

No: 16 -2018-civ

In the
SUPREME COURT OF THE UNITED STATES

Dr. Pepi Schafler, JD, MSS
Petitioner

v

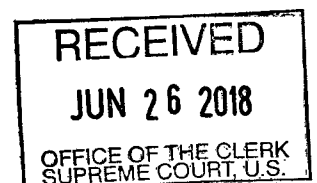
Bank of America Investments
now

Merrill Lynch, Pierce, Fenner et all
Respondents

Petition for a Writ of Certiorari to the
United States Court of Appeals
For the Second Circuit

BRIEF FOR PETITIONER

Dr. Pepi Schafler
10829 Breweer House Rd
N. Bethesda MD, 20852
301 881 7079



QUESTIONS PRESENTED

Whether the corrupt and criminal Bank of America Securities, now retitled as Merrill Lynch et al, in conspiracy with liars, gangsters, criminals, and a sleazy dirt law firm, a low level judge and random trashy persons, robbed Petitioner of 9600 shares of stock-Petitioners retirement funds, which on the day of the crime were valued at \$439.000 and whose valuation since then has reached \$2.000.000.?

Have these malfeasants been able to enjoy these ill gotten gains, through a dastardly sexist tool – defaming Petitioners character?

**Was Petitioner denied
her Constitutional rights ?**

LIST OF PARTIES IN THIS MATTER

**There are no parties in this matter other than
the Respondents**

CORPORATE DISCLOSURE STATEMENT

There are no corporate parties in
this matter other than the
respondents.

(iii)

OPINION BELOW

The Court below dismissed the case without knowing and respecting Petitioners request for judicial change from acting out ones biases.

JURISDICTION

The Court of appeals entered judgment of denial on January 8, 2018. Petitioner did not seek reconsideration .Petitioner has received a 60 day extension due to a serious accident and injury.

UNITED STATES SUPREME COURT

The Constitution vested the power in one Supreme Court who shall have original jurisdiction over ambassadors, public consularies, and those in which a state is a part. In all other cases the Supreme Court shall have appellate jurisdiction that it reviews and corrects the proceedings in cases already instituted

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STATEMENT OF THE CASE

Just before the beginning of the new century Petitioner relocated from Bethesda MD to Northern California to be near family ,specifically her only sibling was critically ill, and Petitioner hoped she could extend his life a bit. As soon as Petitioners home was move in ready and she did so, mail began to appear from a law firm named Goldberg, Stinnett, Meyers & Davis. Having no connection to a local law firm, the mailings were tossed. But after the frequency of this contact intensified, Petitioner was startled by the error: this was an issue of a bankruptcy, this law firm is in charge of the case, Petitioner is the debtor, and there is someone designated as Petitioners bankruptcy trustee. There is also an existant bankruptcy judge named Randall R. Newsome .Petitioner contacted Mr. Davis and later judge Newsome and told each that she is not in bankruptcy, and Petitioner is not a debtor, and there she has no creditors, and requested that they go away. Petitioner assumed that after having contacted Judge Newsome and he knew that there was no bankruptcy, and this would go away.

Judge Newsome who had been an office clerk somewhere in Ohio, had been hired in 1986 as a bankruptcy judge in Northern California for a period of 18 years, and he was coming to his end. Being a corrupt sleaze ball and partnering with Mr. Davis --it was alleged a relationship among these two gangsters. After Petitioners claims and statements that she is not in bankruptcy, out of nowhere petitioner received an order that was alleged to be by Judge Newsome demanding that the stocks owned by, and in Petitioners possession, must be handed over to this court for security, or else Petitioner is to be incarcerated .

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

Pepi Schafler
Debtor

Case No 99-42138 NS

Pepi Schafler

Defendant

No 99-4231 AN

Richard J.Spear Trustee
Plaintiff

Pursuant to this court's ruling on the record on this date, the U.S Marshal is hereby directed to arrest and incarcerate Dr.Pepi Schafler until such time as she files and serves a declaration under the penalty of perjury that she has fully complied she had fully complied with this courts Preliminary Injunction and Order of contempt by turning over to her attorney everything required by those orders

it is so ordered
forged signature Randall Newsome

To: To Christopher J. Cannon
Sugarman & Cannon
600 Harrison Street, Suite 535
San Francisco, Ca 94107

June 24, 2000

Dear Chris,

As per our agreement, enclosed find all the stock certificates in my possession, for you to show and share with Judge Newsome. Hopefully Judge Newsome will let hold them or the court will. I believe that Dennis Davis is is thoroughly dishonest and as corrupt as come.

