

1 Morris Nichols Arsht & Tunnel
2 11th Floor
3 1201 N. Market Street
4 Wilmington, DE 19801
5
6 Greg Werkheiser (separate of MNAT)
7 C/O MNAT 11th Floor
8 1201 N. Market Street
9 Wilmington, DE 19801
10
11 Barry Gold et. al.
12 C/O Frederick Rosner
13 824 Market. Suite 810
14 Wilmington, DE 19801
15
16 Michael Glazer
17 CEO Stage Stores
18 10201 Main Street
19 Houston, Texas 77025
20
21 Colm F Connolly
22 Nemours Building
23 1007 N. Orange St
24 Wilmington, DE 19801
25
26 Goldman Sachs et al.
27 2121 Avenue of the Stars
28 Los Angeles, CA 90067
29
30 Xroads LLC et. al.
31 1821 East Dyer Road
32 Suite 225
33 Santa Ana, CA 92705
34
35
36
37
38

1 Gary Ramsey
2 (Whereabouts Unknown)
3
4 Mark Kenney
5 (U.S. Trustee Trial Attorney)
6 844 King Street
7 Wilmington, DE 19801
8
9 Johann Hamerski
10 P. O. Box 110871 (Huffman Park)
11 Anchorage, Alaska 99511
12
13 Roberta DeAngelis
14 (Currently Region 3 U.S. Trustee)
15 833 Chestnut Street
16 Suite 500
17 Philadelphia, PA 19107
18
19 Scott Henkin (at KKR)
20 9 West 57th Street
21 Suite 4200
22 New York, NY 10019
23
24 Tom Petters
25 (Currently in Federal Prison)
26
27 Mattel Toys
28 333 Continental Blvd.
El Segundo, CA 90245

Judy Smith/Hasbro Toys
1027 Newport Ave.
Pawtucket, RI 02861

Defendant(s)

I JURISDICTION - VENUE

1
2 1. Litigant Demands a Trial by Jury to remedy harm to his
3 business above \$75,000, exclusive of fees & costs.
4

5 2. Jurisdiction of this District is sound and
6 proper under 18 U.S.C. §§ 1961, 1962 & 1964
7

8 3. Jurisdiction of this District is proper under
9 28 U.S.C. §§ 1331, 1332, 1334, 1342, 1346, 1361 & 1367.
10

11 4. Process to compel all defendants to appear here
12 under 18 U.S.C. § 1965 is correct as "*venue generally*" - as
13 is permitted under 28 U.S.C. § 1391.
14

15 5. Goldman Sachs et. al., has an office on Avenue
16 of the Stars in Los Angeles.
17

18 6. Bain Capital et. al., utilizes offices in Palo
19 Alto California and Boston, Massachusetts.
20

21 7. Barry Gold works eToys case in Irvine, CA.

22 8. Mitt Romney lives in La Jolla, California.

23 9. Plaintiff is here in Los Angeles area.
24

25 10. Defendants violated many "predicate acts" of
26 United States Code Title 18 §§ 1961 thru to 1968 plus State Statutes.
27

28 11. Many events relevant occurred in California.

1 12. This case is also about the federal question of
2 continuous violations of Racketeer Influence & Corrupt
3 Organizations ("RICO") Act of 1970.
4

5 13. As granted by the U.S. Sup. Ct. *Sedima v Imrex*
6 *Co.*, 473 U.S. 479 (1985) resultant of the troubling
7 matters of **Prosecutorial Gaps** vis-à-vis *willful blindness/color of law*
8 plaintiff is allowed to be a **Private Attorney General**.
9

10 14. Defendants organized crimes harmed plaintiff's
11 business by patterns of racketeering over many years.
12

13 15. During all relevant times pertaining to this
14 case, plaintiff is a person within the meaning of 18
15 U.S.C. §§ 1961(3) and 1962(c).
16

17 16. At all times relevant, each/every Defendant,
18 including John/Jane Doe's, are a person within the
19 meaning of 18 U.S.C. §§ 1961(3) & 1962(c).
20

21
22 **II BACKGROUND ON PLAINTIFF**

23 17. Plaintiff Steven Haas (also known as "Laser")
24 has made a career of distressed businesses dynamics.
25

26 18. Litigant is the sole, 100% owner of California
27 Corporation known as Collateral Logistics, Inc., (CLI).
28

1 19. Among other things, the Delaware bankruptcy
2 court (DE BK Ct) authorized CLI to be the fiduciary of
3 the eToys bankruptcy (DE Bankr. 01-706 (2001)) as its
4
5 "Liquidation Consultant" to handle the eToys liquidation.

6 **III NAMING RICO DEFENDANTS**

7
8 20. Chief Executive Officer (CEO) of Bain Capital
9 in 2001, was Willard Mitt Romney (Romney).

10 21. Romney founded Bain Capital (Bain) in 1984.

11 22. Bain's main headquarters is in Boston.

12 23. Goldman Sachs (GSachs) is a multinational
13 investment firm headquartered in New York City.
14

15 24. Defendant Morris Nichols Arsht & Tunnel (MNAT)
16 is a law firm only in Wilmington, DE.
17

18 25. MNAT represents Romney's Bain issues in law.

19 26. MNAT represents GSachs in Delaware.

20 27. Greg Werkheiser (Werkheiser) is a partner of
21 MNAT who handles the eToys case.
22

23 28. Colm F Connolly (Connolly) was an Assistant
24 U.S. Attorney in Delaware prior to February 1999.
25

26 29. Connolly was an MNAT partner from 1999 to
27 August 2001.
28

1 30. On August 2, 2001, Connolly was nominated to be
2 the full United States Attorney in Delaware.

3 31. From August 2001, through 2008, as head fed
4 prosecutor in Delaware, Connolly did not reveal his
5 direct links to "targets" of a federal investigations.
6

7 32. Michael Glazer (Glazer) was a Stage Stores
8 Director.
9

10 33. Glazer is now Stage Stores (Stage) CEO.
11

12 34. Barry Gold was director's assistant at Stage.
13

14 35. Paul Traub (Traub) owned the Traub Bonacquist &
15 Fox (TBF) New York law firm.

16 36. Traub was hired by Barry Gold for Stage.
17

18 37. Xroads LLC (Xroads) works in corporate
19 restructuring and bankruptcy case managements.

20 38. The Delaware Bankruptcy Court (DE BK Ct)
21 approved financial consultant for eToys is Xroads.
22

23 39. Scott Henkin is an executive of eToys bond
24 holder Fir Tree Value Fund.
25

26 40. Bain acquired Kay Bee in mid-2000.
27

28 41. Glazer was Kay Bee CEO in 2000 through 2005.

 42. Kay Bee filed bankruptcy in 2004.

1 43. Bankruptcy was filed of eToys.com (eToys) case
2 01-706, in Delaware, on March 7, 2001.

3 44. Bain's Kay Bee announced it was acquiring most
4 of eToys bankruptcy assets for \$5.4 million.

5 45. Plaintiff, through his CLI court approved
6 entity, compelled Kay Bee to bid tens of millions.
7

8 46. MNAT lied to become eToys Debtor's counsel.
9

10 47. Traub's TBF lied to become firm representing
11 eToys Unsecured Creditors counsel.
12

13 48. Traub and Barry Gold formed Asset Disposition
14 Advisors (ADA).
15

16 49. United States Trustee (UST) forewarned Traub
17 not to replace eToys executives with parties that were
18 connected to eToys court approved professionals.
19

20 50. Traub ignored the UST Police warning, furtively
21 snaking Barry Gold into eToys.
22

23 51. Various schemes & artifices to defraud eToys
24 and Kay Bee where perpetrated by the racketeers.
25

26 52. Plaintiff and his CLI were tossed out of eToys
27 through frauds upon the court deceits.
28

53. Prices of eToys assets were reduced by fraud.

1 54. Fir Tree Value Fund was an eToys bondholder.

