

At the time I received it, and news of an attempt to seize my possessions, I was dumbfounded and didn't understand how they pulled off this \$65,000 judgment in favor of the New York State Department of Social Services. I was never aware of this nor was I in New York State and never once was I ever in a courtroom to get this judgment. That judgment is about what my house in Pennsylvania was worth at the time and it wasn't hard to figure out why they did this to me.

It was later discovered that the judgment was a complete forgery, with the "signatures" literal rubber stamps. Those responsible even tried to get it removed from court records in a cover-up but by law were unable to do so.

This is how a family court examiner in Suffolk County, New York worked with local police detectives who were looking for me to find out where I lived and to fabricate an illegal judgment against me to confiscate my grandfather's house. They abused the Family Court to cook up a weapon of mass destruction that haunts me still to this day. These are the documents and how the court examiner and others tried to cover it up over a six year period 1998 to 2004.

April 09, 1999

A letter, dated April 9, 1999 from the Suffolk County Enforcement Bureau, Hauppauge, NY, was received by me at my South Carolina residence.

Petition:

Anne Schnarwyler, having filed a petition in this court sworn to on January 06, 1999, failed to obey the order of this court, dated November 02, 1998.

Judgment:

Another judgment was made against me by Court Order, dated November 02, 1998; this time, the judgment was in the amount of \$3,000.00. It was rubber-stamped by Philip Goglas on April 06, 1999.

Note: Stapled to the April 09, 1999 judgment of \$3,000 was another Suffolk County form labeled Findings of Fact, with Docket No. F2456-98. On this form Philip Goglas penciled "Inquest" as well as penciling in: due petitioner: "\$3,000.00 PLUS M/J \$65,250.00"; plus "the cost of \$10.00". This was signed by Philip Goglas on March 29, 1999.

Note: Enough was enough. I hadn't once stepped into his court or any court in New York ever, and now this hearing examiner had been making up all of these judgements and destroying my life. I sent my objections of this intentional maliciousness and overkill through appeal by mail to the Suffolk County Court along with my factual records. Also, Goglas had tried several times to have the State revoke my NY State driver's license, which the State rejected due to the fact that my income records proved poverty level due to low-income jobs and that Suffolk County had been taking what little money we had.

Suffolk County
Child Support Enforcement Bureau
P.O. Box 18030
Hauppauge, New York 11788-8830

PLEASE DO NOT FORWARD
ADDRESS CORRECTION REQUESTED



ANNE SCHNARWYLER

*

NY

✓
JOSEPH WAIKSNIS
55A KNUTSON ST.
MEM RIV PARK-NAVAL WEAPONS STA
GOOSE CREEK SC 29445-

INFORMATION CONCERNING THE FILING OF
OBJECTIONS AND REBUTTAL IN A
PROCEEDING BEFORE A HEARING EXAMINER

You have received a copy of an order of support signed by a Hearing Examiner and a copy of the Hearing Examiner's findings of fact upon which the order is based. This order must be obeyed.

Either party has a right to file specific written objections to this order with the clerk of the court. These objections must be filed within thirty (30) days of the date the order was received in court or personally served, or, if the order was received by mail, within thirty-five (35) days of the mailing of the order. The objections then will be reviewed by a Judge of the Family Court. Even if objections are filed, the amount ordered by the Hearing Examiner must continue to be paid unless and until a Judge signs a different order.

NOTICE: Objections may NOT be filed if the order was entered upon an inquest (default due to non-appearance) or upon an agreement or stipulation. In such a case, a written motion to vacate the order must be filed with the assigned Hearing Examiner. Such a motion must comply with provisions of CPLR (Sections 2214 and 5015).

Procedure for filing objections

1. The objections must be in writing and contain the name and docket number of the case.
2. The reasons for your objections and the parts of the order objected to must be clearly stated.
3. The opposing party must be served with a copy of the objections, either in person or by mail, and an affidavit of service must be filled out. The clerk of the court will make a sample objection and affidavit form available.
4. The original of the objections and the affidavit of service must be filed with the clerk of the court within (30) days of the date the order was received in court or personally served or, if the order was received by mail, within thirty-five (35) days of the mailing of the order.
5. A transcript will not be necessary unless the Judge requires one. If so, the clerk of the court will provide information on how to obtain a duplicate copy of the recording or a transcript. The person filing objections must pay the cost for the duplicate recording or transcript.
6. Even if the Judge does not require a transcript, either party may request a duplicate recording or transcript, and the requesting party must pay the fee.
7. If an objecting party cannot afford to pay for a duplicate recording or transcript, when it is required by a Judge, the clerk of the court will provide information about the procedure for obtaining the duplicate recording or transcript without charge.
8. The party served with objections has a right to file a rebuttal. A rebuttal is an answer to the objections.

