

COMMONWEALTH OF MASSACHUSETTS

SUPREME JUDICIAL COURT

SUFFOLK, ss

DOCKET No.

IMRE KIFOR,

Petitioner,

v.

THE COMMONWEALTH OF MASSACHUSETTS,

GOVERNOR MAURA HEALY (official capacity)

ATTORNEY GENERAL ANDREA CAMPBELL (official capacity),

COMMISSIONER GEOFFREY SNYDER (official capacity, MA
DOR CSE),

MIDDLESEX PROBATE AND FAMILY COURT,

[REDACTED],

[REDACTED],

Respondents.

**Imre Kifor's Emergency Petition To Correct And Prevent
Ongoing Errors Pursuant To G.L. c. 211, § 3**

Date: 12/17/2023

Imre Kifor, Pro Se

[REDACTED]
Newton, MA 02464

ikifor@gmail.com

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<https://femfas.net>

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INTRODUCTION

1. Pursuant to G.L. c. 211, § 3, the Petitioner, Imre Kifor ("Father"), is seeking emergency relief from the public nuisance and also child-predatory activities of the Commonwealth Respondents ("the State"), which are continually not according to the course of the common law, violate federal law on purpose, and which court proceedings are not reviewable by motion or appeal.

2. Immediate and meaningful relief is necessary to prevent the State from undermining the rule of law and to ensure that the citizens of the State may safely nurture and care for their dear children and families.

3. The erroneous and specific court proceedings are ongoing in the Middlesex Probate And Family Court ("Family Court"), with recent acts and manifestations occurring since this Court last ruled on the matters.

4. Father has two children with each, [REDACTED] ("Mother-B") and [REDACTED] ("Mother-C"), from committed long-term and non-overlapping relationships.

5. Father's dear older son and daughter ("Twins") are now almost 20. Father's equally loved younger son and daughter ("Siblings") are now 14 and 12, respectively.

6. In his attached 5-volume Record Appendix of 1,319 pages of verifiable evidence, Father documents that systemic discriminations and sustained conspiracies to silence and enslave the targeted fathers (by cruelly leveraging their dear children) are behind the State's prohibited yet endlessly renewed retaliatory acts.

7. The now substantiated deliberate fraud (including Rule 60 Fraud On The Court), intentional defamation, and ongoing unlawful discrimination by the State have tormented Father's four children and predictably led to their agenda-driven **forced parental alienation**¹.

8. The State's objective to conceal past deliberate violations of federal law is manifested in the record.

9. Father respectfully requests that this Court review the record of these interrelated parallel proceedings and issue appropriate declaratory & injunctive relief.

REASONS G.L. c. 211, § 3 RELIEF IS APPROPRIATE

10. "The supreme judicial court shall have general superintendence of all courts of inferior jurisdiction to correct and prevent errors and abuses therein if no

¹ See at https://www.ncsc.org/data/assets/pdf_file/0014/42152/parental_alienation_Lewis.pdf

other remedy is expressly provided, and it may issue all writs and processes to such courts and to ... individuals which may be necessary to the furtherance of justice and to the regular execution of the laws... the justices of the supreme judicial court shall also have general superintendence of the administration of all courts of inferior jurisdiction, including, without limitation, the prompt hearing and disposition of matters pending therein," G.L. c. 211, § 3.

11. Intractable controversies exist between Father and the State and are the subject of continued lawsuits.

12. Specifically, the State has deliberately induced & actively reinforced Father's now-proven existential employment, health, and housing crisis (see Father's affidavit in the attached Record Appendices, Vol-II).

13. Moreover, Father's existential crisis has reached the point where the endless delays of any meaningful relief have become actual immediate causes of action.

Continued Conspiracy To Commit Mail Fraud

14. While massively invalidating Father's consistently relayed personal experiences, and by using a purposely deceptive conclusion, the full Supreme Judicial Court

("SJC") blatantly reframed his repeated assertions in SJC-13427 on 8/8/2023: "Among Kifor's claims is the contention that he was precluded from seeking review of those orders because one or more of them was not timely entered on the [Family] Court's docket," A:61².

