

APPENDIX

App. 1

APPENDIX A

**IN THE
UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

MOTION INFORMATION STATEMENT

**Docket Number: 17-3816-cv
[Filed January 24, 2018]**

R (Randy) S. Raghavendra
Founder, RESCUE Ad Hoc Committee

vs.

Trustees of Columbia University**, et al.

(** Gregg Mashberg and Proskauer Rose. LLP are
Co-Defendants of Columbia University in
Appellant-Plaintiff's 16-cv-4118(JMA)(SIL)
"Elaborate Fraud * Collusion Scheme" litigation
in the E.D.N.Y. District Court.)

Motion To: DISQUALIFY Gregg Mashberg
(Prokauer Rose) as Co-Defendant Columbia Attorney
due to conflicts and his obstructing any Columbia-
Plaintiff Settlement (Arbitration) without prejudice
to 16-cv-4118 (JMA) Attorney Fraud Litigation in
E.D.N.Y OR COMPEL Columbia-Plaintiff
Settlement WITHOUT PREJUDICE to Attorney
Fraud/Misconduct claims.

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MOVING PARTY:

R (Randy) S. Raghavendra
Plaintiff-Appellant
RESCUE Ad Hoc Committee
POB 7811, New York, NY 10116
(646) 229-9971

(An Appeals Attorney to be Retained A.S.A.P.)

OPPOSING PARTY:

Gregg Mashberg,
Proskauer Rose, LLP
11, Times Square, New York, NY 10036
(212) 969-3450; gmashberg@proskauer.com

Court-Judge Appealed From:

S.D.N.Y. District Judge Paul A. Crotty

Is oral argument on motion required? YES

EXPLANATION OF EMERGENCY:

Gregg Mashberg (Proskauer Rose) is illegally obstructing any amicable settlement (arbitration) between Columbia and Appellant-Plaintiff for COVERING-UP their own Attorney Fraud and is causing IRREPARABLE HARM.

DATED: January 21, 2018

/s/ R.S. Raghavendra

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APPENDIX B

**No. 18-1230 – COVER PAGE
[Filed: April 26, 2018]**

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

**R. S. RAGHAVENDRA a/k/a Randy S. Raghavendra,
Founder, Racial Equality Struggles for Columbia
University Employees
(RESCUE) Ad Hoc Committee; NAFCADA**

Plaintiff-Petitioner,

- against-

**THE TRUSTEES OF COLUMBIA UNIVERSITY,
NATIONAL LABOR RELATIONS BOARD, et al.**

Defendants-Respondents.

**(S.D.N.Y Docket Nos. 17-4480, ,
08-CV-8120, 06-CV-6841 & 09-CV-0019)**

**In. re. Randy S. Raghavendra
Petitioner**

PETITION FOR WRIT OF MANDAMUS

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**AND AN EMERGENCY STAY OF
UNTHINKABLE \$450,000 FINES &
IMPRISONMENT OF HIGHLY RESPECTED,
56-YEARS OLD "EQUAL OPPORTUNITY
PROMOTING, DR. MARTIN LUTHER KING, JR -
TYPE" PLAINTIFF WITHOUT EVEN A JURY
TRIAL BY "JURISDICTION-LACKING", NON-
RECUSING, "EXTRAJUDICIAL FAVORITISM",
ONE-OF-SIX-CASES-ATTORNEY FRAUD
ATTORNEY-FRAUD-CONDONING
DISTRICT JUDGE UNTIL RESOLUTION OF
WRIT & SECOND CIRCUIT APPEAL(S)**

ORAL ARGUMENT REQUESTED

**Racial Equality Struggles for Columbia
University Employees
(RESCUE) Ad Hoc Committee**

**National Association for Clients
Against Dishonest Attorneys**

Randy S. Raghavendra, *M. Engg., M.B.A.*
P.O. Box 7066, Hicksville, New York, 11802;
(646) 229-9971

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APPENDIX C

PUBLISH

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

Docket No. 17-3816 (L),
17-4070(con), 17-4079(con), 17-4112(con)
[Filed: March 28, 2018]

BEFORE: RALPH K. WINTER,
Circuit Judge.

Rajagopala Sampath Raghavendra, Founder,
RESCUE Ad Hoc Committee; National
Association For Clients Against Dishonest
Attorneys, AKA R. S. Raghavendra,

Plaintiff-Appellant,

v.

