

HOLLON (02:26):

And you're not a journalist so you really don't need to be sending all these emails out...

MALEK (02:32):

Wait a second. Actually these emails are different. Okay.

HOLLON (02:41):

Okay. Well, stop sending them out to so many people that don't have anything to do with what you're trying to achieve. If you send it to the right people, they'll probably help you. But the fact that you're sending us so many different emails and you're not even sure who you're sending them to, that's a problem.

~~206~~ 206

MALEK (02:53):

That's not so.

HOLLON : That is so.

MALEK :

You know what, here's the thing. Okay ? if you don't want me to email you anymore, then you have, you certainly have the right to request that,

HOLLON :

I just did.

MALEK :

But you don't have, you don't have, well, if you don't provide to me your email and your contact then I can't take it off the list,

HOLLON : (03:16):

You have included chief judge Janet DiFiore on emails. **Stop.**

MALEK (03:24):

J D Fiore (I spelled it out phonetically)

HOLLON (03:28):

Stop. Okay. She's got nothing to do with what you're trying to achieve.

~~207~~ 207

MALEK : (03:34):

Well she has something called an excellence initiative.

HOLLON: (03:39):

Yeah. But she's got nothing to do with what you're trying to achieve.

MALEK : I don't think so.

HOLLON : (03:42):

It has nothing to do with the courts.

MALEK : I don't think so.

HOLLON (03:48):

So now I'm telling you, you don't work for the courts. Please **stop** sending the emails.

MALEK (03:51):

Can I, can I ask you this though?

HOLLON :

NO.

~~208~~ 208

MALEK :

Can you please, no, wait a minute, because you're a member of government. Can you please just simply reply and put that in writing to please **stop** sending us any more emails.

HOLLON : (04:06)

The next reply that I will put in writing is a cease and desist order. If you want that to go that level, I'm giving you the opportunity by making this phone call to you, to telling you to **stop**. The next level goes to a cease and desist and that means it's a form of harassment. So you could take this phone call and say, okay, not to put the chief judge on there anymore. Okay. The next level is, is a higher level. We don't wanna go to that level. Do we? You already have a family court matter.

MALEK (04:37):

SIR ?

HOLLON : (04:38):

You're already dealing with a lot of things. You have already done a lot of things in court...

MALEK : I'm listening....

HOLLON : I've tried to get you some assistance with mental health. You've refused that.

~~208~~ 208

MALEK : (04:45):

What are you talk.... What is that !? You've tried to get me assistance with mental health. That's not so. What is your name? What is your name? What is your name?

HOLLON : (04:54):

Lieutenant Charles Hollon..

MALEK : (04:58):

Charles Hollon

HOLLON (04:58):

H O L L O N. You wrote about previously. You should remember.

MALEK (05:02):

Lieutenant Charles, H O L L O N

HOLLON :

Uhhuh Uhhuh.

MALEK :

But, but now you're not with the police department, but you're a Lieutenant.

~~210~~ 210

HOLLON :

Right

MALEK :

So, so you're a Lieutenant with the courts?

HOLLON :

Yes.

MALEK :

So wait a minute now...

HOLLON : (05:15):

YES. So here is what I would like you to do....

MALEK :

I wrote about you. Oh, so we're talking about the death threat, to me. Right?

HOLLON :

That you claim... That you claim made a death threat...

~~211~~ 211

MALEK :

Oh, is that what you're referring to ?

HOLLON :

YEAH.

MALEK :

Which it was a death threat, wasn't it ?

HOLLON :

From who ?

MALEK :

I had made that clear at that time.

HOLLON :

From who ?

MALEK :

From who ? I had made that clear at that time.

HOLLON : From who? You don't remember ? The court attorney Bonanno.

~~48~~ 212

HOLLON (05:51):

Oh, okay. Yeah, you made that statement..... (LAUGHING)

MALEK : (05:55):

Yeah I did....

HOLLON : (05:57):

Let's let's keep focus on....

MALEK (05:58):

I made a statement that he did and he made the statement that he had threatened me. That's correct.

HOLLON: (06:06):

No. He never made a statement like that. Um, so here's what we're gonna do. I ask you nicely. Please take her off the, uh, emails. Okay ? It will benefit everybody. I wish you luck on what you're trying to achieve..

MALEK (06:18):

Lieutenant, she has....

~~213~~ 213

HOLLON (06:22):

By continuously emailing her that's not gonna help your cause...

MALEK :

Lieutenant, she has.....

HOLLON :

No, no, no. Listen to me, I work for the court system. She can't help you in this matter. Okay. So there's no reason to put her on the emails..

MALEK : (06:32):

Well, she has something called an excellence initiative... Well, first of all, these that's has nothing to do with the court system. These nothing to do with these emails are not all, all, all identical. And I, I, I, she has something. Well, she has something call it.

HOLLON : (06:47):

Your email sir has nothing to do with the court system.

Speaker 1 (06:49):

Court system. She has something to call it. Excellent. An excellence initiative

~~214~~ 214

HOLLON (06:52):

You are trying to get information from a separate agency. She has nothing to do with them.

MALEK (06:59):

Well, I think Janet DiFiore of the excellence initiative has a lot to do with this. So this is what I'm.. Ok look. If you wish me to send a cease and desist by email and put that in writing,

HOLLON :

Whats your address sir ? Whats your address ?

then I, then I would have, then I would, then I would have to obey to that. Let's make something clear. If you, if you emailed back, a a cease and desist, you emailed back at this time and said a cease and desist do not send to Janet Difiore any longer then I will abide to that. So what's the problem ?

HOLLON : (07:44):

OK. So why won't you do it verbally? Why do I have to go through the, the written ?

MALEK : (07:50):

Why? Because I feel that your request for me to stop doing this is unreasonable.

~~4708~~ 215

HOLLON :

Why ?

MALEK :

So I would like to have on a record

HOLLON :

Why ?

MALEK :

And that way, if I have that record, I could present that in court.

HOLLON :

You absolutely could.

MALEK : I could put that up online. I could put that up online on my website if I wish.

HOLLON : (08:11):

And thank you for telling me that. Now your address, you have listed as 1110 east a hundred and first street. That's not your address is it? (laughs)

216
~~216~~

MALEK (08:20):

And, and when you say the address you have listed, where, where are you reading that address from ?

HOLLON : (08:25):

I'm reading the address of what, uh, you have sent in the past to the court.

MALEK :

Okay. Sir sir sir.

HOLLON : (08:29):

You have listed 1110 east 101 street.

MALEK : (08:32): If you wish to send a cease and desist letter, the address is right there in the foil request far as, as far as where you wish to, if you wish to send written correspondence to...

HOLLON : (08:46):

No. There is no address. Let's see. Oh Hempstead. Is that your new address ?

MALEK : (08:49):

If you wish to send,

217

~~217~~

HOLLON :

Is that a PO box or is that **you** ?

MALEK :

If you wish to send mail correspondence, you're welcome to, to that address.

HOLLON :

Is that a residence?

MALEK :

If you wish to send me a cease desist by email, I will oblige. Okay.

HOLLON :

Okay.

MALEK :

So that's it. We're done. Good Bye.

HOLLON :

1936 Hempstead turnpike. Is that an address? Is that a 1936 Hempstead turnpike? 1 0 9.

5/18 2/18

EXHIBIT V



robert malek <abc75abc@gmail.com>

Phone call from a (" lieutenant charles hollon ") after emails were sent.

7 messages

robert malek <abc75abc@gmail.com>

Mon, Dec 20, 2021 at 10:15 AM

To: AREYNOSO@council.nyc.gov, ANTHONY.NYASSEMBLY@gmail.com, andersonk@nyassembly.gov, BYRNESM@nyassembly.gov, BATTSC@nyassembly.gov, BGRODENCHIK@council.nyc.gov, CLARKS@nyassembly.gov, CRUZC@nyassembly.gov, district37@council.nyc.gov, District16Bronx@council.nyc.gov, district12@council.nyc.gov, district24@council.nyc.gov, district30@council.nyc.gov, district45@council.nyc.gov, david.hansell@acs.nyc.gov, DAVILAM@nyassembly.gov, DARLINGT@nyassembly.gov, EDDISON.NYASSEMBLY@gmail.com, FRONTUSM@nyassembly.gov, GREENEC@nyassembly.gov, GALLAHANJ@nyassembly.gov, GONZALEZROJASJ@nyassembly.gov, HEVESIA@nyassembly.gov, HALLW@nyassembly.gov, JEANPIERREK@nyassembly.gov, jsabel@legal-aid.org, jsabel@ag.ny.gov, jdifiore@nycourts.gov, letitia.james@ag.ny.gov, lcumbo@council.nyc.gov, LUBRAND@nyassembly.gov, LUNSFORDJ@nyassembly.gov, LANDER@council.nyc.gov, MEEKSD@nyassembly.gov, MILLERM@nyassembly.gov, MITAYNESM@nyassembly.gov, MEGAN.NYASSEMBLY@gmail.com, MANGAROO@nyassembly.gov, Octavia Hill <ohill@doi.nyc.gov>, SMATTEO@council.nyc.gov, SPEAKERJOHNSON@council.nyc.gov, sheila.poole@ocfs.ny.gov, SALAMANCA@council.nyc.gov, SALKAJ@nyassembly.gov, SLEVIN@council.nyc.gov, VANELC@nyassembly.gov, IG <ig@nycourts.gov>

To all members of government,

The following recording is from phone call just received from a " lieutenant charles hollon. " regarding my emails.

Please listen to the recording.

This person falsely claims the number of emails I had sent, and also falsely claims that each email was exactly the same. If such is so, then please someone inform me because each email sent was not the same and contained reference to specific different foil requests.

He claims that he got me mental health which is also not true and ludicrous. (how could a court official obtain mental health for me ?! lol) I dont even know this person !

He claims to be a lieutenant but does not work for the police department.

He claims I am not a journalist because I dont work for someone ! lol and furthermore, I have to be paid to be a journalist.

Maybe he needs a psychologist himself that he should be referring to ! lol.

Regarding the death threat from court attorney Bonnano at Supreme Court in Brooklyn, I provided sufficient document evidence of this to the local police department in that area for them to file a police report.

Mr. " Lt. Charles Hollon " or whatever your name really is, I say the following :

Janet Difiore has launched her excellence initiative so she very well should know about the efforts of my team. I am hopeful that she is thankful of our efforts and is willing to help. I am sorry that you feel our efforts are harassing rather than helping.

If you in fact represent Janet Difiore, and have the authority to issue a cease and desist request and wish to do so, then please put as such on an official government document from Albany requesting me to do so and I / we will certainly oblige. How a court officer from Brooklyn claims he can represent Chief Judge Difiore in Albany is certainly questionable at best. Since there is absent any wording whatsoever that is threatening or vulgar in any way, in a correspondence that I / we send, I / we will continue to contact judge difiore in order to assist in furtherance of her excellence initiative goal.

This recording will be placed online as further evidence of the need for Janet Difiores Excellence initiative to root out and terminate the employment of court staff such as yourself.

Sincerely,

Robert Malek

Victoria Navarro

Andrea Schmall

ACS COMPLAINTS.COM

abc75abc@gmail.com


acscomplaints@yahoo.com

1936 Hempstead Turnpike # 109

East Meadow, New York 11554


220

718 757 4473

 2021_12_20_09_22_26.mp3
8904K

Mail Delivery Subsystem <mailer-daemon@googlemail.com>
To: abc75abc@gmail.com

Mon, Dec 20, 2021 at 10:15 AM



Address not found

Your message wasn't delivered to **jsabel@ag.ny.gov** because the address couldn't be found, or is unable to receive mail.