Procedure for filing a rebuttal

1. A rebuttal to objections must be in writing and contain the name and docket number of the case.
2. It must state the date the objections were received, the specific objections being answered and the reasons for the rebuttal.
3. The rebuttal must be filed with the Clerk of the Court. The opposing party must be served with a copy of the rebuttal, either in person or by mail, within thirteen (13) days after receipt of the objections, and an affidavit of service must be filled out. The Clerk of the Court will make a sample affidavit of service available.

At a term of the Family Court
of the State of New York, held
in and for the County of
SUFFOLK, at CENTRAL ISLIP,
New York, on March 29, 1999

PRESENT: PHILIP GOGLAS, ESQ.
Hearing Examiner

.....
In the Matter of a Proceeding under
Article 4 of the Family Court Act

Docket No. F-2456-98
File No.

ANNE SCHNARWYLER, Petitioner

ORDER
(Entry Money Judgment)

-against-

JOSEPH WAIKSNIS, Respondent

Soc. Sec. No.

.....
An application having been made for an order directing the entry of
judgment in the sum of \$3000.00 that being the amount of arrears having
accrued because of non-payment by JOSEPH WAIKSNIS of sums directed to be
paid by an order dated November 2, 1998, of the Family Court, County of
Suffolk together with costs and disbursements, and

The matter having duly come on to be heard before a Hearing
Examiner of this court;

NOW, after examination and inquiry into the facts and circumstances
of the case and after hearing the proofs and testimony offered in relation
thereto and upon the attached findings of fact, and the defaulting party
not having shown good cause for failure to make application for relief
from the judgment or order directing such payment prior to the accrual of
such arrears; it is therefore

ADJUDGED that JOSEPH WAIKSNIS failed to obey the order of this Court
in that JOSEPH WAIKSNIS failed to pay the sum of \$3000.00 which amount
the Court finds to be the arrears due and owing under said order;

and it is further

ORDERED that judgment be entered in favor of the Petitioner against JOSEPH WAIKSNIS in the amount of \$3000.00 together with costs and disbursements in the amount of \$10.00, for a total sum of \$3010.00, (interest will accrue at the prevailing rate of interest on judgments as provided in the Civil Practice Law and Rules).

Dated: APR 06 1999

ENTER

PHILIP GOGLAS

PHILIP GOGLAS, ESQ.
Hearing Examiner

ENTERED

ROBERT M. O'MARA

CLERK OF FAMILY COURT

DATE: APR 06 1999

BY: *MA*

DISTRIBUTION:
PETR: ANNE SCHNARWYLER
ATTY:
RESP: JOSEPH WAIKSNIS
ATTY:

SUPPORT COLLECTION UNIT



At a term of the Family Court
of the State of New York, held
in and for the County of
SUFFOLK, at CENTRAL ISLIP,
New York, on March 29, 1999

PRESENT: PHILIP GOGLAS, ESQ.
Hearing Examiner

.....
In the Matter of a Proceeding under
Article 4 of the Family Court Act

Docket No. F-2456-98
File No.

ANNE SCHNARWYLER, Petitioner

ORDER OF DISPOSITION
(Violation of Support Order)

-against-

JOSEPH WAIKSNIS, Respondent

Soc. Sec. No.

.....
NOTICE: YOUR WILLFUL FAILURE TO OBEY THIS ORDER MAY, AFTER COURT HEARING,
RESULT IN YOUR COMMITMENT TO JAIL FOR A TERM NOT TO EXCEED SIX MONTHS,
FOR CONTEMPT OF COURT.
SPECIFIC WRITTEN OBJECTIONS TO THIS ORDER MAY BE FILED WITH THIS COURT
WITHIN 30 DAYS AFTER ENTRY OF THE ORDER.

