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9 **AMI SHAFRIR**

10 UNITED STATES DISTRICT COURT  
11 CENTRAL DISTRICT OF CALIFORNIA

12 AMI SHAFRIR, an individual, ) Case No. CV-01-01507 CAS (JWJx)  
13 ) [assigned to Hon. Christina A. Snyder]  
14 Plaintiff, )  
15 )  
16 vs. ) **NOTICE OF PENDENCY**  
17 ) **OF OTHER ACTIONS**  
18 DANIEL NISHRIE, aka DANIEL NICHERIE, ) **OR PROCEEDINGS**  
19 an individual; ABNER NISHRIE aka ABNER ) [Local Rule 83-1.4]  
20 NICHERIE, an individual; and DOES 1-10, )  
21 inclusive. ) **NOTICE OF RELATED CASES**  
22 ) [Local Rule 83-1.3]  
23 Defendants. )  
24 ) 116 Actions Relating to Ami Shafir  
25 )  
26 )  
27 )  
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29 Plaintiff Ami Shafir submits the following Notice of Pendency of Other Actions  
30 and Notice of Related Cases. [L.R. 83-1.4 and 83-1.3]

31 The following is a description of other actions, title of the court, names of the  
32 parties and their attorneys, together with a brief factual statement setting forth the basis  
33 that the actions are related. **[L.R. 83-1.4.2]**

34 This Notice of Pendency of actions is being combined with a Notice of Related Cases in  
35 the interests of judicial economy.

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**Listing of Cases**

Attached hereto as **Exhibit 1** is a listing of 116 actions in chronological order that are related and/or pending as defined in local rules and FRCP.

These actions are related in that they appear to (a) arise from the same or substantially identical transactions, happenings or events; ... or (c) call for determination of the same or substantially identical questions of law and fact; or (d) be likely ... to entail substantial duplication of labor if heard by different judges. [*L.R. 83-1.3.1*]

The common issue to these 116 related actions is that they have all been caused by Daniel Nicherie and Abner Nicherie (the Nicheries) and their associates since January 2000 in their \$40,000,000 theft and destruction of the Shafrir's assets. The divorce action was not caused by the Nicheries, however they materially and adversely affected it.

The following summary of 116 actions reflects a massive fraud that involves the misuse of the judicial process as a vehicle for two conmen, and their associates, to escape accountability.

There is a complex interplay between (1) the LASC Family Court that obtained jurisdiction over the community assets in August 1998; (2) the LASC Civil Court, where issues of setting aside fraudulent transfers are being addressed; (3) the US Bankruptcy Court in California, Nevada, Alabama and Georgia that were used by the Nicheries as a vehicle to cause confusion and delay; (4) and the US District Court where Ami Shafrir has brought the issue of the racketeering activities of the Nicheries.

Within this interplay are issues relating to Rooker-Feldman Doctrine, Bankruptcy Stays, Injunctions and Anti-Injunction statutes, Divorce matters, jurisdiction, corporate representation, authority for attorney representation, pension plan and ERISA, interpleader, removal and remand, two-dismissal rule, Rule 11, conflicts of interest, receivers and trustees, discovery and adverse inferences relating to invoking the Fifth Amendment, litigation privilege, extrinsic fraud, crime/fraud exceptions, restraining orders, perjury, prior criminal judgments, defaults, fraudulent transfers, lis pendens, attorney malpractice and RICO.

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**COMMON ISSUE RELEVANT TO ALL 116 ACTIONS**

**The common issue throughout these actions, and the issue that the Nicheries have spent in excess of \$3,500,000 in attorney fees to prevent from being resolved, on the merits, is the simple matter of**

**Ownership of the Shafrir Entities**

The substance of the dispute, and the cause of all of the related cases is directly attributed to the conduct of **Daniel Nicherie** and his brother **Abner Nicherie** (the "Nicheries"), two professional conmen who, in early 2000, took control of the community property of Ami Shafrir and his ex-wife, Sarit Shafrir including valuable real estate and three operating corporations that produced significant cash-flow.

Once possession and control of the Shafrir Entities was obtained, the Nicheries maintained exclusive control of the various Shafrir assets during which time they diverted the revenue streams and transferred liquid assets to Nevada shell corporations and other property to unknown locations and entities. The Nicheries have destroyed what was left as evident by the 10 bankruptcies listed at #107-#116 of Exhibit 1.

From early 2000 and continuing today, the Nicheries were the cause of all of the actions to be filed, or have materially and adversely affected actions such as the divorce proceeding between Sarit Shafrir and her husband, Ami Shafrir. The actions caused by the Nicheries were targeted against the Shafrirs generally through Nicherie controlled Nevada shell corporations and through the Shafrirs' own companies they took over, without authority.

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**General Categories**

**1. Divorce Action - 1**

- 2. Actions by the Nicheries designed to discredit and harass Ami Shafrir, and to cause confusion and delay.
- 3. Actions by the Nicheries against Ami Shafrir's attorneys<sup>1</sup>
- 4. Actions staged by Daniel Nicherie (all plaintiffs and all defendants controlled by Daniel Nicherie used to circumvent Court Orders)
- 5. Bankruptcy Actions caused by the Nicheries - 10 in total
- 6. Actions by the Nicheries relating to false allegations of violence.
- 7. Actions by victims of the Nicheries (who have also sued the Shafrirs or their entities under the control of the Nicheries)
- 8. Actions by the Shafrirs seeking to set aside fraudulent transfers and to hold certain parties responsible.**

**The Divorce Action**

The initial action is the Divorce action, filed by Sarit Shafrir on **August 18, 1998** in the Central District of California. While the Nicheries did not cause the divorce, they materially, and adversely affected the proceedings and turned a divorce that was relatively uneventful from August 1998 through December 1999 into chaos, fueled by the millions of dollars they diverted from the Shafrirs.

Upon the filing of the petition for divorce, the Court entered the standard family law restraining order ("A-TRO") prohibiting transfers of community and separate property by either party without court order.

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<sup>1</sup> Mark Estes (Exhibit 1 references) (#40, #51, #52, #53, #54, #55, #56); James Dumas/Dumas & Associates (#40, #73, #95), Richard Sherman (#40, #73), Robert Young (#40); Frisenda, Quinton & Nicholson (#40)

1 **The Nicheries Adverse Influence over Sarit Shafrir**

2 From January 2000 through August 2001, the Nicheries adversely influenced Sarit  
3 Shafrir<sup>2</sup> during her divorce proceeding involving community property worth approximately  
4 \$40,000,000 as of December 31, 1999.

5 Daniel Nicherie intimidated and adversely influenced others, including Richard  
6 Albertini, Samuel Rozanis and Randy Miller to make false claims to Sarit Shafrir that Ami  
7 Shafrir had transferred millions from the Shafrir companies. The Nicheries convinced  
8 Sarit that unless she transferred the community property to Nevada shell corporations, that  
9 Ami Shafrir was going to take it all, and she would be left with nothing.

10 Daniel Nicherie informed Sarit Shafrir that he was an attorney and that it was in her  
11 best interests to follow his "advice" to "protect the Shafrir community assets."

12 The Nicheries revealed a plan that would put Sarit Shafrir in control and oust her  
13 husband from all aspects of the community businesses. This plan was initiated by having  
14 Sarit Shafrir make false allegations of violence against Ami Shafrir as a basis to obtain a  
15 restraining order preventing Ami Shafrir's access to the community real properties, and also  
16 from the community businesses, Amtec Audiotext and Worldsite operating therein. Sarit  
17 Shafrir believed the Nicheries were acting in her best interests and followed their  
18 instructions. She continued to be manipulated by the Nicheries from January 2000 until  
19 August 28, 2001 at which time she appeared in court to fire her purported attorney and  
20 inform Hon. Marvin Lager, Judge LASC that the Nicheries had manipulated her and had  
21 taken control of the Shafrir companies. Since September 2001, Sarit Shafrir has been  
22 assisting Ami in reclaiming what is left of their assets, and to hold responsible parties  
23 accountable. However, the Nicheries continue to attack the Shafrirs with meritless  
24 litigation, that targeted Sarit Shafrir after August 28, 2001 - 12 actions.<sup>3</sup>

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26 \_\_\_\_\_  
27 <sup>2</sup> A status only divorce was obtained in June 2001. The property distribution has not yet been  
28 done and is pending the resolution of the various litigation matters in Federal and State courts in  
California and Alabama.

<sup>3</sup> Exhibit 1 list - #78, 83, 85, 89, 93, 94, 95, 96, 97, 98, 104, 105.

1 **Nicherie Controlled Entities & Individuals**

2 The following chart identifies the Nicherie corporate entities and the Shafrir Entities  
3 controlled by the Nicheries that are involved in the meritless litigation against the Shafrirs.  
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6 <b>Entities Used to Receive Real Property and Stock taken from the Shafrir Companies</b>	7 <b>Entities Used to Receive Funds Taken from the Shafrirs and to Pay Nicherie Attorneys</b>	8 <b>Shafrir Entities Used to Attack Ami and Sarit Shafrir</b>	9 <b>Individuals Used to File Actions against the Shafrirs<sup>4</sup></b>
10 Anke Investment Co., Inc.	Automatrix Financial	Amtec Audiotext, Inc.	David Adrabi
11 Archibald Management, Inc.	Call Center Management	WorldSite, Inc.	Samuel Rozanis
12 Corporate Management Control	Candence Medical Funding, Inc.	8670 Property Partners, Ltd	Richard Albertini
13 Kent Family Fund	Gedese Management, Inc	8670 Wilshire Corp	Michelle Dizon
14 8335 Property, Inc. (a Shafrir corp. taken over by the Nicheries)	Receivables Management Group	8335 Sunset Property Partners, Ltd	Ana Rozanis
15 Millenium Capital (name changed to Telco Financial)	SBN Venture Capital Resource Partners, Inc.	8335 Property, Inc.	Jacqueline Jones
16 Online Recovery Systems, Inc.	Sunrise Inventory Liquidators <sup>5</sup>	Federal Transtel	Sergio Zamora
17	Berlaga, Inc <sup>6</sup>		Adam Bartash

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26 <sup>4</sup> All of these individuals claims relate to false allegations of violence against Ami Shafrir and all have recanted their allegations.

27 <sup>5</sup> Controlled by Daniel Nicherie's wife, Martha Johnson.

28 <sup>6</sup> Name changed to 8670 Wilshire Corp, a Nevada corp. formed by Daniel Nicherie, not to be confused with 8670 Wilshire Corp., a California corp. owned by the Shafrirs.

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**THE SHAFRIR ASSETS**

As recent as December 31, 1999, plaintiff and his estranged wife, SARIT were the undisputed owners of five corporations: **8670 Wilshire Corp.**;<sup>7</sup> **8335 Property, Inc.**;<sup>8</sup> **Amtec Audiotext, Inc.**; **Worldsite, Inc.**; and **Federal Transtel, Inc. (“FTT”)** (75% interest) (the SHAFRIR ENTITIES”)

The remaining community assets consisted of a personal residence of Ami Shafir located at **1400 Laurel Way, Beverly Hills**, a personal residence of Sarit Shafir located at **2015 Mount Olympus Drive, Los Angeles** and various minor real estate properties.

The divorce was proceeding rather uneventful until the influence of the Nicheries in January 2000. At the commencement of the divorce proceedings in August 1998, and as late as January 2000, neither the Nicheries, nor their controlled entities held any interest in the Shafir’s Assets. By March 2000, every Shafir asset other than Ami Shafir's personal residence and small real estate holdings were under the possession and control of the Nicheries.