The response from the remote server was:

550 5.1.1 User Unknown

Final-Recipient: rfc822; jsabel@ag.ny.gov
 Action: failed
 Status: 5.1.1
 Remote-MTA: dns; mx-00526102.gslb.pphosted.com. (205.220.180.38, the server for the domain ag.ny.gov.)
 Diagnostic-Code: smtp; 550 5.1.1 User Unknown
 Last-Attempt-Date: Mon, 20 Dec 2021 07:15:32 -0800 (PST)

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

From: robert malek <abc75abc@gmail.com>
 To: AREYNOSO@council.nyc.gov, ANTHONY.NYASSEMBLY@gmail.com, andersonk@nyassembly.gov, BYRNESM@nyassembly.gov, BATTSC@nyassembly.gov, BGRODENCHIK@council.nyc.gov, CLARKS@nyassembly.gov, CRUZC@nyassembly.gov, district37@council.nyc.gov, District16Bronx@council.nyc.gov, district12@council.nyc.gov, district24@council.nyc.gov, district30@council.nyc.gov, district45@council.nyc.gov, david.hansell@acs.nyc.gov, DAVILAM@nyassembly.gov, DARLINGT@nyassembly.gov, EDDISON.NYASSEMBLY@gmail.com, FRONTUSM@nyassembly.gov, GREENEC@nyassembly.gov, GALLAHANJ@nyassembly.gov, GONZALEZROJASJ@nyassembly.gov, HEVESIA@nyassembly.gov, HALLW@nyassembly.gov, JEANPIERREK@nyassembly.gov, jsabel@legal-aid.org, jsabel@ag.ny.gov, jdfiore@nycourts.gov, letitia.james@ag.ny.gov, lcumbo@council.nyc.gov, LUBRAND@nyassembly.gov, LUNSFORDJ@nyassembly.gov, LANDER@council.nyc.gov, MEEKSD@nyassembly.gov, MILLERM@nyassembly.gov, MITAYNESM@nyassembly.gov, MEGAN.NYASSEMBLY@gmail.com, MANGAROOO@nyassembly.gov, Octavia Hill <ohill@doj.nyc.gov>, SMATTEO@council.nyc.gov, SPEAKERJOHNSON@council.nyc.gov, sheila.poole@ocfs.ny.gov, SALAMANCA@council.nyc.gov, SALKAJ@nyassembly.gov, SLEVIN@council.nyc.gov, VANELC@nyassembly.gov, IG <ig@nycourts.gov>
 Cc:
 Bcc:

221

Date: Mon, 20 Dec 2021 10:15:13 -0500

Subject: Phone call from a (" lieutenant charles hollon ") after emails were sent.

----- Message truncated -----

robert malek <abc75abc@gmail.com>

Mon, Dec 20, 2021 at 10:16 AM

To: Victoria Navarro <vikkinavarro@hotmail.com>, Andrea Schmall <arobinschmall@gmail.com>

[Quoted text hidden]

2021_12_20_09_22_26.mp3
8904K

Victoria Navarro <vikkinavarro@hotmail.com>

Mon, Dec 20, 2021 at 7:07 PM

To: robert malek <abc75abc@gmail.com>, Andrea Schmall <arobinschmall@gmail.com>

GOOD JOB!

That guy is creating a false narrative about what journalism is and who journalists are.

V.

Sent from Mail for Windows

[Quoted text hidden]

robert malek <abc75abc@gmail.com>

Wed, Dec 29, 2021 at 7:30 PM

To: A_Hand_4_U <a_hand_4_u@protonmail.com>

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

From: robert malek <abc75abc@gmail.com>

Date: Mon, Dec 20, 2021, 10:15 AM

Subject: Phone call from a (" lieutenant charles hollon ") after emails were sent.

To: <AREYNOSO@council.nyc.gov>, <ANTHONY.NYASSEMBLY@gmail.com>, <andersonk@nyassembly.gov>, <BYRNESM@nyassembly.gov>, <BATTSC@nyassembly.gov>, <BGRODENCHIK@council.nyc.gov>, <CLARKS@nyassembly.gov>, <CRUZC@nyassembly.gov>, <district37@council.nyc.gov>, <District16Bronx@council.nyc.gov>, <district12@council.nyc.gov>, <district24@council.nyc.gov>, <district30@council.nyc.gov>, <district45@council.nyc.gov>, <david.hansell@acs.nyc.gov>, <DAVILAM@nyassembly.gov>, <DARLINGT@nyassembly.gov>, <EDDISON.NYASSEMBLY@gmail.com>, <FRONTUSM@nyassembly.gov>, <GREENEC@nyassembly.gov>, <GALLAHANJ@nyassembly.gov>, <GONZALEZROJASJ@nyassembly.gov>, <HEVESIA@nyassembly.gov>, <HALLW@nyassembly.gov>, <JEANPIERREK@nyassembly.gov>, <jsabel@legal-aid.org>, <jsabel@ag.ny.gov>, <jdifiore@nycourts.gov>, <letitia.james@ag.ny.gov>, <lcumbo@council.nyc.gov>, <LUBRAND@nyassembly.gov>, <LUNSFORDJ@nyassembly.gov>, <LANDER@council.nyc.gov>, <MEEKSD@nyassembly.gov>, <MILLERM@nyassembly.gov>, <MITAYNESM@nyassembly.gov>, <MEGAN.NYASSEMBLY@gmail.com>, <MANGAROOC@nyassembly.gov>, Octavia Hill <ohill@doi.nyc.gov>, <SMATTEO@council.nyc.gov>, <SPEAKERJOHNSON@council.nyc.gov>, <sheila.poole@ocfs.ny.gov>, <SALAMANCA@council.nyc.gov>, <SALKAJ@nyassembly.gov>, <SLEVIN@council.nyc.gov>, <VANELC@nyassembly.gov>, IG <ig@nycourts.gov>

[Quoted text hidden]

2021_12_20_09_22_26.mp3
8904K

222

A_Hand_4_U <A_Hand_4_U@protonmail.com>
Reply-To: A_Hand_4_U <A_Hand_4_U@protonmail.com>
To: robert malek <abc75abc@gmail.com>

Wed, Dec 29, 2021 at 7:48 PM

This is insane the lengths they go thru!

Best,

Frank Hand

*This message, including any attachments, includes privileged, confidential and/or inside information. Any distribution or use of this communication by anyone other than the intended recipient(s) is strictly prohibited and may be unlawful. If you are not the intended recipient, please notify the sender by replying to this message and then delete it from your system. Any omission, does not constitute a waiver of any and/or ALL, including but not limited to Intellectual Property Rights, Reserved Rights, Lawful Rights, "Legal" Rights, including but not limited to those Rights listed in any document(s), that govern(s) "We the People," including but not limited to those written/published by any State, Republic, United States, United States of America or corporation appearing to be a governing body, of "We the People." Thank you.

NOTICE TO AGENTS IS NOTICE TO PRINCIPALS. NOTICE TO PRINCIPALS IS NOTICE TO AGENTS*

NOTICE: This E-mail (including attachments) is covered by the Electronic Communications Privacy Act, 18 U.S.C. §§ 2510-2521, is confidential and legally privileged. If you are not the intended recipient, you are hereby notified that any retention, dissemination, distribution, or copying of this communication is strictly prohibited. Please reply to the sender that you have received the message in error; then delete it. Thank you.

[Quoted text hidden]

robert malek <abc75abc@gmail.com>

Sun, Jan 2, 2022 at 11:16 AM

Draft

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

From: robert malek <abc75abc@gmail.com>
Date: Mon, Dec 20, 2021, 10:15 AM
Subject: Phone call from a (" lieutenant charles hollon ") after emails were sent.
To: <AREYNOSO@council.nyc.gov>, <ANTHONY.NYASSEMBLY@gmail.com>, <andersonk@nyassembly.gov>, <BYRNESM@nyassembly.gov>, <BATTSC@nyassembly.gov>, <BGRODENCHIK@council.nyc.gov>, <CLARKS@nyassembly.gov>, <CRUZC@nyassembly.gov>, <district37@council.nyc.gov>, <District16Bronx@council.nyc.gov>, <district12@council.nyc.gov>, <district24@council.nyc.gov>, <district30@council.nyc.gov>, <district45@council.nyc.gov>, <david.hansell@acs.nyc.gov>, <DAVILAM@nyassembly.gov>, <DARLINGT@nyassembly.gov>, <EDDISON.NYASSEMBLY@gmail.com>, <FRONTUSM@nyassembly.gov>, <GREENEC@nyassembly.gov>, <GALLAHANJ@nyassembly.gov>, <GONZALEZROJASJ@nyassembly.gov>, <HEVESIA@nyassembly.gov>, <HALLW@nyassembly.gov>, <JEANPIERREK@nyassembly.gov>, <jsabel@legal-aid.org>, <jsabel@ag.ny.gov>, <jdifiore@nycourts.gov>, <lelitia.james@ag.ny.gov>, <lcumbo@council.nyc.gov>, <LUBRAND@nyassembly.gov>, <LUNSFORDJ@nyassembly.gov>, <LANDER@council.nyc.gov>, <MEEKSD@nyassembly.gov>, <MILLERM@nyassembly.gov>, <MITAYNESM@nyassembly.gov>, <MEGAN.NYASSEMBLY@gmail.com>, <MANGAROOO@nyassembly.gov>, Octavia Hill <ohill@doi.nyc.gov>, <SMATTEO@council.nyc.gov>, <SPEAKERJOHNSON@council.nyc.gov>, <sheila.poole@ocfs.ny.gov>, <SALAMANCA@council.nyc.gov>, <SALKAJ@nyassembly.gov>, <SLEVIN@council.nyc.gov>, <VANELC@nyassembly.gov>, IG <ig@nycourts.gov>

[Quoted text hidden]

2021_12_20_09_22_26.mp3
8904K

223

EXHIBIT W

A) ADMIT AS TO THEIR AGE, DENY IMPAIRMENT, OR DANGER OF BEING IMPAIRED AND DENY ANY FAILURE OF ROBERT MALEK. I DENY THAT I AM LEGALLY RESPONSIBLE FOR JOSEPH PALOMINO AND THAT I DID NOT AFFORD MORE THAN A MINIMUM DEGREE OF CARE.

PARAGRAPH 1

A) DENY THAT I HOLD MYSELF OUT TO BE THE FATHER OF THE SUBJECT CHILD. ~~MARGARET MALEK~~

B) I AM IN FACT THE FATHER OF ~~MARGARET MALEK~~ M. ~~MALEK~~

C) I ADMIT PAST ROMANTIC INVOLVEMENT WITH MARGARET INGOGLIA.

D) ADMIT MARGARET INGOGLIA AND ~~MARGARET MALEK~~ M. ~~MALEK~~ RESIDED IN OUR HOME SINCE MARGARET MALEK WAS BORN.

E) ADMIT JOE PALOMINO RESIDED IN OUR HOME FOR THE DATES PROVIDED.

F) I ADMIT THAT I WAS SUPPORTING THE ENTIRE FAMILY AND PROVIDED THEM A HOME. I SUPPORTED A CHILD, JOE PALOMINO THAT WAS NOT MY OWN NOR WAS THERE EVER AN ORDER TO.

PARAGRAPH 2A)

A) DENY SENTENCE NUMBER 1.

B) DENY AND ADMIT SENTENCE NUMBER 2. ADMIT TO ME CALLING MARGARET A BITCH SINCE SHE WOULD CALL OUR DAUGHTER A BITCH BEFORE SHE WAS A YEAR OLD. I DEFENDED MY DAUGHTER.

PARAGRAPH 2B)

A) I DENY THESE ALLEGATIONS

PARAGRAPH 2 C)

A) I DENY THESE ALLEGATIONS

PARAGRAPH 2D)

A) I DENY THESE ALLEGATIONS

PARAGRAPH 3

A) I DENY THESE ALLEGATIONS

PARAGRAPH 3A

A) MY SAME RESPONSES IN REGARDS 1-2A-D

PARAGRAPH 3B)

A) DENY. SENTENCE 1. I HAVE CALLED APPROXIMATELY 30 REGARDING ABUSE AND OR NEGLECT.

B) DENY SENTENCE 2. ALL REPORTS THAT HAVE BEEN CALLED BY THE RESPONDENT FATHER WERE NOT UNFOUNDED AS ACS IS STATING.

C) SENTENCE 3. NEITHER ADMIT NOR DENY. I DO NOT KNOW WHAT ACS DID TO MY CHILD

D) SENTENCE 4, NEITHER ADMIT NOR DENY. I DO NOT KNOW WHAT ACS DID OR DIDNT DO TO MY CHILD. ONLY THEY KNOW AND ARE RESPONSIBLE FOR DOING SO.

E) DENY. I MAKE THE REPORTS FOR GOOD AND PROPER CAUSE REGARDING THE SAFETY AND WELFARE OF MY CHILD.

