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APPENDIX 1

: COURT OF APPEALS 6/28/22 UNPUBLISHED EN BANC DECISION

FILED: June 28, 2022

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-2222 (1 :09-cv-003479 -CCB)

YURI J. STOYANOV Plaintiff - Appellant

V.

CARLOS DEL TORO, Secretary of the Navy United States Department of the Navy; JAMES H. KING, Individually and in his Official Capacity as the Head of Code 70; KEVIN M. WILSON. Individually and in his Official Capacity as the Head of Code 74 Carderock Division Naval Surface Warfare Center; DAVID L. MAYO, Individually and in his Official Capacity as the Head of Code 743 Carderock Division Naval Surface Warfare Center; MARK THOMAS, Individually and in his Official Capacity as BEO Chief and Commander of Code 00 Carderock Division Naval Surface Warfare Center; DAVID CARON, Individually

and in his Official Capacity as Assistant Counsel Code 39 Carderock Division Naval Surface Warfare Center; JACK K. TEMPLETON, Individually and in his Official Capacity as Head of Code 20 Carderock Division Naval Surface Warfare center; CATHERINE L. KESSMEIIR, Individually and in her Official Capacity as Counsel of Code 004 Carderock Division Naval Surface Warfare Center; KENETH R. GOLDMAN, Individually and in his Official Capacity as Head of Code 71 Carderock Division Naval Surface Warfare Center; KENNETH I. FORMAN, Individually and in his Official Capacity as Head of Code 73 Carderock Division Naval Surface Warfare Center; SAM HAN, Individually and in his Official Capacity as Head of Code 74 Carderock Division Naval Surface Warfare Center; CIRO MINOPOLI, Individually and in his Official Capacity as Head of Code 75 Carderock Division Naval Surface Warfare Center; WILLIAM SNYDER, Individually and in his Official Capacity as Head of Code 20 Carderock Division Naval Surface Warfare Center; M. WADE, Individually and in his Official Capacity as Head of Code 21 Carderock Division Naval Surface Warfare Center; M. I. BABERICH, Individually and in her Official Capacity as Head of Code 64 Carderock Division Naval Surface Warfare Center; BRUCE CROCK, Individually and in his Official Capacity as Head of Code 741 Carderock Division Naval Surface Warfare Center; WILLIAM MARTIN, Individually and in his Official Capacity as Head of Code 722 Carderock Division Naval Surface Warfare Center; CHARLES R. REEVES, Individually and in his Official Capacity as Product Area Director of Code 09 Carderock Division Naval Surface Warfare Center; L. MURPHY, Individually and in his Official Capacity as Read of Code 22 Carderock Division Naval

Surface Warfare Center; DAVID WINTER, DR Former Secretary of the Navy U.S. Department of the Navy GARY ROGHEAD, Individually and in his Official Capacity as Chief of Navy Operations; ARCHER M. MACY, Individually and in his Official Capacity as Commander of NSWC; PAUL B. SULLIVAN, Individually and in his Official Capacity as Commander of SEA 00; JEFFERSON BEAUREGARD SESSIONS III, Attorney General; ROBERT K. HUR, U. S. Attorney, U.S. Attorney; MARGARET LONG, Individually and in her Official Capacity as Administrative/Technical Specialist Code 39; GARY M. JEBSEN, Individually and in his Official Capacity as the Head of Code 70; GARTH JENSEN, Individually and in his Official Capacity as Deputy Head of Code 70; MIKE MULLEN, Individually and in his Official Capacity as Chief of Naval Operations; ELAINE B. MCKINNEY, Individually and in her Official Capacity as Deputy EEO Chief Code 004; WAYNE WEIKERT, Individually and in her Official Capacity as the Head of Code 70; CHRIS D. MEYER, Individually and in her Official Capacity as EEO Chief and Commander of Code 00; JEROME CARRUBBA, Individually and in his Official Capacity as Security Manager of Code 03; NEACLESA ANDERSON, Individually and in her Official Capacity as General Counsel of Code 04; JOSEPH VIGNALI, Individually and in his Official Capacity as the Head of Code 7204; PAUL SHANG, Individually and in his Official Capacity as the Head of Code 707; SUN HAN, Individually and in his Official Capacity as the Head of Code 74; ROBERT WINGO, Individually and in his Official Capacity as the Head of Code 7502; ROBERT KOLLARS, Individually and in his Official Capacity as the Head of Code 7102; JAMES SHANNON, Individually and in

his Official Capacity as Chief of NSWC; KEVIN M. MCCOY, Individually and in his Official Capacity as Chief of NAYSEA; GARY ROUGHHEAD, Individually and in his Official Capacity as Chief of Naval Operations; BARBARA REDINGER, Individually and in her Official Capacity as Security Manager Code 40; B. CAHILL, Ms., Individually and in her Official Capacity as Head of Workforce Relations Branch Code 39

Defendants - Appellees

ORDER

The petition for rehearing en banc was circulated to the full court. No judge requested a poll under Fed. R. App. P. 35. The court denies the petition for rehearing en banc.

For the Court

/s/ Patricia S. Connor, Clerk

APPENDIX 2

**: COURT OF APPEALS 4/28/22 UNPUBLISHED
DECISION**

FILED: April 28, 2022

UNITED STATES COURT OF APPEALS

FOR THE FOURTH CIRCUIT

No. 21-2222 (1:09-cv-03479-CCB)

YURI J. STOYANOV

Plaintiff - Appellant

V.

CARLOS DEL TORO, Secretary of the Navy, United States Department of the Navy
JAMES H. KING, Individually and in his Official Capacity as the Head of Code 70; KEVIN M. WILSON. Individually and in his Official Capacity as the Head of Code 74 Carderock Division Naval Surface Warfare Center; DAVID L. MAYO, Individually and in his Official Capacity as the Head of Code 743 Carderock

Division Naval Surface Warfare Center; MARK THOMAS, Individually and in his Official Capacity as BEO Chief and Commander of Code 00 Carderock Division Naval Surface Warfare Center; DAVID CARON, Individually and in his Official Capacity as Assistant Counsel Code 39 Carderock Division Naval Surface Warfare Center; JACK K. TEMPLETON, Individually and in his Official Capacity as Head of Code 20 Carderock Division Naval Surface Warfare center; CATHERINE L. KESSMEIIER, Individually and in her Official Capacity as Counsel of Code 004 Carderock Division Naval Surface Warfare Center; KENETH R. GOLDMAN, Individually and in his Official Capacity as Head of Code 71 Carderock Division Naval Surface Warfare Center; KENNETH I. FORMAN, Individually and in his Official Capacity as Head of Code 73 Carderock Division Naval Surface Warfare Center; SAM HAN, Individually and in his Official Capacity as Head of Code 74 Carderock Division Naval Surface Warfare Center; CIRO MINOPOLI, Individually and in his Official Capacity as Head of Code 75 Carderock Division Naval Surface Warfare Center; WILLIAM SNYDER, Individually and in his Official Capacity as Head of Code 20 Carderock Division Naval Surface Warfare Center; M. WADE, Individually and in his Official Capacity as Head of Code 21 Carderock Division Naval Surface Warfare Center; M. I. BABERICH, Individually and in her Official Capacity as Head of Code 64 Carderock Division Naval Surface Warfare Center; BRUCE CROCK, Individually and in his Official Capacity as Head of Code 741 Carderock Division Naval Surface Warfare Center; WILLIAM MARTIN, Individually and in his Official Capacity as Head of Code 722 Carderock Division Naval Surface Warfare Center; CHARLES R.

REEVES, Individually and in his Official Capacity as Product Area Director of Code 09 Carderock Division Naval Surface Warfare Center; L. MURPHY, Individually and in his Official Capacity as Read of Code 22 Carderock Division Naval Surface Warfare Center; DAVID WINTER, DR Former Secretary of the Navy U.S. Department of the Navy GARY ROGHEAD, Individually and in his Official Capacity as Chief of Navy Operations; ARCHER M. MACY, Individually and in his Official Capacity as Commander of NSWC; PAUL B. SULLIVAN, Individually and in his Official Capacity as Commander of SEA 00; JEFFERSON BEAUREGARD SESSIONS III, Attorney General; ROBERT K. HUR, U. S. Attorney, U.S. Attorney; MARGARET LONG, Individually and in her Official Capacity as Administrative/Technical Specialist Code 39; GARY M. JEBSEN, Individually and in his Official Capacity as the Head of Code 70; GARTH JENSEN, Individually and in his Official Capacity as Deputy Head of Code 70; MIKE MULLEN, Individually and in his Official Capacity as Chief of Naval Operations; ELAINE B. MCKINNEY, Individually and in her Official Capacity as Deputy EEO Chief Code 004; WAYNE WEIKERT, Individually and in her Official Capacity as the Head of Code 70; CHRIS D. MEYER, Individually and in her Official Capacity as EEO Chief and Commander of Code 00; JEROME CARRUBBA, Individually and in his Official Capacity as Security Manager of Code 03; NEACLESA ANDERSON, Individually and in her Official Capacity as General Counsel of Code 04; JOSEPH VIGNALI, Individually and in his Official Capacity as the Head of Code 7204; PAUL SHANG, Individually and in his Official Capacity as the Head of Code 707; SUN HAN, Individually and in his Official Capacity as the Head

of Code 74; ROBERT WINGO, Individually and in his Official Capacity as the Head of Code 7502; ROBERT KOLLARS, Individually and in his Official Capacity as the Head of Code 7102; JAMES SHANNON, Individually and in his Official Capacity as Chief of NSWC; KEVIN M. MCCOY, Individually and in his Official Capacity as Chief of NAYSEA; GARY ROUGHHEAD, Individually and in his Official Capacity as Chief of Naval Operations; BARBARA REDINGER, Individually and in her Official Capacity as Security Manager Code 40; B. CAHILL, Ms., Individually and in her Official Capacity as Head of Workforce Relations Branch Code 39

Defendants - Appellees

JUDGMENT

In accordance with the decision of this court, this appeal is dismissed.

This judgment shall take effect upon issuance of this court's mandate in

accordance with Fed. R. App. P.41;

/s/ PATRICIA S. CONNOR, CLERK

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-2222 (1 :09-cv-003479 -CCB)

YURI J. STOYANOV,

Plaintiff - Appellant,

V.

CARLOS DEL TORO Secretary of the Navy United States Department of the Navy; JAMES H. KING, Individually and in his Official Capacity as the Head of Code 70 Carderock Division Naval Surface Warfare Center; KEVIN M. WILSON, Individually and in his Official Capacity as the Head of Code 74 Carderock Division Naval Surface Warfare Center; DAVID L. MAYO, Individually and in his Official Capacity as the Head of Code 743 Carderock Division Naval Surface Warfare

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Appeal from the United States District Court for the District of Maryland, at Baltimore. Catherine C. Blake, District Judge. (1:09-cv-03479-CCB)

Submitted: April 26, 2022 Decided April 28, 2022

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Before AGEE and THACKER, Circuit Judges, and FLOYD, Senior Circuit Judge.

Dismissed by unpublished per curiam opinion.

Yuri J. Stoyanov, Appellant Pro Se

Unpublished opinions are not binding precedent in this circuit.

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PER CURIAM:

Yuri I. Stoyanov seeks to appeal the district court's orders (1) denying Stoyanov's self-styled "Fifth Urgent Motion for Discovery, Deposition of Witnesses/Defendants and Criminal Investigation into Federal Crimes" ("Fifth Motion"); (2) denying reconsideration of the court's order denying the Fifth Motion, and (3) granting Stoyanov's motion for extension of time to respond to Defendants' dispositive motion, but denying his motion to transfer. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291 (2012), and certain interlocutory and collateral orders, 28 U.S.C. § 1292 (2012); *Fed. R. Civ. P.* 54(B); *Cohen v. Beneficial Indus. Loan Corp.* 337 U.S. 541, 545-6, (1949). The orders Stoyanov seeks to appeal are neither final orders nor appealable interlocutory or collateral orders. Accordingly, we dismiss the appeal for lack of jurisdiction. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

DISMISSED.

P.S. For the rebuttal of the above AGEE, THACKER and FLOYD's fraudulent decision of 4/28/22 see the June 6, 2022 Petition for rehearing en banc. In paragraphs 3, 4 and 5 Petitioner disclosed their fraud and intentional misrepresentations of facts:

“3. To dismiss appeal by fraud the panel deliberately misrepresented facts and misconstrued Plaintiff's motions in their Per Curiam of 4/28/22. The panel of circuit judges misrepresented Blake's final orders and committed fraud on the court in their Curiam of 4/28/22, deleted crucial part of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019, to deliberately misrepresent facts and Plaintiff's appeal. “5. Plaintiff's 8/12/21 ‘Fifth urgent motion for discovery’ (ECF 91) was denied by Blake in final order of 8/25/21 by fraud **“discovery is not necessary,”** in direct contradiction to court records of 2019, 2020 and 2021 and to her prior Order of 1/13/21.”

APPENDIX 3

: DISTRICT JUDGE BLAKE'S 10/8/21 ORDER

Case 1:09-cv-03479-CCB Document 99 Filed 10/08/21

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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MARYLAND

YURI J. STOYANOV

v. Civil No, CCB-09-3479

RAY MABUS, SECRETARY OF THE NAVY, et al.

ORDER

The record in this case has been reviewed. Disagreements with the court's prior rulings is not a basis to transfer case. The plaintiff's motion to transfer (ECF 97) is Denied. The plaintiff's motion for an extension of time (ECF 98) to respond to the defendant's motion to dismiss or for summary judgment (ECF 86) is Granted, but no additional

discovery will be permitted. The plaintiff's response to the defendants' motion is due no later than November 30, 2021.

So Ordered this 8th day of October, 2021.

/s/

Catherine C. Blake/ United States District Judge

P.S. For the rebuttal of the above Blake's fraudulent order of 10/8/21 see the November 22, 2021 Petitioner's Brief to 4th Circuit and the June 6, 2022 Petition for rehearing en banc.

Contrary to Blake's fraud in the 10/8/21 order, the Mail Fraud and Wire Fraud organized and committed by Blake with Marzullo and defendant Kessmeier in 2019, 2020 and 2021 are not disagreements, these are federal crimes, and her rulings of 2019, 2020 and 2021, denying discovery and the investigation of federal crimes of Mail Fraud and Wire Fraud, are not disagreements: these are crimes and the intentional fraud on court. See attached original US Postal Service receipts, usps mail tracking records and 1/18/19 "Motion to Investigate Fraud and to Compel Defendants' Representative to Accept and Serve with Summons and Complaint on 15 Defendants at Bethesda, Md." (ECF20); Mail Fraud of K. Marzullo in Exhibit A (June 2021 Mail Fraud), Exhibit B (July 2020 Mail Fraud), Exhibit C (July 2020 Mail Fraud) attached to (ECF 91), (ECF 95), (ECF 97)."

APPENDIX 4

: District judge Blake's 8/25/21 Order

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

YURI J. STOYANOV v.

RAY MABUS, SECRETARY OF THE NAVY, et al.

Case 1:09-cv-03479-CCB Document 94 Filed 08/25/21

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ORDER

Upon consideration of the plaintiff's "Fifth Urgent Motion for Discovery, Deposition of Witnesses/Defendants and Criminal Investigation into Federal Crimes"(ECF 91) and his second Motion for Extension of Time (ECG 92), the court reiterates that there appears to be no factual or legal basis for the plaintiff's accusations of fraud against counsel for the defendants. Discovery is not necessary, and thus, the plaintiff's requested five-month extension of time to file his opposition to the defendants' motion to dismiss, or in the alternative, motion for summary judgment is not warranted. The court will, however, allow a more limited extension of time for the plaintiff to file his response. The plaintiff's deadline will be extended to and including September 30, 2021. Absent extraordinary circumstances, the court will order no further extension of the plaintiff's deadline to respond to defendants' motion.

Accordingly, it is, hereby ORDERED that:

1. The motion for discovery (ECF) is DENIED;
2. The motion for extension of time (ECF 92) is GRANTED;
3. The plaintiff's deadline to respond to the defendant's motion to dismiss, or in the alternative for summary judgment is EXTENDED to and including September 30, 2021, and
4. Absent extraordinary circumstances, the court will order no further extension of the plaintiff's deadline to respond to the defendants' motion.

So Ordered the 25th day of August, 2021.

/s/

Catherine C. Blake/ United States District Judge

P.S. For the rebuttal of the above Blake's fraudulent order of 8/25/21 see Plaintiff's 9/13/21 "Motion to Transfer Consolidated by fraud case from current district judge C. Blake to another judge, " (ECF 97), Plaintiff's affidavit attached to the 9/13/22 motion, the November 22, 2021 Petitioner's Brief to 4th Circuit and the June 6, 2022 Petition for rehearing en banc.

Contrary to Blake's fraud in the 8/25/21 order, the federal crimes of Mail Fraud and Wire Fraud were organized and committed by Blake with Marzullo and defendant Kessmeier in 2019, 2020 and 2021. See direct evidence of federal crimes in court documents: Mail Fraud and Wire Fraud committed by Defendant Kessmeier (ECF20); Mail Fraud committed by Defendants Representative K. Marzullo see in Plaintiff's Exhibit A (June 2021 Mail Fraud), Exhibit B (July 2020 Mail Fraud), Exhibit C (July 2020 Mail Fraud) attached to (ECF 91), (ECF 95), (ECF 97)."

