

APPENDIX

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APPENDIX A

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

—
No. 21-1404
—

HIRAM I. PEREZ-SOTO,
Plaintiff-Appellant,

v.

MAITE D. ORONOZ-RODRIGUEZ, Chief Judge of the Supreme Court; EDGARDO RIVERA-GARCIA, Judge of the Supreme Court; RAFAEL E. MARTINEZ-TORRES, Judge of the Supreme Court; MILDRED G. PABON-CHARNECO, Judge of the Supreme Court; ERICK V. KOLTHOFF-CARABALLO, Judge of the Supreme Court; FEDERICO HERNANDEZ- DENTON, Former Chief Judge of the Supreme Court; LIANA FIOL-MAITA, Fonner Chief Judge of the Supreme Court; CARMEN CARLOS-CABRERA, Judge of the Appeals Court; AIDA NIEVES-FIGUEROA, Judge of the Appeals Court; ROBERTO RODRIGUEZ CASILLAS, Judge of the Appeals Court; TROADIO GONZALEZ VARGAS, Judge of the Appeals Court; GERMAN JOSE BRAU-RAMIREZ, Judge of the Appeals Court; ANDRES SALAS-SOLER, Judge of the Appeals Court; NYDIA M. COTTO VIVES, Judge of the Appeals Court; EMMALIND GARCIA GARCIA, Judge of the Appeals Court; ALEIDA VARONA- MENDEZ, Judge of the Appeals Court; MARIA DEL CARMEN GOMEZ CORDOVA, Judge of the Appeals Court; GRETCHEN COLL-MARTI, Judge of the Appeals Court; NELIDA IIMENEZ VELAZQUEZ, Judge of the Appeals Court; IVELISSE DOMINGUEZ-IRIZARRY, Judge of the Appeals Court; MIGDALIA

FRATICELLI-TORRES, Judge of the Appeals Court;
BRUNO CORTES-TRIGO, Judge of the Appeals
Court; HECTOR CORDERO-VAZQUEZ, Judge of the
Appeals Court; LAURA IVETTE ORTIZ-FLORES,
Judge of the Appeals Court; MISAEL RAMOS-
TORRES, Judge of the Appeals Court; JUAN R.
HERNANDEZ SANCHEZ, Judge of the Appeals
Court; SIGFRIDO STEIDEL FIGUEROA, Judge of
the Appeals Court; LUIS R. PINERO-GONZALEZ,
Judge of the Appeals Court; OLGA BIRRIEL-
CARDONA, Judge of the Appeals Court;
FERNANDO J. BONILLA-ORTIZ, Judge of the
Appeals Court; SIXTO HERNANDEZ-SERRANO,
Judge of the Appeals Court; SOL CINTRON
CINTRON, Judge of the Appeals Court; CARLOS
VIZCARRONDO IRIZARRY, Judge of the Appeals
Court; FELIX R. FIGUEROA CABAN, Judge of the
Appeals Court; RICARDO MARRERO GUERRERO,
Judge of the Court of First Instance; ENRIQUE
ARMANDO PEREZ ACOSTA, Judge of the Court of
First Instance; GEORGINA CANDAL-SEGUROLA,
Judge of the Court of First Instance; ARLEENE
SELLEZ-GUERRINI, Judge of the Court of First
Instance; MIGUEL CANCIO-VIGAS, Judge of the
Court of First Instance; ANTONIO A. NEGRON
VILLARDEFRANCOS, Judge of the Court of First
Instance; ADALGISA DAVILA VELEZ, Judge of the
Court of First Instance; ISRAEL HERNANDEZ-
GONZALEZ, Judge of the Court of First Instance;
JULIA GARRIGA-TRILLO, Judge of the Court of
First Instance; RUBEN CASTRO-RODRIGUEZ,
Judge of the Court of First Instance; RAFAEL
RODRIGUEZ-OLMO, Judge of the Court of First
Instance; MYRNA E. AYALA-DIAZ, Judge of the
Court of First Instance; ISABEL LLOMPART-ZENO,
Judge Administrator of the Judicial System; SONIA