**Central Theme of Allegations Against the Shafirrs**

Several actions filed by the Nicheries allege the very same conduct that Ami Shafir has violated RICO statutes, has engaged in money laundering and tax evasion, is associated with Kenneth Taves and Seth Warshevsky, was engaged in paying bogus vendors and transferring money off-shore, is a pornographer and a child molester. The Nicheries contend that unidentified investors they represent were misled into purportedly acquiring the Shafir Entities after Ami Shafir had purportedly embezzled funds belonging to the entities. The Nicheries have provided no support for their contentions or defenses. They file and dismiss actions under various Nevada shell corporations, at will.

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<sup>7</sup> Controls operation of a three story, 50,000 square foot office building, located at 8670 Wilshire Blvd. purchased by the Shafirrs in 1996 worth \$12,000,000 with a mortgage of \$5,000,000.

<sup>8</sup> Controls operations of a three story, 10,000 sq. foot office building located at 8335 Sunset Blvd., purchased by the Shafirrs in 1997 worth \$3,250,000 with a mortgage of \$1,000,000.

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2 **US DISTRICT COURT - CENTRAL DISTRICT CA<sup>9</sup>**

3 **First Action - RICO**

4 Status - DISMISSED 1/30/01

5 6/23/2000 Amtec Audiotext, Inc. v. Digital Communication; Amiram Shafrir,  
6 aka Amiram Moshe Shafrir, aka Ami Shafrir, aka Ami Moshe  
7 Shafrir, aka Moshe Ami Shafrir, aka Moshe Amiram Shafrir,  
8 aka Moshe Ami Shafrir, aka Moshe Amiram Fischer, aka  
9 Amiram Fischer, aka Amiram Moshe Fischer, aka Ami Fischer,  
10 aka Ami Moshe Fischer, aka Ami Fischer Shafrir, aka Amiram  
11 Fischer Shafrir; Shlomo El Kobi; Jacob Yaacov Licht; Gila  
12 Licht aka Gila Fischer aka Gila Shafrir, aka Gila Licht Fischer,  
13 aka Gila Licht Shafrir, aka Gila Fischer Shafrir, aka Gila  
14 Violin, aka Gila Violin Fischer, aka Gila Violin Shafrir, aka;  
15 Nechama Shafrir, aka Nechama Fischer, aka Nechama  
16 Frischer, aka Nechama Shafrir, aka Nehama Fischer Shafrir,  
17 aka Nechama Frischer Shafrir, aka Nehama Wolin, aka  
18 Nechama Woline, aka Nechama Wolin Shafrir, aka Nehama  
19 Wolin Frischer, aka Nechama Wolin Frischer; Meir Shtil  
20 Ecoline, Todan J G L Case No. CV-00-6784 CAS (JWJx)  
21 Hon. Christina A. Snyder, dismissed by Court on January 30,  
22 2001 failure to prosecute. [Complaint For Money Damages,  
23 Punitive Damages, Civil Remedies pursuant to 18 USC 1961 et  
24 seq. (RICO) and Fraud]

25 This action was brought against Ami Shafrir and his non-resident relatives, including  
26 his sister and mother. The alias listing is merely a conjugation of Ami Shafrir's name, and  
27 includes names never used, intended to counter Ami Shafrir's allegations that Daniel  
28 Nicherie used various alias names in furtherance of his frauds, including Nisherie, Nishire,  
Nishrie, Nashrie, Nishri, Nasary, Nishi, Nishry and Nishre to conceal a criminal record.

Without authority, Daniel Nicherie caused Amtec to file this action against Ami  
Shafrir. Daniel Nicherie alleges that Ami Shafrir failed to disclose that he had looted  
Amtec prior to purportedly selling Amtec to a group of unnamed investors that Daniel  
Nicherie purports to represent.

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<sup>9</sup> Ami Shafrir presents a brief background statement to provide an overview of the entire 116  
actions identified herein, and to provide perspective into the interplay between the various  
matters and the various parties. (see Exhibit 4 - visual presentation)

1 Daniel Nicherie caused this action to be filed against Ami Shafrir for acts allegedly  
2 done to Amtec during a time that Amtec was the community property of the Shafrires, well  
3 before the July 20, 2000 purported issuance of 9,000 (90% interest) in Amtec to  
4 Millennium, a Nevada shell corporation controlled by Daniel Nicherie. (see Exhibit 4)  
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6 **Second Action**

7 Status: ACTIVE

8 4/11/2001

New York Life Investment Management, LLC, Plaintiff-In-  
Interpleader vs. Amtec Audiotext, Inc., Amtec Pension Plan,  
Ami Shafrir as trustee, Sarit Shafrir as trustee, Richard Albertini,  
Trustee Case No. 01-03331 CAS (JWJx) related to CV 00-6784  
CAS (JWJx) transferred from CBM (RNBx) on 12/6/01; Pension  
plan interpleader \$38,128.55; \$38,804.78; \$60,001.27 (total  
\$136,934.60) action stayed to 8/26/02, scheduling conference  
10/7/02; Randall Spencer substituted for David Moore on 10/7/02;  
motion to recuse Amtec counsel 10/28/02.

13 This action is an interpleader action relating to the Nicheries attempt to take Amtec  
14 pension funds and divert the proceeds to a dba of Daniel Nicherie named Guardian Life  
15 Insurance, an entity Daniel Nicherie unlawfully used in other frauds 10 years ago.<sup>10</sup>  
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17 **Third Action**

18 Status: INACTIVE - filed in Nevada transferred to California

19 6/18/2001

Online Recovery Systems, Inc.(assignee of Abner Nicherie  
rights) v. Ami Shafrir, Worldsite, Inc., Amtec  
Communications, U.S. Dist. Ct., Central Dist California, Case  
No. 02-CV-00826 CAS (JWJx) related to CV 00-6784 CAS  
(JWJx) transferred from ER(Mcx) 4/19/02 that had been  
related to CV 01-7268 ER (Mcx) on 3/21/02 and reassigned  
from GHK Hon George H. King where it had been transferred  
on 1/28/02 from Nevada Dist Ct., CV-01-0820-RLH-RJJ,  
amended complaint 7/18/01 dismissing Amtec.

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26 <sup>10</sup> Paragraphs 17-21 of the Memorandum of Decision in the Connecticut Action (exhibit 5 to Ami  
27 Shafrir's RICO complaint CV 01-015074 CAS(JWJx)) reflect the Court's finding of facts that Daniel  
28 Nicherie had wrongly and without authorization conducted business through the use of the name The  
Guardian Life Insurance Company. (see p. 45-47 attached to the RICO complaint)

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2 **Fourth Action - RICO**

3 Status: STAYED BY COURT

4 6/25/2001 Amtec Audiotext, Inc v. Digital Communications, Ami Shafrir,  
5 Shlomo El Kobi, Jacob Yaacov Licht; Gila Licht; Nechama  
6 Shafrir; Meir Shtil; Ecoline; Todan J G L; Raisken & Revitz;  
7 American Information Network Inc; Creative Media Concepts  
8 Inc Case No. Cv-01-5994 CAS (JWJx), Hon Christina A.  
9 Snyder; removed from active case load 10/1/01-motion to  
10 replace David Moore with Randall Spencer 10/21/02; Complaint  
11 for 18 U.S.C. §1961 et seq. (RICO) and Fraud.

12 The same RICO allegations in the first action against Ami Shafrir filed on June 23,  
13 2000 at the direction of Daniel Nicherie are re-alleged in this action.

14 In multiple complaints, Daniel Nicherie alleges violations of RICO statutes against Ami  
15 Shafrir and several other individuals including Kenneth Taves and Seth Warshevsky,  
16 individuals the Nicheries allege are associates of the Shafrirs. The Nicheries continue to fail to  
17 provide any evidence. Daniel Nicherie has recently refused to answer any discovery asserting  
18 his fifth Amendment privilege.

19 In January 2001, Bret Whittlesey, AUSA faxed a letter to the attorney for Daniel  
20 and Abner Nicherie wherein he states his office

21 “had been unable to identify any evidence suggesting that Mr. Shafrir  
22 had been involved in the Taves credit card fraud or that he had engaged in a  
23 credit card fraud scheme through Amtec independent of the activities of  
24 Taves. I suggest that if your clients had business records of Amtec which  
25 showed that fraudulent credit card charges had been processed by the  
26 company, such record should be assembled and produced...”

27 Even after being informed by Bret Whittlesey, Assistant United States Attorney, in  
28 January 2001 that there is no evidence connecting Ami Shafrir to Kenneth Taves' fraud or  
other credit card fraud independent of Taves, the Nicheries continued to file actions  
making the very same allegations. No support is ever provided by the Nicheries.

1 **Fifth Action-RICO**

2 Status: STAYED

3 8/17/2001 Amtec Audiotext, Inc. and Worldsite v. Ami Shafrir, Nechama  
4 Shafrir, Isuaro Cajayon, Dennis Cajucom, John Singson,  
5 Adam Bartash, Sergio Zamora, Ronen Liany, Kenneth Taves,  
6 Offer Assis, Shai Bar Lavi, Joe Shapira, Seth Warshevsky,  
7 Raphael Cohen et al. Case No. 01-CV-7209, Hon. Christina A.  
8 Snyder. Removed case from active list 9/17/01  
9 18 U.S.C. §1961 et seq. (RICO) and Fraud

8 **Sixth Action**

9 Status: DISMISSED

10 8/20/2001 Michael Battista and Online Recovery Systems, Inc. v. Ami  
11 Shafrir dba Federal Collection Union, dba Amtec  
12 Communications. Case No. 01-CV-7268 Hon. Edward  
13 Rafeedie. Voluntary dismissal 11/21/01 Complaint for  
14 1.Violation of 15 U.S.C. §1692 et. Seq. - Federal Fair Debt &  
15 Collection Practices Act; 2.Violations of 18 U.S.C. §1343,  
16 1951 Wire & Telecommunications Fraud; 3. Violation of 18  
17 U.S.C. M34 Mail Fraud; 4.Violation Of 18 U.S.C. §1342  
18 Fictitious Name Or Address; 5.Fraud & Deceit; 6.Conversion;  
19 7.Negligent Misrepresentation; 8 Injunctive Relief

20 This action was filed at the direction of Daniel Nicherie after he had caused  
21 approximately 5,000 letters to be issued to customers of Amtec who had outstanding  
22 balances, seeking individuals to sue Ami Shafrir for unfair debt collection practices.

23 Subsequent letters authored by Daniel Nicherie in November 2001 sought support  
24 from other "potential creditors" to **keep** Ami Shafrir in the involuntary bankruptcy filed by  
25 Daniel Nicherie. The following is an excerpt from the November 2001 form letter.

26 **"we expect our attorneys to mount a vigorous and zealous**  
27 **prosecution of our bankruptcy petition. To ensure that Mr. Shafrir**  
28 **stays in bankruptcy, we would like other creditors to join in the**  
**involuntary petition."**

1 **Seventh Action**

2 Status: DISMISSED filed in Alabama, transferred to California on 8/29/01  
3 8/15/2001 Federal Transtel v. Ami Shafir Central District California, Case  
4 No. CV-01-7505, CAS (JWJx) Hon. Christina A. Snyder,  
5 related to CV 00-6784 CAS (JWJx) 10/18/01 and trans from  
6 CBM(RNBx) Hon. Lourdes G. Baird on 12/6/01 - transferred on  
7 8/29/01 from Northern District Alabama 01-CV-2055, after  
8 removal from CV-01-03800 Jefferson County Circuit Court.  
9 Dismissed by Court failure to prosecute 2/19/02. Complaint for  
10 money lent and Money had and received, \$2,380,181.96.

