



# Americans For Innovation

... and against intellectual property theft

*Constitutional rights are not negotiable*

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Friday, November 8, 2013

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## OBAMACARE WEBSITE MAKES CORRUPT CLAIMS ABOUT THE TECHNOLOGY

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### ETHICS DISCLOSURES REVEAL FINANCIAL LINKS BETWEEN OBAMA'S TECH WONKS AND FACEBOOK; THE WONKS HAVE BOTH BAILED OUT

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CONTRIBUTING WRITERS | OPINION | AMERICANS FOR INNOVATION | UPDATED NOV. 09, 2013 | PDF

(NOV. 8, 2013)—Working on the assumption “where there’s smoke there’s fire,” AFI investigators have dug further into the claim of the Obamacare Privacy Policy that the software platform is “open source.” Open source essentially means that the software is free to use without compensating the inventors.

Obamacare even names Facebook as one of their open sources. However, Facebook is using technology stolen from Columbus innovator, Leader Technologies. Leader proved this in federal court on 11 of 11 claims.

To make matters worse, the federal justice system, including Chief Justice John G. Roberts, fabricated arguments for Facebook, abused due process, ignored well-settled precedent and circled the wagons to ensure that Facebook did not lose the case.

Chief Justice Roberts himself holds 11 Fidelity Fund investments, and he mentors Facebook's appeals attorneys, Gibson Dunn LLP. Facebook largest shareholder and director, James W. Breyer, is a long-time business partner with Fidelity's Robert Ketterson. None of these conflicts were disclosed in *Leader v. Facebook*. This is the same Chief Justice who shocked the nation by crossing the isle to support Obamacare, raising suspicions of undue influence.

#### TECH WONK COLLUSION AT THE WHITE HOUSE

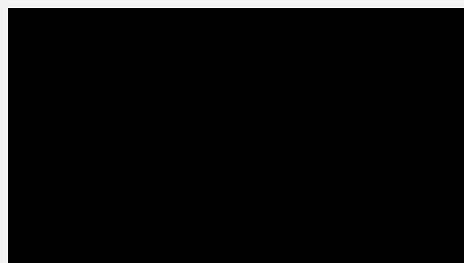


FIG. 1—ANNESH CHOPRA, U.S. CTO, and DAVID J. KAPPOS, U.S. Patent Office, collaborated on The America Invests Act, thus showing their evidently close association. What they failed to disclose to the American people is their cooperation with The Facebook Club, prior to their appointments, and their exploitation of major funds like Fidelity and Vanguard to buy political byalty and silence about the corrupt election-rigging and personal data collection schemes that are so undermining the OBAMACARE website currently.

These men also do not disclose that they have confiscated the social networking invention of Columbus-based innovator, Leader Technologies, while they hypocritically sing the praises of innovators like Leader whom they are abusing in this very video. Video: *The White House*, Sep. 16, 2011.[4]



STOP FACEBOOK PROPERTY THEFT

WILL HUMANKIND EVER LEARN? Facebook's Orwellian doublespeak about property and privacy (theft) merely repeats the eventual dehumanization of the individual under MAO's Red Star, Stalin's SOVIET Hammer & Cycle and Hitler's NAZI Swastika. Respect for the inalienable rights of each individual is a bedrock value of democracy. The members of the Facebook Cabal abuse this principle at every opportunity. They evidently believe that they deserve special privileges and are willing to lie, cheat and steal in order to treat themselves to these privileges.

ASK CONGRESS: PASS THE INVENTOR PROTECTION ACT!

An AFI commenter several days ago discovered that President Obama’s first Chief Technology Officer (CTO), Aneesh Chopra, presents himself as both a healthcare and open source expert. Strangely, even though Chopra established the healthcare tech agenda for this administration as America’s first CTO, he bailed on his boss’s signature legislation on Jan. 27, 2012, ostensibly to campaign for Lt. Governor of Virginia. He lost the primary on June 12, 2013.

### KAPPOS' MISSION WAS TO KILL LEADER TECHNOLOGIES' PATENT

Chopra’s Senate confirmation hearing was on May 19, 2009. [1] He was confirmed just a few days later on May 21, 2009. Three weeks later, on Jun. 18, 2009, President Obama announced his intention to nominate David J. Kappos to be director of the U.S. Patent Office. Kappos’ Senate hearing was on Jul. 29, 2009 before the summer recess. Then, in a surprise move, on Aug. 7, 2009, Obama confirmed Kappos during the summer recess—without public notice.

Investigators started looking for linking relationships between Chopra[2] and Kappos[3] in their financial disclosures. They discovered that both men had substantial investments in Vanguard Funds. In addition, Chopra had substantial investments in Fidelity Funds. Both Funds invested heavily in Facebook before the IPO.

### DAVID J. KAPPOS' 2009 EXECUTIVE BRANCH FINANCIAL DISCLOSURE

[Kappos, David J. Executive Branch Personnel PUBLIC FINANCIAL DISCLOSURE REPORT, U.S. Office of Gov't Ethics...](#) by [Americans For Innovation and Against Intellectual Property Theft](#)

FIG. 2—U.S. Patent Office Director, DAVID J. KAPPOS' public financial disclosure report.

The report reveals that Kappos withheld from the Senate his intention to dump \$500,000-\$1.2



Click image above to download a poster-quality PDF optimized for a 11in. x 17in. (ledger-size) poster. America should not be in the business of cheating its entrepreneurial investors simply because the cheaters buy off judges with the money gained from their theft. Such permissiveness is obscene.

### LEADER V. FACEBOOK BACKGROUND

**Jul. 23, 2013 NOTICE:** *DonnaKlineNow!* has gone offline. All her posts are available as a PDF collection here.

1. Brief Summary (PDF)
2. Backgrounder (PDF)
3. Facebook Secrets (PDF)
4. Instagram-scam? (PDF)
5. USPTO-gate? (PDF)
6. Zynga-gate? (PDF)
7. Insider Trading (PDF)
8. Disciplinary Complaints (PDF)
9. Federal Circuit Cover-up? (PDF)
10. Congressional Briefings
11. Prominent Americans Speak Out
12. Petition for Writ of Certiorari
13. Two Proposed Judicial Reforms
14. S. Cert. for Schemers or Inventors?
15. Attorney Patronage Hijacked DC?
 



