Third Circuit United States Court of Appeals in Philadelphia, Pennsylvania
Wednesday, March 6, 2024

Rajeev Varma, M.D., (Appellant) Plaintiff,

v.

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Quorum Health, reorganized debtors, All Sr. Noteholders and equity purchasers and asset managers of equity stock, Kirkland & Ellis, McDermott Will & Emery)) (Appellees) Defendants)

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23-1486

APPELLANT RAJEEV VARMA, M.D.
UPDATE BRIEF: RE: MOTION FOR 3CA CASE PURSUANT TO FRAP 40 IN 3CA 23-1486

It has come to my attention that this case is related to significant corporate criminal cases from the past including the 1980s BCCI Bank fraud case that emanated from Pakistan, India, and the Gulf states and infiltrated politicians in the United States and peripherally a presidential administration of Jimmy Carter from 1976 to 1980 including executive members of that administration particularly Mr. Clark Clifford and Mr. Robert Altman at the time. I have discovered several months ago that a relative of mine who is a 1st° uncle was involved with this massive bank fraud case at the time and is connected to money laundering at the time. In addition, my current case in front of this 3rd Circuit Court of Appeals is also related to another significant bank fraud money laundering case recently emanating from Malaysia called 1MDB also involving a Wall Street investment Bank and Kirkland and Ellis at the time. What I'm about to delineate will end up being

the largest bank fraud, money laundering case that has Legacy implications in the history of this world. In my personal litigation and also its significant importance as a public interest and its complete and direct nexus to the current political discord emanating from former **Pres.** Donald J Trump who has been used as a cudgel from significant American billionaires and pathological elite to carry out fraud from money laundering operations and also "slush fund" financial flows in money laundering emanating from derivatives of an unspoken gold Treas. that emanates from the black Eagle Gold trust which is essentially stolen gold from the Pacific Theatre World War II victory in which Japanese precious metal loot was transported from the Philippines to the United States to supplement the Gold reserve in the United States and in which fraudulent derivatives have been contrived by financial bankers and political insiders that had access and knowledge of this stolen gold treasure from 1945. This does have tentacles and relevance to the Federal Reserve in New York and also to some prominent political families in our country that had access and knowledge of this financial system that has been off the books for quite some time. Knowledge and access to this gold reserve has created unknown and known derivative trusts that has have essentially acted as slush funds for prominent families and have fueled several prominent businesses that are known today. In addition, this gold reserve that is off the books cheap money because of all the fraudulent derivatives off of this stolen gold. This gold reserve amount is not known quantitatively from an exact standpoint but by approximation. And perhaps I can foresee that the amount of this reserve may not need to be disclosed to the American public because it can cause financial chaos. However it has already cause significant political chaos that is beyond l the expected chasm between a liberal political party and conservative political party in this country. The adage or proverb that money does not matter or that money or financial consideration does not by happiness is somewhat of a false proverb because it is what drives world trade and it is what drives politics. The perception that Donald Trump has extortive power over the Republican Party and over several prominent American executives or politicians is I believe because of the knowledge that several of these members have benefited from knowledge and access to this gold reserve and its fraudulent derivatives that have been perpetuated by Wall Street private equity and have been fueled by foreign oligarchs with money

laundering of proceeds of ill-gotten gains from their respective countries and utilizing the lack of transparency and the existence of sophistication of financial engineering in the private equity system in the United States. Make no mistake of this that the lack of transparency and the pervasiveness of money laundering of ill-gotten gains is a threat to the financial stability of our economic system and also it is a threat to our democratic way of life and the rule of law. I am in a position to provide a complete panoramic roadmap of the general money laundering scheme that exists today and that is also existing today as a residual Legacy of past bank fraud scandals as delineated above.