11 Dissatisfied with the transfer to California, the Nicheries re-filed in Georgia. Failing  
12 to prosecute the Seventh Action, it was dismissed by this Court on 2/19/02.

13 **Eighth Action**

14 Status: Filed in GEORGIA, transferred and STAYED in ALABAMA Bankruptcy of FTT  
15 10/16/2001 Federal Transtel, Inc. v. Patrick Herold, Ami Shafir, Sarit Shafir  
16 02-00074 (2001 CV 44101) Superior Court, Fulton County,  
17 Georgia removed to Alabama Bankruptcy; amended on 12/19/01  
18 [Complaint for Conversion, Intentional Interference with  
19 Contractual Relations, Intentional with Economic Relations,  
20 Interference with Prospective Economic Advantage, Fraud and  
21 Deceit, Conspiracy to Defraud and Induce Breach of Contract,  
22 Breach of Fiduciary Duty, and Waste of Corporate Assets

23 On October 16, 2001, Daniel Nicherie caused this action, identical to the "Seventh  
24 Action" to be filed in Georgia, one day prior to the involuntary bankruptcy petition of Ami  
25 Shafir that was also caused by Daniel Nicherie. The Georgia action was subsequently  
26 transferred to Alabama where FTT's bankruptcy had been proceeding. Daniel Nicherie  
27 manipulated the removal of the Seventh Action by re-filing in Georgia, and transferring  
28 that action to Alabama. Daniel Nicherie did not want the issue of ownership and control of  
FTT resolved in the Central District of California.

**Of significance, is this Court's ruling dated 10/15/01 denying the Nicheries second  
motion to dismiss.** It precipitated the Eighth Action filed on **10/16/01** and the involuntary  
bankruptcy filing of Ami Shafir by Daniel Nicherie on **10/17/01** (see exhibit 3, hereto).

1  
2 **PENDING ACTIONS IN US BANKRUPTCY COURT**  
3 All California Actions Before Hon. Samuel Bufford

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5 **Ninth Action - Ami Shafrir's Involuntary Bankruptcy**

6 Status: ACTIVE

7 10/17/2001

8 **In Re: Ami Shafrir** Debtor, U.S. Bankruptcy Court for the  
9 Central District of California Case No. 01-41207SB  
10 (Hon. Samuel L. Bufford) (involuntary Ch 7)

11 **Petitioning Creditors**

- 12 1) FTT default judgment in Alabama for \$85,000 by Daniel Nicherie, CEO FTT  
13 2) Ohio "Miller default" Judgment \$104,988 & \$2,097 for claim of \$200  
14 3) Spatz default judgment in the Northern District of California for \$6,559  
15 (satisfied).

16 The following day after filing the Georgia action (Eighth Action), Daniel Nicherie  
17 caused the involuntary bankruptcy of Ami Shafrir using a default judgment he orchestrated  
18 in Alabama on behalf of petitioning creditor FTT, a company at all times owned 75% by  
19 Ami Shafrir, as community property.

20 The second petitioning creditor in Ami Shafrir's involuntary bankruptcy, Jack Miller  
21 had, at one time, assigned his Ohio default for \$110,000 to the Law Offices of Joel Glaser,  
22 Esq.,<sup>11</sup> the lead in-house attorney for Daniel Nicherie to facilitate bringing an action in  
23 California to enforce the sister state default judgment.

24 Joel Glaser noticed 15 debtor examinations in connection with this judgment,  
25 including those of all of Ami Shafrir's attorneys. The debtor exams were stayed and the  
26 Ohio Miller default was subsequently determined to be unenforceable by Hon. Marvin  
27 Lager in September 2001 based upon improper service of the Ohio complaint at a post  
28 office box. Despite the inability to proceed in California on the Miller Default, this  
creditor joined with Daniel Nicherie in the filing of the involuntary petition against Ami  
Shafrir and he continues to maintain this meritless claim.

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<sup>11</sup> In violation of Business and Professions Code §6129

1 **Tenth Action**

2 Adversarial Proceeding in Ami Shafrir Bankruptcy

3 Status: DISMISSED

4 1/17/2002 Millenium Capital, Inc., SBN Venture Capital Resource Partners,  
5 Inc. v. Ami Shafrir, Sarit Shafrir, Jeffrey Golden, Trustee  
6 8335 Property, Inc., James Dumas LA02-01127SB, US  
7 Bankruptcy Court Adversary action. 01-41207SB for (1)  
8 Declaratory Relief; (2) Injunctive Relief; 28 U.S.C. section  
9 2201 Dismissed 3/21/02

8 **Eleventh Action**

9 Adversarial Proceeding in Ami Shafrir Bankruptcy

10 Status: ACTIVE

11 8/23/2002 Amtec Audiotext, Inc. and SBN Venture Capital Resource Partners,  
12 Inc v. Ami Shafrir, 8670 Property Partners, Ltd., 8335  
13 Sunset Property Partners, Ltd., Sarit Shafrir 02-02412  
14 (adversarial action, filed in 8335 Sunset Property bankruptcy  
15 action LA01-41207SB) Complaint for (1-9) Conversion,  
16 (10)Money had and Received, (11)Breach of Fiduciary Duty,  
17 (12)Accounting, (13)Imposition of a Constructive Trust,  
18 (14)Injunctive Relief (Properties and Sales Proceeds),  
19 (15)Injunctive Relief (Unauthorized Corporate Actions)  
20 (16)Claim and Delivery.

18 **Twelfth Action - RICO**

19 Adversarial Proceeding in Ami Shafrir Bankruptcy

20 Status: ACTIVE

21 9/10/2002 Daniel Nicherie v. Ami Shafrir, Patrick Herold, Nechma Shafrir,  
22 Reginold Blando, Adam Bartash, Sergio Zamora, Isauro Cajayon,  
23 Sarit Shafrir, John Edward Singson, Ronen Liany, Offer Assis,  
24 Shai Bar Lavi, Seth Warshevsky, Raphael Cohen. Dennis  
25 Cajucom, LA 02-02476 adversary action in 01-41207 In Re: Ami  
26 Shafrir. 1. Violations of 18 USC 1962 (b)- RICO; 2. Violations  
27 of 18 USC 1962 (c)-RICO; 3. Violations of 18 USC 1962 (d)-  
28 RICO; 4. Indemnity for Violation of 26 USC 7201 Conspiracy  
and Tax Evasion; 5 Indemnity for Violation of 18 USC 1344-  
Bank Fraud; 6. Indemnity for Violation of 18 USC §1341-Mail  
Fraud; 7. Fraud and Deceit; 8. Bankruptcy Fraud; 9 Negligent  
Misrepresentation; 10. Defamation

1 **Thirteenth Action - RICO**

2 Adversarial Proceeding in Ami Shafrir Bankruptcy

3 Status: ACTIVE

4 9/20/2002 Online Recovery Systems, Inc. v. Ami Shafrir, Ronen Liany,  
5 LA 02-02513; Adversary in Ami Shafrirs Involuntary  
6 Bankruptcy for: (1) Violation of 18U.S.C. 1962(c)-Rico -  
7 Fraud through use of one or more access devises; (2) Violation  
8 of 18 U.S.C. 1962(c)-Rico-Mail Fraud; (3) Violation of 18  
9 U.S.C. 1962(c)-Rico-Wire & Tele-Communications Fraud; (4)  
10 Violation of 18 U.S.C. 1962(c)-Rico- Fictitious Name and  
11 Address; (5) Fraud & Deceit; (6)Conversion; (7) Negligent  
12 Misrepresentation; (8)Injunctive Relief

13 The Twelfth and Thirteenth actions repeat the same RICO allegations that are  
14 contained in the First, Fourth and Fifth Actions and are intended to taint Ami Shafrir  
15 before the Bankruptcy Court relating to Daniel Nicherie's petition to appoint a Trustee over  
16 Ami Shafrir scheduled for October 22, 2002.

17 **Fourteenth Action**

18 Status: ACTIVE

19 4/10/2001 In re 8335 Property, Inc. Debtor, U.S. Bankruptcy Court for the  
20 Central District of California, Case No. LA 01-20784 SB  
21 (Hon. Samuel L. Bufford) (voluntary Ch 11)

22 Bankruptcy Filing - This bankruptcy action was filed to prevent the property located  
23 at 8335 Sunset Blvd from going into foreclosure due to nonpayment of the mortgage by  
24 Daniel Nicherie who controlled the building since January 2000.

25 Removal of 940 - On the same day the bankruptcy petition was filed, Daniel Nicherie  
26 caused Ami Shafrir's state court action BC 227940 (the 940 action) to be removed to  
27 Bankruptcy court to prevent an ex parte application of a receiver from going forward  
28 (scheduled for April 10, 2001) and to cause the Court to Vacate an OSC re: appointment of  
a receiver over all of the Shafrir Entities that had been scheduled for April 30, 2001.

1 **Fifteenth Action**

2 Adversarial Proceeding in 8335 Property, Inc.

3 Status: REMANDED to LASC

4 6/6/2001

Anke Investment Corporation v. Ami Shafrir LA01-02048-SB

5 transferred from Jefferson County case CV-01-02778,[removal  
6 to USBC, Central District California, 7/23/01 In re: 8335  
7 Property, Inc. LA01-20784-SB (closed on 3/27/02)], suing  
8 AMI claiming misrep. of real properties as security for Anke  
9 assuming alleged loan AMI to FTT re: fraudulent purchase.  
10 Remand to LASC Dept 38 on 10/16/01.

11 This action was brought against Ami Shafrir in Alabama and subsequently transferred  
12 to California. Daniel Nicherie alleges that Ami Shafrir made misrepresentations to the  
13 unnamed investors represented by the Nicheries relating to the FTT stock that had been  
14 purportedly transferred to the Nicheries' investors via Anke in February 2000.

15 **Sixteenth Action**

16 Status: DISMISSED

17 1/2/2001

In re Archibald Management, Inc. Debtor, U.S. Bankruptcy Court

18 for the Central District of California, Case No. LA 01-10015  
19 SB (Hon. Samuel L. Bufford) (involuntary Ch 11)  
20 dismissed March 6, 2001

21 This involuntary bankruptcy petition was filed by Ami Shafrir to prevent the bank  
22 foreclosure on the 8335 Sunset property caused by the non-payment of the mortgage by  
23 Daniel Nicherie. (See discussion at Forty-First Action)

24 **Seventeenth Action**

25 Status: DISMISSED

26 1/2/2001

In re Archibald Management, Inc. Debtor, U.S. Bankruptcy Court

27 for the Southern District of Nevada, Case No. 01-10021 (RCJ)  
28 (Hon. Robert C. Jones) (voluntary Ch 11) dismissed April 3, 2001

This bankruptcy petition was filed at the direction of Daniel Nicherie to prevent the  
bank foreclosure on the 8335 Sunset property caused by the non-payment of the mortgage  
by Daniel Nicherie. **The day after Joel Glaser, Esq. filed a Motion to Dismiss this  
bankruptcy, he removed the 940 action to US Bankruptcy Court to capitalize on the  
automatic stay.**

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**Eighteenth Action**

Status: DISMISSED

9/4/2001 In Re: Worldsite, Inc. Debtor, U.S. Bankruptcy Court for the Central District of California, Case No. LA01-36858SB (Hon. Samuel L. Bufford) (voluntary Ch 7) dismissed 12/6/01

**Nineteenth Action**

Status: DISMISSED

9/5/2001 In Re: Amtec Audiotext, Inc. Debtor, U.S. Bankruptcy Court for the Central District of California, Case No. LA01-36922SB (Hon. Samuel L. Bufford) (voluntary Ch 7) dismissed 4/11/02

The bankruptcy actions against Amtec and Worldsite were dismissed by the Nicheries for failure to complete the financial schedules

**Twentieth Action**

Status: DISMISSED

11/27/2001 In Re: Federal Transtel, Inc. Debtor, U.S. Bankruptcy Court for the Northern District of Alabama Case No. 01-09182-BGC-11, Birmingham, Alabama, (involuntary Ch. 7 conv. to 11) Hon. Benjamin G. Cohen

**Twenty-First Action**

Status: ACTIVE

12/11/2001 In Re: Federal Transtel, Inc. Debtor, U.S. Bankruptcy Court for the Northern District of Georgia, Case No. 01-75399 (voluntary Ch. 11) Hon. Robert Brizendine, transferred to Birmingham

Daniel Nicherie caused FTT to file for bankruptcy in Georgia immediately prior to hearing in Alabama for the appointment of a trustee, causing that matter to be delayed. Subsequently, the Georgia Bankruptcy action was removed to Alabama, the Alabama bankruptcy was dismissed, and a US Trustee was appointed. FTT is in the process of being liquidated to pay for the administration of the bankruptcy.

