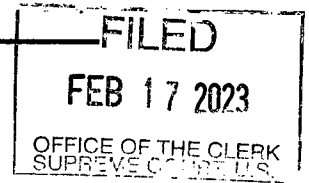


22-115

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



IMRE KIFOR,
Petitioner,

v.

THE COMMONWEALTH OF MASSACHUSETTS et al.,
Respondents.

On Petition For A Writ Of Certiorari To
The Supreme Judicial Court Of Massachusetts
SJC-13339, SJ-2022-0380 and SJ-2022-0407

IMRE KIFOR'S PETITION FOR WRIT OF CERTIORARI

February 11, 2023

Imre Kifor, Pro Se
32 Hickory Cliff Rd.
Newton, MA 02464
ikifor@gmail.com
I have no phone
I have no valid driver's license
I have to move to a homeless shelter
<https://femfas.net>

QUESTION PRESENTED

In the context of the federal CSE¹ reimbursement program, the Massachusetts Legislature enacted an ambiguous interpretation² by implying a possible spectrum for the rate of reimbursements³. **Is the “open-ended” and thus manipulatable federal program constitutional as currently practiced by Massachusetts?**

¹ Federal reimbursements associated with the Child Support Enforcement (CSE) program are defined and reported to the US Congress by the Congressional Research Service (CRS). CRS documents in the Child Support Enforcement: Program Basics (9/8/2022): “The program is a federal-state matching grant program under which states must spend money in order to receive federal funding. For every dollar a state spends on CSE expenditures, it generally is reimbursed 66 cents from the federal government. This reimbursement requirement is ‘open-ended,’ in that there is no upper limit or ceiling on the federal government’s match of those expenditures,” see <https://crsreports.congress.gov>.

² See <https://malegislature.gov/Budget/FY2022/FinalBudget> (at 1201-0160) mandating that “federal receipts associated with the child support computer network shall be drawn down at the highest possible rate of reimbursement.”

³ The relevant pages with highlights of the above are attached as Appendix I.

LIST OF PARTIES

All parties **do not** appear in the caption of the case on the cover page.

The list of all parties to the proceedings in the court whose judgments are the subject of this petition is as follows:

1. The Commonwealth Of Massachusetts,
2. Governor Maura T. Healy (official capacity),
3. Attorney General Andrea J. Campbell (official capacity),
4. Commissioner Geoffrey E. Snyder (official capacity, MA DOR CSE),
5. Middlesex Division of the Probate and Family Court Department,
6. Ms. Barbara A. Duchesne,
7. Ms. Cynthia S. Oulton.

RELATED CASES

- Duchesne v. Kifor, MI07D3172DV1, Mass. Middlesex Probate & Family Court. Ongoing.
- Oulton v. Kifor, MI11W0787WD/MI11W1147WD, Mass. Middlesex Probate & Family Court. Ongoing.
- Conlin v. Kifor, 1811-RO-147, Mass. Lowell District Court. Relief denied on 3/2/2018.

- Duchesne/Oulton v. Kifor, 2019-J-0527, 2020-J-0007, 2020-J-0100, 2020-J-0147, 2020-J-0279, 2020-J-0280, 2021-J-0079 and 2021-J-0080 from Single Justice Mass. Appeals Court. All immediately denied.
- Kifor v. Duchesne & Oulton, 2081CV00109 and 2281CV02933, Mass. Middlesex Superior Court. Dismissed 10/15/2020 and ongoing, respectively.
- Kifor v. Commonwealth et al., 2181CV00921, Mass. Middlesex Superior Court. Dismissed 8/23/2022.
- Kifor v. Commonwealth et al., 1:20-cv-11601-PBS, U.S. District Court for the District of Massachusetts. Dismissed 10/6/2020.
- Kifor v. Commonwealth et al., 1:21-cv-11968-IT, U.S. District Court for the District of Massachusetts. Dismissed 1/3/2022.
- Kifor v. Duchesne/Oulton, DAR-28508, DAR-28518, and DAR-28519, Mass. Supreme Judicial Court. All denied 11/30/2021.
- Kifor v. Duchesne/Oulton, paired 2021-P-0503, 2021-P-0901, and 2021-P-0902, Mass. Appeals Court. Judgment entered 6/23/2022.
- Kifor v. Duchesne/Oulton, FAR-28962, and FAR-28963, Mass. Supreme Judicial Court. All denied 9/13/2022.
- Duchesne/Oulton v. Kifor, 2021-J-0606, 2021-J-0607, 2022-J-0479, and 2022-J-0480 from Single Justice Mass. Appeals Court. All immediately denied.
- Kifor v. Commonwealth et al., SJ-2022-0041 & SJC-13263, Mass. Supreme Judicial Court. Judgments entered 4/1/2022 and 6/22/2022.

- Kifor v. Commonwealth et al., SJ-2022-0193 & SJC-13310, Mass. Supreme Judicial Court. Judgments entered 6/27/2022 and 10/13/2022.
- Kifor v. Commonwealth et al., SJ-2022-0271 & SJC-13339, Mass. Supreme Judicial Court. Judgments entered 9/30/2022 and 12/1/2022.
- Kifor v. Commonwealth et al., SJ-2022-0380, and SJ-2022-0407 from Single Justice Mass. Supreme Judicial Court. Judgments entered 12/9/2022.
- Kifor v. Commonwealth et al., 1:22-cv-11141-PBS from United States District Court for the District of Massachusetts. Judgment entered 11/22/2022.
- Kifor v. Commonwealth et al., 1:22-cv-11948-PBS from United States District Court for the District of Massachusetts. Judgment entered 12/7/2022.
- Kifor v. Commonwealth et al., 23-1008 and 23-1013 from the United States Court of Appeals, First Circuit. Pending.
- Kifor v. Commonwealth et al., SJ-2023-0028 & SJC-13392, Mass. Supreme Judicial Court. Judgment entered 2/21/2022 and appeal pending.
- Kifor v. Duchesne/Oulton, 2023-J-0054, and 2023-J-0055 from Single Justice Mass. Appeals Court. Both were repeatedly denied.

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6) Briggs v. Carol Cars, Inc., 407 Mass. 391 (Mass. 1990)	
7) Brown v. Gerstein, 17 Mass. App. Ct. 558 (Mass. App. Ct. 1984)	
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14) Commonwealth v. Hatch, 438 Mass. 618, 623 (Mass. 2003)	
15) Dawson v. Equity Investment Group, No. No. 2001517 (Mass. Cmmw. Aug. 11, 2006)	

⁴ The relevant text of the cited cases and statutes appears in Appendix N. *Passim* is implied throughout.

