

DAVID R. CUBBY, ESQ.

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VIA ELECTRONIC FILING

Hon. Stuart Rabner – Chief Justice
New Jersey Supreme Court
Richard J. Hughes Justice Complex
Trenton, NJ 08625

**RE: In Re David R. Cubby, Esq.
Docket No.: D-61-23 089016**

Dear Chief Justice Rabner:

I am the Respondent in the above captioned matter. I am writing the Chief Justice for the purpose of advising the Court that I shall no longer respond to any demands or orders issued by Supreme Court Clerk Heather Joy Baker. I further demand that the Supreme Court address the unlawful and fraudulent arrest warrant issued against me by Paterson Municipal Court or otherwise provide accommodation so that I can appear telephonically. In addition, I demand that the Court review Baker's actions and decisions in this matter.

Due to a complete failure by the Court and its staff to observe Court Rules and the principles of fundamental fairness, all orders previously served or otherwise filed by the Supreme Court, Supreme Court Clerk, the Disciplinary Review Board, and the Office of Attorney Ethics are void as a matter of law. Upon information and belief, either Baker or the Court itself are willfully and knowingly disregarding clear instances of fraud and public corruption. Their purpose in doing so is to deny me due process and continue propagating defamatory orders accusing me of unethical conduct in service to an illegal racketeering scheme.

Even in the event that the Court has no knowledge of Baker's conduct, it has failed to competently supervise Baker, or has otherwise conferred authority and powers upon her that are not permissible under New Jersey law. In either circumstance, Baker has abused her authority by falsely certifying disciplinary orders under the authority of the Supreme Court for the purposes of retaliating against Respondent. Baker has been notified on dozens of occasions that mandatory hearings have not been held, and must be entirely aware that the requisite transcripts required to validate her decisions do not exist. By refusing to take notice of these glaring defects in the orders she has issued, I have been denied my right to earn a living as an attorney in the State of New Jersey for almost five years.

It is hard to believe that Baker would feel comfortable abusing her power if she did not have the illicit support of the Supreme Court. The manner in which Baker and other state agencies have avoided

complying with Court Rules can only be described as egregious. Thus far, the Supreme Court has refused to respond to requests that they confirm whether or not Baker is acting under the authority of the Court. I have never been accused of misconduct by a client and I have never had a dispute over fees. No one has filed a grievance against me. The fact that it is so easy for an appointed bureaucrat to retaliate against a member of the bar for speaking out against public fraud and corruption is a stain on the reputation of the State of New Jersey. This is a direct call for you and your associate justices to restore integrity to the legal process.

It is our obligation as attorneys to expose fraud and corruption in the legal process, and as such the only way such allegations could be considered unethical is if they were proven to be false. Neither the Office of Attorney Ethics nor the Disciplinary Review Board have plead a single fact that could arguably demonstrate that my allegations of fraud and corruption against multiple Passaic and Bergen County judges were false. Supreme Court staff, in unlawful collusion with these agencies, are clearly attempting to criminalize public criticism of the judiciary. This of course is repugnant to the rights we all enjoy under the Constitution of the United States and the State of New Jersey. To allow these charlatans to strike answers unlawfully and proceed in default, with not a single moment's attention paid towards determining whether my allegations have merit is offensive to basic human rights. At all turns these so-called judges have acted to prevent such a discussion, which in and of itself proves they lack the integrity to serve on the bench.

And the allegations are true. Randall Chiocca knowingly colluded with opposing counsel to make an end-run around state and federal law to accomplish an illegal taking of property valued at close to \$3 million. Judges Vicki Citrino and Lisa Firko have openly colluded with corrupt eviction attorneys such as Richard Blender to victimize minority tenants and single mothers for self enrichment and for the benefit of landlords that are heavily engaged in public housing fraud. John Segreto, John Meola, Sohail Mohammed, and Bonnie Mizdol knowingly refused to grant hearings on a bench warrant that clearly was issued without cause or process, and which was clearly designed to force me to leave my home state. They are all consistently relying on a mistaken belief that their mutual lies will grant them immunity, and so far it appears painfully obvious that the New Jersey Supreme Court is just as willing to participate in this ultimate miscarriage of justice.

It is disappointing that these people are permitted to abuse the public trust at a time when the American public is losing faith in the integrity of our government. Is it the Court's intention to allow the state to intrude further into individual rights, bypassing the power of the legislature? Is it the Court's desire to silence public discourse and retaliate against dissension? Both refusing to address the issue of the falsely sworn arrest warrant and refusing to provide reasonable accommodations to appear telephonically suggests exactly that. If the New Jersey Supreme Court intends to prevent hearings into the validity of my allegations, it is illegally abusing process in order to illegally expand its own power in violation of the Constitutions of the United States and the State of New Jersey.

As Respondent in this matter I have surpassed the limits of what is required of me in defending these false and defamatory complaints. The actions of the Office of Attorney Ethics, Disciplinary Review Board, and the Supreme Court Clerk have rendered them a legal nullity. Each and every order and decision issued through these proceedings is void, and neither I nor any other public entity or official are bound by them. Further attempts to validate these fraudulent orders by this Court will be likewise void, and will only serve as additional evidence of an obvious racketeering scheme.

I demand that the Court take immediate action to vacate the false and defamatory arrest warrant fraudulently issued by Paterson Municipal Court. While this is perfectly justified, in the alternative I demand that the Court make reasonable accommodations to allow me to appear telephonically. Failure to comply with these demands can only be described as an act of moral cowardice and a clear indication of a willingness to retaliate against dissent.

Respectfully Submitted,

A handwritten signature in blue ink that reads "David R. Cubby". The signature is written in a cursive style with a long horizontal stroke at the beginning.

David R. Cubby, Esq.
Appearing Pro Se