16. Dr. A's Friend of the Court Briefs
17. Justice Denied | Battle Continues
18. FB Robber Barons Affirmed by S. Cert.
19. Judicial Misconduct WALL OF SHAME
20. Corruption Watch - "Oh what webs we weave, when first we practice to deceive"
21. Facebook | A Portrait of Corruption

million of his IBM holdings to purchase as many shares in funds controlled by VANGUARD FUNDS. Vanguard is now identified as a key member of the FACEBOOK CLUB, organized and controlled by LAWRENCE "LARRY" SUMMERS, soon to be Obama's NATIONAL ECONOMIC COUNCIL DIRECTOR; and JAMES W. BREYER, ACCEL PARTNERS managing partner, as well as FACEBOOK'S largest shareholder and chairman. Breyer was also chairman of the NATIONAL VENTURE CAPITAL ASSOCIATION (c.a. 2003-2005) at the time of theft of LEADER TECHNOLOGIES' invention by FACEBOOK. Leader and Accel Partners then shared a law firm—FENWICK & WEST LLP and its Managing Partner, GORDON K. DAVIDSON, who had Leader's source code and tipped off the Club.

How many bankers and lawyers does it take to corrupt an economy and democracy?

## FOLLOW THE MONEY

Kappos' 2009 government ethics financial disclosure is a handwritten mess. Important information is omitted. For example, he discloses that he received salaries from unidentified "Pro Bono Partnerships," but discloses neither the names of those partnerships nor the amounts received. He also discloses the sale of one of his three properties, valued between \$3-15 million total, but fails to identify the amount of the income from the sale, presumably \$1-5 million.

Most telling, Kappos obscures the timing of his sale of IBM holdings and purchases of Vanguard Funds, making it difficult to see the timeline. However, AFI investigators have broken it down and provided important *Leader v. Facebook* context.

What becomes readily apparent is that Kappos' involvement in the Facebook Club was late to the game, probably made necessary because of the *Leader v. Facebook* patent infringement litigation, which Facebook was losing.

Chopra was already under the Facebook Club tent. By mid-2009 he had already purchased his Vanguard Funds. Evidently, Kappos, too, was instructed to invest somewhere between \$516,000 and \$1,115,000 in Vanguard funds, soon after he was confirmed by President Obama. However, Kappos had to sell his IBM holdings to do it, which he started a week after his confirmation.

## DECEIVING THE SENATE: NO KAPPOS DISCLOSURE OF INTENT TO DRAMATICALLY ALTER HIS HOLDINGS IMMEDIATELY AFTER THE HEARING

Kappos did not disclose to the Senate his intention to sell his substantial IBM holdings and purchase substantial holdings in one fund, Vanguard. This lack of disclosure alone is grounds for sanction. Such transactions would have surely raised red flags. Clearly, Kappos and his Facebook Club handlers were intent on concealing these conflicts of interest from the Senate.

According to Kappos' financial disclosure, between Aug. 19-2009 and Oct. 20, 2009, he sold between \$450,000 and \$1,315,000 of his IBM holdings to raise the cash which he used to purchase his Vanguard holdings, all on Oct. 27, 2009. He also sold one of his three multi-million dollar houses, but failed to disclose his income from that sale. Note is also taken of Kappos' laughable "IRA Rollover" note next to each Vanguard transaction entry, as if this note mollifies the outrageous lack of forthrightness to the Senate.

## FACEBOOK'S BACKDOOR ATTEMPT TO CIRCUMVENT THE U.S. CONSTITUTION

The ink was not dry on Kappos' multiple million dollar property sale when Facebook's attorneys in *Leader v. Facebook*, namely White & Case LLP / Cooley Godward LLP, filed for a patent reexamination 95/001,261 of Leader's patent at the U.S. Patent Officer—where Kappos was now their inside man with the authority to kill patents by special order, coercion and abuse of patent examiners.

Since then, Leader has won two reexaminations. In other words, no matter how hard they tried, Facebook could not convince the patent examiner, Deandra Hughes, that their arguments were valid. After those failures, Kappos himself order an unprecedented 3rd reexamination before he resigned.

This 3rd reexamination saw the appointment of Stephen C. Siu as chief judge. Problem is, Siu did not disclose his conflict of interest either. He formerly worked for Microsoft—one of Facebook's largest shareholders. Microsoft is also on the "Leaders Circle" at the Federal Circuit Bar Association—whose judges' corrupt decision Facebook is trying to get Siu to rubber stamp. Leader's attorneys have deflected this attack, at least for now.

Sadly, examiner Hughes succumbed to Kappos' pressure, reversed herself, and went along with trying to invalidate Leader's whole



22. White House Meddling
23. Georgia! AM 1080 McKibben Interview
24. Constitutional Crisis Exposed

## GIBSON DUNN LLP exposed as one of the most corrupt law firms in America



Investigative Reporter Julia Davis investigates Facebook's *Leader v. Facebook* attorney Gibson Dunn LLP. She credits this

firm with the reason why not a single Wall Street banker has gone to jail since 2008. Click here to read her article "Everybody hates whistleblowers." *Examiner.com*, Apr. 10, 2012. Here's an excerpt:

"Skillful manipulation of the firm's extensive media connections allows Gibson Dunn to promote their causes, while simultaneously smearing their opponents and silencing embarrassing news coverage."

This statement followed right after Davis cited Facebook's chief inside counsel in the *Leader v. Facebook* case, Theodore Ulyot, who appears to have helped lead the *Leader v. Facebook* judicial corruption. Interesting word choices associated with Gibson Dunn LLP: manipulation, smear. Attorneys swear a solemn oath to act morally, ethically, and in support of democratic principles. They promise to conduct themselves in a manner than instills confidence among the citizenry in the rule of law and the judicial system. These promises appear to be meaningless. Click here for a PDF version of Julie Davis' article.