Disney	1440	shares
AT&T	250	shares
Coca Cola	400	shares
McDonalds	800	shares
Eli Lilly	100	shares
AOL	2120	shares
GE	800	shares
Symbol Tech.	337	shares
Cardinal hlth.	562	shares
Microsoft	720	shares
Lucent Tech	256	shares
Chevron	100	shares
Biogen	200	shares
Dell Comp.	225	shares
Amazon	200	shares.

I hope these will be safe until the hearing.

Regards , Pepi

After Petitioners stocks that Mr. Cannon had in his possession, and he handed them to Judge Newsome, and asked him to keep them safe, Mr. Newsome ignored him, and handed them to Mr. Davis. Although at that moment the *crimen falsi* was born, it would be many years for this dastardly crime to grow, and and enrich a group of criminals and gangsters. Within minutes Mr. Davis deposited these stock at Bank of America Securities. As Petitioner would learn years later, Bank of America Securities handed the stocks over to Computershare who began the laundering and conversion of these extorted and stolen stocks. Petitioner does not know whether Computershare knew that this was stolen property. Computershare is a world wide fiduciary institution, but .Computershare is like a pawn shop., and one might expect that if a pawn shop has to verify and check the merchandise they take in, perhaps so should a fiduciary multi billion dollar institution.

But it appears, at least in this present matter that the criminals had proven to be Bank of America Securities, now Merrill Lynch et al, and the gangsters and criminals bribe themselves out.

The alleged and anticipated judicial paradigm was to be a hearing scheduled for eight month later, on April 25, 2001. Appellants counsel, an honorable man Mr. DeLario considered at the time and still to be the best lawyer in the northern region of California. What that means when one deals with John Gotti level gangsters is unclear. The plan and expectation were that Mr. Newsome who was hired to work and not to steal, would do the right things.

Mr. Canon handed the securities to judge Newsome , who immediately handed them to Mr. Davis, who made a sarcastic comment about their safety, and that was the last time that Appellant ever saw them. Mr. Davis promptly carried and deposited them at Bank of America Securities. This had been a brazen heist by the criminal Mr. Davis, Mr. Newsome and enriching the partnering with Bank of America Securities. Also since Bank of America Investments was a client of Computershare, they immediately began the money laundering and conversion of Appellants securities(Ex 6), and within a few short month, the theft and conversion were complete. Mr. Davis boasted about all the money he had at Bank of America Investments. Petitioners counsel demanded the return of the extorted securities, and a hearing was scheduled for April 25, 2001. The hearing was theater for the corrupt and the criminals. Mr. Newsome argued on behalf of Mr. Davis, who was completely silent, and Petitioners counsel who was threatened with harm by Mr. Davis ,before the start, and who was most likely dismayed at the corruption. Mr. Newsome was Eventually everyone agreed that Mr. Newsome is not sure, counsel should get a stay from District Court Judge Chesney., She granted a 17 months stay. There was no clear information as to where the securities might be. Without clear knowledge as to where they are, Appellant had turned to other courts, other judicial employees ,and other judges, but to no avail. The securities are taken, and are held by criminals that have stolen them and they are held by criminals , that had stolen them.

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The expectation was that after Mr. DelArio would present Petitioners argument, the facts and the law, the stocks, and it would be returned to her at once. After all Judge Newsome is hired and employed to serve the public, and not his criminal gangster cronies. But that did not occur. He was the only one who continuously spoke, representing the law firm of theft corruption, and Mr. Davis. While he argued the issues with counsel, and why the thieves might be right, but he needed time to think, so perhaps Mr. DelArio might seek a stay generally.

Counsel went to the District Court Judge Chesney, who told him that Judge Newsome had not signed any orders in this matter of Petitioners property and the valuable securities , and gave him a stay for 17 month.

After the end of the 17 months, stay by judge Chesney she issued an order that this time is up, and the securities belonging to Petitioner are gone, and over. She provided no details as to who or what, but at once Petitioner was impoverished. Eventually Judge Chesney prepared a document which was not provided to Petitioner, but to all others searching for the them., and told them that Judge Newsome has verbally told told Mr. Dennis Davis and the other thieves and the gangster law firm that they may keep these many hundreds of thousands of dollars worth of securities. Petitioner who did not know of this development , sought her securities through a couple of other sources in an assumption that this might be error and not crime. Wrong .The criminals that feared being found out, only feared being cheated by the criminal partners in crime.