Blake's rulings of 2019, 2020 and 2021, denying plaintiff's motions for discovery and the investigation of federal crimes of Mail Fraud and Wire Fraud, are crimes and the intentional fraud on court for the purpose to cover-up crimes and criminals, so that Blake and other criminals with impunity committed and continued to commit (in 2019, in 2020 and in 2021) federal crimes of Mail Fraud to dismiss the case by fraud, without discovery, without court hearing and without jury trial by using mail fraud with impunity time and again.

Blake deliberately misrepresented facts and misconstrued Plaintiff's motions in the 8/25/21 order to deny them by fraud.. For example, Blake lied and inserted fraud "the court reiterates that there **appears to be** no factual or legal basis for the plaintiff's accusations of fraud against counsel for the defendants." Blake's fraud contradicts direct evidence in the court record of fraud committed by Defendants' Representative Marzullo see Plaintiff's

3/25/19 “motion for sanctions and rebuttal of defendants’ fraudulent response of 3/13/19 to the 1/18/19 motion to investigate fraud and to compel defendants’ representative to accept and serve with summons 15 defendants in Bethesda, MD.” (ECF 24) and K. Marzullo’s mail fraud in 2020 and 2021, see in Plaintiff’s Exhibit A (June 2021 Mail Fraud), Exhibit B (July 2020 Mail Fraud), Exhibit C (July 2020 Mail Fraud) attached to (ECF 91), (ECF 95), (ECF 97).”

Blake also deliberately misrepresented Plaintiff’s motion for extension of time “plaintiff’s requested five-month extension of time to respond to defendants’ motion (ECF86), contrary to Plaintiff ‘s motion: requested 90-day extension of time for the discovery to investigate over 243 claims and 40 defendants in the six lawsuits and 60-day to prepare response after the completion of the discovery.

APPENDIX 5**: DISTRICT JUDGE BLAKE’S 9/3/21 ORDER**

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District judge Blake’s 9/3/21 Order was handwritten “denied” on the front page of Plaintiff’s 9/2/21 motion to reconsider and rescind 8/25/21 order Document 95: MOTION TO RECONSIDER August 25, 2021 order RULING ON Plaintiff’s August 12, 2021 “FIFTH URGENT MOTION FOR DISCOVERY” and PLAINTIFF’S AUGUST 23, 2021 “motion for extension of time.”

APPENDIX 6

**: PETITIONER’S 9/13/21 MOTION TO TRANSFER
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
DR. YURI J. STOYANOV, PLAINTIFF
VS. CASE NO. CCB-09-3479**

MR. RAY MABUS, Secretary of the Navy, et al.,
Defendants oOo...

PLAINTIFF'S MOTION TO TRANSFER
CONSOLIDATED BY FRAUD CASE FROM
CURENT DISTRICT JUDGE C. BLAKE TO
ANOTHER JUDGE

1.In this pro se case, Plaintiff Dr. Yuri Stoyanov respectfully submits motion to transfer his six civil actions which were consolidated by fraud by the current district judge Blake, to another judge under 28 U.S.C. section 144, on the grounds of Blake's personal bias and prejudice against Plaintiff and in favor of the Defendants representative career criminal K. Marzullo and the agency representative career criminal C. Kessmeier and her assistants.

2.Since 2002 Plaintiff and his brother Dr. Aleksandr Stoyanov reported violations of laws, fraud, abuse of authority through the chain of Navy command and to the US Office of Special Counsel Plaintiff and his brother Dr. Aleksandr Stoyanov also filed first EEO discrimination complaints with the agency EEO office and disclosed defendants violations of laws, fraud, intentional discrimination and retaliations through the chain of Naval command and to the United States Special Counsel, the defendants, namely, Defendant J. King, Defendant G. Jebsen, Defendant K. Wilson and others in conspiracy with the agency representative Defendant Kessmeier and her assistant Defendant Caron, instead of stopping violations of laws, fraud, and the intentional discrimination against us, had escalated violations of laws, intentional discrimination and egregious retaliations against us because of our age/born in 1955, national origin/born in Russia and the participation in protected Whistleblower's and the EEO discrimination activities since 2002. Because of

the judicial fraud at EEOC, MSPB and federal courts these career criminals were not stopped nor punished, instead, they were encouraged by fabricated fraudulent decisions in favor of criminals, so that these criminals with impunity escalated violations of laws, fraud, intentional discrimination and egregious retaliations to harm us by fraud, to remove us from work and federal service in 2010 by fraud, after Plaintiff filed over fifty (50) EEO discrimination complaints and over eight lawsuits with the US Federal Court since 2002.

3. Since 2005 after Plaintiff and his brother Dr. Aleksandr Stoyanov received the right to sue defendants in federal court from the US EEO Commission/Office of Federal Operations, and timely filed first lawsuits in the US District Court for the District of Maryland against defendants King, Jebsen, Kessmeier, Caron, Wilson and other 26 defendants, the Defendants Representatives, namely, the former United States Attorney for the District of Maryland the career criminal Rod Rosenstein with his assistants, namely, the career criminal J. Sipple, Jr, the career criminal R. Hur, the career criminal K. Marzullo and others, in conspiracy with the deputy court clerks intentionally harmed us by violations of laws, deliberate misrepresentations, fraud, committing fraud, including Mail Fraud to deny us fair hearings and discovery, to deny jury trial by fraud, by intentional violations of laws, deliberate misrepresentations, fraud, including federal crimes of mail fraud with Plaintiff's mail and with the court mail addressed to Plaintiffs.

4, Since 2005 to present, (see the attached Plaintiff's Exhibit A, the direct evidence of the June 2021 Mail Fraud with the official court mail addressed to

Plaintiff), these career criminals with impunity escalated violations of laws, committed fraud, including Mail Fraud to retaliate and harm us, for direct evidence of their crimes, including federal crime of Mail Fraud committed by these criminals in this and prior cases, see for example, prior cases: cv-05-02819, cv-07-1953, cv-07-01985 and other lawsuits, including the most recent instant case cv-09-3479 and also Plaintiff's Petition for Writ of Certiorari, No. 19-1179 with the US Supreme Court.

5. Because of district court judge Blake's escalated personal bias and prejudice against Plaintiff, defendants representatives Marzullo/Hur with impunity-escalated harm to Plaintiff in 2019, 2020 and 2021. Marzullo/Hur intentionally violated laws, committed and submitted fraud, including federal crime of Mail Fraud in 2020 and 2021, and as recently as June 2021 and January 2021, see Plaintiffs Exhibit A and. Exhibit B, attached to this motion. Plaintiff believes that he will not obtain fair hearing, fair adjudication of six lawsuits, prompt and thorough discovery of over 243 claims, the examination under oath of 46 witnesses/defendants and 14 counts against defendants, and jury trial to supplement intentionally deficient court records.

6. Plaintiff respectfully requests to grant this motion to transfer instant case from current judge Blake to another judge because of Blake's personal bias and prejudice against Plaintiff, under 28 U. S. C. section 144.

To secure a change of judge Blake on the grounds of bias and prejudice against Plaintiff, Plaintiff attached to this motion affidavit based on direct evidence in the court records (see CCB-09-3479), made under penalty

of perjury, in the interest of justice and in good faith, under 28 U.S.C. section 144.

8.The requirement of a fair trial before an impartial tribunal is a basic tenet of the American judicial system. The United States Supreme Court has consistently held that due process requires a neutral and detached decisionmaker to satisfy the fundamental right to a fair hearing. The right of all litigants to a fair and impartial trial is guaranteed by the due process clause of the fifth and fourteenth amendments to the United States Constitution. The right to fair trial includes the right to have the trial presided over an impartial judge.

9.District judge Blake failed to be impartial and with increasing animosity towards Plaintiff demonstrated her personal bias and prejudice. After Plaintiff original case (see CCB-09-3479) was reactivated in 2018, Plaintiff filed motion to amend the case, defendants did not oppose it, and, pursuant to 12/21/18 Order, Plaintiff's amended case included 72 claims, 14 counts against defendants and 22 witnesses/defendants.

There was absolutely no need to add five more lawsuits filed years apart in 2011, 2012, 2013 and 2014. The five lawsuits were added by judge Blake by fraud in the 4/16/2019 Order, after Plaintiff timely discovered and disclosed to the court the agency representative Defendant Kessmeier's Mail Fraud and Wire Fraud committed with Plaintiff's certified mail with restricted delivery containing summons and complaint to each defendant at their last known work address at the agency in Bethesda, MD. To timely serve on defendants with summons and complaint by January 21, 2019, on January 5, 2019 Plaintiff sent via US Postal Service certified mail with restricted delivery containing summons and complaint to each

defendant in Bethesda, MD. Plaintiffs certified mail was intercepted by the agency representative career criminal Defendant Kessmeier with her assistants, the entries of delivery of mail to the 15 defendants were deleted from the mail tracking records of the US Postal Service and fraud with the green cards/return receipts were committed so that Plaintiff's lawsuit against Defendant Kessmeier and others could be dismissed by fraud, "for Plaintiff's failure to serve on 15 defendants with summons and complaint."

After Plaintiff timely discovered the Defendant Kessmeier's and her assistant Defendant Caron's Mail Fraud and Wire Fraud, and timely disclosed it to the court in his 1/18/19 "Motion to Investigate Fraud and to Compel Defendants Representative to Accept and serve with Summons and complaint 15 Defendants," (ECF 20), the lawsuit was not dismissed in 2019 because Plaintiff provided to the court the original US Postal Serves receipts, records and other documents including the mail tracking records for each defendant that established clearly for any reasonable mind to see that indeed the federal crime of Mail Fraud and Wire Fraud were committed at Bethesda, MD by the agency representative career criminal Defendant Kessmeier with assistants. (ECF 20).

The Mail Fraud (18 U. S. C. section 1341) and Wire Fraud (18 U. S. C. section 1343) are both federal crimes, each requires imprisonment of these career criminals for 20 years for each fraud, and, in addition, each must pay fine of \$250,000.00 for each fraud they committed.

11. The fact that the penalty for the federal crime of Mail Fraud is so stiff (20 years of imprisonment for each fraud, and, in addition, a fine of \$250,000.00 for each fraud) did not deter, nor stopped them. Neither

the agency representative career criminal Defendant Kessmeier and her assistant career criminal Defendant Caron were stopped from committing federal crimes of Mail Fraud and Wire Fraud in January 2019, nor the Defendants Representatives career criminal Marzullo/Hur and the deputy court clerk Kendra West were stopped in 2019, 2020 and 2021 from committing Mail Fraud, because of judge Blake's personal bias and prejudice in favor of these career criminals. Judge Blake would never allow for Plaintiff to conduct discovery and to examine these career criminals under oath, and never to imprison them and to fine them for committed federal crimes, because they are her favorites, that is why all Plaintiff's motions for discovery and to conduct criminal investigation into federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019 were denied by fraud by judge Blake in 2019, 2020 and 2021.

12. Plaintiff's 8/12/21 Fifth urgent motion for discovery and to conduct criminal investigation into federal crimes of Mail Fraud was denied by fraud by Blake in the 8/25/21 Order. See Plaintiff's 9/2/21 (ECF 95) 'Motion to Reconsider the August 25, 2021 Order denying Plaintiff's Fifth urgent motion for discovery and to conduct criminal investigation into federal crimes of Mail Fraud committed as recently as June 2021 and January 2021, and in August 2020, July 2020, April 2019, March 2019 and January 2019.' Plaintiff's 9/2/21(ECF 95) motion for the relief from Order (ECF 94), pursuant to Rule 60 (b) (3) fraud, misrepresentation or other misconduct by opposing party ,under of Fed. Rules of Civil Procedure, was timely filed on 9/2/21 and was supported by direct

evidence in the court records, including Plaintiff Exhibit A and Exhibit B, attached to the motion, showing Mail Fraud committed by Marzullo with deputy court clerk K. West in June 2021 and Marzullo's Mail Fraud, perjury and fraud with the computer ECF system committed in July 2020 (ECF 61). Plaintiff's 9/2/21(ECF 95) motion was denied by fraud by judge Blake in the 9/3/21 order (ECF 96).
13.Thus, since 1/18/19 to present, September 2021, because of judge Blake's personal bias and prejudice she covered-up all crimes committed by Defendant Kessmeier with her assistants at Bethesda, MD and by Defendants Representative K. Marzullo with deputy court clerk Kendra West in Baltimore, MD.
14.The fact that judge Blake has personal bias and prejudice can be seen from her orders where in one order she says one thing and then in her other order lies and tells other thing.
15.Plaaintiff's 12/28/20 'Second Urgent Motion for Discovery and Sanctions' (ECF 70) was denied by fraud in the 1/13/21 Order "no scheduling order has been issued, as the United States has not yet been able to file its response to the present claims." (ECF 72)
On June 1, 2021 Plaintiff received the Defendants representative Marzullo's fraudulent 'response' i.e. the defendants' 'motion to dismiss' (ECF 86 and 87) and at same time on June 1, 2021 Marzullo with the deputy court clerk K. West intercepted and committed Mail Fraud with another court mail addressed to Plaintiff (ECF 88) to harm Plaintiff, to dismiss Plaintiff's consolidated case by fraud, without discovery, without court hearing and without jury trial, and, to cover-up Hur's and Marzullo's fraud including federal crimes of Mail Fraud of 2019, 2020, 2021 and to cover-up the Mail Fraud and Wire Fraud committed by Defendant

Kessmeier with her assistants in January 2019. See Plaintiff's Exhibit A and Plaintiff's 8/12/21 'Fifth urgent motion for discovery' (ECF 91) where Plaintiff respectfully requested that the court issue the scheduling order for discovery and to investigate federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019, including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants. Plaintiff's 8/12/21 "Fifth urgent motion for discovery" (ECF 91) was denied in the August 25, 2021 Order by district court judge Blake by fraud "discovery is not necessary," in direct contradiction to court records of 2019, 2020 and 2021 and to her prior Order of 1/13/21"no scheduling order has been issued, as the United States has not yet been able to file its response to the present claims." Pursuant to Rule 60 (b) (3) fraud, misrepresentation or other misconduct of the opposing party, under Fed. Rules of Civil Procedure, Plaintiff respectfully requested to reconsider the 8/25/21 Order and to grant Plaintiff's 'Fifth urgent motion for discovery' (ECF 91) and Plaintiff's 8/24/21 'motion for extension of time' for the 60 day extension of time after the 90-day discovery will be completed. Plaintiff's 8/12/21 motion for discovery (ECF 91) and the 9/2/21 motion to reconsider the order to grant discovery (ECF 95) were denied by fraud by judge Blake to preclude the investigation of the witnesses and defendants and to preclude the criminal investigation of federal crimes of Mail Fraud of 2021, 2020 and 2019.

16. Note also that because of judge Blake's personal bias and prejudice against Plaintiff she deliberately

misrepresented facts in her orders, (e.g. see 1/13/21 Order (ECF 72)) to deceive Plaintiff and to cover-up her prior fraudulent order (4/16/19 Order to consolidate) and to cover-up violations of laws, fraud, including federal crimes of Mail Fraud committed by defendants Representatives and by Defendant Kessmeier. While direct evidence in the court records established clearly for any reasonable mind to see that Blake's 4/16/19 Order granting defendants 3/26/19 fraudulent 'motion to consolidate' was based on fraud, she lied in her 1/13/21 order (ECF 72) that: 'the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov's consolidated claims.' This fraudulent statement in the 1/13/21 Order is actually the intentional cover-up of federal crimes of fraud committed by Marzullo/Hur, including the Mail Fraud committed by the 'government', namely, by the career criminals Hur and Marzullo in 2019, 2020 and 2021. Neither the court nor Plaintiff requested the consolidation. Plaintiff opposed the consolidation: see Plaintiff's Petition for Writ of Certiorari to the US Supreme Court No. 19-1179.

17. After Plaintiff timely discovered the January 2019 Mail Fraud and Wire Fraud committed by Defendant Kessmeier and timely disclosed it to the court in the 1/18/19 motion (ECF 20), the defendants representative Marzullo/Hur filed the 3/13/19 motion with deliberate misrepresentations and fraud to cover-up Defendant Kessmeier's Mail Fraud and Wire Fraud and to oppose Plaintiff's 1/18/19 motion to investigate fraud.

After fraud committed by Hur and Marzullo was timely disclosed to the court in Plaintiff's 3/25/19

“Motion For Sanctions Against Defendants.” (ECF 26), the defendants representatives Marzullo/Hur with the district judge Blake, instead of addressing Plaintiff’s 3/25/19 motion for sanctions and conducting criminal investigation into Defendant Kessmeier’s federal crimes of Mail Fraud and Wire Fraud, came up with another fraudulent scheme to demand from the court the consolidation, so that they would then have another opportunity to commit Mail Fraud to dismiss Plaintiff’s case without discovery, without court hearing and without jury trial simply by committing another Mail Fraud, however, this time in Baltimore, MD with the official court mail addressed to Plaintiff.

