



Unified New York Common Law Grand Jury

Psa 89:14 Justice and judgment are the habitation of thy throne: mercy and truth shall go before thy face.

• Fax (888) 891-8977

November 11, 2013

Michelle Carroll, Chief Clerk;
Greene County Courthouse;
320 Main Street, Catskill, NY.12414
Mailed and Faxed (518) 943-0247

Dear Michelle,

Thank you for responding to our notice of Quo Warranto by letter dated November 7, 2013. In your response you stated that Chief Administrative Judge A. Gail Prudenti has authorized you to reject requests to file documents that attempt to establish Common Law Grand Juries and that you are complying with her orders.

On October 15th, you were sent a memorandum informing you of our intention to file a True Bill of indictment against Chief Administrative Judge A. Gail Prudenti and others should they not obey the law by October 18th.

As you know, on October 21, 2013, Judge A. Gail Prudenti, and others, were indicted and therefore are in dishonor and have forfeited their offices. Please be advised that no elected, appointed or hired public servant has the authority to prevent the Grand Jury from performing their duty on behalf of the People. Chief Administrative Judge A. Gail Prudenti tragically acted under corporate charter, violated her oath and thereby betrayed the good People of New York.

We reject your non-answer to the Quo Warranto by referring us to your counsel, be aware that "... the Sixth Amendment right to counsel does not attach when an individual is summoned to appear before a grand jury, even if he is the subject of the investigation." United States v. Mandujano, 425 U.S. 564, 581, 96 S.Ct. 1768, 1778, 48 L.Ed.2d 212 (1976) (plurality opinion); In re Groban, 352 U.S. 330, 333, 77 S.Ct. 510, 513, 1 L.Ed.2d 376 (1957); see also Fed.Rule Crim.Proc. 6(d). Therefore, regardless of what BAR indoctrinated lawyers tell you, you are required to answer, which is the only appropriate response. We are not interested in speaking to your counsel, if you need a few more days you may request it in writing.

A Quo Warranto is an extraordinary proceeding, prerogative in nature, addressed to prevent a continued exercise of authority unlawfully asserted.¹ It is intended to prevent exercise of powers

¹ Johnson v. Manhattan Ry. Co., N.Y., 53 S.Ct. 721, 289 U.S. 479, 77 L.Ed. 1331.;

that are not conferred by law, and is not ordinarily available to regulate the manner of exercising such powers². You too took an oath of office³ and the contract says⁴ you must answer the People. It is your duty as chief clerk of the court to respond to us and to perform the judicial process before you⁵. If you conceal, prevent, or remove a document⁶ (true bill) from its judicial process you will be held liable. If someone else has concealed, prevented, or removed a document⁷ from its judicial process and you, being aware, remain silent⁸, we have no choice but to presume you are complicit in the conspiracy.

THEREFORE, the Grand Jury requires you to perform your Judicial Process Duties, and to answer the following questions immediately by faxing your answers to (888) 891-8977. If you respond again with a non-answer we will bring you before the full Grand Jury for presentment.

- 1) Are you being intimidated or threatened? - yes or no? if so by who?
- 2) Have the conspirators been instructing you? - yes or no?
- 3) Have there been cooperation with the conspirators? - yes or no?, if so by who?
- 4) Are you being intimidated into making false reports? - yes or no? , if so by who?
- 5) Why has the Grand Jury NOT been notified in order to pass on further information necessary for prosecution?
- 6) Why has there been no arraignment?
- 7) Why has there been no press release?
- 8) Is the True Bill being concealed by someone? - yes or no? if so by who?
- 9) Has the True Bill been removed from the file? - yes or no? if so by who?
- 10) Has the True Bill been mutilated, or destroyed? - yes or no? if so by who?

² State ex rel. Johnson v. Conservative Savings & Loan Ass'n, 143 Neb. 805, 11 N.W.2d 89, 92, 93.

³ New York State Civil Service Law Section 62 requires every person employed by New York State or any of its civil divisions, except an employee in the labor class, prior to the discharge of his or her duties, to take the oath or affirmation required by the New York State Constitution Article XIII §1 for executive, legislative and judicial officers.