## POPULAR POSTS

Boycott NCAA March Madness? Copyright-gate

The Real Facebook - A Portrait of Corruption

Leader v. Facebook judicial misconduct exposes a constitutional crisis

Leader v. Facebook Wall of Shame

White House scandal spreads to Leader v. Facebook

A Cocksure Facebook?

PATENT OFFICE REMOVES CRITICAL LEADER V. FACEBOOK DISCLOSURE ITEMS

Was Chief Justice Roberts blackmailed into supporting Obamacare by his Leader v. Facebook misconduct?

Fix Leader v. Facebook to restore confidence, bipartisan group asks Congress

Advertising executive calls on social media

patent. Leader's attorneys responded with changes that the Patent Office is duty-bound to evaluate, so that battle continues.

## "OPEN SOURCE" IN ANEESH CHOPRA'S DREAMS

Chopra came to the Obamacare website planning with a desire to use only open source software. His Facebook handlers want him to build all sorts of hooks into Facebook "to enhance user experience." Hopefully, the American public is finally waking up to these Orwellian promises.

## THE PERSONAL-DATA-DOMINATION-AT-ALL-COSTS SCHEMES OF THE FACEBOOK CLUB WILL NOT BE STOPPED BY LEADER'S CONSTITUTIONAL PROPERTY RIGHTS, APPARENTLY

By the time the Facebook Club realized that they had a problem with Leader Technologies' intellectual property claims, they already had too much invested in their promises to cronies for a big win from their Vanguard and Fidelity Funds, once the Facebook IPO made them all wealthy.

In short, the Facebook Club used the promise of wild Facebook IPO returns as the currency for their plans to install Barack Obama as President and press their global data gathering agenda. All these people, thankful for the "insider" tip, made their purchases in 2007-2008. This collusion guarantees their silence now. This silence includes a handful of federal judges who also bought the Vanguard, Fidelity and T.Rowe Price Funds, and thus have conflicts of interest to cover up.

## OBAMACARE WEBSITE IS FOUNDED ON A FRAUD

Kappos was recruited late to the Facebook Club game, we believe, to shore up the problem that Leader Technologies' patent claims had created for their grand plan for world domination. Too much was at stake for the Club to fail now because of something like pesky patent property rights guaranteed by the U.S. Constitution.

Indeed, Anesh Chopra's professional *raison d'être* was on the line, and his plans to make Obamacare a "social" website could not be upset by the proprietary intellectual property rights of the rightful inventors of social networking—Leader Technologies.

This is why both David J. Kappos and Anesh Chopra bailed on President Obama's signature achievement. They knew the "open source claims" were false, but by then they could not unwind their misconduct.

Kathleen Sebelius appears to be Obama's Facebook Club "fall guy."

\* \* \*

Footnotes:

[1] **ANESH CHOPRA SENATE CONFIRMATION HEARING.** S. HRG. 111-429 - NOMINATIONS TO THE DEPARTMENT OF TRANSPORTATION, THE EXECUTIVE OFFICE OF THE PRESIDENT, AND THE DEPARTMENT OF COMMERCE: Nomination of Anesh Chopra to be Chief Technology Officer of the United States, May 19, 2009, 111th Congress, Y 4.C 73/7, GPO ABSTRACT, PDF Version, TEXT Version, [GPO Authenticity Certificate](#) <<http://www.scribd.com/doc/182041109/S-HRG-111-429-NOMINATIONS-TO-THE-DEPARTMENT-OF-TRANSPORTATION-THE-EXECUTIVE-OFFICE-OF-THE-PRESIDENT-AND-THE-DEPARTMENT-OF-COMMERCE-Nomination-o>>.

[2] **CHOPRA, ANESH.** Executive Branch Personnel PUBLIC FINANCIAL DISCLOSURE REPORT, U.S. Office of Gov't Ethics, May 13, 2009 <<http://www.scribd.com/doc/182721705/Chopra-Anesh-Executive-Branch-Personnel-PUBLIC-FINANCIAL-DISCLOSURE-REPORT-U-S-Office-of-Gov-t-Ethics-May-13-2009>>.

[3] **KAPPOS, DAVID J.** Executive Branch Personnel PUBLIC FINANCIAL DISCLOSURE REPORT, U.S. Office of Gov't Ethics, May 16, 2009 <<http://www.scribd.com/doc/182725282/Kappos-David-J-Executive-Branch-Personnel-PUBLIC-FINANCIAL-DISCLOSURE-REPORT-U-S-Office-of-Gov-t-Ethics-May-16-2009>>.

FIG. 3—STEPHEN C. SIU, Patent Judge, was assigned by former Director David J. Kappos as one of three judges to oversee the unprecedented 3rd reexamination of Leader Technologies' patent. The justification is based on worn out Facebook technical arguments on which they have lost three times.

Leader's attorneys say they have never seen this conduct from the Patent Office in their careers.

Examiner DEANDRA HUGHES lost her nerve recently, and acquiesced to the pressure from her bosses to reverse her long held opinions. Leader's attorneys have countered. Photo: Stephen C. Siu's LinkedIn Profile.

advertisers to license from Leader Technologies voluntarily

## EDITORIALS

1. DC Bar refuses to investigate attorney misconduct in Leader v. Facebook - Unwillingness of DC attorneys to self-police may explain why Washington is broken, Dec. 30, 2012
2. Will the U.S. Supreme court support schemers or real American inventors? Facebook's case dangles on a doctored interrogatory. Eighteen (18) areas of question shout for attention, Dec. 27, 2012
3. Two Policy Changes That Will Make America More Democratic (and less contentious), Dec. 21, 2012

## OUR MISSION

American citizens must fight abuse of the constitutional right for authors and inventors to enjoy the fruits of their inventions, as a matter of matter of basic property rights and sound public policy. Otherwise, instead of innovation, creativity, genius, ideas, vision, courage, entrepreneurship, respect, property, rejuvenation, morals, ethics, values, renewal, truth, facts, rights, privacy, solutions and judicial faithfulness,

*... our society and economy will be dragged down (and eventually destroyed) by copying, infringement, thievery, counterfeiting, hacking, greed, misinformation, exploitation, abuse, waste, disrespect, falsity, corruption, bribery, coercion, intimidation, doublespeak, misconduct, lies, deception, attorney dark arts, destruction, confusion, dishonesty, judicial chicanery and lawlessness.*

If we do not speak up, impeach derelict judges and imprison corrupt attorneys, we cannot possibly hope to start fixing the current ills in our society. Without justice and respect for private property, democracy has no sure foundation.