GOLDBERG, STINNETT.MEYERS & DAVIS
DENNIS D. DAVIS ESQ
44 Montgomery Street, San Francisco Ca, 94104

Attorneys for
Richard, J. Spear, Trustee

Filed Apr. 25, 2001

In the United States Bankruptcy Court
For the northern District of California
Oakland division

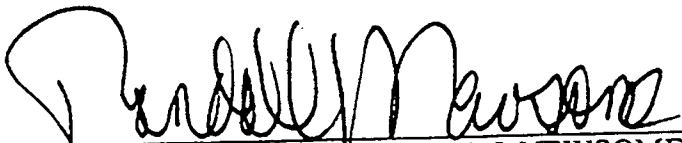
In Re; Pepi Schafler debtor

Order Approving Trustee;s Sale of
Personal property –Stock Certificates

Upon consideration of the Motion for order of approving
sale of personal property by Richard Spear and the
debtor Pepi Schaflers opposition it is hereby ordered.
Richard Spear may liquidate the stock certificates..

- (1) AT&T, 250 shares (Certificate No. TX 64386);
- (2) Amazon.Com, 200 shares (Certificate No. AMZN 11396);
- (3) AmericaOnLine, Inc. total of 2120 shares
shares each (Certificate Nos. AC 80468 and AC 106066);
- (4) Biogen, Inc. 200 shares (Certificate No. FBU 44579);
- (5) Cardinal Health, 562 shares (Certificate No. A 63607);
- (6) Coca Cola Company, 400 shares (Certificate No. SS 563031);
- (7) Chevron Corp., 100 shares (Certificate No. CHV 23422);
- (8) Dell Computer, 125 shares (Certificate No. SF 146232);
- (9) Eli Lilly & Company, 100 shares (Certificate No. FC 83487);
- (10) General Electric Co., 800 shares (Certificate No. ZA 945807);
- (11) McDonald's Corp., 600 shares (Certificate No. BC 875117);
- (12) Microsoft, 720 shares (Certificate No. MS 495646);
- (13) Lucent Technologies Inc., 256 shares (Certificate No. LU 3083797);
- (14) Symbol Technologies, 337 shares (Certificate No. ST 20317); and
- (15) Walt Disney Co., 1,449 shares (Certificate No. ZQ W01905690).

The Trustee is authorized to execute any and all documents necessary


THE HONORABLE RANDALL J. NEWSOME
United States Bankruptcy Judge

8/10/15
forger

SEVERAL WEEKS THE STOLEN
SECURITIES THE CRIMINALS ARE
ALREADY COUNTING THEIR MONEY

Total sales of stock by Banc of America Securities LLC	\$369,025.26
Less Commission	<u>614.25</u>
Net to Estate of Schafner	\$368,411.01

6/21/01	Banc of America Securities	\$260,755.65
6/28/01	Bank of America Securities	<u>107,655.36</u>
	Total	\$368,411.01

DISBURSEMENTS

6/25/01	Goldberg Stinnett Meyers & Davis Fees	\$218,963.00
6/25/01	Goldberg Stinnett Meyers & Davis Costs	22,755.69
6/25/01	Kalish & Associates Fees	17,981.25
6/25/01	Kalish & Associates Costs	347.20
7/2/01	Richard Carl Fees	6,875.00
7/2/01	Richard Carl Costs	<u>259.54</u>
	Total	\$267,181.68

Balance on Hand

10

\$101,229.33

THE VERY IMPORTANT DISCOVERY

In a social personal conversation with the chief counsel for Computershare in which Petitioner mentioned that she was busy trying to determine what happened to her stocks which had fallen in to the hands of criminals ,liars, impersonators thieves and gangsters, primarily Bank of America Securities. He replied that all these are his clients and he can tell what he knows and provide the details.

When these criminals , the judge Newsome and Mr. Davis got their hands on Petitioners stocks they handed them to Computershare to begin transacting business with them They were at once converted, what needed changing was, and within weeks or month they had cash and other securities at hand, and the title changed

Mr. Davis fabricated a Bankruptcy that he kept going for at least 10 or 12 years. years.in Appellants name. Every year a new bankruptcy with the same name -Petitioners name In fact Mr. DAngelo the chief counsel asked Petitioner "how does someone like you have ten or twelve bankruptcies, one every year. Petitioner explained that this was stolen money , forged, and falsified .By smirching Petitioners name , they are able to steal the money, and not pay taxes. They stole about \$1.500.000-2.000.000 trough stealing my stocks.

