Supreme Court of the United States

No. 558 Misc., October Term, 19 61

Francis E. Dec,

Petitioner,

vs.

New York

ON PETITION FOR WRIT OF CERTIORARI to the Court of Appeals of the State of New York.

ON CONSIDERATION of the petition for a writ of certiorari to the Court of Appeals of the State of New York,

IT IS ORDERED by this Court that the said petition be, and the same is hereby, denied.

Supreme Court of the United States

No. 558 Misc., October Term, 1961

Francis E. Dec,

Petitioner,

vs.

New York

A petition for rehearing having been filed in this case,

Hpan rousideration thereof, It is ordered by this Court that the said petition be, and the same is hereby, denied.

Petition

FOR REHEARING

No. 558 Misc.

O. T. 19 61

FRANCIS E. DEC,

versus

Petitioner,

NEW YORK

PETITIONER:			
	DISPOSITIO	ON: Denied	DATE: 2/19/62
DATE		MEMORANDUM	
2/6/62	Filed		
			

Petition for Rehenry

Below is a TRUE COPY of the second paragraph, lines 13 to 25, the end of the page, on page 31, of the psychotically, sadistically, wantonly, fraudulently altered Official Nassau County Court, New York State trial record of this petitioner's Gestapo like farce trial "People" of the State of New York v. Francis E. Dec.

And I say that Mr. and Mrs. Wirschning knew that the moneys was there and are being used as dupes because they are fearful either they prosecute me or they bring it forth, the insurance company, to show Mrs. Wirschning you were hurt so and so and so and so and you retained the lawyer. He has a retainer. You committed fraud and your husband automatically is guilty of an attempt of committing a fraud on the insurance company and the lawyer has done his work according to the routine which the District Attorney has -- fifty per cent of the fee is mine, \$200 -- which they agreed to, but if the client knows nothing of it

No. SS 8 Misc.

OCT. TEXM 1961

U. S. Suprame Court

Below is a TRUE COPY of the third paragraph, lines 11 to 19, on page 845 of the psychotically, sadistically, wantonly, fraudulently altered Official Nassau County Court, New York State trial record of this petitioner's Gestapo like farce trial "People" of the State of New York v. Francis Expect responses to the state of New York v.

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ా మాల భామ్య మార్కార్లు కొర్నక్ కార్లు కార్డ్ కార్డ్ మంద్రాములో ఉంది. మార్కెట్లు మార్కెట్లు కార్డ్ ఉంటాన్నితాలాను న్ర

The conversation in these records they claim that were made is not such that I would have nor anyone would have where direct questions in reference to a crime. I have never acknowledged these. They were admitted in evidence over my objection, that they were hearsay, as not in accordance with the best evidence rule, as not in accordance with material and essential items, to the court and other objections. I have not adopted them.

er – or low taget goda tilke ophilition fac myberchize og tro , trada, tak tria tria of cortioreri il Iooner temperis Ho. 1998 Hist., company to Inthe Supreme Court of the United States of all other this to thir mather, this partitioner wakes this patition for Petition for Rehearing of Petition for Writ Certiorari in forma pauperis No 558 Misc., DOctober Termy1961 after order of denial same on January 15, 1962, wherein respondent ignored this court, namely, no response of any nature was filed in opposition by the respondent to the said petition for writ of certiorari. tor or finiterial topological action personal

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People of the State of New York and buck to add the or respondent. $ar{v}_{ullet}$ on religion of ant es leart the

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Hempstead, New York sllterod i i natision : . . If they bobliconers trial minutes Prid H. Naw 1 per on gones, produced by Michael Work L Bonnaçã W

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171 So. Franklin Street

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High British Barra Albanda (b. 1804) were the the second variety and of page 31 alle priles and the of page 815 of the said fraudalout trial and the thirk or strail

This per a first bus selected these into exception of the paychotically and cadistically wasseply fraudalerdly asteped Officies. Factor County County Hew York State reveion of the artial petition for writ of certiorari in forma pauperis No. 558 Misc., October 1961 term denied on January 15, 1962, and upon all other papers in this matter, this petitioner makes this petition for rehearing of the said petition for writ of certiorari in good faith and not for delay and that the intervening circumstances are of substantial and controlling effect and that this petition is restricted to the above specified grounds.