- 16) Edelman v. Jordan, 415 U.S. 651, 677 (1974)
- 17) Edwards v. Aetna Life Ins. Co., 690 F.2d 595, 599 (6th Cir. 1982)
- 18) Fisher v. University of Texas at Austin, 570 U.S. 297, 331 (2013) 37
- 19) Fitzpatrick v. Bitzer, 427 U.S. 447 (1976) 15
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- 21) Griffin v. Breckenridge, 403 U.S. 88 (1971)
- 22) In re Birchall, 454 Mass. 837, 838-39 (Mass. 2009)
- 23) J.A. Sullivan Corp. v. Commonwealth, 397 Mass. 789, 792, 494 N.E.2d 374
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- 24) Jackson v. Birmingham Bd., 544 U.S. 167, 168 (2005)
- 25) Jinks v. Credico (U.S.) LLC, No. SJC-13106, (Mass. 2021) 10
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- 27) Judge Rotenberg Educ. v. Comm. of the Dep. of M. R, 424 Mass. 430, 443
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- 28) Kendall v. Selvaggio, 413 Mass. 619 (Mass. 1992)
- 29) LaLonde v. Eissner, 405 Mass. 207, 213 (Mass. 1989)
- 30) Lamoureux v. Supdt. Mass. Correctional Inst. Walpole, 390 Mass. 409 (Mass.
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- 31) Lopez v. Mass., 588 F.3d 69, 86 (1st Cir. 2009)
- 32) McHugh v. Commonwealth, 97 Mass. App. Ct. 1104 (Mass. 2020)
- 33) Mireles v. Waco, 502 U.S. 9, 11-12 (1991)

- 34) O'Brien v. DiGrazia, 544 F.2d 543, 546 n.3 (1st Cir. 1976)
- 35) Otis v. Arbella Mutual Insurance Company, 443 Mass. 634, (Mass. 2005)
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- 37) Pelican Production Corp. v. Marino, 893 F.2d 1143 (10th Cir. 1990)
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- 41) Rasmy v. Marriott Int'l, 952 F.3d 379, 389 (2d Cir. 2020)
- 42) RCN-BecoCom, LLC v. Commissioner of Revenue, 443 Mass. 198, 204
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- 43) Rockdale Management Co. v. Shawmut Bank, N.A., 418 Mass. 596, 598
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- 44) Sahin v. Sahin, 435 Mass. 396 (Mass. 2001)
- 45) Salvesen v. Salvesen, 370 Mass. 608 (Mass. 1976)
- 46) Sax v. Sax, 53 Mass. App. Ct. 765 (Mass. App. Ct. 2002)
- 47) Stump v. Sparkman, 435 U.S. 349 (1978)
- 48) Sullivan v. Chief Justice, 448 Mass. 15, 24 (Mass. 2006)
- 49) Swallows v. Barnes Noble Book Stores, Inc., 128 F.3d 990, 993 n.5 (6th Cir.
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- 50) Trillium, Inc. v. Cheung, 11-P-727 (Mass. Feb. 21, 2012)
- 51) U.S. v. Ballek, 170 F.3d 871 (9th Cir. 1999)

52) U.S. v. Smith, 278 F.3d 33, 40 n.5 (1st Cir. 2002)

53) U.S. v. Williams, 121 F.3d 615, 620-21 (11th Cir. 1997)

54) Winthrop Corp. v. Lowenthal, 29 Mass. App. Ct. 180 (Mass. 1990)

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5) M.G.L. c. 151B 10, 15

6) M.G.L. c. 211, § 3 8, 31

7) M.G.L. c. 215, § 9 12

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9) M.G.L. c. 249, § 4 6

10) M.G.L. c. 261, §§ 27A-D 33, 39

**IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI**

The Petitioner, Imre Kifor (“Father”), respectfully prays that a writ of certiorari is issued to review the rulings of the Massachusetts Supreme Judicial Court below.

OPINIONS BELOW

The interrelated sets of opinions of the highest Massachusetts court to review the merits appear in Appendix A, B, and C to herein petition and are unpublished.

JURISDICTION

The dates on which the highest Massachusetts court decided these cases were 12/1/2022 and 12/9/2022. These decisions appear in Appendices A, B, and C. Father is seeking a joint review of all three decisions under Rule 12.4. The jurisdiction of this Court is thereby invoked under 28 U. S. C. § 1257(a).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

- Substantiated violations under the (Civil) Racketeer and Corrupt Organizations Act (“RICO”), 18 U.S.C. §§ 1961-1968;
- Substantiated violations of Title VII of the Civil Rights Act of 1964, 42 U.S.C. § 2000e, *et seq.*;

- Substantiated violations of equal rights and conspiracy to interfere with civil rights, 42 U.S.C. §§ 1981 and 1985;
- Substantiated violations of Massachusetts “entitled to appeal” G.L.c. 215, § 9;
- Substantiated unlawful discrimination under Massachusetts G.L.c. 151B;
- Ongoing violations of the Massachusetts Indigency Laws, G.L.c. 261, §§ 27A-D.

STATEMENT OF THE CASE

- 1) Father has four children from non-overlapping, long-term, and fully committed relationships: two children (“Twins”), with former wife Barbara A. Duchesne (“Mother-B”), and another two younger children (“Siblings”), with former fiancée Cynthia S. Oulton (“Mother-C,” and collectively “Mothers”).

Middlesex Probate And Family Court

- 2) Mothers initiated colluding and simultaneous child-custody and child-support-related lawsuits against Father under false and maliciously fraudulent pretenses in the Middlesex Probate and Family Court (“Family Court”) in May 2011.
- 3) The Family Court allowed notorious Harvard Guardian ad Litem (“GALs”) to fabricate false and infantile narratives like: “[child] is afraid the father will ‘put suction cups on her feet and take her out the window,’ and [child] is afraid the father would ‘put him in boiling water’ if he went back in the father’s care.”

- 4) Using the GALs' evasive depositions, Father compiled a 110 pages affidavit meticulously documenting 900+ vicious errors in the GALs' report. However, Father was not permitted to present his unified defense of the deliberately splintered "one person, divergent sets of facts" reality of the three Family Court dockets. Biased parallel judgments were issued on 2/13/2014 and 6/30/2014.
- 5) In fact, the Family Court went to extreme lengths to prohibit Father from filing his evidence and calling his witnesses, in a sharp contradiction to superficial claims that Father "had his day in court." Specifically, the Family Court noted in the 6/30/2014 judgment, "On December 5, 2013, [the Court] denied Father's request to submit additional evidence. The Court provided the following rationale: I specifically find that the value of any evidence received from mental health treaters is outweighed by the prejudice which would be supposed by [Mother-B] in light of [Father's] prior vigorous assertion of privilege and [Mother-B's] inability to conduct discovery regarding such witness(es)."
- 6) However, that 12/5/2013 denial was never communicated to Father. And, as the routinely falsified "secretive" new docket entries also prove, it was not entered on the docket until 7/15/2014, rendering evidentiary restrictions unappealable.
- 7) Since then, the substantiated fraud, deliberate defamation, and stereotypical discrimination by the Family Court have tormented Father's dear children and predictably led to the four children's now absolute and total parental alienation.

- 8) Through the recent 20+ hearings, the Family Court has rejected all of Father's evidence regarding even his supervised visitations (the 14 monitors never once complained about Father's 500+ visits with his children), flatly denying the sole trial exhibit about Father having to end the visits to protect his crying children.
- 9) The ongoing activities allowed in the Family Court also resulted in Father's fully depleted finances and his now **forced indigency** that started on 2/12/2018 when the Family Court initiated a punitive crusade against him in response to his efforts to seek relief. As Father had been alleging child-predatory "mental health" fraud, driven by the openly encouraged discriminatory activism, Father was labeled "dangerous," then silenced, and subsequently sentenced to jail.
- 10) Father has provided the Family Court with his comprehensive, verifiable, and voluntary financial disclosures and his duly submitted job applications (800+ in 2019 and 620+ since 12/6/2021) to substantiate his forced indigency claims.
- 11) Father's deliberately forced, and thus intractable, indigency entails both a lack of assets and a purposely denied ability to earn a living. Both of these critical defining components were repeatedly and knowingly invalidated by the Family Court when continually ignoring or denying Father's affidavits of indigency.
- 12) Rejecting the consequences of their stereotypically discriminatory activism, perhaps to stubbornly conceal the herein substantiated profiteering racket, the Family Court refused to investigate the causes of Father's forced indigency.

- 13) Moreover, after systemically denying Father's free speech, equal protection, and due process rights, the Family Court continued to issue parallel “guilty” judgments and orders for Father’s “willful” nonpayment of child supports.
- 14) The Family Court has thus leveraged the parallel cases to either force Father into involuntary servitude (by ordering him to seek jobs that could not support him in the future) or to sentence Father with no intentions to address any of the direct causes of his indigency. Specifically, the Family Court even suspended Father’s driver’s license while ordering him to get “minimum wage” jobs.

