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June 15, 2011

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(Please send questions
(or comments by e-mail
(since itinerary is fluid

Certified Mail – Return Receipt

Mr. David M. Axelrod
c/o “Obama For America”©
P.O. Box 8102
Chicago, IL 60680

Dear Mr. Axelrod:

Re: Inner-City Holocaust and America’s Apartheid “Justice” System
In Honor of Jonathan Kozol and In Memory of John Howard Griffin
The Last Chapter
President Obama’s Last Chance To Minimize Damage To Campaign

Attached for your convenience is a copy of my May 18th letter providing a “heads up” that a Petition for Certiorari would be filed with the U.S. Supreme Court by June 14th in *Karls v. The Bank of New York, et al.*, and suggesting that you may wish to recommend to the President that he –

- order the Department of Justice to file an Amicus Curiae brief to support the Petition, and
- encourage the California Senatorial/Congressional delegation to obtain Amicus Curiae briefs from the State of California and from the Cities of Los Angeles, San Francisco and Oakland.

The Petition has now been filed.

Accordingly, now would be the time to take action.

[The entire Petition is quite long – 42 pages plus 61 pages of appendices. Accordingly, it can be down-loaded, as usual, by going to www.ReadingLiberally-SaltLake.org where, if you scroll down to the third section labeled “Possible Topic for Fall 2011,” you can find it as the first item in that section.]

U.S. Supreme Court *Amicus Curiae* Briefs, to be effective, must be filed before the Supreme Court decides whether to grant the Petition for Certiorari (accept the appeal). Per U.S. Supreme Court Rule 37(2), an *Amicus* Brief filed before consideration of the Petition for Certiorari must be accompanied by a Motion For Leave To File if consent is not obtained from Defense Counsel - Peter Obstler, Esq., Bingham McCutchen LLP, Three Embarcadero Center, San Francisco, CA 94111 (Direct = 415-393-2578).

Thank you for your consideration.

Sincerely yours,

John S. Karls

Harvard Club – Box 126
27 West 44th Street
New York, NY 10036
john@johnkarls.com
May 18, 2011

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This is a “heads up” that beginning this fall, the referenced book will be made available electronically free of charge for use in ethics courses in law schools and divinity schools, and for use in undergraduate courses such as political science, sociology, ethics and philosophy. Except for the final chapter, the book has already been written and is in safe hands.

Why potential political damage to the campaign???

Because President Obama and Messrs. Emanuel, Holder and Duncan decided last year not to file an *Amicus Curiae* (“friend of the court”) brief in litigation against *Goldman Sachs, et. al.* for \$84 billion which was legally pledged to benefit the education of 10 million American inner-city children in “I Have A Dream”® or IHAD-style programs – the only type of program that features tutoring and mentoring of an entire class of inner-city children as they travel from kindergarten through high school graduation with a guarantee of college tuition and that has any significant impact on the typical single-digit inner-city high school graduation rates.

The reason why the first 179 “I Have A Dream”® programs in 51 American cities, based on the spur-of-the-moment promise to the graduating sixth graders of Harlem PS 121 in 1981 by self-made multi-billionaire Eugene Lang, consistently produced high school graduation/college matriculation rates of 60%-65% was that the tutors and mentors became de facto parents. And when the undersigned served as the volunteer treasurer of IHAD-National in the 1990’s and focused on the fact that 50% of the female “Dreamers” became pregnant and, as a practical matter, did not continue their education, his surveys disclosed (A) the females who became pregnant felt there was nobody in their lives who cared about them and they were going to create something that did, and (B) the females who did not become pregnant had been told by a de facto “parent” tutor/mentor that the “Dreamer” could make something of herself through IHAD and it “would break the heart” of the tutor/mentor if she didn’t. The IHAD programs which then had tutors/mentors stress their personal “dream” for the participants and express how deeply they cared, broke through the 90% barrier.

The Hon. Hillary R. Clinton served on the IHAD-National Board until the 1992 Iowa caucuses and the first President Bush, who raised prodigious amounts of contributions for IHAD-Boston which was sponsored by his nephew Jamie Bush and for IHAD-Houston where he resided, was fond of saying that the famous “1,000 Points of Light” portion of his 1989 Inaugural Address was inspired by IHAD.

Why “In Memory of John Howard Griffin”???

Because Griffin’s classic “Black Like Me” exposed the ugly underside of American society. That ugliness currently manifests itself, inter alia, in a notorious judicial practice to specify that certain opinions cannot be

cited or published – which is a handy method of destroying minority rights with opinions that are known to be diametrically opposed to well-settled law in cases in which the media, politicians, etc., show no interest.

This was true last year in *Goldman Sachs, et. al.*, as explained at greater length in the enclosed copy of the letter being sent simultaneously to the President and 20 other governmental officials.

It is also true in this year's litigation in *Bank of New York, et. al.*, which presents a chance for partial redemption for the President and the 20 other prominent governmental officials, and for the 43 new-media superstars who are also being sent another letter, a generic copy of which is also enclosed.

Why “In Honor of Jonathan Kozol”???