## CURRENT EDITORIAL FOCUS

We are an opinion blog that advocates for strong intellectual property rights. We welcome commenters and contributors. The *Leader v. Facebook* patent infringement case first came to our attention after learning that the trial judge, Leonard P. Stark, U.S. District Court of Delaware, ignored his jury's admission that they had no evidence to support their on-sale bar verdict, but the judge supported it anyway.

The judicial misconduct has deteriorated

[4] **CHOPRA + KAPPOS TOGETHER AT THE WHITE HOUSE.** "What You Missed: Open for Questions on the America Invents Act" by Kori Schulman. The White House, Sep. 19, 2011 <<http://www.whitehouse.gov/blog/2011/09/19/what-you-missed-open-questions-america-invents-act>>; See also "Open for Questions: America Invents Act" - interview with CTO Aneesh Chopra and USPTO Director Dave Kappos. The White House, Sep. 16, 2011 <[http://youtu.be/RvgB8-\\_WkJg](http://youtu.be/RvgB8-_WkJg)>.

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from there, replete with two of the three judges on the Federal Circuit appeal panel, Judges Alan D. Lourie and Kimberly A. Moore, holding Facebook stock that they did not disclose to the litigants, and later tried to excuse through a quick motion slipped in at the last minute by the Clerk of Court, Jan Horbaly, and his close friends at The Federal Circuit Bar Association. (The DC Bar subsequently revealed that Mr. Horbaly is not licensed to practice law in Washington D.C.)

The judges ignored shocking new evidence that Mark Zuckerberg withheld 28 hard drives of 2003-2004 evidence from Leader Technologies that could prove actual theft (and therefore claims even more serious than infringement). In addition, Facebook's appeal attorney, Thomas G. Hungar of Gibson Dunn LLP, has close personal ties to just about every judicial player in this story. The misconduct appears to reach into the U.S. Patent Office through abuse of the reexamination process by Facebook. We will stay focused on *Leader v. Facebook* until justice is served, but we also welcome news and analysis of intellectual property abuse in other cases as well.

## WELCOME TO DONNA KLINE NOW! READERS!



AFI has been supporting Donna and is now picking up the main *Leader v. Facebook* coverage (she will continue coverage as well).

**Anonymous Posts Are Welcomed!** Blogger has more posting constraints than Donna's WordPress, but we will continue to welcome anonymous posts. Simply send us an email at [amer4innov@gmail.com](mailto:amer4innov@gmail.com) with your post. Once the moderator verifies that your email address is real, your comment will be posted using your real name or handle, whatever you wish, like John Smith or Tex.

## BLOG ARCHIVE

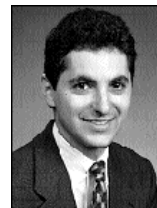
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## CODE OF CONDUCT FOR U.S. JUDGES

"CANON 2: A JUDGE SHOULD AVOID IMPROPRIETY AND THE APPEARANCE OF IMPROPRIETY IN ALL ACTIVITIES"

## GALLERY OF JUDICIAL MISCONDUCT



**Judge Leonard P. Stark**, U.S. District Court of Delaware, trial judge in *Leader Techs, Inc. v. Facebook, Inc.*, 770 F. Supp. 2d 686 (D.Del. 2011). Judge Stark heard his jury foreman admit that the jury made the on-sale bar decision *without any evidence other than speculation*, and yet he supported that verdict anyway. Just months before trial, Judge Stark allowed Facebook to add the on-sale bar claim after the close of all fact

discovery and blocked Leader from preparing its defenses to this new claim. Judge Stark allowed the claims despite Leader's prophetic argument that the action would confuse the jury and prejudice Leader. (Read Leader's May 20, 2010 motion here.) He also permitted the jury to ignore the *Pfaff v. Wells Electronics, Inc.* test for on-sale bar, even after instructing the jury to use it. (See that Jury Instruction No. 4.7 here.) He also contradicted his own instruction to Leader to answer Interrogatory No. 9 in the present tense (2009), then permitted the jury to interpret it as a 2002 admission as well. [See his Sep. 14, 2009 Order](#). Facebook's entire on-sale bar case is based upon this interrogatory. (*Editorial: Hardly sufficient to meet the "heavy burden" of the clear and convincing evidence standard.*)



**Judge Alan D. Lourie**, U.S. Court of Appeals for the Federal Circuit, panel judge in *Leader Techs v. Facebook, Inc.*, 678 F.3d 1300 (Fed. Cir. 2012). Judge Lourie stood to benefit financially from undisclosed holdings in Facebook. See analysis of Judge Lourie's T. Rowe Price holdings re. the Facebook IPO.

Judge Lourie also failed to apply his own law-test in *Group One v. Hallmark Cards* to the evidence. After debunking all of Facebook's evidence on appeal, Judge Lourie created new argument in the secrecy of chambers to support Facebook and prevent the on-sale bar verdict from being overturned—a clear breach of constitutional due process.



**Judge Kimberly A. Moore**, U.S. Court of Appeals for the Federal Circuit, panel judge in *Leader*

*Techs v. Facebook, Inc.*, 678 F.3d 1300 (Fed. Cir. 2012). Judge Moore stood to benefit financially from undisclosed holdings in Facebook. See disclosure of substantial holdings in Facebook and Facebook-related stocks. Judge Moore failed to follow the long-held precedent for testing on-sale bar evidence in *Pfaff v. Wells*



*Electronics, Inc.*—an evident and intentional omission coming from a former patent law professor. After debunking all of Facebook's evidence on appeal, Judge Moore created new argument in the secrecy of chambers to support Facebook and prevent the on-sale bar verdict from being overturned—a clear breach of constitutional due process.