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COMPUTERSHARE INVESTOR SERVICES
15334WF00338714
D.R.P.S. INTERN. LTD- DBA for Dr.Pepi Schafler, JD. MSS

Dear Dr. Schafler

This letter is being sent to you as follow up to your Nov, 18 2015, correspondence to Daniel D"Angelo. We appreciate the opportunity to be of service to you. They were no longer transfer agents for DELL,ELI Lily,and Disney.

1. AT&T was transferred on July 10.2001
2. Amazon was transferred on June 29 2001
3. America Online Inc was involved in a lot of changesss and exchanges in September 2001
- 4 Biogen Inc.was transferred in June 2001
5. Cardinal Health 562 shares on June 27 2001 deposited at Bank of America Securities
6. The Coca Cola Co. 400 shares on June 27 , 2001 at Bank of America Securities
- 7 Chevron Corp. transferred on June 27 , 2001
- 8 .Dell no clear contact Inf.
9. Eli Lily & Co no agent info.
10. Gen. Electric was hidden somewhere.
- 11 Mc.Donald Corp .600shares deposited at Bank of America Securities, on June 2001
- 12 Microsoft transferred on June 26, 2001
- 13 Lucent Technologies transferred June 28, 2001
- 14 Symbol technologies shares were sold , cash was receive, one checks was cashed on January 5, 2001
- 15 Walt Disney had a different transfer agen, however their shares grew exponentially and enriched the criminals.

Computershare Shareowner Services.

12 20

THE JUDICIAL ASSIGNMENT OF JUDGE
ROMAN TO THIS CASE, WAS NOT RANDOM
BECAUSE HE HAS TIES TO MERRIL LYNCH
AND THE LAW FIRM THERE., AND PROVED TO
BE BIASED, CORRUPT, SEXIST, DISRESPECTFUL
AND MADE A MOCKERY OF HIS DUTIES AND
PETITIONERS RIGHTS.

After Petitioner had filed her motion seeking
accountability and restitution for the theft of her
securities, the loss of her profits , and the outrageous
criminality, all from Bank of America Investments,
one of the attorney friends of judge Roman ,named
Bevilaqua , wrote him a motion letter, asking him
“ to get rid of her” presumably meaning just to
dispose of the case. How about : Law? Facts? Rights?
Constitution? Judge Roman set out to do just that.
He spoke to Petitioner as if she had just crawled out
from a hiding place, being marginally literate.
Petitioner informed him that she holds four earned
university degrees: a PHD, a JD, and an MSS, and
Petitioner also speaks six languages. He barely took
notice of what was said. He continued for a few
minutes expressing his commitment to the previous
attempt at the claim, and even though it was a
jurisdictional and constitutional error, for him it was
absolute. He felt that he had to respect the signature
because he is seeking reciprocity for the same. This
“hearing “lasted minutes, and the next one was even
shorter, There was no attention, involvement ,or any
any legal process. This was his misfeasance.”*falsus
in uno, falsus in omnibus*”

T

THE WALL STREET JOURNAL

BANK OF AMERICA TO PAY \$415,000,000
TO SETTLE SEC PROBE

8. 9. 2016

The bank's Merrill Lynch Brokerage Division Rules, and the Bank of America investments misused customer cash and securities to generate profits according to the SEC .

Within hours of obtaining Petitioner fraudulent, forged and stolen securities ,they were converted by Computershare on behalf of Bank of America Investments, therefore stealing them from Petitioner ,converting them, while being criticized by Judge Jed Rakoff who presides over Wall Street matters

The large size of the Bank of America Investments Penalties reflects the unprecedented violations , the Banks corrupt disclosure failures, and as Petitioner can attest their corrupt, criminal conduct, having converted and stolen Petitioners property-her stocks and fraudulently plundering cash and fraudulently being enriched with stolen wealth for 12 years or more.

December 14, 2016

Mr. Donald E. Stedman, Esq.
Supervising Senior Counsel
The California State Bar

Dear Mr. Stedman ,

When , you first told me about the creepy
despicable criminals using my name and
my securities i.e. money for filing an annual
bankruptcy for at least ten years or more up
to 2010, and that they have already created
ten of them , I thought you were joking
.I have since learned that this is a fact. I am
so stunned by the corruption of these
criminal cretins. Dennis Davis , the criminal
scumbag, has in the past and continues in the
present to impersonate Mr. Newsome even
though his job ended in the year, 2004.