I wanted thank the 3(three) Third Circuit Ct. justices that had been it involved with my case recently by the name of Judge Chung, judge Smith, Judge Schwarz. I believe that there previous recent ruling of a denial of extension to file an opening brief was appropriate because they were not presented with some more particularized or granular information that is so extraordinary like I am doing now. The story and the scheme that I will delineate is so extraordinary that on its face it may appear to be incorrigible to the average citizen. However, sadly it is not a story of fiction but it is what has been occurring since the Breton Woods Federal Reserve meeting in 1944 and since the development of a pathological elite society of prominent family members who can trace their ancestry and arrival to North America from the British Isles via the landing of the Mayflower ship in Plymouth Massachusetts. This British Pilgrim Society that I will delineate is an open secret that has expanded to other ethnic groups that collaborated with the original Anglo – Saxon and Celtic families that arrived on the Mayflower. This society expanded to other European – American members who collaborated with the original British Pilgrim Society members and included Italian American's, Jewish American's of Ashkenazi origin, and other European American ethnic groups. I had to read up and understand of medieval anti-Semitism against Ashkenazi Jews in Europe to understand how a significant proportional minority of Jewish American's were involved in some of the significant financial crimes and white-collar crimes perpetuated by this British Pilgrim Society. There is a significant amount a history and understanding as to the roles of Jews in Europe from medieval times as to why there is anti-Semitism and as to why incomprehensibly a certain Eastern European or Ashkenazi

origin would align themselves with the right wing of this country when it comes to Trump and far right factions related to Donald J Trump and his political endeavors. It is a complex relationship that I will explain and it does take some reading and understanding as to how it is related to today's political crisis. It is also related to the current Israel – Gaza conflict and its relationship with a presumably guilty white-collar criminal and politician by the name of Netanyahu. In fact, it is my belief that the Russian invasion of Ukraine is not just about the anticipated ambition of reexpansion of the Russian/Soviet Empire by Putin but a diversion created by Vladimir Putin from the initiation of this war so that the Russian public is preoccupied and not focusing on the embezzlement of the Russian treasury by Putin and his collaboration with criminal Russian oligarchs to launder these ill-gotten proceeds abroad including utilizing private equity in the United States. Bottom line, everything is about money and financial consideration folks, end stop.

There is always going to be political strife between right wing and left-wing or conservative and liberal political factions and that is expected in any country of this world. When this type of political chasm is so significant such as a whole or significant proportion of a political party, the Republican Party, that falls into line with veiled threats by Donald Trump which are essentially threats to out or extort Republican politicians who do not fall into line with the whims of this pathological politician. I don't think that a significant proportion of the Republican politicians are innately pathological in their views but are fearful that if they do not fall into line with a dominant and criminal politician that their reputation and their livelihoods and freedoms will be compromised by the self-destructive endeavors of an almost kamikaze self-destructive politician by the name of Donald Trump (that is the truth of the matter). The concept of "misprision of felony" which is a criminal legal term can be characterized in this setting. As I have mentioned before, there are also some democratic politicians (mostly Republican however) who are in knowledge of this long-standing money laundering scheme perpetuated and regulated by a historically fraudulent federal bankruptcy system namely in Delaware but also in the S.D.N.Y. and now recently in the Southern District of Texas with the resignation of Judge David Jones who probably was en route to to being impeached as a bankruptcy judge if he stayed on the bench. So, the complexity of this legal case,

the political and cultural implications including the political sensitivities of ethnic, religious, or racial groups involved in this legal case have to be taken into consideration such that my presentation of this cannot be construed by a politically motivated subset group that could characterize my pleadings or briefs as anti-Semitic. There are bad apples in every ethnic or racial group and a preponderance of a certain ethnic or religious group in this white-collar crime or money laundering scheme should not reflect on a ethnic or racial group as a whole. So you can understand the complexities of presenting such a case that has significant implications politically and culturally as well. However, the best course of action to litigate such a case is to stick to the facts and stick to the law that applies to these facts. And that is what I will be doing. Any other commentary or information would be a penultimate or ultimate presentation to place this whole legal case in context (in the backburner) but will have less importance on its immediate relevance to the litigation and criminal and civil law that applies to the facts and concrete litigative information.