PARAGRAPH 3C)

A) NEITHER ADMIT NOR DENY. THIS STATEMENT IS NOT DIRECTED TOWARD ME.

PARAGRAPH 3D)

~~226~~ 226

A) DENY THIS PARAGRAPH.

NEXT PARAGRAPH NOT NUMBERED OR ALPHABETIZED I DENY THIS ONE AS WELL..

AMENDED PETITION M ~~MALEK~~ M ~~MALEK~~

PARAGRAPH 1 PAGE 1

A) DAVID HANSELL DID NOT HAVE THE AUTHORITY TO FILE THIS AMENDED PETITION. ACS DOES NOT EXIST LEGALLY. THIS PETITION WAS NOT FILED, NOT CLERK STAMPED AND NO SUMMONS WAS ISSUED. NOT SIGNED OR NOTARIZED EITHER.

PARAGRAPH 2 PAGE 1

A) ADMIT TRUE.

PAGE 2 PARAGRAPH 1 (3)

A) DENY. ADDRESS IS NOT CONFIDENTIAL. ADDRESS IS 2609 EAST 14TH STREET # 304 BROOKLYN, NY 11235

PAGE 2 PARAGRAPH 2 (4)

A) ADMIT I AM HER FATHER. DENY THAT I AM ALLEGED TO BE M ~~MALEK~~ M ~~MALEK~~ FATHER..

B) DENY THAT MY ADDRESS IS CONFIDENTIAL. IT WAS 302 ~~302 14TH STREET # 304 BROOKLYN, NY 11235~~

C) ADMIT FATHERS DATE OF BIRTH

D) ADMIT MOTHERS NAME AND AT THE TIME OF THIS FILING, ADDRESS CONFIDENTIAL.

E) ADMIT MOTHERS DATE OF BIRTH

PAGE 2 PARAGRAPH 5

A) DENY

PAGE 2 PARAGRAPH 6

A) ADMIT I AM HER LEGAL FATHER , DENY THAT I AM RESPONSIBLE FOR NEGLECT OF MY CHILD.

PAGE 2 PARAGRAPH 7

A) ADMIT

THE ADDENDUM TO THE AMENDED PETITION IS IDENTICAL FOR BOTH CHILDREN. MY RESPONSES ARE THE SAME AS ABOVE WITH JOE WITH EXCEPTION AS TO WHERE IT IS APPROPRIATE TO REFER TO M ~~MALEK~~ M ~~MALEK~~ RATHER THAN JOE PALOMINO BECAUSE THE CHILD ALLEGED TO BE NEGLECTED IS DIFFERENT.

I DENY THAT DAVID HANSELL IS AUTHORIZED TO FILE ANY PETITION INCLUDING THESE TWO. ACS DOES NOT LEGALLY EXIST AND HENCEFORTH, LACKS CAPACITY AND LEGAL STANDING TO CLAIM TO HAVE FILED THESE PETITIONS. NO SUMMONS HAS EVER BEEN ISSUED IN THIS DUAL CASE. NEITHER ACS NOR JUDGE WILLIAMS HAS OR HAD ANY JURISDICTION TO PROCEED. THIS NEGLECT PROCEEDING IS UNLAWFUL AND IS IN FACT, IN WHOLE, VOID. THESE AMENDED PETITIONS ARE NEITHER SIGNED NOR NOTARIZED NOR FILED AS REQUIRED BY LAW.

NOTE: ORIGINAL PETITION WAS SERVED BY AN DAISSHA HUDSON, HAS A PART TO THE ACTION, IN VIOLATION OF CPLR 2013 A, FEDERAL RULE 4. *(Signature)*

SWORN TO BEFORE ME ON THE 21 DAY OF FEBRUARY, 2022

(Signature)
NOTARY PUBLIC

DAANI NASARE POWELL
Notary Public, State of New York
Qualified in Nassau County
No. 01POB42B569
Commission Expires January 24, 2026

(Signature)
ROBERT MALEK

(Signature) 227

answer to amended petition, service of process 01, KINGS COUNTY PARALEGAL COLLEGE

robert malek <abc75abc@gmail.com>

Wed, Feb 23, 2022 at 7:27 AM

To: "Almonte, Rosmil (ACS)" <Rosmil.Almonte@acs.nyc.gov>, "Johnson, Travis" <TMJohnson@legal-aid.org>, Robert Maes <rmaes@bds.org>, Jdwillia@nycourts.gov, jess.dunnhauser@acs.nyc.gov, "Hudson, Ardaisha Z (ACS)" <ardaisha.hudson@acs.nyc.gov>

Cc: robert malek <abc75abc@gmail.com>

Bcc: Victoria Navarro <vikkinavarr@hotmaill.com>

Good morning class. How are you ?

Welcome to Kings County Paralegal College , home of the 19.95 legal education. " *We make law affordable, easy and fun !!* "

In todays lesson, at the kings county paralegal college we are going to be learning about how to file and serve a petition.

The first thing you have to do and I know this class is obvious unless you are administration for childrens services, new york city but the first thing you have to do is SIGN THE PETITION. I lol..... Self explanatory right ? Well not for acs so dont suffer from cognitive deficits and be sure to SIGN..... Thats number one...

Okay.

So the next step class is NOTARIZATION. While this sounds a little more complicated, it really isnt unless you are acs. What you do is you go up to a dude or dudette and say, : " hey cowboy , hi cowgirl, can you notarize this for me ? " and voila, its stamped once you show your id and fork over the lump sum payment of 2 dollars. So as you can see, it really is quite simple. That said, morons that are acs workers and attorneys from Administration for Childrens Services dont know how to sign or have a petition notarized so if your 6 year old calls you stupid, be sure to respond by saying, " but acs cant even get this right ! " smile and walk away. Its okay, you'll get the hang of this class. Just dont work for ACS and you should do just fine.

The next step and follow me here is you PUT ONE FOOT IN FRONT OF THE OTHER AND KNOCK ON A DOOR THAT SAYS... CLERK !!!! The clerk then opens the door, you identify yourself and what you wish to file and walk foward rather than BACKWARD like ACS. Remember, class, whatever ACS does you do the opposite....

So you walk in, hand the petition to the clerk and say,

" Please file this for me. "

And now follow me here because this is where acs gets this wrong...

You then GIVE the petitionn to the clerk rather than put it back in your bag like ACS does. The clerk then stamps the petition and gives it back to you.

At this point, you, put it in your bag. Not before, but after .

So to reivew this since you dont want to be afflicted with the acs cognitive disease requiring a mental health evaluation IS YOU PUT THE PETITION IN YOUR BAG AFTER THE CLERK STAMPS IT AND GIVES IT BACK TO YOU RATHER THAN BEFORE.....

Alright class. So now, so so now, we are almost done. So remember, whatever ACS does you do the opposite, right ? ACS once they put the petition back in their bag BEFORE giving it to the clerk, walks out.

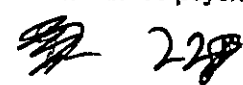
YOU ON THE OTHER HAND DOES NOT PUT THE PETITION BACK IN YOUR BAG UNTIL YOU RECEIVE IT STAMPED BACK FROM THE CLERK AND THEN..... YOU DO NOTHING !!! Simple right ? Well, you'll be surprised how many times a day ACS gets this wrong and just walks out like the air headed morons they are.

SO NOW CLASS SO NOW.... WHILE YOU STAND THERE AND DO NOTHING... YOU AWAIT

Drum roll please !!!!!

THE SUMMONS !!!!!!!

Yes class. Now remember what I said about ACS since whatever they do, you do the opposite. You see class, without summons you have no case, no jurisdiction whatsoever. If you are cognitively impaired and need a mental health evaluation like those whom work for acs you also forget to sign and notarize the petition and if you are like these psyche ward acs workers above you dont even file the petition with the clerk to begin with !!!! lol.



So that pretty much wraps it up class ! You see, just do the opposite of what acs does and you will do just fine....
Woah ! Woah! Woah ! I didnt say anyone was dismissed from class as of yet. Sit back down.....

The last but not least and I repeat, the last but not least step of serving a petition is not to be stupid enough to serve it yourself like Ardaisha Hudson whom was a party to the action in the NN19410 - nn 19411 case.

You have to get someone else over the age of 18 to do it.

STUPID IS NOT GOOD.

CLASS ? REPEAT AFTER ME....

STUPID IS NOT GOOD.

NOW CLASS IS DISMISSED !!!! AND DONT FORGET NOT TO FALL ASLEEP ON THE JOB LIKE ARDAISHA HUDSON. THATS NEXT WEEKS CLASS. REVIEWING THE VIDEOS OF ARDAISHA HUDSON FALLING ASLEEP ON THE JOB..

Have a great day !!!!!!!!!!!!!!!

ACS COMPLAINTS.COM PROFESSOR, ROBERT MALEK

scan0086.pdf
2374K

229



robert malek <abc75abc@gmail.com>

Answer to amended petition, service of process 01, KINGS COUNTY PARALEGAL COLLEGE

robert malek <abc75abc@gmail.com>
To: jess.dannhauser@acs.nyc.gov
Bcc: Victoria Navarro <vikkinavarro@hotmail.com>

Wed, Feb 23, 2022 at 7:29 AM

[Quoted text hidden]

 scan0086.pdf
2374K

~~230~~ 230



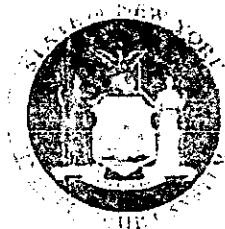
robert malek <abc75abc@gmail.com>

EDDS Alert: Kings County Family Court (EDDS) - Child Protective Proceeding - <OTHER (ENTER DESCRIPTION IN FIELD BELOW)> Fam-Kings1 (Kings County Family Court -v- Child Protective Proceeding)

2 messages

edds@nycourts.gov <edds@nycourts.gov>
To: abc75abc@gmail.com, edds@nycourts.gov

Mon, Mar 7, 2022 at 8:08 AM



**Kings County Family Court (EDDS)
Notification of Receipt
03/07/2022**

On 03/07/2022, the EDDS System received the documents listed below from submitter robert malek, abc75abc@gmail.com. Please keep this notice for your records.

Documents submitted through EDDS after 3:00 PM will not be reviewed until the next date that the Family Court is in session

Re: Family Offense Petitions sent during our non-business hours:

- IF THIS IS AN EMERGENCY and you are in danger, please call 911
- If it is after 3:00 PM and you need to file a Family Offense Petition, you may choose to go to Criminal Court to have your petition processed.

For the location of the nearest Criminal Court go to <http://nycourts.gov/courts/> and click on "Criminal Court"

Sender Information

Document(s) ID: ATRUM3
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert malek
Organization/Agency/Firm Name:
Represented Party: robert malek
Party Role: respondent
Phone Number: 7187574473
Email Address: abc75abc@gmail.com
Reason for Sending Documents: answer to amended petition

Documents Received

Document	Received Date
OTHER (ENTER DESCRIPTION IN FIELD BELOW) answer to amended petition	03/07/2022

Receiver Contact Information

Name: Kings County Family Court (EDDS)
Email Address: KingsFamilyCourt@nycourts.gov

[Handwritten signature] 231

Note - this email address is for correspondence only - No documents will be accepted through this email address.

NOTE: The sending and/or receipt of any documents through the courts Electronic Document Delivery System (EDDS) does not constitute service upon any other party, nor does it constitute filing of those documents with the court or County Clerk.

edds@nycourts.gov <edds@nycourts.gov>
To: edds@nycourts.gov, abc75abc@gmail.com

Mon, Mar 7, 2022 at 11:57 AM



Kings County Family Court (EDDS)

Comment Added to Case

03/07/2022

Comment from Court User - Beverly Stanley

UPLOADED TO FILE

Sender Information

Document(s) ID: ATRUM3
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert malek
Organization/Agency/Firm Name:
Represented Party: robert malek
Party Role: respondent
Phone Number: 7187574473
Email Address: abc75abc@gmail.com
Reason for Sending Documents: answer to amended petition

Document Information

Document Type: OTHER (ENTER DESCRIPTION IN FIELD BELOW)
Additional Document Information: answer to amended petition
Filed Date: 03/07/2022

[Quoted text hidden]

Handwritten: 232



robert malek <abc75abc@gmail.com>

EDDS Alert: Kings County Family Court (EDDS) - Child Protective Proceeding - <OTHER (ENTER DESCRIPTION IN FIELD BELOW)> Fam-Kings1 (Kings County Family Court -v- Child Protective Proceeding)

1 message

edds@nycourts.gov <edds@nycourts.gov>
To: abc75abc@gmail.com, edds@nycourts.gov

Wed, Mar 9, 2022 at 5:08 PM



**Kings County Family Court (EDDS)
Notification of Receipt
03/09/2022**

On 03/09/2022, the EDDS System received the documents listed below from submitter robert m malek, abc75abc@gmail.com. Please keep this notice for your records.