Some Judge! Davis had been impersonating
him for more than a decade, so why stop now.
My securities were stolen by lying thieves
and gangsters, that were boasting of having
her stolen property. Bank of America
Investments was doing business with
Petitioners stolen property and enriching
the thieves.

Regards, Pepi Schafler,

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THE ENRICHNMENT OF THE CRIMINALS

The criminals that laundered and stole Petitioners securities were enriched with a significant amount of money. These criminals are Bank of America Investments, and the gangsters like the law office members, Mr. Newsome, and a few others. They received almost one half million dollars in a few days, used the Petitioners stolen securities to conduct and play the stock market, and avoided taxation, because they kept these stolen securities in Petitioners name. This is an dastardly outrageous crime, and they must be accountable. ,especially since they have become millionaires.

Thus far the gangsters and thieves dealers with the criminals and Petitioners stolen money, have been able to bamboozle their way around their lies and liars ,but Petitioner hopes that this is the end of this criminal enterprise.

IN RE: THE DEFINITION OF A
VEXATIOUS LITIGANT

For some time ,the courtesy of books ,people, and judicial training has been able to be determined , and somehow integrated in the judicial work system, people system and the legal system of entitlements. After all we have a constitution, that determines our rights, and when we had a king, it appears, that the king was determined to hear everybody. Most of rules were similar, except the developments. Petitioner recalls a case within the past 20 or so years that in response to some man who had filed 75 or more petition in this court, *in forma pauperis*, and while some sought to end his access, this Court said not to end the access, but since every body pays a fee, he must do so as well. Perfect solution. Petitioner is troubled by the labeling of vexatious litigant, Specifically where it comes from and from whom. While Petitioner is in litigation, having ben robbed by Bank of America Investments, now Merrill Lynch et all, she had no actual experience with a court here. Judge Roman is biased, corrupt, sexist, and Petitioner had spent two hearings with him total 18-20 min. Petitioner has never filed anything in the district court in Southern NY State.

After the 17 month were up nothing much had changed. and Petitioner received a letter from judge Chesney saying that the stay is over, and the funds are gone .and the case is over. Although Petitioner heard nothing further from her about anything, nor had Petitioner seen any document that had her stolen property , her stocks or any closure.. She allegedly had told some people that Mr. Davis and the criminals from the law firm had simply stolen the funds. Apparently Judge Chesney had to write some conclusion on the case she worked on ,she allegedly wrote that Mr. Newsome told the criminals that they may keep the stolen stocks

Appellant just could not imagine that such a large sum of property could just disappear. This of course was all before she knew the criminals were at work., and just like John Gotti and his criminals at work, the massive criminals that robbed Petitioner were the same, they just had law degrees. Appellant had returned to the east coast, and attempted to seek judicial assistants, all to no avail. To all her other university degrees Appellant had added a Juris Doctor. degree ,but the property was gone.

In mid July, 2012 Appellant received an envelope from San Francisco, no return address, and when she opened there was an astonishing tidbit: That order II years prior regarding Appellants property the stocks, was forged by by Mr. Dennis Davis . He impersonated judge Newsome. long before any decision was made . He forged Mr. Newsome's signature. I have since reviewed any matters that Appellant attempted to use for any purpose and they are all forgeries by Mr. Davis. Petitioner has about 40 forgeries- decisions that caused Petitioner harm. Mr. Davis and his gangsters have cause harm to petitioner

18 18

Bank of America Merrill Lynch
P.O. box 1520
Pennington, NJ 08534-1520
Tel; 609 274 9068
Michael Pierre,AVP
Compliance

February 28, 2017

Ms. Cecelia Howell
U.S. Securities and Exchange Commission
100 F. Street , NE
Washington , DC 20549-0213

Re: Sec File HO-00590961-HO
Merrill Lynch Matter L201306964

Dear Ms. Howell

We appreciate the opportunity to your February 8, 2017 electronic mail communication on behalf Dr. Pepi Schafler, regarding her October 19, und December 19 2016 correspondence to the US Securities and Exchange Commission.

As we discussed on February 23, 2017, this matter is currently in litigation and as such we are unable to provide details regarding this matter.

Sincerely, Michael Pierre

cc Dr. Pepi Schafler

1819

**SAMPLE OF ENTRIES BY THE CORRUPT
GANGSTERS IN THE ENTRIES OF THEIR
STOLEN FUNDS. THESE SIX ENTRIES
COVER ENTRIES IN 13 YEARS**

The 13 year long criminal events, lavish living on stolen money the first criminal act was in March 1999, starting with page number 100, and \$429.000 and ended or so it is believed, in October 2012, page number 373, richer by \$1,500.000. Crime has been very profitable for Bank of America Investments and the law firm of Goldberg, Davis and gangsters.