18. In the 3/26/19 ‘motion to consolidate’ (ECF 27), defendants representatives Marzullo/Hur came up with fraudulent scheme, namely, to demand from the court 1) not to investigate Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistants, and 2) not to investigate Defendants Representatives’ March 13, 2019 fraudulent motion, instead, 3) to demand from the court the consolidation by fraud i.e. to add to the existing amended complaint with 72 claims, 22 defendants, the five additional lawsuits by fraud, so that Defendants Representatives Hur and Marzullo would then have another opportunity to commit federal crime of Mail Fraud, however, this time in Baltimore, MD with the official court mail addressed to Plaintiff, containing summonses with the court seal. Plaintiff would be forced to prepare 5 more summonses for each defendant for the court seal in order to serve with summons and complaint on defendants in the five additional lawsuits, then he would submit the prepared summonses for all defendant to the clerk of the court for the court seal, and then, they with their

assistants at the court/court clerk would intercept court mail addressed to Plaintiff, at the court location in Baltimore, MD, and remove summonses for the most crucial 16 witnesses/defendants, so that Plaintiff would not receive summonses for the most crucial defendants and would not serve them and then the whole consolidated case (i.e. six lawsuits) would be dismissed by fraud "for Plaintiff's failure to serve on defendants with summons and complaint," without discovery, without investigating claims and witnesses, without court hearing, without jury trial. This Mail Fraud Defendants Representatives Marzullo/Hur with deputy court clerk K. West committed and were caught by Plaintiff and timely disclosed to the court in timely motion (ECF 68) of November 5, 2020.

19. Because Plaintiff timely discovered their fraud, timely served on all 40 defendants, and attached the original US Postal Service receipts, records and other documents including the mail tracking records for each defendant to his 11/5/20 'motion to investigate fraud committed by defendants representatives and by defendant Kessmeier with her assistants' (ECF 68) Plaintiff's consolidated case was not dismissed in 2020.

20. To stop these career criminals from the escalation of crimes and the harm to Plaintiff, to stop these criminals from dismissing Plaintiff's lawsuits by fraud without discovery, without court hearing and without jury trial, Plaintiff requested in his 11/5/20 'motion (ECF 68) to investigate the 2019 Mail Fraud and Wire Fraud committed in Bethesda, MD by Defendant Kessmeier (with her assistants)'and the 2020 Mail Fraud committed by Defendants Representatives Marzullo/Hur with the deputy court clerk Kendra West in Baltimore, MD

21. Plaintiff's 11/5/20 'urgent motion (ECF 68) to investigate the federal crimes of Mail Fraud and Wire Fraud committed in Bethesda, MD and the Mail Fraud committed in Baltimore' was denied by the district judge Blake by fraud in the January 13, 2021 Order (ECF 72) and the 1/13/21 Order was not sent to Plaintiff. The official court mail addressed to Plaintiff containing the 1/13/21 Order was intercepted by the Defendants Representative Marzullo with the deputy court clerk Kendra West. To harm Plaintiff the 1/13/21 Order denying all four urgent Plaintiff's motions filed since August 2020, and in November 2020 and December 2020, was not sent Plaintiff. Plaintiff learned about the 1/13/21 Order (ECF 72) in February 2021 from the clerk of the court.

22. Note that additional fraud was inserted in the 1/13/21 Order (ECF 72) to deceive and to harm Plaintiff, and to cover-up escalated violations of laws, fraud, including Mail Fraud committed by defendants representative Marzullo: 'the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov's consolidated claims.' This fraudulent statement in the 1/13/21 Order is actually the intentional cover-up of federal crimes of fraud committed by Marzullo/Hur, including the Mail Fraud committed by the 'government', namely, by the career criminals Hur and Marzullo in 2019, 2020 and 2021. Neither the court nor Plaintiff requested the consolidation. Plaintiff opposed the consolidation: see Plaintiff's Petition for Writ of Certiorari to the US Supreme Court No. 19-1179. There was absolutely no need to consolidate i.e. to add five additional lawsuits because Plaintiff already amended the original case in 2018, i.e. filed

the October 31, 2018 ‘motion to amend’ and pursuant to the 12/21/18 Order, the original lawsuit was amended and already included 72 claims, 14 counts and 22 witnesses. The defendants Representative- the so-called ‘government’/U. S. Attorney, namely, the career criminal Robert Hur with his assistant career criminal Kelly Marzullo on March 26, 2019 (ECF 27) filed the fraudulent ‘motion to consolidate’ after Plaintiff disclosed to the court in the March 25, 2019 (ECF 26) “Motion for Sanctions and Rebuttal of Defendants Fraudulent Response of 3/13/19 to the 1/18/19 Motion to Investigate Fraud” fraud committed by Hur and Marzullo in their March 13, 2019 motion, their deliberate misrepresentations and fraud to cover up federal crimes of the January 2019 Mail Fraud and Wire Fraud committed by the agency representatives Defendant Kessmeier with her assistants Thus, any reasonable mind can see that the 1/13/21 Order and the statement there “the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov’s consolidated claims’ is obvious fraud, that is why the 1/13/21 Order was not sent to Plaintiff. See direct evidence in the court records, (ECF 20, ECF 26, ECF 27, ECF 29 and ECF 68).

23. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff’s urgent motions timely filed in 2020. Defendants Representatives Marzullo/Hur did not oppose Plaintiff’s motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF 79) after Plaintiff’s (ECF 78) 2/12/21 motion was also denied by fraud by judge Blake. See Plaintiff’s Exhibit A showing direct

evidence in the court records committed by Defendants Representative Marzullo with deputy court clerk Kendra West in June 2021 with the official court mail addressed to Plaintiff. 24. Judge Blake is so much bias and prejudice in favor of defendants that when Plaintiff files motion for sanctions against defendants and discloses fraud, including mail fraud committed by defendants, she knows that they committed fraud, that is why she denies Plaintiff's motion by fraud so that the defendants would not write opposition to Plaintiff's motion and incriminate themselves more.

25. Plaintiff's 11/5/20 motion to investigate fraud committed by defendant Kessmeier and by defendants representative Marzullo/Hur was unopposed by defendants, however, was denied by judge Blake by fraud in the 1/13/21 Order to cover-up their fraud, i.e. their Mail fraud committed with the deputy court clerk Kendra West/intercepted the official court mail addressed to Plaintiff and removed summonses for the most crucial 16 witnesses/defendants so that Plaintiff would not receive them and would not serve them with summons and complaint each and then the whole consolidated case would be dismissed by fraud "for Plaintiff's failure to serve on defendants with summons and complaint"

26. On January 26, 2021 Plaintiff filed his 'Third urgent motion for discovery, including the investigation of defendants' representatives' escalated federal crimes, to disqualify and remove these criminals' (ECF 73). Note that this motion and prior four motions listed above were unopposed by defendants, however, were denied by fraud by district judge Blake (ECF 75).

27. Similarly, Plaintiff's February 12, 2021 'Fourth urgent motion for discovery and to investigate

escalated federal crimes of defendants representatives and the deputy court clerk (ECF 78) was denied by district judge Blake This motion was unopposed by defendants, was denied by fraud.

28. Judge Blake denied all Plaintiff's motion for discovery and to investigate fraud committed by defendants and by defendants representative Marzullo, and all Plaintiff's motions to disqualify and remove Marzullo from defendants representative position, Plaintiff provided direct evidence including the 12/1420 affidavit under penalty of perjury that Marzullo committed crime and that Marzullo is the career criminal and committed fraud which judge Blake refuses to see, refuses to investigate and instead denies all Plaintiff's motions and then lies in her 8/25/21 Orders (ECF 94) that "that there appears to be no factual or legal basis for plaintiff's accusations of fraud against counsel for the defendants,"

29. The defendants representatives career criminal Marzullo and Hur who with the agency representative career criminal Defendant Kessmeier and her assistants and with the deputy court clerk Kendra West organized and directed fraudulent schemes to dismiss Plaintiff's complaints/lawsuits by fraud, without discovery, without court hearing, without jury trial in 2019, 2020, 2021, by intentional violation of laws, deliberate misrepresentations, fraud, committing fraud, including federal crime of Mail Fraud and Wire Fraud in 2019, 2020 and 2021 must be immediately investigated during the discovery for Plaintiff to receive relief so that Plaintiff and his consolidated lawsuits could receive fair adjudication, discovery, court hearings and jury trial. Career criminals Marzullo and Hur and career criminals Defendant Kessmeier and Defendant Caron must be examined

under oath, disqualified, licenses revoke, removed from all Plaintiff's cases, punished and lock-up in prison for 20 years for each mail fraud they committed and fined \$ 250, 000,00 for each fraud they committed in 2019, 2020 and 2021. District judge Blake's bias and prejudice in favor of defendants prevents her from being impartial judge in this proceeding and her statement in the 8/25/21 Order (ECF 94) that "that there appears to be no factual or legal basis for plaintiff's accusations of fraud against counsel for the defendants," is fraudulent, contradicts facts and the direct evidence in the court records (cv-09-3479), and see also Plaintiff's Exhibit A and Exhibit B attached to this motion.

30. Because of judge Blake's personal bias and prejudice against Plaintiff, she consistently covered-up violations of laws, fraud, including federal crimes of Mail Fraud committed by defendants Representative Marzullo/Hur so that they would continue to escalate violations of laws, fraud, including Mail Fraud with impunity. If Plaintiff would discover their next mail fraud and then timely disclose it to the court then judge Blake would simply deny Plaintiff's motions so that Defendants Representative Marzullo/Hur would continue to commit more fraud with impunity to harm Plaintiff.

31. I believe that for defendants representative Marzullo and deputy court clerk Kendra West, to commit such a serious crimes as the federal crime of the Mail Fraud, time and again in 2020 and 2021 had been approved and encouraged by judge Blake, so they with impunity escalated violations of laws, fraud, including Mail Fraud in 2020 and 2021, as recently as January 2021 and June 2021, see P's Exhibit A, because of Blake's personal bias and prejudice, so that

Plaintiff's case could be dismissed without discovery, without court hearing and without jury trial, by fraud "for Plaintiff's failure to serve on defendants with summons and complaint." Judge Blake's intentional covered-up of federal crimes committed by Defendant Kessmeier and by Marzullo with deputy court clerk Kendra West escalated in 2020 and 2021.

32. Plaintiff respectfully requests to grant Plaintiff's Motion to Transfer Consolidated by fraud case from current district judge C. Blake to another judge, so that Plaintiff could receive fair hearing, discovery, and jury trial to supplement deficient court records.

33. For Plaintiff to properly defeat the defendants 5/28/21 'motion to dismiss' and to conduct fair adjudication of all Plaintiff's claims and to examine Defendants under oath, Plaintiff respectfully requests to grant this motion so that the 90-days discovery at the courthouse commence immediately, to examine Defendants and Defendants representatives Hur and Marzullo under oath, to investigate all claims and examine witnesses under oath, to supplement deficient court records with evidence and agency documents solely in Defendants' possession, in order to prepare the case for jury trial and then to conduct jury trial.

Wherefore, in consideration of the above, Plaintiff respectfully requests to grant Plaintiff's Motion to Transfer Consolidated by fraud case from current district judge C. Blake to another judge.

Respectfully submitted /S/ Dr. Yuri Stoyanov

Plaintiff's Exhibit A see in Appendix 9.

Plaintiff's Exhibit B see in Appendix 10.

Certificate of Service

I hereby certify that on the 13th day of September 2021, a copy of the Plaintiff's "Motion to Transfer Consolidated by fraud case from current district judge

C. Blake to another judge " and proposed Order was sent to the following via:

First Class Mail to the following:
Jonathan F. Lenzner/Kelly Marzullo
Assistant United States Attorney
36 South Charles Street
Fourth Floor
Baltimore, Maryland 21201
Or Fax (410) 962-9947

Hand Delivered or
First Class Mail to the following:
Clerk of the Court
United States District Court
Southern Division
6500 Cherrywood Lane
Greenbelt, Maryland 20770

September 13, 2021 /S/ Dr. Yuri Stoyanov
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
DR. YURI J. STOYANOV, PLAINTIFF
VS. CASE NO. CCB-09-347
MR. RAY MABUS, SECRETARY OF THE NAVY,
ET AL., DEFENDANTS
ORDER

- 1.Upon consideration of Plaintiff's "Motion to Transfer Consolidated by fraud case from current district judge C. Blake to another judge, " in this case SHOULD BE and hereby IS GRANTED;
- 2.Plaintiff's consolidated case is transferred to another district judge from the list of five lawsuits that were added by district judge Blake by fraud.
- 3.Parties ORDERED to commence the 90-days DISCOVERY immediately;
- 4.Plaintiff's 8/23/21 'motion for the 60-day extension of time' is GRANTED;
- 5.The Acting U.S. Attorney and Defendants' Representatives J. F. Lenzner is ORDERED to replace his assistant K. Marzullo by different Defendants' representative immediately.

6. Mr. J. F. Lenzner to produce for depositions in the courthouse assistant Ms. K. Marzullo, former U.S. Attorney Mr. R. Hur, deputy court clerk Ms. Kendra West, defendants Kessmeier, Caron, and others whom Plaintiff served with summons and complaint in 2019 and 2020.

7. Defendants to pay all Plaintiff's expenses related to Plaintiff's complaints, hearings, discovery and jury trial.

Date: ____

James F. Bredar, United States District Court Chief Judge

PS. The above 9/13/21 motion was denied by Blake by fraud in the 10/8/21 order, see Appendix 3.

APPENDIX 7

: PETITIONER'S 9/2/21 MOTION TO RECONSIDER AUGUST 25, 2021 ORDER. IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND DR. YURI J. STOYANOV, PLAINTIFF

vs. Case No. CCB-09-3479

MR. RAY MABUS, Secretary of the Navy, et al., Defendants ...oOo...

PLAINTIFF'S MOTION TO RECONSIDER AUGUST 25, 2021 ORDER RULING ON PLAINTIFF'S AUGUST 12, 2021 FIFTH URGENT MOTION FOR DISCOVERY AND PLAINTIFF'S AUGUST 23, 2021 MOTION FOR EXTENSION OF TIME

1. In this pro se case, Plaintiff Dr. Yuri Stoyanov is in receipt of the district judge Blake's Order of August 25, 2021, (ECF 94) that denied Plaintiff's "Fifth Urgent motion for discovery" (ECF 91) and misrepresented Plaintiff's 8/23/21 "Motion for extension of times" (ECF 92) as 'the plaintiff's requested five-month extension of

time' instead of as the actual request for 60-day discovery, granting only 30 day of extension of time.

2. Pursuant to Rule 60 (b) (3) of Fed. Rules of Civil Procedure, Plaintiff respectfully requests the relief from the 8/25/21 Order (ECF 94), to reconsider the August 25, 2021 Order and to issue new Order granting Plaintiff's 'Fifth urgent motion for Discovery' to issue the scheduling order to conduct the 90-day discovery and to grant Plaintiff 8/24/21 'motion for extension of time' for 60-day after the 90-day discovery is completed, so that Plaintiff, in his instant consolidated case that includes six (6) lawsuits with over 243 claims, over 46 witnesses/defendants and over 14 counts against defendants, can properly defeat the defendants 5/28/21 'motion to dismiss' because Defendants Representatives' filed response (i.e. the defendants' 'motion to dismiss') of May 28, 2021, (ECF 86) failed to include agency documents to the present claims with missing documents solely in defendants possession, with deliberate misrepresentations, fraud and because during administrative proceedings the agency representative Defendant Kessmeier with her assistant Defendant Caron intentionally violated laws, obstructed justice, committed fraud to preclude the investigation of Plaintiff's claims and the examination of witnesses/defendants under oath. Discovery is indispensable for Plaintiff to receive fair adjudication of all claims, fair court hearings, and jury trial.

3. In Plaintiff's August 12, 2021 "Fifth Urgent motion for discovery, depositions of witnesses, defendants and criminal investigation into federal crimes of Mail fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019, including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and

lock-up in jail these criminals and to impose sanctions against defendants," (ECF 91) Plaintiff respectfully requested for the court to issue the scheduling order to conduct the 90-day discovery for Plaintiff to properly defeat the defendants 5/28/21 'motion to dismiss' because Defendants Representatives' filed response (i.e. the defendants' 'motion to dismiss') of May 28, 2021, (ECF 86) failed to include agency documents to the present claims with missing documents solely in defendants possession, with deliberate misrepresentations, fraud and because during administrative proceedings the agency representative career criminal Defendant Kessmeier with her assistant career criminal Defendant Caron intentionally violated laws, obstructed justice, committed fraud to preclude the investigation of Plaintiff's 72 claims and the examination 22 witnesses under oath in the amended case plus over 170 claims in the five additional lawsuits i.e. total over 243 claims in the consolidated case and over 46 witnesses and defendants.

4. In addition, urgent discovery is needed to conduct the criminal investigation into recurring federal crimes of Mail Fraud at the District Court in Baltimore, MD. Defendants Representative K. Marzullo with the deputy court clerk Kendra West committed federal crime of Mail Fraud in June 2021 to harm Plaintiff. Plaintiff attached Plaintiff's Exhibit A to this motion and to the 8/12/21'fifth motion for discovery' (ECF 91) with direct evidence in the court records of Mail Fraud committed by the Defendants Representative Marzullo with the deputy court clerk Kendra West in June 2021, and respectfully requested to conduct the criminal investigation during the 90-day discovery into federal crimes of Mail Fraud of June

2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019, including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants. Note that not the court rules, or the law or order but these career criminals decide whether to send or not to send the official court mail to Plaintiff, (such as the judge's Order (for example, see the judge Blake's Order of January 13, 2021 sending of which to Plaintiff was precluded by them intentionally. Plaintiff learned about it from the clerk of the court in February 2021, (see Plaintiff's motion document 75) or the court Notice (see the June 1, 2021 court mail addressed to Plaintiff), sending of which to Plaintiff was intentionally delayed in Baltimore by 16 days, until the June 16, 2021, see Plaintiff's Exhibit A and motion document 89). If these career criminals decide to send the court mail then they decide how many days to delay the sending of the court mail so that the Plaintiff would be harmed, see attached plaintiff's exhibit A, that shows obvious Mail Fraud on the same official district court mail envelope, specifically, two different postmarks on the same court envelope addressed to Plaintiff which show two dates, namely June 1, 2021 and June 16, 2021. Sending of the court mail to Plaintiff was intentionally delayed by 16 days. 5. Plaintiff's Exhibit A clearly established fraud, misrepresentations with the official court mail addressed to Plaintiff, and other misconduct of an adverse party, that the defendants representative Marzullo with the deputy court clerk Kendra West committed again the federal crime of Mail Fraud with the official court mail addressed to Plaintiff (ECF 88). Specifically, the Defendants' Representatives K.