Documents submitted through EDDS after 3:00 PM will not be reviewed until the next date that the Family Court is in session

Re: Family Offense Petitions sent during our non-business hours:

- IF THIS IS AN EMERGENCY and you are in danger, please call 911
- If it is after 3:00 PM and you need to file a Family Offense Petition, you may choose to go to Criminal Court to have your petition processed.

For the location of the nearest Criminal Court go to <http://nycourts.gov/courts/> and click on "Criminal Court"

Sender Information

Document(s) ID: GWEFEG
Case Number: nn 19410-18, nn 19411-18
Case Title: acs vs malek
Name: robert m malek
Organization/Agency/Firm Name: ROBERT MALEK
Represented Party: robert malek
Party Role: respondent
Phone Number: 7187574473
Email Address: abc75abc@gmail.com
Reason for Sending Documents: affidavit of service for answer to amended petition

Documents Received

Document	Received Date
OTHER (ENTER DESCRIPTION IN FIELD BELOW) affidavit of service for answer to amended petition	03/09/2022

Receiver Contact Information

Name: Kings County Family Court (EDDS)
Email Address: KingsFamilyCourt@nycourts.gov

Handwritten signature and number 233

AFFIDAVIT OF SERVICE

State of New York)
County of Suffolk)

The undersigned being duly sworn, deposes and says:

Victoria Navarro is not a party to the action, is over
(name of person serving papers)

18 years of age and resides at *Confidential. ~~1234567890~~

(complete address of person serving papers)

That on March 7, 2022, deponent served the within
(date of service)

Malek Answer to Amended Petition
(name of document[s] served)

upon Rosmil Almonte, Esq., Travis Johnson, Esq., Robert Maes, Esq., Hon. Jacqueline Williams, located at
(name of person/corporation served)

via e-mail at rosmil.almonte@acs.nyc.gov; tmjohnson@legal-aid.org; rmaes@bds.org; jdwillia@nycourts.gov
(complete address where other party/corporation served)

(Select method of service)

 Personal Service: by delivering a true copy of the aforesaid documents personally; deponent knew said person/corporation so served to be the person/corporation described.

 X Service by ^{e-mail} Mail: by depositing a true copy of the aforesaid documents in a postpaid properly addressed envelope in a post office or official depository under the exclusive care and custody of the United States Postal Service.

Victoria Navarro 3/9/2022
Signature of person serving papers

Victoria Navarro
Printed Name

Victoria Navarro
Sworn to before me this 9th

day of March 2022

[Signature]
Notary Public

BILL VASSILAKIS
Notary Public, State of New York
No. 01VA5015616
Qualified in Nassau County
Commission Expires March 15, 2023

AFFIDAVIT OF SERVICE

State of New York)
 County of Suffolk)

The undersigned being duly sworn, deposes and says:

Victoria Navarro is not a party to the action, is over
(name of person serving papers)

18 years of age and resides at *Confidential. ~~110 West 11th St, NYC, NY 10011~~
(complete address of person serving papers)

That on March 7, 2022, deponent served the within
(date of service)

Malek Answer to Amended Petition
(name of document[s] served)

upon Ardaisha Hudson, Commissioner David Hansell, Commissioner Sheila Poole, Hon. Amanda located at
(name of person/corporation served)

via e-mail at ardaisha.hudson@acs.nyc.gov, david.hansell@acs.nyc.gov, sheila.poole@ocfs.ny.gov, a.white@nycc
(complete address where other party/corporation served)

(Select method of service)

Personal Service: by delivering a true copy of the aforesaid documents personally; deponent knew said person/corporation so served to be the person/corporation described.

Service by ^{e-mail} Mail: by depositing a true copy of the aforesaid documents in a postpaid properly addressed envelope in a post office or official depository under the exclusive care and custody of the United States Postal Service.

Victoria Navarro 3/9/2022
 Signature of person serving papers

Victoria Navarro
 Printed Name

Victoria Navarro
 Sworn to before me this 7th
 day of March 2022

[Signature]
 Notary Public

BILL VASSILAKIS
 Notary Public, State of New York
 No. 01VA6015816
 Qualified in Nassau County
 Commission Expires March 15, 2023

235

EXHIBIT X

21 cv 1230

From: ROBERT MALEK (acscomplaints@yahoo.com)

To: jess.dannhauser@acs.nyc.gov; sheila.poole@ocfs.ny.gov; letitia.james@ag.ny.gov; hevesia@nyassembly.gov;
jess.dannhauser@acs.nyc.gov

Date: Thursday, March 31, 2022, 08:39 PM EDT

Mr dannhauser acs commissioner

Are you aware of case number 21 cv 1230 where acs takes part in terminating parents religious rights to attend church with their children whom have not been found guilty of anything in a court of law ?

What do you intend to do about this position of your city government agency ?

What would your church members think about your position, sir ?

Does your wife whom is the assistant rector know of what you are taking part in ? Or did you not know of this lawsuit ?

She should know about this important matter I believe.

Why are you preventing my daughter and I from attending church ?

Can my daughter and I attend your church of the incarnation this sunday, sir ?

Sincerely,
Robert Malek
Acs complaints. Com

Sent from Yahoo Mail on Android

237

EXHIBIT Y



robert malek <abc75abc@gmail.com>

Order to show cause for my daughter and I to go to church together.

2 messages

robert malek <abc75abc@gmail.com>
To: kingsfamilycourt <kingsfamilycourt@nycourts.gov>

Fri, Apr 8, 2022 at 2:19 AM

Dear KFC,
Please provide records for all filings in regards to osc for my daughter and I to go to church together.
There should be one in late 2019 - early 2020 and a recent one.

Thank you,
Robert Malek



20220406_084530.jpg
3958K

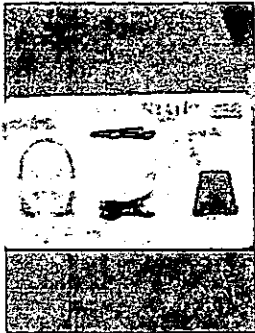
robert malek <abc75abc@gmail.com>
To: robert malek <abc75abc@gmail.com>

Sat, Apr 16, 2022 at 3:28 AM

----- Forwarded message -----
From: robert malek <abc75abc@gmail.com>
Date: Fri, Apr 8, 2022, 2:19 AM
Subject: Order to show cause for my daughter and I to go to church together.
To: kingsfamilycourt <kingsfamilycourt@nycourts.gov>

Dear KFC,
Please provide records for all filings in regards to osc for my daughter and I to go to church together.
There should be one in late 2019 - early 2020 and a recent one.

Thank you,
Robert Malek



20220406_084530.jpg
3958K

[Handwritten signature]

239

[Handwritten signature]

EXHIBIT Z



robert malek <abc75abc@gmail.com>

JUDGE WILLIAMS LIED ON ORDER THAT I DIDNT APPEAR..

2 messages

robert malek <abc75abc@gmail.com>

Fri, May 6, 2022 at 1:56 AM

To: SCJC <cjc@cjc.ny.gov>, jdifiore@nycourts.gov, sheila.poole@ocfs.ny.gov, IG <ig@nycourts.gov>, letitia.james@ag.ny.gov

DEAR SCJC,
PLEASE VIEW EXHIBIT T, ATTACHED WITHIN. IT IS FROM THE OPPOSITION TO TRAVIS JOHNSONS MOTION TO DISMISS, JUST FILED TODAY, NORTHERN DISTRICT FEDERAL COURT CASE 21CV1230.

THIS ORDER AND CORRESPONDING TRANSCRIPT IS CRITICAL EVIDENCE. THE JUDGE IS CLAIMING I DIDNT APPEAR THE DAY SHE TOOK AWAY MY DAUGHTER. I DID.....AS CAN BE SEEN BY TRANSCRIPT.

PLEASE ADD TO FILE.

Thank You,
Robert Malek

EXHIBIT T, JUDGE LYING.pdf
2744K

robert malek <abc75abc@gmail.com>

Thu, Jun 23, 2022 at 10:50 AM

robert malek <abc75abc@gmail.com>

[Quoted text hidden]

EXHIBIT T, JUDGE LYING.pdf
2744K

241

EXHIBIT Z 1

Acs proceedings on no summons, no court filing, not verified petition

From: ROBERT MALEK (acscomplaints@yahoo.com)

To: jdifiore@nycourts.gov; sheila.poole@ocfs.ny.gov; letitia.james@ag.ny.gov; jess.dannhauser@acs.nyc.gov; hevesia@nyassembly.gov

Date: Thursday, May 12, 2022, 03:28 AM EDT

Hello all.

I am writing to inform you of acs proceeding and having terminated my parental rights in void case number Nn19410-18, nn19411-18.

There was no summons, no clerk filing / no stamp, and amended petition was not signed or notarized. In other words, not verified.

I ask for your help and intervention.

Thank you,
Robert Malek

Sent from Yahoo Mail on Android

243

EXHIBIT Z2

NYCOURTS.GOV

Rules of the Chief Administrative Judge

PART 100. Judicial Conduct

Preamble

- 100.0 Terminology
- 100.1 A judge shall uphold the integrity and independence . . .
- 100.2 A judge shall avoid impropriety and the appearance . . .
- 100.3 A judge shall perform the duties of judicial office . . .
- 100.4 A judge shall so conduct the judge's extra-judicial . . .
- 100.5 A judge or candidate for elective judicial office shall . . .
- 100.6 Application of the rules of judicial conduct



Preamble

The rules governing judicial conduct are rules of reason. They should be applied consistently with constitutional requirements, statutes, other court rules and decisional law and in the context of all relevant circumstances. The rules are to be construed so as not to impinge on the essential independence of judges in making judicial decisions.

The rules are designed to provide guidance to judges and candidates for elective judicial office and to provide a structure for regulating conduct through disciplinary agencies. They are not designed or intended as a basis for civil liability or criminal prosecution.

The text of the rules is intended to govern conduct of judges and candidates for elective judicial office and to be binding upon them. It is not intended, however, that every transgression will result in disciplinary action. Whether disciplinary action is appropriate, and the degree of discipline to be imposed, should be determined through a reasonable and reasoned application of the text and should depend on such factors as the seriousness of the transgression, whether there is a pattern of improper activity and the effect of the improper activity on others or on the judicial system.

The rules are not intended as an exhaustive guide for conduct. Judges and judicial candidates also should be governed in their judicial and personal conduct by general ethical standards. The rules are intended, however, to state basic standards which should govern their conduct and to provide guidance to assist them in establishing and maintaining high standards of judicial and personal conduct.



Section 100.0 Terminology.

The following terms used in this Part are defined as follows:

245

(A) A "candidate" is a person seeking selection for or retention in public office by election. A person becomes a candidate for public office as soon as he or she makes a public announcement of candidacy, or authorizes solicitation or acceptance of contributions.

(B) "Court personnel" does not include the lawyers in a proceeding before a judge.

(C) The "degree of relationship" is calculated according to the civil law system. That is, where the judge and the party are in the same line of descent, degree is ascertained by ascending or descending from the judge to the party, counting a degree for each person, including the party but excluding the judge. Where the judge and the party are in different lines of descent, degree is ascertained by ascending from the judge to the common ancestor, and descending to the party, counting a degree for each person in both lines, including the common ancestor and the party but excluding the judge. The following persons are relatives within the fourth degree of relationship: great-grandparent, grandparent, parent, uncle, aunt, brother, sister, first cousin, child, grandchild, great-grandchild, nephew or niece. The sixth degree of relationship includes second cousins.