**Judge Evan J. Wallach**, U.S. Court of Appeals for the Federal Circuit, member of the three-judge panel in *Leader Techs v. Facebook, Inc.*, 678 F.3d 1300 (Fed. Cir. 2012). Judge Wallach is not a patent attorney. This begs the question as to why a judge with no knowledge of patent law was assigned to the case. Would anyone ask a dentist to perform brain surgery? The Federal Circuit was specially formed to appoint patent-knowledgeable judges to patent cases. There is no evidence so far in the judicial disclosures that Judge Wallach holds stock in Facebook, although when he was asked on a motion to disclose potential Facebook holdings and other conflicts of interest, he refused along with the other judges. See Motion to Disclose Conflicts of Interest.

Judge Wallach continued in silence even after Clerk of Court



Horbaly failed to provide him with Dr. Lakshmi Arunachalam's motions (according to his Federal Circuit staffer Valeri White), and yet the Clerk signed an order regarding that motion on Judge Wallach's behalf. See a full analysis of these events at Donna Kline Now! Judge Wallach also failed to police his court's violation of Leader's Fifth and 14th Amendment constitutional right to due process when he participated in the fabrication of new arguments and evidence for Facebook in the secrecy of judge's chambers after



he had just invalidated Facebook's sole remaining item of evidence (using disbelieved testimony as ostensible evidence of an opposite). Judge Wallach also failed to police his court when he failed to apply the Supreme Court's *Pfaff v. Wells Electronics, Inc.* test for on-sale bar evidence, which included even the Federal Circuit's own *Group One v. Hallmark Cards, Inc.* test—a test which Judge Lourie should have advised Judge Wallach to follow since Judge Lourie *helped write* that opinion. [Group One test omission analysis.](#)



**Clerk of Court Jan Horbaly**, U.S. Court of Appeals for the Federal Circuit, clerk who signed all the opinions in *Leader Techs v. Facebook, Inc.*, 678 F.3d 1300 (Fed. Cir. 2012). Clerk Horbaly and his staff obfuscated when the court's ruling was challenged by an *amicus curiae* brief revealing clear mistakes of law and new evidence. See analysis of the misconduct and misrepresentations within the Federal Circuit Clerk of Court in *Leader v. Facebook*. Mr. Horbaly failed to disclose his conflicts of interest and close associations with numerous Facebook attorneys and law firms, as well as his close association with one of Facebook's largest shareholders, Microsoft, who is a Director of The Federal Circuit Bar Association where Mr. Horbaly is an ex officio officer. Additionally, the DC Bar revealed in a written statement that Clerk Horbaly is not licensed to practice law in the District of Columbia. [Editorial: What does that make the Federal Circuit with its location within in a stone's throw of the White House? A self-governing state?]



**Judge Randall R. Rader**, U.S.

Court of Appeals for the Federal Circuit, chief judge responsible for the (mis)conduct of his judges and Clerk of Court in *Leader Techs v. Facebook, Inc.*, 678 F.3d 1300 (Fed. Cir. 2012). Judge Rader failed to manage his court resulting in a likely situation where his judges never even received briefs that they allegedly ruled on in favor of Facebook. Judge Rader also failed



to disclose his conflicting relationships with a Leader principle

with whom he may have had deep professional differences during his time at the Senate Judiciary Committee—his former professor of law at George Washington University Law Center, former Leader director Professor James P. Chandler. See analysis of Judge Rader's undisclosed conflicts of interest in *Leader v. Facebook*.

Judge Rader also did not stop his



judges from creating new arguments and evidence for

Facebook in the secrecy of chambers—after they had debunked all of Facebook's evidence on appeal, which is a clear breach of constitutional due process.

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Click here to view a Federal Circuit *Leader v. Facebook* Conflicts of Interest Map.

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See "Cover-up In Process At The Federal Circuit?" *Donna Kline Now!* Sep. 17, 2012.

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*Leader v. Facebook* Legal Research Links

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## NOTICE: Opinion

This is an opinion blog. Any information contained or linked herein should be independently verified and should be considered the sole opinion of the writer. Free Speech and Freedom of the Press are protected by the First Amendment of the U.S. Constitution and other local, state, national and international laws. Therefore, as with all opinion, such opinion should not be relied upon without independent verification.

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## AFI LOGO (with text)



AFI LOGO (no text)



## CORRUPTION WATCH LIST

### Faces of the Facebook

**Corruption (PDF):** Here is the cast of characters in *Leader v. Facebook*. We encourage you to report their corrupt activities to this site and others, like Lawless America. Feel free to communicate anonymously in any way in which you are most comfortable. The attempt of these people and their organizations to corrupt American justice and commerce cannot be tolerated. Vigilance. We will expose them. See Congressional Briefings.

#### A. Facebook's law firms:

1. **Fenwick & West LLP** (Facebook securities and patent law firm; former Leader Technologies counsel; attempted an appearance in *Leader v. Facebook*; did not seek conflicts waiver from Leader prior to representing Facebook)
2. **Cooley Godward LLP** (Facebook law firm in *Leader v. Facebook*; McBee Strategic energy stimulus partner; Obama Justice Dept. advisor; former employer to patent judges)
3. **Blank & Rome LLP** (Facebook law firm in *Leader v. Facebook*; former employer to patent judges)
4. **White & Case LLP** (Facebook