IVETTE VELEZ-COLON, Judge Administrator of the Judicial System; AMIR CRISTINA NIEVES-VILLEGAS, Lawyer of the Office of The Solicitor General, Commonwealth of Puerto Rico; IVONNE CASANOVA-PELOSI, Lawyer of the Office of The Solicitor General, Commonwealth of Puerto Rico; CLAUDIA ROSA-RAMOS, Lawyer of the Office of The Solicitor General, Commonwealth of Puerto Rico; MINNIE H. RODRIGUEZ-LOPFZ, Lawyer of the Office of The Solicitor General, Commonwealth of Puerto Rico; PATRICIA CORDERO- ALCARAZ; ENRIQUE ALCARAZ MICELLI, Counselor for the Defendants; LUIS E. LAGUNA-MIMOSO, Counselor for the Defendants; GUILLERMO RAMOS-LUINA, Counselor for the Defendants; VALGINA RODRIGUEZ CALDERON, Counselor for the Defendants; YGRI RIVERA-DE-MARTINEZ, Commissioner; HON. ERIK J. RAMIREZ- NAZARIO, Judge of The Intermediate Appeals Court of Puerto Rico; HON. CARLOS CANDELARIA-ROSA, Judge of The Intermediate Appeals Court of Puerto Rico; HON. GERARDO FLORES-GARCIA, Judge of The Intermediate Appeals Court of Puerto Rico; HON. GISELLE ROMERO-GARCIA, Judge of The Intermediate Appeals Court of Puerto Rico; HON. FERNANDO TORRES-RAMIREZ, Judge of The Intermediate Appeals Court of Puerto Rico; HON. ANGEL COLON-PEREZ, Judge of The Supreme Court; ANABELLE RODRIGUEZ-RODRIGUEZ, Judge of the Supreme Court; ROBERTO FELIBERTI- CINTRON, Judge of the Supreme Court; LUIS ESTRELLA-MARTINEZ, Judge of the Supreme Court; IRENE SOFIA SOROETA-KODESH, Judge of the Appeals Court,
Defendants-Appellees.

4a
Before

Howard, Thompson and Kayatta,
Circuit Judges.

Entered: August 8, 2022

JUDGMENT

Plaintiff appeals the dismissal of his Amended Complaint against a plethora of judges, former judges, and attorneys. After careful review of the record and the appellate submissions, we affirm the dismissal of the Amended Complaint substantially for the reasons set forth in the district court's order of dismissal. Appellees' motion to dismiss the appeal is denied as moot.

By the Court:

Maria R. Hamilton, Clerk

cc:

Hiram I. Perez-Soto
Francisco Jose Gonzalez-Magaz
Juan Carlos Ramirez-Ortiz
Omar J. Andino Figueroa
Fernando Figueroa Santiago
Mariola Abreu Acevedo
Cristina Alexandra Fernandez Rodriguez
Raul S. Mariani-Franco

APPENDIX B

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

Case No. 21-1404

Leading Case: 19CV-1266 19CV-1774

HIRAM PEREZ-SOTO Pro Se

Plaintiff-Appellant

v.

MAITE D. ORONZO-RODRIGUEZ et al.,

Defendants-Appellees

APPEAL FROM A JUDGMENT OF
DISMISSAL OF A CIVIL RIGHTS COMPLAINT

MOTION ASKING FOR REHEARING

Comes now appellant Pro Se and respectfully alleges and prays to the Honorable Court the following:

1. In this case we filed a motion asking for voidance. That motion is now pending a decision on this Honorable Court. If the motions asking for voidance is denied this Honorable Court must decide this motion. This motion provides a leeway for this Honorable Court extricate themselves from their predicament. This Honorable Court can state that they committed a good faith error in denying the appeal. On the other hand if the motion asking for voidance is granted, this motion would be academic.

2. In this motion I will incorporate all my statements made in my appellant brief filed with this Honorable Court on January 20, 2022. Additionally I will incorporate by reference all my statements in my motion asking for voidance. There is no need to repeat all the abusive treatment I was subjected by the Courts of the Commonwealth of Puerto Rico including the Supreme Court. Additionally I will not repeat all the judicial proceedings in the Federal Court of Puerto Rico and in this Court that show bias against me.