ANNE SCHNARWYLER having filed a petition in this Court sworn to on
January 6, 1999, alleging that JOSEPH WAIKSNIS failed to obey the order
of this Court dated November 2, 1998, directing payment of support for the
dependents indicated therein, and

RESPONDENT NOT having appeared before a Hearing Examiner of this
Court to answer the petition, and to show cause why the relief prayed for
in the petition should not be granted, and having been advised by the
Court of the right to counsel, and JOSEPH WAIKSNIS having denied the
allegations of the petition, and

The matter having duly come on to be heard before this Court;

NOW, after examination and inquiry into the facts and circumstances
of the case and after hearing the proofs and testimony offered in relation

thereto and upon the attached findings of fact;

ADJUDGED that JOSEPH WAIKSNIS failed to obey the order of this Court;

and it is

ORDERED that the order of support dated November 2, 1998, is hereby continued;

and it is further

ORDERED that JOSEPH WAIKSNIS, upon notice of this order, pay or cause the aforesaid amounts to be paid by income execution to the Support Collection Unit at Suffolk County SCU, PO Box 15347, Albany New York 12212-5347

ORDERED that JOSEPH WAIKSNIS provide changes of address at all times should JOSEPH WAIKSNIS move from the address last known to the Court by reporting such change to the Support Collection Unit at P.O. Box 18030, Hauppauge, NY 11788-8830, and shall further provide employer's name and address and future changes in employment status affecting compensation received including rate of compensation or loss of employment to the Support Collection Unit; and it is further

AND it is further

ORDERED that judgment be entered in favor of the Petitioner against JOSEPH WAIKSNIS in the amount of \$3000.00 together with costs and disbursements in the amount of \$10.00, for a total sum of \$3010.00;

and it is further

ORDERED that this order shall be enforceable pursuant to section 5241 or 5242 of the Civil Practice Law and Rules, or in any other manner provided by law ("Default", as defined in CPLR section 5241, means the failure to remit three payments on the date due in the full amount directed in this order, or the accumulation of arrears, including amounts arising from retroactive support, that are equal to or greater than the amount directed to be paid for one month, whichever occurs first);

and it is further

ORDERED that when the person or family to whom public assistance is being paid, no longer receives public assistance, support payment shall continue to be made to the Support Collection Unit, unless such person or family requests otherwise;

NOTE:

(1) A COURT ORDER OF SUPPORT RESULTING FROM A PROCEEDING COMMENCED BY THIS APPLICATION (PETITION) SHALL BE ADJUSTED BY THE APPLICATION OF A COST OF LIVING ADJUSTMENT AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED, UPON THE REQUEST OF ANY PARTY TO THE ORDER OR PURSUANT TO PARAGRAPH (2) BELOW, SUCH COST OF LIVING ADJUSTMENT SHALL BE ON NOTICE TO BOTH PARTIES WHO, IF THEY OBJECT TO THE COST OF LIVING ADJUSTMENT, SHALL HAVE THE RIGHT TO BE HEARD BY THE COURT AND TO PRESENT EVIDENCE WHICH THE COURT WILL CONSIDER IN ADJUSTING THE CHILD SUPPORT ORDER IN ACCORDANCE WITH SECTION FOUR HUNDRED THIRTEEN OF THE FAMILY COURT ACT, KNOWN AS THE CHILD SUPPORT STANDARDS ACT.

(2) A PARTY SEEKING SUPPORT FOR ANY CHILD(REN) RECEIVING FAMILY ASSISTANCE SHALL HAVE A CHILD SUPPORT ORDER(S) REVIEWED AND ADJUSTED AT THE DIRECTION OF THE SUPPORT COLLECTION UNIT NO EARLIER THAN TWENTY-FOUR MONTHS AFTER SUCH ORDER IS ISSUED, LAST MODIFIED OR LAST ADJUSTED BY THE SUPPORT COLLECTION UNIT, WITHOUT FURTHER APPLICATION BY ANY PARTY. ALL PARTIES WILL RECEIVE A COPY OF THE ADJUSTED ORDER.

(3) WHERE ANY PARTY FAILS TO PROVIDE, AND UPDATE UPON ANY CHANGE, THE SUPPORT COLLECTION UNIT WITH A CURRENT ADDRESS, AS REQUIRED BY SECTION FOUR HUNDRED FORTY-THREE OF THE FAMILY COURT ACT, TO WHICH AN ADJUSTED ORDER CAN BE SENT, THE SUPPORT OBLIGATION AMOUNT CONTAINED THEREIN SHALL BECOME DUE AND OWING ON THE DATE THE FIRST PAYMENT IS DUE UNDER THE TERMS OF THE ORDER OF SUPPORT WHICH WAS REVIEWED AND ADJUSTED OCCURRING ON OR AFTER THE EFFECTIVE DATE OF THE ADJUSTED ORDER, REGARDLESS OF WHETHER OR NOT THE PARTY HAS RECEIVED A COPY OF THE ADJUSTED ORDER.