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**Twenty-Second Action**

Status: DISMISSED

6/26/2000 In re: Matchnet PLC Debtor, U.S. Bankruptcy Court for the Central District of California Case No. 00-28618, involuntary Ch 7 dismissed 9/18/2000

- 1) 8670 Wilshire Corp. 150,000 rent
- 2) Worldsite Networks, Inc. 350,000 internet serv.
- 3) Caleb Knedlik Educational Trust 16,666,666 equity purch
- 4) Will Knedlik 42,000 int w/K
- 5) Beshert Publishing, LLC

Daniel Nicherie caused the Bankruptcy of a public corporation in an attempt to extort \$1,000,000 prior to its IPO. Matchnet had valuable relations with the Shafrir Entities, including leasing office space at 8670 Wilshire Blvd.

**Twenty-Third Action**

Status: DISMISSED

9/18/2001 In Re: Digital Data, LLC Debtor, U.S. Bankruptcy Court for the District of Nevada Case No. 01-19737 (Las Vegas, Nevada) (voluntary Ch 11) dismissed 12/14/01

Another victim, Digital Data, is a Nevada entity that was taken over by Daniel Nicherie. The Nicheries transferred significant assets of the Shafrir Entities to Digital Data, a company engaged in the same business as Amtec.

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2 **MISCELLANEOUS OTHER ACTIONS IN US DISTRICT COURT**

3 **Twenty-Fourth Action**

4 Status: DISMISSED

5 2/1/2002 Sunrise Inventory Liquidators, Inc. v. Salomon Smith Barney, Inc.  
6 Gerald Maestu, Phillip Kent, Cindy Figueroa 02-00947-RSWL  
7 (Ex) United States District Court [Decl Joel Glaser, Randy  
8 Miller re: OSC denied 2/4/02]

9 **Twenty-Fifth Action**

10 Status: DISMISSED by COURT

11 2/1/2002 Call Center Management, Inc., Candence Medical Funding,  
12 Inc. v. Salomon Smith Barney, Inc. Gerald Maestu, Phillip Kent,  
13 Cindy Figueroa 02-00949-TJH (PLAx) United States District  
14 Court; [Decl Jerry Solomon Berger, Joel Glaser, Randy Miller  
15 re: OSC denied 2/4/02] related to CV 02-00947 RSWL (Ex)]  
16 2/6/02; transfer denied due to dismissal by Court on 2/4/02  
17 failure to allege jurisdiction

18 **Twenty-Sixth Action**

19 Status: DISMISSED

20 2/1/2002 Archibald Management, Inc. v. Salomon Smith Barney, Inc.  
21 Gerald Maestu, Phillip Kent, Cindy Figueroa  
22 02-00950-RSWL (Ex) to Judge Ronald Lew  
23 United States District Court, Hon. Nora M. Manelle  
24 [Decl Leo Fasen, Joel Glaser, Randy Miller re: OSC denied  
25 2/4/02] related to CV 02-00947 RSWL (Ex)] 2/6/02 and  
26 transferred from NM (SHx) Judge Nora M. Manella ; 5/6/02  
27 dismissed by plaintiff

28  
The 24<sup>th</sup> 25<sup>th</sup> and 26<sup>th</sup> Actions were filed to interfere with Ami Shafrir's subpoena of documents from Salomon Smith Barney relating to the Nicherie Entities and the transfer of million from the Shafrir Entities.



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2 **Interrogatories**

3 In responding to the interrogatories #17 and #18, as well as to most of the others,  
4 Daniel Nicherie exercised his constitutionally protected Fifth Amendment right against  
5 self-incrimination and refused to answer or provide responses.<sup>13</sup>

- 6 • **Interrogatory # 17** - Identify all persons who were officers, directors or  
7 shareholders over the following entities at any time from January 1, 1999  
8 ...1. Amtec Audiotext, Inc...
- 9 • **Interrogatory # 18** - Identify the purchasers and their source of funds  
10 purportedly used to acquire any interest in the following entities, whether  
11 directly or indirectly, from January 1, 1999 ...1. Amtec Audiotext, Inc...

12 **Document Request**

13 Daniel Nicherie provided approximately 250 pages and made claims that "there may  
14 be additional such documents contained in the many boxes of documents in a storage  
15 facility previously rented by Amtec Audiotext to which this responding party does not have  
16 access because Amtec's financial insolvency lead to non-payment of the storage facility's  
17 charges." Upon inquiry into where the documents were located at his deposition, Daniel  
18 Nicherie refused to answer citing his Fifth Amendment privilege.

19 The documents produced by Daniel Nicherie were not relevant. Daniel Nicherie  
20 failed to produce Amtec corporate records required to be maintained, he produced no  
21 minutes of meetings of Amtec's shareholders or directors, he failed to produce the  
22 corporate stock register, accounting ledgers, or evidence of any amounts being paid for the  
23 purported issuance of 9,000 shares of stock by Amtec to Millennium. The only document  
24 produced was a purported "Line of Credit Agreement" and a copy of the 9,000 shares  
25 purportedly issued to Millennium.

26  
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28 <sup>13</sup> There were similar requests and answers to all of the Shafrir entities and to all of the  
Nicherie Entities identified herein. The answer was the same, Fifth Amendment privilege.

1 **Deposition of Daniel Nicherie**

2 On September 25, 2002 the deposition of Daniel Nicherie was taken pursuant to  
3 court order. Daniel Nicherie refused to answer any of the approximately 500 questions  
4 citing his Fifth Amendment privilege, including inquiry into the identity of his attorneys  
5 believed to number in excess of 130.  
6

7 **Twenty-Eighth Action - Counterclaim of Daniel Nicherie for RICO**

8 Status: DISMISSED

9 1/29/2002 Daniel Nishrie v. Sarit Shafrir, Patrick Herold, Nechama Shafrir,  
10 Reginold Blando, Isaura Cajayon, Dennis Cajayon, John Edward  
11 Singson, Ronen Liany, Kenneth Taves, Offer Assis, Shai Bar Lavi, Joe  
12 Shapira, Seth Warshevsky, Raphael Cohen Christina A. Snyder,01-CV-  
13 1507 RICO counter-claim; dismissed 06/03/02 Counter-Claim in  
14 Damages and Equity for:1.Violations of 18 USC 1962 (b)- RICO;  
15 2.Violations of 18 USC 1962 (c) - RICO 3. Violations of 18 USC 1962  
16 (d) - RICO; 4 Indemnity For Violation of 26 U.S.C. §7201 Conspiracy  
17 and Tax Evasion; 5. Indemnity For Violation of 18 U.S.C. §1344-Bank  
18 Fraud; 6.Indemnity For Violation of 18 U.S.C.§1341 - Mail Fraud;  
19 7.Negligence Per Se For Violations of 18 U.S.C. §§1342,1343, 1512,  
20 1956 - Fictitious Name Or Address, Tampering With a Witness, Wire  
21 and Telecommunications Fraud; 8. Fraud and Deceit; 9.Bankruptcy  
22 Fraud; and 10.Negligence Per Sc For Violations of 18 U.S.C. §152;  
23 and 11 U.S.C. §303(b) Bankruptcy Fraud

24 **Twenty-Ninth Action**

25 Status: ACTIVE

26 8/14/2002 Ami Shafrir v. Hersch & Mannis, Joseph Mannis; Stephen Landau;  
27 Nachshin & Weston, LLP; Robert J. Nachshin; Stephanie  
28 Blum 02-CV-06367 CAS(JWJx); Hon. Christina A. Snyder.

**Thirtieth Action**

Status: ACTIVE

08/14/2002 Sarit Shafrir v. Daniel Nicherie; Abner Nicherie; Stephen Landau;  
Hersch & Mannis LLP, Nachshin & Weston, LLP; Robert J.  
Nachshin; Stephanie Blum; Joseph Mannis; Glaser &  
Associates, Joel Glaser;Thomas Emmitt; 02-CV-06367  
CAS(JWJx); Hon. Christina A. Snyder

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2 These actions were brought by Ami Shafrir and Sarit Shafrir against the divorce  
3 attorneys for Sarit Shafrir for causes including breach of fiduciary duty, conspiracy to  
4 breach fiduciary duty, RICO, RICO conspiracy and fraud. Stephen Landau; Hersch  
5 & Mannis LLP, Nachshin & Weston, LLP; Robert J. Nachshin; Stephanie Blum and  
6 Joseph Mannis were the main divorce attorneys for Sarit Shafrir. Their fees were paid by  
7 Daniel Nicherie through his Nevada shell corporations including Corporate Management  
8 Control, Gedese, SBN Venture Capital Resource Partners, Inc., Call Center Management  
9 and Sunrise Inventory Liquidators, an entity controlled by Daniel Nicherie's wife, Martha  
10 Johnson. One serious issue relates to conflicts of interests between protecting the interests  
11 of their client Daniel Nicherie and/or his conglomerate in maintaining possession and  
12 control over the Shafrir Entities while they committed theft and destruction on the one  
13 hand, or the best interests of their client Sarit Shafrir in protecting the Shafrir community  
14 assets on the other hand. Ami Shafrir has brought his action against these attorneys for  
15 conspiracy to cause Sarit Shafrir to breach her fiduciary duty owed to Ami relating to the  
16 administration of the community property while under her control.