Order Granting [106-1] Application To Employ the firm of Goldberg, Stinnett, Meyers & Davis by Richard J. Spear. (wc) (Entered: 04/05/1999)
Appellant's Designation by Pepi Shafler of Contents for Inclusion in Record on Appeal Re: Notice of Appeal; Appellee Designation Due: 4/15/99 (wc) (Entered: 04/06/1999)
Application Filed by Dennis D. Davis for Trustee Richard J. Spear for Examination of Debtor Pepi Shafler under Rule 2004
Advisory Case Closed. (pw) (Entered: 03/19/2010)
Bankruptcy Case Closed. (pw) (Entered: 03/19/2010)
Notice from BAP Stating Court of Appeals Affirmed the BAP Decision. Filed by Interested Party U.S. Bankruptcy Appellate Panel of the Ninth Circuit (rs) (Entered: 11/16/2012)

A PERSONAL STAKE

Lacking a "personal stake, the interests of those non-parties do not create a "Case" within the judicial Power of Article III. A straightforward application of constitutional first principles compels reversal of the decision of the court of appeals. The limitation of the judicial Power to cases in which a plaintiff has a "personal " stake is central to the Constitution's separation of powers and the judiciary's role in our republic. This requirement not only delimits the judicial Power from the authority of the democratic branches, but also ensures that federal courts exercise their power only over disputes of a traditional form.

This case is unusual, because the lone plaintiff's interests have been disregarded, and have even been labeled with name calling. Shame, shame.

SUMMARY OF THE ARGUMENT

1. The limitation of the judicial power to "Cases" in which a plaintiff has a personal stake is central to the Constitution's separation of powers and the judiciary's role in our republic. This requirement not only delimits the judicial Power from the authority of the democratic Branches, but also ensures that federal courts exercise their power only over disputes of a traditional form.

ARGUMENT

1. Article III requires a personal Stake in any case.

Article III, Section 2 of the Constitution Limits the federal judicial power to cases and controversies to adjudge the legal rights of litigants. The limitation of that power to cases and controversies ensures that federal courts confine themselves to question presented in an adversary context and in a form historically viewed as capable of resolution to the judicial process.

Flast v Cohen, 392 U.S.83,95 (1968)

The personal stake requirement ensures that necessity rather than abstract interest motivates exercise of the judicial power.

Poe v Ullman, 367 U.S.497,503,(1961)

(Plurality opinion by Justice Frankfurter

Although ambiguity once plagued the question whether the Court's standing doctrine is compelled by the Constitution, it is now resolved that the personal stake requirement is part of the irreducible minimum that Article III requires. *Valley Forge Christian College v Americans United for Separation of Church and State Inc.*, 454 U.S. 464, 471-72 (1982). Thus the Court decades ago resolutely concluded that the Art. III judicial power exists only to redress or otherwise to protect against injury to the complaining party, even though the courts judgment may benefit others collaterally. *Warth v Seldin* 422 U.S. 490 (1975).

The personal stake requirement is fundamental to the Courts long-standing conception of the judicial Power. It requires federal courts to satisfy themselves that the plaintiff has "alleged such a personal stake in the outcome of the controversy" as to warrant his invocation of federal-court jurisdiction. The baseline requirement of 'concrete adverseness' as opposed to mere theoretical interest, is what "sharpens the presentation of issues; appropriately. *Baker v Carr*, 369 U.S. 186, 204 (1962) This personal stake is what the Court has consistently held enables a complainant authoritatively to present to a court. a complete perspective upon the adverse consequences flowing from the specific set of facts undergirding his grievance. *Schlessinger v Reservists Comm. to Stop the War*, 418 U.S. 208 (1974) The personal stake requirement ensures that necessity rather than abstract interests motivates exercise of the judicial Power' See *Poe v Ullman*, 367 U.S. 497, (1961)

**The Constitution and other
Applicable rules.**

Article III Section 1 holds that the judicial power of the United States shall be vested in one Supreme Court. The XIV Amendment holds in relevant part "nor shall any State deprive any person of life, liberty or property without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws." The Judiciary Act of 1789 provided in part that the Supreme Court shall have appellate jurisdiction from the circuit courts, and more.