Massachusetts Appeals Court

- 15) As none of Father’s sustained, years-long efforts (including his ongoing full-time professional software engineering work) have been able to solve Father’s now extensively documented forced indigency, he has ever diligently attempted to properly and timely appeal the wrongful stream of interdependent rulings.
- 16) The Appeals Court panel overlooked that the Family Court’s: (1) acceptance on 6/16/2021 of Father’s indigency (or inability to pay any of the then \$220,000+ in-arrears supports/expenses/fees ordered by the 2019 judgment) was a directly alleged material and substantial change in circumstances before the 6/23/2021 dismissal, and (2) allowed deceptions in the 6/4/2021 and 6/23/2021 decisions (about his deliberately sabotaged appeals as “never attempted,” yet cases still “remaining under appeal” at the same time) were cases of abuse of discretion.

- 17) Therefore, Father concluded in his applications for FAR: “As the Family Court appears to maintain without any basis that Father had been in possession of ‘hidden’ resources, and thus he had to be forcefully silenced about his repeated allegations of fraud, defamation, and discriminations, the fundamental controversy of Father’s now forced indigency has not been addressed.”
- 18) In a now substantiated **conspiracy to silence and enslave** Father, the Family Court systemically, and without proper jurisdiction, sabotaged Father’s appeals.
- 19) Moreover, this conspiracy intrinsically relies on violating Father’s civil rights.
- 20) While M.G.L. c. 249, § 4, equally applies to the Middlesex Superior Court, Father’s complaint for civil rights violations was still dismissed on 8/23/2022 with the Superior Court noting and specifically ordering “... As explained at the hearing, this Court has no jurisdiction to consider cases in Probate and Family Court or the Appeals Court. Additionally, even if the Superior Court had jurisdiction, those judges acted with immunity for their official actions ...”
- 21) Nevertheless, the Massachusetts Supreme Judicial Court (“SJC”) instructed on 6/22/2022: “[Father] ‘bears the burden to allege and demonstrate the absence or inadequacy of other remedies.’ He has not carried that burden here.”
- 22) To comply with the preconditions of G.L.c. 249, § 4, Father has been diligently moving the Family Court to review and correct the repeated errors in judicial proceedings and for relief from continued invalidation of his forced indigency.

- 23) Father's motions have all been denied without regard for or review of the facts.
- 24) Father has also moved the Family Court to finalize the parallel and endlessly frivolous contempt actions by issuing judgments. No judgments were issued. Father then appealed on an interlocutory basis, citing the falsity of the claims.
- 25) The Single Justice Appeals Court still denied relief on 9/2/2022 by noting: "I see no clear error of law or abuse of discretion in the judge's order denying the motion," despite the falsity of the Family Court's claims made on 8/2/2022.
- 26) Specifically, the Family Court's seemingly evasive claims were false because:
- a) the judge was not different, b) Father's requests for reviews were ignored and not denied, and c) Father's supporting affidavits were disregarded on purpose (as all of the *pro se* Father's 500+ pages of "signed under the pains and penalties of perjury" filings had been obsessing about his forced indigency).
- 27) Father's applications for FAR were also denied, completing the entire "appeals cycle" regarding the Family Court's recent rulings. No decisions regarding his forced indigency have been ever reviewed despite Father's explicit requests.
- 28) Building on the Appeals Court's invalidations, the Family Court immediately denied Father's affidavit of indigency on 9/7/2022, with the expectation of a ~\$100K "windfall" from his levied (but just a mere skeleton) Fidelity accounts.

- 29) The Appeals Court ignoring the root controversy shared by the cases in parallel (that the conspiracy to silence and enslave Father has directly caused his thus forced indigency), could not and would not resolve Father's existential crisis.
- 30) Father's forced indigency is intractable. The resulting controversy and induced judicial deadlock are thus significant. The act of any employer hiring Father (without preemptively covering his now \$315,000+ of in-arrears obligations for his four children) would immediately deny Father's ability to perform any of his duties as his income needed for survival would effectively be all garnished.

Massachusetts Supreme Judicial Court

- 31) Father sought G.L.c. 211, § 3, relief from the deliberately child-predatory and subversionary "public nuisance" activities of the Respondents ("the State"), which were continually not according to the course of the common law and which court proceedings were not otherwise reviewable by motion or appeal.
- 32) Father pleaded that immediate and meaningful relief was necessary "to prevent the State from undermining the rule of law and to ensure that the citizens of the Commonwealth may safely nurture and care for their children and families."
- 33) Father specifically claimed that a thus documented sustained and systemically discriminatory conspiracy to silence and enslave him by ruthlessly leveraging his four children was behind the punitive and retaliatory actions by the State.

- 34) Father also claimed that the deliberately induced clear judicial deadlock was an apparent “war of attrition” strategy for delaying any investigations and denying Father’s desperate requests for relief from the thus retaliatory forced indigency.
- 35) Father’s sequence of petitions to the SJC has all been denied. Father appealed the decisions to the full court. Father’s appeals were denied as well. Despite the SJC repeatedly allowing Father’s claimed indigency, apparently acknowledging an existential crisis without any crimes committed on Father’s part, the orders still note “it is difficult to discern what, specifically, [Father] is challenging” and later claim “[Father] had adequate alternative remedies available to him.”
- 36) Yet, Father’s properly requested reviews of orders and judgments, specifically related to his induced forced indigency, have been deliberately sabotaged by the Family Court, and, therefore, the Appeals Court never considered them.
- 37) Consequently, Father raised the question of the appeal to the full SJC: “did the Single Justice Court err on 9/30/2022 when ignoring the ‘entirety’ of the record for the decision to deny? Father has been consistently claiming that the Respondents have: (1) sabotaged and thus effectively silenced his diligent efforts to modify the underlying matters (due to now evidenced child-predatory fraud), and then (2) retaliated against the forcedly indigent Father to consequently enslave him through endlessly fabricated contempt actions (by targeting his ability to be gainfully employed or simply 'make a living').”

- 38) Father also asserted to the SJC that the autocratic and purely retaliatory “seek work” orders had rendered the Family Court into Father’s “**joint employer.**”
- 39) Regardless, Father had been fully complying with all Family Court orders despite them being traps in the substantiated conspiracy to silence and enslave.
- 40) Therefore, these “employment” traps did not work as intended, and the Family Court had to dismiss a secret, fabricated complaint for contempt on 6/3/2022. The scheduled hearing was also canceled by the Family Court, with the verbal admission that Father “had been fully complying with all seek work orders.”
- 41) Father holds that his forcedly induced circumstances satisfy the SJC’s latest standard for determining a joint employment “service relationship” between Father and the Family Court, see Jinks v. Credico (U.S.) LLC. Moreover, the “joint employer” Family Court has also deliberately created a child-predatory, discriminatory, and hostile “work environment,” pursuant to M.G.L. c. 151B.
- 42) Relying apparently on the only remaining “refutable” component of indigency (that he “still had active Fidelity accounts”), the Family Court denied Father’s affidavit of indigency on 9/7/2022 with an informal email instead of an order.
- 43) Father filed the affidavit with his latest round of simultaneous complaints for modifications, desperately attempting to break the induced judicial deadlock.

U.S. District Court For The District Of Massachusetts

- 44) Father has repeatedly requested investigations into the matters from the State.