2 55. Scott Henkin of Fir Tree conspired to permit
3 Barry Gold and Traub undisclosed conflicts (Conflicts).
4

5 56. Scott Henkin then became a D E Shaw executive.

6 57. D E Shaw acquired eToys from Bain/ Kay Bee
7
8 during the Kay Bee 2004 bankruptcy case.

9 58. Barry Gold had a secret Hiring Letter to assist
10 him in the eToys fraud.
11

12 59. As a "wind-down coordinator" Barry Gold was
13 duplicative of plaintiff's CLI function as "Liquidation
14 Consultant".
15

16 60. Hasbro Toys exercised considerable influence
17 over eToys and Kay Bee bankruptcy proceedings.
18

19 61. Judy Smith is the Hasbro executive who stayed
20 in control of eToys and Kay Bee bankruptcy.
21

22 62. Mattel Toys was one of the largest creditors of
23 eToys and Kay Bee.

24 63. Johann Hamerski (Hamerski) is a henchman for
25 the RICO who successfully destroyed Robert Alber.
26

27 64. Gary Ramsey (Ramsey) is a eToys shareholder who
28 joined Johann Hamerski in destroying Robert Alber.

1 65. Tom Petters (Petters) did a Ponzi scheme.

2 66. Traub and Tom Petters were partners.

3 67. Roberta DeAngelis (DeAngelis) Region 3 UST.

4 68. DeAngelis was also the General Counsel of the
5 Executive Office of United States Trustee's (EOUST).
6

7 69. Mark Kenney (Kenney) is local trial counsel for
8 the UST program in Wilmington, Delaware.
9

10 70. Kenney tried to cajole plaintiff to be bribed.

11 71. Due to an email threat of Traub's TBF to
12 plaintiff, by complainant's CLI counsel, Kenney slipped
13 his tongue of Bonus Stores.
14
15

16 72. A Smoking Gun arose out of Bonus Stores case.

17 73. DeAngelis has been protecting the RICO schemes.

18 74. Kenney has openly betrayed his Oath of Office.

19 75. More than once, Kenney has Obstructed Justice.

20 76. These parties of Romney, Bain, GSachs, MNAT,
21
22 Connolly, Glazer, Werkheiser, Barry Gold, Traub,
23 Xroads, Scott Henkin, Judy Smith, Hasbro, Mattel,
24
25 Hamerski, Ramsey, Petters, DeAngelis and Kenney are all
26 named as Defendant(s) benefiting directly or indirectly
27 and/or assisting the racketeering enterprise.
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IV NATURE OF COMPLAINT

77. Defendants are *culpable* persons who *corrupt* legitimate interstate commerce business by *patterns* of *racketeering* over extended periods of time.

78. More than two (2) 18 U.S.C. § 1961 "predicate acts" laws have been broken by more than one Defendant.

79. Defendants have harmed plaintiff's business more than once.

80. Plaintiff's business was deliberately harmed by the racketeering conspiracy.

V THE RICO HAS MORE THAN ONE - "ASSOCIATIONS IN FACT"

81. Defendants for the sake of *unjust enrichment* have groups, "*associations in fact*" and squads (*given the need of a particular law breaking scheme*).

82. The various associations may involve as many as parties, from 2 to 19, as each scam deems necessary.

ELECTION RIGGING

83. Romney stole the Republican nomination.

84. Bain acquired Clear Channel with assistance of profits from the RICO schemes to assist Romney's quest to become President of the United States.

1 85. Romney's Bain helped obstruct justice (for sake
2 of President Election) to quash stories about Bain.

3 86. It was learned that Romney's family had hidden
4 ties to ownership of voting machines.
5

6 BUSTING OUT BUSINESSES

7
8 87. Another pattern of the RICO is loaning monies
9 to business entities to get inside an entity. Once
10 monies are loaned, the RICO inserts some cohorts.
11

12 88. Upon gathering enough strength via the loaned
13 monies, an entity is bled dry by management fees.
14

15 89. Once the fees rigging has gobbled up the cash
16 strength of a business entity, the business is then
17 busted out.
18

19 BANKRUPTCY RINGS

20 90. In its decision of In re Arkansas 798 F.2d
21 645; the 3rd Circuit details Congressional reflections
22 that the "--legislative history makes clear the 1978 [Bankruptcy] Code was
23 designed to eliminate the abuses and detrimental practices that had been found to
24 prevail. Among such practices was the cronyism of the "bankruptcy ring" and
25 attorney control of bankruptcy cases. In fact, the House Report noted that '[i]n
26
27
28

1 practice ... the bankruptcy system operates more for the benefit of attorneys than
2 for the benefit of creditors.’ H.R. No. 595, 95th Cong., 2d Sess. 92, reprinted
3
4 in 1978 U.S. Code Cong. & Ad. News 5787, 5963, 6053” .

5 91. The Law making arm of our nation’s government
6 (prudently) built-in the Bankruptcy Fraud statutes §§ 152 thru
7 and including Section 156 to be specific RICO “predicate acts” under
8
9 United States Code 18 USC § 1961.

10
11 92. This RICO utilizes a *Bankruptcy Ring* often.
12

13 **VI FACTS COMMON TO ALL COUNTS**

14 The Learning Company

15
16 93. MNAT merged Romney’s entity ‘The Learning Co’
17 (TLCo) with Mattel Toys in 1999 - in Delaware.

18
19 94. As a result of TLCo merger, Mattel investors
20 quickly lost a reported \$3 Billion.

21 Stage Stores

22
23 95. Romney formulated Stage with monies from junk
24 bond fraudster Michael Milken.

25
26 96. The judge presiding over Milken’s case had a
27 wife who was an executive benefiting from the Stage
28 Stores formulation.

1 97. While Romney owned Stage, Jack Bush, Glazer,
2 Barry Gold and Traub's TBF worked for Stage.

3 98. Traub's TBF lied about connections in Stage.
4

5 99. Traub's TBF was not disqualified for the Stage
6 "Conflict" in 2000, as required by Bankruptcy Laws.
7

8 Kay Bee Toys Frauds

9 100. Bain acquired Kay Bee Toys in mid-2000.
10

11 101. Defendant Glazer was CEO of Kay Bee thru 2004.
12

13 102. Bain was paid a preferential by Glazer, of \$83
14 million, prior to Kay Bee's 2004 bankruptcy filing.

15 103. Glazer paid himself a preferential of about
16 \$18 million before filing Kay Bee's bankruptcy.
17

18 104. MNAT represents Bain of the \$83 million.
19

20 105. Traub's TBF asked to prosecute Glazer & Bain.
21

22 106. Barry Gold lied to the Kay Bee court case.
23

24 107. Kenney and DeAngelis corruptively refuse to
25 police the fraud(s) Kay Bee bankruptcy.
26

27 108. Kenney openly obstructed justice in Kay Bee.
28

29 Every RICO Defendant Assisted eToys Frauds

30 109. GSachs took eToys public in 1999.
31

32 110. The eToys stock price went above \$80.
33

1 111. Evidence surfaced in 2013 that GSachs exec
2 Lawton Fit made bets eToys stock would hit \$80.

3 112. GSachs arranged that eToys only received less
4 than \$20 per share.

5 113. In Delaware, MNAT represents GSachs.

6 114. MNAT failed to disclose conflicts of interests
7 (Conflicts) to become eToys Debtor's counsel.

8 115. Traub's TBF failed to disclose Conflicts as
9 eToys bankruptcy Unsecured Creditors counsel.

10 116. MNAT, in 2002, picked Traub's TBF to prosecute
11 GSachs in the New York Supreme Court case 601805/2002.

12 117. In May 2001, MNAT asked for (rec'd) permission
13 to have some eToys Books & Records DESTROYED.

14 118. GSachs hundreds of millions of fraud was
15 settled recently, for only \$7.5 million.

16 119. Bain's Kay Bee (CEO Glazer) tried to acquire
17 eToys bankruptcy assets in 2001 for \$5.4 million.