- law firm in *Leader v. Facebook*; undisclosed former employer to Patent Office Freedom of Information Act (FOIA) officer involved in *Leader v. Facebook*)
5. **Gibson Dunn LLP** (Facebook law firm in *Leader v. Facebook*; undisclosed counsel to the Federal Circuit; undisclosed protégé of Chief Justice John Roberts, Jr.; undisclosed former employer to Preetinder ("Preet") Bharara, U.S. Attorney currently persecuting Paul Ceglia in *U.S. v. Ceglia* (*Ceglia v. Zuckerberg*))
  6. **Orrick Herrington LLP** (longtime Facebook law firm and destroyer of evidence for the cabal in *Winklevoss v. Zuckerberg* and *ConnectU v. Facebook*)
  7. **Weil Gotshal LLP** (Federal Circuit counsel in *Leader v. Facebook*; Judge Kimberly A. Moore's undisclosed former client)
  8. **Latham & Watkins LLP** (Facebook Director James W. Breyer's counsel; Judge Kimberly A. Moore's husband, Matthew J. Moore's new law firm)
  9. **Federal Circuit Bar Association** ("FCBA") (Federal Circuit's bar association; second largest in the U.S.; Facebook's law firms exert much influence in its policy and activity, incl. Fenwick & West LLP, Gibson Dunn LLP, Orrick Herrington LLP, Weil Gotshal LLP; Facebook's large shareholder, Microsoft, is a director; Federal Circuit Clerk of Court Jan Horbaly is an officer; FCBA made an appearance in *Leader v. Facebook* to oppose the *amicus curiae* (friend of the court) motion of Dr. Lakshmi Arunachalam, former Director of Network Architecture at Sun Microsystems, in favor of Leader Technologies and objecting to the evident conflicts of interest within the court itself, her motion was denied, the judges refused to disclose their conflicts which we now know include Facebook and Microsoft stocks)
  10. **DC Bar Association**
  11. **Perkins Coie LLP** (Facebook's "rapid response enforcement team;" law firm for Obama's chief counsels, the husband and wife team of Robert F. Bauer and Anita B. Dunn; Bauer was identified on Aug. 1, 2013 as having directed the IRS targeting of the Tea Party)
  12. **Stroz Friedberg** (Facebook's "forensic expert" who manipulated the data in *Paul Ceglia v. Mark Zuckerberg*, and who first revealed the existence of 28 Zuckerberg hard drives and Harvard emails that they told Leader Technologies in 2009 were "lost")

## B. Facebook attorneys & cooperating judges:

13. **Gordon K. Davidson** (Fenwick; Facebook's securities and patent

- attorney; Leader Technologies' former attorney)
14. **Christopher P. King** (sometimes Christopher-Charles King, Fenwick)
  15. **Theodore B. Olson** (Gibson Dunn)
  16. **Thomas G. Hungar** (Gibson Dunn)
  17. **Eric H. Holder, Jr.** (Attorney General, U.S. Dept. of Justice)
  18. **James Cole** (Deputy Attorney General, U.S. Dept. of Justice)
  19. **Tony West** (Associate Attorney General, U.S. Dept. of Justice; 2008 Obama California Campaign Manager)
  20. **Robert F. Bauer** (Obama Attorney; White House Chief Counsel; directed IRS targeting of the Tea Party; formerly and currently employed by Perkins Coie LLP, Facebook's "rapid response enforcement team;" spouse is Anita B. Dunn)
  21. **Anita B. Dunn** (Obama Attorney; White House Chief Counsel; husband Robert F. Bauer directed IRS targeting of the Tea Party, formerly employed by Perkins Coie LLP, Facebook's "rapid response enforcement team")
  22. **Joseph P. Cutler** (Perkins Coie)
  23. **David P. Chiappetta** (Perkins Coie)
  24. **James R. McCullagh** (Perkins Coie)
  25. **Ramsey M. Al-Salam** (Perkins Coie)
  26. **Grant E. Kinsel** (Perkins Coie)
  27. **Reeve T. Bull** (Gibson Dunn)
  28. **Heidi Keefe** (Cooley)
  29. **Michael G. Rhodes** (Cooley; Tesla Motors)
  30. **Elizabeth Stameshkin** (Cooley)
  31. **Donald K. Stern** (Cooley; Justice Dept. advisor)
  32. **Mark R. Weinstein** (Cooley)
  33. **Jeffrey Norberg** (Cooley)
  34. **Ronald Lemieux** (Cooley)
  35. **Craig W. Clark** (Blank Rome)
  36. **Tom Amis** (Cooley / McBee Strategic)
  37. **Erich Veitenheimer** (Cooley / McBee Strategic)
  38. **Roel Campos** (Cooley; former Commissioner of the U.S. Securities & Exchange Commission at the time of the infamous Facebook 12(g) exemption)
  39. **Lisa T. Simpson** (Orrick)
  40. **Samuel O'Rourke** (Facebook; Cooley-directed)
  41. **Theodore W. Ulyot** (Facebook; Cooley-directed)
  42. **Amber H. Rover, aka Amber L. Hagy aka Amber Hatfield** (Weil Gotshal LLP; Judge Kimberly A. Moore's former client)

43. **Edward R. Reines** (Weil Gotschal)
44. **Trish Harris** (DC Bar Association)
45. **Elizabeth A. Herman** (DC Bar Association)
46. **Elizabeth J. Branda** (DC Bar Association)
47. **David J. Kappos** (former Patent Office Director; former IBM chief intellectual property counsel; ordered unprecedented 3rd reexam of Leader Technologies' patent; Obama political appointee)
48. **Preetinder ("Preet") Bharara** (U.S. Attorney *Ceglia v. Zuckerberg*; formerly of Gibson & Dunn LLP; protects Zuckerberg)
49. **Thomas J. Kim** (SEC Chief Counsel)
50. **Anne Krauskopf** (SEC Special Sr. Counsel)
51. **John G. Roberts, Jr.** (Chief Justice, U.S. Supreme Court)
52. **Jan Horbaly** (Federal Circuit, Clerk of Court)
53. **Kimberly A. Moore** (Judge, Federal Circuit)
54. **Matthew J. Moore** (Latham & Watkins LLP; husband of Judge Kimberly A. Moore)
55. **Kathryn "Kathy" Ruemmler** (Latham & Watkins LLP; White House counsel)
56. **Evan J. Wallach** (Judge, Federal Circuit)
57. **Alan D. Lourie** (Judge, Federal Circuit)
58. **Randall R. Rader** (Chief Judge, Federal Circuit)
59. **Terence P. Stewart** (Federal Circuit Bar Association)
60. **Leonard P. Stark** (Judge, Delaware U.S. District Court)
61. **Richard J. Arcara** (Judge, N.Y. Western District, *Ceglia v. Holder et al*)
62. **Allen R. MacDonald** (Administrative Judge, U.S. Patent Office)
63. **Stephen C. Siu** (Administrative Judge, U.S. Patent Office)
64. **Meredith C. Petravick** (Administrative Judge, U.S. Patent Office)
65. **James C. Payne** (U.S. Patent Office)
66. **Kathryn Walsh Siehndel** (FOIA Counsel, U.S. Patent Office)