Because he has been trying to call attention in his award-winning books over five decades to the fact that America has created a permanent underclass, for example –

The Shame of the Nation: The Restoration of Apartheid Schooling in America (2005)
Ordinary Resurrections: Children in the Years of Hope (2001)
Amazing Grace: The Lives of Children and the Conscience of a Nation (1995)
Savage Inequalities: Children in America's Schools (1991)
Rachel and Her Children (1988)
Illiterate America (1985)
The Night is Dark and I Am Far From Home: Political Indictment of US Public Schools (1975)
Death at an Early Age (1967)

Two facts about which I can testify personally should break your heart. Although universal, they concerned IHAD-Stamford CT which I sponsored (contributing the scholarship endowment fund for the first class of 65 and raising the contributions for the scholarship-endowment funds for the next two classes totaling 135) –

- Our first brochure soliciting volunteers to tutor and mentor featured “kid art” illustrating the “dreams” of the Sunday School kindergarten class of the Baptist Church across the street from our first public-housing project – brilliant eye-catching drawings of teachers, chefs, pilots, fire fighters, doctors, etc. We were severely criticized by the housing-project residents!!! Why??? Because every drawing depicted a white person!!! But when we re-checked the universe of all of the drawings from which the selection had been made, every drawing had depicted solely white people!!! At the age of five, those children already knew they were ineligible for their dreams!!!
- Our first Project Coordinator (the “mother hen” who keeps her finger “on the pulse” of each Dreamer and, typically, the only paid staff person for each class other than its computer-lab supervisor) was Valerie Purdie – purposely selected because of her background as someone familiar with public-housing projects who became a four-year starter on Columbia U's womens' basketball team. We thought she would be a “pied piper” because basketball is so important for kids in the projects, and indeed she was. What we had not anticipated was her “street smarts” – identifying the first day on the job all of the pushers hanging around the project and challenging each to one-on-one basketball!!! The stakes??? They would not recruit her “Dreamers” as runners if she won!!! [I don't know what she promised if she lost, but she didn't and none of the pushers minded because all of them lost and why not, since she had started 4 years for Columbia!!! – besides there were other kids in the project to recruit as runners!!!] *The reason why this should break your heart = the only realistic career hope for the housing-project kindergartners who know they are NOT eligible for their real “dreams” is runner graduating to pusher or runner's girl friend graduating to whore!!!*

And why should either of these two items be a surprise???

The typical inner-city conditions in which those IHAD programs operated featured:

- 99% of the “Dreamers” coming from single-adult households,
- 95% of total Dreamer households headed by a single adult who was a drug addict, and
- 75%-80% of total Dreamer households headed by a single-adult drug addict who turned any receipts over to the pusher so that the kids had to steal just in order to eat.

The Fateful Choice President Obama Made Regarding Priorities

Identical-twin studies, the “gold standard” for distinguishing between environmental and genetic influences, routinely show that inner-city identical twins orphaned before age 12 months with one adopted by a suburban family and the other raised in the inner city – result in the “suburban” identical twin developing by adulthood a measured IQ equal to the average suburban measured IQ and the “inner city” identical twin developing by adulthood a measured IQ equal to the average inner-city measured IQ.

Obviously, there is no excuse for America’s creating and perpetuating an “untouchable caste” other than indifference and prejudice. And no excuse for perpetrating and perpetuating the cruel myth that America is the land of opportunity.

We have known since the 1980’s that the only solution is IHAD or IHAD-style programs that provide surrogate parents. In this regard –

- Studies routinely show that such things as “early intervention” programs, incentive pay for teachers, short-term mentoring/tutoring, etc., etc., have no significant long-term impact.
- Vouchers and charter schools are not a solution because, in simple terms, they merely save the rare inner-city child who has a motivated parent and leave behind the condemned masses of children.

Accordingly, I would criticize the President for allocating the \$5 billion for the “race to the top” study of what has already been studied to death!!! While tackling universal healthcare instead, which might wind up being his greatest legacy if he is not reelected and which we did NOT need an inner-city “community organizer” to champion. After all, several Presidents of both parties have championed universal health care over the last half century and, indeed, two of the leading (at the moment) Republican presidential candidates (Messrs. Romney and Gingrich) have also championed universal health care.

Better for the inner-city “community organizer” to have transformed the inner cities with universal IHAD or IHAD-style programs featuring surrogate parents. And then provided in his second term a better social net (including healthcare) for those few who weren’t able to succeed with surrogate parents.

The President’s Chance for Partial Redemption

In 1997, I announced to the other 178 sponsors of IHAD programs (most of whom were CEO’s of major corporations) and to 2,000 of my Ernst & Young partners that I was taking early retirement as Senior International Tax Partner (Technical) of Ernst & Young International to become an investment banker who would invent trade secrets whose value would be pledged in legally-binding fashion to funding additional IHAD or IHAD-style programs, hopefully to the scale required to solve the nation’s permanent-underclass problem.

Barclays Capital Ltd. and its parent Barclays Bank PLC have admitted in unprivileged communications that they were so morally bankrupt that they stole one of my trade secrets even though they knew full well that they were effectively stealing from the futures of American inner-city children.