18 120. Plaintiff with his CLI, halted that sale.

19 121. Bain's Kay Bee was compelled to bid tens of
20 millions of dollars for eToys bankruptcy assets.

21 122. Romney was still CEO of Bain in 2001.

1 123. Various Defendants asked UST for permission to
2 replace eToys executives with a handpick person.

3 124. The UST told the co-conspirators NO!
4

5 125. Traub's TBF then conspired to place Barry Gold
6 inside eToys clandestinely.
7

8 126. MNAT then supplied a forgery Haas Affidavit to
9 the DE BK Ct.

10 127. In 2005, MNAT confessed GSachs Conflict.
11

12 128. Traub also confessed Conflict of Barry Gold.
13

14 129. Barry Gold in 2005 confessed a partnership in
15 2001 with Traub in Asset Disposition Advisors (ADA).

16 130. Plaintiff's business was then harmed by RICO.
17

18 131. Defendants, conspired against plaintiff by
19 stating the Haas Affidavit "waived" all of CLI's pay.

20 132. Plaintiff turned down an \$850,000 Bribe.
21

22 133. Autocrat Kenney assisted the conspiracy to
23 assure racketeering success and the harms to plaintiff.

24 134. The Bribe was reported to the UST Kenney.
25

26 135. Subsequently, Romney purportedly resigned as
27 CEO of Bain in August 2001.
28

1 136. Connolly was then arranged to leave MNAT and
2 become the Delaware United States Attorney August 2001.

3
4 Additional Undisclosed Conflicts in eToys

5 137. A Conflict of Traub and/or his TBF, in eToys,
6 existed of Merrill Lynch.

7
8 138. Foothill Capital, a Division of Wells Fargo,
9 loaned eToys \$40 million in November 2000.

10 139. Traub did not disclose Wells Fargo works.

11 140. Xroads is Conflicted in eToys about GSachs.

12 141. Wells Fargo is an Xroads Conflict too.

13 142. Barry Gold confessed Wells Fargo works.

14 143. Playco/Toys International was a matter germane
15 to eToys that Traub failed to disclose a Conflict of.

16 144. Fingerhut was a matter of litigation of eToys.

17 145. Petters Ponzi monies acquired Fingerhut.

18 146. Traub was Tom Petters partner 1999 to 2008.

19 147. Traub's TBF was the firm for the "unofficial
20 Creditors Committee" prior to eToys bankruptcy.

21 148. The Foothill/Wells Fargo loan transacted more
22 than \$100 million into a Wells Fargo account.
23
24
25
26
27
28

1 149. Xroads still has eToys monies deposited with
2 Wells Fargo.

3 150. Wells Fargo loan was settled pre-petition.
4

5 151. There's been no independent review of the
6 Foothill Capital/Wells Fargo transactions.
7

8 152. In 2008, just prior to the FBI raid of Petters
9 Ponzi, Traub went to Minnesota.

10 153. Resultant of Traub's efforts, Fingerhut did
11 obtain a new \$50 million loan from Bain and GSachs.
12

13 154. Tom Petters attorney, Douglas Kelley absurdly
14 became the Federal Receiver over Petters Ponzi case.
15

16 155. When the Feds seized Tom Petters Ponzi assets
17 in 2008, Fingerhut was surreptitiously spared.
18

19 156. Petters Ponzi acquired Polaroid.

20 157. Polaroid **was** seized by the feds.
21

22 158. Polaroid was sold to the 2nd highest bidders of
23 Hilco and Gordon Brothers for (approx.) \$83 million.

24 159. Hilco and Gordon Brothers are Traub's clients.
25

26 160. Traub was made a principal of Gordon Brothers.
27

28 161. Gordon Brothers, subsequent to its Polaroid
purchase, announced a **new** license deal of \$2 Billion.

1 162. The RICO expanded its perversions of ethics
2 and laws by Douglas Kelley, turned Receiver (and also
3
4 **bankruptcy Trustee over Petters cases**) purportedly protected by
5 "Color of Law" titled as "judicial immunity".

6
7 163. Barry Gold put in his belated Section 327(a)
8 request for approval by the DE BK Ct - in the fall of
9 2002, in order to become Confirmed PLAN Administrator.
10

11 164. Staged bankruptcy had Liquidity Solutions
12 listed as co-debtor.

13
14 165. Upon Barry Gold being inserted into eToys,
15 after he (purportedly) left Stage, Liquidity Solutions
16 began to acquire eToys Creditors' Claims.
17

18 166. Barry Gold's 2002 PLAN Declaration falsely
19 states "Under Penalty of Perjury" that the eToys PLAN
20 was negotiated in "extensive" arm's length discussions.
21

22 167. Barry Gold (for the Debtor) could settle
23 claims of the Post Effective Date Committee (PEDC).
24

25 168. The PEDC issues firms Traub's and MNAT.

26 169. Defendant(s) conspired to give Barry Gold
27 power to settle eToys claims of less than \$1 million
28

1 (including those acquired by Liquidity Solutions)
2 without the need to go to the DE BK Ct for approval.

3 170. A UST February 15, 2005 Motion sought Disgorge
4 of TBF for \$1.6 million about the Barry Gold Conflict.

5 171. Part 35 of the UST's Disgorge Motion of TBF
6 concludes Traub's TBF failure to disclose the Barry
7 Gold Conflict was a Fraud on the Court.
8

9 172. Less than ten (10) days later Defendant Kenney
10 puts forth a Stipulation to Settle the Disgorge Motion.
11

12 173. The Stipulation to Settle contains an open
13 promise by Kenney to break the Law on behalf of TBF.
14

15 174. Kenney's signed Stipulation to Settle states;
16

17 ***"WHEREAS the Unite States Trustee shall not seek to compel TBF to***
18 ***make additional disclosures"*** .
19

20 175. Barry Gold and Traub's ADA entity was also
21 working the Kay Bee case.
22

23 176. Romney's other entity Sankaty was also inside
24 the Kay Bee case.
25

26 177. Judy Smith of Hasbro signed approval of ADA
27 working Kay Bee.
28

1 178. Plaintiff complained loudly to the DOJ EOUST
2 Director that when Traub's TBF was purportedly being
3 punished in eToys, Defendants were doing another fraud
4 of \$100 million in the Kay Bee bankruptcy.
5

6 179. Traub's TBF confessed paying Barry Gold four
7 (4) payments of \$30,000 each ending May 2001.
8

9 180. Barry Gold's previously hidden Hiring Letter
10 reveals he was then paid \$40,000 per month by eToys.
11

12 181. This is undeniable proof of a bankruptcy **155**
13 **Scheme to Fix Fees** in violation of Fraud Section.
14

15 182. CLI's protection in contracts drafted by MNAT,
16 includes protection in the first contract that states
17 in item 6 **Indemnification**. that state: "eToys shall defend,
18 indemnify and hold CLI and its affiliates and officers, directors, agents and
19 employees of each, harmless from and against any and all claims, suits, damages,
20 losses, liabilities, obligations, fines, penalties, costs and expenses (whether based
21 on tort, breach of contract, product liability, patent or copyright infringement or
22 otherwise), including reasonable legal fees and expenses, of whatever kind or
23 nature, arising out of or based on any loss of the Collateral other than such loss
24 arising out of CLI's negligence or intentional misconduct" .
25
26
27
28

1 183. Section 4 of 2nd CLI contract (drafted by the
2 Defendants co-conspirators), states that eToys "Debtors
3 shall be obligated to provide all staff, employee(s) and/or other personnel (and/or
4 to pay the expenses of such persons provided by CLI or others at the Debtor's
5 request) ".
6
7