15. Appealing the SJC's conclusion, Father re-asserted to the U.S. Supreme Court: "However, the uncontested fact that Family Court did not communicate in any way the 12/5/2013 denial to Father remains. Father could not appeal a decision that he could have no knowledge of as its direct consequence. Additionally, the 12/5/2013 denial was not entered on the docket until 7/15/2014. This means that Father unequivocally could not have received the 'nonexistent' 12/5/2013 ruling (itself a material fact) in a timely manner or at all (the factual reality)," see No. 23-5932 or RA-III:30.

16. In his above SCOTUS petition for a writ, duly docketed on 11/1/2023, Father alleged that "while having a duty and legal obligation to disclose the 12/5/2013 denial, Family Court deliberately omitted

² References to exhibits are as follows: "A:p" is page 'p' in the Addendum and "RA-v:p" is volume 'v' and page 'p' in the attached Record Appendices.

ever mailing it, as per the statutory definition of 18 U.S.C. § 1341 mail fraud: 'There are two elements in mail fraud: (1) having devised or intending to devise a scheme to defraud (or perform specified fraudulent acts), and (2) use of the mail for the purpose of executing, or attempting to execute, the scheme (or specified fraudulent acts),' Schmuck v. United States, 489 U.S. 705, 721 n. 10 (1989)," see RA-III:30.

17. As the informed Family Court still has not claimed any admissions of neglect or "clerical errors," the deliberately repeated and unlawful, now RICO predicate acts (e.g., obstruction and mail or wire fraud) of the Family Court omissions to inform re: crucial decisions substantiate Father's claims that the Family Court intentionally precluded Father's attempts to appeal the fraudulent and statutory discriminatory decisions.

18. Substantiated in the Record Appendices, Volumes IV and V, Family Court continues to omit to mail or email crucial orders to Father. In addition to the 12/5/2013 denial, he still has not received either the 2/12/2018 or the 3/23/2023 denials/orders (as the first and last rulings of the Mother-B matter's "indigency phase").

Dockets Fabricated With "Gatekeeper" Orders

19. Moreover, Volumes IV & V of the Record Appendices also substantiate the secret existence of sudden and never-communicated "gatekeeper" orders in the dockets.

20. Directly contradicting the above SJC-13427 ruling, see A:61, the Massachusetts Appeals Court reiterated on 11/27/2023 that "The type of broad review that the father seeks of the Probate and Family Court's docket, untethered to any interlocutory order of that court, is well beyond the scope of G.L. c. 231, s. 118 and the single justice's jurisdiction, and seeks relief that the single justice may not grant," see RA-IV.

21. With his 23-J-679/680 petitions, RA-IV:5, "Father [asserted] that the now publicly accessible docket entries are not just falsified (as they flatly ignore verifiable and crucial filings) but are **deliberately fabricated** (as they purposely obstruct and omit meticulously substantiated allegations of sustained and systemic violations of state/federal law)."

22. As mere repeats of 23-J-500/501 from 9/7/2023, the appeal, i.e., "WHEREFORE, Father respectfully requests this Court to review the record and compel the Family

Court to reconcile the parallel dockets with the meticulously preserved and verifiable reality of the critical matters," RA-IV:6, was predictably denied.

23. The intentional sabotaging of Father's lawful actions in Family Court, coupled with the allowed and encouraged fraudulent/endlessly frivolous complaints for contempt against him, have rendered a now almost 62 years-old Father absolutely unemployable with a just submitted 1,810th+ compliant job application and \$360,000+ of in-arrears child support obligations.

Staged "War Of Attrition" Is Discrimination

24. SJC-13427 stated: "It is incumbent on a petitioner for extraordinary relief to 'to create a record -- not merely to allege but to demonstrate, i.e., to provide copies of the lower court docket entries and any relevant pleadings, motions, orders .. of the lower court record necessary to substantiate allegations' that [extraordinary] relief is warranted," A:62.