ORDERED *INQUEST* VIOLATION FOUND. ORDER OF SUPPORT IS CONTINUED. ARREARS FIXED AT \$3000.00 AS OF MARCH 21, 1999, AND REDUCED TO MONEY JUDGMENT PLUS COSTS.

Dated: . APR 06 1999

ENTER

PHILIP GOGLAS

PHILIP GOGLAS, ESQ.
Hearing Examiner



ENTERED

ROBERT M. O'MARA

CLERK OF FAMILY COURT

DATE: APR 06 1999

BY: _____

DISTRIBUTION:

PETR: ANNE SCHNARWYLER

ATTY:

RESP: JOSEPH WAIKSNIS

ATTY:

SUPPORT COLLECTION UNIT

SUPPORT)
FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF SUFFOLK

In the Matter of a Proceeding for Support Under
Article 4 or 5 of the Family Court Act

DOCKET NO.

ANNE SCHNARWYLER
Petitioner

F2456-98

- against -

FINDINGS OF FACT

JOSEPH WAIKINS
Respondent

Violation of
Support Order.

INQUEST

Philip Goglas, being the Hearing Examiner to whom the issues of support in the above-entitled proceeding were referred for determination, makes the following findings of fact:

Jurisdiction over respondent's person has been established by:

- Personal service of summons with warning
- Substituted service of summons with warning
- Personal appearance in court

The respondent appeared failed to appear and testimony having been taken from petitioner respondent CSEB representative other.

A Family Court order of support exists under the above mentioned docket number. Said order was issued last amended on 11/2/98 and is currently running at a rate of \$/50 per week biweekly semi-monthly monthly. This order is allocated \$/50 for child support, \$ spousal support, \$ arrears. Respondent was previously served with this order and/or was aware of the contents of same.

Said order is still in full force and effect payable directly to the Support Collection Unit.

The last payment made on this order occurred on 00/0.

Arrears have accrued and are fixed as of 3/22/99 in the following amount: Due D.S.S. \$ due petitioner \$ 3000. plus MFT 65,250

Pursuant to the Family Court Act section 454 3(a) '...failure to pay support constitutes prima facie evidence of a willful violation...' The evidence presented establishes the respondent has complied, has not complied with the order of support. Said non-compliance is found to be non willful willful.

ADDITIONAL FINDINGS OF FACT ARE ATTACHED

PG.2

HERE TO AND MADE A PART HEREOF:

F 2456-98

The Court amends the Order of Support to \$ Per () week, () bi-weekly, () semi-monthly, () monthly. This order is allocated \$ () for support, \$ () for arrears, effective / / , () through the Support Collection Unit, () directly to the petitioner.

The court directs the entry of a money judgement for the arrears having accrued to the () petitioner, () Dept. of Social Services as of the date and in the amount of \$300 pursuant to FCA §454 2(a), §460 1(c) plus the costs of \$10.00.

The Court () orders entry of an income deduction order for enforcement pursuant to §5242 of the C.P.L.R.

The Court () orders the respondent to post an undertaking to FCA §454 2(c) and §471, with the Support Enforcement Bureau in the amount of \$

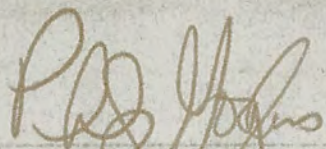
The Court () orders entry of an order of sequestration pursuant to FCA §457 and §429 of the following property:

The Court () orders payment by the respondent of counsel fees pursuant to FCA §438 and §454 3, in the amount of \$

The Court () orders respondent to participate in the ERASE Program. The matter is adjourned to / / For review of respondent's compliance.

The Court () refers this matter to a judge of this court for confirmation of the aforementioned findings of fact pursuant to FCA §439, and for disposition thereon. The undersigned recommends that

Dated: 3/29/99


PHILIP GOGLAS
HEARING EXAMINER

3
jurisdiction over respondent, respondent aware
of court order and violate petition.

He sent in tax forms and letter (Pet 1)

Respondent failed to appear and to
submit any proof showing compliance
with the court order. He is found in
wilful violation of the order because
he made no payments as directed
by Supreme Court and family court.

The order will continue and a money
judgment entered.