Barclays used the trade secret to implement deals with 16 large international financial institutions which have been sued, including *Goldman Sachs, et. al.*, and *Bank of New York, et. al.*, as mentioned above. The best estimates are \$84 billion and the lives of 10 million inner-city children at stake, though the numbers could be much larger.

The President’s chance for partial redemption would be to order the Justice Department to file an *Amicus Curiae* brief in the *Bank of New York* litigation, as described in the enclosed generic copy of a letter being sent to him and 20 other governmental officials as well as copied to 43 American news-media superstars.

Why The Book Title = “Inner-City Holocaust and America’s Apartheid ‘Justice’ System”???

Above it was mentioned that the ugly underside of American society exposed by Griffin and Kozol currently manifests itself, inter alia, in a notorious judicial practice of specifying that certain opinions cannot be cited or published – which is a handy method of destroying minority rights with opinions that are known to be diametrically opposed to well-settled law in cases in which the media, politicians, etc., show no interest.

Indeed, in the enclosed generic copy of my most recent report to the 51 inner-city clergy from Los Angeles, San Francisco and Oakland CA, this practice was described as a “segregated toilet” down which the rights of the 10 million inner-city children are being flushed.

Is this description unwarranted???

Counsel for the Defendant *Bank of New York* admitted in oral argument before the California Court of Appeal (First District) that its position was diametrically opposed to well-settled law including three recent cases of the Court of Appeal (not only the First District but also two other Districts). Nevertheless –

- The Court of Appeal, in a “segregated toilet” unpublished and uncitable opinion, “walked back that dog” and held that the position of *Bank of New York* was correct; and
- In its final brief which opposed the California Supreme Court’s accepting an appeal, the *Bank of New York* actually had the gall to argue that the 10 million inner-city children are NOT entitled to the same legal treatment as first-class American citizens in general and, in particular, heirs of Holocaust victims whose fine art was stolen by the Nazis who are then permitted to recover the art or its value (each heir’s choice which) from the current “owner” of the art even if the current “owner” was unaware of the Nazi theft – because the inner-city children are allegedly not facing a Holocaust!!!

The reply brief did not stoop to the level of the opposition brief of the *Bank of New York* by pointing out that (1) most heirs of Holocaust victims were not themselves victims of a Holocaust, or (2) other American citizens are not required to show that they are Holocaust victims in order to receive the “equal protection of the law” that is routinely accorded first-class American citizens. Instead, the reply brief pointed out that American inner-city children do indeed face a kind of Holocaust –

- when the overwhelming majority are forced to steal just in order to eat because the single-adult heading the household is a drug addict;
- when the “land of opportunity” condemns them to classrooms in which the overwhelming majority of students also come from single-adult households headed by drug addicts so the possibility of a “normal learning environment” is nothing more than a forlorn pipe dream; and
- when the life of misery to which they are condemned is literally a “fate worse than death”!!!

Why “Inner-City Holocaust” Will Be Published Next Fall No Matter What

For my part, some of the enclosures mention that during the summer of 1966 following my second year of law school, I served on the first U.S. governmental task force formed to dismantle the de jure dual-school systems of the 17 states of the old Confederacy (this was only 2 years after the Civil Rights Act of 1964 and 2 years before the assassinations of the Rev. Dr. Martin Luther King and Senator Robert Kennedy). Although our teams were based in Washington, each team spent 50% of its time in the state to which it was assigned.

And those enclosures also mention that during one of those trips to Bertie County, North Carolina, even though we took the precaution of staying at least 15-20 miles from the community with which we were working, I was tracked the 15-20 miles to a public restaurant for the purpose of beating me to death. The State Police arrived on the scene within 2-3 minutes and, according to them, saved my life as a “by product” since they had actually been called by the proprietor to save the premises!!!

Why do I mention this???

Because I often wish I had been assassinated in 1966 and never lived to see the depths to which our society has sunk!!!

Thankfully, I am 69 and will not have to suffer the pain of witnessing our society’s degradation much longer!!!

Which helps to explain why “Inner-City Holocaust” will be published next fall following the U.S. Supreme Court’s decision whether to accept an appeal in the *Bank of New York* litigation regardless of the actions of the 21 governmental officials, the 43 American news-media superstars and the nine members of the U.S.

Supreme Court = America should not have to wait in vain another half century of witnessing the failure of Jonathan Kozol's and John Howard Griffin's issue to be placed on the national agenda for consideration.

However, please don't think for a moment that I don't wish the President well in his reelection campaign. Or that I don't wish him the courage of a "community organizer" to tackle in a second term the problem of providing surrogate parents for all of our inner-city children so that America truly becomes a "land of opportunity" – even for the children in its "untouchable caste"!!!

Thank you for your consideration.

Sincerely yours,

John S. Karls
JD, Harvard Law School, 1967
Who's Who in American Law, 1988-2003
Who's Who in America, 1988-2003
Who's Who in the World, 1994-2003

cc: 21 Governmental Officials
43 News-Media Superstars
51 Inner-City Clergy From Los Angeles, San Francisco and Oakland CA
U.S. Senator Christopher A. Coons