### **C. Facebook puppet masters:**

67. **President Barack Obama** (appointed Leonard P. Stark to the judge's seat in Delaware Federal District Court eight days after Stark's court allowed Facebook to get away with jury and court manipulation of an on-sale bar verdict which was attained without a single piece of hard evidence; Barack and

Michelle Obama were evidently protecting their 47 million "likes" on Facebook)

68. **Lawrence "Larry" Summers** (Harvard President who aided Zuckerberg's light-speed rise to prominence with unprecedented *Harvard Crimson* coverage; Obama bailout chief; Clinton Treasury Secretary; World Bank Chief Economist; "Special Advisor" to Marc Andreessen in Instagram; co-creator of the current Russian robber baron economy; close 20-year relationships with protégés Sheryl Sandberg & Yuri Milner; aided in recommendations that *created* the Russian robber baron economy—and Yuri Milner/DST/Asmanov's money used to purchase Facebook stock)
69. **James W. Breyer, Accel Partners LLP**; Facebook director; client of Fenwick & West LLP since the 1990's; apparently received technology from other Fenwick clients that was shuffled to Zuckerberg, incl. Leader Technologies' inventions)
70. **David Plouffe**; directed Obama's 2008 and 2012 campaigns; a self-described "statistics nerd;" likely directed the activities of the Facebook Club; employed Robert F. Bauer, Perkins Coii LLP in 2000 at the Democratic Congressional Campaign Committee
71. **McBee Strategic** (one of the main "private" arms responsible for doling out the billions in Obama "green energy" stimulus funds; partnered with Cooley Godward LLP)
72. **Mike Sheehy** (Cooley-McBee Strategic principal; former National Security Adviser to House Speaker Nancy Pelosi)
73. **Nancy Pelosi** (U.S. Congresswoman; appears to be running political cover in the House for Facebook, McBee Strategic, Cooley Godward, Fenwick & West, Breyers, etc.)
74. **Harry Reid** (U.S. Senator; Judge Evan J. Wallach patron)
75. **Thomas J. Kim** (SEC, Chief Counsel & Assoc. Director) approved Facebook's 500-shareholder exemption on Oct. 14, 2007, one day after it was submitted by Fenwick & West LLP; Facebook used this exemption to sell \$3 billion insider stock to the Russians Alisher Asmanov, Yuri Milner, DST, Digital Sky, Mail.ru which pumped Facebook's pre-IPO valuation to \$100 billion; another Harvard grad, Kim worked at Latham & Watkins LLP which was the chief lobbyist for the National Venture Capital Association in 2002-2004 whose Chairman was . . . James W. Beyer, Accel Partners LLP; in other words Breyer and Kim, both Harvard grads, were associated at the time of the Zuckerberg hacking and theft of Leader

- Technologies' software code)
76. **Ping Li** (Accel Partners, Zuckerberg handler)
  77. **Jim Swartz** (Accel Partners; Zuckerberg handler)
  78. **Sheryl K. Sandberg** (Facebook, Summers protégé; Facebook director)
  79. **Yuri Milner** (DST aka Digital Sky, Summers protégé; former Bank Menatep executive; Facebook director)
  80. **Alisher Asmanov** (DST aka Digital Sky; Goldman Sachs Moscow partner; **Russian oligarch**; Friend of the Kremlin; Became the Richest Man in Russia after the Facebook IPO)
  81. **Marc L. Andreessen** (Zuckerberg coach; client of Fenwick and Christopher P. King; Summers' sponsor during Instagram-scam; Facebook director)
  82. **Peter Thiel** (19-year old Zuckerberg coach; Pay Pal; Facebook director; CEO, Clarion Capital)
  83. **Clarion Capital** (Peter Thiel)
  84. **Reid G. Hoffman** (19-year old Zuckerberg coach; Pay Pal; LinkedIn; Facebook director)
  85. **Richard Wolpert** (Accel Partners)
  86. **Robert Ketterson** (Fidelity Ventures; Fidelity Equity Partners; Fidelity Ventures Telecommunications & Technology)
  87. **David Kilpatrick** (*Business Insider*; "The Facebook Effect"; PR cleanse-meister re. Facebook origins)
  88. **Zynga/Groupon/LinkedIn/Square/Instagram** ("Facebook Money/Credits/Bitcoin" feeder companies)
  89. **Tesla Motors** (received \$465 million in Obama stimulus funds and hired Cooley's Michael Rhodes in the seven months before the *Leader v. Facebook* trial, just before veteran Judge Joseph Farnan made the surprise announcement of his retirement, just six days after Facebook's disastrous *Markman* Hearing)
  90. **Solyndra** (received \$535 million in Obama stimulus at the recommendation of the Cooley - McBee Strategic "consulting" alliance)
  91. **BrightSource** (received \$1.6 billion in Obama stimulus at the recommendation of the Cooley - McBee Strategic "consulting" alliance)
  92. **John P. Breyer** (father of James W. Breyer; founder of IDG Capital Partners - China; coached his son on exploiting Western markets while he quietly built a venture capital business in China for the last 20 years; the real brain behind the Breyer exploitations)
  93. **IDG Capital Partners (China)** (founded by John P. Breyer, the