(D) "Economic interest" denotes ownership of a more than de minimis legal or equitable interest, or a relationship as officer, director, advisor or other active participant in the affairs of a party, except that

(1) ownership of an interest in a mutual or common investment fund that holds securities is not an economic interest in such securities unless the judge participates in the management of the fund or a proceeding pending or impending before the judge could substantially affect the value of the interest;

(2) service by a judge as an officer, director, advisor or other active participant in an educational, religious, charitable, cultural, fraternal or civic organization, or service by a judge's spouse or child as an officer, director, advisor or other active participant in any organization does not create an economic interest in securities held by that organization;

(3) a deposit in a financial institution, the proprietary interest of a policy holder in a mutual insurance company, of a depositor in a mutual savings association or of a member in a credit union, or a similar proprietary interest, is not an economic interest in the organization, unless a proceeding pending or impending before the judge could substantially affect the value of the interest;

(4) ownership of government securities is not an economic interest in the issuer unless a proceeding pending or impending before the judge could substantially affect the value of the securities.

(5) "De minimis" denotes an insignificant interest that could not raise reasonable questions as to a judge's impartiality.

(E) "Fiduciary" includes such relationships as executor, administrator, trustee, and guardian.

(F) "Knowingly", "knowledge", "known" or "knows" denotes actual knowledge of the fact in question. A person's knowledge may be inferred from circumstances.

(G) "Law" denotes court rules as well as statutes, constitutional provisions and decisional law.

(H) "Member of the candidate's family" denotes a spouse, child, grandchild, parent, grandparent or other relative or person with whom the candidate maintains a close familial relationship.

(I) "Member of the judge's family" denotes a spouse, child, grandchild, parent, grandparent or other relative or person with whom the judge maintains a close familial relationship.

(J) "Member of the judge's family residing in the judge's household" denotes any relative of a judge by blood or marriage, or a person treated by a judge as a member of the judge's family, who resides in the judge's household.

(K) "Nonpublic information" denotes information that, by law, is not available to the public. Nonpublic information may include but is not limited to: information that is sealed by statute or court order, impounded or communicated in camera; and information offered in grand jury proceedings, presentencing reports, dependency cases or psychiatric reports. 246

(L) A "part-time judge", including an acting part-time judge, is a judge who serves repeatedly on a part-time basis by election or under a continuing appointment.

(M) "Political organization" denotes a political party, political club or other group, the principal purpose of which is to further the election or appointment of candidates to political office.

(N) "Public election" includes primary and general elections; it includes partisan elections, nonpartisan elections and retention elections.

(O) "Require". The rules prescribing that a judge "require" certain conduct of others, like all of the rules in this Part, are rules of reason. The use of the term "require" in that context means a judge is to exercise reasonable direction and control over the conduct of those persons subject to the judge's direction and control.

(P) "Rules"; citation. Unless otherwise made clear by the citation in the text, references to individual components of the rules are cited as follows:

"Part"-refers to Part 100.

"Section"-refers to a provision consisting of 100 followed by a decimal (100.1).

"Subdivision"-refers to a provision designated by a capital letter (A).

"Paragraph"-refers to a provision designated by an arabic numeral (1).

"Subparagraph"-refers to a provision designated by a lower-case letter (a).

(Q) "Window Period" denotes a period beginning nine months before a primary election, judicial nominating convention, party caucus or other party meeting for nominating candidates for the elective judicial office for which a judge or non-judge is an announced candidate, or for which a committee or other organization has publicly solicited or supported the judge's or non-judge's candidacy, and ending, if the judge or non-judge is a candidate in the general election for that office, six months after the general election, or if he or she is not a candidate in the general election, six months after the date of the primary election, convention, caucus or meeting.

(R) "Impartiality" denotes absence of bias or prejudice in favor of, or against, particular parties or classes of parties, as well as maintaining an open mind in considering issues that may come before the judge.

(S) An "independent" judiciary is one free of outside influences or control.

(T) "Integrity" denotes probity, fairness, honesty, uprightness and soundness of character. "Integrity" also includes a firm adherence to this Part or its standard of values.

(U) A "pending proceeding" is one that has begun but not yet reached its final disposition.

(V) An "impending proceeding" is one that is reasonably foreseeable but has not yet been commenced.

Historical Note

Sec. filed Feb. 1, 1996 eff. Jan. 1; 1996.

Amended (D) and (D)(5) on Sept. 9, 2004.

Added (R) - (V) on Feb. 14, 2005

Section 100.1 A judge shall uphold the integrity and independence of the judiciary

247

An independent and honorable judiciary is indispensable to justice in our society. A judge should participate in establishing, maintaining and enforcing high standards of conduct, and shall personally observe those standards so that the integrity and independence of the judiciary will be preserved. The provisions of this Part 100 are to be construed and applied to further that objective.

Historical Note

Sec. filed Aug. 1, 1972; renum. 111.1, new added by renum. and amd. 33.1, filed Feb. 2, 1982; repealed, new filed Feb. 1, 1996 eff. Jan. 1, 1996.



Section 100.2 A judge shall avoid impropriety and the appearance of impropriety in all of the judge's activities.

- (A) A judge shall respect and comply with the law and shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary.
- (B) A judge shall not allow family, social, political or other relationships to influence the judge's judicial conduct or judgment.
- (C) A judge shall not lend the prestige of judicial office to advance the private interests of the judge or others; nor shall a judge convey or permit others to convey the impression that they are in a special position to influence the judge. A judge shall not testify voluntarily as a character witness.
- (D) A judge shall not hold membership in any organization that practices invidious discrimination on the basis of age, race, creed, color, sex, sexual orientation, gender identity, gender expression, religion, national origin, disability or marital status. This provision does not prohibit a judge from holding membership in an organization that is dedicated to the preservation of religious, ethnic, cultural or other values of legitimate common interest to its members.

Historical Note

Sec. filed Aug. 1, 1972; renum. 111.2, new added by renum. and amd. 33.2, filed Feb. 2, 1982; repealed, new filed Feb. 1, 1996 eff. Jan. 1, 1996.

Amended (D) on Jun. 25, 2018



Section 100.3 A judge shall perform the duties of judicial office impartially and diligently.

- (A) **Judicial Duties in General.** The judicial duties of a judge take precedence over all the judge's other activities. The judge's judicial duties include all the duties of the judge's office prescribed by law. In the performance of these duties, the following standards apply.
- (B) **Adjudicative Responsibilities.**
- (1) A judge shall be faithful to the law and maintain professional competence in it. A judge shall not be swayed by partisan interests, public clamor or fear of criticism.
 - (2) A judge shall require order and decorum in proceedings before the judge.
 - (3) A judge shall be patient, dignified and courteous to litigants, jurors, witnesses, lawyers and others with whom the judge deals in an official capacity, and shall require similar conduct of lawyers, and of staff, court officials and others subject to the judge's direction and control.
 - (4) A judge shall perform judicial duties without bias or prejudice against or in favor of any person. A judge in the performance of judicial duties shall not, by words or conduct, manifest bias or prejudice, including but not limited to bias or prejudice based upon age, race, creed, color, sex, sexual orientation, gender identity, gender expression, religion, national origin, disability, marital status or socioeconomic status, and shall require staff, court officials and others subject to the judge's direction and control to refrain from such words or conduct.
 - (5) A judge shall require lawyers in proceedings before the judge to refrain from manifesting, by words or conduct, bias or prejudice based upon age, race, creed, color, sex, sexual orientation, gender identity, gender

24P

expression, religion, national origin, disability, marital status or socioeconomic status, against parties, witnesses, counsel or others. This paragraph does not preclude legitimate advocacy when age, race, creed, color, sex, sexual orientation, religion, national origin, disability, marital status or socioeconomic status, or other similar factors are issues in the proceeding.

(6) A judge shall accord to every person who has a legal interest in a proceeding, or that person's lawyer, the right to be heard according to law. A judge shall not initiate, permit, or consider ex parte communications, or consider other communications made to the judge outside the presence of the parties or their lawyers concerning a pending or impending proceeding, except:

(a) Ex parte communications that are made for scheduling or administrative purposes and that do not affect a substantial right of any party are authorized, provided the judge reasonably believes that no party will gain a procedural or tactical advantage as a result of the ex parte communication, and the judge, insofar as practical and appropriate, makes provision for prompt notification of other parties or their lawyers of the substance of the ex parte communication and allows an opportunity to respond.

(b) A judge may obtain the advice of a disinterested expert on the law applicable to a proceeding before the judge if the judge gives notice to the parties of the person consulted and a copy of such advice if the advice is given in writing and the substance of the advice if it is given orally, and affords the parties reasonable opportunity to respond.

(c) A judge may consult with court personnel whose function is to aid the judge in carrying out the judge's adjudicative responsibilities or with other judges.

(d) A judge, with the consent of the parties, may confer separately with the parties and their lawyers on agreed-upon matters.

(e) A judge may initiate or consider any ex parte communications when authorized by law to do so.

(7) A judge shall dispose of all judicial matters promptly, efficiently and fairly.

(8) A judge shall not make any public comment about a pending or impending proceeding in any court within the United States or its territories. The judge shall require similar abstention on the part of court personnel subject to the judge's direction and control. This paragraph does not prohibit judges from making public statements in the course of their official duties or from explaining for public information the procedures of the court. This paragraph does not apply to proceedings in which the judge is a litigant in a personal capacity.

(9) A judge shall not:

(a) make pledges or promises of conduct in office that are inconsistent with the impartial performance of the adjudicative duties of the office;

(b) with respect to cases, controversies or issues that are likely to come before the court, make commitments that are inconsistent with the impartial performance of the adjudicative duties of the office.

(10) A judge shall not commend or criticize jurors for their verdict other than in a court order or opinion in a proceeding, but may express appreciation to jurors for their service to the judicial system and the community.

(11) A judge shall not disclose or use, for any purpose unrelated to judicial duties, nonpublic information acquired in a judicial capacity.

(12) It is not a violation of this Rule for a judge to make reasonable efforts to facilitate the ability of unrepresented litigants to have their matters fairly heard.

249

(C) Administrative Responsibilities.

(1) A judge shall diligently discharge the judge's administrative responsibilities without bias or prejudice and maintain professional competence in judicial administration, and should cooperate with other judges and court officials in the administration of court business.

(2) A judge shall require staff, court officials and others subject to the judge's direction and control to observe the standards of fidelity and diligence that apply to the judge and to refrain from manifesting bias or prejudice in the performance of their official duties.

(3) A judge shall not make unnecessary appointments. A judge shall exercise the power of appointment impartially and on the basis of merit. A judge shall avoid nepotism and favoritism. A judge shall not approve compensation of appointees beyond the fair value of services rendered. A judge shall not appoint or vote for the appointment of any person as a member of the judge's staff or that of the court of which the judge is a member, or as an appointee in a judicial proceeding, who is a relative within the fourth degree of relationship of either the judge or the judge's spouse or the spouse of such a person. A judge shall refrain from recommending a relative within the fourth degree of relationship of either the judge or the judge's spouse or the spouse of such person for appointment or employment to another judge serving in the same court. A judge also shall comply with the requirements of Part 8 of the Rules of the Chief Judge (22 NYCRR Part 8) relating to the Appointment of relatives of judges. Nothing in this paragraph shall prohibit appointment of the spouse, domestic partner, or unrelated household member of the town or village justice, or other relative as clerk of the town or village court in which such justice sits, provided that the justice obtains the prior approval of the Chief Administrator of the Courts, which may be given upon a showing of good cause.

(D) Disciplinary Responsibilities.

(1) A judge who receives information indicating a substantial likelihood that another judge has committed a substantial violation of this Part shall take appropriate action.

(2) A judge who receives information indicating a substantial likelihood that a lawyer has committed a substantial violation of the Rules of Professional Conduct (22 NYCRR Part 1200) shall take appropriate action.

(3) Acts of a judge in the discharge of disciplinary responsibilities are part of a judge's judicial duties.

(E) Disqualification.