I am a single guy that does not have a family of my own or any wife or children. If I had a family of my own I would think twice about presenting such a potentially divisive upcoming litigative pleading. However, it is in my interest to present these significant and potentially scandalous and criminal information and causes of action to prosecute the civil aspect of my case as I am only a citizen. It is my responsibility to make as many criminal referrals to the appropriate law enforcement agency if I suspect or I have discovered criminal activity. The referrals that have been made and will continue to be made in regards to the criminal transgressions of multiple entities and actors in this litigation belong to the jurisdiction of the Department of Justice and because of corruption from “state capture” and due to the incontrovertible evidence of corruption committed by Christopher Asher Wray (I cannot believe he still has a job a this time!!!!!!!). When Donald Trump brags that he is going to get rid of the “swamp” or the corrupt political entities, he is not wrong that there is a sizable presence of existence of the “swamp” or corrupt political entities in both parties republican and democratic (75/25 ratio I think). Bob Menendez is a prominent example of a corrupt democratic party politician who got caught with his pants down and with a gold bar that was smelted by a British corporation and that I can trace from the black Eagle Gold

trust that flowed from Colombia to Panama to the United Kingdom during the 1980s where it was resmelted to its current form under the insignia of a British gold corporation. A history of the CIA and its originating organization as the OSS post-World War II will be given in this upcoming substantive brief. In addition, the organization named the Council on Foreign Relations or CFR and its fraudulent and/or controversial affiliations with hedge fund and asset manager principals will also be described and its relevance to this current legal case. It is quite possible, that this significant legal case from the contours of its civil proceedings and its presumptive relation to most likely upcoming criminal proceedings that are secondary to my referrals to the Department of Justice may terminate the candidacy of Donald J Trump as a presidential candidate. I am not joking when I say that. But when Mr. Trump has been terminated from the political process of the upcoming US presidential election and it is my belief that he will ultimately be terminated/disqualified as a presidential political candidate, there is more work to do to "snuff" out corrupt politicians and white-collar criminals who are business executives or businesspeople that are affiliated with Mr. Trump and have used Mr. Trump as a cudgel. So when Mr. Trump says that there is a significant "swamp" he is not wrong. The problem is Mr. Trump is part of the swamp and has been used as a cudgel by the swamp. I think the challenge will be to identify and prosecute the remaining members of a corrupt and pathological elite group of politicians and business executives including private equity principals. One of the key solutions is financial transparency of all political processes. If you can follow the money, you can probably locate the culprits.

The last time a prominent human being or politician confronted this massive "blob" of corruption and its corporate bodies was John F. Kennedy and Pres. Eisenhower. John F. Kennedy was assassinated most likely due to his opposition of political and business corruption by business executives and business individuals affiliated with the military industrial complex. This assassination was not due to a single person by the shooter Mr. Oswald but by a corporate conspiracy of prominent business executives in the oil energy industry and business executives associated with the military industrial complex. Some elements of this conspiracy involved the Italian Mafia out of Chicago and New York and their collaboration with Jewish Mafia out of Chicago and New York. In the initial years of the OSS and CIA (

1944-1974) was a rudderless organization that had significant elements of moral bankruptcy. Some of the causes of their moral bankruptcy was due to access and information of the black Eagle Gold trust assets and formation of derivatives based off of these unknown and off the book assets. Thus, they were involved with scandals and corruption that I believe that today's CIA would never think of been involved with as I believe the modern CIA as much cleaner and much less corrupt than the first 30 years of its organization when it formed. The CIA back then collaborated with the Italian Mafia and Jewish white-collar criminals readily to carry out their objectives including a main objective of funding political factions and bribing political factions with funds derived from the Black Eagle Gold Trust to suppress or terminate communism or socialism around the world. However, the original purpose of ridding of communism and combating the main adversary of the Soviet Union would predictably and understandably devolve into personal domestic corruption with accessibility to derivatives and funds that are based off of black Eagle Gold trust assets. I do not know Mr. Burns who is the director of the current CIA but I believe the current CIA is much less corrupt and much cleaner then the CIA that was involved with the Bay of Pigs, the assassination of Pres. Kennedy, the Iran contra scandal, the cocaine trade scandal particularly involving Pablo Escobar in Colombia and Manuel Noriega of Panama. Unfortunately, I am going to have to "bash" the Bush family because my job is to tell the truth. Pres. George H.W. Bush was a director of the CIA and even though on the surface appeared to be a clean-cut politician was corrupt and has involve multiple members of his family with surnames of Bush, Busch (yes the Beer Family Magnate of St. Louis), Walker Family, and Ellis and other surnames and individuals associated with their affiliation with Wall Street elites and also the Rothschild Family (Ashkenazi Jewish banking family with relatives with current surnames of Schuster, Schusterman, Kempner, and more (including of course Rothschild). Also I will present the connections that Jeffrey Epstein and Harvey Weinstein have with the aforementioned including Epstein's connection with CIA, Israeli Mossad, and Vladimir Putin. Epstein acted as a double agent and was involved with money laundering and financial engineering for the CIA back in the day.

