

From:

May 15 2019

Walter Tuvell, PhD  
836 Main St.  
Reading, MA 01867  
781-475-7254 (c)  
[walt.tuvell@gmail.com](mailto:walt.tuvell@gmail.com)  
<http://JudicialMisconduct.US>

To:

Multiple Federal Officials and Agencies (see list on last page)<sup>1</sup>

Subject:

Criminal Complaint Against Federal Judges

## **COMPLAINT/PROOF OF CRIMINAL MISCONDUCT BY JUDGES**

With this letter, I hereby **forcefully formally accuse** District Judge Denise Casper, and the Judges of the First Circuit Court of Appeals, of **criminal misconduct**, for their fraudulent/corrupt behavior (decision, judgment, subsequent support/affirmation/“cover-up”) regarding the case **Tuvell v. IBM** (D.Mass. №1:13-cv-11292-DJC).

### **I demand action/investigation/prosecution/correction.**

This letter<sup>2</sup> is a minimalistic *introduction*. The **full account** — narrative with all relevant documentation — is available on my **web-site**, at <http://JudicialMisconduct.US/CaseStudies/WETvIBM>, which is hereby **incorporated in its entirety**.

---

1 • I have written to most of you previously (example: <http://judicialmisconduct.us/sites/default/files/2017-04/CRIMDIV.pdf>). But you've required me to “first exhaust all ‘judicial’ avenues for remedy.” I have diligently pursued and completed that futile exercise (through Supreme Court and Judicial Council/Conference); all have now, at long last, conspired in the stonewall/cover-up. That is, right now is the earliest ripe time for me to write you again.

2 • This letter, in PDF format (with live hyperlinks), is available on my website, at <http://judicialmisconduct.us/sites/default/files/2019-05/FinalCriminalComplaint.pdf>.

## CRIMINAL OBSTRUCTION IN A NUTSHELL

You need to know/care *nothing* about the underlying *substantive facts* of the case *Tuvell v. IBM*. You only need to know about the **criminal violation of procedural due process** manifested by the following “**Smoking Gun**” from Judge Casper’s opinion, dismissing the case (<http://judicialmisconduct.us/CaseStudies/WETvIBM#smokinggun>):

the production of evidence that is ‘significant[ly] probative.’” *Id.* (quoting *Anderson*, 477 U.S. at 249) (alteration in original). The Court “view[s] the record in the light most favorable to the nonmovant, drawing reasonable inferences in his favor.” *Noonan v. Staples, Inc.*, 556 F.3d 20, 25 (1st Cir. 2009).

III. **Factual Background** This “Factual Background” (at SJ) is a TOTALLY INSANE/ILLEGAL LIE! By SJ RULE/LAW (Rule # 56 + LR # 56.1 + “Standard of Review” just stated), the court \*MUST\* CREDIT PSOF (Dkt.# 83), TRUMPING DSOF (Dkt.# 74)!

The facts are as represented in IBM’s statement of material facts, D. 74, and undisputed by Tuvell, D. 82, unless otherwise noted. DSOF(Dkt.# 74) & PSOF(Dkt.# 83) are REQUIRED (by LR # 56.1); RespDSOF (Plf.’s Response to DSOF, Dkt.# 82) is OPTIONAL. RespDSOF pointed into PSOF 19 times, but the judge DIDN’T FOLLOW those pointers, not even once.

Tuvell is a white male born in 1947, who claims to suffer from post-traumatic stress

Here, Judge Casper *falsely* says/acts (and other Judges *cover-up/stonewall*), with **farcically impossible self-contradiction**:

- ▶ she **MUST** credit/believe **MY (true) version of factual assertions and inferences** (*by law/rule* at Summary Judgment); but
- ▶ *lying/gaslighting*, she chooses **OPPOSITELY** to credit/believe **IBM’s disputed (false) version of all (genuine, material) facts!**

This was *not* “mere/harmless error/misspeak.” Her **falsified-facts** *completely* determine the sole basis/core of her dismissal.<sup>3</sup>

---

3 • **Irrefutable details:** <http://judicialmisconduct.us/sites/default/files/2017-05/PSOFExclusionTable%2CUnabridged%2CAlt.pdf> and [http://judicialmisconduct.us/sites/default/files/2017-04/11\\_PetWritTable-Unabridged-JUXTAPOSED.pdf](http://judicialmisconduct.us/sites/default/files/2017-04/11_PetWritTable-Unabridged-JUXTAPOSED.pdf). **Bribes? Incompetence? Insanity? Whim? Age/Male/White/PTSD/PhD/Pro Se Bias??**