(1) A judge shall disqualify himself or herself in a proceeding in which the judge's impartiality might reasonably be questioned, including but not limited to instances where:

(a) (i) the judge has a personal bias or prejudice concerning a party or (ii) the judge has personal knowledge of disputed evidentiary facts concerning the proceeding;

(b) the judge knows that (i) the judge served as a lawyer in the matter in controversy, or (ii) a lawyer with whom the judge previously practiced law served during such association as a lawyer concerning the matter, or (iii) the judge has been a material witness concerning it;

(c) the judge knows that he or she, individually or as a fiduciary, or the judge's spouse or minor child residing in the judge's household has an economic interest in the subject matter in controversy or in a party to the proceeding or has any other interest that could be substantially affected by the proceeding;

(d) the judge knows that the judge or the judge's spouse, or a person known by the judge to be within the sixth degree of relationship to either of them, or the spouse of such a person:

(i) is a party to the proceeding;

(ii) is an officer, director or trustee of a party;

(iii) has an interest that could be substantially affected by the proceeding;

250

(e) The judge knows that the judge or the judge's spouse, or a person known by the judge to be within the fourth degree of relationship to either of them, or the spouse of such a person, is acting as a lawyer in the proceeding or is likely to be a material witness in the proceeding. Where the judge knows the relationship to be within the second degree, (i) the judge must disqualify him/herself without the possibility of remittal if such person personally appears in the courtroom during the proceeding or is likely to do so, but (ii) may permit remittal of disqualification provided such person remains permanently absent from the courtroom.

(f) the judge, while a judge or while a candidate for judicial office, has made a pledge or promise of conduct in office that is inconsistent with the impartial performance of the adjudicative duties of the office or has made a public statement not in the judge's adjudicative capacity that commits the judge with respect to

(i) an issue in the proceeding; or

(ii) the parties or controversy in the proceeding.

(g) notwithstanding the provisions of subparagraphs (c) and (d) above, if a judge would be disqualified because of the appearance or discovery, after the matter was assigned to the judge, that the judge individually or as fiduciary, the judge's spouse, or a minor child residing in his or her household has an economic interest in a party to the proceeding, disqualification is not required if the judge, spouse or minor child, as the case may be, divests himself or herself of the interest that provides the grounds for the disqualification.

(2) A judge shall keep informed about the judge's personal and fiduciary economic interests, and make a reasonable effort to keep informed about the personal economic interests of the judge's spouse and minor children residing in the judge's household.

(F) Remittal of Disqualification. A judge disqualified by the terms of subdivision (E), except subparagraph (1)(a)(i), subparagraph (1)(b)(i) or (iii), or subparagraph (1)(d)(i) or subparagraph (1)(e)(i) of this section, may disclose on the record the basis of the judge's disqualification. If, following such disclosure of any basis for disqualification, the parties who have appeared and not defaulted and their lawyers, without participation by the judge, all agree that the judge should not be disqualified, and the judge believes that he or she will be impartial and is willing to participate, the judge may participate in the proceeding. The agreement shall be incorporated in the record of the proceeding.

Amended (B)(9)-(11) & (E)(f)-(E)(g) Feb. 14, 2006

Amended (B)(9)-(11) & (E)(f)-(E)(g) Feb. 14, 2006

Amended (C)(3) on May 6, 2014

Added (B)(12) effective Mar. 26, 2015

Amended (B)(4) & (B)(5) on Jun. 25, 2018

Amended (E)(1)(e) & (F) on Dec. 12, 2018 effective January 1, 2019

Amended (D)(2) on May 7, 2019, effective May 6, 2019

251 ↑

Section 100.4 A judge shall so conduct the judge's extra-judicial activities as to minimize the risk of conflict with judicial obligations

(A) Extra-Judicial Activities in General. A judge shall conduct all of the judge's extra-judicial activities so that they do not:

(1) cast reasonable doubt on the judge's capacity to act impartially as a judge;

(2) detract from the dignity of judicial office; or

(3) interfere with the proper performance of judicial duties and are not incompatible with judicial office.

(B) Avocational Activities. A judge may speak, write, lecture, teach and participate in extra-judicial activities subject to the requirements of this Part.

(C) Governmental, Civic, or Charitable Activities.

(1) A full-time judge shall not appear at a public hearing before an executive or legislative body or official except on matters concerning the law, the legal system or the administration of justice or except when acting pro se in a matter involving the judge or the judge's interests.

(2)(a) A full-time judge shall not accept appointment to a governmental committee or commission or other governmental position that is concerned with issues of fact or policy in matters other than the improvement of the law, the legal system or the administration of justice. A judge may, however, represent a country, state or locality on ceremonial occasions or in connection with historical, educational or cultural activities.

(b) A judge shall not accept appointment or employment as a peace officer or police officer as those terms are defined in section 1.20 of the Criminal Procedure Law.

(3) A judge may be a member or serve as an officer, director, trustee or non-legal advisor of an organization or governmental agency devoted to the improvement of the law, the legal system or the administration of justice or of an educational, religious, charitable, cultural, fraternal or civic organization not conducted for profit, subject to the following limitations and the other requirements of this Part.

(a) A judge shall not serve as an officer, director, trustee or non-legal advisor if it is likely that the organization

(i) will be engaged in proceedings that ordinarily would come before the judge, or

(ii) if the judge is a full-time judge, will be engaged regularly in adversary proceedings in any court.

(b) A judge as an officer, director, trustee or non-legal advisor, or a member or otherwise:

(i) may assist such an organization in planning fund-raising and may participate in the management and investment of the organization's funds, but shall not personally participate in the solicitation of funds or other fund-raising activities;

(ii) may not be a speaker or the guest of honor at an organization's fund-raising events, but the judge may attend such events. Nothing in this subparagraph shall prohibit a judge from being a speaker or guest of honor at a court employee organization, bar association or law school function or from accepting at another organization's fund-raising event an unadvertised award ancillary to such event;

(iii) may make recommendations to public and private fund-granting organizations on projects and programs concerning the law, the legal system or the administration of justice; and

(iv) shall not use or permit the use of the prestige of judicial office for fund-raising or membership solicitation, but may be listed as an officer, director or trustee of such an organization. Use of an organization's regular letterhead for fund-raising or membership solicitation does not violate this provision, provided the letterhead lists only the judge's name and office or other position in the organization, and, if comparable designations are listed for other persons, the judge's judicial designation.

(D) Financial Activities.

(1) A judge shall not engage in financial and business dealings that:

(a) may reasonably be perceived to exploit the judge's judicial position;

252

- (b) involve the judge with any business, organization or activity that ordinarily will come before the judge; or
 - (c) involve the judge in frequent transactions or continuing business relationships with those lawyers or other persons likely to come before the court on which the judge serves.
- (2) A judge, subject to the requirements of this Part, may hold and manage investments of the judge and members of the judge's family, including real estate.
- (3) A full-time judge shall not serve as an officer, director, manager, general partner, advisor, employee or other active participant of any business entity, except that:
- (a) the foregoing restriction shall not be applicable to a judge who assumed judicial office prior to July 1, 1965, and maintained such position or activity continuously since that date; and
 - (b) a judge, subject to the requirements of this Part, may manage and participate in a business entity engaged solely in investment of the financial resources of the judge or members of the judge's family; and
 - (c) any person who may be appointed to fill a full-time judicial vacancy on an interim or temporary basis pending an election to fill such vacancy may apply to the Chief Administrator of the Courts for exemption from this paragraph during the period of such interim or temporary appointment.
- (4) A judge shall manage the judge's investments and other financial interests to minimize the number of cases in which the judge is disqualified. As soon as the judge can do so without serious financial detriment, the judge shall divest himself or herself of investments and other financial interests that might require frequent disqualification.
- (5) A judge shall not accept, and shall urge members of the judge's family residing in the judge's household not to accept, a gift, bequest, favor or loan from anyone except:
- (a) a gift incident to a public testimonial, books, tapes and other resource materials supplied by publishers on a complimentary basis for official use, or an invitation to the judge and the judge's spouse or guest to attend a bar-related function or an activity devoted to the improvement of the law, the legal system or the administration of justice;
 - (b) a gift, award or benefit incident to the business, profession or other separate activity of a spouse or other family member of a judge residing in the judge's household, including gifts, awards and benefits for the use of both the spouse or other family member and the judge (as spouse or family member), provided the gift, award or benefit could not reasonably be perceived as intended to influence the judge in the performance of judicial duties;
 - (c) ordinary social hospitality;
 - (d) a gift from a relative or friend, for a special occasion such as a wedding, anniversary or birthday, if the gift is fairly commensurate with the occasion and the relationship;
 - (e) a gift, bequest, favor or loan from a relative or close personal friend whose appearance or interest in a case would in any event require disqualification under section 100.3(E);
 - (f) a loan from a lending institution in its regular course of business on the same terms generally available to persons who are not judges;
 - (g) a scholarship or fellowship awarded on the same terms and based on the same criteria applied to other applicants; or
 - (h) any other gift, bequest, favor or loan, only if: the donor is not a party or other person who has come or is likely to come or whose interests have come or are likely to come before the judge; and if its value exceeds \$150.00, the judge reports it in the same manner as the judge reports compensation in Section 100.4(H).

253

(E) Fiduciary Activities.

(1) A full-time judge shall not serve as executor, administrator or other personal representative, trustee, guardian, attorney in fact or other fiduciary, designated by an instrument executed after January 1, 1974, except for the estate, trust or person of a member of the judge's family, or, with the approval of the Chief Administrator of the Courts, a person not a member of the judge's family with whom the judge has maintained a longstanding personal relationship of trust and confidence, and then only if such services will not interfere with the proper performance of judicial duties.

(2) The same restrictions on financial activities that apply to a judge personally also apply to the judge while acting in a fiduciary capacity.

(3) Any person who may be appointed to fill a full-time judicial vacancy on an interim or temporary basis pending an election to fill such vacancy may apply to the Chief Administrator of the Courts for exemption from paragraphs (1) and (2) during the period of such interim or temporary appointment.

(F) **Service as Arbitrator or Mediator.** A full-time judge shall not act as an arbitrator or mediator or otherwise perform judicial functions in a private capacity unless expressly authorized by law.

(G) **Practice of Law.** A full-time judge shall not practice law. Notwithstanding this prohibition, a judge may act pro se and may, without compensation, give legal advice to a member of the judge's family.

(H) Compensation, Reimbursement and Reporting.

(1) *Compensation and Reimbursement.* A full-time judge may receive compensation and reimbursement of expenses for the extra-judicial activities permitted by this Part, if the source of such payments does not give the appearance of influencing the judge's performance of judicial duties or otherwise give the appearance of impropriety, subject to the following restrictions:

(a) Compensation shall not exceed a reasonable amount nor shall it exceed what a person who is not a judge would receive for the same activity.

(b) Expense reimbursement shall be limited to the actual cost of travel, food and lodging reasonably incurred by the judge and, where appropriate to the occasion, by the judge's spouse or guest. Any payment in excess of such an amount is compensation.

(c) No full-time judge shall solicit or receive compensation for extra-judicial activities performed for or on behalf of: (1) New York State, its political subdivisions or any office or agency thereof; (2) a school, college or university that is financially supported primarily by New York State or any of its political subdivisions, or any officially recognized body of students thereof, except that a judge may receive the ordinary compensation for a lecture or for teaching a regular course of study at any college or university if the teaching does not conflict with the proper performance of judicial duties; or (3) any private legal aid bureau or society designated to represent indigents in accordance with article 18-B of the County Law.

(2) *Public Reports.* A full-time judge shall report the date, place and nature of any activity for which the judge received compensation in excess of \$150, and the name of the payor and the amount of compensation so received. Compensation or income of a spouse attributed to the judge by operation of a community property law is not extra-judicial compensation to the judge. The judge's report shall be made at least annually and shall be filed as a public document in the office of the clerk of the court on which the judge serves or other office designated by law.

(I) **Financial Disclosure.** Disclosure of a judge's income, debts, investments or other assets is required only to the extent provided in this section and in section 100.3(F), or as required by Part 40 of the Rules of the Chief Judge (22 NYCRR Part 40), or as otherwise required by law.

Historical Note

Sec. filed Aug. 1, 1972; amd. filed Nov. 26, 1976; renum. 111.4, new added by renum. and amd. 33.4, filed Feb. 2, 1982; repealed, new filed Feb. 1, 1996; amds. filed: Feb. 27, 1996; Feb. 9, 1998 eff. Jan. 23, 1998. Amended (C)(3)(b)(II).

254



Section 100.5 A Judge or candidate for elective judicial office shall refrain from inappropriate political activity.

(A) Incumbent Judges and Others Running for Public Election to Judicial Office.