Marzullo on May 28, 2021 submitted fraudulent defendants “motion to dismiss” (ECF 87) and then on June 1, 2021 with the deputy court clerk Kendra West intercepted and committed federal crime of Mail Fraud with the other official court mail addressed to Plaintiff (ECF 88) to deceive and to harm Plaintiff. Plaintiff timely discovered the Mail Fraud committed by defendants Representative Marzullo and deputy court clerk Kendra West and timely disclosed the June 2021 federal crimes to the court in the June 24, 2021 ‘motion for extension of time’ (ECF 89) and in the 8/12/21’fifth urgent motion for discovery.’(ECF 91). In the 8/12/21 motion and in the proposed Order (ECF 91) Plaintiff requested that Jonathan F. Lenzner the acting United States Attorney for the District of Maryland and defendants representative produce for depositions and the examination under the oath his assistant K. Marzullo, the former United States Attorney R. Hur, the deputy court clerk Kendra West and all defendants in the six lawsuits Plaintiff timely served with summons and complaint each in 2019 and 2020.

6. In instant case the fact that the defendants’ representatives K. Marzullo is the career criminal had been established by Plaintiff since March 2019 by direct evidence in the court records: in his 8 ‘motions for sanctions against defendants,’ filed since March 2019 to present August 2021, and in his four motions to disqualify and remove K. Marzullo from the defendants representative Position’ filed since May 2019 (ECF 36). Plaintiff supported his motions by direct evidence in the court records and respectfully requested to remove Marzullo from all Plaintiff’s cases since May 6, 2019 motion (ECF 36), and in 2020 and in 2021, so that Plaintiff and his lawsuits could receive

discovery, fair adjudication of all claims, fair court hearing, and jury trial. However, since all Plaintiff's 'motions for sanctions' and 'motions to disqualify and remove career criminal K. Marzullo from defendants representative positions' filed in 2019, 2020 and 2021 were denied by district judge Blake by fraud, the result is obvious: more crimes, more fraud and more harm to Plaintiff had been committed by the career criminals Marzullo and Hur with impunity. The fraud with the defendants 5/28/21 "motion to dismiss" (ECF 86) and the June 2021 Mail Fraud with the official court mail addressed to Plaintiff (ECF 88) are the most recent crimes committed by the career criminal Marzullo with the deputy court clerk Kendra West with impunity.

7. Plaintiff respectfully requests the relief from the 8/25/21 Order (ECF 94), the reconsideration of the 8/25/21 Order pursuant to the Rule 60 (b) (3) ("Relief from Judgment or Order") of Fed. Rules of Civil Procedure, Plaintiff respectfully requests the reconsideration of the 8/25/21 Order (ECF 94), which is wrong, pursuant to Rule 60 (b) (3) fraud (whether heretofore, denominated intrinsic or extrinsic), misrepresentation or other misconduct.

8. In addition to the evidence of crimes and fraud in the court records, Plaintiff attached to his December 2020 "motion to disqualify and remove Marzullo from Defendants representative position" his 12/14/20 declaration under penalty of perjury that K. Marzullo is the career criminal and respectfully requested to remove Marzullo from all Plaintiff's cases (ECF 69).

9. The statement in the 8/25/21 order (ECF 94). that "the court reiterates that there appears to be no factual or legal basis for plaintiff's accusations of fraud against counsel for the defendants," contradicts the

direct evidence in the court records. See Appendix 9/Plaintiff's Exhibit A and Appendix 10/Plaintiff's Exhibit B attached to this motion in addition to the evidence in the court records that Plaintiff timely disclosed to the court in his motions since March 25, 2019 'motion for sanctions' (ECF 26). and other motions filed in 2019, in 2020 and in 2021, including the eight 'motions for sanctions' and the four motions to disqualify and remove K. Marzullo from Defendants Representative position." The fact that Marzullo committed and escalated fraud in 2019, 2020 and 2021 is obvious to any reasonable mind and above any reasonable doubt. To harm Plaintiff, to dismiss Plaintiff's lawsuits by fraud, without discovery, without court hearing, without jury trial Defendants Representatives Marzullo with Hur organized fraudulent schemes of Mail Fraud with Plaintiff's mail in 2019 and then with the official court mail addressed to Plaintiff in 2020 and 2021. First, in January 2019 the career criminals Marzullo and Hur with the agency representative career criminal Defendant Kessmeier and her assistants committed Mail Fraud and Wire Fraud with Plaintiff's certified mail with restricted delivery containing summons and complaint to defendants at their last known work address in Bethesda, MD. Plaintiff's certified mail was intercepted by the agency representative career criminal Defendant Kessmeier with her assistants, the entries of delivery of mail to the 15 defendants were deleted from the mail tracking records of the US Postal Service and fraud with the green cards/return receipts were committed so that Plaintiff's lawsuit against Defendant Kessmeier and others could be dismissed by fraud, "for Plaintiff's failure to serve on 15 defendants with summons"

10. After Plaintiff timely discovered the Defendant Kessmeier's and her assistants' Mail Fraud and Wire Fraud at Bethesda, MD and timely disclosed it to the court in his 1/18/19 "Motion to Investigate Fraud and to Compel Defendants Representative to Accept and serve with Summons and complaint 15 Defendants," (ECF 20). the lawsuit was not dismissed in 2019 because Plaintiff provided to the court the original US Postal Serves receipts, records and other documents including the mail tracking records for each defendant that established clearly for any reasonable mind to see that indeed the federal crime of Mail Fraud and Wire Fraud were committed at Bethesda, MD by the agency representative career criminal Defendant Kessmeier with her assistants. (ECF 20). The Mail Fraud (18 U. S. C. section 1341) and Wire Fraud (18 U. S. C. section 1343) are both federal crimes, each requires imprisonment of these career criminals for 20 years for each fraud, and, in addition, must be fined by \$250,000.00 for each fraud they committed.

11. However, everything was covered –up by the district judge Blake: instead of the investigation of the federal crimes of January 2019 Mail Fraud and Wire Fraud to stop and punish these career criminals, to stop harm to Plaintiff, Plaintiff's 1/18/19 'motion to investigate fraud' (ECF 20) was denied by district judge Blake by fraud and the career criminals defendants representatives Hur and Marzullo with impunity continued to escalate violations of laws, fraud, including the federal crimes of Mail Fraud to harm Plaintiff, to dismiss Plaintiff's lawsuits by fraud in 2019, 2020 and 2021 without discovery, without court hearings, without jury trial to cover-up their crimes in 2019, 2020 and 2021 and the January 2019

Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistants.

12. Because all Plaintiff's prior motions of 2019, 2020 and 2021 were denied in 2019, 2020 and 2021, these career criminals continued to escalate violations of laws, fraud, including the federal crimes of Mail Fraud with impunity as recently as January 2021 and June 2021, see Plaintiff's February 2021 motions (ECF 77 and 78) and the June 24, 2021 and August 12, 2021 motions (ECF 89 and 91. For additional evidence of crimes committed see the court records for instant case and also Plaintiff's Petition for Writ of Certiorari, No. 19-1179 with the US Supreme Court

13. Defendants Representatives Hur and Marzullo to cover-up the January 2019 Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistants, violated laws, committed and submitted fraud and deliberate misrepresentations in their March 13, 2019 'motion in opposition to Plaintiff 1/18/19 'Motion to Investigate Fraud and to Compel Defendants to accept and serve with summons and complaint 15 defendants.' Plaintiff timely discovered fraud committed by Hur and Marzullo and timely disclosed it to the court in his 3/25/19 "Motion For Sanctions Against Defendants." (ECF 26). Because in the 3/25/19 'motion for sanctions' (ECF 26) Plaintiff disclosed fraud committed by both the defendants Representatives (Hur and Marzullo) and by the agency representative (defendant Kessmeier with her assistants), they filed the 3/26/19 'motion to consolidate' (ECF 27) to cover-up their crimes and Defendant Kessmeier's Mail Fraud and Wire Fraud. Defendants representative Hur and Marzullo came up with the another fraudulent scheme, (ECF 27), namely, to demand from the court 1) not to investigate

Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistant, and 2) not to investigate Defendants Representatives' March 13, 2019 fraud, instead, 3) to demand from the court the consolidation by fraud i.e. to add to the existing amended complaint with 72 claims, 22 defendants, the five additional lawsuits by fraud, so that Defendants Representatives Hur and Marzullo would then have another opportunity to commit federal crime of Mail Fraud, however, this time in Baltimore, MD with the official court mail addressed to Plaintiff, containing summonses with the court seal. Defendants Representatives Hur and Marzullo with the deputy court clerk Kendra West intercepted the official court mail addressed to Plaintiff and removed summonses for the 16 most crucial witnesses/defendants, so that Plaintiff would not receive and would not serve them and then the whole consolidated case (i.e. six lawsuits) would be dismissed by fraud "for Plaintiff's failure to serve on defendants with summons and complaint," without discovery, without court hearing and without jury trial. Because Plaintiff timely discovered their fraud, timely served on all 40 defendants, and attached the original US Postal Service receipts, records and other documents including the mail tracking records for each defendant to his 11/5/20 'motion to investigate fraud committed by defendants representatives and by defendant Kessmeier with her assistants' (ECF 68) Plaintiff's consolidated case was not dismissed in 2020.

14. To stop these career criminals from the escalation of crimes and the harm to Plaintiff, to stop these criminals from dismissing Plaintiff's lawsuits by fraud without discovery, without court hearing and without jury trial, Plaintiff requested in his 11/5/20 'motion

(ECF 68) to investigate the 2019 Mail Fraud and Wire Fraud committed in Bethesda, MD by Defendant Kessmeier (with her assistants) and the 2020 Mail Fraud committed by Defendants Representatives Hur and Marzullo with the deputy court clerk Kendra West in Baltimore, MD.

15. Plaintiff's 11/5/20 'urgent motion (ECF 68) to investigate the federal crimes of Mail Fraud and Wire Fraud committed in Bethesda, MD and the Mail Fraud committed in Baltimore' was denied by the district judge Blake by fraud in the January 13, 2021 Order (ECF 72) and the 1/13/21 Order was not sent to Plaintiff. The official court mail addressed to Plaintiff containing the 1/13/21 Order was intercepted by the Defendants Representatives Hur and Marzullo with the deputy court clerk Kendra West. To harm Plaintiff the 1/13/21 Order denying all four urgent Plaintiff's motions filed since August 2020, and in November 2020 and December 2020, was not sent Plaintiff. Plaintiff learned about the 1/13/21 Order (ECF 72) in February 2021 from the clerk of the court.

16. Note that additional fraud was inserted in the 1/13/21 Order (ECF 72) to deceive and to harm Plaintiff, and to cover-up escalated violations of laws, fraud, including Mail Fraud committed by defendants representatives Hur and Marzullo: 'the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov's consolidated claims.' This fraudulent statement in the 1/13/21 Order is actually the intentional cover-up of federal crimes of fraud committed by Marzullo/Hur, including the Mail Fraud committed by the 'government', namely, by the career criminals Hur and Marzullo in 2019, 2020 and 2021.

Neither the court nor Plaintiff requested the consolidation. Plaintiff opposed the consolidation: see Plaintiff's Petition for Writ of Certiorari to the US Supreme Court No. 19-1179. There was absolutely no need to consolidate i.e. to add five additional lawsuits because Plaintiff already amended the original case in 2018, i.e. filed the October 31, 2018 'motion to amend' and pursuant to the 12/21/18 Order, the original lawsuit was amended and already included 72 claims, 14 counts and 22 witnesses. The defendants Representative- the so-called 'government'/U. S. Attorney, namely, the career criminal Robert Hur with his assistant career criminal Kelly Marzullo on March 26, 2019 (ECF 27) filed the fraudulent 'motion to consolidate' after Plaintiff disclosed to the court in the March 25, 2019 (ECF 26) "Motion for Sanctions and Rebuttal of Defendants Fraudulent Response of 3/13/19 to the 1/18/19 Motion to Investigate Fraud" fraud committed by Hur and Marzullo in their March 13, 2019 motion, their deliberate misrepresentations and fraud to cover up federal crimes of the January 2019 Mail Fraud and Wire Fraud committed by the agency representatives Defendant Kessmeier with her assistants.

17. After the January 2019 Mail Fraud and Wire Fraud was timely discovered and disclosed by Plaintiff to the court in the 1/18/19 (ECF 20) 'motion to investigate fraud', i.e. after the career criminals Defendant Kessmeier with her assistants and the defendants representatives Hur/Marzullo failed to dismiss Plaintiff's amended complaint by fraud, without discovery, without court hearing and without jury trial, then they came up with another fraudulent scheme to dismiss the case without discovery, without investigating claims and witnesses, without court

hearing and without jury trial, simply by committing another Federal crime of Mail Fraud, however, this time in Baltimore, MD, (i.e. not in Bethesda, MD as before, see the 1/18/19 motion to investigate fraud (ECF 20)), with the official court mail addressed to Plaintiff, containing summonses with the court seal and the district judge Order to serve on defendants with summons and complaint by specific date. The career criminals Hur and Marzullo came up with this fraudulent scheme to intercept and remove summonses for the most crucial 16 witnesses/defendants from the court envelope, so that Plaintiff would not receive and would not serve them by deception, since judge's order would be in the envelope, i.e. not only to dismiss the case by fraud, but to do so by fraud and deception, and to cover-up federal crimes of January 2019 mail fraud and wire fraud committed by Defendant Kessmeier with her assistants and deliberate misrepresentations and fraud in Hur/Marzullo's 3/13/19 motion with fraud, see direct evidence in the court records:: in their March 26, 2019 (ECF 27) "motion to consolidate" Hur/Marzullo demanded from the court: 1) not to investigate Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistants, but instead, 2) to consolidate the already amended case with Plaintiff's five additional lawsuits by fraud, so that they would then have another opportunity to commit Federal Mail Fraud, to intercept the mail with summonses at the court location: Plaintiff would be forced to prepare 5 more summonses for each defendant for the court seal in order to serve with summons and complaint on defendants in the five additional lawsuits, then he would submit the prepared summonses for all defendant to the clerk of the court for the court seal,

and then, they with their assistants at the court/court clerk would intercept court mail addressed to Plaintiff, at the court location in Baltimore, MD, and remove summonses for the most crucial 16 witnesses/defendants, so that Plaintiff would not receive summonses for the most crucial defendants and would not serve them and then the whole consolidated case (i.e. six lawsuits) would be dismissed by fraud “for Plaintiff’s failure to serve on defendants with summons and complaint,” without discovery, without investigating claims and witnesses, without court hearing, without jury trial. This Mail Fraud Defendants Representatives Marzullo/Hur with deputy court clerk K. West committed and were caught by Plaintiff and timely disclosed to the court in timely motion (ECF 68). Thus, any reasonable mind can see that the 1/13/21 Order and the statement there “the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov’s consolidated claims’ is obvious fraud, that is why the 1/13/21 Order was not sent to Plaintiff. See direct evidence in the court records, (ECF 20, ECF 26, ECF 27, ECF 29 and ECF 68).

Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff’s urgent motions timely filed in 2020. Defendants Representatives Marzullo/Hur did not opposed Plaintiff’s motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF 79) after Plaintiff’s (ECF 78) 2/12/21 motion was also denied by fraud. See Plaintiff’s Exhibit A in Appendix 9.

18. On January 26, 2021 Plaintiff filed his ‘Third urgent motion for discovery, including the

investigation of defendants' representatives' escalated federal crimes, to disqualify and remove these criminals' (ECF 73). Note that this motion and prior four motions listed above were unopposed by defendants, however, were denied by fraud by district judge Blake (ECF 75).

19. Similarly, Plaintiff's February 12, 2021 'Fourth urgent motion for discovery and to investigate escalated federal crimes of defendants representatives and the deputy court clerk (ECF 78) was denied by district judge Blake. This motion was unopposed by defendants, however, was denied by fraud.

20. Plaintiff's 2/12/21 'motions (ECF 77 and 78) to reconsider the 1/13/21 Order' and the 1/28/21 Order were denied by district judge Blake by fraud (ECF 79) and the career criminals Marzullo with others and the deputy court clerk K. West again with impunity committed another Mail Fraud in June 2021 to harm Plaintiff, to dismiss the consolidated case by fraud, without discovery, without court hearing and without jury trial. See Plaintiff's Exhibit A. Note that Plaintiff's urgent August 2020 'motion to reconsider the 9/10/20 Order (ECF 67) denying Plaintiff's June 2020 'motion to amend the consolidated case' was denied by fraud in the same 1/13/21 Order and the Order was not sent to Plaintiff. The Defendants Representatives Hur and Marzullo repeatedly committed Federal Crimes of Mail Fraud and were caught by Plaintiff and disclosed to the court repeatedly, specifically, see for example direct evidence in the court records: Plaintiff's July 23, 2020 "Response to Defendants opposition to Motion to amend the consolidated case." The Defendants representatives Hur/ Marzullo filed unsupported and untimely opposition of 7/15/20 to Plaintiff's motion

(ECF 67) and were caught by Plaintiff, they deliberately misrepresented that it was filed on July 10, 2020 in their certificate of service and in the court computer system ECF. In the July 23, 2020 motion Plaintiff timely disclosed to the court their fraud, including Mail Fraud, perjury and fraud with the court computer system ECF. See Appendix 10/P's Exhibit B attached to this motion.