25. Father has diligently created just that with his "Motions For Relief From Orders (Pursuant To Rule 60 Fraud And Specifically Fraud On The Court)". Since 12/26/2022, when the motions were first filed in the

Family Court, RA-I:118, Father has been repeatedly claiming and substantiating that: "[Family] Court's activist and deliberately child-predatory 'suppressing of evidence' routine first manifested itself on 12/5/2013 as substantiated by a) [Family] Court's falsified official 'docket entries' served on Father by the AGO's office on 8/9/2021, and b) Father's 545 pages long submissions documenting the circumstances of the prior actions to SJC-13263 on 4/21/2022."

26. In his consistent filings, see RA-I:121 and 148, Father verifiably observed that "the objective of the now systemically applied *ad hoc* 'gatekeeper' orders against Father is to deliberately conceal the allowed fraudulent GAL investigations and subsequent specific and systemic 'disparate treatments' against Father by [the Family] Court and the colluding parties."

27. Moreover, Father's repeated petitions to the SJC (a total of 7 with 5 appeals to the full court, A:56) specifically referenced his filed (and substantiated with 299 pages of checked evidence) federal Civil RICO complaint and proper appeal. These "create a record" to prove that the existentially threatened Father's complaints of fraud, defamation, and discrimination

had been silenced in the Family Court (i.e., Father's constitutional rights for free speech, due process, and equal protection of the laws had been deliberately violated during the Family Court hearings and trials).

28. Therefore, Father asserted to the U.S. Supreme Court that "the thus deliberately induced judicial deadlock is a bona fide 'war of attrition' strategy for delaying any investigations and denying Father's requests for relief from the retaliatory forced indigency. Moreover, as substantiated in Father's attached renewed Civil RICO Class Action Complaint, this war on Father, reinforced by SJC, meets all the criteria for **statutory discrimination** and conspiracy to violate federal law on purpose," see RA-III:39.

29. Father reproduced his renewed Civil RICO Class Action Complaint docketed with the U.S. District Court on 11/8/2023 in the attached Record Appendices, Vol-I.

30. The meticulously preserved 387 pages of relevant and verifiable exhibits substantiate Father's claims.

31. Father's second filed complaint claims "Violations of Title VI/VII of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d/e, et seq.), Age Discrimination in

Employment Act of 1967 (29 U.S.C. § 621, et seq.), Age Discrimination Act of 1975 (42 U.S.C. §§ 6101-6107), deprivation of civil rights (42 U.S.C. §§ 1981, 1983, and 1985), and systemic/sustained Civil RICO (18 U.S.C. § 1962) prohibited activities," see RA-I:1.

"Equity For All" Is Impossible By Design

32. A defining feature of Marxism is that the State is tasked to "specially protect from others" selectively, instead of "equally protect rights" but universally.

33. In his above SCOTUS petition for a writ, Father duly documented that "regardless of the still raging 'men can get pregnant' federal debate, the State has declared its independence by **'double protecting rights during a time of federal constitutional upheaval.'**

Loudly 'double-protecting' a numerically negligible enumerated minority is cost-effective in the context of legislated 'maximized federal reimbursements.'

Otherwise, any double protection is legally wasteful. Most importantly, legal protection for 'men who cannot get pregnant' would lower the mandated and already 'maximized' federal support reimbursements that the State can extort," see No. 23-5932 or RA-III:35.

34. Father belongs to and represents the "men who cannot ever get pregnant, are forcefully separated from their dear children, and are stripped of any constitutional rights," a stereotypically fabricated "guilty until proven innocent" convenient grouping.

35. Father is, therefore, a member of a necessary "left-over group" (after the "specially protect from others" equity-based mandates have all been applied).

36. Consequently, Father's preserved legal matters also highlight the intractable problems inherent in Marxist "equity-based" justice: the need to prioritize all arbitrary agenda-driven yet possible "equities."

37. By continuing to allow the mail fraud, falsified docket entries, and statutory discriminations to continue unchecked, this Court can still effortlessly cleanse the cases from "toxic masculinity" as Father cannot ever belong to any LGBTQ+ protected classes.

38. Once Father is eliminated from consideration, the controversy will still result in the binary dilemma: **"equity for the 'rich' or the 'poor' Mother?"**, A:109.

39. In other words, which set of absolutely equal (for Father) boy and girl pairs matter more for the State: are the rich Twins or the poor Siblings more valuable?

