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*RICHARD SAM LEHMAN
Files a formal Criminal Action
Against the Fifth Civil Judge for the
First Judicial Circuit of Panama,
Attorney Juan Bosco Molina Rivera*

**HONORABLE DEPUTY PROSECUTOR FOR THE REPUBLIC OF PANAMA,
HAND DELIVERED:**

The undersigned, Victor A. Crosbie Castellero, a male, a Panamanian, of legal age, a practicing attorney, married, holder of personal identity card number 8-155-1933, whose law offices are at Via España, Edificio Bank Boston, Floor 13, Suite 13-01, Panama City, place where I accept service of process, acting in my capacity as counsel for **Richard Sam Lehman**, holder of United States of America passport number 155423307 and identification number L550-757-44-081-0, domiciled at 2600 North Military Trail, Suite 270, Boca Raton, Florida 33431, United States of America, pursuant to the power of attorney he granted to me, hereby appear before this Panel of Judges for the purpose of filing a **FORMAL CRIMINAL ACTION** for OMISSION and BREACH OF DUTIES BY PUBLIC EMPLOYEES and for WRONGFUL INJUSTICE and the consequent ACTS OF CORRUPTION incurred in by Attorney **JUAN BOSCO MOLINA RIVERA** in his capacity as Fifth Civil Circuit Court Judge for the First Judicial Circuit of Panama, and ALL WHO ARE FOUND TO BE RESPONSIBLE in the related offenses, to be found guilty in accordance with law and by the competent Authority, as well as any other offense that may have been committed to the detriment of our principal and the POOR CHILDREN OF

PANAMA; therefore, such criminal action is filed against **JUAN BOSCO MOLINA, FIFTH CIVIL CIRCUIT JUDGE FOR THE FIRST JUDICIAL CIRCUIT OF PANAMA**, domiciled in the Building of the Civil Circuit Courts for the First Judicial District in Ancon, and it is also extensive against any other person who, in the investigations, is found to be involved as a co-perpetrator, accomplice, aider and abettor or participant. The criminal action we are filing is based on the following factual, legal and evidentiary elements:

OBJECT OF THIS CRIMINAL ACTION:

Investigation of the acts complained of; exercise the punitive claim as to the person object of the criminal action and others who are found to be involved as co-perpetrators, accomplices and aiders and abettors, in such a manner that they will be exemplarily punished as provided by Law for the crimes committed to the detriment of Mr. **RICHARD SAM LEHMAN and THE POOR CHILDREN OF PANAMA**.

WE FORMALIZE THIS CRIMINAL ACTION AS FOLLOWS:

1. CRIMINAL COMPLAINANT

Mr. **RICHARD SAM LEHMAN**, a male, a United States citizen, of legal age, married, an attorney, United States of America passport No. 155423307 and identification number L550-757-44-081-0, domiciled at 2600 North Military Trail, Suite 270, Boca Raton, Florida 33431, United States of America.

2. DEFENDANT

JUAN BOSCO MOLINA RIVERA, FIFTH CIVIL CIRCUIT COURT JUDGE FOR THE FIRST JUDICIAL DISTRICT OF PANAMA, domiciled in the Building that houses the Panamanian Civil Circuit Courts, for having incurred in OMISSION and BREACH OF DUTIES BY PUBLIC EMPLOYEES and for WRONGFUL INJUSTICE and the consequent ACTS OF CORRUPTION, and others who are found to be involved as co-perpetrators, accomplices and aiders and abettors.

3. THE OFFENSES AND HOW THEY WERE COMMITTED ARE THE FOLLOWING:

a. WRONGFUL INJUSTICE

Art. 342: The public employee, working as a member of the Judiciary or the Public Prosecutor's Office, Administrative authority, arbiter or any other position that must decide a matter it is hearing or of its competence, who personally or through a third party, accepts, receives, requests a donation, promise, money, benefit or advantage to cause damage or favor one of the parties in the proceeding, or as a result of having aggrieved or favored one of these, will be punished with four to eight years of imprisonment.

The same punishment will be applied to an officer of the Judiciary or the Public Prosecutor's Office who:

- 1. Through collusion or other fraudulent means, issues an Order that is overtly contrary to the Political Constitution or the law, in a manner that causes damages.***
- 2. Through collusion or other fraudulent means, receives or gives legal advice to any of the parties, in a manner that causes damages.***
- 3. Maliciously delays a process that is subject to his decision.***

If based on the conducts set forth in this article an innocent person is found guilty, the punishment will be five to ten years of imprisonment.

HOW THEY WERE COMMITTED:

The term "prevaricar" comes from the Latin term "prevaricare", which means to deviate from the straight line, and this is specifically where the legal provision exercises protection directed at the member of the Judiciary, the Public Prosecutor's Office, the Administrative Authority, Arbiter or any other person who must decide a legal act. The defendant's conduct constitutes an act of the objective type of the attributed offense inasmuch as he deviates without the Constitutional or Legal basis, when we know that collusion (agreement) is a comprehensive part of a conduct that allows for the malicious delay of an unjust and illegal act against Richard Sam Lehman and the Poor Children of Panama with the overt and repetitive violation of Judicial Ethics, specifically by failing to observe or comply with standards of conduct set forth in our body of laws which categorically impose upon the accused Officer the obligation to comply with the following judicial ethics rules:

1. To respect and comply with the Constitution and the laws of the Republic and to uphold them entirely, without any deviation from the obligation to comply with the fundamental guarantees and the rights of citizens based on fear;
2. To ensure that the administration of justice is quick and scrupulous;
3. ...
4. To be moderate, attentive, patient and impartial. ...
5. ...
6. ...
7. To fight the inclination of subordinates to abuse based on friendship...

b. ABUSE OF AUTHORITY AND BREACH OF THE DUTIES BY PUBLIC EMPLOYEES.

