



October 13, 2010

Commission on Retirement, Removal and Discipline
Mr. Jim Smith
Counsel
2190 S. Mason Road Suite 201
St. Louis, Missouri 63131

Dear Mr. Jim Smith,

It is with great disgust that I am forced to write to you yet again over blatant misconduct in the 16th Circuit Court. Yesterday I found that the Office of the 16th Circuit Deputy Court Administrator Tracy Smedley omitted the unsigned contract from the legal record for appeal that your Missouri licensed attorneys TONY R. MILLER, CHRIS M. TROPBITO, and NICHOLAS L. ACKERMAN, and your Missouri State Judge ROBERT L. TROUT have used to deprive me of my \$24,638.00 business car for over a year and to criminally convert this property while it was in bailment to CHRIS M. TROPBITO during this malicious prosecution of the replevin action 16th Circuit Case No. 0916-CV29828.

This singular piece of evidence that by chance was omitted from the Legal File first delivered to me is incontrovertible proof that Missouri's State Courts have been used as an instrument of the racketeering enterprise described in detail in the ongoing action *Lipari v. Chapel Ridge LLC, et al* 16th Cir. Case No. 0916-38273. And, is just one small vignette in an expansive collection of tales from Missouri courts determined to leave no law unbroken and no felony left uncompleted in preventing competition in Missouri's hospital supply markets.

This is in violation of the public policy the Missouri legislature has had for over one hundred years to prevent artificial inflation of costs from monopolized markets. It has already been determined that this coming year's legislative budget is short over \$600 Million Dollars. This is from the above living wage jobs that were lost in the tens of thousands from your Missouri Judicial Branch's abject failure to do any part of its job.

I know every elected Missouri State Representative and State Senator will share my fundamental, maybe even simplistic belief that car thieves should be in prison and not on the Missouri bench. Certainly they will easily conclude that any budget for Missouri's court system in 2011 is money wrongly taken from honest Missourians and better-used elsewhere.

But Mr. Smith, I am not going to leave it to bills enacted in the upcoming legislative session which will no doubt now with certainty end the Missouri Plan for appointment of judges in light of your office's repeated failures to exert any discipline, ethics or police against outright judicial treason. I personally believed it was the best way to select judges in the nation but your own personal failure and the failure of your office have probably now ruined it.

I am going to bring Civil Rights actions against the Missouri State Officials who in their private capacity misused their public offices to participate in the criminal enterprises that have now bankrupted our state. Your office may protect judges who can also rely on their civil immunity but I am encouraged by the federal criminal civil rights grand jury now empanelled in Kansas City, Kansas and can envision a day when the colleagues your office are protecting will be headed to a federal penitentiary.

In the meantime, Missouri Judges that participate in racketeering felonies and turn a blind eye to Missouri citizens being deprived of life saving affordable healthcare that results from competitive markets will be lonely people as I seek out and civilly prosecute each and every one of their accomplices, starting with the Missouri Board of Bar Governors.

I urge you to observe your duty and ethically report Missouri's Chief Justice William Ray Price Jr. if he is unfit to uphold the duties of his office including the duty to manage the court's departments for protecting Missourians from Judicial and Attorney misconduct.

Sincerely,



Samuel K. Lipari

cc: Missouri House and Senate Members

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