(1) Neither a sitting judge nor a candidate for public election to judicial office shall directly or indirectly engage in any political activity except (i) as otherwise authorized by this section or by law, (ii) to vote and to identify himself or herself as a member of a political party, and (iii) on behalf of measures to improve the law, the legal system or the administration of justice. Prohibited political activity shall include:

- (a) acting as a leader or holding an office in a political organization;
- (b) except as provided in Section 100.5(A)(3), being a member of a political organization other than enrollment and membership in a political party;
- (c) engaging in any partisan political activity, provided that nothing in this section shall prohibit a judge or candidate from participating in his or her own campaign for elective judicial office or shall restrict a non-judge holder of public office in the exercise of the functions of that office;
- (d) participating in any political campaign for any office or permitting his or her name to be used in connection with any activity of a political organization;
- (e) publicly endorsing or publicly opposing (other than by running against) another candidate for public office;
- (f) making speeches on behalf of a political organization or another candidate;
- (g) attending political gatherings;
- (h) soliciting funds for, paying an assessment to, or making a contribution to a political organization or candidate; or
- (i) purchasing tickets for politically sponsored dinners or other functions, including any such function for a non-political purpose.

(2) A judge or non-judge who is a candidate for public election to judicial office may participate in his or her own campaign for judicial office as provided in this section and may contribute to his or her own campaign as permitted under the Election Law. During the Window Period as defined in subdivision (Q) of section 100.0 of this Part, a judge or non-judge who is a candidate for public election to judicial office, except as prohibited by law, may:

- (i) attend and speak to gatherings on his or her own behalf, provided that the candidate does not personally solicit contributions;
- (ii) appear in newspaper, television and other media advertisements supporting his or her candidacy, and distribute pamphlets and other promotional campaign literature supporting his or her candidacy;
- (iii) appear at gatherings, and in newspaper, television and other media advertisements with the candidates who make up the slate of which the judge or candidate is a part;
- (iv) permit the candidate's name to be listed on election materials along with the names of other candidates for elective public office;

(v) purchase two tickets to, and attend, politically sponsored dinners and other functions, provided that the cost of the ticket to such dinner or other function shall not exceed the proportionate cost of the dinner or function. The cost of the ticket shall be deemed to constitute the proportionate cost of the dinner or function if the cost of the ticket is \$250 or less. A candidate may not pay more than \$250 for a ticket unless he or she obtains a

255

statement from the sponsor of the dinner or function that the amount paid represents the proportionate cost of the dinner or function.

(3) A non-judge who is a candidate for public election to judicial office may also be a member of a political organization and continue to pay ordinary assessments and ordinary contributions to such organization.

(4) A judge or a non-judge who is a candidate for public election to judicial office:

(a) shall maintain the dignity appropriate to judicial office and act in a manner consistent with the impartiality, integrity and independence of the judiciary, and shall encourage members of the candidate's family to adhere to the same standards of political conduct in support of the candidate as apply to the candidate;

(b) shall prohibit employees and officials who serve at the pleasure of the candidate, and shall discourage other employees and officials subject to the candidate's direction and control, from doing on the candidate's behalf what the candidate is prohibited from doing under this Part;

(c) except to the extent permitted by Section 100.5(A)(5), shall not authorize or knowingly permit any person to do for the candidate what the candidate is prohibited from doing under this Part;

(d) shall not:

(i) make pledges or promises of conduct in office that are inconsistent with the impartial performance of the adjudicative duties of the office;

(ii) with respect to cases, controversies or issues that are likely to come before the court, make commitments that are inconsistent with the impartial performance of the adjudicative duties of the office;

(iii) knowingly make any false statement or misrepresent the identity, qualifications, current position or other fact concerning the candidate or an opponent; but

(e) may respond to personal attacks or attacks on the candidate's record as long as the response does not violate subparagraphs 100.5(A)(4)(a) and (d).

(f) shall complete a campaign ethics education program developed or approved by the Chief Administrator or his or her designee within 30 days after the candidate makes a public announcement of candidacy, files a designating petition with the Board of Elections, receives a nomination for judicial office, or authorizes solicitation or acceptance of contributions, whichever is earliest. Written proof of compliance must be filed with the Judicial Campaign Ethics Center within 14 days of completing the training, unless the candidate is granted a waiver of this requirement for good cause shown. This provision shall apply to all candidates for elective judicial office in the Unified Court System except for town and village justices.

(g) shall file with the Ethics Commission for the Unified Court System a financial disclosure statement containing the information and in the form set forth in the Annual Statement of Financial Disclosure adopted by the Chief Judge of the State of New York. Such statement shall be filed within 20 days following the date on which the judge or non-judge becomes such a candidate; provided, however, that the Ethics Commission for the Unified Court System may grant an additional period of time within which to file such statement in accordance with rules promulgated pursuant to section 40.1(i)(3) of the Rules of the Chief Judge of the State of New York (22 NYCRR). Notwithstanding the foregoing, compliance with this subparagraph shall not be necessary where a judge or non-judge already is or was required to file a financial disclosure statement for the preceding calendar year pursuant to Part 40 of the Rules of the Chief Judge. This requirement shall not apply to candidates for election to town and village courts.

(5) A judge or candidate for public election to judicial office shall not personally solicit or accept campaign contributions, but may establish committees of responsible persons to conduct campaigns for the candidate through media advertisements, brochures, mailings, candidate forums and other means not prohibited by law. Such committees may solicit and accept reasonable campaign contributions and support from the public, including lawyers, manage the expenditure of funds for the candidate's campaign and obtain public statements

256

of support for his or her candidacy. Such committees may solicit and accept such contributions and support only during the Window Period. A candidate shall not use or permit the use of campaign contributions for the private benefit of the candidate or others.

(6) A judge or a non-judge who is a candidate for public election to judicial office may not permit the use of campaign contributions or personal funds to pay for campaign-related goods or services for which fair value was not received.

(B) Judge as Candidate for Nonjudicial Office. A judge shall resign from judicial office upon becoming a candidate for elective nonjudicial office either in a primary or in a general election, except that the judge may continue to hold judicial office while being a candidate for election to or serving as a delegate in a state constitutional convention if the judge is otherwise permitted by law to do so.

(C) Judge's Staff. A judge shall prohibit members of the judge's staff who are the judge's personal appointees from engaging in the following political activity:

(1) holding an elective office in a political organization, except as a delegate to a judicial nominating convention or a member of a county committee other than the executive committee of a county committee;

(2) contributing, directly or indirectly, money or other valuable consideration in amounts exceeding \$500 in the aggregate during any calendar year to all political campaigns for political office, and other partisan political activity including, but not limited to, the purchasing of tickets to political functions, except that this \$500 limitation shall not apply to an appointee's contributions to his or her own campaign. Where an appointee is a candidate for judicial office, reference also shall be made to appropriate sections of the Election Law;

(3) personally soliciting funds in connection with a partisan political purpose, or personally selling tickets to or promoting a fund-raising activity of a political candidate, political party, or partisan political club; or

(4) political conduct prohibited by section 50.5 of the Rules of the Chief Judge (22 NYCRR 50.5).

Historical Note

Sec. filed Aug. 1, 1972; renum. 111.5, new added by renum. and amd. 33.5, filed Feb. 2, 1982; amds. filed: Dec. 21, 1983; May 8, 1985; March 2, 1989; April 11, 1989; Oct. 30, 1989; Oct. 31, 1990; repealed, new filed; amd. filed March 25, 1996 eff. March 21, 1996. Amended (A)(2)(v).

Amended 100.5 (A)(2)(v), (A)(4)(a), (A)(4)(d)(i)-(ii), (A)(4)(f), (A)(6), (A)(7) on Feb. 14, 2006

Added 100.5 (A)(4)(g) on Sept. 1, 2006

Amended 100.5 (A)(4)(g) on Sept. 1, 2006

Amended 100.5 (A)(4)(f) on Oct. 24, 2007

Deleted 100.5(A)(7) on May 7, 2019, effective May 6, 2019

Amended 100.5 (A)(4)(f) on January 13, 2020, effective January 31, 2020

Section 100.6 Application of the rules of judicial conduct.

257

(A) General Application. All judges in the unified court system and all other persons to whom by their terms these rules apply, e.g., candidates for elective judicial office, shall comply with these rules of judicial conduct, except as provided below. All other persons, including judicial hearing officers, who perform judicial functions within the judicial system shall comply with such rules in the performance of their judicial functions and otherwise shall so far as practical and appropriate use such rules as guides to their conduct.

(B) Part-Time Judge. A part-time judge:

(1) is not required to comply with sections 100.4(C)(1), 100.4(C)(2)(a), 100.4(C)(3)(a)(ii), 100.4(E)(1), 100.4(F), 100.4(G), and 100.4(H);

(2) shall not practice law in the court on which the judge serves, or in any other court in the county in which his or her court is located, before a judge who is permitted to practice law, and shall not act as a lawyer in a proceeding in which the judge has served as a judge or in any other proceeding related thereto;

(3) shall not permit his or her partners or associates to practice law in the court in which he or she is a judge, and shall not permit the practice of law in his or her court by the law partners or associates of another judge of the same court who is permitted to practice law, but may permit the practice of law in his or her court by the partners or associates of a judge of a court in another town, village or city who is permitted to practice law;

(4) may accept private employment or public employment in a federal, state or municipal department or agency, provided that such employment is not incompatible with judicial office and does not conflict or interfere with the proper performance of the judge's duties.

(5) Nothing in this rule shall further limit the practice of law by the partners or associates of a part-time judge in any court to which such part-time judge is temporarily assigned to serve pursuant to section 106(2) of the Uniform Justice Court Act or Section 107 of the Uniform City Court Act in front of another judge serving in that court before whom the partners or associates are permitted to appear absent such temporary assignment.

(C) Administrative Law Judges. The provisions of this Part are not applicable to administrative law judges unless adopted by the rules of the employing agency.

(D) Time for Compliance. A person to whom these rules become applicable shall comply immediately with all provisions of this Part, except that, with respect to sections 100.4(D)(3) and 100.4(E), such person may make application to the Chief Administrator for additional time to comply, in no event to exceed one year, which the Chief Administrator may grant for good cause shown.

(E) Relationship to Code of Judicial Conduct. To the extent that any provision of the Code of Judicial Conduct as adopted by the New York State Bar Association is inconsistent with any of these rules, these rules shall prevail.

Historical Note

Sec. filed Aug. 1, 1972; repealed, new added by renum. 100.7, filed Nov. 26, 1976; renum. 111.6, new added by renum. and amd. 33.6, filed Feb. 2, 1982; repealed, new filed Feb. 1, 1996 eff. Jan. 1, 1996.

Amended 100.6(E) Feb. 14, 2006

Added 100.6(B)5 on Mar. 24, 2010

258

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259



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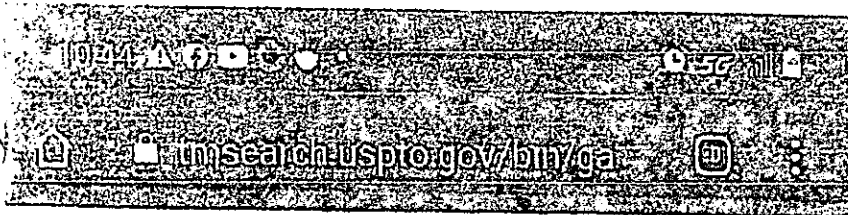
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~~260~~ 260



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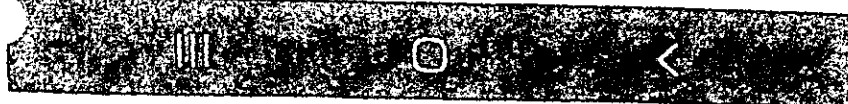
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EXHIBIT Z 4

262

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Excellence Initiative

Chief Judge Janet DiFiore is committed to achieve and maintain excellence throughout the court system giving the people of New York the level of justice services they have a right to expect and deserve. This commitment is the motivation behind the Excellence Initiative and as such Chief Judge DiFiore wants to hear from members of the public, judges, jurors, litigants, attorneys and court employees. The Excellence Initiative involves a detailed and comprehensive evaluation of current court processes and procedures to determine what is working well and what needs to be improved. Please join us in this undertaking by sharing your thoughts, comments or suggestions with us.