21. P's August 28, 2020 motion was denied by the 1/13/21 Order by fraud "no meritorious grounds have been advanced." The fact that Plaintiff timely disclosed to the court that defendants representatives Hur and Marzullo filed untimely opposition and committed Mail Fraud, perjury and fraud with the court computer system ECF are well established meritorious grounds to grant Plaintiff's motion to amend the consolidated case and to investigate crimes committed by these criminals, namely, their federal crime of Mail Fraud of July 15, 2020, perjury with their certificate of service and fraud with the court computer system ECF. Indeed, Appendix 10/Plaintiff's Exhibit B shows the mail envelope from the Department of Justice, United States Attorney Office. This envelope has the U.S. Official Mail postal markings: a) date July 15, 2020, and b) postage paid \$8.25 (for their motion of 3 pages via first class mail). Thus, any reasonable mind can see obvious fraud with defendants' untimely and unsupported motion. In addition, since Plaintiff did not receive timely the motion from defendants, he called the clerk of the court on Friday, July 17, 2020 at 15:42, and was informed by the clerk that the last entry in the court's CM/ECF system was the 6/18/20 court order entered into system on 6/19/20 (i.e. not defendants' motion of 7/10/20). Thus, Appendix 10/Plaintiff's Exhibit B and

the court records show that the defendants' representatives Hur and Marzullo's certificate of service of 7/10/20 is fraudulent and, therefore, the defendants' untimely opposition must be denied and sanctions imposed on defendants for escalated deliberate misrepresentations, fraud, perjury, including Mail Fraud and fraud with the court's CM/ECF system to deceive the court and to harm Plaintiff. Thus, Plaintiff's Exhibit B shows and any reasonable mind can see that Plaintiff's August 28, 2020 motion was denied by fraud in the 1/13/21 Order and the Order was not sent to Plaintiff.

22. Similarly, Plaintiff's 'urgent motion of 11/05/20 to investigate fraud' (ECF 68) was denied by fraud in 1/13/21 Order and the Order was not sent to Plaintiff. Similarly, Plaintiff's 12/20/20 'Urgent Motion to Disqualify and remove Marzullo from defendants Representative Position' (ECF 69) was denied by fraud in the same 1/13/21 Order and the Order was not sent to Plaintiff.

23. Plaintiff's 12/28/20 'Second Urgent Motion for Discovery and Sanctions' (ECF 70) was denied by fraud in the 1/13/21 Order. In 1/13/21 Order district judge Blake stated that "no scheduling order has been issued, as the United States has not yet been able to file its response to the present claims." (ECF 72)

24. On June 1, 2021 Plaintiff received the Defendants representative Marzullo's fraudulent 'response' i.e. the defendants' 'motion to dismiss' (ECF 86 and 87) and at same time on June 1, 2021 Marzullo with the deputy court clerk K. West intercepted and committed Mail Fraud with another court mail addressed to Plaintiff (ECF 88) to harm Plaintiff, to dismiss Plaintiff's consolidated case by fraud, without discovery, without court hearing and without jury trial, and, to cover-up

Hur's and Marzullo's fraud including federal crimes of Mail Fraud of 2019, 2020, 2021 and to cover-up the Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistants in January 2019. See Plaintiff's Exhibit A and Plaintiff's 8/12/21 'Fifth urgent motion for discovery' (ECF 91) where Plaintiff respectfully requested that the court issue the scheduling order for discovery and to investigate federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019, including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants.

25. Plaintiff's 8/12/21 "Fifth urgent motion for discovery" (ECF 91) was denied in the August 25, 2021 Order by district court judge Blake by fraud "discovery is not necessary," in direct contradiction to court records of 2019, 2020 and 2021 and to her prior Order of 1/13/21"no scheduling order has been issued, as the United States has not yet been able to file its response to the present claims." Pursuant to Rule 60 (b) (3) fraud, misrepresentation or other misconduct of Fed. Rules of Civil Procedure, Plaintiff respectfully requests to reconsider the 8/25/21 Order and to grant Plaintiff's 'Fifth urgent motion for discovery' (ECF 91) and Plaintiff's 8/24/21 'motion for extension of time' for the 60 day extension of time after the 90-day discovery will be completed.

26. The defendants representatives career criminal Marzullo and Hur who with the agency representative career criminal Defendant Kessmeier and her assistants and with the deputy court clerk Kendra West organized and directed fraudulent scheme to dismiss Plaintiff's

complaints/lawsuits by fraud, without discovery, without court hearing, without jury trial in 2019, 2020, 2021, by intentional violation of laws, deliberate misrepresentations, fraud, committing fraud, including federal crime of Mail Fraud and Wire Fraud in 2019, 2020 and 2021 must be immediately investigated during the discovery for Plaintiff to receive relief so that Plaintiff and his consolidated lawsuits could receive fair adjudication, discovery, court hearings and jury trial. Career criminals Marzullo and Hur and career criminals Defendant Kessmeier and Defendant Caron must be examined under oath, disqualified, licenses revoke, removed from all Plaintiff's cases, punished and lock-up in prison for 20 years for each mail fraud they committed and fined \$ 250, 000,00 for each fraud they committed in 2019, 2020 and 2021. District judge Blake's statement in the 8/25/21 Order (ECF 94) that "that there appears to be no factual or legal basis for plaintiff's accusations of fraud against counsel for the defendants," is wrong, contradicts facts, since direct evidence in the court records established that K. Marzullo is extremely dangerous career criminal, intentionally violated laws, committed fraud and committed crimes with impunity, including federal crimes of Mail Fraud in 2020 and 2021 and harmed Plaintiff. See in Appendix 9/Plaintiff's Exhibit A and in Appendix 10/Exhibit B

27. Plaintiff respectfully requests pursuant to the Rule 60 (b) (3) of Fed. Rules of Civil Procedure to reconsider the 8/25/21 Order and

to issue court scheduling order for the 90-day discovery, deposition of witnesses/defendants and to conduct criminal investigation into federal crimes, to investigate Marzullo and Huri e. to grant Plaintiff's "Fifth Urgent motion for discovery, depositions of witnesses, defendants and criminal investigation into federal crimes of Mail fraud of June 2021, January 2021, August 2020, July 2929, April 2019, March 2019 and January 2019, including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants,"

28. Plaintiff respectfully requests the relief from the 8/25/21 Order Pursuant to Rule 60 (b) (3) ("Relief from Judgment or Order") of Fed. Rules of Civil Procedure, fraud (whether heretofore, denominated intrinsic or extrinsic), misrepresentation or other misconduct of an adverse party," so that Plaintiff's instant motion to reconsider the 8/25/21 Order can be granted and Plaintiff and his consolidated six lawsuits with over 243 claims could receive fair adjudication, prompt and thorough discovery of all claims, fair court hearings and jury trial to supplement deficient court records.

29. As of today September 2, 2021 the court records remain deficient, none of the defendants were examined under oath because all Plaintiff's motions for discovery filed in 2019, 2020 and 2021 were denied by fraud. The agency representative career criminal Kessmeier with her assistant career criminal Defendant Caron during administrative proceedings intentionally

violated laws, obstructed justice, committed fraud to derail the discovery, to preclude the investigation of Plaintiff's claims and witnesses under oath. None of the witnesses/defendants were examined under oath to this day. None of defendants were cross-examined under oath and Agency documents solely in defendants' possession were not release to this day. The court records remain deficient and in urgent need to be supplemented by the 90-day discovery and jury trial for Plaintiff to properly defeat the defendants 5/28/21 'motion to dismiss' so that Plaintiff could receive adjudication of all claims, fair hearing and jury trial.

30. In addition, the discovery is urgently needed to investigate escalated federal crimes of Mail fraud, violations of laws, fraud and harm committed by Defendants Kessmeier/Caron, by Defendants representatives Hur and Mazola and by the deputy court clerk Kendra West. Urgent criminal investigation into federal crimes of Mail Fraud of June 2021, January 2021, July 2020, August 2020, October 2020, March 2019 and January 2019 are indispensable to stop harm to the court and to the plaintiff so that career criminals Defendants Representative Marzullo/Hur, deputy court clerk Kendra West and Defendants Kessmeier and Caron can be stopped, punished and lock-up in federal prison for 20 years for each case of Mail Fraud and Wire Fraud they committed in 2019, 2020 and as recently as June 2021 and January 2021.

31. Since 2002 after Plaintiff and his brother Dr. Aleksandr Stoyanov filed first EEO

discrimination complaints with the agency EEO office and disclosed defendants violations of laws, fraud, intentional discrimination and retaliations through the chain of Naval command and to the United States Special Counsel, the defendants, namely, Defendant J. King, Defendant G. Jebsen, Defendant K. Wilson and others in conspiracy with the agency representative Defendant Kessmeier and her assistant Defendant Caron, instead of stopping violations of laws, fraud, and the intentional discrimination against us, had escalated violations of laws, intentional discrimination and egregious retaliations against us because of our age/born in 1955, national origin/born in Russia and the participation in protected Whistleblower's and the EEO discrimination activities since 2002. Because of the judicial fraud at EEOC, MSPB and federal courts these career criminals were not stopped nor punished, instead, they were encouraged by fabricated fraudulent decisions in favor of criminals, so that these criminals with impunity escalated violations of laws, fraud, intentional discrimination and egregious retaliations to harm us by fraud, to remove us from work and federal service in 2010 by fraud, after Plaintiff filed over fifty (50) EEO discrimination complaints and over eight lawsuits with Federal Court since 2002.

32. Since 2005 after Plaintiff and his brother Dr. Aleksandr Stoyanov received the right to sue defendants in federal court from the US EEO Commission/Office of Federal Operations, and timely filed first lawsuits in the US District

Court of Maryland against defendants King, Jebsen, Kessmeier, Caron, Wilson and other 26 defendants, the Defendants Representatives, namely, the former United States Attorney for the District of Maryland the career criminal Rod Rosenstein with his assistants, namely, the career criminal J. Sipple, Jr, the career criminal R. Hur, the career criminal K. Marzullo and others, in conspiracy with the deputy court clerks intentionally harmed us by violations of laws, deliberate misrepresentations, fraud, submitting fraud, committing fraud, including Mail Fraud to deny us fair hearings and discovery, to deny jury trial by fraud, by intentional violations of laws, deliberate misrepresentations, fraud, including federal crimes of mail fraud with Plaintiff's mail and with the court mail addressed to Plaintiffs.

33. Since 2005 to present, see the attached direct evidence of the June 2021 Mail Fraud (Plaintiff's Exhibit A) with the official court mail addressed to Plaintiff, these career criminals had with impunity escalated violations of laws, committed fraud, including Mail Fraud to retaliate and harm us, for direct evidence of their crimes, including federal crime of Mail Fraud committed by these criminals in this and prior cases, see for example, prior cases: cv-05-02819, cv-07-1953, cv-07-01985 and other lawsuits, including the most recent instant case cv-09-3479 and also Plaintiff's Petition for Writ of Certiorari, No.19-1179 to US Supreme Court.

34. Plaintiff respectfully requests to grant this motion to reconsider the 8/25/21 Order and for the court to issue the scheduling order to

conduct 90-days discovery for deposition of defendants/witnesses, for documents solely in defendants possession and to investigate crimes committed by Defendants representatives Marzullo/Hur, by Defendants Kessmeier/Caron and by the deputy court clerk K. West.

35. Plaintiff also respectfully request to investigate crimes committed by Defendants Representatives Marzullo/Hur and by Defendants Kessmeier/Caron, deputy court clerk K. West including federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019.and to impose sanctions against defendants for violations of laws, fraud and harm committed to Plaintiff. See court records for instant case and Plaintiff's Petitions for Writ of Certiorari to the US Supreme Court No. 17-174 and No. 19-1179.

36. Mail Fraud and Wire Fraud are federal crimes and were committed by Defendants Kessmeier and Caron in January 2019 and by Defendants' Representatives Hur and Marzullo repeatedly in 2020 and 2021, to dismiss instant lawsuits by fraud, to harm Plaintiff and to deceive the court by tampering with the official US Postal Service records in direct violation of federal laws, specifically, the Mail Fraud (18 U.S.C. section 1341) and Wire Fraud (18 U.S.C. section 1343). Each of these criminals must be investigated immediately, convicted of federal crimes to the full extent of the law, disqualified, licenses to be revoked and each put in prison for 20 years and fined \$250,000.00 for each federal mail fraud. Note also, Defendant Kessmeier

with her assistant Defendant Caron and others committed both federal mail fraud and wire fraud and not only in January 2019, but also in prior years. Similarly, Defendants Representatives R. Rosenstein with his assistants J. Sippel, Jr. committed federal mail fraud in April 2014, in 2013, and 2008 and must also be investigated and put in prison for 20 years and fined \$ 250,000.00 for each federal mail fraud. For more direct evidence of fraud committed by these career criminals prior to the January 2019 Mail Fraud and Wire Fraud, see for example Plaintiff's Case No. 1:07-cv-01985-DKC and Plaintiff's Petitions for Writ of Certiorari to the US Supreme Court No. 17-174 and No. 19-1179. Therefore, Plaintiff respectfully requests to grant instant "Urgent Fifth motion for Discovery and to investigate federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019" and for the court to issue scheduling order for 90-days discovery.

37. Plaintiff also respectfully requests to produce during discovery at the courthouse those clerks of the court who committed federal mail fraud with the court mail addressed to Plaintiff and his brother Dr. Aleksandr Stoyanov since 2005. Note that, in the instant case, CCB-09-3479, the district judge order was dated as of 8/10/20, while each summons with the court seal was dated 8/11/20, and was without court clerk' signature or clerk's initials, to conceal the identity of the federal mail fraud criminals. Plaintiff respectfully requests the

relief to be granted and files this instant urgent motion to start discovery immediately.

38. For Plaintiff to properly defeat the defendants 5/28/21 'motion to dismiss' and to conduct fair adjudication of all Plaintiff's claims and to examine Defendants under oath, Plaintiff respectfully requests to commence the 90-days discovery at the courthouse immediately, to examine Defendants and Defendants representatives Hur and Marzullo under oath, to investigate all claims and examine witnesses under oath, to supplement deficient court records with evidence and agency documents solely in Defendants' possession, to prepare the case for jury trial and then to conduct jury trial.

Wherefore, in consideration of the above, Plaintiff respectfully requests to reconsider the 8/25/21 Order (ECG 94), to issue new Order granting Plaintiff's 8/12/21 'Fifth urgent motion for discovery' (ECF 91) and Plaintiff's 8/24/21 'motion for the 60 day extension of time' (ECF 92) and for the court to issue the scheduling order to conduct the 90-day discovery for Plaintiff to properly defeat the defendants 5/28/21 'motion to dismiss' because Defendants Representatives' filed response (i.e. the defendants' 'motion to dismiss') of May 28, 2021, (ECF 86) failed to include agency documents to the present claims with missing documents solely in defendants possession, with deliberate misrepresentations, fraud and because during administrative proceedings the agency representative Defendant Kessmeier with her assistant Defendant Caron intentionally violated laws, obstructed justice, committed

fraud to preclude the investigation of Plaintiff's claims and the examination of witnesses/defendants under oath.

Plaintiff's Exhibit A see in Appendix 9; Exhibit B see in Appendix 10.

Respectfully submitted /s/ Dr. Yuri Stoyanov
Certificate of Service

I hereby certify that on the 2nd day of September 2021, a copy of the Plaintiff's "Motion to reconsider August 25, 2021 Order ruling on Plaintiff's August 12, 2021'Fifth urgent motion for discovery' and Plaintiff's August 23. 2021'motion for extension of time" and proposed Order was sent to the following via:

First Class Mail to the following:
Jonathan F. Lenzner/Kelly Marzullo
Assistant United States Attorney
36 South Charles Street
Fourth Floor
Baltimore, Maryland 21201
Or Fax (410) 962-9947

Hand Delivered or
First Class Mail to the following:
Clerk of the Court
United States District Court
Southern Division
6500 Cherrywood Lane
Greenbelt, Maryland 20770

September 2, 2021 /s/ Dr. Yuri Stoyanov
**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
DR. YURI J. STOYANOV, PLAINTIFF
vs. Case No. CCB-09-3479**

MR. RAY MABUS, Secretary of the Navy, et al.,
Defendants...oOo...Order

Upon consideration of Plaintiff's "motion to reconsider August 25, 2021 Order ruling on Plaintiff's August 12, 2021'Fifth urgent motion for discovery' and Plaintiff's August 23. 2021'motion for extension of time'," and for good cause shown, it is hereby ORDERED:

1. Plaintiff's "motion to reconsider August 25, 2021 Order ruling on Plaintiff's August 12, 2021 'Fifth urgent motion for discovery' and Plaintiff's August 23, 2021 'motion for extension of time', " in this case SHOULD BE and hereby IS GRANTED;
2. Parties ORDERED to commence the 90-days DISCOVERY immediately;
3. Plaintiff's 8/23/21 'motion for the 60-day extension of time' is GRANTED;
4. The Acting U.S. Attorney and Defendants' Representatives J. F. Lenzner is ORDERED to replace his assistant K. Marzullo by different Defendants' representative immediately.
5. Mr. J. F. Lenzner to produce for depositions in the courthouse assistant Ms. K. Marzullo, former U.S. Attorney Mr. R. Hur, deputy court clerk Ms. Kendra West, defendants Kessmeier, Caron, and others whom Plaintiff served with summons and complaint in 2019 and 2020.
6. Defendants to pay all Plaintiff's expenses related to Plaintiff's complaints, hearings, discovery and jury trial.