8 184. Item 10 of the 2nd CLI contract, also drafted
9 by co-conspirator Defendants, states Indemnification
10 that each party shall "indemnify and hold harmless the other party,
11 and the other party's directors, officers employees and agents, from and against
12 any and all claims, suits, damages, losses, liabilities, obligations, fines, penalties,
13 judgements [sic], costs and expenses, including reasonable attorneys' fees
14 and disbursements, arising out of or relating to: -- (ii) the loss of or damage to any
15 property resulting from the negligence or willful misconduct of itself, its
16 employees, agents or contractors (or their employees, agents or contractors); or
17 (iii) the material breach of this Amended Agreement by such party or its
18 employees, agents or contractors (or their employees, agents or contractors) ".
19
20
21
22
23

24 185. Defendant(s) RICO schemes are conspiring to
25 interfere with plaintiff's CLI contract with the intent
26 to destroy business efforts of plaintiff while also
27 guaranteeing RICO conspiracy success.
28

1 186. Many RICO Defendants have and continue to
2 perpetrate frauds on state and federal courts to assure
3 the success of the RICO's enterprise.
4

5 187. Mattel, Hasbro and Judy Smith benefit from
6 Bain's racketeering success that enabled expansion of
7 the RICO to now own Toys R Us.
8

9 188. Any criminal RICO seizure of Toys R Us might
10 also cause Mattel and/or Hasbro to file bankruptcy.
11

12 189. All Defendants, including MNAT, Traub, Barry
13 Gold, Frederick Rosner, DeAngelis (as current Region 3
14 UST) and Mr. Kenney (as the DE trial counsel for Region
15 3 UST) -assisted the RICO by Breaking the Law in eToys
16 to this vary day.
17
18

19 190. Various RICO Defendants are also rushing to
20 shut down the eToys bankruptcy case in Delaware.
21

22 191. The RICO schemes are breaking the law openly,
23 to assure the success of the RICO enterprise by the
24 shutting down of the eToys bankruptcy whilst Bain ties
25 to MNAT, Barry Gold and Traub (or TBF) are undisclosed!
26

27 192. DeAngelis and Kenney are being willfully blind
28 to the many bankruptcy frauds - ESPECIALLY eToys fraud.

1 193. Motions to dismiss plaintiff's First Amended
2 Complaint, by Defendants MNAT, has a Declaration signed
3 by Defendant Werkheiser on March 5, 2014.
4

5 194. Defendant Werkheiser, through counsel, has
6 submitted his Declaration to this court on March 6,
7 2014.
8

9 195. Werkheiser is perpetrating a fraud on this
10 court by omitting the fact that the MNAT confessed, in
11 2005, to lying to the DE BK Ct by Bankruptcy Affidavits
12 at least fifteen (15) times.
13

14 196. Defendant(s) MNAT and/or Werkheiser failed to
15 disclose frauds on the court in the eToys case about
16 MNAT's connections to Romney/Bain.
17

18 197. Defendants MNAT and/or Werkheiser are, again,
19 obstructing justice to assure the RICO's success.
20

21 198. Defendants MNAT and/or Werkheiser are, again,
22 attempting to continue to retaliate and intimidate this
23 plaintiff as a victim/witness.
24

25 199. These attempts to quash plaintiff's efforts
26 for justice demonstrate the brazen and flagrant no fear
27 of prosecution hubris of the Defendants.
28

1 200. If the organized criminal Defendants are not
2 immediately removed from eToys and Kay Bee, irreparable
3 material adverse harms are likely to result.
4

5 **VII LAWS BROKEN STATE AND FEDERAL TO ASSIST THE RICO**

6 201. Various Defendants conspired to break laws.
7

8 202. Many RICO Defendants have obstructed justice.
9

10 203. Mail and/or Wire Frauds have transpired.
11

12 204. Each and every Mail/Wire Fraud payment and/or
13 deceit has a date/time stamped upon them that provides
14 specificity and particularity sufficient to satisfy
15 plaintiff's compliance to Fed.R.Civ.P 9(b).

16 205. Defendants MNAT and/or Werkheiser's recent
17 March 6, 2014 email and mail affidavit to dismiss
18 plaintiff's case is documentable mail or wire frauds.
19

20 206. Various acts of Perjury benefits the RICO.
21

22 207. Many schemes to fix fees in bankruptcy cases
23 occurred to benefit various RICO Defendants unjustly.
24

25 208. Barry Gold was paid \$40,000 twice, in eToys.
26

27 209. Traub testified to the DE BK Ct on March 1,
28 2005 that his TBF firm paid Barry Gold four (4)
payments of \$30,000 each in 2001, ending May 2001.

1 210. Those testimonies, in the public docket of the
2 eToys bankruptcy case, are undeniable PROOF of **Scheme**
3 **to Fix Fees** in violation of Bankruptcy Fraud **\$ 155**.
4

5 211. Defendants Kenney and/or DeAngelis are
6 breaking the law, by federal corruption, to assist the
7 success of Defendants racketeering schemes.
8

9 212. Plaintiff was Retaliated against by many of
10 the RICO Defendants.
11

12 213. Robert Alber, an eToys shareholder, suffered
13 Retaliation and Intimidation of Victim/Witness.
14

15 214. Plaintiff's own attorneys for CLI (Henry
16 Heiman) emailed a threat to plaintiff, from Traub's
17 partner Susan Balaschak. Subsequently other court
18 approved counsels for CLI also betrayed their client.
19

20 215. Litigant also has suffered from efforts to
21 Intimidate Witness.
22

23 216. Complainant was told by Heiman's email to
24 "back off" or CLI would not be paid, litigant's career
25 would be destroyed and worse would occur.
26

27 217. All of plaintiff's counsel for CLI refused to
28 inform the courts and/or the DOJ of the lies/frauds.

1 218. Plaintiff's career was destroyed by the RICO.

2 219. Defendants continue to retaliate against
3 plaintiff to deny eToys payments to litigant's CLI.
4

5 220. Many RICO Defendants Obstructed Justice.

6 221. Connolly's Corruption benefited the RICO.

7
8 222. **Color** of Law Civil Rights violations has
9 benefited the RICO.

10 223. RICO co-conspirators such as Jack Bush, Barry
11 Gold, Scott Henkin move around from one company to
12 another to assist the success of the RICO.
13

14 224. Fraud on courts state and federal, by officers
15 of the court, benefit the RICO.
16

17 225. Conspiracies civil and RICO transpired to
18 assure the success of the RICO.
19

20 226. RICO profits are reinvested in expanding the
21 enterprising.
22

23 227. Businesses are busted out by the RICO.

24 228. Grand Larceny schemes benefit the RICO.

25 229. The RICO utilizes Bribery.

26 230. Extortion benefits the RICO.

27 231. Homicides have resulted connected to the RICO.
28

1 232. Plaintiff's daughter was abducted after email
2 threats.

3 233. Destruction of evidence assists the RICO.
4

5 234. Concealment of assets transpired in eToys.
6

7 235. Embezzlement against estates occurred.
8

9 236. There is Adverse Interest of Officers.
10

11 237. Claims Rigging transpired for the RICO.
12

13 238. Lies in Federal Elections occurred.
14

15 239. Rigging of elections process transpired.
16

17 240. False Oaths for the RICO schemes occurred.
18

19 241. Knowing Disregard of Bankruptcy Laws and Rules
20 has benefited the RICO.
21

22 242. State law breaking punishable by at least one
23 year in prison, has benefited the RICO.
24

25 243. Betrayal of a court approved client's trust is
26 a pattern of the RICO.
27

28 244. Money Laundering has assisted the RICO.
29

30 245. Interstate transportation of stolen property.
31

32 **VIII ISSUES OF MAYHEM AND HOMICIDE BENEFITING THE RICO**

33 246. Larry Reynolds was a partner of Tom Petters/
34 Traub Ponzi.
35

1 247. Larry Reynolds laundered \$12 Billion.

2 248. The \$12 Billion was laundered by Larry
3 Reynolds in Las Vegas for Tom Petters [Traub] Ponzi.
4

5 249. Larry Reservitz is Larry Reynolds.