17  
18 **ACTIONS IN OTHER US DISTRICT COURTS**  
19 **(FTT Related Actions)**

20 **Thirty-First through Fortieth Actions**

21 Status: Trustee in FTT Bankruptcy in Alabama

- 22 1) 1/12/2001 National Voice Comm v. Federal Transtel Inc., Texas Dist Ct, Dallas,  
23 01-CV-89, Judge Barbara M.G. Lynn
- 24 2) 5/19/2001 Quintel Communications v. Federal Transtel, New York District  
25 Court, Case No. 00-CV-03803
- 26 3) 6/29/2001 Interactive Media v. Federal Transtel 01-CV-1652,Alabama  
27 Dist Ct. Hon. Edwin L. Nelson and counter-claim Federal  
28 Transtel v. Interactive Media

- 1 4) 7/13/2001 Federal Transtel v. Advance Web Solutions, Federal Trade  
2 Commission, 01-CV-1856, Georgia Dist Ct, Judge Ernest  
3 Tidwell cross-compl FTC v. Advance Web, Federal Transtel
- 4 5) 7/19/2001 Federal Transtel v. Advance Web, 01-CV-1910,  
5 Judge Robert L. Vining, Georgia Dist Ct.
- 6 6) 10/1/2001 Traffix, Inc. v Federal Transtel, Inc. New York Dist Ct.,  
7 01-CV-08807
- 8 7) 11/1/2001 Mercantile Capital v. Federal Transtel, Inc Alabama Dist Ct,  
9 01-CV-2785, Judge H. Dean Buttrum
- 10 8) 11/15/2001 Bestweb USA v. Federal Transtel 01-CV-2906, Alabama Dist CT  
11 Judge Karon O. Bowdre
- 12 9) 11/15/2001 Federal Transtel v. Gointernet.net, Inc., Mercantile Capital,  
13 Integretel, Inc., Neal Safferstein, Jay Star, Dimitri L.  
14 Karapelou, Kler, Harrison, Harvey, Branzenburg & Ellers,  
Alabama Dist Ct. 01-CV-2911, Judge H. Dean Buttrum
- 15 10) 11/21/2001 Candence Med Funding, Federal Transtel, Inc v. Private Voice,  
16 Inc. fka Paragon, David Giorgione, Integrel, Inc.  
17 Alabama Dist Court, 01-CV-2997

18 This group of lawsuits relates to the conflicts in Alabama resulting from Daniel  
19 Nicherie's activities in FTT, a telecommunications company also engaged in the business  
20 of billing and collection. Daniel Nicherie was accused of failing to pay FTT's customers  
21 for money collected on their behalf. The claims of these parties exceed \$5,000,000.  
22 Daniel Nicherie caused a company he once valued at \$20,000,000 to be placed into  
23 bankruptcy with significant unpaid liabilities and claims. In the three months prior FTT's  
24 bankruptcy, Daniel Nicherie disbursed **\$1,079,943.26** to various attorneys from FTT,  
25 \$1,411,000 was disbursed in the prior year to Nicherie entities, and in excess of \$1,000,000  
26 was expensed by FTT as "shareholder expenses" of Daniel Nicherie in 2000 and 2001.

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**LITIGATION IN THE SUPERIOR COURT OF CALIFORNIA**

**AMI SHAFRIR'S ACTION TO SET ASIDE FRAUDULENT TRANSFERS**

**Forty-First Action - BC227940 - (the "940 Action")**

Status: ACTIVE

4/7/2000 Ami Shafrir et al. v. Ami Shafrir, individually and trustee of the Shafrir Family Trust, 8670 Property Partners Ltd and 8335 Property Partners Ltd v. Federal Transtel, Inc., Archibald Management, Inc., Corporate Management Control, Inc. and Kent Family Fund et al. (BC227940) 5<sup>th</sup> Amended Complaint filed for Rescission, Cancellation of Instruments, Declaratory Relief, Quiet Title to Real Property and for an Accounting

This action (the "940 action) was brought by Ami Shafrir to set aside fraudulent transfers of:

- 1) **8670 Wilshire property** from 8670 Property Partners on March 9, 2000 to Archibald Management, and then on March 30, 2001 from Archibald Management to Corporate Management Control. No consideration was paid for either the March 9, 2000 or the March 30, 2001 transfer. Ami Shafrir was successful in appointing a receiver and the building sold in May 2002 for \$9,500,000. (A subsequent sale took place in July 2002 for \$12,500,000)
- 2) **8335 Sunset property** from 8335 Sunset Property Partners on March 9, 2000 to Archibald Management and then on April 9, 2001 from Archibald Management to 8335 Property, Inc. one day prior to Daniel Nicherie causing 8335 Property Inc. to file for Bankruptcy to avoid a foreclosure by the bank for non payment of the mortgage. No consideration was paid for either the March 9, 2000 or the April 10, 2001 transfer. Ami Shafrir was successful in the appointment of a trustee in the bankruptcy of 8335 Property, Inc. and the building was finally sold in February 2002 at auction for \$3,250,000.

1 **THE FIRST REMOVAL - The 940 Removal to In Re: Archibald (1/26/01)**

2  
3 On **January 2, 2001** attorney for Ami Shafrir placed Archibald Management into  
4 involuntary Bankruptcy in the Central District of California, Los Angeles Division, Case  
5 No. LA 01-10015-SB (the “Archibald California Bankruptcy”) to prevent a pending  
6 bankruptcy.

7 On **January 25, 2001** Joel Glaser, (under the direction of Daniel Nicherie) filed a  
8 Motion to dismiss the Archibald California Bankruptcy.

9 On **January 26, 2001, the very next day**, Joel Glaser removed the 940 action to the  
10 Archibald “California” Bankruptcy Court in an attempt to capitalize on the automatic stay.

11 **Effect of 1/26/01 Removal on Discovery in the 940 Action**

12 Moreover, the Court Ordered deposition of Sarit Shafrir in the 940 action set for  
13 **January 29, 2001** was stayed and did not go forward.<sup>14</sup>

14  
15 **Discovery Order in the 826 Action**

16 At the direction of the Nicheries, Sarit Shafrir failed to comply with the 1/18/01  
17 Order for her to appear for deposition at the courthouse on 1/29/01.

18 On **February 9, 2001** Judge Sohigian issued an OSC on why Amtec and counsel  
19 therefore should not be sanctioned for failure of Sarit Shafrir to comply with the Order on  
20 1/18/01 and for dismissal of the action.

21 The OSC was set for **March 2, 2001**, however Amtec dismissed that lawsuit on  
22 **February 28, 2001**, two days before the sanction hearing.

23 The 826 lawsuit contained allegations that Ami Shafrir had transferred Amtec funds  
24 to “Bogus Vendors,” “Bogus Affiliates,” and “Sham International Entities.” The complaint  
25

26  
27 <sup>14</sup> On **January 18, 2001** Judge Sohigian issued an Order in actions 826 and 940 that  
28 Sarit’s deposition shall commence on January 29, 2001 at the courthouse after failing to  
appear on 7 prior occasions.

1 further alleged that Ami had wrongly used Amtec credit lines and had committed acts of  
2 forgery. Ami Shafrir had not filed a counter-claim in that action which allowed plaintiff to  
3 simply dismiss the entire action.  
4

5 Rather than produce Sarit Shafrir (who was under the control of the Nicheries at the  
6 time) for deposition, the Nicheries chose to simply dismiss the entire action, an action that  
7 had been aggressively pursued by the Nicheries from the day that it had been filed on  
8 March 2, 2000; an action that had so many detailed allegations against Ami Shafrir.

9 The Nicheries never produced any support for their allegations in the 826 action,  
10 and they have not been able to do so in any action, recently evidenced by Daniel Nicherie's  
11 refusal to comply with Court Ordered discovery in Ami Shafrir's RICO complaint on the  
12 grounds of Daniel Nicherie asserting his Fifth Amendment Privilege.

13 **The SECOND REMOVAL - The 940 Removal to In Re: 8335 Property, Inc. (4/10/01)**

14 On **March 9, 2001** the United States Bankruptcy Court, District of California  
15 granted Ami Shafrir's Motion to Dismiss the Chapter 11 Proceedings in Re: Archibald  
16 Management, Inc. dba 8335 Sunset Property Partners, LLP and authorized the entry of a  
17 **180 day bar to re-filing the bankruptcy.**

18 Archibald's only assets were the commercial real properties transferred in March  
19 2000 without consideration (8335 Sunset Blvd. and 8670 Wilshire Blvd).

20 On **April 5, 2001**, Ami Shafrir obtained relief from the stay in Archibald's Nevada  
21 Bankruptcy action and on **April 6, 2001** Ami Shafrir gave notice of an Ex Parte  
22 Application for Appointment of a Receiver over **Archibald** that was set to be heard on  
23 **April 9, 2001** before Hon. Ronald Sohigian.

24 At the commencement of the **April 9, 2001** Ex Parte Application for the  
25 Appointment of a Receiver over Archibald, Marvin Benson, Esq. on behalf of defendant  
26 **Worldsite**, making its initial appearance in the action originally filed on April 7, 2000,  
27 filed a CCP §170.6 challenge to disqualify Hon. Ronald Sohigian.  
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Hon. Ronald Sohigian recused himself from the 940 action at the 4/9/01 hearing. Furthermore, the Court vacated all pending motions including the **April 30, 2001** OSC re: Appointment of Receiver over the Shafrir Entities and further vacated the July 2, 2001 trial date. The 940 action was reassigned on **April 10, 2001**.

On **April 10, 2001** Ami Shafrir again gave notice of an Ex Parte Application for the Appointment of a Receiver over Archibald Management set for **April 11, 2001** based, in part, on the impending foreclosure sale of the 8335 Sunset Blvd. property scheduled for 11:30 a.m. on **April 11, 2001**.

On **April 10, 2001** Joel Glaser, Esq., on behalf of 8335 Property, Inc. **removed** the 940 action to Bankruptcy Court, Central District of California, Los Angeles Division where he had placed the 8335 Property, Inc. into bankruptcy that same day.

The **removal** of the entire 940 action to bankruptcy court was to delay and frustrate Ami Shafrir's application for the appointment of a receiver over Archibald and the OSC re: receiver over all Shafrir Entities scheduled for 4/30/01. The bankruptcy protection over the 8335 Property did not require the removal of the entire 940 action to the 8335 Property, Inc.'s bankruptcy.

Furthermore, to circumvent the stay on re-filing the Bankruptcy of 8335 Sunset Property Partners, LTD, the Nicheries caused the 8335 Sunset property to be re-transferred to the 1% Corporate general partner, 8335 Property, Inc. and then caused that entity to file for bankruptcy on April 10, 2001 rather than take Archibald into bankruptcy.

1 **Forty-Second Action**

2 **STATUS: STAYED BY COURT**

3 1/22/2001 Amtec Audiotext, Inc., Sarit Shafrir v. Richard Sherman, Robert  
4 Young, Dumas & Associates, Ami Shafrir BC243717,  
5 Dept. 24 Robert L. Hess amended on 4/18/01 to include as  
6 defendants, Mark Estes, Frisenda, Quinton & Nicholson  
7 [Related on 5/24/01, transferred on 5/31/01 to Dept. 38-Hon.  
8 Marvin M. Lager] [Sarit dismissed compl w/o prej 9/25/01] (1)  
9 Negligence per Se; (2) Conversion; (3) Conspiracy to Violate  
10 18 USC § 1956, 1957 and 31 USC §1051; (4) Conspiracy to  
11 Commit Perjury; (5) Conspiracy to Commit Fraudulent  
12 Transfer; (6) Conspiracy to Commit Fraud On The Court; (7)  
13 Fraudulent Transfer; (8) intentional Interference With  
14 Economic Relations; (9) Temporary Restraining Order  
15 Preliminary Injunction, Permanent Injunction; (10)  
16 Constructive trust; (11) Accounting; (12) Fraud & deceit (13)  
17 Breach of fiduciary duty

18 This is a meritless action brought to harass and discredit Ami Shafrir's attorneys. Sarit  
19 Shafrir dismissed her claims in September 2001 and has disclosed that this action was filed by  
20 Daniel Nicherie without her authority, consent or knowledge.