- 45) Subsequently, Father also substantiated a sinister child-predatory and financial motive that serves as a plausible reason for the stubborn efforts by the Family Court to directly and forcefully conceal the acts and decisions in these matters.
- 46) Father contended that the “association in fact” between the Family Court and the various other parties was a legitimate RICO Enterprise. The definition of the Enterprise, as it aims to maximize federal reimbursements (along with their reinvestments in a clear positive feedback loop), satisfies the RICO interstate or “federal” commerce requirement. The Family Court is a *de facto* “hub” of this Enterprise, with all the other parties being the service provider “spokes.”
- 47) Filed with the U.S. District Court on 7/13/2022, Father substantiated in his Civil RICO Class Action Complaint that through the 10+ years-long pattern of “high-conflict” inducing mental health fraud, defamations, and discriminations, combined with herein detailed schemes of concealment and retaliations he had lost \$1M+ in “legal fees” as part of his \$9M+ in damages. Father’s complaint refers to allegations of 18 U.S.C. § 1961(1) retaliations and mail (and wire) fraud as the offenses or “predicate acts” of the RICO racketeering activities.
- 48) The scheme behind the intent of these Racketeering Activities was to deceive a prepared Father in his affirmed efforts to appeal the Family Court’s decisions and to also conceal from and sabotage any appellate reviews of the duly filed

evidence or the mere docket entries. Mails and wires (emails) were used to further this deception scheme with specific “property in Father’s hands.”

49) With severely restricted access to the Family Court’s docket entries, Father’s only option was to rely on mailed/mailed decisions when attempting to appeal them. Therefore, the Family Court had a duty to disclose their decisions, yet on multiple crucial occasions, the Family Court deliberately omitted to notify Father altogether. Father’s relentless diligence in filing pleadings, affidavits, and exhibits throughout the ~80 hearings was countered by the Family Court’s fraudulent concealment through, therefore, active misleading with affirmative steps or conduct (e.g., banning Father specifically from filing pleadings at all).

50) Father’s access to the timely appeals process, M.G.L.c. 215 § 9 was repeatedly denied without any explanations by the Family Court, and Father suffered an injury to this property right. Even the Chief Justice of the Family Court noted to Father on 3/6/2019: “If you believe that a final decision in your case is legally wrong, you may have a right to appeal the decision. There is also a right to appeal some types of orders that are not final, called interlocutory orders.”

51) The Family Court’s 18 U.S.C. § 1962(c) “deception and retaliation” violations, i.e., the “to silence and enslave” punishments, are the bases of Father’s realized injuries, as they simultaneously remove any chances of further judicial reviews

and reparations while also purposely forcing Father to succumb to his sustained monetary injuries and damages as recovery is impossible from a \$315K+ debt.

52) 18 U.S.C. § 1962(a) statutory “reinvestment” violations of previously received federal reimbursements have provided the Family Court with almost limitless resources for their all-out “war of attrition” on Father and in their conspiracy to silence and enslave him, despite Father’s supposedly protected indigent status.

53) 18 U.S.C. § 1962(b) “acquisition” violations have provided the Family Court with the means to expand the “feeder network” of professionals who would supply fraudulently obtained “expert” or “trusted” opinions (in exchange for therefore allowed obscene profiteering opportunities) with a child-predatory “baiting and provoking a dedicated and loving non-custodial parent” agenda.

54) 18 U.S.C. § 1962(d) “conspiracy” violations have allowed the Family Court to expand the spectrum and the intensity of attacks and retaliations against Father without sacrificing its judicial and sovereign immunity. The repeated filing of fraudulent complaints for contempt and the arrest by the Middlesex Sheriff can be attributed to the thus conspiring and financially incentivized two Mothers.

55) To avoid appellate reviews, the Family Court has resorted to RICO predicate act violations when sabotaging and retaliating against Father’s defensive steps of avoiding the now genuinely usurious debt from endlessly accumulating. The U.S. District Court noted: “Put more simply, Kifor maintains that the Family

Court, on multiple crucial occasions, deliberately failed to notify Kifor of its rulings, which resulted in Kifor not being able to appeal the same.”

56) Father’s petitions to the SJC specifically referenced his duly filed federal Civil RICO complaint and that the thus existentially threatened Father’s complaints of fraud, defamation, and discrimination had been silenced in the Family Court while his constitutional rights for free speech, equal protection, and due process had been deliberately violated during the biased hearings and the hasty trials.

U.S. Court Of Appeals, First Circuit

57) Father’s Civil RICO complaint was dismissed “as a matter of law,” citing the State’s sovereign immunity. Father is appealing as he contends that the Family Court self-abrogated their judicial and the State’s sovereign immunities when repeatedly sabotaging Father’s attempts to appeal the fraud-based rulings.

58) The compounding of the exposed profiteering (RICO) racket and the therefore retaliatory absolute control of any earning capacities turned the Family Court into Father’s effective “joint employer,” see Baystate Alternative Staffing, Inc.

59) These facts substantiated Father’s complaint for employment discrimination (i.e., Complaint for Violations of Title VII of the Civil Rights Act of 1964 and 42 U.S.C. §§ 1981 and 1985) that he docketed with the U.S. District Court.

60) Pursuant to the authority of the 14th Amendment § 5, Congress has already abrogated the sovereign immunity of a state by enacting the 1972 amendments

to Title VII, see Fitzpatrick v. Bitzer. Sovereign immunity, relative to M.G.L.c. 151B, has also been waived by the Massachusetts Legislature in state courts, and Father has amended his complaints in the Family Court accordingly, as per the facts also presented in his duly filed federal complaints. The Family Court, however, continues to “secretly” restrict Father’s ability to file his pleadings.

- 61) Father has been consistently pleading in courts that he had not committed any crimes, had never been convicted and had been targeted by the Family Court as a **whistleblower**. The forcedly indigent Father’s thus unjust jail sentence was ordered on 10/21/2019 by the Family Court as a direct retaliation for Father’s immediately prior “Is Mass. Chief Justice leveraging, torturing and abusing innocent children?” open letter and unrelated to any COVID-19 regulations.
- 62) The forced projection of baseless and stereotypical “prisoner” qualities onto Father is also further manifested in the *sua sponte* dismissal of his employment discrimination complaint causally connected to Father’s Civil RICO complaint.
- 63) Without considering the fully documented Civil RICO rackets, the U.S. District Court labeled Father’s substantiated employment discrimination complaint as “patently frivolous” and superficially summarized: “That the Commonwealth may receive some federal reimbursement for state monies spent in enforcing child support orders against him does not create any sort of employer/employee or ‘joint employer’ relationship between the Family Court and Kifor.”

- 64) That baseless conjecture is inconsistent with the Massachusetts Legislature's "federal receipts associated with the child support computer network shall be drawn down at the highest possible rate of reimbursement"¹ insatiable mandate.
- 65) Specifically, federal reimbursements for Father's dockets would amount to \$0, as the MA DOR CSE has not been involved and spent absolutely nothing on enforcing child support orders in either the Mother-B or the Mother-C matters between 7/13/2011 and 2/19/2019. Since 2/19/2019, the MA DOR CSE has been attempting to collect a now impossible \$111,893 under purely fraudulent circumstances from a forcedly indigent Father in the Mother-C matter only.
- 66) Had the above stereotypical conjecture been true, federal reimbursements specific to Father's massive and meticulously documented 10+ years-long litigations in the Family Court would be minimized to an actual \$0, in a direct contradiction to the published priorities of the Massachusetts Legislature.
- 67) The stereotypical conjecture would also point to an economically ineffective federal reimbursement program as it would promise numerically equivalent funds to what cannot be collected: the DOR levied \$100,000+ from Father's sole leftover financial accounts, including the 61-year-old's SEP-IRA account, yet Fidelity returned \$85 on 10/11/2022 and \$80 on 1/31/2023, respectively.

¹ See <https://malegislature.gov/Budget/FY2022/FinalBudget> at 1201-0160.