Date: _____

Catherine C. Blake, United States District Judge

PS. The above 9/2/21 motion was denied by Blake by fraud in the 9/3/21 order, see Appendix 5.

APPENDIX 8:

Petitioner's 8/12/21 Fifth Urgent Motion for Discovery, Deposition of Witnesses/Defendants and Criminal Investigation of Federal Crimes of Mail Fraud of 2019, 2020 and 2021.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

DR. YURI J. STOYANOV, PLAINTIFF

vs. Case No. CCB-09-3479

MR. RAY MABUS, Secretary of the Navy, et al.,
Defendants...oOo...

**PLAINTIFF'S FIFTH URGENT MOTION FOR
DISCOVERY, DEPOSITIONS OF
WITNESSES/DEFENDANTS AND CRIMINAL
INVESTIGATION INTO FEDERAL CRIMES OF
MAIL FRAUD OF JUNE 2021, JANUARY 2021,
AUGUST 2020, JULY 2020, APRIL 2019, MARCH
2019 AND JANUARY 2019 INCLUDING THE
INVESTIGATION OF DEFENDANTS'
REPRESENTATIVES ESCALATED FRAUD AND
FEDERAL CRIMES, TO DISQUALIFY AND LOCK-
UP IN JAIL THESE CRIMINALS AND TO IMPOSE
SANCTIONS AGAINST DEFENDANTS**

1. In this pro se case, Plaintiff Dr. Yuri Stoyanov respectfully submits "Urgent Fifth Motion for Discovery" and for the court to issue the scheduling order to conduct 90-days discovery because Defendants Representatives' filed response of June 2021, failed to include agency documents to the present claims with missing documents solely in defendants possession, with deliberate misrepresentations, fraud and because during administrative proceedings Defendant Kessmeier with her assistant Defendant Caron intentionally violated laws, obstructed justice, committed fraud to preclude the investigation of Plaintiff's 72 claims and 22 witnesses under oath in the amended case plus over 143 claims in the five additional lawsuits i.e. total over 200 claims in the consolidated case and over 30 witnesses and defendants. Thus, because of Kessmeier's/Caron's criminal conduct the claims were not investigated, none of defendants were cross-examined under oath to

this day and the court records remain deficient and in urgent need to be supplemented by discovery and jury trial so that Plaintiff could receive fair adjudication of all claims, fair hearing and jury trial. 2. In addition, the discovery is urgently needed to investigate escalated federal crimes of Mail fraud, violations of laws, fraud and harm committed by Defendants Kessmeier/Caron, by Defendants representatives Hur and Mazola and by the deputy court clerk Kendra West. Urgent criminal investigation into federal crimes of Mail Fraud of June 2021, January 2021, July 2020, August 2020, October 2020, March 2019 and January 2019 are indispensable to stop harm to the court and to the plaintiff so that career criminals Defendants Representative Marzullo/Hur, deputy court clerk Kendra West and Defendants Kessmeier and Caron can be stopped, punished and lock-up in federal prison for 20 years for each case of Mail Fraud and Wire Fraud committed in 2019, 2020 and as recently as June 2021 and January 2021.

3. As a background for this fifth urgent motion for discovery plaintiff includes here the following court documents:

3.1. On December 28, 2020 plaintiff timely filed his Second urgent motion for discovery (document 70). Note that this motion was unopposed by defendants, however, was denied.

3.2. On January 26, 2021 Plaintiff filed his Third urgent motion for discovery, including the investigation of defendants' representatives escalated federal crimes, to disqualify and remove these criminals (document 76). Note that this motion was unopposed by defendants, however, was denied.

3.3. On February 12, 2021 plaintiff filed his Fourth urgent motion for discovery and to investigate

escalated federal crimes of defendants representatives and the deputy court clerk (document 78). Note that this motion was unopposed by defendants, however, was denied.

4. After Plaintiff's prior motions for discovery and the investigation of federal crimes, including the fourth motion of February 2021 (document 78), were denied, the defendants' representatives in conspiracy with the deputy court clerk escalated fraud with impunity and committed additional federal crimes, including the mail fraud of June 2021, see Plaintiff's Exhibit A attached to this motion.

5. Factual and legal basis in support of this fifth motion are in the court records, see documents 70 thru 78, see also the original US Postal Service receipts, documents and records filed with the court by Plaintiff with his motions of 2019, 2020 and 2021. Mail Fraud and Wire Fraud are federal crimes and were committed by Defendants Kessmeier and Caron in January 2019 to dismiss instant lawsuit by fraud and by tampering with the evidence to harm Plaintiff to deceive the court by tampering with the official US Postal Service records in direct violation of federal laws, specifically the Mail Fraud (18 U.S.C. section 1341) and Wire Fraud (18 U.S.C. section 1343). Both violations are federal crimes committed by Defendants Kessmeier/Caron intentionally and repeatedly and not only in January 2019 but also in prior years such as in April 2014, in 2013, and 2008. For more direct evidence of fraud committed prior to the January 2019 Mail Fraud and Wire Fraud, see for example Plaintiff's Case No. 1:07-cv-01985-DKC and Plaintiff's 2017 Petition for Writ of Certiorari to the US Supreme Court No. 17-174. Plaintiff also attached to his fifth motion Plaintiff's Exhibit A, e.g. direct evidence that

show the most recent/June 2021 federal crime of mail fraud committed at the court in Baltimore with the official court mail addressed to Plaintiff, and states, as follows:

6. Since the instant lawsuit cv-09-3479 had been reactivated in 2018 to the present, e.g. see Plaintiff's June 24, 2021 motion with attached to it direct evidence of mail Fraud, Exhibit A, both the agency representative Defendant Kessmeier with her assistants, Defendant Caron and others; and the Defendants' Representatives (the former United Stated Attorney for the District of Maryland) R. Hur and his assistant K. Marzullo, in conspiracy with the Deputy Court clerk Kendra West, committed and escalated with impunity violations of laws, fraud, including FEDERAL CRIMES of MAIL FRAUD and Wire Fraud to harm Plaintiff. Direct evidence of their crimes are in the court records, see Plaintiff's motions filed in 2019, 2020 and 2021. These career criminals since 2019 to present repeatedly committed and escalated violations of laws, fraud, including federal crimes of mail fraud to harm Plaintiff and to dismiss Plaintiff's lawsuits with over 200 claims by fraud, without discovery, without court hearing and without jury trial. To retaliate and to harm Plaintiff for disclosures of their crimes to this and higher courts, these career criminals intentionally had escalated violations of laws, fraud, submitted fraud, deliberate misrepresentations and committed mail fraud with Plaintiff's and with the official court mail addressed to Plaintiff as recently as January 2021 and June 2021, see court documents 77,78 and Plaintiff's June 24, 2021 motion.

7. The Mail Fraud (18 U. S. C. section 1341) and Wire Fraud (18 U. S. C. section 1343) are both federal

crimes, each requires imprisonment of these career criminals for 20 years for each fraud, and, in addition, must be fined by \$250,000.00 for each fraud they committed. Because all Plaintiff's prior motions of 2019, 2020 and 2021 were denied in 2019, 2020 and 2021, these career criminals continued to escalate violations of laws, fraud, including the federal crimes of Mail Fraud with impunity as recently as January 2021 and June 2021, see Plaintiff's February 2021 motions (documents 77 and 78) and the June 24, 2021 motion (document 88). For additional evidence of crimes committed by these career criminals see the court records for instant case and also Plaintiff's Petition for Writ of Certiorari, No. 19-1179 with the US Supreme Court.

8. In 2019, 2020 and 2021 these career criminals were caught by Plaintiff repeatedly, they committed fraud, including Mai Fraud and submitted fraud, and their crimes were timely disclosed to the court in Plaintiff's motions of January 2019, March 2019, April 2019, July 2020, August 2020, October 2020, February 2021, and June 2021. Each Plaintiff's motion was timely filed and supported by direct evidence in the court records, including in most cases with the original US Postal Services records, receipts and the US Postal Service mail tracking records. To receive fair hearing and jury trial Plaintiff filed motions for discovery and to investigate these career criminals, to stop their violations of laws, fraud and the escalation of harm to Plaintiff. In 2019, 2020, 2021 Plaintiff filed motions for discovery and also motions for sanctions against defendants, and motions to disqualify and remove K. Marzullo from the Defendants' Representative position, because this Assistant United States Attorney for the District of Maryland is the career

criminal who had repeatedly harmed Plaintiff in this and prior cases, by intentionally violating laws, submitting deliberate misrepresentations, fraud, committing fraud, including federal crimes of Mail Fraud. See Plaintiff's December 20, 2020 Motion and 12/14/20 Declaration Under Penalty of Perjury, that Defendants Representative Ms. Kelly Marzullo is the career criminal (document 69).

9. Career criminal Marzullo is extremely dangerous criminal who with impunity repeatedly and intentionally harmed Plaintiff by violating laws, committing fraud, submitting fraud and escalating fraud, including federal crimes of mail fraud in 2019, 2020 and 2021. In order to harm Plaintiff, the career criminal Marzullo with Hur and others, including deputy court clerk Kendra West, intentionally organized mail fraud in 2019, 2020 and 2021. Note that not the court rules, the law and order but these career criminals decide whether to send or not to send the official court mail to Plaintiff, (such as the judge's Order (for example, see the judge Blake's Order of January 13, 2021 sending of which to Plaintiff was precluded by them intentionally. Plaintiff learned about it from the clerk of the court on February 4, 2021, (see Plaintiff's motion document 75) or the court Notice (see the June 1, 2021 court mail addressed to Plaintiff), sending of which to Plaintiff was intentionally delayed in Baltimore by 16 days, until the June 16, 2021, see Plaintiff's Exhibit A and motion document 88) If these career criminals decide to send the court mail then they decide how many days to delay the sending of the court mail so that the Plaintiff would be harmed, see attached plaintiff's exhibit A, that show obvious Mail Fraud on the same official district court mail envelope, specifically, two different

postmarks on the same court envelope addressed to Plaintiff which show two dates, namely June 1, 2021 and June 16, 2021. Sending of the court mail to Plaintiff was intentionally delayed by 16 days. In instant case, since 2019 these career criminals do this with impunity because all their prior federal crimes, including Mail Fraud and Wire Fraud of 2019, 2020, 2021 were not investigated to this day, because all Plaintiff's motions for discovery, for sanctions and to investigate crimes committed by Defendants Representative career criminals Marzullo/Hur and by Defendants Kessmeier and Caron were denied in 2019, 2020 and 2021.

10. Since 2002 after Plaintiff and his brother Dr. Aleksandr Stoyanov filed first EEO discrimination complaints with the agency EEO office and disclosed defendants violations of laws, fraud, intentional discrimination and retaliations through the chain of Naval command and to the United States Special Counsel, the defendants, namely, Defendant J. King, Defendant G. Jebsen, Defendant K. Wilson and others in conspiracy with the agency representative Defendant Kessmeier and her assistant Defendant Caron, instead of stopping violations of laws, fraud, and the intentional discrimination against us, had escalated violations of laws, intentional discrimination and egregious retaliations against us because of our age/born in 1955, national origin/born in Russia and the participation in protected Whistleblower's and the EEO discrimination activities since 2002. Because of the judicial fraud at EEOC, MSPB and federal courts these career criminals were not stopped nor punished, instead, they were encouraged by fabricated fraudulent decisions in favor of criminals, so that these criminals with impunity escalated violations of laws,

fraud, intentional discrimination and egregious retaliations to harm us by fraud, to remove us from work and federal service in 2010 by fraud, after Plaintiff filed over fifty (50) EEO discrimination complaints and over eight lawsuits with the Federal Court since 2002.

11. Since 2005 after Plaintiff and his brother Dr. Aleksandr Stoyanov received the right to sue defendants in federal court from the US EEO Commission/Office of Federal Operations, and timely filed first lawsuits in the US District Court of Maryland against defendants King, Jebsen, Kessmeier, Caron, Wilson and other 26 defendants, the Defendants Representatives, namely, the former United States Attorney for the District of Maryland the career criminal Rod Rosenstein with his assistants, namely, the career criminal J. Sipple, Jr, the career criminal R. Hur, the career criminal K. Marzullo and others, in conspiracy with the deputy court clerks intentionally harmed us by violations of laws, deliberate misrepresentations, fraud, submitting fraud, committing fraud, including Mail Fraud to deny us fair hearings and discovery, to deny jury trial by fraud, by intentional violations of laws, deliberate misrepresentations, fraud, including federal crimes with Plaintiff's mail and with the court mail addressed to Plaintiffs.

12. Since 2005 to present, see the attached direct evidence of the June 2021 Mail Fraud with the official court mail addressed to Plaintiff, these career criminals had with impunity escalated violations of laws, committed fraud, including Mail Fraud to retaliate and harm us, for direct evidence of their crimes, including federal crime of Mail Fraud committed by these criminals in this and prior cases,

see for example, prior cases: cv-05-02819, cv-07-1953, cv-07-01985 and other lawsuits, including the most recent instant case cv-09-3479 and also Plaintiff's Petition for Writ of Certiorari, No. 19-1179 with the US Supreme Court.

13. Plaintiff respectfully requests to grant this Fifth urgent motion for discovery, for the court to issue the scheduling order to conduct 90-days discovery, deposition of defendants/witnesses, for documents solely in defendants possession and to investigate crimes committed by Defendants representatives Marzullo/Hur, by Defendants Kessmeier/Caron and by the deputy court clerk K. West.

14. Since 2019 Plaintiff had been repeatedly harmed by crimes committed by Defendants Representatives Marzullo/Hur, by Defendants Kessmeier/Caron and their escalated Mail Fraud, for example, the January 13, 2021 Order was intentionally not sent to Plaintiff in January 2021 by fraud to preclude him to file timely motion to reconsider the 1/13/21 Order and to preclude the investigation of federal crimes committed by Hur and Marzullo in 2019 and 2020, the disqualification, removal and the lock-up in Jail these criminals.

15. Specifically, since Plaintiff did not received the 1/13/21 Order in January 2021, he was not aware of the 1/13/21 Order and wrote in his January 25, 2021 "Urgent Third Motion to Start Discovery and Depositions of Witnesses/Defendants Including Escalated Fraud and Federal Crimes of Defendants' Representatives, to Disqualify and Lock-up in Jail these Criminals and to Impose Sanctions Against Defendants," (document 73) and disclosed to the court that, as of January 25, 2021, Plaintiff did not receive rulings on his urgent four motions since August 2020. The four urgent motions were filed with the court in

consolidated case 09-3479 with five additional lawsuits, namely, 11-739, 12-2458, 13-141, 13-142 and 14-3262, and supported each motion by direct evidence in the court records, i.e. for five months, he received no rulings on these urgent motions, even though defendants failed to oppose all of these motions, specifically,