21 **Forty-Third Action**

22 Status: DISMISSED

23 8/15/2001 Archibald Management v. Dumas & Associates, James Dumas, Ami  
24 Shafrir, Richard Sherman Central District of California, Case  
25 no. 01-CV-10767, Hon. Margaret M. Morrow transferred on  
26 12/13/01 from 01-CV-0960 filed in Southern Dist. of Nevada,  
27 motion to dismiss granted 4/18/02

28 This is another meritless action brought to harass and discredit Ami Shafrir's attorneys.

**Forty-Fourth Action**

Status: ACTIVE

1/17/2002 Anke Investment Corp. v. Sarit Shafrir, 8335 Sunset Property  
Partners, Ltd., 8670 Property Partners (BC 227940)  
cross-complaint. cross-complaint. 1 Declaratory Relief; 2  
Indemnification; 3 Fraud; 4. Negligent Misrepresentation; 5.  
Conversion;6. Interference with prospective economic  
advantage; 7. Breach of Contract;

1 **Forty-Fifth Action**

2 Status: ACTIVE

3 1/18/2002 Archibald Management, Inc. v. Sarit Shafrir (BC 227940) cross-  
4 complaint for Declaratory Relief and Indemnification

5 **LAWSUITS FILED TO CIRCUMVENT COURT ORDERS/STAGED LITIGATION**  
6 **(the Nicheries attorneys represented all parties)**

7 **Forty-Sixth Action**

8 Status: DISMISSED 7/26/01

9 3/15/2001 Archibald Management, Inc. v. Amtec Audiotext, Inc. SC065702  
10 West Los Angeles

11 Ami Shafrir gained unrestricted access to his properties located at 8670 Wilshire  
12 Blvd. and 8335 Sunset Blvd, by Court Orders dated 3/13/01 and 3/16/01.<sup>15</sup> Prior to that  
13 date, the Nicheries had controlled these properties. After March 16, 2001, even with a  
14 Court Order, the Nicheries refused to allow Ami Shafrir access with the assistance of  
15 armed guards.

16 Daniel Nicherie orchestrated the filing of this staged action by Archibald against  
17 Amtec, both parties controlled by him, to interfere with the 3/13/01 and 3/16/01 Orders.  
18 Neither of these orders were disclosed by Daniel Nicherie to the Court.

19 Daniel Nicherie caused the parties to file this action (3/15/01), then to enter into a  
20 stipulated judgment (3/16/01), and to dismiss the action on ex parte application to the  
21 Court after obtaining the court's approval of the stipulation. The action was sealed on  
22 3/19/01 under the pretext of confidentiality. The stipulation for judgment was used as if it

23  
24 <sup>15</sup> The 3/16/01 Order provided that:

25 “Ami Shafrir shall not be restricted in any way from accessing 8670 Wilshire Blvd.,  
26 and 8335 Sunset Blvd., (the “Properties”). This Order specifically grants the right  
27 to Ami Shafrir to access the Properties, including unrestricted entry onto and into  
28 the Properties. Petitioner [Sarit Shafrir] and her agents are restricted and enjoined  
from interfering with his access thereto. Petitioner [Sarit Shafrir] and her agents are  
restricted and enjoined from locking Ami Shafrir out of the Premises...”

1 were a Court Order revoking Ami Shafrir's access to the 8670 Wilshire and the 8335  
2 Sunset properties.

3 Pertinent portions of the **March 16, 2001** Stipulated Judgment **presented to and**  
4 **signed by the Hon. Valerie L. Baker** provide:

5  
6 “For an injunction enjoining and restraining former Amtec  
7 employee **Ami Shafrir**, Ronen Liany, and their agents, employees,  
8 all those acting in concert with Ami Shafrir or Ronin Liany, and  
9 any persons which Archibald designates as a “**disruptive person**”  
10 from coming within 100 yards of Archibald Properties located at  
11 8335 Sunset Blvd., Los Angeles, California 90069 and 8670  
12 Wilshire Blvd., Beverly Hills, California.” {emphasis added}

13 On **March 26, 2001** the Hon. Valerie Baker VACATED the stipulated judgment  
14 on Ami Shafrir’s ex parte application based on extrinsic fraud. This action was later  
15 amended to include Ami Shafrir as a defendant, however it was subsequently dismissed on  
16 July 26, 2001, after the Court granted Ami Shafrir's motion to consolidate 26 actions  
17 before Hon. Marvin Lager on May 24, 2001, and before the August 3, 2001 status  
18 conference.

19 **Forty-Seventh Action**

20 Status: DISMISSED by Joel Glaser on 3/28/01

21 12/28/2000 Berlaga v. Amtec Audiotext and Sarit Shafrir OOC 15558 [filed  
22 in Orange County - dismissed 3/28/01]

23 Daniel Nicherie caused his attorneys to prepare a Judgment and Stipulation for  
24 Judgment for another attorney. These documents were prepared concurrent with the  
25 preparation and filing of the complaint in this action. The Berlaga action was staged from  
26 beginning to end to obtain a \$110,000 judgment against **Amtec and Sarit Shafrir** that  
27 could, and was, use to obtain funds from Ami Shafrir maintained in a Merrill Lynch  
28

1 account that had been frozen in the Divorce matter. Merrill Lynch interplead these funds  
2 into court. The staged default judgment was vacated by the Court for extrinsic fraud.  
3

4 **Forty-Eighth Action**

5 Status: DISMISSED

6 8/18/2000 Amtec v. 8670 Property BC 235 397 [dismissed 9/13/00]

7 This action was dismissed shortly after filing. It was not litigated, however since  
8 the Nicheries controlled both plaintiff and defendant, there appears to have been ulterior  
9 motives behind this action.

10 **Forty-Ninth Action**

11 Status: Complaint DISMISSED

12 8/18/2000 Adam Bartash v. Ami Shafrir, Worldsite et al. (BC 235385)

13 [Dismissed 2/22/01] cross-complaint Worldsite v. Ami Shafrir,  
14 Adam Bartash and Ken Taves exparte in Dept 85 (Hon. Pzintra  
15 Janavs), proceeding Dept 42, Hon. Elihu M. Berle

16 Adam Bartash has testified that the claims in this action making allegations against  
17 Ami Shafrir were fabricated by Daniel Nicherie and that he was offered \$40,000 by Daniel  
18 Nicherie to file this action

19 **Fiftieth Action**

20 Status: Complaint DISMISSED

(Ami Shafrir's cross complaint severed and consolidated with the 940 action)

21 8/21/2000 Sergio Zamora v. Ami Shafrir, Worldsite et al, (BC 235506)

22 filed on 8/21/00 and cross-complaint Worldsite v. Ami Safrir,  
23 Sergio Zamora and Ken Taves Dept. 24, Ami Shafrir v.  
24 Worldsite, Amtec, Albertini, Rozanis [Related on 5/24/01,  
25 transferred on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]

26 Sergio Zamora has also testified that the claims in his action making allegations  
27 against Ami Shafrir were fabricated by Daniel Nicherie and that he was offered \$40,000 by  
28 Daniel Nicherie to file this action

1 **Fifty-First Action**

2 Status: DEFAULT JUDGMENT

3 2/15/2001 Federal Transtel, Inc. v. Amtec Audiotext, Inc.

4 CV-01-01012, [filed 2/15/01] Circuit Court of Jefferson County,  
Alabama, Ed Ramsey, judgment 5/8/2001 \$461,017.96

5 This action resulted in an apparent default permeated by extrinsic fraud since the  
6 Nicheries controlled both plaintiff and defendant.

7  
8 **DISCOVERY ABUSE IN 826 ACTION FORCES DISMISSAL BY NICHERIES**

9 **Fifty-Second Action**

10 Status: DISMISSED 2/28/01

11 3/2/2000 Amtec Audiotext, Inc. v. Ami Shafrir (BC 225826)

12 Complaint for Breach of Fiduciary Duty and Embezzlement

13 This lawsuit contained fabricated allegations that Ami Shafrir had transferred  
14 Amtec's assets to "Bogus Vendors," "Bogus Affiliates," and "Sham International Entities."  
15 The complaint further alleges that Ami Shafrir had wrongly used Amtec credit lines and  
16 had committed acts of forgery. Daniel Nicherie has repeated the same allegations in  
17 several other actions against Ami Shafrir, including six RICO actions. (First, Fourth, Fifth,  
18 Twelfth, Thirteenth, and Twenty-Eighth Actions)

19 On **January 18, 2001** Judge Sohigian issued an Order in this action (the 826 action)  
20 and in BC227940 (the 940 action) for Sarit's deposition to commence on January 29, 2001  
21 at the courthouse.

22 After Sarit Shafrir failed to appear, Hon. Ronald Sohigian issued an OSC re:  
23 dismissal and sanctions against AMTEC and its counsel for failure of SARIT to comply  
24 with discovery and set a hearing date of **March 2, 2001**.

25 On **February 28, 2001**, two days before the sanction hearing, AMTEC dismissed  
26 the 826 action to prevent having to appear and be sanctioned.

27 No discovery was ever produced by Amtec.  
28

1  
2 **Other California Superior Court Actions**

3 **Fifty-Third Action**

4 Status: DEFAULT

5 4/21/2000 Marathon Bank v. Amtec, Ami Shafrir, Sarit Shafrir, First  
6 Regional Bank (BC228687) [Dept 36, Paul Boland]  
7 Interpleader [Related on 5/24/01, transferred on 5/31/01 to Dept.  
8 38-Hon. Marvin M. Lager] [default judgment v. Ami 3/19/01]

8 **Fifty-Fourth Action**

9 Status: STAYED by COURT

10 4/5/2001 Amtec Audiotext, Inc., Worldsite, Inc. v. Ami Shafrir, New York  
11 Life Insurance Co., Metropolitan Life Insurance Co.,  
12 Lawrence Tover, BC 248135 [Related on 5/24/01, transferred on  
13 5/31/01 to Dept. 38-Hon. Marvin M. Lager]

13 **Fifty-Fifth Action**

14 Status: DISMISSED

15 4/9/2001 Sarit Shafrir v. Washington Mutual Bank, Ami Shafrir, Packwood  
16 Communications, Daniel Maman, et al., (BC 248326)  
17 [Dept. 23, Hon. Ronald E. Cappai] [Related on 5/24/01,  
18 transferred on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]  
19 dismissed 9/25/01

20 On **April 3, 2001**, the Hon. Roy Paul ordered that Ami Shafrir could access his **New**  
21 **York Life Insurance** policy for \$63,906 plus his **Metropolitan Life** policy for approximately  
22 \$80,000 for the purpose of bringing the mortgage on his residence with **Washington Mutual**  
23 current.

24 On **April 5, 2001**, Daniel Nicherie caused the **54<sup>rd</sup>** action to be filed against New York  
25 Life and Met Life to interfere with the court's April 3, 2001 ruling and on **April 9, 2001** Daniel  
26 Nicherie caused the **55<sup>th</sup>** action to be filed against Washington Mutual to injure Ami Shafrir's  
27 relationship with the bank, to deplete Ami Shafrir's resources and to increase Ami Shafrir's  
28 damages.

1 **Fifty-Sixth Action**

2 Status: DISMISSED

3 4/12/2001 Merrill Lynch, Pierce, Fenner & Smith, Inc. v. Federal Transitel,  
4 Ami Shafrir and Sarit Shafrir Case No. (SC 066139),  
5 [Dept WEJ, Jerry K. Fields] [Compl. dismissed 1/31/02]

6 When the Nicheries attempted to execute against the Shafrir funds at Merrill Lynch  
7 that using the Berlaga judgment against Sarit Shafrir and using the FTT default against  
8 Ami Shafrir, Merrill Lynch refused to pay and interplead these funds into court. The  
9 Merrill Lynch account had been frozen by stipulation of the parties in the Divorce matter.  
10 The Nicheries caused FTT to file a cross-complaint against Merrill Lynch.

11 **Fifty-Seventh Action**

12 Status: DISMISSED

13 11/1/2001 Kent Family Fund v. Sarit Shafrir, Ami Shafrir (BC 260936)  
14 [Dept 40, David Workman, CCP 170.6 challenge by Plaintiff  
15 trans to Dept 46, Hon. Rodney E. Nelson] dismissed w/o prej  
16 on 2/20/02

17 **Fifty-Eighth Action**

18 Status: DISMISSED

19 11/21/2001 SBN Venture Capital Resource Partners, Inc. v. Wells Fargo Bank  
20 (SC 069466) West Los Angeles [Dept. WEL Hon. Valerie L.  
21 Baker] Demurrer by Wells Fargo 2/11/02; Dismissed 1/30/02  
22 w/prejudice.