- 68) Per the sovereign immunity exceptions cited by the U.S. District Court and pursuant to M.G.L. c. 231A, the Family Court has the apparent sole capacity to certify now that no federal CSE reimbursements have been received based on Father's dockets (at least from 7/11/2011 to 2/19/2019, as nothing has been spent on collection), see the complaints for modifications filed on 12/12/2022.
- 69) Short of that certification of \$0 received, Father still contends that the Family Court is a "joint employer" as federal reimbursements are continually received, solely based on Father's existing mere docket numbers and without any effort nor resources spent on the "collections." Moreover, these unjust steady "federal incomes" are maximized through pure child abuse that Father is appealing.

STATEMENT OF FACTS

- 70) Father is a software engineer with a computer science/mathematics graduate degree. Father has worked all his life for his own software companies. Father sold one for \$25M in 2000, with himself as the sole software developer.
- 71) Despite direct Family Court orders for Father to abandon his profession, only to seek "silenced and enslaved" minimum-wage jobs, Father has not stopped working full-time on open-source software, see <https://github.com/quantapix>.
- 72) Father married in 2003, and Twins were born in 2004 through IVF. In 2007, the non-biological Mother-B deliberately abandoned Twins when deciding to hastily separate from Father only to fly to Hawaii to meet an impromptu online

acquaintance. The couple was amicably divorced in 2008. The Family Court awarded the physical custody of the Twins to Father. The court also allowed Mother-B to forgo paying Father any child support or child-related expenses.

73) After the finalized divorce, Mother-B continued to conspire against Mother-C, provoking public confrontations with her and coaching Twins to complain to teachers, doctors, DCF, and GALs about Mother-C “beating her own children,” “threatening a child with a knife,” etc. In a premeditated act to prevent the court from changing her waived child supports, Mother-B maliciously staged a “police emergency” just before Father’s second Sibling was born in 2011.

74) Mother-B called the police on Father on 4/28/2011, falsely accusing him of beating his Twins. The police declined to arrest Father, and Mother-B’s subsequent fraudulent application for criminal complaint was also rejected.

75) Immediate parallel Family Court actions ensued that lasted three years. The Family Court awarded Mother-B secondary support only in 2014, three years after Mother-C’s primary, despite the now “Whole Foods cashier” millionaire’s relentlessly fraudulent efforts to gain the primary dominating child supports.

76) Father was first ordered to pay any child support in June 2011, more than 11 years ago. Between then and January 2018, when Father approached the Family Court to seek modifications and relief, he never missed nor was ever late with his ordered ~\$5,000 per month support obligations for his children.

77) The non-biological Mother-B still spared no effort to destroy the biological Father's reputation, earning capacity, and bonds with his Twins. Mother-B also relentlessly sabotaged Father's good relationships with teachers, doctors, etc.

Child-Predatory "Mental Health" Fraud

78) Through such malice, Mother-B conspired to fabricate plots with the appointed "activist" GALs to diagnose Father with a false "possible personality disorder."

79) As Father voluntarily submitted to long-term psychiatry tests and observations, the recommended three experts, all Harvard Medical School psychiatrists and clinical doctors, repeatedly refuted the GALs' "biased, faulty, and incomplete" reports. The Harvard psychiatry professors explicitly agreed in their expert reports to the Family Court: **"Father presented no danger to his children."**

80) Nevertheless, Mothers continued their quest to destroy Father by maliciously reframing the Family Court's judgments. Through the two years from 2014 to 2016, both Mothers relentlessly targeted Father's supervised visitations with his children with weekly provocations, humiliations, defrauding, defamations, and cruel, endlessly unnecessary restrictions, as well as their controlling rages.

81) Continually deceiving about Father's relationship with his Twins, Mother-B conspired with the Family Court to order Father not to contact his children. As Father has been unsuccessfully attempting to call his four children **1,360 times** already, both Mothers' controlling actions underscore their stated goal of a thus

utterly destroyed parental bond between Father and children. Since the 2019 judgment, Twins have contacted Father in the secrecy of the night, despite the Family Court's suborned claims that they had rejected a relationship with him.

82) Being an immigrant, Father has no inherent support network nor a large family to "help him out" during stressful times. Understanding how raw nationalistic discrimination works in communist tyrannies, where authorities enforce rules selectively based on subjects' identity group memberships, Father has avoided identifying his national origin with anything more than a "not Romanian."

83) The original "**Father is Romanian**" fabrication (i.e., the insinuated reason for the barbaric "Romanian Orphans" tragedy publicized on TV) has been upheld by the Family Court since the deeply child-predatory 2011 GAL investigation.

84) Through years of litigation, Father has consistently informed that the U.S. had granted him political asylum in 1986 precisely because he was "not Romanian, not Hungarian, not German, etc.," as per the denials from all those countries.

85) Due to Mothers' relentless public campaign of baselessly and stereotypically discriminating against Father, specifically with their malicious "mental health" claims, Father has been unable to make an income despite Father's 800+ work solicitations in 2019 and the now submitted 620+ compliant job applications.

Silencing “Toxic Masculinity” Retaliations

- 86) For protection from the barrage of false allegations by Mothers, Father has voluntarily disclosed his complete record of all his financials. Nevertheless, the MA DOR suspended his licenses as he had been unable to support his Siblings.
- 87) While Mother-B had known about his license suspension, and in her targeted effort to regain her sought-after “primary child supports,” she conspired with the Family Court to order Father to jail over a mere \$255 by extending her financial fabrications. Recently Mother-B also paid \$400 to the Middlesex Sheriff to arrest Father, only for the Family Court to immediately release him.
- 88) Since filing his prior complaints for modifications, Father has fully complied with his professional obligations as an able, capable, eager, trained, and skilled software engineer by continuing to work without compensation. Father’s children still have lost all connections with and nurturing support from their father and their entire deliberately and ruthlessly “ejected” paternal family.
- 89) Therefore, this is a profoundly intractable controversy regarding his entitlement to reconciliation, emotional, personal, and paternal reparation, and damages.
- 90) The entire controversy was initiated by two child-predatory and **sex-obsessed** activist “feminist” Harvard psychologists who specialized in “high-conflict” (i.e., profitable) GAL cases and deliberately fabricated infantile QAnon-style narratives and also administered faulty psychology tests without licenses.

- 91) The fabricating GALs went on to lead the American Psychological Association and the “Pediatric Gender Program” at Yale after repeatedly lying to the courts.
- 92) Father’s children were first fully isolated from him to forcefully silence Father from complaining. Then they were sent out of state to be illegally medicated and actively brainwashed against Father. They were tortured with unnecessary “cancer surgery” for court purposes (and paid with fraudulent insurance) and then “interrogated” in school (so that they “cried”). And finally, to forcefully renounce their dad against their wishes, perjury was suborned on the children.
- 93) The retaliations started in earnest after Father emailed in 2018: **“Dr. Olezeski, Is your ‘Pediatric Gender Program’, in fact, in plain English, castrating young American boys?** It is well known that the Nazis, as part of their ‘emerging eugenics movement,’ started with castrating the hated ‘inferior’ minorities (for clarity, I grew up as a hated minority in a ruthless dictatorship). They moved onto gassing them in masses only after the population and ‘scientific community’ did not complain nor ‘resist’ them in any way.”
- 94) As per our rights for free speech, including “to petition the government for a redress of grievances,” Father has repeatedly requested investigations into these matters by the State. Father also substantiated the above sinister child-predatory and financial motive that serves as a reason for the stubborn efforts to directly conceal the acts and decisions in the matters by the Family Court.