- 1). Plaintiff's 8/27/20 "Urgent Motion to reconsider Order of August 10, 2020 regarding the June 10, 2020 Motion to Amend Consolidated Case"(document 67);
- 2). Plaintiff's November 5, 2020 "Notice with certificates of service on defendants and Motion to Investigate Fraud committed by Defendants Kessmeier and Caron and by Defendants' Representatives Hur and Marzullo in order to disqualify and remove these criminals and to Impose Sanctions against Defendants" (ECF 68);
- 3). On December 14, 2020, after Defendants' representatives Hur and Marzullo failed to oppose Plaintiff's November 5, 2020 "Motion to Investigate Fraud committed by Defendants Kessmeier/Caron and by Defendants' Representatives Hur/Marzullo," Plaintiff filed his "Urgent Second motion to disqualify and remove from Defendants' representative position R. Hur and his assistant K. Marzullo" (document 69);
- 4). On December 28, 2020, after Defendants' representatives Hur and Marzullo failed to oppose Plaintiff's 12/14/20 "Urgent Second motion to disqualify and remove from Defendants' representative position R. Hur and his assistant K. Marzullo," Plaintiff filed his "Urgent Third Motion to Start Discovery and to Impose Sanctions against Defendants. (document 70);"
16. Plaintiff repeatedly caught these career criminals committing violations of laws, fraud, including federal

crimes of Mail Fraud and Wire Fraud and timely disclosed their federal crimes to the court, however, all Plaintiff's motions were denied by fraud and, as a result of the intentional cover-up, these career criminals had continued with impunity to escalate violations of laws, fraud, including Mail Fraud in 2019, 2020 and 2021 to harm Plaintiff. Their escalated violations of laws and federal crimes were timely disclosed to the court in Plaintiff's motions filed in 2019, 2020 and 2021. On May 5, 2019 Plaintiff also timely filed 'Motion to Disqualify and Remove K. Marzullo from Defendants' Representative Position.' All Plaintiff's motions were supported by direct evidence in the court records. Note that in addition, most of Plaintiff's motions to investigate fraud committed by theses criminals were unopposed. For example, the four urgent motions listed above were unopposed since August 2020, however were denied by 1/13/21 Order and the Order was not sent to Plaintiff. Plaintiff did not receive the 1/13/21 Order and learned about it on February 4, 2021. Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's four urgent motions of 2020. Document 78 shows that on February 12, 2021 Plaintiff filed motion and respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's urgent motions of 2020. Defendants Representatives Marzullo/Hur did not opposed Plaintiff's motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF 79) after P's 2/12/21 motion was also denied by fraud. 17. Defendants' representatives Hur/Marzullo failed to oppose Plaintiff's August 28, 2020 motion to reconsider the August 10, 2020 Order,' (ECF 67) where Plaintiff disclosed to the court the defendants representative Hur and Marzullo's July 10, 2020 mail fraud, perjury

and fraud with the court computer CM/ECF system to harm Plaintiff. While the Direct evidence of Hur and Marzullo's July 10, 2020 untimely and fraudulent motion with fraud and perjury is in the court records, Plaintiff's August 28, 2020 motion was denied by the 1/13/21 Order by fraud "no meritorious grounds have been advanced." Any reasonable mind can see that the Order 1/13/21 is contrary to the evidence in the court records and must be reconsidered, rescinded and new Order must be issued based on facts and evidence in the record to grant Plaintiff relief since Plaintiff's motions, affidavit and court records of 2019 and 2020 provide direct evidence of violations of laws, fraud, federal crimes of Mail Fraud committed by the defendants Representative Hur with his assistant Marzullo and others to harm Plaintiff, they intentionally committed federal crimes of mail fraud, perjury and fraud with the court CM/ECF system in July 2020 - these are well established factual and legal basis for the relief Plaintiff seeks to investigate immediately, to disqualify, to remove and to stop these career criminals from committing additional violations of laws, fraud, including Mail Fraud and harm to Plaintiff. Because Plaintiff's motion was denied by fraud the career criminals Marzullo/Hur and K. West committed additional federal crimes of Mail Fraud in January 2021 and June 2021 (see Plaintiff's Exhibit A) with the court mail addressed to Plaintiff /intercepted the 1/13/21 Order and the Notice of 6/1/21. Plaintiff did not receive the 1/13/21 order and learned about it from the court clerk on February 4, 2021. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's urgent motions of 2020. Defendants Representatives Marzullo/Hur did not opposed

Plaintiff's motion and were encouraged to commit more fraud in 2021 by fraudulent order (document 79) after Plaintiff's 2/12/21 motion was also denied by fraud. See Plaintiff's Exhibit A.

18. Defendants' representatives Hur/Marzullo failed to oppose Plaintiff's (document 68) November 5, 2020 "Motion to Investigate Fraud committed by Defendants Kessmeier and Caron and by Defendants' Representatives Hur and Marzullo in order to disqualify and remove these criminals and to Impose Sanctions against Defendants, " (ECF 68), where Plaintiff disclosed to the court the escalated fraud, including federal crimes of Mail Fraud committed by the Defendant Kessmeier and her assistants Defendant Caron and others and by the Defendants Representatives Hur with his assistants Marzullo and others at the court to dismiss Plaintiff's lawsuits by fraud in 2019 and 2020, by committing federal crimes of Mail Fraud with the official US Postal Service mail, to harm Plaintiff. This motion and prior Plaintiff's motions to investigate federal crimes of fraud, including Mail Fraud committed by these criminals in 2019 and 2020 were supported by the US postal services records, receipts of certified mail with restricted delivery, mail tracking and other records, the official envelopes with postmarks and postages, i.e. direct evidence of fraud. Plaintiff timely filed motion to investigate and to stop these criminals, to stop harm to Plaintiff, however, the motion was denied by fraud in the 1/13/21 Order "as no factual or legal basis has been shown for the relief he seeks." Any reasonable mind can see that the Order 1/13/21 is contrary to the evidence in the court records and must be reconsidered, rescinded and new Order must be issued based on facts and evidence in the record to grant

Plaintiff relief since Plaintiff's motions, affidavit and court records of 2019 and 2020 provide direct evidence of violations of laws, fraud, federal crimes of Mail Fraud committed by the defendants Representative Hur with his assistant Marzullo and others to harm Plaintiff, they intentionally committed federal crimes of mail fraud, perjury and fraud with the court CM/ECF system in July 2020 - these are well established factual and legal basis for the relief Plaintiff seeks to investigate immediately, to disqualify, to remove and to stop these career criminals from committing additional violations of laws, fraud, including Mail Fraud and harm to Plaintiff. Because Plaintiff's motion was denied by fraud, the career criminals Hur and his assistants committed additional federal crimes of Mail Fraud in January 2021 and June 2021 with the court mail addressed to Plaintiff /intercepted the 1/13/21 Order Plaintiff did not receive it and learned about it from the court clerk on February 4, 2021, intercepted court Notice of June 1, 2021. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's urgent motions of 2020. Defendants Representatives Marzullo/Hur did not oppose Plaintiff's motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF 79) after P's 2/12/21 motion was also denied by fraud. See Exhibit A.

19. Defendants' representatives Hur/Marzullo failed to, oppose Plaintiff's (document 69) December 14, 2020 "Urgent Second motion to disqualify and remove from Defendants' representative position R. Hur and his assistant K. Marzullo". Plaintiff timely filed this motion and supported it by direct evidence in the court records and by the attached 12/14/20 affidavit that

defendants representative Hur and Marzullo are career criminals and committed violations of laws, fraud and federal crimes of Mail Fraud to harm Plaintiff in 2019 and 2020 and requested to remove these criminals, to stop these criminals from committing additional violations of laws and harm to Plaintiff. Plaintiff's urgent 12/14/20 motion (document 69) was denied by fraud in the 1/13/21 Order, "as no factual or legal basis has been shown for the relief he seeks." On the contrary, the 2019 and 2020 violations of laws, fraud, federal crimes of Mail Fraud committed by the defendants Representative Hur with his assistant Marzullo and others are well established factual and legal basis for the relief Plaintiff seeks to investigate immediately, to disqualify, to remove and to stop these career criminals from committing additional violations of laws, fraud, including Mail Fraud and harm to Plaintiff. Because Plaintiff's motion was denied by fraud, the career criminals Hur and his assistants committed another federal crime of Mail Fraud in January 2021 and June 2021 with the court mail addressed to Plaintiff /intercepted the 1/13/21 Order and 6/1/21 Notice. Plaintiff did not receive 1/13/21 Order and learned about it from the court clerk on February 4, 2021. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's urgent motions of 2020. Defendants Representatives Marzullo/Hur did not opposed Plaintiff's motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF79) after Plaintiff's 2/12/21 motion was also denied by fraud. See Plaintiff's Exhibit A in Appendix 9..

20. Defendants' representatives Hur/Marzullo failed to oppose Plaintiff's (document 70) December 28, 2020

“Urgent Second Motion to Start Discovery and to Impose Sanctions against Defendants,” however, the motion (ECF 70) was also denied in the 1/13/21 Order by fraud “no scheduling order has been issued, as the United States has not yet been able to file its response to the present claims.” On the contrary, ‘the present claims’ i.e. over 213 claims in the consolidated lawsuits were not investigated during the administrative proceedings due to the agency representative Defendant Kessmeier and her assistant Defendant Caron’s criminal conduct, these career criminals committed violations of laws, fraud, including federal crimes of Mail Fraud and Wire Fraud to preclude the investigation of Plaintiff’s claims during administrative proceedings by fraud, therefore, for the United States to respond properly to Plaintiff’s claims there is urgent need to investigate these claims, by commencing the discovery immediately, depositions of witnesses/defendants to conduct the investigation of Kessmeier’s and Caron’s crimes, to supplement deficient court records and to stop these criminals from coming additional violations of laws, fraud, including mail fraud and harm to Plaintiff. In Plaintiff’s motion and proposed Order Plaintiff disclosed these facts and requested the 90-days discovery to commence immediately and depositions at the courthouse, to produce for depositions Defendants Representatives K. Marzullo, R. Hur, Defendant Kessmeier, Defendant Caron and others. Plaintiff informed the court that the agency representative Defendant Kessmeier with her assistants Defendant Caron and others by fraud precluded the investigation of Plaintiff’s claims during administrative proceeding. Because Plaintiff’s motion was denied by fraud, the career criminals Hur and his assistant Marzullo committed additional federal

crimes of Mail Fraud in January 2021 and June 2021 with the court mail addressed to Plaintiff /intercepted the 1/13/21 Order and the court Notice of June 1, 2021. Plaintiff did not receive 1/13/21 Order and learned about it from the court clerk on February 4, 2021. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's urgent motions of 2020. Defendants Representatives Marzullo/Hur did not oppose Plaintiff's motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF79) after Plaintiff's 2/12/21 motion was also denied by fraud. See Plaintiff's Exhibit A.

21. Additional fraud was inserted in the 1/13/21 Order to deceive and to harm Plaintiff, and to cover-up escalated violations of laws, fraud, including Mail Fraud committed by defendants representatives Hur and Marzullo: 'the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov's consolidated claims.' This fraudulent statement in the 1/13/21 Order is actually the intentional cover-up of federal crimes of fraud committed by Marzullo/Hur, including the Mail Fraud committed by the 'government', namely, by the career criminals Hur and Marzullo in 2019, 2020 and 2021. Neither the court nor Plaintiff requested the consolidation. Plaintiff opposed the consolidation: see Plaintiff's Petition for Writ of Certiorari to the US Supreme Court No. 19-1179. There was absolutely no need to consolidate i.e. to add five additional lawsuits because Plaintiff already amended the original case in 2018, i.e. filed the October 31, 2018 'motion to amend' and pursuant to the 12/21/18 Order, the original lawsuit was amended

and already included 72 claims, 14 counts and 22 witnesses. The defendants Representative- the so-called 'government'/U. S. Attorney, namely, the career criminal Robert Hur with his assistant career criminal Kelly Marzullo on March 26, 2019 filed the fraudulent 'motion to consolidate' after Plaintiff disclosed to the court in the March 25, 2019 "Motion for Sanctions and Rebuttal of Defendants Fraudulent Response of 3/13/19 to the 1/18/19 Motion to Investigate Fraud" fraud committed by Hur and Marzullo in their March 13, 2019 motion, their deliberate misrepresentations and fraud to cover up federal crimes of the January 2019 Mail Fraud and Wire Fraud committed by the agency representatives Defendant Kessmeier with her assistants, their federal crimes of Mail Fraud with certified mail with restricted delivery to dismiss Plaintiff amended case/lawsuit by fraud, by intercepting Plaintiff's certified mail with summons and complaint for 15 defendant at their last known work address/at the agency in Bethesda, MD 20817, and deleting the mail delivery entries in the US Postal service mail tracking records and committing fraud with the green card/return receipts of the certified mail with restricted delivery. Pursuant to the 12/21/18 Order Plaintiff sent on January 5, 2019 via US Postal Service certified mail with restricted deliver the summons and complaint to each defendant at Bethesda, MD, Plaintiff certified mail was intercepted by the agency representative Defendant Kessmeier with her assistants, who committed Mail Fraud and Wire Fraud with Plaintiff's mail for 15 defendants at Bethesda, MD 20817. Plaintiff timely discovered Defendant Kessmeier's and her assistants' Mail Fraud and Wire Fraud and timely disclosed it to the court in the 1/18/19 'Motion to investigate fraud and to compel

Defendants Representatives to accept and serve with summons and complaint 15 defendants.' The Mail Fraud and Wire Fraud are federal crimes and each violation requires imprisonment of these career criminals for 20 years plus fine of \$250, 000.00 for each crime they committed. To cover-up federal crimes committed by defendant Kessmeier with her assistant the defendants' representatives Hur and Marzullo filed on 3/13/19 motion with deliberate misrepresentations and fraud to oppose Plaintiff's 1/18/19 motion to investigate fraud. In the March 25, 2019 motion Plaintiff timely disclosed to the court Hur and Marzullo's fraud and deliberate misrepresentations and requested to deny their motion, to impose sanctions and to grant Plaintiff's 1/18/19 motion to investigate fraud, so that career criminals Defendant Kessmeier, her assistant Defendant Caron and others can be investigated and lock-up in jail for 20 years and fined \$250, 000.00 for each mail fraud they committed since 2002. Then, see the above listed court records, after Plaintiff disclosed in his March 25, 2019 Motion for Sanctions and Rebuttal of Defendants Fraudulent Response of 3/13/19 to the 1/18/19 Motion to Investigate Fraud,' the defendants representatives Hur/Marzullo's deliberate misrepresentations, fraud, and fraudulent arguments in their 3/13/18 and 3/17/18 motion of opposition to Plaintiff's 1/18/19 motion to investigate fraud, Defendants Representatives Hur/Marzullo came up with another fraudulent scheme to dismiss the case without discovery, without investigating claims and witnesses, without court hearing and without jury trial, simply by committing another Federal Mail Fraud, however, this time in Baltimore, MD, (i.e. not in Bethesda, MD as before, see the 1/18/19 motion to investigate fraud), with the

official court mail addressed to Plaintiff, containing summonses with the court seal and the district judge Order to serve on all defendants with summons and complaint by specific date. The career criminals Hur and Marzullo came up with this fraudulent scheme to intercept and remove summonses for the most crucial 16 witnesses/defendants from the court envelope, so that Plaintiff would not receive and would not serve them by deception, since judge's order would be in the envelope, i.e. not only to dismiss the case by fraud, but to do so by fraud and deception, and to cover-up federal crimes of January 2019 mail fraud and wire fraud committed by Defendant Kessmeier with her assistants, see direct evidence in the court records: in their March 26, 2019 "motion to consolidate" the Defendants Representatives Hur/Marzullo came up with the fraudulent scheme: to demand from the court: 1) not to investigate Mail Fraud and Wire Fraud committed by Defendant Kessmeier with her assistants, but instead, 2) to consolidate the already amended case with Plaintiff's five additional lawsuits by fraud, so that they would then have another opportunity to commit Federal Mail Fraud, to intercept the mail with summonses at the court location: Plaintiff would be forced to prepare 5 more summonses for each defendant for the court seal in order to serve with summons and complaint on defendants in the five additional lawsuits, then he would submit the prepared summonses for all defendant to the clerk of the court for the court seal, and then, they with their assistants at the court/court clerk would intercept court mail addressed to Plaintiff, at the court location in Baltimore, MD, and remove summonses for the most crucial 16 witnesses, so that Plaintiff would not receive summonses for the most

crucial defendants and would not serve them and then the whole consolidated case (i.e. six lawsuits) would be dismissed “for Plaintiff’s failure to serve on defendants with summons and complaint,” without discovery, without investigating claims and witnesses, without court hearing, without jury trial, simply by committing another federal crime of the mail fraud/the removal of summonses for 16 defendants from the court envelope addressed to Plaintiff. This Mail Fraud Defendants Representatives Marzullo/Hur with deputy court clerk K. West committed and were caught by Plaintiff and timely disclosed to the court in timely motion (document 68). Thus, any reasonable mind can see that the 1/13/21 Order and the statement there “the court notes with appreciation that the government has agreed to accept service of all six of the consolidated complaints on the U.S. Attorney and prepare a response to Stoyanov’s consolidated claims’ is obvious fraud, that is why the 1/13/21 Order was not sent to Plaintiff. Plaintiff did not receive 1/13/21 Order and learned about it from the court clerk on February 4, 2021. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff’s urgent motions of 2020. Defendants Representatives Marzullo/Hur did not oppose Plaintiff’s motion and were encouraged to commit more fraud in 2021 by fraudulent order (document 79) after Plaintiff’s 2/12/21 motion was also denied by fraud. See Plaintiff’s Exhibit A.

22. To deceive Plaintiff not to serve 16 defendants, the judge’s 8/10/20 Order for Plaintiff to serve on defendants with summons and complaint within specific number of days, was inserted in the same envelope, from which summonses for most crucial 16 defendants were removed. Note that the 8/10/20 Order

was for Plaintiff to serve on all defendants because the 8/10/20 Order did not include any list of defendants to be served or not to be served with summons and complaint. Because Plaintiff timely discovered Defendants Representatives Hur/Marzullo's Mail Fraud, and on October 15, 2020 timely served on all 40 defendants with summons and complaint and, on November 5, 2020, timely disclosed to the court the Mail Fraud (document 68), the consolidated case was not dismissed. On November 5, 2020 Plaintiff timely filed (document 68), and disclosed to the court the "Notice with certificates of service on defendants and Motion to Investigate Fraud committed by Defendants Kessmeier and Caron and by Defendants Representatives Hur and Marzullo, to disqualify and remove these criminals and to Impose sanctions against Defendants." The November 5, 2020 motion was unopposed by Hur and Marzullo, however, was denied in the 1/13/21 Order by fraud, and the 1/13/21 Order was not sent to Plaintiff in January 2021. Because Plaintiff's motion was denied by fraud the career criminals Marzullo/Hur committed additional federal crime of Mail Fraud in January 2021 and June 2021 with the court mail addressed to Plaintiff /intercepted the 1/13/21 Order and the 6/1/21 court Notice. Plaintiff did not receive 1/13/21 Order and learned about it from the court clerk on February 4, 2021. Document 78 shows that on February 12, 2021 Plaintiff respectfully requested to reconsider the 1/13/21 Order and to grant Plaintiff's urgent motions of 2020. Defendants Representatives Marzullo/Hur did not opposed Plaintiff's motion and were encouraged to commit more fraud in 2021 by fraudulent order (ECF79) after Plaintiff's 2/12/21 motion was also denied by fraud. See Plaintiff's Exhibit A.