This petition for rehearing after said denial of the petition for certiorari is not an empty formality and denial of certiorari should not be prejudicially treated as a definitive determination, subject to all the circumstances of such an interpretation, actually the absolute contrary status exists under such conditions. Therefore, now this petitioner makes appropriate showing that substantial matters are presented on rehearing and at least the formality of appropriate opportunity should be given for doing so.

Francis E. Dec is the above name petitioner of this petition for rehearing the petition for certiorari denied wherein no response of any nature was filed in opposition by the respondent. The petitioner has attached to this petition and incorporated in this petition two excerpts from the wantonly fraudulently altered official New York State version of this petitioners trial minutes as produced by the Nassau County Court, produced by Michael Wowk the Official Court Reporter of this petitioner's gestapo like face trial. Said excerpts are the second paragraph of page 31 and the third paragraph of page 845 of the said fraudulent trial record.

This petitioner has selected these two excerpts of the psychotically and sadistically wantonly fraudulently altered Official Nassau County Court, New York State version of the trial

George B Steat muller

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produce unimpeachable evidence that the said Official Nassau County Court, New York State trial minutes of petitioner's farce gestapo like trial as produced by Michael Wowk, the Official Nassau County Court Reporter, have been psychotically sadistically and wantonly feloniously fraudulently hashed together, juxtapositioned, deleted, abbreviated and lengthen with substitute material by Michael Wowk under the behest of a lawless deranged sadistic wanton omnipotent gestapo gangster, Manual Levine, District Attorney of Nassau County, New York.

The 991 pages of the said fraudulently altered Official New

minutes of petitioner's gestapo like farce trial in order to

fraudulently altered through hashing together, juxta positioning, deletion, abbreviation and lengthening with substitute material that any attempt to read said wantonly fraudulently altered Official Nassau County Court, New York State trial record produces an unintelligible extremely confused rigmarole of senseless words.

York State record of petitioner's trial minutes is so wantonly

As officially stated by the Clerk of this Court "the respondent made no response of any nature and made no opposition to this petitioner's petition for certiorari". Therefore even disregarding the absolutely unprecedented innumerable multitude of detailed questions presented this court in this petitioner's one hundred

and one (101) page petition for certiorari; this Court actually

had only the said wantonly fraudulently altered official Nassau County Court, New York State trial record to substantiate any judgment order of denial of the said petition by this Court. Therefore the all important decisive status brought about due to the intervening circumstances that "the respondent made no respons of any nature and made no opposition" is that the only basis for

this Court's withdrawal from this matter through this Court's

denial order is based upon the 991 page psychotically and sadistically wantonly fraudulently hashed together, juxtapositioned, deleted, abbreviated and lengthened with substitute material Official Nassau County Court, New York State trial record of this petitioner's farce gestapo like trial.

Any attempt to read the said psychotically and sadistically wantonly fraudulently altered Official Nassau County Court, New York State trial record of this petitioner's farce gestapo like trial, produces an unintelligible extremely confused rigmarole of senseless words which is the total basis for this Court's denial order to this petitioner's petition for certiorari.

Therefore, now, this petitioner makes more than appropriate showing that grave and substantial matters are presented on this petition for rehearing the petition for certiorari and petitions that this Court not withdraw from this matter but instead grant the said petition for certiorari.

Dated: February 5, 1962 Hempstead, N. Y.

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FRANCIS E. DEC Petitioner Pro Se 171 So. Franklin St. Hempstead, N. Y.

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DOCKET No. 558 Misc.	O.T. 1961
For Petitioner	For Respondent
Pro se:	
rancis E. Dec	Manuel W. Levine
71 South Franklin St.	, District Attorney
empstead, N.Y.	- Nassau County
	District Attorney Nassau County Mineola, N.Y.
and a second	

Certiorari DENIED JAN 15 1962 Letter sent JAN 15 1962

Henry P. DeVine Asst. Dist. Atty.

Rehearing DINIED FEB 19 1962

Letter sent FEB 19 1962

Raymond J. Cannon, Clerk
Court of Appeals of New York
Albany, N.Y.
#161

FEB 6 1962

OFFICE OF THE CLERK SUPREME COURT, U.S.

February 5, 1962 171 So. Franklin St. Hempstead, New York.