I have nothing against any of the Bush Family, I am here just to delineate the facts. Many of these business executives involved with the Kennedy assasination resided in the Dallas Metropolitan area in the

1960s and I can tell you definitively that there is an individual that can probably disclose all the details of Pres. Kennedy's assassination. This current individual that exist today is a current spouse of a sitting US politician in Congress. I will not disclose the name as of yet but most likely during the substantive opening brief.

2 other prominent families of name need to be mentioned as they are integral to the perpetuation of fraud political corruption money laundering and the existence of "dark money". The first family is the coke brothers of Charles Koch and David Koch. I believe one of the brothers but the estate of that brother and nurtured to his wife and of course there is a living brother. This Dutch American family has created a corrupt political system utilizing dark money that emanates from their entities to the vast number of political entities and politicians and and I will mention in the opening brief federal district judges including one in Illinois. I will mention that in the opening brief as they have infiltrated not just the political legislative system but also the judicial system with judges that are actually related to them. The 2nd family is the Ross family which is in Ashkenazi Jewish family originally from the New York metropolitan area but has spread to the Detroit metropolitan area and also south Florida and other areas as well. Prominent members of the Ross family include: Wilbur Ross who was the Sec. of commerce under Donald J Trump and was his personal bankruptcy attorney and fixer when his casino properties were undergoing federal bankruptcy years ago. Wilbur Ross used to work for the Rothschild investment banking firm before he went out on his own and that eventually became a political bureaucrat as the in the Trump administration and is a very corrupt bureaucrat. Another individual is Stephen Ross who owns the Miami Dolphins has donated to the business school at the University of Michigan which they've named the business school after him and has been accused of throwing NFL football games according to a legal complaint by a plaintiff against him. He also does not have a reputable reputation. I graduated from Ross University school of medicine in 1997 and that was started by Robert Ross who was also related to these individuals and is also related to a media executive (Steven Ross) who was instrumental in starting CNN the news network. CNN is intricately involved with quite a few of the bad actors here and we will delve into the intricacies of this network as I believe it is on its way down and may actually downsize

significantly if not and itself as it is part of the Warner media group. Warner discovery and some of its programming is probably the only non-sports television that I actually watch (Bill Maher, John Oliver, Bob Costas). CNN has many Nepo babies or family relatives of previous CIA and political executive members of US federal government that are employed as anchors or media people on a daily basis on their network. CNN is by far the network that has the closest affiliation to the CIA and its affiliation during its most corrupt phase in the past. Essentially, CNN is populated by the "swamp" with its executive director being David Zaslav.