22. The Defendants Representatives Hur and Marzullo repeatedly committed Federal Crimes of Mail Fraud and were caught by Plaintiff and disclosed to the court repeatedly, specifically, see for example direct evidence in the court records: Plaintiff's July 23, 2020 "Response to Defendants opposition to Motion to amend the consolidated case." Defendants' 'opposition to motion to amend the consolidated case' is another example of Hur/Marzullo's escalated harm and fraud, untimely, with deliberate misrepresentations and Mail Fraud. Direct evidence in the court records shows the following: Plaintiff filed his "Motion to Amend the Consolidated Case" on June 10, 2020 (i.e. hand delivered to the court on 6/10/20 and also mailed a copy to defendants with the court stamp markings 6/10/20), however, the defendants' representatives Hur/Marzullo in their 7/15/20 'opposition to motion to amend' failed to file timely opposition and deliberately misrepresented facts in spite of the fact that pursuant to the 6/18/20 Order the judge gave them extra days. In the certificate of service of their motion they stated that: 1) on July 10, 2020 a copy of the foregoing Opposition to Motion to Amend... was electronically filed with the court's CM/ECF system, and, 2) on July 10, 2020, was served, via U.S. mail...on Yuri J. Stoyanov, 7560 Pindell School Road, Fulton, MD 20759." Both their statements contradict facts and are fraudulent, and they intentionally committed perjury and fraud to harm Plaintiff. Indeed, the mail envelope from the Department of Justice, United States Attorney Office, has the U.S. Official Mail postal markings: a) date July 15, 2020, and b) postage paid \$8.25 (for their motion of 3 pages via first class mail). Thus, any reasonable mind can see obvious fraud with defendants' untimely and unsupported motion. In

addition, since Plaintiff did not receive timely the motion from defendants, he called the clerk of the court on Friday, July 17, 2020 at 15:42, and was informed by the clerk that the last entry in the court's CM/ECF system was the 6/18/20 court order entered into system on 6/19/20 (i.e. not defendants' motion of 7/10/20). Thus, the court records show that the defendants' representatives Hur and Marzullo's certificate of service of 7/10/20 is fraudulent and, therefore, the defendants' untimely opposition must be denied and sanctions imposed on defendants for escalated deliberate misrepresentations, fraud, including Mail Fraud and fraud with the court's CM/ECF system to deceive the court and to harm Plaintiff.

23. Plaintiff respectfully submits this Fifth urgent motion for Discovery and for the court to issue scheduling Order for the 90-days discovery and depositions of witnesses/defendants including defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants so that Plaintiff could receive fair adjudication on all claims, fair hearing, discovery of over 200 claims, depositions of witnesses/defendants and jury trial to supplement deficient court records.

24. Plaintiff also respectfully request to investigate crimes committed by Defendants Representatives Marzullo/Hur and by Defendants Kessmeier/Caron, deputy court clerk K. West including federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019.and to impose sanctions against defendants for violations of laws, fraud and harm committed to Plaintiff. See the court records for instant case and

also Plaintiff's Petitions for Writ of Certiorari to the US Supreme Court No. 17-174 and No. 19-1179.

25. Mail Fraud and Wire Fraud are federal crimes and were committed by Defendants Kessmeier and Caron in January 2019 and by Defendants' Representatives Hur and Marzullo repeatedly in 2020 and 2021, to dismiss instant lawsuits by fraud, to harm Plaintiff and to deceive the court by tampering with the official US Postal Service records in direct violation of federal laws, specifically, the Mail Fraud (18 U.S.C. section 1341) and Wire Fraud (18 U.S.C. section 1343). Both violations are federal crimes and each violation requires imprisonment of these career criminals for 20 years plus fine of \$250, 000.00 each for each violation.

Mail Fraud was committed by Defendants Kessmeier/Caron in January 2019 and by Defendants' Representatives Hur and Marzullo intentionally and repeatedly in 2020 and 2021. Each of these criminals must be investigated immediately, convicted of federal crimes to the full extent of the law, disqualified, licenses to be revoked and each put in prison for 20 years and fined \$250,000.00 for each federal mail fraud. Note also, Defendant Kessmeier with her assistant Defendant Caron and others committed both federal mail fraud and wire fraud and not only in January 2019, but also in prior years. Similarly, Defendants Representatives R. Rosenstein with his assistants J. Sippel, Jr. committed federal mail fraud in April 2014, in 2013, and 2008 and must also be investigated and put in prison for 20 years and fined \$ 250,000.00 for each federal mail fraud. For more direct evidence of fraud committed by these career criminals prior to the January 2019 Mail Fraud and Wire Fraud, see for example Plaintiff's Case No. 1:07-cv-01985-DKC and Plaintiff's Petitions for Writ of Certiorari to

the US Supreme Court No. 17-174 and No. 19-1179. Therefore, Plaintiff respectfully requests to grant instant "Urgent Fifth motion for Discovery and to investigate federal crimes of Mail Fraud of June 2021, January 2021, August 2020, July 2020, April 2019, March 2019 and January 2019" and for the court to issue scheduling order for 90-days discovery.

26. Plaintiff also respectfully requests to produce during discovery at the courthouse those clerks of the court who committed federal mail fraud with the court mail addressed to Plaintiff and his brother Dr.

Aleksandr Stoyanov since 2005. Note that, in the instant case, CCB-09-3479, the district judge order was dated as of 8/10/20, while each summons with the court seal was dated 8/11/20, and was without court clerk' signature or clerk's initials, to conceal the identity of the federal mail fraud criminals. Plaintiff respectfully requests the relief to be granted and files this instant urgent motion to start discovery immediately.

27. In order to conduct fair adjudication of Plaintiff's claims and to examine Defendants under oath, Plaintiff respectfully requests to commence the 90-days discovery at the courthouse immediately, to examine Defendants and Defendants representatives Hur and Marzullo under oath, to investigate all claims and witnesses, to supplement deficient court records with evidence and agency documents solely in Defendants' possession, in order to prepare the case for jury trial and then to conduct jury trial.

Wherefore, in consideration of the above, Plaintiff respectfully requests to grant this Fifth Urgent motion for discovery, depositions of witnesses, defendants and criminal investigation into federal crimes of Mail fraud of June 2021, January 2021, August 2020, July 2929,

April 2019, March 2019 and January 2019 including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants. Plaintiff's Exhibit A see in Appendix 9.

Respectfully submitted /s/ Dr. Yuri Stoyanov
Certificate of Service

I hereby certify that on the 12 day of August 2021, a copy of the Plaintiff's "Fifth Urgent motion for discovery, depositions of witnesses, defendants and criminal investigation into federal crimes of Mail fraud of June 2021, January 2021, August 2020, July 2929, April 2019, March 2019 and January 2019, including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants" and proposed Order was sent to the following via:

First Class Mail to the following:
Jonathan F. Lenzner/Kelly Marzullo
Assistant United States Attorney
36 South Charles Street
Fourth Floor
Baltimore, Maryland 21201
Or Fax (410) 962-9947

Hand Delivered or
First Class Mail to the following
Clerk of the Court
United States District Court
Southern Division
6500 Cherrywood Lane
Greenbelt, Maryland 20770

August 12, 2021 /s/ Dr. Yuri Stoyanov
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND
DR. YURI J. STOYANOV, :

Plaintiff Case No.: CCB-09-3479

Case No.: CCB-11-739

vs. Case No. CCB-12-2458

Case No.: CCB-13-141

Case No.: CCB-13-142
Case No.: CCB-14-3262

MR. THOMAS HARKER, Acting Secretary of the
Navy, et al., Defendants ...oOo...

Order

Upon consideration of Plaintiff's "Fifth Urgent motion for discovery, depositions of witnesses, defendants and criminal investigation into federal crimes of Mail fraud of June 2021, January 2021, August 2020, July 2929, April 2019, March 2019 and January 2019 including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants," and for good cause shown, it is hereby ORDERED:

1. Plaintiff's "Fifth Urgent motion for discovery, depositions of witnesses, defendants and criminal investigation into federal crimes of Mail fraud of June 2021, January 2021, August 2020, July 2929, April 2019, March 2019 and January 2019 including the investigation of defendants' representatives' escalated fraud and federal crimes, to disqualify and lock-up in jail these criminals and to impose sanctions against defendants, " in this case SHOULD BE and hereby IS GRANTED;
2. Parties ORDERED to commence the 90-days DISCOVERY; 3. The Acting U.S. Attorney and Defendants' Representatives J. F. Lenzner is ORDERED to replace his assistant K. Marzullo by different Defendants' representative immediately.
4. Mr. J. F. Lenzner to produce for depositions in the courthouse assistant Ms. K. Marzullo, former U.S. Attorney Mr. R. Hur, deputy court clerk Ms. Kendra West, defendants Kessmeier, Caron, and others whom

Plaintiff served with summons and complaint in 2019 and 2020.

5. Defendants to pay all Plaintiff's expenses related to Plaintiff's complaints, hearings, discovery and jury trial.

Date: _____

Catherine C. Blake United States District Judge
P.S. THE ABOVE 9/12/21 MOTION WAS DENIED BY BLAKE BY FRAUD IN THE 9/25/21 ORDER, SEE IN APPENDIX 4.

APPENDIX 9:
Petitioner's Exhibit A:

Direct evidence of the June 2021 federal crime of mail fraud committed with the US District Court of Maryland mail addressed to Plaintiff is shown in Plaintiff's Exhibit A below. Thus, direct evidence shows two different postal marks with two different dates, namely, 06/01/21 and 06/16/21 on the same envelope from the clerk of the court addressed to Plaintiff. One postal mark that was made at the Court shows the date 06/01/21 and postage of \$0.65; and the other postal mark was made by the US Postal Service at Baltimore, MD shows the date: 16 June 2021 PM7. To harm Plaintiff the career criminals at the court again committed federal crime. The sending of the court mail to Plaintiff was intentionally delayed from June 1, 2021 until June 16, 2021. After career criminals at the court waited since June 1, 2021 for 15 days and saw that Plaintiff did not file his motion within 15 days from the Defendants' Representative Marzullo's motion for summary judgment then they released the court mail on June 16, 2021, which Plaintiff received on June 19, 2021. Blake with Marzullo organized this and other criminal schemes of Mail Fraud of 2020 and 2021 to dismiss Plaintiff's six lawsuits by fraud: without discovery,

without court hearing and without jury trial.

CLERK, UNITED STATES DISTRICT COURT
101 W. LOMBARD STREET
BALTIMORE, MARYLAND 21201-2691
www.mdd.uscourts.gov

OFFICIAL BUSINESS

BALTIMORE MD 212 NEOPOST
16 JUN 2021 PM-7 L 06/01/2021 FIRST-CLASS MAIL

US POSTAGE \$000.65

Yuri J. Stoyanov
7560 Pindell School Road
Fulton, Md 20759

ZIP 21201
041M1 1464066

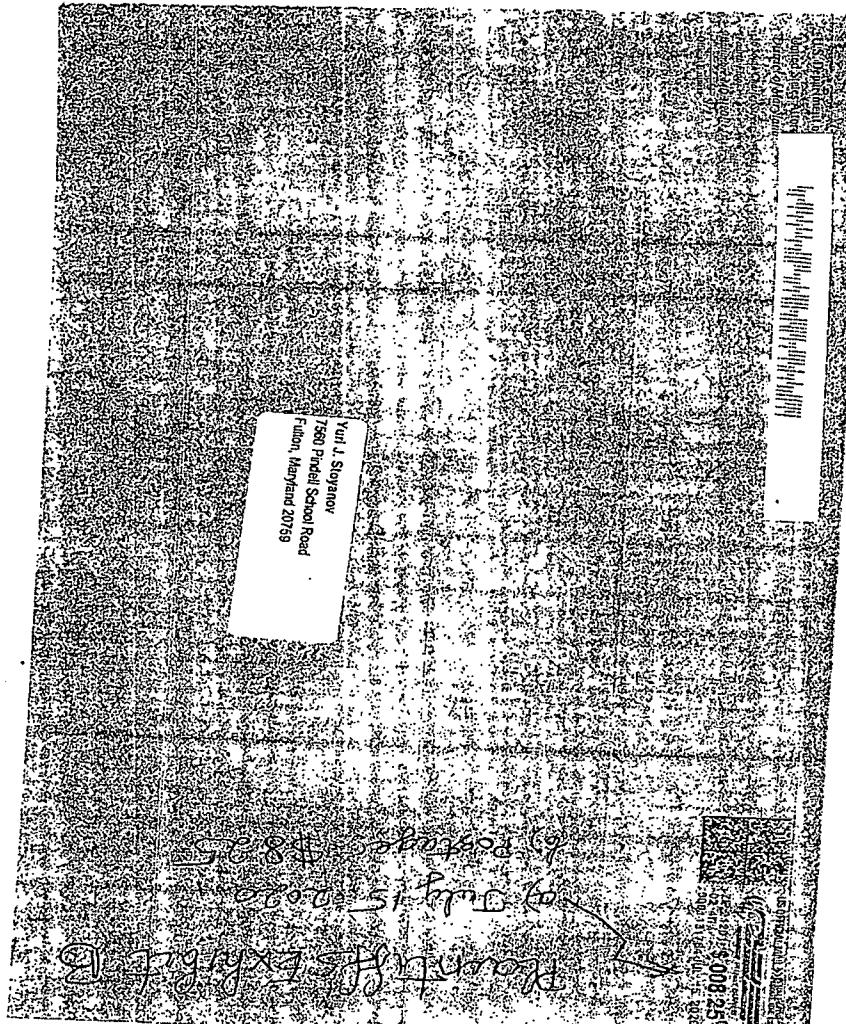
20759-972460



APPENDIX 10:
Petitioner's Exhibit B.

Direct evidence of Marzullo's July 2020 mail fraud is shown in Exhibit B below. The official mail from the Defendants' representative K. Marzullo containing defendants' untimely motion with fraudulent certificate of service: date and perjury, to deceive Plaintiff, bears direct evidence of her intentional Mail Fraud to harm Plaintiff. In the envelope from the US Department of Justice, United States Attorneys Office, District of Maryland in Baltimore was enclosed 3-page untimely motion with fraudulent certificate of service. Direct evidence in the court records shows the following: Plaintiff filed his "Motion to Amend the Consolidated Case" on June 10, 2020, however, the defendants' representative Hur/Marzullo in their 7/15/20 'opposition to motion to amend' (ECF 61) failed to file timely opposition and deliberately misrepresented facts in spite of the fact that pursuant to the 6/18/20 Order the judge gave

them extra days. In the certificate of service of their motion they stated that: 1) on July 10, 2020 a copy of the foregoing Opposition to Motion to Amend... was electronically filed with the court's CM/ECF system, and, 2) on July 10, 2020, was served, via U.S. mail...on Yuri J. Stoyanov, 7560 Pindell School Road, Fulton, MD 20759." Both their statements contradict facts and are fraudulent, and they intentionally committed perjury and fraud to harm Plaintiff. Indeed, the mail envelope from the Department of Justice, United States Attorneys Office, has the U.S. Official Mail postal markings: a) date July 15, 2020, and b) postage paid \$8.25 (for their motion of 3 pages via first class mail). Thus, any reasonable mind can see obvious fraud with defendants' untimely and unsupported motion (ECF 61). In addition, since Plaintiff did not receive timely the motion from defendants, he called the clerk of the court on Friday, July 17, 2020 at 15:42, and was informed by the clerk that the last entry in the court's CM/ECF system was the 6/18/20 court order entered into system on 6/19/20 (i.e. not defendants' motion of 7/10/20). As a result of Marzullo's Mail Fraud and perjury, district judge Blake by fraud denied Plaintiff's June 10, 2020 Motion to Amend.



APPENDIX 11:
Petitioner's Exhibit C.

Direct evidence of Marzullo's perjury and fraud with the certificate of service in the July 2020 untimely motion (ECF 61) is shown in Exhibit C. As was disclosed above in the Exhibit B, the official mail from the Defendants' representative K. Marzullo containing defendants' untimely motion with

fraudulent certificate of service: date and perjury, to deceive and harm Plaintiff, bears direct evidence of her intentional Mail Fraud. In the envelope (with postal marks July 15, 2020 and postage \$8.25) from the US Department of Justice, United States Attorneys Office, District of Maryland in Baltimore was enclosed 3-page untimely motion with fraudulent date of July 10, 2020 and with fraudulent certificate of service. As a result of Marzullo's Mail Fraud and perjury, district judge Blake by fraud denied Plaintiff's June 10, 2020 Motion to Amend.

Case 1:09-cv-03479-CCB Document 61 Filed 07/10/20 Page 5 of 5

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on July 10, 2020, a copy of the foregoing *Opposition to Motion to Amend*, which was electronically filed via the Court's CM/ECF system on July 10, 2020, was served, via U.S. mail, postage prepaid, on: Yuri J. Stoyanov, 7560 Pindell School Road, Fulton, Maryland 20759.

/s/ Kelly M. Marzullo
Kelly M. Marzullo (Bar No. 28036)
Assistant United States Attorney

Plaintiff's Exhibit C

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