23 **DISPUTES RELATING TO REAL PROPERTIES**

24 **Fifty-Ninth Action**

25 Status: DISMISSED

26 2/14/2001 8335 Property, Inc. and 8335 Property Partners, Ltd. v. Marathon  
27 National Bank, T.J. Herles, Craig Collette, Worldsit  
28 (BC 245156) [Dept. 71, Hon. Soussan Bruguera] [removed to  
US Bankruptcy court 4/10/01 In re: 8335 Property, Inc. LA01-  
20784-SB - adv no. LA01-01566-SB closed on 3/28/02 First  
Amen Compl filed 2/22/02; remanded to LASC]

1 **Sixtieth Action**

2 Status: DISMISSED

3 3/2/2001 8335 Property, Inc. v. Raphael Cohen, aka Raffi Cohen etc  
4 (BC 246081) [Dept. 51, Hon. Irving Feffer]  
5 [Related on 5/24/01, transferred on 5/31/01 to Dept. 38-Hon.  
6 Marvin M. Lager] [removed to Bk on 4/10/01 In re: 8335  
7 Property, Inc. LA01-20784-SB (adv no. LA01-01642-SB closed  
8 on 11/30/01)] [Motion to set aside granted 10/11/01; appealed  
9 11/6/01]

8 **Sixty-First Action**

9 Status: EVICTION OF NICHERIES from 8335 Sunset

10 9/12/2001 Investors Property Services, Jeff Golden, Trustee v. Call Center  
11 Management, Inc., Archibald Management, Inc.  
12 01U00514, Div 6, Beverly Hills Courthouse 12/11/01 Judgment

13 The Nicheries caused 8335 Property, Inc. to file for bankruptcy and was the master  
14 tenant due to a sham long-term agreement designed to control the property for as long as  
15 possible. This action is an eviction action against the Nicherie controlled entity, Archibald  
16 Management that purported to be in control.

17 **LITIGATION RELATING TO FALSE ALLEGATIONS OF VIOLENCE**

18 A central theme of Daniel Nicherie in attempting to discredit Ami Shafrir by  
19 alleging acts of violence by Ami Shafrir.

20 **Sixty-Second through Eighty-First Actions**

21 **False Allegations of Violence re: Ami Shafrir's Access to Real Property**

22 Status: DISMISSED

23 1. 4/14/2000 Amtec Audiotext, Inc. (Richard Albertini) v. Ami Shafrir  
24 (BS062662), [Dept 2C, Victor Reichman, trans to Dept 27,  
25 Kenneth Black] [OSC denied 5/16/00]

26 Status: DISMISSED

27 2. 4/14/2000 Amtec Audiotext, Inc. (Ronen Liany) v. Ami Shafrir (BS062663),  
28 [Dept 2C, Victor Reichman, trans to Dept 27, Kenneth Black]  
[OSC denied 5/16/00]

1 Status: DISMISSED

2 3. 4/14/2000 Amtec Audiotext, Inc. (Jacqueline Jones) v. Ami Shafrir  
3 (BS062664), [Dept 2C, Victor Reichman, trans to Dept 27,  
4 Kenneth Black] [OSC denied 5/16/00]

4 Status: DISMISSED

5 4. 4/19/2000 Jacqueline Jones v. Ami Shafrir (BC 228478)  
6 [Dept. 32, William F. Highberger] [Related on 5/24/01,  
7 transferred on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]  
8 [dismissed 10/01]

7 Status: DISMISSED

8 5. 8/3/2000 Amtec, Inc. employee Richard Albertini v. Ami Shafrir (BS 064628)  
9 [Dept. 2C, Victor Reichman] [8/4/00 no notice-denied 8/21/00]

10 Status: DISMISSED

11 6. 8/3/2000 Amtec, Inc. employee Judith Zamora v. Ami Shafrir (BS 064629)  
12 [Dept. 2C, Victor Reichman] [8/4/00 no notice-denied 8/21/00]

12 Status: DISMISSED (ALL)

13 7. 3/9/2001 Amtec, Inc. employee Michelle Dizon v. Ami Shafrir (BS 068175)  
14 8. 3/9/2001 Amtec, Inc. employee Richard Albertini v. Ami Shafrir (BS 068176)  
15 9. 3/9/2001 Amtec, Inc. employee Reginold Blando v. Ami Shafrir (BS 068177)  
16 10. 3/9/2001 Amtec, Inc. employee David Adrabi v. Ami Shafrir (BS 068178)

17 **False Allegations of Violence - Access to 8670 Wilshire and 8335 Sunset**

18 Status: DISMISSED 1/29/02

19 11. 3/30/2001 Sarit Shafrir v. Ami Shafrir, Mark Estes, Darryl Bower, Ronen  
20 Liany, Event Protection, (BC 247737) CC Ami Shafrir v. Sarit Shafrir

20 Status: DISMISSED 1/29/02

21 12. 3/30/2001 David Adrabi v. Ami Shafrir, Mark Estes, Darryl Bower, Ronen  
22 Liany, Event Protection, (BC 247786) CC Ami Shafrir v. David Adrabi

23 Status: DISMISSED 1/29/02

24 13. 3/30/2001 Michelle Dizon v. Ami Shafrir, Mark Estes, Darryl Bower, Ronen  
25 Liany, Event Protection, (BC 247787)

26 Status: DISMISSED 3/15/02

27 14. 3/30/2001 Richard Albertini v. Ami Shafrir, Mark Estes, Darryl Bower, Ronen  
28 Liany, Event Protection, (BC 247788) CC Ami Shafrir v. Richard  
Albertini

1 Status: DISMISSED 7/25/01

2 15. 3/30/2001 Archibald Management, Inc. v. Ami Shafrir, Mark Estes, Darryl  
3 Bower, Ronen Liany, Event Protection, (BC 248045) dismissed 7/25/01

4 Status: INACTIVE

5 16. 3/30/2001 Samuel Rozanis v. Ami Shafrir, Mark Estes, Darryl Bower, Ronen  
6 Liany, Event Protection, (SC 065916) CC Ami Shafrir v. Samuel  
7 Rozanis

8 Status: DISMISSED

9 17. 9/21/2001 Abner Nicherie v. Sarit Shafrir (LD035836) Law enforcement TRO

10 Status: DISMISSED

11 18. 11/26/2001 Richard Albertini v. Sarit Shafrir (SS010521) Harassment/TRO.  
12 Dept. WEA, Hon Alan B. Haber -  
13 Dismissed lack of prosecution 1/15/02

14 Status: STAYED

15 19. 11/21/2001 Federal Transtel, Inc., Daniel Nicherie v. Ami Moshe Shafriri  
16 and Sarit Shafriri, CV 0107212 (Circuit Court of Jefferson  
County, Alabama to FTT Bankruptcy)

17 Daniel Nicherie alleges that Sarit Shafrir threw a large stack of papers at him in  
18 Alabama rather than the RICO complaint when she was effectuating service. Daniel  
19 Nicherie alleges he was knocked off his chair and was taken to the hospital by ambulance.  
20 This action alleges trespass by Ami Shafrir and Sarit Shafrir and assault by Sarit Shafrir.  
21 Daniel Nicherie was successful in setting aside the default in Ami Shafrir's RICO action  
22 against him, however he was ordered to answer.

23  
24 Status: DEFAULT against SARIT 8/2002

25 20. 1/18/2002 Abner Nicherie. v. Ryan Miller, Sarit Shafrir, Ethan Cocksmith,  
26 Villa Marina Club Service, Villa Marina Unocal, Inc.  
27 SC 070364; Dept. WEN, Hon. Robert M. Letteau

28 Sarit Shafrir was not served in this action and will be moving to set it aside

1 **USING SHAFRIR ENTITIES OTHER INDIVIDUALS TO ATTACK AMI SHAFRIR**  
2 **Eighty-Second through Nintieth Actions**

3  
4 Status: DISMISSED

5 1) 2/29/2000 Astra Capital, LLC et al. v. Raphael Cohen (BC 225661)  
6 [Dept. 32, Hon. Robert H. O'Brien] [dismissed 6/28/00]

7 Status: DISMISSED

8 2) 3/6/2000 Worldsite, Inc. v. Glenn Wallace Morris, Ami Shafrir, Sarit Shafrir,  
9 (BC 225937), cross-complaint Morris v. Worldsite, Sarit Shafrir  
10 [Dept. 31, Judith M. Ashmann] [Related on 5/24/01, transferred  
11 on 5/31/01 to Dept. 38-Hon. Marvin M. Lager] Dismissed 7/31/01  
12 with prejudice.

13 Status: DEFAULT

14 3) 3/22/2000 Federal Transtel, Inc., Anke Investment Corp v. Ami Shafrir,  
15 Circuit Court of Jefferson County, Alabama, CV-00-01787ER  
16 Special process server 5/15/00 summons; 4/12/01 motion for  
17 special process server Metropolitan Life Insurance writ of  
18 garnishment

19 Status: DISMISSED

20 4) 4/12/2000 Plan B Media Group v. Sarit Shafrir, 8335 Property, Inc., 8670  
21 Wilshire Corp, Randy Miller, Amtec et al. (BC 228110)  
22 [Dept. 58, Hon. Lawrence W. Crispo] [Related on 5/24/01,  
23 transferred on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]  
24 [dismissed all but Amtec w/prej. 5/24/01]

25 Status: DISMISSED

26 5) 4/19/2000 Robert Patterson v. RPG Productions, FlyTV.Net, Ricky Paul  
27 Golden, Ami Shafrir, Adam Bartash, Ronen Liany  
28 (BC 228477) [Dept. 68, S. James Otero] [trans to muni BH  
7/28/00 by Court failure to file POS/stat conf]

Robert Patterson was paid \$2,000 by Daniel Nicherie to file this action.

Status: DISMISSED

6) 5/22/2000 WorldSite v. Ami Shafrir and NetOptions (BC 230378)  
[Dept.3, Hon. Emilie H. Elias] dismissed 9/20/00

1 Status: DISMISSED

2 7) 10/11/2000 Worldsite Networks v. Robert Caulfield, (BS 065795), Dept 23,  
3 Ronald Cappai, Dept 17, Robert H. O'Brien

4 Status: DISMISSED

5 8) 10/11/2000 Worldsite Networks v. Eric Bass, (BS065796), Dept 45  
6 Hon. Mel Red Recana

7 Status: DISMISSED

8 9) 11/8/2000 Sarit Shafrir v. Gil Traub, Mayer Taper, Ago Restaurante  
9 (BC239988) Dismissed November 20, 2001

10 **TENANT DISPUTES**

11 **Ninety-First through Ninety-Eighth Actions**

12 Status: DISMISSED

13 1) 3/14/2000 Amtec Audiotext, Inc., Worldsite, Inc. v. Cynthia Takacs  
14 (BC 226488) and cross-complaint Cynthia Takacs v. Amtec,  
15 Worldsite Networks, Inc. aka Worldsite, Inc., Sarit Shafrir,  
16 Ami Shafrir [Dept. 48, Hon. Morris B. Jones] Stipulated  
17 Judgment 5/16/01; [cross-complaint dismissed w/prej 5/11/01]  
18 judgment entered 10/12/01 \$49,805.54, but was never paid.