40. "Equity for all" is impossible by Marxist design as the crudely destructive redistribution of already existing wealth is the fundamental objective of the social construct and not the construction of wealth.

FACTUAL BACKGROUND

41. Starting in 2011, Family Court knowingly allowed the two bitterly jealous and vindictive mothers to collude while targeting Father with false allegations.

42. Notoriously cruel "activist" Harvard GALs were allowed to custom fabricate false narratives like: "specifically, [child] is afraid the father will 'put suction cups on her feet and take her out the window,' and [child] is afraid the father would 'put him in boiling water' if he went back in the father's care."

43. Father was not permitted to present his unified defense of the deliberately splintered "one person, divergent sets of facts" reality of the dockets, and parallel judgments were issued on 2/13 and 6/30/2014.

44. In fact, the Family Court went to extreme lengths to prohibit a *pro se* Father from filing his evidence and calling his witnesses, in blatant contradiction to superficial claims that Father "had his day in court."

45. Since then, Father has consistently attempted to file his pleadings and affidavits, documenting his efforts to resist the conspiracy to silence & enslave.

46. Father's most recently submitted substantiating Affidavits: a) On Sustained Institutionalized Child Abuse (Forced Parental Alienation), RA-V:95; b) On Systemic Discrimination Based on Race, Sex, National Origin, And Age, RA-V:99; c) On Deliberately Induced Existential Employment, Health, And Housing Crisis, RA-V:102; d) On Continued Conspiracy To Obstruct And Commit Federal Mail And Wire Fraud, RA-V:105 & 144; e) On Targeted Stubborn Retaliations Against A Forcedly Indigent Whistleblower, RA-V:224; and f) On Equity For "Rich" V. "Poor" Mother (And Her Children), A:109, are reproduced here with only the first "marker" page of the implied and already filed substantiating document.

47. Since the Appeals Court's denials of Father's 23-J-679/680 petitions on 11/27/2023, the Family Court suddenly allowed the docketing of some filings, A:78.

No Adequate Routes Exist For Relief

48. However, Father has already substantiated that the Family Court docket entries are systemically falsified and do not reflect the reality of the matters, RA-IV.

49. Father asserts that the existing clear bias in the dockets is discriminatory pursuant to G.L.c. 151B, §9.

50. Moreover, Family Court still has not acknowledged Father's repeatedly filed amendments (due to fraud and discrimination) to his complaints, RA-I:158 and 160.

51. Father has also diligently exhausted his routes for relief with the Superior Court (defamation, A:65, civil rights violations, A:73), the Appeals Court and SJC, A:56, and the Newton District Court (restraining orders & application for a criminal complaint, A:96).

52. As no "adequate alternative remedies" exist for Father, specifically regarding his purely retaliatory jail sentence, Father even filed a Pardon Petition with the Governor's Executive Council on 12/5/2022.

Agenda-Driven Extreme Parental Alienation

53. The retaliating Family Court has spared no effort to separate the children and their Father forcefully.

54. Since 4/28/2011, Father has had only supervised contact with his children. The countless monitors were professionals subsidized by the State, and no monitor ever complained about Father's conduct. Consequently, Father cannot think of any reasonable justifications for his children to express negativity toward him.

55. The now manifested **extreme parental alienation** can, therefore, be attributed solely to the Family Court's agenda-driven acts and stereotypically discriminatory practices, A:109. Moreover, "extreme parental alienation should be considered emotional child abuse and referred criminally" (see A:117).

BASES FOR RELIEF

56. This petition is not an attempt to address or to relitigate the details of the various other courts' decisions. The narrow scope of this petition is the following "**endlessly circular**" core of SJC-13427 regarding the "regular execution of the laws," A:62:

- a) "to the extent [Father] challenges the entry of interlocutory 'gatekeeper' orders... he could seek reconsideration of those orders or avail himself of the procedures described in G.L.c. 231, § 118" -- which is not possible in the purposeful absence of the orders as affirmed by the Appeals Court on 9/12 & 11/27/2023, RA-IV;
- b) "to the extent he challenges the entry of any final order of the Family Court, he may appeal from any such order" -- which is not possible in the purposeful absence of any final orders or judgments, despite repeated motions for summary judgments on 4/26/2022 and 10/9/2023;
- c) "to the extent Kifor contends that the docketing of any order was delayed and that the appellate period lapsed in the interim, a motion under Mass. R. Civ. P. 60 (b) (1) or (6) may provide a remedy" -- which is precisely what Father has been attempting to do since 2018, ever consistently and specifically on 1/19 & 12/17/2018; 4/24, 10/21 & 11/4/2019; 1/10/2020; 3/8 & 6/13/2021; 2/26, 4/10, 6/8, 8/6 & 12/17/2022; 5/16, 8/8, 11/29 & 12/1/2023.

57. The "endlessly circular" claim is substantiated by the above evasive SJC "deflections" contrasted with Father's filed and substantiated statements: "All of Father's relevant evidence has been fully communicated and readily accessible as Father had e-filed his entire collection with the Appeals Court [A:56]. Therefore, the Family Court's 'gatekeeper orders,' while unappealable, serve as secretive instruments to conceal the substantiated [Rule 60 (b) (3) fraud and (b) (6)] fraud on the court" (see RA-I:8 and RA-I:25).

**Does Sovereign Immunity Apply To Endlessly Circular
Discriminations And Retaliations?**

58. Father is prepared to substantiate his third *pro se* and *forma pauperis* petition on 12/24/2023 to the U.S. Supreme Court with the question: "Does sovereign immunity apply to an 'LGBTQ+' Massachusetts when using federal funds to subsidize the forceful separation and activist-agenda-driven alienation of innocent American children from their loving American parents?," A:131.

CONCLUSION

59. Father has alleged that a systemic and sustained conspiracy to silence and enslave him is behind the

endless retaliatory actions by the State, resulting in Father's now fully substantiated forced indigency.

60. Father has timely filed his parallel and proper amended complaints for modifications with the Family Court as a testament to his commitment to prosecute.

61. Nevertheless, the Family Court has continually sabotaged Father's attempts at any modifications, itself a Title IV violation. Moreover, the falsified and fabricated docket entries (via secret "gatekeeper" orders) also ensure that the agenda-driven intended bias is perpetuated in Father's matters *ad infinitum*.

62. Contradicting the "double protecting" objective of this Court in support of Marxist equity-based justice, the Family Court's manifested agenda to exclusively advance the millionaire mother's "feminist equity," i.e., "women never lie," is therefore paid for dearly by the "poor" mother and her minor children, A:111.

63. Pursuant to G.L. c. 211, §3, this Court has proper jurisdiction over these now substantiated claims of a conspiracy to silence and enslave as there are no adequate and effective routes left to resolve the discriminatory "war of attrition" and provide relief.

REQUESTED RELIEF

Father respectfully requests that this Court:

A. Accept this emergency petition. Father respectfully requests a hearing as well as expedited treatment.

B. Declare that deliberately omitting to communicate a court's decisions with the parties interferes with the regular execution of the laws and order the Family Court to mail the 12/5/2013, 2/12/2018, and 3/23/2023 rulings of the 07D3172DV1 and the secret "gatekeeper" orders of the 11W0787WD/11W1147WD dockets to Father to enable his intended appeals to be properly initiated.

C. Declare that deliberately obstructing substantiated allegations of violations in docket entries interferes with the regular execution of the laws and order the Family Court to reconcile the fabricated dockets with the preserved and verifiable reality of the matters.

D. Declare that systemic discriminations and sustained retaliations against the now forcedly indigent Father violate G.L. c. 151B and order the Family Court to investigate and rule on the thus materialized damages.

E. Declare that allowed predatory activism resulted in sustained and institutionalized child abuse (forced parental alienation) with no fault by the children's parents and issue an injunction against the State to stop it from continuing with the forceful separation and activist agenda-driven alienation of innocent American children from their loving American parents.


F. Order any other relief deemed fair and just.

Signed under the pains and penalties of perjury.

December 17, 2023

Respectfully submitted,

/s/ Imre Kifor
Imre Kifor, Pro Se


Newton, MA 02464
ikifor@gmail.com

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