3. The purpose of Section 1983 is to interpose the Federal Courts between the states and the people as guardians of the people federal rights to protect them from unconstitutional actions under color of state Law, see *Independent Public Media v. Pennsylvania Public Television* 813FedSupp335; *Ex parte Young* 209US213; *Mitchum v. Foster* 407US225. The fact that the defendants of my claim under Section 1983 included state Judges and state justices doesn't change this principle. I have already stated that the Judges of the Federal District Court paralyzed this case showing bias for more than a year. They refused to decide the motion of dismissal that were filed against my claims. I have reasonable basis to believe that the Judges of the Federal District Court were bias in favor of the majority of the justices of the Supreme Court of Puerto Rico. I can easily prove that my inheritance claim HSCI2007-01040 in the Court of First Instance of Humacao was dismissed by a corrupt Judge that signed a judgment prepared by adversary lawyer Ramos Luhia, this was on February 2019; my day in Court was denied and my access to a fair forum, see *Capperton v. ATMassey TSEU* June 2009. The judgment which was egregiously wrong citing false and inapplicable cases dismissed my inheritance

claim. The estate suffered damages that could be in the amount of \$15 million. The Judge who signed the aforesaid judgment Castro Rodriguez was removed by the Judicial Administration of Puerto Rico after I filed ethical complaint against him. There was a conspiracy between attorney Ramos Luina and Judge Castro Rodriguez. I intend to use the discovery process to dig out the truth of this abusive and corrupt behavior. State Judges under Section 1983 don't have immunity for discovery process. see *Denny's v. Sparks* 449US24 (1960). Additionally other Judge of the Court of First Instance of Humacao Hernandez Gonzalez signed a judgment on December 2010 which dismissed my claim asking for the voidance of the redemption of my 25% interest in the family corporation Cantera Perez. That judgment was prepared by the same attorney Ramos Luina citing wrong cases, citing statutory authority that was completely inapplicable. The judgment doesn't make sense, it's completely wrong. There was a conspiracy between attorney Ramos Luina and Judge Hernandez Gonzalez. Judge Hernandez Gonzalez was removed by the Judicial Administration after I filed ethical complaint against him. In addition to signing an egregiously wrong judgment other abusive behavior was committed by this Judge. I was disqualified in the Court of First Instance of Humacao on April 2008 based on lies by attorneys Laguna Mimoso and Cordero Alcaraz. This ruling was affirmed by panel KLCE2008-00585 in June 2008. I have reasonable basis to believe this judgment was prepared by Judge Brau Ramirez; it didn't discussed that I was disqualified without a hearing, see *Kmart v. Walgreens* 121DPR633: *Otano Cuevas v. Velez* 96JTS142: *Melendez Vega v. Caribbean* 2000TSPR10. Judge Brau Ramirez also accused me of being paranoid. This Judge was proposed by the

adversary lawyers as a Commissioner to determine the amount of the estate. Later on he was renamed as an Appeals Judge. He started insulting me telling lies that I had filed frivolous ethical complaints against Judges and accused adversary lawyers of lying. He wanted me to deny Pro Se even though he knew I was disqualified without a hearing based on lies. In the case KLRX2015-00008 attorney Ramos Luina and Judge Castro Rodriguez and Judge Brau Ramirez argued that I could not be Pro Se. They were revoked by the panel; I was allowed to be Pro Se based on the previous decision KLAN2011-00720 of May 2013 which revoked the abusive decision of the Court of First Instance of Humacao of April 2008 and the abusive decision KLCE2008-00585 of June 2008. After that decision all the Appeals Courts decided that I could be Pro Se; KLCE2015-00534, KLCE2015-00725, KLCE2016-00108. I will repeat that if Judge Brau Ramirez was paid any amount of money he has the obligation to pay it back; he didn't performed as a Commissioner. A bribery could have committed in this case, see Articles 259 and 260 of the Penal Code of Puerto Rico. Additionally when the Supreme Court named a Commissioner in relation to the ethical charge filed against me by adversary lawyer Alcaraz Micheli in which probably Judge Brau Ramirez participated the Commissioner didn't permit me to offer proof that all the ethical complaints and recusal motions were constitutionally protected, made with reasonable basis, respect and specific facts, see *Holt v. Virginia* 381US25; *In Re Little* 404US533; *In Re Cardona Alvarez* 116DPR895. I wasn't permitted to offer proof of the egregiously wrong decisions and sanctions made against me by Judges. I was not permitted to offer evidence of the lies, frivolous motions and false cases adversary lawyers cited. There was a