Dated:

3/29/99


PHILIP COCLAS
HEARING EXAMINER

June 16, 1999

Enough was enough. I hadn't once stepped into his court or any court in New York ever, and now this hearing examiner had been making up all of these judgements and destroying my life. I sent my objections of this intentional maliciousness and overkill through appeal by mail to the Suffolk County Court along with my factual records. Also, Goglas tried several times to have the State revoke my NY State driver's license, which the State rejected due to the fact that my income records proved poverty level due to low-income jobs and that Suffolk County had been taking what little money we had.

My objections to the Order of the Hearing Examiner Philip Goglas entered on April 06, 1999. On June 16, 1999, my objections were denied by the court.

Is your RETURN ADDRESS completed on the reverse side?

Write at line over top of envelope to right of the return address

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

PHILIP BOGLIAS
 P.O. BOX 18030
 HAUPPAUGE, NY
 11788-8830

4a. Article Number

2429819829

4b. Service Type

- | | |
|--|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input checked="" type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

5/6/99

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature: (Addressee or Agent)

X *John Ferraro*



Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

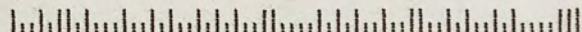
Joseph Waitkshis
55 A KNUTSON ST
GOOSE CREEK, SC 29448

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF SUFFOLK
400 CARLETON AVENUE
P.O. BOX 9076
CENTRAL ISLIP, N.Y. 11722-9076



JOSEPH WAIKSNIS
55A KNUTSON ST.
MEM RIV PARK-NAVAL WEAPONS STA
GOOSE CREEK, SC 29445-

29445-6243 03



FAMILY COURT - STATE OF NEW YORK

COUNTY OF SUFFOLK
400 CARLETON AVENUE, CENTRAL ISLIP, NEW YORK 11722

ROBERT M. O'MARA
CHIEF CLERK

ALAN BETTIS
DEPUTY CHIEF CLERK

TO: ANNE SCHNARWYLER
*
, NY

JOSEPH WAIKSNIS
55A KNUTSON ST.
MEM RIV PARK-NAVAL WEAPONS STA

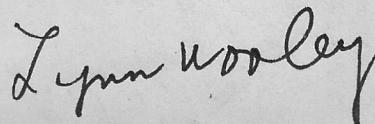
GOOSE CREEK, SC 29445-

Re: SCHNARWYLER vs. WAIKSNIS
Docket No. F-2456-98

Enclosed please find a copy of the order entered in the above matter.

The Family Court Act provides that an appeal may be taken from an order of this Court to the Appellate Division: 2nd Department. Section 1113 of the Family Court Act provides that the appeal must be taken within 30 days of receipt of the order by appellant in court, 35 days from the date of mailing by the clerk of court, or 30 days after service by a party or the law guardian upon the appellant, whichever is earliest.

Very truly yours,



Deputy Clerk

Received by _____

Received by _____

Date mailed 6-18-99

FAMILY COURT OF THE STATE OF NEW YORK
COUNTY OF SUFFOLK

ANNE SCHNARWYLER,
Petitioner,

vs

JOSEPH WAIKSNIS,
Respondent.

BY: **PETER DOUNAS**

Dated: JUN 16 1999

Docket No. F-2456-98

OCA: May 14, 1999

Objections to the order entered on April 6, 1999 of Hon. Philip Goglas, Hearing Examiner, having been filed with this Court, and said matter having come before me, the following disposition is made:


The respondent objects to the Order of the Hearing Examiner (Goglas, H.E.), entered April 6, 1999, which, after an inquest found that respondent failed to pay support pursuant to an Order of this Court dated November 2, 1998.

Based upon said finding a money judgment was entered against respondent for the sum of \$3,000.00.

The Order sought to be reviewed herein was entered upon default of the objecting party. There can be no appeal or review from an order or judgment entered upon default. See, Fishkin v. Fishkin 201 A.D.2d 202 (2nd Dept. 1994); Mitchell v. Morris, 177, A.D.2d 579 (2nd Dept. 1991). Additionally, the respondent failed to provide proof of proper service upon the petitioner .

The respondent's proper remedy herein is to move for relief pursuant to C.P.L.R. Section 5015, to set aside the default. Said motion must be made on notice to the other party. If the application is denied , an objection may then be filed with the Court. See, Wideman v. Murley, 155 A.D.2d 841 (3rd Dept. 1989).

Accordingly, the Court finds the objections are not sustainable and are therefore denied.


J. F. C.

Section 439(e) of the Family Court Act provides as follows: "The final order of a hearing examiner, after objections have been reviewed by a judge, may be appealed pursuant to article eleven of this act."