Art. 352

The public employee who, illegally, refuses, omits or delays an act incumbent upon his position, shall be punished with six months to one year or its equivalent in days/fine or weekend arrest.

MANNER HOW IT WAS COMMITTED:

The objective criminal act is committed by **JUAN BOSCO MOLINA RIVERA**, Fifth Civil Circuit Court Judge for the First Judicial District of Panama when he decides to omit execution of a duty that is part of his duties, with knowledge that he is acting outside the legal framework inasmuch as compliance with the testamentary rules set forth in our body of laws is mandatory and it is the duty of the officer accused herein to see that these rules of a Constitutional level are complied with, and not to adopt a permissive conduct involving an evident omission that is directly detrimental to the POOR CHILDREN OF PANAMA, causing mourning and pain in the humble homes of Panamanians who could be saved by having the gift of life that was left in the Will of Wilson Charles Lucom. This permissive conduct and omission have been the basis for the commission of a series of acts against the Assets of the Estate of the Wilson Lucom; and, as an example, we have the serious damages caused by the Court-appointed Administrator Marta Lucia Cañola, who is uncontrollably tearing up an asset like Hacienda Santa Monica, an asset belonging to the Testamentary Succession of Wilson Charles Lucom.

THE FACTS WHICH ARE THE BASIS OF OUR CRIMINAL ACTION:

FIRST: The appointment of Attorney RICHARD SAM LEHMAN as the Executor of the Estate of WILSON CHARLES LUCOM on July 5, 2006 by the Fourth Civil Circuit Court for the First Judicial District of Panama, which complies with each and every legal formality for the appointment, and which was extemporaneously challenged with the express acquiescence of the Fifth Civil Judge JUAN BOSCO MOLINA RIVERA to favor counsel for Hilda Piza Blondet although he recognizes that the Motion filed by counsel for Mrs. Hilda Piza Blondet was extemporaneous in his Order No. 952 of August 29, 2008.

SECOND: The decision issued by the First Superior Court for the First Judicial District of Panama with the Honorable Eva Cal acting as the substantiating Justice was issued on May 4, 2007, which confirmed what was established by the Fourth Civil Circuit Court as to the validity of the Will and modified the appointment of only one Executor, Mr. RICHARD SAM LEHMAN, for the three Executors the Will set forth as the last will of the testator, had the clear intention of urgently remediating the unnecessary deaths of thousands of PANAMANIAN POOR CHILDREN who are severely endangered by malnutrition and related illnesses.

THIRD: In Order No. 952 dated August 29, 2008, the Fifth Judge, JUAN BOSCO MOLINA RIVERA, the referenced judge decides in the Testamentary Succession Proceeding of Wilson Charles Lucom that the appointment of RICHARD SAM LEHMAN as the Testamentary Executor was null and void from the beginning, which evidently contradicts everything that is set forth in our procedural laws, specifically Articles 702 and 1022 of the Judicial Code, Article 860 of the Civil Code. It is worth noting that the conduct of JUAN BOSCO MOLINA RIVERA, Fifth Civil Circuit Court Judge is not in keeping with the performance of his duties when he issues orders that are contrary to Law and

our Political Constitution, with clear intentions to favor the interests of the other party and this is evidenced by the number of complaints and accusations that have been filed against the aforementioned officer.

FOURTH: On June 10, 2009, JUAN BOSCO MOLINA RIVERA, the Fifth Civil Circuit Judge for the First Judicial Circuit of Panama, issued Order No. 587 in the same Testamentary Succession proceeding of Wilson Charles Lucom (R.I.P.), therein openly contradicting everything he indicated illegally in Order No. 952 of August 29, 2008, and clearly shows that the intention in the Order appealed in a timely manner by the Law Office Tapia, Linares y Alfaro was to favor the interests of Hilda Piza Blondet and to aggrieve Attorney RICHARD SAM LEHMAN and, therefore, the POOR CHILDREN OF PANAMA.

PRELIMINARY INVESTIGATIONS EVIDENCE

- I. As evidence during for the preliminary investigation, we provide an authenticated copy of Orders 952 of August 29, 2008, Order 587 of June 19, 2009, issued by Juan Bosco Molina Rivera, Fifth Civil Circuit Court Judge for the First Judicial District of Panama.
- II. We will provide other documentary and testimonial evidence in a timely manner.

LEGAL BASIS:

- The Political Constitution of the Republic of Panama
- Articles 342, 352 and other concurring Criminal Code articles.
- Article 447 et seq. and other concurring Judicial Code articles.

Panama, on the date it is filed.

Respectfully submitted to the Honorable Deputy Prosecutor for Panama,

/s/ Illegible
ATTORNEY VICTOR ANTONIO CROSBIE CASTILLERO
BAR # 11138

OFFICE OF THE PUBLIC PROSECUTOR FOR PANAMA
COMPLAINTS RECEPTION CENTER

RECEIVED

Filed by Gabriel Guzman
ID. Card No.: 8-447-833
Date: June 7, 2008 Time: 8:56
/s/ Illegible