- father of James W. Breyer, Accel Partners; the current launderer of the tens of billions James W has fleeced from the U.S. market from the bailout, stimulus and the "pump & dump" Facebook IPO schemes)
94. **Goldman Sachs** (received US bailout funds; then invested with DST in Facebook private stock via Moscow; took Facebook public; *locked out* American investors from investing)
  95. **Morgan Stanley** (received US bailout funds; took Facebook public; probably participated in oversees purchases of Facebook private stock before IPO)
  96. **State Street Corporation** (received U.S. taxpayer bailout monies along with Goldman Sachs and Morgan Stanley; consolidating control of ATM banking networks internationally)
  97. **JP Morgan Chase** (received U.S. taxpayer bailout monies along with Goldman Sachs, Morgan Stanley and State Street Corporation)
  98. **Lloyd Blankfein** (Goldman Sachs, CEO)
  99. **Jamie Dimon** (JP Morgan Chase, CEO)
  100. **Steve Cutler** (JP Morgan Chase, General Counsel)
  101. **Rodgin Cohen** (JP Morgan Chase, Outside Counsel; Sullivan Cromwell, LLP)
  102. **U.S. Securities & Exchange Commission** (granted Fenwick & West's application on behalf of Facebook for an unprecedented exemption to the 500 shareholder rule; opened the floodgates for Goldman Sachs and Morgan Stanley to make a private market in Facebook pre-IPO insider stock; facilitated the influx of billions of dollars from "dubious" sources associated with Russian oligarchs, Alisher Asmanov and Yuri Milner, and the Kremlin; Goldman Sachs is a partner with this Moscow company, Digital Sky Technologies, aka DST, aka Mail.ru)
  103. **Jeff Markey** (McBee Strategic LLC; allied with Facebook's Cooley Godward Kronish LLP to arrange Obama's green energy funding; arranged \$1.6 billion for failed BrightSource and \$535 million for failed Solyndra)
  104. **Steve McBee** (McBee Strategic LLC; allied with Facebook's Cooley Godward Kronish LLP to arrange Obama's green energy funding; arranged \$1.6 billion for failed BrightSource and \$535 million for failed Solyndra)
  105. **Michael F. McGowan** (Stroz Friedberg; Facebook forensic expert who lied about his knowledge of the contents of the 28 Zuckerberg hard drives and Harvard Email accounts)
  106. **Bryan J. Rose** (Stroz Friedberg; Facebook forensic expert who lied

about his knowledge of the contents of the 28 Zuckerberg hard drives and Harvard Email accounts)

107. **Dr. Saul Greenberg** (Facebook's expert witness from the University of Calgary; disingenuously waived his hands and said he would be "wild guessing" about the purpose of a Java "sessionstate" import statement (even Java newbies know it is used for tracking a user while in a web session); in short, Dr. Greenberg lied to the jury, thus discrediting his testimony)
108. **Toni Townes-Whitley** (CGI Federal; Michelle Obama's 1985 Princeton classmate; CGI "donated" \$47 million to the Obama campaign; CGI won the no-bid contract to build the www.healthcare.gov Obamacare website; CGI shut off the security features on Obama's reelection donation sites to increase donations)
109. **CGI Federal** (US division of a Canadian company; Donated \$47 million to Obama's reelection, then received the no-bid contract to build the ill-fated Obamacare website; Michelle Obama's Princeton classmate, Toni Townes-Whitley, is a Senior Vice President of CGI; the website is replete with social features and links to Facebook)
110. **Kathleen Sebelius** (Obama's Secretary of Health & Human Services since 2009 responsible for \$678 million Obamacare implementation; made the decision to hire CGI Federal on a no-bid contract despite the evident conflict of interest with Michelle Obama and \$47 million in Obama campaign donations by CGI; the website is replete with social features and links to Facebook)

### **D. Facebook boy-puppets:**

111. **Mark E. Zuckerberg**
112. **Chris Hughes**
113. **Dustin Moskowitz**
114. **Eduardo Saverin**
115. **Matthew R. Cohler**
116. **Elon Musk**

### **E. Corruption Watch—Patent Office Judges:**

117. **Anderson, Gregg**
118. **Best, George**
119. **Bonilla, Jackie W.**
120. **Boucher, Patrick**
121. **Braden, Georgianna W.**
122. **Branch, Gene**
123. **Bisk, Jennifer Bresson**
124. **Bui, Hung H.**
125. **Busch, Justin**
126. **Clements, Matt**
127. **Crumbley, Kit**

128. [Droesch, Kristen](#)
129. [Elluru, Rama](#)
130. [Fitzpatrick, Michael](#)
131. [Gerstenblith, Bart A.](#)
132. [Giannetti, Thomas L.](#)
133. [Guest, Rae Lynn](#)
134. [Hastings, Karen M.](#)
135. [Hoff, Marc](#)
136. [Horner, Linda](#)
137. [Hughes, James R.](#)
138. [Hume, Larry](#)
139. [James, Housel](#)
140. [Jung, Hung J.](#)
141. [Kamholz, Scott](#)
142. [Katz, Deborah](#)
143. [Lucas, Jay](#)
144. [MacDonald, Allen R.](#) (bio unavailable) – *Leader* 3rd reexam judge
145. [Mahaney, Alexandra](#)
146. [Martin, Brett](#)
147. [McKone, Dave](#)
148. [McNamara, Brian](#)
149. [Medley, Sally](#)
150. [Moore, Bryan](#)
151. [Moore, James T](#) – *Leader* 3rd reexam judge
152. [Morgan, Jason V.](#)
153. [Morrison, John](#)
154. [Pak, Chung K.](#)
155. [Perry, Glenn J.](#)
156. [Petravick, Meredith C.](#) (bio unavailable) – *Leader* 3rd reexam judge
157. [Pettigrew, Lynne](#)
158. [Praiss, Donna](#)
159. [Quinn, Miriam](#)
160. [Reimers, Annette](#)
161. [Saindon, William](#)
162. [Scanlon, Patrick](#)
163. [Siu, Stephen C.](#) – *Leader* 3rd reexam judge
164. [Smith, James Donald](#)
165. [Smith, Neil](#)
166. [Snedden, Sheridan](#)
167. [Song, Daniel](#)
168. [Spahn, Gay Ann](#)
169. [Strauss, Mike](#)
170. [Timm, Catherine](#)
171. [White, Stacey](#)
172. [Zecher, Michael](#)

**Research Tip:** Type any name or subject in the Google search at the top of this webpage. That will show you any relevant links within the sites that we have been following and investigating in the *Leader v. Facebook* case. Vigilance everyone! American democracy is at risk.

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