Finally, I would like to address some household legal procedural issues in regards to this upcoming opening brief. The last order on March 1 by the 3 judges of the 3rd Circuit Court of Appeals of the Federal Circuit was mailed by U.S. Postal Service and not transmitted electronically to me. I just discovered that docket of 23 – 1486 in which the order from the 3 judges indicates that they also want a separate motion filed by me with the caption stating that this is a late supplement amended pleading. Obviously I want to have known that unless I went on to pacer CM/ECF yesterday on March 5, 2024. I will file an additional motion requesting permission to file the amended supplement alongside the opening brief which will be considered an amended pleading. I believe I have provided you a synopsis of very significant extraordinary events that no lawyer or pro se litigant would ever encounter in a lifetime and all of this that I provided in the aforementioned synopsis is all true and more importantly the legal points that pertain directly to the issues on appeal that you will consider will be pleaded with significant particularity and granularity. Never in the 4 years that this case has been open since the initial bankruptcy petition on April 7, 2020 have I felt more confident in the leverage and position of my litigation against all significant parties as I believe this will end up being the largest damages amount to a single plaintiff in world history not just US history and you may already have an inkling of that given the fact that I already have a final judgment on the merits of a $100 million proof of claim that is not dischargeable by bankruptcy law precedent (pertaining to False Claims Act Whistleblower case that could be construed as a self-executing non-dischargeability) and fortunately when you take into account a recent precedent from the United

States supreme court in regards to the Bartenwerfer Case in 2023 which I believe could apply to a corporate debtor (not just individual debtor) as well due to fraudulent intent to get a discharge and also incontrovertible evidence of the commission of willful intent and malice committed by the debtor as part of the cause of action related to a creditor's proof of claim. That is not including non-filed tort claims against almost all entities involved in this case including third party non-debtors and bankruptcy professionals that are currently released by creditors through a non-permissible release in the bankruptcy plan and a exculpation clause that would be invalidated in the ordinary course if bankruptcy professionals commit fraud during the bankruptcy period of the original prepackaged chapter 11 bankruptcy period. Right now the automatic stay of the lead case and corporate entity in Delaware bankruptcy court 20-10766 has an active automatic stay that prohibits creditors from attempting to collect from an unsatisfied $100 million dollar proof of claim. Furthermore, there is an active FRBP 524 Discharge Injunction in place for the the subsidiary cases that have been prematurely closed which prohibits a creditor from collecting a debt that has been discharged. Fortunately, a creditor like myself can lift and/or modify the automatic stay on motion. Unfortunately, the current Bankruptcy Judge on the case is disqualified based on Rule 455 from presiding on the bankruptcy case. No motion of a rule 455 has been presented because it has allowed this Judge (Judge Shannon) to openly violate Federal law and the Federal Bankruptcy Code and as such evidence has been collected so that a proper 455 motion and impeachment complaint to the Third Circuit Court of Appeals disability committee is forthcoming very shortly. Fortunately, all statute of limitation deadlines are tolled including IL state causes of actions as per FRBP 108(c) in conjunction with IL state law (state law tolling actions barred by automatic stays from Federal bankruptcy Law and Discharge Injunctive Periods) and the existence of third party non-debtor clauses from the confirmed bankruptcy plan that currently prohibits creditors from suing other third party non-debtors involved with the case. Trust me every single defendant or adversarial counterparty to me as a creditor is praying that I submit a motion to lift/modify the automatic stay and modify the discharge injunction. Why you may ask? Well, modifying the automatic stay and discharge injunction allows me to collect on a charging order (as initial step in collection) from my $100 million allowed proof of claim. All the defendants or almost all