6 250. Reservitz laundered monies while in WISTEC.
7

8 251. Larry (Reservitz) Reynolds sat about 25 feet
9 away from plaintiff at times in 2000 and 2001.

10 252. Plaintiff's daughter was abducted on his
11 birthday in 2004, after a bogus business deal was set
12 up in Las Vegas in October 2004.
13

14 253. Marty Lackner was involved in the Lancelot
15 feeder fund of Traub/Petters Ponzi.
16

17 254. Reportedly, Marty Lackner committed suicide.
18

19 255. Marty Lackner's brother was J. Lackner.

20 256. J. Lackner was the Minnesota Assistant United
21 States Attorney and one time head of Criminal Division.
22

23 257. Johann Hamerski has been a RICO henchmen.

24 258. Robert Alber was offered a bribe by Johann
25 Hamerski.
26

27 259. Gary Ramsey was an eToys shareholder who did
28 co-own a Kingman, AZ house with Robert Alber.

1 260. Johann Hamerski boasted of being partner with
2 Jack Abramoff prior to Abramoff being arrested.

3 261. Robert Alber turned down and reported Johann
4 Hamerski's \$175,000 bribe offer.
5

6 262. MNAT assisted Johann Hamerski's efforts.
7

8 263. After the early release of Jack Abramoff from
9 federal prison, Gary Ramsey vanished from the house he
10 co-owned with Robert Alber.
11

12 264. Career criminal Michael Sesseyoff assaulted
13 Robert Alber shortly thereafter.
14

15 265. Robert Alber shot & killed Michael Sesseyoff
16 in self-defense in mid-2010.
17

18 266. Johann Hamerski campaign to destroy Robert
19 Alber continued beyond 2010.
20

21 267. The campaign to destroy worked, Robert Alber
22 is mental beaten into submission against Defendants.
23

24 268. Stephen Mayka, who passed away, was a former
25 partner of Traub's who was assisting plaintiff.
26

27 269. Plaintiff paid Anna Schaeffer to move back to
28 Minnesota and study being a detective.
29

30 270. Anna Schaeffer quickly died of cancer in 2010.

1 271. Petters Ponzi was connected to Florida's
2 Rothstein fraudster via Discala.

3 272. Rothstein's right hand gal's boyfriend did
4
5 purportedly murder Rothstein's left hand gal.

6 273. Harry A, a Delmarva businessman, was helping
7
8 plaintiff ferret out people of importance who cared
9 about justice and federal corruption in Delaware.

10 274. One such was John ("Jack") Wheeler of
11
12 Wilmington, DE.

13 275. Jack Wheeler was a West Point man who had
14
15 worked for 3 Presidents, worked with the Vietnam
16 Memorial, was also assisting MADD (Mothers Against
17 Drunk Driving) and had his own children's charity in
18 Vietnam.

19 276. Of particular note is Jack Wheeler's former
20
21 works as an SEC prosecutor.

22 277. On New Year's Even 2010, Mr. Jack Wheeler was
23
24 found murdered by blunt force trauma, in a dump.

25 278. Reportedly Jack Wheeler's house was ransacked
26
27 with no signs of anything being taken.

1 279. Video evidence now exists documenting Jack
2 Wheeler at the Nemours Bldg before the murder.

3 280. Connolly's office is in the Nemours Bldg.
4

5 281. Under no "official" authority known, Connolly
6 went before the Press and proclaimed "We believe the
7 killer has left the state".
8

9 282. After plaintiff posted an online story seeking
10 info about Jack Wheeler's murder, Connolly gave a Press
11 statement that he was now the Wheeler's family lawyer.
12

13 283. Plaintiff stopped his pursuits, out of concern
14 for Wheeler's widow, after calls to Wilmington, DE
15 Police failed to get a response about these facts.
16

17 284. Connolly then announced that there was a
18 \$25,000 reward for Wheeler's murder.
19

20 285. Romney benefits from Bain.
21

22 286. Bain owns Clear Channel.
23

24 287. Traub has boasted he is "connected".
25

26 288. Clear Channel was founded by Red McCombs.
27

28 289. Red McCombs runs Blackwater (renamed Academi).
29

30 290. Former United States Attorney General John
31 Ashcroft is now a senior Executive of Academi.
32

1 291. Given the plethora of threats, hints of being
2 "connected" and plausibility that bad faith parties can
3 gain ties to parties through such connections, there's
4 great cause of concern for mayhem and murder.
5

6 292. Plaintiff was told, when his daughter was
7 abducted - that "People who chase ghosts become one"!
8

9 **IX FEDERAL CORRUPTION BENEFITING THE RICO**

10 293. Connolly as U.S. Attorney in Delaware refused
11 to investigate and/or prosecute any of the Defendants.
12

13 294. DeAngelis is an expert of the UST in matters
14 germane and DeAngelis is openly Breaking Laws, bending
15 over backwards, to avoid prosecuting Defendants RICO.
16

17 295. Mr. Kenney is likewise, bending over backwards
18 to avoid prosecuting Defendants bankruptcy frauds.
19

20 296. These federal corruptions assisted the RICO to
21 destroy this plaintiff's business.
22

23 297. EOUST issued letter to plaintiff on January
24 17, 2006 that declined to address the existence of any
25 investigation into bankruptcy frauds.
26

27 298. DOJ Deputy Director over the EOUST emailed a
28 director promise to plaintiff and then he Resigned.

1 299. The Assistant UST in Delaware, who proffered
2 the Disgorge Motion against TBF, also resigned.

3 300. Kenney signed a Stipulation to Settle TBF's
4 Disgorge Motion that openly promised to be willfully
5 ignorant of TBF's other wrong doings.
6

7 301. In April 2005, while the EOUST Director was
8 resigning, Kenney put forth a Kay Bee bankruptcy case
9 (successful) request to Strike & Expunge plaintiff's
10 proof of fraud on the court - from the record.
11

12 302. Subsequent to that time, DeAngelis was
13 secretly promoted to the post of Acting General Counsel
14 of the EOUST.
15

16 303. There's no notice upon the January 2006 letter
17 by the EOUST to plaintiff, about DeAngelis at EOUST.
18

19 304. The EOUST filed a brief of Robert Alber's
20 appeal to the Third Circuit case 07-2360.
21

22 305. DeAngelis and Kenney are named parties of the
23 EOUST in the Third Circuit appeal by Robert Alber.
24

25 306. Vast falsities are throughout the DeAngelis/
26 Kenney brief in the Third Circuit Robert Alber appeal.
27
28

1 307. The very 1st footnote of DeAngelis/ Kenney's
2 brief, in response to Robert Alber's Third Circuit
3 appeal case 07-2360, stipulates that the UST had not
4 and will not address MNAT issues.
5

6 308. Plaintiff learned, in 2007, about the fact
7 that DeAngelis was secretly promoted to the post of
8 Acting General Counsel of the EOUST and that the DE
9 U.S. Attorney Connolly had been a partner of MNAT.
10
11

12 309. Litigant, on December 7, 2007, filed a clocked
13 **18 U.S.C. § 3057(a)** Complaint and briefing to the Los
14 Angeles United States Attorney's office of corruption.
15

16 310. Los Angeles' U.S. Attorney housed the Public
17 Corruption Task Force.
18

19 311. Alarminglly, in March 2008, the Los Angeles
20 Public Corruption Task Force in was SHUT DOWN.
21

22 312. Intolerably, career federal prosecution staff
23 were threatened to keep their mouths shut - Or Else!
24

25 **X STATUTE OF LIMITATIONS DOESN'T APPLY TO THE RICO**

26 313. Racketeers are obstructing justice in attempts
27 to escape the (purported) long arm of the law, due to
28

1 Statute of Limitations ("SOL") and/or jurisdiction when
2 they are perpetrating frauds upon the court.

3
4 314. Connolly protected the RICO when he was the
5 United States Attorney for seven years.