19 Status: STAYED

20 2) 3/17/2000 John Stevens, Elite v. 8670 Property Partners, Ltd., 8670 Wilshire  
21 Corp., The Shafrir Family Trust, Amtec, Inc., Ami Shafrir, Sarit  
22 Shafrir Ronin Security Company, Net Options, Inc.  
23 (BC 226703) [Dept. 38, Hon. Marvin M. Lager]

24 Status: DISMISSED

25 3) 3/30/2000 Worldsite v. CDK Net, LLC, Inc.com, Shai Bar Lavi, Vflash, Inc.  
26 (BC227342) [Dept 18, Marlene A. Kristovich]  
27 dismissed w/prej 5/31/00

28 Status: STIPULATED JUDGMENT by Daniel Nicherie - UNPAID

4) 3/31/2000 Glenn Morris v. Ami Shafrir, Sarit Shafrir, WorldSite (BC 227486)  
[Dept. 31, Hon. Judith M. Ashmann] [Related on 5/24/01,  
transferred on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]

1 Status: ACTIVE

2 5) 6/29/2000 MatchNet v. WorldSite, 8670 Wilshire Properties (BC 232677)

3  
4 Status: SETTLED and DISMISSED

5 6) 9/14/2000 MatchNet v. Worldsite, 8670 Wilshire Corp., 8670 Property  
6 Partners, The Beshert Publishing, LLC; Lewis Weinger (BC  
7 236763) (cross-complaint The Beshert Publishing v. Matchnet  
8 and NetCorp, Inc. Dept 18, Marlene A. Kristovich, settled,  
9 dismissed 12/01

10 Status: ACTIVE

11 7) 11/20/2000 Branner & Long v. Amtec, Daniel Nishrie, 8670 Property Partners,  
12 Amtec Audiotext, Anke, Archibald, Millenium, Kent  
13 Family Fund, Abner Nicherie, SBN Venture Capital,  
14 Worldsite et al. (SC 064059) West Los Angeles [Dept.  
15 WEN, Hon. Robert M. Letteau] [Related on 5/24/01, transferred  
16 on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]

17 Status: DISMISSED

18 8) 11/22/2000 Amtec v. Yoram Dahan, Melissa Dahan; Citicolor; California  
19 Capital Insurance Company (BC 240772)  
20 [Dept. 78, Hon. Marilyn L. Hoffman] [Related on 5/24/01,  
21 transferred on 5/31/01 to Dept. 38-Hon. Marvin M. Lager]

22 The above disputes relate to claims by various tenants in the properties located at  
23 8670 Wilshire and 8335 Sunset, generally against the unlawful eviction and/or theft of  
24 their property by Daniel Nicherie. Ami Shafir was named as a defendant in some of these  
25 actions due to his ownership interest in the properties and because he was the person the  
26 tenants had entered into their contracts. The tenants were generally unaware of the details  
27 of the actions of the Nicheries and their unlawful possession and control.

28 Cynthia Tacaks, John Stevens, CDK Net, Brenner & Long, MatchNet and Citicolor  
were tenants in the 8670 Wilshire building in 2000 pursuant to lease agreements. These  
tenants were locked out of the premises and their personal property was stolen by the  
Nicheries shortly after the Nicheries took control of 8670 Wilshire.

1 **VICTIM DISPUTES**

2 **Ninety-Ninth through One Hundred Fifth Actions**

3 Status: ACTIVE

4 1) 6/22/2001 Abale Investments v. Daniel Nicherie, Daniel Nisherie, Daniel  
5 Nishrie, SBN Investment Venture Capital Resource, Sunrise  
6 Inventory Liquidators, Federal Transtel, Martha Johnson,  
7 Closeouts.com, Inc., Shuki Levy, (SC067188), WEG, LASC,  
8 Western Judicial District, Santa Monica; amended 10/17/01

9 Abale alleges that in late 1999 Daniel Nicherie took \$280,000 for the purported  
10 acquisition of FTT. Daniel Nicherie had sold FTT to other investors prior to unlawfully  
11 acquiring it from the Shafrirs

12 Status: DISMISSED

13 2) 7/28/2000 Anthony Fieno v. Amtec Audiotext, Net Options (OOE06951)  
14 [Dept 106, Van Nuys]

15 Status: DISMISSED

16 3) 7/31/2000 Jade, Citicolor v. Amtec, Ami Shafrir and Sarit Safrir  
17 (SC 062607) West Los Angeles [Dept. WER, Laurence D. Rubin]  
18 [Related on 5/24/01, transferred on 5/31/01 to Dept. 38-Hon.  
19 Marvin M. Lager], dismissed 7/26/01

20 Status: DEFAULT

21 4) 8/22/2000 Computer Professionals Unlimited, Inc. dba Ryder Computer  
22 Professionals v. Worldsite, Inc. (OOB00632), Div 003 small  
23 claims, Hon. Robert Brock

24 Status: DEFAULT

25 5) 7/26/2001 Continental Refrigeration v. 8670 Wilshire Corp. (01S01146) small  
26 claims Hon. George W. Coleman, default 9/12/01

27 Status: ACTIVE

28 6) 8/17/2001 Spear Security Company v. Amtec Audiotext Inc. and Richard  
Albertini (BC 256341) [Dept. 24, Robert L. Hess]

Status: DEFAULT set aside ACTIVE

7) 9/26/2001 LA Parking Services, Inc. v. 8335 Sunset Property Partners, 8335  
Property, Inc., Archibald Management, Inc., Sarit Shafrir  
KC 037004, Dept. R, Hon. Conrad R. Aragon;  
4/18/02 default v. Archibald; Sarit & 8670 Property Ptrs

1  
2 **ASSISTING OTHERS IN OBTAINING DEFAULTS AGAINST AMI**  
3 **One Hundred Sixth through One Hundred Ninth Actions**

4 Status: DEFAULT

5 1) 4/27/2000 James Sparano v. Amtec Communications, Inc., Ami Shafrir  
6 (BS062943) [default judgment 5/4/00 in Connecticut, sister  
7 state enforcement.

8 Status: DEFAULT

9 2) 3/8/2001 Jack Miller v. Ami Shafrir, (BS 068174) [Dept 1A, Murray Gross]  
10 debtor exams stayed; enforcement denied

11 Status: DEFAULT

12 3) 05/18/2001 Rick Alonso v. Amtec Audiotext, Inc., Ami Shafrir, Sarit Shafrir,  
13 Citicolor, (BC250745), [Dept 30, David Horowitz] Recovery  
14 Personal Property taken by Nicheries; default v. Amtec  
15 \$105,000; Ami dismissed 3/6/02]

16 Status: DEFAULT

17 4) 12/21/2000 Federal Transtel v. Ami Shafrir (BS 067033)  
18 [Dept. 40, Hon. David A. Workman]

19  
20 The Complaint was purportedly served on Ami Shafrir at 8670 Wilshire Blvd., during the  
21 period that Ami Shafrir was excluded from the property, and a subsequent default was  
22 obtained. Ami Shafrir was never served with the Complaint.

23 **ACTIONS MAINTAINED BY AMI SHAFRIR AND SARIT SHAFRIR**

24 **One Hundred Tenth through One Hundred Fifteenth Actions**  
25 **Actions to Set Aside Fraudulent Transfer of Sarit's Residence**

26 Status: ACTIVE

27 1) 11/26/2001 Sarit Shafrir v. Daniel Nicherie, Abner Nicherie, Kent Family Fund,  
28 Inc. (BC 262327) Dept. 23 Ronald Cappai - Cross-complaint  
Kent Family Fund, Inc. (assignee of SBN Venture Capital  
Resource Partners, Inc., Millennium Capital, Inc., Anke  
Investments, Inc., and Archibald Management) v. Sarit Shafrir;  
related on 2/22/02 to BC 227940

1  
2 This action was brought by Sarit Shafrir to set aside the fraudulent transfer of her  
3 residence to Kent Family Fund, Inc. and to quiet title. Daniel Nicherie subsequently  
4 transferred the property from Kent Family Fund to Wilshire Executive Suites.

5 **ACTIONS AGAINST JOEL GLASER**

6 Status: ACTIVE

7 2) 10/3/2001 8670 Property Partners v. Joel Glaser, Glaser & Associates, Jerry  
8 Solomon Berger, Law Offices of Jerry Solomon Berger, Gabriel  
9 Dorman, (BC 259039), [related to BC 227940 Dept 38, Hon.  
10 Marvin Lager on 12/7/01] (CCP 170.6 on 12/14/01) reassigned  
to Dept. 72, Hon. Jon M. Mayeda 12/28/01

11 Status: ACTIVE

12 3) 10/3/2001 8335 Sunset Property Partners, Ltd. v. Joel Glaser, Glaser &  
13 Associates, Gabriel Dorman, (BC 259040)  
14 [related to BC 227940 on 12/2/01 Dept. 38 Hon. Marvin Lager]  
15 (CCP 170.6 on 12/7/01) reassigned to Dept. 61, Hon. David L.  
Mining on 12/28/01

16 Status: DISMISSED

17 4) 10/19/2001 Ami Shafrir v. Joel Glaser, James Hillsburg, Gabriel Dorman  
18 (BC 260164) [related to BC 227940 on 12/31/01 Dept. 38 Hon.  
19 Marvin Lager] (CCP 170.6 on 1/25/01) reassigned on 2/13/02  
to Dept. 53, Hon. John P. Shook; dismissed w/o prej 4/4/02

20 **Dispute between Ami Shafrir and Prior Attorneys**

21 Status: DEFAULT Judgment against Ami Shafrir

22 5) 8/14/2000 Friedman & Friedman v. Ami Shafrir (BC 235138)  
23 default judgment 12/14/00 \$93,510

24  
25 The Complaint was purportedly served on Ami Shafrir at 8670 Wilshire Blvd. and 8335  
26 Sunset Blvd during the period that Ami Shafrir was excluded from the properties, and a  
27 subsequent default was obtained. Ami Shafrir was never served with the Complaint.  
28

1 Status: Action STAYED by COURT

2 6) 5/3/2001 Ami Shafrir v. Friedman & Friedman, Ira Friedman, Abby Friedman,  
3 Arthur Barens BC 249840

4 **CONCLUSION**

5 The abusive litigation in these actions caused by the Nishries and their associates is  
6 designed to draw attention away from the real issue of how the Nicheries came into  
7 possession and control of the Shafrir assets.

8 The litigation is designed to keep the Nishrie Conglomerate in possession of the  
9 Shafrir Entities to prevent accountability and to allow them to continue their activities.

10 The "threshold issue" that would defeat all of the Nicheries' claims, and stop the  
11 abusive litigation is to determine how the Shafrir Assets were purportedly transferred to the  
12 Nicheries. The issue of setting aside the fraudulent transfers in pending in the 940 action,  
13 however, the issue relating to the conduct of the Nicheries and their associates, and the  
14 damage caused by the Nicherie Racketeering Activities is before this court.

15 Attached hereto as **Exhibit 2** is a summary of **\$3,498,000 in legal fees** that have  
16 been paid to attorneys representing the interests of Daniel Nicherie, plus **\$3,434,000** paid  
17 to others, plus **\$1,875,000** (1,426,000 + \$449,000) paid directly for Daniel Nicherie's  
18 benefit and **\$819,300** disbursed from Nicherie controlled accounts presently unidentified.

19 The **\$9,628,000** identified in the **Exhibit 2** schedule was derived from documents  
20 contained court records, including bankruptcy petitions and documents produced pursuant  
21 to subpoenas, and reflects a portion of the \$40,000,000 in damages to the Shafrirs.

22  
23  
24 FRISENDA, QUINTON & NICHOLSON

25  
26 DATED: October 9, 2002

27 By: \_\_\_\_\_  
28 Mark Estes, Esq.  
Attorneys for Plaintiff  
Ami Shafrir