

UNITED STATES DISTRICT COURT

DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO: 1:15-cv-13297-NMG

BHARANIDHARAN PADMANABHAN MD PhD)
(Dr. Bharani))
- PLAINTIFF)

JURY TRIAL DEMANDED

vs.)

MAURA HEALEY)
STEVEN HOFFMAN)
CHRIS CECCHINI)
ADELE AUDET)
JAMES PAIKOS)
LORETTA KISH COOKE)
JOHN DOES)
JANE DOES)
- DEFENDANTS)

FILED
IN CLERKS OFFICE
2015 DEC 2 PM 2:03
U.S. DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MOTION TO SEEK ORDER THAT THE SIX NAMED DEFENDANTS
AND THEIR COUNSEL MARK SUTLIFF FURNISH A SWORN AFFIDAVIT
WITH AND FOR EVERY PLEADING

- 1 Defendants and their Counsel, Mark Sutliff, have filed numerous willful factual misrepresentations with this Court.
- 2 Counsel Mark Sutliff also filed a perjurious Notice on November 23rd, 2015, in which he attempted belatedly to blame Plaintiff for Counsel’s conscious refusal to file a Certificate of Compliance along with the Defendants’ Motion to Dismiss. (Document 31)
- 3 Counsel Mark Sutliff’s Notice was consciously false as he had emailed Plaintiff six minutes **after** filing Defendants’ Motion to Dismiss and so could just have easily emailed Plaintiff six minutes **prior** to filing Defendants’ Motion to Dismiss.

4 This level of ongoing contempt for judicial machinery and fundamental rules of the Court
by the Defendants and their Counsel calls for an Order to furnish a sworn affidavit along
with every pleading from the Defendants and their Counsel.

5 US District Court Judge Mark Wolf once famously ruled that “A witness who falsely
testifies that he does not recall a material fact has committed perjury.”

6 In New York, Senior US District Judge Kevin Thomas Duffy excoriated Assistant
US Attorney Stanley J. Okula thus: “Mr. Okula, I think I should start with something. On
the front hall of the Department of Justice is engraved the whole section of United States
against Berger about how the job of the Justice Department is to see that justice is done.
Justice is founded in truth. Most of the time the judges of this court depend upon the
United States Attorney’s Office to tell the truth. I have caught you in a flat out lie. I want
you to know that. I would prefer henceforth that you advise your superiors that you are
not to come to this court alone; you are to come with supervision. **If you don’t mind
lying, then the whole office is going to pay for it.** I have made known to the other
judges of this court my findings in connection with you sir.” (emphasis added)

7 In a celebrated oral argument in January 2015, (*Baca v. Adams*), Ninth Circuit Chief
Justice Kozinski condemned the California Attorney General for supporting lying under
oath and told Deputy AG Vienna "It would look terrible in an opinion when we write it
up and name names. Would your name be on?" Chief Justice Kozinski demanded to know
why the testifying prosecutor was not charged with perjury and recommended the state
bar pull the law license of the prosecutor who presented the false evidence.

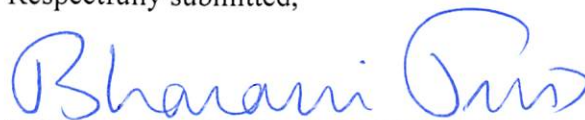
8 Plaintiff had already brought this condemnation by the Court of the California AG's
Office to the notice of Defendant Attorney General Maura Healey via Certified Mail in
February 2015, well before her actions of April 2015 that led to this civil action in
September 2015. Exhibit 1

9 In the UK this very week a senior Judge at the Old Bailey declared that the National
Crime Agency demonstrated systemic failings and so tossed out numerous warrants
and the prosecutions associated with them because the warrants had been unlawfully
procured by the Government based on willful factual misrepresentations to Judges.
Exhibit 2

10 All jurisdictions, national and international, agree that willful factual misrepresentations
by the Office of the Attorney General and other law enforcement agencies with massive
asymmetric power should be severely punished and should not be allowed to stand.

WHEREFORE, Plaintiff respectfully seeks an Order from this Court retroactively
requiring Defendants and their Counsel to furnish a sworn affidavit attesting under the
pains and penalties of perjury to the veracity of every single pleading they have filed with
this Court and to accompany all future pleadings with such a sworn affidavit.

Respectfully submitted,



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2 December 2015