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*Lme* MAR 20 2024

FEBRUARY 16, 2024

PETER A. MOORE, JR., CLERK  
US DISTRICT COURT, EDNC

CLERK OF THE COURT  
UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
P.O. BOX 25670  
RALEIGH, NC 27611

RE: KAUL v CPEP ET AL  
23-CV-00672  
K11-17  
REPLY TO D.E. 72

Dear Clerk of the Court,

Please find submitted my response to D.E. 72.

Yours sincerely



\_\_\_\_\_  
RICHARD ARJUN KAUL, MD

MARCH 19, 2024

**ATTENTION:**

JAMES PAUL OETKEN  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF NEW YORK  
40 FOLEY SQUARE  
NEW YORK, NY 10007

**RE: KAUL v CPEP ET AL  
23-CV-00672  
K11-17  
RESPONSE TO MARCH 15, 2024 'ORDER'**

Dear Judge Oetken,

I write this letter to respectfully inform you that the March 15, 2024, document entitled 'ORDER', filed in K11-7 is null and void, as the issue of the nullity of your September 12, 2022, purported 'injunction' within the United States District Court for the Eastern District of North Carolina has been addressed through extensive briefing (see below for docket citations).

The issue has been fully briefed and on March 13, 2024, the United States District Court for the Eastern District of North Carolina entered an **ORDER FOR DISCOVERY PLAN** (D.E. 65). This was followed two (2) days later by your document, a document derived from the admitted 'Fraud on the Court' of the September 12, 2022, purported 'injunction', and a document which, pursuant to the doctrinal law, renders your March 15, 2024, document also a 'Fraud on the Court'.

However, even if your September 12, 2022, purported 'injunction' were not a 'Fraud on the Court', which it is, you are, based on you admitted quid pro quo schemes with the K11-7 Defendants and ongoing disciplinary actions pending before state/federal regulators, interminably conflicted. Consequent to this state of conflicted-ness, a state you continue to fail to address/rebut/refute/contest directly or through the Department of Justice, the law deprives you of any authority as to any matter pertaining/relating/relevant to any aspect of **The Kaul Cases** and or my person/rights. Thus, there exists no legal basis, and you have shown none, to substantiate your knowingly false claim as to "Kaul is **DENIED permission to file or pursue the**

**EDNC action ... Kaul is ORDERED to withdraw the EDNC action ... monetary sanctions and contempt".** (D.E. 72-1 Page 2 of 2).

Similarly, your ongoing state of conflicted-ness and my human/civil/constitutional rights to due process/impartial tribunal do nullify any obligation on my part to obtain your "permission" before I proceed in the United States District Court, not that any legitimate obligation ever existed or could ever have existed outside of your courtroom. Your "permission ... monetary sanctions and contempt" assertion constitutes a knowing/further violation of not just your code of judicial conduct, but of my human/civil/constitutional rights, a fact of which you cannot but be aware.

As you must know, there exists within the entire body of American jurisprudence, no law that authorizes any district judge to obligate a plaintiff obtain "permission" before filing a case in another district court. The only requirement set forth by the relevant law is that the plaintiff disclose the existence of any prior injunctions, a disclosure that can be found in K11-17 at D.E. 1 Page 1 of 83.

However, your assertions, and quite incredulously, are tantamount to a claim of superseding authority over the independent functioning of every other district court within the United States District Court, a position that would threaten the structural/functional integrity of the entire federal court system. The logical extension of your scheme would be that any/every district judge could attempt to control the dockets of other district courts, in order to restrict the emergence of law contrary to that emerging from his/her court.

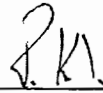
But even if your September 12, 2022, purported 'injunction' were not a 'Fraud on the Court', which it is, and even if you had not perpetrated quid pro quo schemes with the K11-7 Defendants, which you did, and even if you were not conflicted, which you are, the distinct factual identity (amongst other things-false arrest/false imprisonment/attempted drugging-killing) of K11-17, the ongoing violation of my human/civil/constitutional rights and the vicarious liability pursuant to RICO, are conditions not subject to your purported 'injunction', and your March 15, 2024 document fails to show otherwise, nor could it.

Finally, I do respectfully assert that until you have the Department of Justice certify that you did not commit the crimes of bribery/public corruption, any/all purported orders/opinions/letters emanating from your chambers will remain without legal effect. However, should any be issued, they will constitute a further 'Fraud on the Court', unenforceable in law, and that any attempt at enforcement will constitute a violation of my human/civil/constitutional rights and provide the basis for a new claim.

The prosecution of K11-17 will continue under the authority of the United States District Court for the Eastern District of North Carolina as per the March 13, 2024, **ORDER FOR DISCOVERY PLAN** (D.E. 65), and all Defendants, including Defendants Christie/Heary, remain subject to its jurisdiction/orders/authority.

Please be advised that a copy of this letter has been forwarded to your file at the ATTORNEY GRIEVANCE COMMITTEE, as the within alleged misconduct, does unfortunately continue with your attempt to obstruct justice in the United States District Court for the Eastern District of North Carolina.

Yours sincerely



RICHARD ARJUN KAUL, MD

cc: NY ATTORNEY GRIEVANCE COMMITTEE - [AD1-AGC-newcomplaints@nycourts.gov](mailto:AD1-AGC-newcomplaints@nycourts.gov)  
FEDERAL JUDGES ASSOCIATION [fja@federaljudgesassoc.org](mailto:fja@federaljudgesassoc.org)

**DOCKET CITATIONS RE: 'INJUNCTION'**

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SEPTEMBER 13, 2018 – MEMORANDUM RE: HEADS OF CIVIL LITIGATING COMPONENTS UNITED

STATES ATTORNEYS – FROM THE ATTORNEY GENERAL – SUBJECT: LITIGATION GUIDELINES FOR CASES PRESENTING THE POSSIBILITY OF NATIONWIDE INJUNCTIONS: “NATIONWIDE INJUNCTIONS ARE INCONSISTENT WITH CONSTITUTIONAL LIMITATIONS ON JUDICIAL POWER ... NATIONWIDE INJUNCTIONS HAVE NO BASIS IN EQUITABLE PRACTICE ... NATIONWIDE INJUNCTIONS IMPEDE THE CONSIDERATION OF A DISPUTED LEGAL ISSUE BY DIFFERENT COURTS ... NATIONWIDE INJUNCTIONS UNDERMINE LEGAL RULES INTENDED TO ENSURE THE ORDERLY RESOLUTION OF DISPUTED LEGAL ISSUES ... NATIONWIDE INJUNCTIONS INTERFERE WITH JUDGMENTS THAT PROPERLY BELONG TO THE OTHER BRANCES OF GOVERNMENT ... THE AVAILABILITY OF NATIONWIDE INJUNCTIONS UNDERMINES PUBLIC CONFIDENCE IN THE JUDICIARY ...”

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