The limitation of the judicial power to Cases in which a plaintiff has a "personal" Stake is central to the Constitution's separation of powers and the judiciary role in our republic.

Petitioner had and has standing to search and claim her stolen securities when found, and enabled. In *Summers v Earth Island Institute* 555 US 493 2009, *United States v Richardson*, 418 US 188 (1974) *Sierra Club v Morton*, 405 US, 727 (1972) *Lujan v Defenders of Wildlife*, 504 US 581, (1992). All these explaining the need for concrete and personal injury

THE PERSONAL STAKE

The personal stake requirement ensures that necessity rather than abstract interest motivates exercise of judicial power. *Poe v Ullman*, 367 US 497 (1961) Other sources provide amendments and proscribe matters of substance and procedure. Government can not deprive a person of life, liberty or property without procedural due process. *Goldberg v Kelly* 397 US 254 (1970), *Board of Regents v Roth*, 408 US 564 (1972) There is a law of mootness which requires that a controversy must exist not only when the case is filed but must continue through the complete litigation. No false claims acts.

The personal stake is a reality for Petitioner but not for all the criminals and gangsters that have stolen and plundered her property. These thieves would be arrested in a pawn shop for their deeds, and the maintaining of these criminal acts for over one dozen years during which they, have stolen and pocketed millions of dollars, have shamelessly and outrageously created the brazen theft of Petitioners property. They can not be a "Case" within the judicial Power.

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The Fifth Constitutional Amendment (1791) holds that " no person shall be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use without just compensation. This Honorable Court will immediately see that Petitioners Constitutional rights have been brazenly and repeatedly violated.

THE TWO COURTS BELLOW

Petitioner has noted the very minimal words and people from the Court of Appeal of the Second Circuit. It was so minimal that there appears to be no words on the disk. It was a farce to pretend action or interest

Re: District Court Judge Roman
Judge Roman a judge in the second circuit is biased, corrupt, disrespectful, deceptive , disingenuous , nurtured his friends, and did what they told him to do, and this immorality permeated this case There is one attorney in the respondent law firm, who gives Judge Roman directions as to what he wants done, and Judge Roman does it .He has said so himself. After Petitioner learned that the respondents had relocated to New York and therefore competent subject matter jurisdiction was in the Second Circuit Petitioner filed a new complaint. The case was assigned to Judge Roman .At random?

THE BRAZEN DESPICABLE GANGSTERS
HAVE -THROUGH THEFT AND FRAUD
STOLEN PETITIONERS SECURITIES,
AND SHE WANTS THEM BACK.

Bank of America Investment has-through
criminal chicanery and indecent theft, stolen
Petitioners stocks and over 12-15 years of
theft and misconduct pocketed several
million dollars .Petitioner is seeking
restitution and indemnification.

This Honorable Court had in the past dealt
with a case very similar to the present one.
Hartford-Empire Co v Hazel Atlas Glass Co.
125 F 2nd 976, 1928, and later *Hazel -Atlas*
Glass Co v Hartford -Empire Co. 322 US 238.
This was an extensive long case a fraud on
the court, the opponents, using a straw man
from a different state as a created genius,
and on and on, all by corrupt lawyers who
had fabricated this swindle, and were
receiving a lot of money. As this Court was
requested to intervene there was a great
deal of scrutiny as to how this swindle was
perpetrated . When this fraud was being
reversed , Mr. Justice Roberts said : "No fraud
is more odious than an attempt to subvert the
administration of justice .Our problem is how
best the wrong should be righted and the
wrongdoers pursued."

DR. PEPI SCHAFER, JD , MSS
10829 Brewer House Road
North Bethesda, MD, 20852
301 881 7079

October 8, 2016

Chief Judge Roger I. Efremsky Court
Northern California Bankruptcy Court
450 Golden Gate Ave
SAN FRANCISCO, CA 94102

THIS IS A FOIA REQUEST

I HAVE BEEN INFORMED BY RELIABLE SOURCES SUCH AS THE CALIFORNIA BAR AND COMPUTERSHARE THAT THE LAW FIRM GOLDBERG, STINNET, MEYERS & DAVIS, ALL LIARS AND GANGSTERS THAT I HAVE FILED AT LEAST TEN ANNUAL BANKRUPTCIES THIS EVEN THOUGH I HAVE BEEN LIVING IN BETHESDA, MD FOR THE PAST DECADE, BUT HAD ONCE LIVED IN CALIFORNIA FOR A BIT AND THE ONLY THING I KNOW IS THAT MR. DAVIS HAD ROBBED ME OF MORE THAN ONE MILLION DOLLARS.. THEREFORE PURSUANT TO THE FOIA RULES AND MY RIGHTS, THAT THIS COURT ORDER PROMPT COMPLIANCE WITH THIS REQUEST AND THE APPLICABLE LAW