gross denial of due process in the state disbarment proceeding, see *In Re Ruffalo* 390US544: *Garden State Bar Association v. Middle County Ethics* 643F2d119. *Selling v. Radford* 243US46. I have reasonable basis to believe that Judge Brau intervened in the state disbarment proceedings in an illegal and unethical way. In the report made AB2013-0510 he was constantly cited. Additionally the Commissioner named by the Supreme Court took judicial notice of the appellate cases in which I was allowed to be Pro Se and of the case KJV2006-2638 Court of First Instance of San Juan in which I was allowed to be Pro Se. The Commissioner in its report only stated without discussing the ethical complaints and recusal motions that I should be disciplined. it was a prior restraint. see *Near v. Minnesota* 283US697. Didn't made any specific recommendation either about my disbarment and disqualification. The Supreme Court in a per curiam opinion not only disbarred me, but disqualified me. The Supreme Court used language very similar by Judge Brau Ramirez in the cases KLCE2014-0414 and KLRX2015-00008. Without any evidence J was accused of citing wrong cases, making frivolous motions and accusing adversary lawyers of lying to the Court. I will try to prove that probably there were ex parte conversations between Judge Brau Ramirez and the justices or justices of the Supreme Court who prepared the disbarment judgment in which the other justices were unaware. Additionally around \$90,000 disappeared from the Accounting Division of the Court of First Instance of Humacao. Adversary lawyer Patricia Cordero wanted he legal invoices to be paid by the estate, those invoices amounted to around \$140,000. There was no need for those invoices. Additionally there were two orders of the Court of First Instance of Humacao and of an

Appeals Court that the disputed invoices couldn't be paid. Judge Castro Rodriguez approved additional invoices in an abusive manner. This money could have been stolen in violation of the Penal Code of Puerto Rico. see Articles 181 and 182. Two other Judges were removed by the Judicial Administration after I filed ethical complaints: Judge Adalgisa Davila Velez and Judge Negron Villardefranco. In the Federal District Court in the ex parte proceedings about my disbarment conducted as before explained a magistrate held a hearing that showed bias. He argued that I didn't had the right to file ethical complaints with reasonable basis and with respect; it is inconceivable to me that a Federal Magistrate show that type of ignorance of the Federal Constitutional Rights. Probably he was removed after I filed ethical complaint against him. Then came the Chief Judge of Federal District Court at that time Honorable Gustavo Gelpi and decided with any basis that I was a lawyer that filed ethical complaints against Judges when I lost a case. He was bias. He didn't discuss the ethical complaints. When I filed a Mandamus 20-1851 this Honorable Court didn't decide it for more than 10 months. The case in the Federal Court of Puerto Rico was paralyzed. All these facts have been discussed, I will not go in detail.

4. Finally, when I made statements that I was going to file criminal charges based of Federal Criminal Civil Rights statutes 18US241 and 242 I wasn't threatening anyone. I was only stating that I wanted to investigate whether the dismissal of my complaints, my disbarment without a hearing and my disqualification without a hearing violated U.S. Constitution and Federal Criminal Civil Rights Statutes. The case of *Denny's v. Sparks* 449US24 stated clearly that there is no criminal judicial immunity.

Those cited statutes could be applicable to Federal Judges, State Judges and Justices, other state government employees and to private parties. The case of *Capperton v. ATMassey, supra* stated clearly that there is a federal constitutional right to a fair trial and forum. That only objective bias must be proven.

WHEREFORE, it is respectfully requested from this Honorable Court that if my motion asking for voidance is denied, that this motion asking for rehearing be granted and the dismissal of my complaint by the Federal Court of Puerto Rico is revoked.

Today, August 21, 2021 in San Juan, Puerto Rico

s/HIRAM PEREZ SOTO
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APPENDIX C

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

—
No. 21-1404
—

HIRAM I. PEREZ-SOTO,
Plaintiff-Appellant,

v.

MAITE D. ORONOZ-RODRIGUEZ, Chief Judge
of the Supreme Court; EDGARDO RIVERA-GARCIA,
Judge of the Supreme Court; RAFAEL E.
MARTINEZ-TORRES, Judge of the Supreme Court;
MILDRED G. PABON-CHARNECO, Judge of the
Supreme Court; ERICK V. KOLTHOFF-
CARABALLO, Judge of the Supreme Court;
FEDERICO HERNANDEZ- DENTON, Fonner Chief
Judge of the Supreme Court; LIANA FIOL-MA TIA,
Fonner Chief Judge of the Supreme Court; CARMEN
CARLOS-CABRERA, Judge of the Appeals Court;
AIDA NIEVES-FIGUEROA, Judge of the Appeals
Court; ROBERTO RODRIGUEZ CASILLAS, Judge of
the Appeals Court; TROADIO GONZALEZ VARGAS,
Judge of the Appeals Court; GERMAN JOSE BRAU-
RAMIREZ, Judge of the Appeals Court; ANDRES
SALAS-SOLER, Judge of the Appeals Court; NYDIA
M. COTTO VIVES, Judge of the Appeals Court;
EMMALIND GARCIA GARCIA, Judge of the
Appeals Court; ALEIDA VARONA- MENDEZ, Judge
of the Appeals Court; MARIA DEL CARMEN
GOMEZ CORDOVA, Judge of the Appeals Court;
GRETCHEN COLL-MARTI, Judge of the Appeals
Court; NELIDA JIMENEZ VELAZQUEZ, Judge of
the Appeals Court; IVELISSE DOMINGUEZ-
IRIZARRY, Judge of the Appeals Court; MIGDALIA