Jane E. Booth, Individually and as General
Counsel of Columbia University, The
Trustees of Columbia University, in the City
of New York,

Defendants-Appellees.

ORDER

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Appellant moves for an extension to submit his brief in docket number 17-3816 to June 14, 2018. Appellees oppose the motion.

IT IS HEREBY ORDERED that the motion is GRANTED. Therefore, the extension to June 14, 2018 is granted and the Court orders that all appeals in docket numbers 17-3816, 17-4070, 17-4079, and 17-4112 will be consolidated. No further extensions will be granted. The appeal is dismissed effective June 14, 2018 unless a brief is filed by that date. A motion for reconsideration or other relief will not stay the effectiveness of this order. See RLI Ins. Co. v. JDJ Marine, Inc., 716 F.3d 41, 43-45 (2d Cir. 2013).

For the Court:

Catherine O'Hagan Wolfe,
Clerk of Court

/s/ Catherine O'Hagan Wolfe

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APPENDIX D

PUBLISH

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

Docket No. 17-3816 (L), 17-4070 (Con),
17-4079 (Con), 17-4112 (Con)

[Filed: May 17, 2018]

Present:

Robert D. Sack,
Reena Raggi,
Circuit Judges,
Lewis A. Kaplan,*
District Judge.

Rajagopala Sampath Raghavendra, Founder,
RESCUE Ad Hoc Committee; National Association
For Clients Against Dishonest Attorneys,
AKA R.S. Raghavendra,

Plaintiff-Appellant,

v.

Jane E. Booth, Individually and as General Counsel
of Columbia University, et al.,

Defendants-Appellees.

* Judge Lewis A. Kaplan, of the United States District Court
for the Southern District of New York, sitting by designation.

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Appellant, *pro se*, moves to disqualify opposing counsel, compel settlement and arbitration, unseal documents, and impose sanctions. Appellees move to impose sanctions against Appellant. Upon due consideration, it is hereby ORDERED that Appellant's motions are DENIED and the appeals are DISMISSED because they "lack[] an arguable basis either in law or in fact." *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); *see Pillay v. INS*, 45 F.3d 14, 17 (2d Cir. 1995).

It is further ORDERED that Appellees' motion is GRANTED IN PART and double costs are AWARDED against Appellant under Fed. R. App. P. 38 and this Court's inherent authority because Appellant's course of conduct in litigating these actions and appeals demonstrates that he "has acted in bad faith, vexatiously, wantonly, or for oppressive reasons." *Ransmeier v. Mariani*, 718 F.3d 64, 68 (2d Cir. 2013) (internal quotation marks omitted). Appellees should, within 14 days of the entry of this order, file a itemized bill of costs with Clerk of Court.

The Clerk of Court is DIRECTED not to accept any more papers from Appellant except upon proof of payment of the sanctions imposed by this Court. *See In re 60 E. 80th St. Equities, Inc.*, 218 F.3d 109, 121 (2d Cir. 2000); *Schiff v. Simon & Schuster, Inc.*, 766 F.2d 61, 62 (2d Cir. 1985). This prohibition against further filings does not apply to any petition for rehearing, rehearing *en banc*, or writ of certiorari in this case.

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk of Court
/s/ Catherine O'Hagan Wolfe

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APPENDIX E

PUBLISH

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

Docket No. 18-1230

[Filed: May 17, 2018]

Present:

Robert D. Sack,
Reena Raggi,
Circuit Judges,
Lewis A. Kaplan,*
District Judge.

**In re R.S. Raghavendra
*Petitioner.***

Petitioner, *pro se*, has filed a petition for a writ of mandamus. Upon due consideration, it is hereby ORDERED that the mandamus petition is DENIED because Petitioner has not demonstrated that he lacks an adequate, alternative means of obtaining relief. *See Balintulo v. Daimler AG*, 727 F.3d 174, 188 (2d Cir. 2013); *In re von Bulow*, 828 F.2d 94, 98 (2d Cir. 1987).

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk of Court
/s/ Catherine O'Hagan Wolfe

* Judge Lewis A. Kaplan, of the United States District Court for the Southern District of New York, sitting by designation.

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APPENDIX F

PUBLISH

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

Docket No. 17-3816 (L), 17-4070 (Con),
17-4079 (Con), 17-4112 (Con)

[Filed: June 26, 2018]

Rajagopala Sampath Raghavendra, Founder,
RESCUE Ad Hoc Committee; National Association
For Clients Against Dishonest Attorneys,
AKA R.S. Raghavendra,

Plaintiff-Appellant,

v.

