

Larry Saccato

From: MODELESKI MITCHELL PAUL (44202086)
Sent Date: Monday, October 20, 2014 1:50 PM
To: lsaccato@gmail.com
Subject: Fair Warning to Dr. Bhushan S. Agharkar, M.D.

TO:
Bhushan S. Agharkar, M.D.
57 Executive Park South, Suite 360
Atlanta 30329
Georgia, USA

email: <agharkarmd@gmail.com>

Greetings Dr. Agharkar:

I am writing this time to request your professional consideration, and proper respect, for certain key facts which are now documented, and verified, in my case.

Your resume does not mention any specific expertise which you may have acquired in areas of American law which have already arisen in USA v. Hill et al., USDC/DWY.

Notably, the pleadings I have now authored and filed have left absolutely no room for any doubt about the designated legal custodians of PRESIDENTIAL COMMISSIONS (i.e. U.S. DOJ) and U.S. OPM Standard Form 61 ("SF-61") APPOINTMENT AFFIDAVITS (i.e. the Court).

Moreover, recent research has also confirmed the mandatory, essential requirement that U.S. District Judges be confirmed by the U.S. Senate. See Article II, Section 2, Clauses 2 and 3 in the U.S. Constitution.

If, for some reason, you have still not been properly informed of the missing and defective credentials confirmed by DOJ for Nancy Dell Freudenthal, I strongly recommend that you obtain a true and correct copy of my APPLICATION FOR DISQUALIFICATIONS: 28 USC 144.

That APPLICATION contains an AFFIDAVIT that is verified under the penalty of perjury, and incorporates two (2) other documents which address some of the legal consequences which result whenever Federal government personnel lack any of their requisite credentials.

For example, 5 USC 5507 expressly prohibits a Federal officer from being paid before executing the third SF-61 affidavit imposed by 5 USC 3332. Thus, salaries paid before Section 3332 is obeyed are recoverable by the U.S. Treasury under the Federal civil False Claims Act, 31 USC 3729 et seq. ("FCA").

Similarly, Federal funds paid to lawyers, psychiatrists and expert witnesses are also recoverable, insofar as they were disbursed under color of Court "orders" issued by "officers"

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lacking the required credentials.

Please know that Harris & Harris, P.C., have now refused to file the four (4) "Qui Tam" Complaints I previously lodged with DOJ under the FCA. Those Qui Tam Complaints are extremely important supplements to my NOTICE OF PUBLIC-AUTHORITY DEFENSE duly filed under Rule 12.3 of the Federal Rules of Criminal Procedure.

Moreover, they constitute a serious factual justification for all relief from retaliation, to which relief I am entitled under 31 USC 3730(h) e.g. special damages.

As least one standing Federal court decision has also held that Qui Tam Relators are properly classified as agents of the United States (Federal government). See U.S. ex rel. Madden v. General Dynamics Corp. As such, I am now properly classified as an agent of the United States by reason of those four Qui Tam Complaints, and the credential investigation which produced them.

If you insist on being paid for professional services performed in connection with some "formal competency restoration procedures" [sic], allegedly ordered by Nancy Dell Freudenthal, please be informed of my specific intent to pursue all appropriate legal remedies to enjoin disbursement of such payments to you (cf. preliminary injunction).

Those remedies may also include your prompt repayment of all such amounts to the government account(s) that disbursed them.

I do sincerely regret that this fair warning has become necessary. Nevertheless, I do regard your recent communications with my Legal Assistant, Next Friend and Interim Trustee as evidence of serious bias, and negligence, in your posture towards me.

As I see it, that bias has the real potential to aid and abet further actual and consequential damages to my Fundamental Rights, inflicted by reason of motives you now manifest to pad your bank account, while helping Harris & Harris, P.C. maintain some criminal status quo in Cheyenne, Wyoming.

See all VERIFIED CRIMINAL COMPLAINTS, ON INFORMATION now filed in USA v. Hill et al., for further pertinent details.

A man of your superior intelligence and education should need no further clarification.

Sincerely yours,
/s/ Paul Andrew Mitchell
Paul Andrew Mitchell, B.A., M.S. (chosen name) *
Private Attorney General, 18 USC 1964,
Rotella v. Wood, 528 U.S. 549 (2000)
(objectives of Civil RICO);
Agent of the United States as Qui Tam Relator,
False Claims Act: 31 USC 3729 et seq. (4X);
Qualified Federal Witness: 18 USC 1512, 1513

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