6
7 315. DeAngelis and Kenney are so willfully blind to
8 the profuse acts of Perjury and Fraud by the Defendants
9 that the of breach of fiduciary duty is reprehensible.

10
11 316. The federal corruption is so blatant flagrant,
12 as to go beyond shocking the conscience into the realm
13 of duplicity.

14
15 317. Laws are being broken in many states, in many
16 courts, brazenly openly, with no need to worry about
17 culpability or accountability by federal agents and
18 agencies inexplicably and intolerably.

19
20 318. There are confessions to more than thirty-five
21 (35) lies under oath (Bankruptcy Affidavits False) by
22 Defendants MNAT, Traub (via TBF) and Barry Gold.

23
24 319. In 2005 MNAT confessed a conflict with GSachs
25 only after being compelled to come clean.

26
27 320. Also in 2005, Traub's TBF confessed failing to
28 disclose the Barry Gold Conflict.

1 321. Barry Gold admitted his links to Traub/TBF.

2 322. Traub's TBF schemes with Barry Gold occurred
3 AFTER they were forewarned not to do so.
4

5 323. In essence, Capone's bank robbers were told
6 NOT to rob the vault, did so anyway, got caught and the
7 manager was removed by the federal Police he called.
8

9 324. **No Defendants were disqualified for their**
10 **failures to disclose Conflicts, as is required by Law.**
11

12 325. The RICO has grown so strong and powerful that
13 federal agents at the top of federal agencies quit
14 their jobs, instead of arresting the organized crimes!
15

16 326. Defendants law breaking has not been properly
17 punished.
18

19 327. Integrity of judicial process is a ghost.
20

21 **XI RELIEF SOUGHT**

22 328. For each and every count below, the following
23 items are to be read as if inserted into each and every
24 count specifically germane and broadly apropos.
25

26 329. As the "Opening REMARKS of Count" it is noted
27 in each count that;
28

1 330. Plaintiff realleges and restates the foregoing
2 jurisdictional allegations and general factual
3 allegations of this "Amended" Civil RICO Complaint, as
4 if all above is set forth here fully and completely.
5

6 331. Prior to the wrongs complained of plaintiff
7 enjoyed a profitable and successful business.
8

9 332. During all relevant times pertaining to this
10 case, plaintiff is a person within the meaning of 18
11 U.S.C. §§ 1961(3) and 1962(c).
12

13 333. At all times relevant, each and every RICO
14 Defendant, including John/Jane Doe's to be named later,
15 are a person within the meaning of 18 U.S.C. §§ 1961(3)
16 & 1962(c).
17
18

19 334. As the "Ending REMARKS of Count" it is noted
20 that each count will be construed to seek remedy of;
21

22 335. There exists issues of Federal Corruption as a
23 pattern of the RICO.
24

25 336. Each and every time one Defendant and/or any
26 of their co-conspirators lied under oath, retaliated,
27 did obstruct, schemed to fix fees, intimidated,
28 corrupted the integrity of the judicial process, and/or

1 did engage directly/indirectly and/or benefited
2 directly/ indirectly from profuse, multiple predicate
3 acts as described by 18 U.S.C. § 1961, constituted a
4 "pattern" of racketeering activity within the meaning
5 of 18 USC & 1961(5). Many victims and plaintiff's
6 business and property, profit was harmed by the RICO
7 Defendants violations of 18 U.S.C. § 1962(c).

10 337. Injuries to plaintiff's business is a pattern
11 of racketeering by the RICO Enterprise caused proximate
12 violations of 18 U.S.C. § 1961.

14 338. Plaintiff's business, was damaged by the RICO
15 affecting goodwill, impairing litigant's interest and
16 ability to do business, degrading opportunities to gain
17 employment (especially in the Toys industry).

20 339. The RICO schemed to steal plaintiff's business
21 monies, by intentionally harming plaintiff's contracts,
22 including the eToys case CLI court approved works.

24 340. Furthermore all the injuries were direct/
25 Proximate and readily seeable as a direct result of
26 violations of the RICO.
27
28

1 341. Plaintiff is unquestionably a victim of the
2 RICO Defendants' illegitimate Enterprise.

3 342. Pursuant to 18 U.S.C. § 1964(c), plaintiff is
4 now entitled to recover treble damages as Private
5 Attorney General under duress due "Prosecutorial Gaps"
6

7 343. Damage to plaintiff's business far exceeds
8 \$3.7 million above fees and costs.
9

10 344. Litigant is entitled to recover costs from the
11 RICO Defendants collectively and separately.
12

13 345. Litigant is further entitled to, and should be
14 fully awarded, a preliminary and permanent injunction
15 that prevents and enjoins Defendants, their assigns,
16 and /or anyone else accounting in concert with them
17 (including the recent efforts to rush to shut down the
18 New York Supreme Court and DE BK CT eToys cases).
19
20

21 346. Additionally, though it should go without
22 saying so, the Defendants, their law firms, friends,
23 relatives, backers, associates known and unknown in the
24 Department of Justice should be restrained and here and
25 forever more, from breaking the law and/or breaching
26 their fiduciary duties to assist covering up the RICO
27
28

1 crimes, and/or any efforts assure the continued success
2 of the RICO Defendants, and/or attack, retaliate and/or
3 assault victims/witnesses of the other RICO (such as
4 Robert Alber) in any way whatsoever.

6 347. Additionally, rogue elements inside federal
7 agencies, should be restrained from assisting the RICO.

9 348. As is established by In re Hazel Atlas Glass v
10 Hartford Empire, there's NO Statute of Limitations for
11 Fraud on the Court by its approved officers.

13 349. Defendant Barry Gold should be removed "for
14 cause" as is permitted under eToys Confirmed PLAN 5.2
15 to arrest Barry Gold's racketeering in eToys.

17 350. Plaintiff should be granted the ability to be
18 Liquidation Consultant as PLAN Administrator of eToys
19 per the Confirmed PLAN Section 5.2.

21
22
23 **COUNT I** RICO ACT VIOLATIONS OF 18 USC § 1962(c)

24 (Against ALL RICO Defendants)

25
26 351. Plaintiff restates Opening REMARKS of Count

27 352. Defendants(s) engaged in "*Bankruptcy Ring*" and/or
28 "*Corporate Raiding*" and/or "*Political Election Ring*" and/or various

1 types of "*Federal Corruption*" (including Civil Rights Fed
2 venality by "*Color of Law*") as "associations in fact" units
3
4 "enterprisingly" harming interest commerce.

5 353. Defendants are employed and/or "*associated*" with
6
7 the "*enterprise*" that is harming, for many years, "*interstate*
8 *commerce*", with Defendants being the "*culpable*" persons
9
10 who are doing "*patterns*" of organized crimes; which are
11 visibly and secretly in violation of multiple state and
12 federal laws, with at least 1 year of prison time,
13 including "*predicate acts*" "*patterns*" of "*racketeering*".

14
15 354. Defendants corrupted legitimate entities and
16
17 purposes.

18 355. There are many victims of the RICO.

19 356. Defendants RICO harmed plaintiff's business.

20 357. These acts here and above mentioned constitute
21
22 a pattern of racketeering as defined 18 U.S.C. § 1961.

23 24 **The RICO Enterprise**

25 358. Defendants all operated legit functions that
26
27 they corrupted for unjust gains as an "Enterprise".