- 95) The Family Court's deliberate and severe evidentiary restrictions on Father's modification actions, coupled with allowing and even encouraging endlessly filed complaints for contempt against him, have rendered him unemployable.
- 96) The Family Court's ambiguous but routine orders were also meant to forcefully keep "toxic fathers" in contempt of court (9/26/2018, 6/13/2019, 10/15/2019).
- 97) When claiming "both children were adamant that neither wants a relationship with Father," the Family Court allowed subornation of perjury by an ARC on Twins (4/24/2019) while also ignoring Father's submissions once his children contacted him (7/15/2021, 1/21/2022). Moreover, the ambiguous hasty orders later failed to cover the cases when Father would respond after his children had voluntarily contacted him in the safety and secrecy of the night (3/13/2021).
- 98) The Family Court's "activist"-enforced and seemingly heavily state-subsidized "supervised visitations program" consistently targeted Father's bonds with his two daughters by relentlessly canceling visits and fabricating endless obstacles.
- 99) Father has now substantiated that the fraudulently ordered 500+ supervised visitations with his four children were discriminating and harassing to him by coercing Father to endlessly take his children to the movies (where he could not nurture his connection with them) and, in the dark theaters, the "activist" monitors forcefully separated Father from his daughter while also baselessly insinuating "protection" (i.e., by proclaiming to Father "I need to protect you").

- 100) The Family Court later (8/20/2019) also forced the layman *pro se* Mother-C to serve her deliberately frivolous complaint for contempt first, only to “close” it without notice 2+ years later (12/13/2021). Father contends that a complaint thus closed on 12/13/2021 and another dismissed on 6/3/2022 should not result in a still active complaint for contempt on 2/20/2023 (see docket entry logs).
- 101) Only interested in “silencing by enslaving” a whistleblower, the Family Court ignored Father’s efforts and his 800+ solicitations for jobs or contracts emailed in compliance (8/4/2019). As a now 61 yo software engineer with 30+ years of trained experience, Father can either draw from his skills/expertise or work as unskilled labor without intellectual value (620+ job applications on 3/15/2023).
- 102) Therefore, Father moved the SJC to certify the below three questions per his feedback: “you are not judged on technical merits by engineers; you are judged purely on legal merits (and risks) of your open lawsuits, and only by lawyers.”

Sustained Rule 60 Fraud On The Court

- 103) Did the Family Court start a systemic Rule 60 “fraud on the court” by falsifying the court’s docket entries in a defamatory, discriminatory, and deeply child-predatory fashion in 2013 and 2014, only to conceal medical evidence of the sustained activist “feminist” child abuse and torturing across state lines?
- 104) Father has now substantiated that docket entries in the Family Court continue to distort the reality of his duly submitted filings and the court’s orders. The

inconsistencies are directly caused by the now-documented racketeering schemes deployed on purpose in a conspiracy to silence and enslave Father.

105) The Secrecy Scheme (of the Family Court withholding decisions from Father)

was repeatedly perpetrated on: 12/5/2013; 2/12/2018 - for Father's 1/19/2018 motions; 7/1/2019, 11/7/2019, 1/7/2020, 2/12/2020 - for his four notices of appeals and for indigency; 11/5/2020 - for decision revealed on 7/13/2021; 6/24/2021, 6/29/2021 - for notices of appeals and for indigency; 8/25/2021 - for notices of appeals; 12/2/2021 - for indigency; 12/13/2021 - for closing a case; 1/21/2022, 5/6/2022 - for evaded decisions; 6/3/2022 - for dismissing a case.

106) The Deception Scheme (of the Family Court claiming falsities in mailed

orders) was repeatedly perpetrated on: 9/26/2018 - building on the trivially ambiguous 2/13/2014 judgment; 4/24/2019, 6/13/2019 - claiming agreement regarding children; 8/22/2019 - claiming no harm, injury, or damage; 8/8/2019, 10/21/2019, 12/6/2019, 12/6/2021 - claiming an ability to pay and get hired; 6/16/2021 - finally allowing indigency but sabotaging transcripts; 6/4/2021, 6/23/2021 - deliberately claiming Appeals Court involvement despite knowing that all appeals had been deliberately sabotaged; 8/12/2021, 12/2/2021, 1/12/2022, 4/27/2022 - insinuating a staged (but not the forced) indigency.

107) The Ignore Scheme (of the Family Court ignoring Father's filings and his

professional efforts) was repeatedly perpetrated on: 8/24/2018, 6/6/2019,

8/8/2019, 10/21/2019, 6/23/2021, 12/6/2021, 1/21/2022, 5/6/2022, 6/3/2022 - as all of Father's filings were ignored/discarded; 1/6/2020 - for acknowledging Father's diligence; 8/8/2019, 12/6/2021, 1/12/2022 - as all of Father's prior professional efforts (e.g., 800+ emailed solicitations for work) were ignored/discarded; 12/13/2021 - for ordering Father to abandon his company, all his prior work (and accrued intellectual property), and to also effectively walk away from his profession, education, and his 30+ years of accumulated skills.

108) The Retaliate Scheme (of the Family Court allowing the repeated filing of frivolous complaints for contempt to keep Father under the retaliatory threat of silencing jail sentences, under implied house arrest, and fully isolated from his children) was repeatedly perpetrated on: 1/29/2018 - for publicizing long-term child abuse; 1/29/2019, 8/8/2019 - for inability to pay; 10/11/2019, 6/21/2020, 11/24/2021, 1/21/2022 - for his inability to pay and for contacting his children; 1/11/2022, 5/6/2022, 6/3/2022 - for his induced inability to gain employment.

109) The Usury Scheme (of the Family Court exacting usury rates on a forcedly indigent Father only to enslave him) was repeatedly perpetrated on: 6/13/2019 - revoking Father's licenses; 3/4/2020, 8/1/2020, 4/27/2022 - refusing to review; 12/18/2021, 12/21/2021 - threats of criminal complaint; and weekly demands.

Systemic Preclusion Of Appellate Reviews

110) Has the apparently deliberate withholding of Father's timely filed oppositions from the Family Court's docket entries ultimately caused the direct preclusion of any appellate reviews of the Family Court's judgments, e.g., the 2/3/2014 specific order to strip the protective Father's legal custody of his Twins?

111) Despite the powerful denials by the SJC, the facts of these matters persist: crucial sequences of fraud-based rulings by the Family Court have never been reviewed as the "ordinary appellate process" had been deliberately undermined and sabotaged only to conceal the deeply child-predatory fraud on the court.

112) Therefore, the specific unappealable rulings are dated: 12/5/2013, 6/13/2019, 10/21/2019, 12/6/2019, 1/21/2020, 6/23/2021, 12/3 & 6/2021, and 1/12/2022. Father was either not notified of the rulings, his timely and proper notices of appeals were ignored, his affidavits of indigences were denied without any notice sent, or the order was masquerading as temporary, yet it was final.

113) As no "adequate alternative remedies" exist for Father, specifically regarding his purely retaliatory and existentially damaging jail sentence, he filed a Pardon Petition with the Massachusetts Governor's Executive Council on 12/5/2022.

Conspiracy To Violate Civil Rights

114) Have the Respondents conspired against Father's constitutional rights when systemically defrauding and defaming him and intently discriminating against

him in an activist “feminist” manner, specifically through the child-abusive leveraging of Father's four children against him by means of forced isolation?

- 115) Counting on a layman's Father having no chance to stay legally afloat, the Family Court did not need to respect his constitutional rights or existential crisis. Father’s filings were easy to ignore, delay, deny, dismiss, etc., for years and the ordered “in-person” parallel contempt hearings, purposely delayed to 12/3 and 6/2021, were staged to muzzle Father by thus endless jail sentences.
- 116) The intent was clear, as Father being physically present in one hearing would have rendered him guilty of contempt in the other (by him “diverting” money).
- 117) Father’s business and property are contextualized and encapsulated by his software startup, Quantapix, Inc. The June 2011 inception of the one-person company coincides with the start of the lawsuits in the Family Court. Father’s injuries to his business and property are tracked by his meticulous corporate records (e-filed in court) showing direct causations other than “market factors.”
- 118) Father’s continued unconditional compliance with all orders of the Family Court (directly confirmed by the Family Court on 6/3/2022) has univocally demonstrated that Father’s total inability to pay was due to proven absolute unemployability induced by the alleged conspiracy to silence and enslave.
- 119) As substantiated in Father’s Civil RICO complaint, the racketeering Family Court has become Father’s “employer” as a relationship exists between Father

and the Family Court, where Father is merely "performing a service" (of him simply being a custom fabricated "non-custodial parent" fully separated from his four children for maximized support amounts) and from which the Family Court openly derives a material economic benefit in federal reimbursements.