Jane E. Booth, Individually and as General Counsel
of Columbia University, et al.,

Defendants-Appellees.

ORDER

Appellant, Rajagopala Sampath Raghavendra, filed a motion for panel reconsideration, or, in the alternative, for reconsideration *en banc*. The panel that determined the appeal has considered the request for reconsideration, and the active members of the Court have considered the request for reconsideration *en banc*.

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IT IS HEREBY ORDERED that the motion
is denied.

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk

/s/ Catherine O'Hagan Wolfe

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APPENDIX G

PUBLISH

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

Docket No. 17-3816 (L), 17-4070 (Con),
17-4079 (Con), 17-4112 (Con)

[Filed: July 12, 2018]

Before: Reena Raggi,
*Circuit Judge,**
Lewis A. Kaplan,**
District Judge.

Rajagopala Sampath Raghavendra, Founder,
RESCUE Ad Hoc Committee; National Association
For Clients Against Dishonest Attorneys,
AKA R.S. Raghavendra,

Plaintiff-Appellant,

v.

Jane E. Booth, Individually and as General Counsel
of Columbia University, et al.,

Defendants-Appellees.

ORDER

* Judge Robert D. Sack, originally a member of the panel, subsequently recused himself from this matter. Therefore, the motions were decided by the two remaining members of the panel pursuant to Second Circuit Internal Operating Procedure E(b).

** Judge Lewis A. Kaplan, of the United States District Court for the Southern District of New York, sitting by designation.

Appellant Rajagopala Sampath Raghavendra, pro se, requests that the Court publish the May 17, 2018 dismissal order and the June 26, 2018 order denying reconsideration as an Opinion of this Court. He also moves for a stay of the mandate pending the filing and disposition of a petition for writ of *certiorari* with the Supreme Court.

By order dated May 17, 2018, this Court directed the Clerk “not to accept any more papers from [Raghavendra] except upon proof of payment of sanctions imposed by this Court.” To the extent Raghavendra’s filings fall within that order, they are rejected. To the extent they might be understood to fall outside the order, they are DENIED.

For the Court:
Catherine O’Hagan Wolfe,
Clerk of Court

/s/ Catherine O’Hagan Wolfe

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APPENDIX H

PUBLISH

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

Docket No. 17-Civ-4480 (PAC)
[Filed: October 20, 2017]

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
R. S. RAGHAVENDRA,

Plaintiff,

-against-

JANE E. BOOTH, Individually and as General
Counsel of Columbia University, and

THE TRUSTEES OF COLUMBIA
UNIVERSITY in the City of New York,

Defendants.

-----X

ORDER OF DISMISSAL

HONORABLE PAUL A. CROTTY,
United States District Judge:

Plaintiff R. S. Raghavendra ("Plaintiff") brings
this action against Jane E. Booth and the Trustees of

Columbia University (together, Defendants") seeking remedies for the breach of the 2009 "Arbitration/ Binding Mediation" agreement and the 2009 "Contract to Complete Trial in the 2003 Main Action." Compl. ¶ 3. The Court, *sua sponte*, dismisses this action with prejudice.

A district court may dismiss an action *sua sponte* if the court believes it to be frivolous. See *Fitzgerald v. First East Seventh Street Tenants Corp.*, 221 F.3d 362, 363-64 (2d Cir.2000). An action is frivolous when it lacks an arguable basis either in law or in fact. *Neitzke v. Williams*, 490 U.S. 319, 325 (1989).

Here, although Plaintiff's claims are dressed as breach-of-contract claims, they are in fact grounded on previously litigated issues, which have already been resolved. See *Raghavendra v. Trustees of Columbia Univ.*, 434 F. App'x 31 (2d Cir. 2011). Plaintiff's claims are, therefore, frivolous and abusive. For that reason, the Court, *sua sponte*, dismisses this action with prejudice.

The Court also instructs Plaintiff to dismiss his action pending in the U.S. District Court for the Eastern District of New York, *Raghavendra v. Fenn et al.*, Docket No. 2:16-cv-04118 (E.D.N.Y.).

The Clerk of the Court is ordered to close all pending motions and close the case.

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Dated: New York, New York
October 20, 2017

SO ORDERED

/s/ Paul A. Crotty

PAUL A. CROTTY
United States District Judge