of my adversarial counterparties do not have a leg to stand on from a civil defense perspective once I am allowed to file new claims and collect on final judgments in IL Federal District Court (the venue of future claims and preexisting collection claims). Simplistically, my adversarial counterparties would get "slaughtered" in future litigation once it is allowed and the automatic stay/discharge injunction is modified and as a result the current tolling of statute of limitation deadlines would cease at that particular point in the future. This would prompt the adversarial counterparties to want to go through mediation (only non binding-mediation from my perspective) which in reality increases the chances of settlement and maintains strict confidentiality of information during a future prospective mediation period. If I am not satisfied with non-binding mediation, then I can pursue any and all causes of action as soon as possible with statute of limitation periods augmented by the previous tolled periods and I can do this in a fashion that I would not be constrained by an automatic stay, discharge injunction, or non-permissible third party releases (Sackler case currently subjudice in SCOTUS and my guess is that SCOTUS by June will rule that third party releases as per English common tort law and the original purpose of 524 (only meant for asbestos mass torts) should not abrogate tort claimant's right to jury trial in an Article III Federal District Court. A tort claimant's due process rights are sacrosanct in this great country. Hypothetically, a jury trial could potentially occur in an article I Federal Bankruptcy Court but pragmatically it should not occur in an article I Bankruptcy Court and if you ask ethical and competent Bankruptcy Court Judges today, they would overwhelming opine that a right to a jury trial should be made avail in an Article III Court and/or intermediate Appeal Court such as the Third Circuit Court of Appeals. This issue brings another issue which is that a "core" bankruptcy issue can be adjudicated in the Third Circuit Court of Appeals (normally a intermediate appeals court would remand a "core" issue back to the original federal bankruptcy court but Judge Brendan Linehan Shannon is disqualified to adjudicate on any matter of these cases and I am making this assertion confidently on a presumptive basis since I have not as of yet submitted the 455 motion to Judge Shannon in Federal Bankruptcy Court. I am very confident in my skills , my high intelligence (IQ and EQ with IQ>>EQ) and to once and for all bring this case closer to finality. I know I have already "won" this case as the main adversarial counterparties are

“boxed in”. Without coming across as arrogant, overconfident or a delusional individual, all I need to do is submit the 250 page opening brief (without fear of its collateral societal complications from divulging the brief in open court on PACER CM/ECF or electronically). I am person that has very few substantive flaws overall. One of my flaws is procrastination when the pending task is simply electronically submitting this brief. However, you now know the massive burden I have in submitting this brief in open court (including discovering that my first degree uncle was bank executive involved in the 1980s BCCI scandal and his affiliation with the Rothschild family in UK and that my first degree cousin was an investment banker who previously worked for Rothschild investment bank in UK. In addition, I have on a DAILY basis have discovered new evidence even up and until yesterday. I am insisting that this court submit an order that the opening brief must be submitted by 5:00 PM prevailing EST on Friday, March 15, 2024. There will be no extensions, no exceptions, no excuses. Missing this proposed deadline is cause for dismissal of motion for hearing via a three judge or en banc panel. By the way, I am requesting an oral argument opportunity in this motion pathway for rehearing (probably about time since fortunately I have never had to physically show up for any motions or pleadings in person and 100% of my participation so far to date has been by virtual remote audio/video technology.)

The reason for the 250 page opening brief is to educate and provide complete edification to all the pending issues on appeal so that you as the three judges or quite possibly an en banc panel can adjudicate the issues as thoroughly and diligently as possible (in the case of an en banc panel --- Judge Cowen may have to recuse himself---will cross that bridge when the relevant issue occurs).I am going to assume that you as the three judges are generalist judges (not legal professionals with significant experience in bankruptcy and restructuring law). It is the onus of the movant to present a thorough pleading of all the particular issues on appeal and the remedies to these issues . Of course as with any legal professional, I will set the tone with particularity that jurisdiction does lie in the Third Circuit Court of Appeals but also the substantive content and volume of the opening brief is necessary to provide the context and foundation that sheds light of the pending issues on appeal. My fund of knowledge and skillset in bankruptcy law and restructuring is pretty good at this point of time (I would probably score

higher than more than ½ of the bankruptcy attorneys that have bar status in Delaware in regards to the official specialty board exam administered by the American Bankruptcy Institute. Most bankruptcy professionals in Chapter 11 corporate restructuring refrain from taking the exam and coast on experience in a Big Law Firm and self-credential themselves based on experience alone. Please e-mail docket orders to my designated e-mail address so that I get the orders from your court in a more timely fashion than exclusive USPS snail mail transmission. Thank you.

This motion is made in good faith and not for purposes of delay.

WHEREFORE, Appellant, Rajeev Varma, M.D., respectfully requests that this Honorable Court grant its motion for rehearing with oral argument and either three judge panel or en banc panel.

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Respectfully submitted,

/s/ Rajeev Varma

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