1 359. The Defendants afflicted interstate commerce
2 and harmed this plaintiff's business within the meaning
3 of 18 U.S.C. § 1962(c).
4

5 **Pattern of Racketeering Activity**

6 360. Each & every RICO Defendants and/or co-
7 conspirators conducted and/or participated and/or
8 benefited directly and/or indirectly in/from the
9 conduct, managing and/or operation of the Enterprise's
10 affairs through "patterns of racketeering" activity
11 within the meaning of **18 U.S.C. § 1961(5)** and in violation of
12 **18 USC § 1962(c)**, of state and federal law breaks that carry
13 at least one (1) year of prison time.
14
15
16
17

18 361. Each and every defendant knowingly violated
19 laws, including, but not limited to, those on the list
20 of "**predicate acts**" determined by 18 U.S.C. § 1961.
21

22 362. Defendants benefited from "patterns" of
23 Racketeering also include items money laundering,
24 pretending to be opponents, Bankruptcy Rings and other
25 "associations in fact" for unjust enrichment.
26

27 363. Plaintiff restates Ending REMARKS of Count.
28

1 368. Defendants RICO Enterprise utilized part of
2 the RICO profits to expand the RICO by Fingerhut, TLCo,
3 Kay Bee, eToys, Stage, Clear Channel, Toys R Us, HCA,
4 Burlington Coat Factory and many, many more entities.
5

6 369. Plaintiff restates Ending REMARKS of Count.
7

8 370. WHEREFORE, beyond the "Ending REMARKS of
9 Count" reliefs sought, Plaintiff demands judgment for
10 for money damages against Defendants collectively and/
11 or separately and any further relief as the Court may
12 deem reasonable and just.
13

14 **COUNT III**
15

16 (Interest/Control of RICO Violating 18 USC §§ 1962(b))
17

18 (Against ALL RICO Defendants)
19

20 371. Plaintiff restates Opening REMARKS of Count.
21

22 372. Demonstrating that the Defendants still
23 maintain an interest and control of the RICO is the
24 fact that many Defendants are (STILL) continuously
25 Openly and Brazenly breaking the laws to assure the
26 continued success of the RICO (such as Kay Bee and
27 eToys being in bankruptcy multiple times and winding
28 back at Bain's ownership under Toys R Us).

1 373. This includes, but is not limited to, MNAT,
2 Werkheiser, Barry Gold and Traub, with the guaranteed
3 federal corruption willful blindness of Defendants
4 DeAngelis and Kenney in the UST program, unlawfully and
5 with fraud on two separate courts, did settle the New
6 York Supreme Court case of eToys (ebcl) v GSachs.
7

8
9 374. Many of the same RICO Defendants, with the
10 assistance of more co-conspirators, are rushing to
11 close down the eToys bankruptcy case while still NOT
12 disclosing Conflicts.
13

14
15 375. The "pretending" to be opponents of each other
16 is unethical, unlawful and part of the Bankruptcy
17 scheme to fix fees.
18

19 376. Mattel and Hasbro/Judy Smith's and Romney's
20 group ownership of Mattel stock and Bain's Toys R Us,
21 demonstrate the scope of RICO Interests & Controls.
22

23 377. Rushing to close down eToys NY Supreme Court
24 and Delaware bankruptcy of eToys case proves control.
25

26 377. Plaintiff restates Ending REMARKS of Count.

27 378. WHEREFORE, beyond the "Ending REMARKS of
28 Count" reliefs sought, Plaintiff demands judgment for

1 money damages against Defendants collectively and/ or
2 separately and any further relief as the Court may deem
3 reasonable and just.
4

5 **COUNT IV**

6 (Conspiracy to Expand RICO - 18 USC § 1962(d))

7 (Against ALL RICO Defendants)

8 379. Plaintiff restates Opening REMARKS of Count.

9 380. Defendants engaged in "*Bankruptcy Ring*" and/or
10 "*bust outs*" and/or "*Political Election Ring*" and/or various types
11 of "*Federal Corruption*" (including Civil Rights Fed venality
12 by "*Color of Law*") with various "*association in fact*" units
13 "*enterprisingly*" harming interest commerce also harming this
14 plaintiff's business.
15

16 381. Defendants are employed and/or "*associated*" with
17 the "*enterprise*" that is harming, for many years, "*interstate*
18 "*commerce*", with Defendants being the "*culpable*" persons
19 who are doing "*patterns*" of organized crimes; which are
20 visibly and secretly in violation of multiple state and
21 federal laws, with at least 1 year of prison time,
22 including "*predicate acts*" "*patterns*" of "*racketeering*".
23
24
25
26
27
28

1 382. Defendants know or should have known that
2 their felony violations are a part of a collusive plan
3 and conspiracy to defraud private and public companies
4 and bankruptcy estates.
5

6 383. Defendants RICO conspiracy is in violation of
7
8 **18 U.S.C. §§ 1961, 1962** fully and 1964(c), serving as proof of
9 the RICO Defendants being in violation of **18 USC § 1962(d)**.
10

11 384. The RICO is expanding as Defendants now try to
12 perpetrate additional frauds on the court here in this
13 RICO instant case.
14

15 385. Another clear and present danger proof of the
16 expansion of the RICO is Kay Bee and eToys being in
17 bankruptcy more than once and winding back at Bain
18 under its expanded Toys R Us brand name.
19

20 386. Marc Dreier & Tom Petters frauds are expands.
21

22 387. Shut down of the Public Corruption Task Force
23 is proof of expansion.
24

25 388. Douglas Kelley switching from being Petters
26 attorney to Ponzi Receiver, is proof of expansion.
27
28

1 399. Defendants are even perpetrating a fraud on
2 this court, in an effort to obstruct justice.

3 400. Plaintiff restates Ending REMARKS of Count.

4
5 401. WHEREFORE, beyond the "Ending REMARKS of
6 Count" reliefs sought, Plaintiff demands judgment for
7 money damages against Defendants collectively and/ or
8 separately and any further relief as the Court may deem
9 reasonable and just.
10

11
12 **COUNT VI** (Tortious Interference With Contract)

13 (Against ALL RICO Defendants)

14
15 402. Plaintiff restates Opening REMARKS of Count.

16 403. Plaintiff had a DE BK Ct approved contract
17 from eToys that guaranteed his CLI business four (4)
18 payments of \$100,000 and success fees (commissions)
19 plus expense still due of approximately \$3.7 million.
20

21
22 404. Defendants are continuously interfering with
23 plaintiff's CLI contract payments - Fraudulently!

24 405. Plaintiff restates Ending REMARKS of Count.

25
26 406. WHEREFORE, beyond the "Ending REMARKS of
27 Count" reliefs sought, Plaintiff demands judgment for
28 money damages against Defendants collectively and/ or

1 separately and any further relief as the Court may deem
2 reasonable and just.

3 **COUNT VII** (Unjust Enrichment)

4 (Against ALL RICO Defendants)

5 407. Plaintiff restates Opening REMARKS of Count.

6 408. Defendants RICO has unjustly enriched all RICO
7 Defendants and/or promises such.

8 409. Romney unjustly benefited so much from the
9 frauds of the Enterprising RICO that he became powerful
10 enough to have too close a chance to become the
11 President of the United States.

12 410. Defendants Traub, Glazer, Petters, Barry Gold,
13 MNAT, Xroads, Werkheiser, Mattel, Hasbro, Judy Smith
14 and other co-conspirators (such as Frederick Rosner)
15 have visibly benefited illegally, from the RICO.

16 411. There's no reason for the racketeering to stop
17 when the federal corruption by Kenney works well.

18 412. Plaintiff restates Ending REMARKS of Count.

19 413. WHEREFORE, beyond the "Ending REMARKS of
20 Count" reliefs sought, Plaintiff demands judgment for
21 money damages against Defendants collectively and/ or
22
23
24
25
26
27
28

1 separately and any further relief as the Court may deem
2 reasonable and just.

3 **COUNT VIII** (Trespass to Chattels)

4
5 (Against ALL RICO Defendants)

6 414. Plaintiff restates Opening REMARKS of Count.

7
8 415. Business of plaintiff has been harmed and the
9 use of plaintiff's property interfered, usurped, upset
10 and disturbed when Defendants assisted the RICO to
11 steal and/or obstruct access to plaintiff's business
12 monies, resources and funding necessary in a scheme to
13 withhold by grand larceny and/or Schemes to Fix Fees
14 and/or Retaliations direct/ indirect, as a result of
15 Defendants many schemes and artifices to defraud.
16
17

18
19 416. Litigant's rise in the liquidation, Turn
20 Around Managing/ Consulting and bankruptcy business was
21 halted as a result of the deprivation of the funds that
22 plaintiff and his business were rightfully entitled to.
23

24 417. Plaintiff restates Ending REMARKS of Count.