DR. PEPI SCHAFER

MR. EDMUND EMMONS CLERK OF THE COURT,
MR. DANIELO COMPUTERSHARE
MR. D. STEEDMAN SENIOR COUNSEL CA BAR

Seeking restitution and accountability

Petitioner prepared to file a civil action case Bank of America Investments which is the party responsible for the theft, but is also responsible as a matter of commercial law. As best as possible, Petitioner was informed that Bank of America, Investments was still domiciled in California, and Petitioner seeking subject matter jurisdiction, filed a complaint in a California court. This was going to be tedious being 6000 miles away, but the Federal Rules provide for changes to ease the burdens for litigants, and Petitioner was going to seek such a change. In their reply Respondents noted that they have a new name and a new domicile. Their new name is Merrill Lynch, Fenner et al, and they are located in New York City. Petitioner was obviously pleased at the proximity, 460 miles round trip. Petitioner requested that this complaint be transferred to the Southern Second Circuit District Court in New York. This woman in San Francisco refused and dismissed with prejudice. She obviously forgot Marbury v Madison, the Constitution, and that a court without Jurisdiction is nil, and offends the Constitution. In the meantime Petitioner also learned a lot about the criminals.

SEARCHING FOR THE GANGSTERS

Preparing to file a complaint against Bank of America Securities in May 2014, Petitioner verified their location in San Francisco to assure subject matter jurisdiction, and filed a complaint seeking damages ,restitution etc. Residing in Bethesda , it would be burdensome for Petitioner to travel, but the Federal Rules provides a remedy to change .

Unanticipated, having filed, shortly Petitioner was informed that Bank of America Securities and Merrill Lynch are merging, and will be located in New York. Before knowing additional facts, this was a great bit of news because traveling to Northern California 6000 miles and air travel only, versus traveling from Bethesda MD to New York is 500 miles by multiple choice of conveyances. Petitioner informed that court in Northern California of these changes, pointed out that there is no longer subject matter jurisdiction and to please transfer the complaint. She refused. two other same requests and she declined. But since she lacked jurisdiction, knew zero facts, and that was the end of that. even though she dismissed the now worthless complaint with prejudice.

Some month later Petitioner filed a complaint in the United States District Court , Southern District of New York, now seeking damages and restitution from Merrill Lynch et all .The case was assigned to Judge Roman. Just ordinary observation would prove that he is biased, corrupt, sexist does not like pro se litigants, and has relationships with the law firm he represents.

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THE BANKRUPTCY FARCE

To cover up the theft of Petitioners securities, the criminals and gangsters have invented a false bankruptcy in Petitioners name, an event that had a life span of 12 with a new bankruptcy every year. Every year there has been a bankruptcy in Petitioners name, with a few lies added. This makes their stealing easier. But the gangsters have also fabricated a bankruptcy docket in which Petitioner has allegedly participated. Petitioner has included just three entries, one a starter dated 1999, another a little later, and the end in June 2012. The actual docket is 280 pages of lies , fraud and deceit. Mr. Davis fabricated peoples names, events, actions and activities. Obviously all fabrication . When Petitioner filed a FOYA request to find out the brazen criminal lies entries, but also a lot of theater. Judge Newsome job ended is 2004, so for many years, he just wrote "the court" .What farce and theater.! This is not as benign as one would like to think. It has impaired Petitioners standing, while the funds have remained stolen.

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AN ENTRY BY THE CRIMINALS
IN THE BANKRUPCY DOCKET

Please note the brazen criminality and thieves

They entered Petitioner name when she
arrived to California, 4.6. 1999, and the case
is closed 11, 16 2012'

What dastardly Criminals!

THE STATE BAR OF CALIFORNIA
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180 Howard Street
San Francisco , Ca 94105

Pepi Schafler
642 Preakness Drive
Walnut Creek Ca, 94596

File : 75411

From the Committee of Bar Examiners

Your Positive determination of moral character
based on the above dated application, will expire
on the date indicated. February 16. 2008.
The date can be extended, but it also can be filed
anew

THE COMMITTEE OF BAR EXAMINERS

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CONCLUSION

The decision of the Court of Appeals should
be reversed.

Respectfully submitted

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June 8, 2018