⁴ U.S. Constitution Amendment I Congress shall make no law ... prohibiting the free exercise thereof; ... to petition the Government for a redress of grievances.

⁵ 18 USC § 2076 - Whoever, being a clerk of a district court of the United States, willfully refuses or neglects to make or forward any report, certificate, statement, or document as required by law, shall be fined under this title or imprisoned not more than one year, or both.

⁶ 18 USC § 2071 - Concealment, removal, or mutilation generally (a) Whoever willfully and unlawfully conceals, removes, mutilates, obliterates, or destroys, or attempts to do so, or, with intent to do so takes and carries away any record, proceeding, map, book, paper, document, or other thing, filed or deposited with any clerk or officer of any court of the United States, or in any public office, or with any judicial or public officer of the United States, shall be fined under this title or imprisoned not more than three years, or both. (b) Whoever, having the custody of any such record, proceeding, map, book, document, paper, or other thing, willfully and unlawfully conceals, removes, mutilates, obliterates, falsifies, or destroys the same, shall be fined under this title or imprisoned not more than three years, or both; and shall forfeit his office and be disqualified from holding any office under the United States. As used in this subsection, the term "office" does not include the office held by any person as a retired officer of the Armed Forces of the United States.

⁷ 42 USC §1986 - Action for neglect to prevent - 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 so to do, if such wrongful act be committed, shall be liable to the party injured, or his legal representatives, for all damages caused by such wrongful act, which such person by reasonable 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; and if the death of any party be caused by any such wrongful act and neglect, the legal representatives of the deceased shall have such action therefor, and may recover not exceeding \$5,000 damages therein, for the benefit of the widow of the deceased, if there be one, and if there be no widow, then for the benefit of the next of kin of the deceased. But no action under the provisions of this section shall be sustained which is not commenced within one year after the cause of action has accrued.

⁸ "Silence can only be equated with fraud where there is a legal or moral duty to speak, or where an inquiry left unanswered would be intentionally misleading. . ." U.S. v. Tweel, 550 F.2d 297, 299. See also U.S. v. Prudden, 424 F.2d 1021, 1032; Carmine v. Bowen, 64 A. 932

Finally, be advised the excuse, “we were only doing what we were told to do” did not stand at Nuremberg. It is important that you, as chief clerk, understand that you alone are responsible for the chain of custody of all filed judicial documents entrusted with you. If you are under threat, pressure, or intimidation by judge(s) and/or lawyer(s)⁹ to not respond to the Grand Jury in order to perform felony rescue and others are speaking for you; and if that is the case it is your duty and obligation as a servant of the people in your capacity as chief clerk, who is to file processes of the court, that you need to tell us, so that we don’t target you. We also understand that you may feel that your employment is in jeopardy and if that is the case the Grand Jury will do all that is necessary to see that you will not be harmed.

Please fax your response to (888) 891-8977

Signed by ORDER and on behalf of the UNIFIED COMMON LAW GRAND JURY of NEW YORK



Administrator

cc:

- Provost-Marshal; Thirteenth District -- Capt. Joshua Fiero, Jr.; West Point CID Office; Swift Road, Building 616; West Point, NY 10996-1584
- FBI Albany, Special Agent Andrew Vale; 200 McCarty Avenue, Albany, NY 12209

⁹ 18 USC §1512b engages in misleading conduct: (b) Whoever knowingly uses intimidation, threatens, or corruptly persuades another person, or attempts to do so, or engages in misleading conduct toward another person, with intent to - (1) influence, delay, or prevent the testimony of any person in an official proceeding; (2) cause or induce any person to - (A) withhold testimony, or withhold a record, document, or other object, from an official proceeding; (B) alter, destroy, mutilate, or conceal an object with intent to impair the object’s integrity or availability for use in an official proceeding; (C) evade legal process summoning that person to appear as a witness, or to produce a record, document, or other object, in an official proceeding; or (D) be absent from an official proceeding to which such person has been summoned by legal process; or (3) hinder, delay, or prevent the communication to a law enforcement officer or judge of the United States of information relating to the commission or possible commission of a Federal offense or a violation of conditions of probation [1] supervised release,, [1] parole, or release pending judicial proceedings; shall be fined under this title or imprisoned not more than 20 years, or both.