Clerk of the Court Supreme Court of the United States Washington, D. C.

Re: "People" of New York State v. Francis E. Dec, October Term 1961, Misc. 558

Dear Sir:

Enclosed is the original and two copies of my petition for rehearing my petition for certiorari.

Yours truly Francis E. Dec

John Meny

January 24, 1962

Mr. Francis E. Dec 171 S. Franklin Street Hempstead, New York

RE: FRANCIS E. DEC v. NEW YORK

No. 558 Misc., Oct. Term, 1961

Dear Sir:

You are advised that no response of any nature was filed by the respondent to your petition for writ of certiorari. As you were previously advised this petition was denied on January 15, 1962.

Very truly yours,

JOHN F. DAVIS, Clerk

IJ

E. C. Schade Assistant

ECS: cas

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JAN 22 1962

OFFICE OF THE CLERK SUPREME COURT, U.S.

> 171 So. Franklin St., Hempstead, N. Y. January 18, 1962

Clerk of the Court Supreme Court Washington 25, D. C.

> Re: Francis E. Dec v. New York No. 558 Misc., Oct. Term, 1961

Dear Sir:

Would you be so kind as to inform me what, if any, reply was made to my petition for writ of certiorari in the above-entitled case.

Yours truly, Francis E. Dec

Morrison den 5.12

Jenuary 17, 1962

Dear Sir:

Enclosed are certified copies of orders of this Court denying certiorari in the following cases:

Case No.	<u>Title</u>	Your No.
	Actigoral v. New York Polani v. New York Virenticki v. New York Dec v. New York Jackson v. New York	

Very truly yours,

JOHN F. DAVIS, Clerk

Ву

Assistant

Enclosures

Layrongi J. Campon, Clark Court of Appeals of New York Albany, New York Henry P. DeVine, Esquire Assistant District Attorney Office of the District Attorney Nassau County Mineola, New York

RE: FRANCIS E. DEC v. NEW YORK

No. 558 Misc., Oct. Term, 1961

Dear Mr. DeVine:

Receipt is acknowledged of your letter of October 13th together with your brief filed in the Court of Appeals of New York in the above-entitled case.

This brief will be presented to the Court at the time the petition is distributed.

Very truly yours,

JAMES R. BROWNING, Clerk

By

Michael Rodak, Jr. Assistant

MRjr:mlg

THE OFFICE OF THE DISTRICT ATTORNEY

OF NASSAU COUNTY MINEOLA NEW YORK

MANUEL W. LEVINE
DISTRICT ATTORNEY

TELEPHONE PIONEER 2-1800

RECEIVED

OCT 16 1961

OFFICE OF THE CLERK SUPREME COURT, U.S.

October 13, 1961

Hon. James R. Browning Clerk Supreme Court of the United States Washington 25, D. C.

Re: FRANCIS E. DEC v. NEW YORK

No. 558 Misc., October Term, 1961

Dear Mr. Browning:

Enclosed you will find a copy of the District Attorney's brief in the Court of Appeals in the above-entitled action. Also enclosed is a photostatic copy of the order of the Court of Appeals.

If there is anything else which we can send to you or otherwise help out in connection with this application, please do not hesitate to get in touch with us here in Mineola.

Very truly yours,

MANUEL W. LEVINE

District Attorney, Nassau County

HENRY F. DeVINE

Assistant District Attorney

NASSAU COUNTY CLERKS OFFICE

COUNTY OF

MINEOLA. NEW YORK

FRANCIS J. ANDERSON COUNTY CLERK

September 22, 1961

HAROLD W. McCONNELL DEPUTY COUNTY CLERK

JAMES F. NILAN

DEPUTY COUNTY CLERK

GERARD R. DIEFFENBACH DEPUTY COUNTY CLERK

FRANK A. ELIA

DEPUTY COUNTY CLERK

RECEIVED

SEP 25 1961

OFFICE OF THE CLERK SUPREME COURT, U.S.

Clerk United States Supreme Court Washington, D. C.

Dear Sir:

We are enclosing herewith copy of Notice of Appeal in the case of THE PEOPLE OF THE STATE OF NEW YORK against FRANCIS E. DEC.

The original was filed in this office

today.

Very truly yours,

mm (Enc.) J. Anderson

County Clerk

U. S. Supreme Court