120) Specifically, in the context of the substantiated Civil RICO claims, 1) Father is free from the Family Court's control to collect salary (from Quantapix) as long as a) he is paying the ordered child supports, and b) he is silent about needing any appellate reviews, 2) software development has nothing to do with serving as a "non-custodial parent" for federal reimbursements in the Family Court's official business, and 3) Father continues to perform in a "professional capacity" for the Family Court as a targeted "white male having four children."

121) When initiating the alleged conspiracy to silence and enslave, the Family Court issued specific orders to tighten control over Father's employment and existence. As the Family Court was only concerned with Father's "non-custodial parent" services (for federal reimbursements), his actual engineering expertise, training, skills, and 30+ years of the profession became irrelevant, and he was directly ordered to seek even unskilled, or "minimum wage," jobs.

122) Within the context of Father's fully degraded and degenerated services (i.e., a "non-custodial parent" serving as a mere fabricated and falsified "docket entry" for federal reimbursements), the Family Court has "under the color of law"

power and jurisdiction to 1) “hire and fire” (order or cancel his child supports), 2) “supervise and control schedules/conditions” (of his support payments), 3) “determine [and enforce] rate/method” of all remittances (i.e., colluding against Father with the thus levying MA DOR CSE), and to 4) “maintain employment records,” (the also falsified docket entries as already substantiated by Father).

Concealed Forced Indigency

- 123) Father has been consistently alleging a retaliatory conspiracy to silence and enslave by the Respondents. This conspiracy is manifested in the deliberately induced and intractable “forced indigency” attacks on Father. He has attempted to appeal the seven faulty Family Court rulings regarding his forced indigency.
- 124) Father’s forced and intractable indigency is thus exploited ad infinitum in the Family Court through the endlessly allowed and purposely ambiguous parallel contempt actions (1/19/2019, 8/8/2019, 10/11/2019, 6/21/2021, 11/24/2021, 1/11/2021, 1/21/2022, 5/6/2022, 6/3/2022) that cannot be appealed.
- 125) Specifically, the Family Court has delayed these actions (6/4/2021, 6/23/2021, 12/6/2021, 5/6/2022) while sabotaging their appeals (10/5/2020, 6/29/2019, 7/13/2021) only to directly and forcefully interfere with the appeals process.
- 126) Father still has no driver’s license (6/13/2019), he still has no cash, no car, or any assets, no insurance of any kind, and he continues to be forcefully kept under an informal house arrest, rendering Father unable to “earn a living.”

127) The Respondents subsequently conspired to sabotage Father's duly filed and timely requests for appellate reviews of the orders. Accordingly, SJC-13310 affirmed on 10/13/2022 that M.G.L.c. 211 § 3 “does not provide a second opportunity” for relief. However, the cited Appeals Court orders specifically excluded reviewing the faulty rulings regarding Father’s forced indigency.

128) The SJC’s seemingly superficial observation that “those appeals were not successful — that is, that they did not lead to decisions in [Father’s] favor — does not entitle [Father] to additional review” is thus manifestly incomplete.

129) Specifically, the whistleblower Father has alleged stereotypical discrimination by the Respondents. On 12/6/2021, the Family Court ordered Father to start his employment relationships by directly compromising himself by deliberately withholding his materially significant and verifiable “pending legal issues.”

130) While Father has had an also *de facto* full-time position in his own company, Quantapix, Inc. (that had been reliably paying payroll and ordered insurance for years), the Family Court deliberately and specifically denied Father the option to continue with his 30+ year “tradition” in the 12/13/2021 “seek work” orders. The Family Court then claimed that Father was “not an employee,” yet it continues to control all aspects of his employment with a retaliatory agenda.

131) The intent behind the now substantiated conspiracy to silence and enslave is also clear: the obsessive “seek work” orders would either silence Father by

deliberately forcing him into jail (via involuntary “contempt”) or enslave him without any escape (via garnishing all his wages as per the “proposed order”).

132) On 4/13/2022 and 11/3/2022, the MA DOR CSE attempted to levy \$100,000+ from Father’s remaining but inaccessible investment and SEP-IRA accounts.

Fidelity transferred the thus residual \$85 on 10/11/2022 and \$80 on 1/31/2023.

REASONS FOR GRANTING THE WRIT

133) Ideally, government entities should be incapable of forming criminal intent.

134) By substantiating these child-predatory “activist” schemes, Father alleges that the many federal taxpayers are being used to benefit the few state taxpayers.

135) Father’s allegations have focused on only those judicial acts where the Family Court assumed appellate roles. Father claims with specificity that “in the nature of certiorari” acts were performed in the “complete absence of jurisdiction.”

136) Evading this systemic lack of any reviews, the SJC then proceeded to threaten Father on 12/1/2022: “This is the third time that Kifor has sought some form of extraordinary relief from this court ... we have clearly advised him that he is not entitled to extraordinary relief, whether pursuant to the certiorari statute, our superintendent powers or otherwise, to correct errors that are reviewable in the ordinary appellate process. Kifor is on notice that further attempts to obtain such relief in like circumstances may result in the imposition of sanctions.”

137) Father has been purposely forced into this existential “silencing” crisis and could not survive the “imposition of [any additional] sanctions” by the SJC.

138) Moreover, Father claimed in his Civil RICO complaint that “[t]here is no reason to suppose that any of the alleged misconducts by the Family Court (e.g., retaliations and preclusion of appeals) would not continue indefinitely without this lawsuit.” In fact, the Family Court continues to severely restrict Father’s filings as Father seeks to amend his repeatedly ignored 6/23/2022, 7/13/2022, 10/1/2022, and 10/31/2022 complaints for modifications that were finally allowed on 11/17/2022 with a “summons shall issue” order and with hearings now re-scheduled for 3/23/2023. The Family Court issued the three summonses a month later, with Father receiving them only on 12/28/2022.

139) Despite clear-cut evidence and simple facts, the lack of any signed orders by the Family Court creates an artificial ambiguity in the docket records that is even further amplified by the attorneys’ purposely allowed deceptive filings.

140) Specifically, based on the now verified manifest impossibility of even filing motions to waive fees and costs with the Family Court, pursuant to M.G.L. c. 261, § 27A-D, Father has still been unable to serve some of the summonses.

Is A “Maximized” Federal CSE Program Constitutional?

141) Federal reimbursements associated with the Child Support Enforcement (CSE) program are reported to the US Congress by the Congressional Research

Service (CRS). CRS documents in the Child Support Enforcement - Program Basics (9/8/2022): “The program is a federal-state matching grant program under which states must spend money in order to receive federal funding. For every dollar a state spends on CSE expenditures, it generally is reimbursed 66 cents from the federal government. This reimbursement requirement is ‘open-ended,’ in that there is no upper limit or ceiling on the federal government’s match of those expenditures,” see <https://crsreports.congress.gov>.

142) In the Child Support Enforcement Program Incentive Payments - Background and Policy Issues (5/2/2013), CRS also states: “individual states have to compete with each other for their share of the capped funds ... payment system requires that the incentive payment be reinvested by the state into the program ... penalties may be assessed when the calculated level of performance fails to achieve a specified level or when states are not in compliance.”