You are welcome to submit your comments anonymously, or you may provide your name and email address. Thank you for your input.

Your Name (optional):

Your Email Address (optional):

Send the Chief Judge a message:

Send

Excellence Initiative Year-End Reports:

[2019](#) | [2018](#) | [2017](#)

Web page updated: May 27, 2021

263

EXHIBIT Z 5

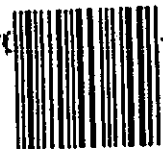
264

ROBERT MALEK
936 HEMPSTEAD T AVE # 109
EAST MEADOW, N.Y. 11554

NEW YORK NY 100



1000



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EAST MEADOW, N.Y. 11554

OFFICE OF THE COMPTROLLER CITY OF NEW YORK

NOTICE OF CLAIM

CLAIMANT INFORMATION

ABC75ABC@GMAIL.COM

CLAIMANT'S NAME: ROBERT MALEK, ROBERT MALEK C/O MALEK TEL. #: () 9294418429

STREET ADDRESS: 2609 EAST 14TH STREET # 304, BROOKLYN, NEW YORK 11235

CITY: BROOKLYN STATE: NEW YORK ZIP: 11235

SOC. SEC. # or TAX I.D. #: ~~XXXXXXXXXX~~

CLAIM INFORMATION

NYC CHILDREN, ACS (ADMINISTRATION FOR CHILDRENS SERVICES), N.Y. STATE
CITY AGENCY INVOLVED: OFFICE OF CHILDREN AND FAMILY SERVICES, UNIFIED COURT SYSTEM OF NEW YORK
STATE, NEW YORK STATE OFFICE OF THE INSPECTOR GENERAL,

NATURE OF CLAIM: (ATTACH ADDITIONAL SHEET(S) OF PAPER, IF NECESSARY)

IN MARCH OF 2020, I FILED A MOTION TO BE ABLE TO GO TO CHURCH WITH MY DAUGHTER. IT WAS IGNORED BY ACS NYC (NYC CHILDREN) AND THE JUDGE. SUCH VIOLATED MY DUE PROCESS RIGHTS.

IN NOVEMBER 2021, I FILED AN OSC TO BE ABLE TO GO TO CHURCH WITH MY DAUGHTER. BEVERLY STANLEY OF THE N.Y.S. UNIFIED COURT SYSTEM, DID NOT ALLOW ME TO FILE MY OSC. SHE STATED THE OSC WAS NOT DONE ON THE PROPER FORM. MEANWHILE ACS HAS FILED AGAINST ME TWICE, ONCE TO PUT ME IN JAIL AND ONCE TO STOP VISITS WITH MY DAUGHTER. NEITHER OSC WAS FILED WITH THE N.Y.S. COURT FORM.

SO WHILE STOPPING VISITS BETWEEN MY CHILD AND I AND TRYING TO PUT ME IN JAIL DOES NOT REQUIRE A FORMAL ANSWER IS NO!

1ST AND 14TH AMENDMENT RIGHTS HAVE BEEN VIOLATED UPON MY DAUGHTER AND I.
NYS CONST. #1, 3, 11. HAVE BEEN VIOLATED UPON MY DAUGHTER AND I.
18 US 2071 HAS BEEN VIOLATED FOR DESTRUCTION OF THE COURT FILING.

JANET BIFORE, SHEILA POOLE, INSPECTOR GENERAL, DAVID HANSELL, WERE CONTACTED TO NO AVAIL.

TOTAL AMOUNT CLAIMED: \$ 4,000,000,000

IF MORE THAN ONE ITEM IS INCLUDED IN THE TOTAL AMOUNT CLAIMED, SUPPLY BREAKDOWN OF AMOUNTS AND SPECIFY ITEMS: (ATTACH ADDITIONAL SHEET(S), IF NEEDED)

ITEM	AMOUNT
1. _____	\$ _____
2. _____	\$ _____
3. _____	\$ _____
4. _____	\$ _____
5. _____	\$ _____

266

PLEASE ATTACH COPIES OF SUPPORTING DOCUMENTATION, PREVIOUS CORRESPONDENCE, INVOICES, ETC.

CLAIMANT'S SIGNATURE: [Signature]

3

NOTICE OF CLAIM



CLAIMANT INFORMATION

ABC75ABC@GMAIL.COM

CLAIMANT'S NAME: ROBERT MALEK, ROBERT MALEK C/O M[REDACTED] M[REDACTED] TEL. #: () 9294418429

STREET ADDRESS: 1936 HEMPSTEAD TURNPIKE # 109, EAST MEADOW, NY 11554

CITY: EAST MEADOW STATE: NEW YORK ZIP: 11554

SOC. SEC. # or TAX I.D. #: [REDACTED]

CLAIM INFORMATION

CITY AGENCY INVOLVED: NYC CHILDREN, ACS (ADMINISTRATION FOR CHILDRENS SERVICES), N.Y. STATE OFFICE OF CHILDREN AND FAMILY SERVICES, JANET DIFIORES EXCELLENCE INITIATIVE

NATURE OF CLAIM: (ATTACH ADDITIONAL SHEET(S) OF PAPER, IF NECESSARY)

IN MARCH OF 2020, I FILED A MOTION TO BE ABLE TO GO TO CHURCH WITH MY DAUGHTER. IT WAS IGNORED BY ACS NYC (NYC CHILDREN) ATTORNEY FOR THE "CHILD" AND THE JUDGE. SUCH VIOLATED MY DUE PROCESS RIGHTS.

IN NOVEMBER 2021, I FILED AN OSC TO BE ABLE TO GO TO CHURCH WITH MY DAUGHTER. BEVERLY STANLEY OF THE N.Y.S. UNIFIED COURT SYSTEM, DID NOT ALLOW ME TO FILE MY OSC. SHE STATED THE OSC WAS NOT DONE ON THE PROPER FORM. MEANWHILE ACS HAS FILED AGAINST ME TWICE, ONCE TO PUT ME IN JAIL AND ONCE TO STOP VISITS WITH MY DAUGHTER. NEITHER OSC WAS FILED WITH THE N.Y.S. COURT FORM.

ON NOVEMBER 15, 2021, DURING ONGOING CASE OF NN 19410-18, NN 19411-18, NYC CHILDREN / ACS / ADMINISTRATION FOR CHILDRENS SERVICES TOOK PART IN A HEARING THAT DEPRIVED ME OF EXERCISING MY RELIGIOUS FREEDOM WITH MY DAUGHTER, TERMINATING MY GOING TO CHURCH WITH HER AND US CONTINUING TO SHARE OUR RELIGION WITH ONE ANOTHER.

ACS NEW YORK CITY HAS NOT CHANGED THEIR POSITION ON THE MATTER. MY PARENTAL RIGHTS HAVE STILL BEEN UNOFFICIALLY TERMINATED.

TOTAL AMOUNT CLAIMED: \$ 4,000,000,000

IF MORE THAN ONE ITEM IS INCLUDED IN THE TOTAL AMOUNT CLAIMED, SUPPLY BREAKDOWN OF AMOUNTS AND SPECIFY ITEMS: (ATTACH ADDITIONAL SHEET(S), IF NEEDED)

<u>ITEM</u>	<u>AMOUNT</u>
1. _____	\$ _____

TO: OFFICE OF THE COMPTROLLER
DIVISION OF LAW - ROOM 1225 SOUTH
1 CENTRE STREET
NY NY 10007
212 669 4736

TO: N.Y.S. OFFICE OF CHILDREN AND FAMILY SERVICES
40 NORTH PEARL STREET
ALBANY, NEW YORK 12207
JANET DIFIORE / EXCELLENCE INITIATIVE
20 EAGLE STREET
ALBANY NEW YORK 12207

*N.Y.S. UNIFIED COURT SYSTEM
20 EAGLE ST.
ALBANY, N.Y. 12207*

PLEASE ATTACH COPIES OF SUPPORTING DOCUMENTATION, PREVIOUS CORRESPONDENCE, INVOICES, ETC.

CLAIMANT'S SIGNATURE: [Signature]

[Signature]
NOTARY

RUSSELL D. COHEN
Notary Public, State of New York
Qualified in Nassau County
No. 01C06249590
Commission Expires October 11, 2022

STATE OF N.Y.
CITY OF N.Y. SUBSCRIBED AND SWORN TO BEFORE ME THIS 19 DAY OF MAY, 2022

267

[REDACTED]

[REDACTED]

101

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NOTICE OF CLAIM

CLAIMANT INFORMATION

ABC75ABC@GMAIL.COM

CLAIMANT'S NAME: ROBERT MALEK, ROBERT MALEK C/O M. [REDACTED] M. [REDACTED] TEL. #: () 9294418429

STREET ADDRESS: 1936 HEMPSTEAD TURNPIKE # 109, EAST MEADOW, NY 11554

CITY: EAST MEADOW STATE: NEW YORK ZIP: 11554

SOC. SEC. # or TAX I.D. #: [REDACTED]

CLAIM INFORMATION

CITY AGENCY INVOLVED: NYC CHILDREN, ACS (ADMINISTRATION FOR CHILDRENS SERVICES), N.Y. STATE OFFICE OF CHILDREN AND FAMILY SERVICES, JANET DIFIORES EXCELLENCE INITIATIVE, N.Y.S. UNIFIED COURT SYSTEM

NATURE OF CLAIM: (ATTACH ADDITIONAL SHEET(S) OF PAPER, IF NECESSARY)

IN CASE NUMBER NN 19410-18, NN 19411-18, ACS / ADMINISTRATION FOR CHILDRENS SERVICES / NYC CHILDREN TOOK THE FOLLOWING UNLAWFUL ACTIONS:

- 1. ON PETITION NUMBER 1, THERE WAS NO SUMMONS AND THE CASE WAS NOT FILED WITH THE CLERK. THERE WAS NO COURT STAMP IT WAS SERVED UPON ME BY ARDAISHA HUDSON, ACS, A PARTY TO THE ACTION.
- 2. AMENDED PETITION WAS NOT SIGNED, NOTARIZED OR VERIFIED. THERE WAS NO SUMMONS AND NO CLERK STAMP EITHER. IT WAS NEVER FILED.

HENCEFORTH, ACS / ADMINISTRATION FOR CHILDRENS SERVICES / NYC CHILDREN HAD AND HAS NO JURISDICTION OR LEGAL RIGHT TO PROCEED ON THIS CASE AND REMOVE MY DAUGHTER FROM HER HOME AND FROM HER FATHER.

TOTAL AMOUNT CLAIMED: \$ 4,000,000,000

IF MORE THAN ONE ITEM IS INCLUDED IN THE TOTAL AMOUNT CLAIMED, SUPPLY BREAKDOWN OF AMOUNTS AND SPECIFY ITEMS: (ATTACH ADDITIONAL SHEET(S), IF NEEDED)

<u>ITEM</u>	<u>AMOUNT</u>
1. _____	\$ _____

TO: OFFICE OF THE COMPTROLLER
DIVISION OF LAW - ROOM 1225 SOUTH
1 CENTRE STREET
NY NY 10007
212 669 4736

TO: N.Y.S. OFFICE OF CHILDREN AND FAMILY SERVICES
40 NORTH PEARL STREET
ALBANY, NEW YORK 12207
- JANET DIFIORE / EXCELLENCE INITIATIVE
20 EAGLE STREET
ALBANY NEW YORK 12207

*N.Y.S. UNIFIED COURT SYSTEM
20 EAGLE ST.
ALBANY, N.Y. 12207*

NOTE : THIS IS A NOTICE TO THE STATE OF NEW YORK / STATE OF NEW YORK AGENCIES AS WELL AS THE CITY OF NEW YORK.

PLEASE ATTACH COPIES OF SUPPORTING DOCUMENTATION, PREVIOUS CORRESPONDENCE, INVOICES, ETC.

CLAIMANT'S SIGNATURE: [Signature]

[Signature]
NOTARY

RUSSELL D. COHEN
Notary Public, State of New York
Qualified in Nassau County
No. 01CO6249590
Commission Expires October 11, 2023

SS: STATE OF N.Y.
CITY OF N.Y. SUBSCRIBED AND SWORN TO BEFORE ME THIS 19 DAY OF MAY, 2022 269

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Postage \$0.58

Total Postage and Fees \$4.33

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