**That is *ipso facto* 100% 180° WRONG/ILLEGAL. PERIOD.  
No Judge offers *any reasons/precedents* (only lies, cover-up).  
There exists *no comparable case* in American law — literally.**

This makes mockery of **Constitutional Due Process (Equal Justice, Right to be Heard by fair/unbiased tribunal/proceedings)**.<sup>4</sup>  
It's **Fraud Upon the Courts** (by Judges). It's **Criminal Misconduct (Obstruction of Justice, Falsification of Facts, Cover-Up, etc.)**.<sup>5,6</sup>

**If I'm wrong: explain why! Stop stonewalling/covering-up!!**

### **WHAT MUST HAPPEN NEXT**

The relevant material, all available on my website, is exhaustive and dispositive; you'll need time to digest it. But first you must at least **promptly acknowledge your receipt of this letter**. And you must be mindful of the relevant federal statutes of limitations.<sup>7</sup>

And: I hereby request/demand **in-person meetings** with all of you. Anywhere/anytime (but as soon as possible). You name it.

### **VERIFICATION; SIGNATURE**

Signed under the pains and penalties of perjury:



Walter Tuve

---

4 • See [http://judicialmisconduct.us/sites/default/files/2017-04/01\\_PetWritCert%2BApx.pdf](http://judicialmisconduct.us/sites/default/files/2017-04/01_PetWritCert%2BApx.pdf) and [http://judicialmisconduct.us/sites/default/files/2017-04/05\\_PetReh.pdf](http://judicialmisconduct.us/sites/default/files/2017-04/05_PetReh.pdf).

5 • See list of crimes at <http://judicialmisconduct.us/Introduction#criminalliability>.

6 • Note also that it's defrauded me personally of ~\$350,000 out-of-pocket.

7 • Five years from Supreme Court denial on Nov 7 2016 (18 USC §3282). But **Relief from Judgment** per *Fraud Upon the Court* (FRCP 60(d)(3)) has **no time-limit** (pursuant to which, *sua sponte* **relief/vacation** would be most appropriate — *now*).

*List of Addressees, via U.S. Mail:*<sup>8</sup>

Christopher A. Wray  
FBI Headquarters  
935 Pennsylvania Avenue, NW  
Washington, D.C. 20535-0001

Joseph R. Bonavolonta  
FBI Boston Field Office  
201 Maple Street  
Chelsea, MA 02150

Brian A. Benczkowski  
DOJ Criminal Division  
935 Pennsylvania Avenue, NW  
Washington, D.C. 20535-0001

AnnaLou Tirol  
DOJ Public Integrity Section  
935 Pennsylvania Avenue, NW  
Washington, D.C. 20535-0001

Michael E. Horowitz  
DOJ Office of the Inspector General  
935 Pennsylvania Avenue, NW  
Washington, D.C. 20535-0001

Jonathan M. Malis  
DOJ OIG General Counsel  
935 Pennsylvania Avenue, NW  
Washington, D.C. 20535-0001

Andrew Lelling, U.S. Atty. Office  
J. J. Moakley Courthouse  
1 Courthouse Way, Suite 9200  
Boston, MA 02210

Sen. Ed Markey  
255 Dirksen Senate Office Bldg.  
Washington, D.C. 20510

All Members, 1<sup>st</sup> Cir. Judicial Council  
J. J. Moakley Courthouse  
1 Courthouse Way  
Boston, MA 02210

Sen. Elizabeth Warren  
309 Hart Senate Office Bldg.  
Washington, DC 20510

All Members, The Judicial Conference  
Administrative Office of U.S. Courts  
One Columbus Circle, NE  
Washington, D.C. 20544

Rep. Seth Moulton  
1127 Longworth House Office Bldg.  
Washington, DC 20515

---

<sup>8</sup> • In addition, I'm also contacting electronically those of you who publicize electronic email and/or webform (pointing to the online version of this letter, see footnote 2 *supra*). I'd also call you by telephone, but experience has shown that to be futile almost always (but if that's mistaken in your case, please let me know).