143) The Commonwealth of Massachusetts openly seeks to maximize² these federal reimbursements. Between 2012 and 2022 a total of \$33M + \$35M + \$35M + \$37M + \$34M + \$29M + \$28M + \$30M + \$34M + \$38M + \$38M = \$371M federal reimbursement amounts were reported. Competing against all other states, this can be accomplished only by: (1) targeting families with more resources, (2) individually maximizing each support amount by forcefully

² See <https://malegislature.gov/Budget/FY2022/FinalBudget> at 1201-0160.

separating children from their nonresident parents, (3) allowing fabrications of “high-conflicts” into the cases only to incentivize the vast “feeder network” of colluding professionals, (4) hiding the thus induced legal struggle by “cooking” the court’s docket records, and (5) concealing any wrongdoing with protecting schemes from all appellate discovery and federal penalty inducing corrections.

144) The American Bar Association states: “it is estimated that only 10% of family law disputes end up going to trial, whereupon they take up the lion's share of work for family courts. One might assume that these rare cases exclusively involve highly complicated divisions of property or particularly irregular custody disputes. Instead, a significant percentage of the most fractious family law cases do not involve complex legal issues, but rather they involve individuals who appear to be bafflingly unable to resolve their disputes.”³

145) Father was never notified of the Family Court’s denials of his attempts to substantiate his claims, therefore, allowing and encouraging systemic child-predatory fraud, defamation, and sustained stereotypical discrimination. The Family Court’s scheme to a) block, invalidate and deny the submission of any “inconvenient” evidence and then b) preclude any subsequent appeals reviews of such denials by keeping the actual denials secret has proven to be routine.

³ See https://www.americanbar.org/groups/family_law/publications/family-law-quarterly/volume-53/issue-2/confronting-challenge-the-highconflict-personality-family-court/.

- 146) CRS also documents in Demographic and Socioeconomic Characteristics of Nonresident Parents (10/18/2021) that: “A majority of nonresident parents (5.4 million) reported paying child support in 2017 ... and the estimated total amount paid in child support was \$33.8 billion ... nonresident parents were disproportionately likely to be male ... in 2018 the majority of parents were white, non-Hispanic, including 54% (5.2 million) of nonresident parents.”
- 147) The herein substantiated conclusive presumptions, implying that “all men are stereotypically evil” (and their children must be alienated from them) and liars (hence their financial disclosures cannot be trusted), fabricated a “**guilty until proven innocent**” pretext in all court proceedings. Moreover, Father’s children are an emotionally defining part of his life. Father cannot ever get pregnant; thus, he depends on Mothers for the existence and well-being of his children.
- 148) All conspiratorial and fraudulent activities alleged herein share the same pattern: Mothers have claimed that they had acted to “protect the children” but knew all along that the children were being deliberately harmed. Mothers wanted Father to believe their claims so Father would voluntarily agree with Mothers’ self-serving manipulations. Father felt that Mothers “owned” the children (as he cannot ever get pregnant), so he complied with the demands (and orders) to his ultimate detriment: Father’s now-induced unemployability.

Is This The Start Of The American Gulag?

149) These interrelated matters are a tragic, stubbornly child-predatory, and also an utterly child-abusive illustration of the universal truth that “racial engineering [generalized herein to ‘social engineering’ to include discriminations based on sex and national origin with the same effects and consequences] does, in fact, have insidious consequences,” see Fisher v. University of Texas at Austin.

150) The obsessive “seek work” court orders, along with the secretive, ambiguous, endlessly fabricated, and unreviewable contempt actions are reflective of the Family Court’s **autocratic intentions to absolutely control** not just Father’s employment but also his existence; and to such a degree that Father would be forced to disobey orders somehow, and conveniently end up silenced in jail.

151) The substantiated conspiracy to silence and enslave Father by entrapping and forcing him into an explicit, involuntary and unappealable servitude rendered the without-appellate-jurisdiction Family Court into being a “joint employer” in Father’s thus mandated “performing a service” relationship. In the narrow context of this forced relationship with the Family Court, his only qualifying attribute is that Father cannot ever get pregnant and, thus, he can be brutally coerced into silence and slavery by denying or stealing his children from him.

152) Father asserts that his autocratically controlled “service relationship” with the Family Court is independent of any work he could perform, either as a skilled

professional or an unskilled laborer, and Father has, therefore, been degraded through years of attrition to a mere **male servant** (the “non-custodial parent”) for the purposes of the Family Court’s federal reimbursements worth millions.

153) In the context of Father’s full-time software engineering employment with Quantapix, Inc., Father’s “service relationship” with the Family Court would satisfy the conditions of the independent contractor test under the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*, see Baystate Alternative Staffing, Inc.

154) In light of Father’s endlessly accruing in-arrears obligations for his children, now at an impossible \$315,000+, the Family Court has become Father’s not only joint employer but also Father’s bonafide “slave master,” see Pollock v. Williams. Specifically, as the basal fact is indebtedness, in the context of the now-alleged “white slavery,” Father has become a “peon,” see Clyatt v. U.S.

155) Father has attached his open letters to even President Biden in Appendix M as his published affidavits. In “A Desperate Plea For Interstate Political Asylum: The Start Of The American Gulag?,” Father further details his experiences with Russian “white slavery,” which also formed the root of Romanian communism.

156) Regardless of the still raging “men can get pregnant” federal debate, the State has already declared its independence⁴ by “double protecting rights during a

⁴ See “State Constitutional Law Declares Its Independence: Double Protecting Rights During a Time of Federal Constitutional Upheaval” at https://repository.uchastings.edu/hastings_constitutional_law_quaterly/vol49/iss2/4/.

time of federal constitutional upheaval.” Loudly “double-protecting” a numerically negligible minority is cost-effective in the context of legislated “maximized federal reimbursements,” otherwise any double-protection is legally wasteful. Moreover, protection for “men who cannot get pregnant” would lower the mandated and already “maximized” federal reimbursements.

157) Accordingly, the Family Court continues to deliberately sabotage Father’s efforts to modify the matters when silently implying an unappealable denial of the costs to serve summonses in direct violation of M.G.L.c. 261, §§ 27B-D.

158) In summary, to continue with the conspiracy to silence and enslave Father, the Family Court chooses to both a) block the prosecution of Father’s employment discrimination matters (by denying service of summonses) and b) avoid any appeals caused by notifying Father of the denials of his thus forced indigency.

CONCLUSION

159) As the Massachusetts Legislature is manifestly prioritizing maximized federal CSE reimbursements (and not minimizing simple collection costs), an entirely different set of non-custodial parents (and their dear children) are “targeted” by the activist Family Courts to custom fabricate lucrative “high-conflict” cases.

160) Namely, the parents for whom numerically maximized child supports total meaningful and collectible “maximums” for the State from open federal funds.

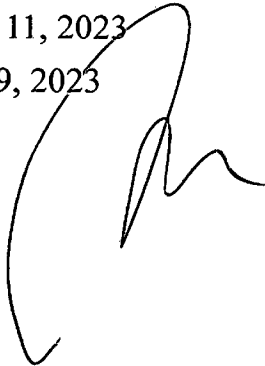
161) The ambiguities of the federal CSE program create a therefore “maximizable” spectrum for reimbursements for the State to apparently “legitimately” custom fabricate an unconstitutional “guilty until proven innocent” pretext in Family Court proceedings with an activist “feminist” and cruel child-predatory agenda.

Therefore, the herein petition for a writ of certiorari should be granted.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on February 11, 2023

Corrected on March 19, 2023



Respectfully submitted,

/s/ Imre Kifor

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I have no phone

I have no valid driver's license

I have to move to a homeless shelter

<https://femfas.net>