IVETTE VELEZ-COLON, Judge Administrator of the
Judicial System; AMIR CRISTINA NIEVES-
VILLEGAS, Lawyer of the Office of The Solicitor
General, Commonwealth of Puerto Rico; IVONNE
CASANOVA-PELOSI, Lawyer of the Office of The
Solicitor General, Commonwealth of Puerto Rico;
CLAUDIA ROSA-RAMOS, Lawyer of the Office of
The Solicitor General, Commonwealth of Puerto Rico;
MINNIE H. RODRIGUEZ-LOPEZ, Lawyer of the
Office of The Solicitor General, Commonwealth of
Puerto Rico; PATRICIA CORDERO- ALCARAZ;
ENRIQUE ALCARAZ MICELLI, Counselor for the
Defendants; LUIS E. LAGUNA-MIMOSO, Counselor
for the Defendants; GUILLERMO RAMOS-LUINA,
Counselor for the Defendants; VALGINA
RODRIGUEZ CALDERON, Counselor for the
Defendants; YGRI RIVERA-DE-MARTINEZ,
Commissioner; HON. ERIK J. RAMIREZ- NAZARIO,
Judge of The Intennediate Appeals Court of Puerto
Rico; HON. CARLOS CANDELARIA-ROSA, Judge of
The Intennediate Appeals Court of Puerto Rico;
HON. GERARDO FLORES-GARCIA, Judge of The
Intermediate Appeals Court of Puerto Rico; HON.
GISELLE ROMERO-GARCIA, Judge of The
Intennediate Appeals Court of Puerto Rico; HON.
FERNANDO TORRES-RAMIREZ, Judge of The
Intermediate Appeals Court of Puerto Rico; HON.
ANGEL COLON-PEREZ, Judge of The Supreme
Court; ANABELLE RODRIGUEZ-RODRIGUEZ,
Judge of the Supreme Court; ROBERTO
FELIBERTI- CINTRON, Judge of the Supreme
Court; LUIS ESTRELLA-MARTINEZ, Judge of the
Supreme Court; IRENE SOFIA SOROETA-KODES
Judge of the Appeals Court,
Defendants-Appellees.

15a

Before

Barron, Chief Judge, Lynch, Howard, Thompson,
Kayatta and Gelpi,* *Circuit Judges.*

Entered: September 19, 2022

ORDER OF COURT

The petition for rehearing having been denied by the panel of judges who decided the case and the petition for rehearing en banc having been submitted to the active judges of this court and a majority of the judges not having voted that the case be heard on banc, it is ordered that the petition for rehearing and petition for rehearing en banc be denied.

By the Court:

Maria R. Hamilton, Clerk

cc:

Hiram I. Perez-Soto
Francisco Jose Gonzalez-Magaz
Juan Carlos Ramirez-Ortiz
Omar J. Andino Figueroa
Fernando Figueroa Santiago
Mariola Abreu Acevedo
Cristina Alexandra Fernandez Rodriguez
Raul S. Mariani-Franco

* Judge Gelpi is recused and did not participate in the consideration of this matter.

APPENDIX D

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO (SAN JUAN)

Civil Action No: 3:19-01266-WGY

PEREZ-SOTO,

Plaintiff,
v.

ORONOZ et al.,

Defendant.

ORDER OF DISMISSAL

YOUNG.D.J.

After a ruling on April 28, 2021, granting defendants' Motion to Dismiss (DE #56), this Court Orders that the above entitled action be and hereby is Dismissed.

Maria Antongiorgi Jordan, Esq.
Clerk

By: /s/ Jennifer Gaudet
Deputy Clerk

April 29, 2021