25
26 418. WHEREFORE, plaintiff also seeks, in addition
27 to "Ending REMARKS of Count" reliefs sought, demands of
28 judgment for money damages against Defendants as

1 collectively and/ or separately and any further relief
2 as the Court may deem reasonable and just.

3 **COUNT IX** (Civil Conspiracy)

4
5 (Against ALL RICO Defendants)

6 419. Plaintiff restates Opening REMARKS of Count.

7
8 420. As iterated throughout this Complaint, the
9 Defendants RICO has perpetrated many crimes, schemes,
10 plots, scams and/or more than one conspiracy to gain
11 unjust enrichments, including, but not limited to, the
12 destruction of plaintiff and/or his business and/or
13 many other victims.
14

15
16 421. Defendants RICO included plots of Perjury,
17 Bribery, Frauds on court and other harms on plaintiff.
18

19 422. Plaintiff restates Ending REMARKS of Count.

20 423. WHEREFORE, plaintiff also seeks, in addition
21 to "Ending REMARKS of Count" reliefs sought, demands of
22 judgment for money damages against Defendants as
23 collectively and/ or separately and any further relief
24 as the Court may deem reasonable and just.
25
26

27 **COUNT X** Violations of State Laws NY, CA, DE & PA

28 (Against ALL RICO Defendants)

1 424. Plaintiff restates Opening REMARKS of Count.

2 425. Defendants RICO has benefited from numerous
3 frauds upon courts by acts of lies under oath and/or
4 omissions of material facts.
5

6 426. Various RICO Defendants have broken federal
7 laws in states where the RICO Defendants can (should)
8 be prosecuted for crimes of Perjury, Grand Larceny,
9 Witness Tampering and/or many other crimes.
10

11
12 427. These crimes were perpetrated in the States of
13 Pennsylvania, New York, Delaware, California and other.
14

15 428. Plaintiff restates Ending REMARKS of Count.

16 429. WHEREFORE, plaintiff also seeks, in addition
17 to "Ending REMARKS of Count" reliefs sought, demands of
18 judgment for money damages against Defendants as
19 collectively and/ or separately and any further relief
20 as the Court may deem reasonable and just.
21
22

23
24 **COUNT XI**
25

26 (Request for Declaratory Judgment that Defendants who
27 obtained and/or maintained their positions of trust by
28 frauds on the court(s) for approval are to now be void

1 "ab initio" and all Judgments obtained by Defendants
2 Frauds against Plaintiff and/or other victims are also
3 to be void "ab initio" and of no effect & that Barry
4 Gold be removed and plaintiff be reinstated in eToys)

5
6 (Against ALL RICO Defendants)

7
8 430. Plaintiff restates Opening REMARKS of Count.

9 431. This case is not about ethics issues that it
10 would take a rocket scientist to comprehend.

11
12 432. Many of the RICO's crimes are obvious.

13 433. MNAT admitted affidavit deceit about GSachs,
14 to a federal court.

15
16 434. Traub's TBF confessed "intentional" perpetrate
17 of keeping affidavits lies before the court.

18
19 435. The UST has gone upon the public record with
20 the testimony it forewarned Traub (TBF) NOT to replace
21 eToys executives with anyone connected to the DE BK Ct
22 approved professionals of the estate(s).

23
24 436. Defendants RICO schemers ignored that federal
25 police warning by deliberate, clandestine, conspiracy.

26
27 437. Upon the federal police (UST DeAngelis and/or
28 Kenney) being informed of this intentional fraud and/or

1 conspiracy to defraud by officers of the court, those
2 federal agents, with the assistance of a corrupt fed
3 prosecutor (Connolly), engaged in many plots and ploys
4 to Breach their Fiduciary Duty and destroy plaintiff.
5

6 438. You simply can't have any federal system of
7 justice warn Capone not to do a specific crime, only to
8 see Capone get a bunch of Nitti's who then conspired
9 for the success of the crimes they were warned not to
10 do - in advance - go do those crimes, get caught in the
11 act and then have the federal police help the organized
12 criminals oust the bank managed as the police toss the
13 organized criminals the keys to the vault they are
14 fleecing.
15
16
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18

19 439. Plaintiff could care less if the Defendants go
20 to jail (except of the issues of mayhem, homicide and
21 federal corruption). Litigant just seeks to stop the
22 organized crimes as is the law and common sense.
23

24 440. No court can be effectual, in equity, to stand
25 idle by, as a helpless victim of fraud. ESPECIALLY when
26 the Defendants have confessed to DELIBERATELY doing a
27 fraud upon a court.
28

1 441. The Declaratory and Injunctive Relief(s)
2 sought wouldn't upset equity and justice, the voiding
3 the Defendants and their schemes and reinstating of
4 plaintiff where he belongs would guarantee justice.
5

6 442. Plaintiff restates Ending REMARKS of Count.
7

8 443. WHEREFORE, plaintiff also seeks, in addition
9 to "Ending REMARKS of Count" reliefs sought, demands of
10 judgment for money damages trebled against Defendants
11 as collectively and/ or separately and for pre-judgment
12 interest and penalties and fees and costs, including
13 attorney fees, in accordance with statute 18 U.S.C. §
14 1964(c) and according to any other statute discovery at
15 trial should produce proof of, full and equitable
16 relief proper and justice, including additional issues
17 of injunctive or/and declaratory and/or any further
18 relief as the Court may deem reasonable and just.
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24 444. Defendants and/or their RICO have enjoyed
25 considerable success, over decades, including gaining
26 vast millions of dollars (more likely billions) of
27 unjust enrichments, along with career advancements and
28

1 even the chance for one of the top bosses (Romney) to
2 have an actual chance to "steal" the Presidency of the
3 United States.
4

5 445. It is a shame that the RICO was able to expand
6 across the country to the Romney family involvement
7 with the Stanford Fraud and Marc Dreier and Tom Petters
8 frauds with Traub as a partner - AFTER - Traub was able
9 to get away with eToys frauds, due to the federal
10 corruption of Kenney, DeAngelis and/or Connolly.
11

12 446. For Counts I through XI, plaintiff seeks
13 general damages according to proof at trial, plus
14 equitable relief pursuant to applicable law, and treble
15 actual damages, plus punitive damages, also including,
16 but not limited to, issuing temporary and permanent
17 restraining orders, for reasonable fees, attorney fees,
18 costs, for declaratory reliefs and all other legal
19 relief, equitable relief the court deems appropriate.
20

21 447. Plaintiff is a pro se, without higher learning
22 and knowledge of law limited to the study online as a
23 result of this case; and the Defendants having stolen
24 millions to by counsels, shouldn't outweigh the FACTS.
25
26
27
28

1 448. Complainant's own attorneys for his business
2 CLI, sold him out - AFTER - proofs of frauds undeniable
3 were ferreted out by plaintiff - they all quit.
4

5 449. This case concerns nationally significant
6 issues of Civil Rights violations (via "Color of Law"),
7 manifest injustice and planned frauds upon courts that
8 are being protected federal corruption, while great
9 material adverse harm is transpiring, at the expense of
10 the integrity of the judicial process and adjudication
11 upon the merits being pushed to the back of the bus.
12
13

14 450. No one of sound mind believes Defendants claim
15 that plaintiff "waived" his business's right to be paid
16 an estimated \$3.7 million. Once MNAT and Traub
17 confessed their lies under oath, they were required to
18 be disqualified.
19
20

21 **PLAINTIFF DEMANDS A JURY TRIAL!**
22

23
24 Date _____ Signed _____
25

26 Steve ("Laser") Haas
27 Plaintiff "Pro Se"
28