

**EXHIBIT 11**

**Infante & Perez Almillano**

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**Criminal Complaint is  
added hereto**

Complaint against **RICHARD SAM LEHMAN**  
for extortion, defamation and slander, to the  
detriment of **HECTOR ERNESTO INFANTE**.

**HONORABLE FOURTEENTH PROSECUTOR IN AND FOR THE FIRST JUDICIAL  
CIRCUIT OF PANAMA:**

**INFANTE & PEREZ ALMILLANO**, whose personal information is evidenced in the foregoing power of attorney, respectfully appear before you by virtue of the power of attorney granted by **HECTOR E. INFANTE**, whose personal information is also on record in the power of attorney in the file of the preliminary investigation on **RICHARD SAM LEHMAN** for defamation and slander, for purposes of formally adding a **Complaint** for extortion, defamation and slander, and wherefor we move that, subsequent to the investigation of the facts, the pertinent penalty be imposed on the defendant.

**I. DATE AND PLACE OF THE ACT:**

The defamation and slander offenses were repetitive on April 13, 2007 and May 4, 2007, in depositions given by **RICHARD SAM LEHMAN** at the Circuit Court of the Fifteenth Judicial Circuit in Palm Beach County, Florida, United States of America; which were reiterated in emails on a subsequent date.

The extortion materialized between August 20 and 21, 2007, in two letters, one of these having been sent directly to **HILDA PIZA LUCOM**.

**II. CRIMINAL DEFENDANT:**

Is **RICHARD SAM LEHMAN**, a male, a U.S. citizen, of legal age, United States passport No. 155423307, who may be located at 2600 N. Military Trail, Suite 270, Boca Raton, Florida, State of Florida 33431, United States of America.

**III. PLAINTIFF:**

Is Attorney **HECTOR E. INFANTE**, a male, a Panamanian, of legal age, personal identity card No. 8-211-2657, represented by **INFANTE & PEREZ ALMILLANO**, who can both be located at Calle 50, Edificio St. Georges Bank and Trust Company, Floor 14, Panama, telephone number 322-2121, fax 32-2212.

**THE COMPLAINT IS BASED ON THE FOLLOWING FACTS AND REASONS:**

**FIRST:** On April 13, 2007, **RICHARD SAM LEHMAN** made defamatory and slanderous statements against our principal in a motion for removal of the Executor of the Estate of **WILSON CHARLES LUCOM (R.I.P.)**, in process before the Circuit Court of the Fifteenth Judicial Circuit

[Illegible initials]

in Palm Beach County, Florida, United States of America, a proceeding wherein Attorney **HECTOR ERNESTO INFANTE** is not a party.

**SECOND:** Defendant **RICHARD SAM LEHMAN**, in an email dated May 4, 2007, sent Attorney **HECTOR ERNESTO INFANTE** a Spanish translation of his defamatory and slanderous statements. The referenced email was sent with the evident and premeditated purpose of provoking, harming and defaming our principal. We can reliably back this statement with the contents of the message, which literally states:

**"Dear Hector:**

***Your attorney in Florida was very helpful by asking me to tell everything I have come to know about you during this case.***

***I thought (sic) it was important to be able to include this statement (sic) so that it will be in the public records in Florida.***

***Please note the descriptions regarding which I had no choice (sic) other than to tell the truth.***

- 1) Please note Page 83, Line (sic) 21 through Page 88, Line (sic) 25;**
- 2) Please note Page 97, Line (sic) through Page 100, Line (sic) 3;**
- 3) Please note Page 101, Line (sic) 8 through Page 102, Line (sic) 8.**

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**THIRD:** Upon reviewing the message written by **RICHARD SAM LEHMAN** in the aforementioned email, we verified the same intention to offend our principal by specifically "inviting" him to read the sentences in which he had the nerve to offend him and accuse him of

[Illegible initials]

criminal conduct; thereby also to the detriment of his honor, decorum, the reputation and image others could have of Atty. **HECTOR ERNESTO INFANTE**. Hereinafter we transcribe the pertinent extracts of **RICHARD SAM LEHMAN'S** defamatory and slanderous statements:

*Abbreviations*

*Q. = Question RSL = Richard Sam Lehman*

**Q.** *Did you enter into any type of negotiation with Hector Infante?*

**RSL:** *YES.*

**Q.** *Where did this negotiation take place?*

**RSL:** *The same took place – it happened in two places.*

*We had a prenegotiation in his office. I told him that since his office was wired, I was not going to negotiate with him.*

*Okay.*

*But we did discuss laws in his office.*

**Q.** *How do you know his office is wired?*

**RSL:** *I've heard it from almost all of the attorneys with whom I have spoken in Panama. **I know he represents drug traffickers. That's where he makes his money. He advertises in Colombian newspapers to represent drug traffickers.***

**Q.** *Who told you his office was wired?*

**RSL:** *My God, as I told you, talk to any decent attorney in Panama who knows him. **There are so many I can't remember all of them.***

**Q.** *Can you mention any?*

**RSL:** *Yes. Well, Chris Ruddy told me and Chris Ruddy told me incorrectly that his attorney Gabriel Castro had told him so. David Mizrachi told Chris. David Mizrachi was Chris' attorney. He told me it was wired. **Honestly, I'll tell you that I can't recall all the names** because I've gone through at least 35 attorneys thus far. At least four attorneys have told me that his office is wired.*

**Q.** *How do they know that?*

**RSL:** *I haven't asked that. But if you will allow me to show you the my detectives' report regarding how **perverted and mediocre** he is, perhaps you will want to see the contents if you wish to do your own due diligence on this guy. You could do your own inquiry and see.*

[Illegible initials]

*Q. What else have these attorneys told you about Hector Infante?*

*RSL: They told me that his **modus operandi was threats, extortion and bribes. That he is known in the bar association for those characteristics.** They told me that he made money through his political relationship with a prosecutor with whom he agreed that any drug money that was to be released, the prosecutor would contact him to represent it. I heard they all became rich with that. Okay. That's what I've heard. **They've also told me he throws parties on ships in Cuba and in Panama. Okay, homosexual parties.** Okay. What else have I heard about Hector? I heard he **threatened journalists' lives** in his attempt to hide the fact of – this was on the internet. Some of his attorneys were caught at a party where drugs were being used and where a woman was murdered, and **Hector Infante had to hide that and threatened the lives of a couple of journalists.** Okay. They also told me that.*

*Q. Who told you that?*

*RSL: **That's on the internet.** Okay. Above and beyond the fact that some attorneys also told me. **I also found out that he had a disagreement with a partner, and that it was suddenly settled, but in the midst of that dispute the partner's grandson was suddenly kidnapped. He showed up later, after the problem was settled.** These are things I've been told. (Our highlighting)*

Page 83, Line 22-Page 86 -Line 6

**FOURTH:** From reading the false, defamatory and slanderous statements made by **RICHARD SAM LEHMAN** before the Circuit Court of the Fifteenth Judicial Circuit in Palm Beach County, Florida, there are serious accusations, defamation and offenses against Attorney **HECTOR E. INFANTE.**

The falsity of those statements can be verified with a logical, simple review thereof; inasmuch as in his answers, the declarant always attempts to circumvent the questions oriented towards revealing where he had obtained the false information, or better yet, who had told him so.

[Illegible initials]

Please note how he continues to do so in the extracts of the following statements:

*Abbreviations*

*Q. = Question RSL = Richard Sam Lehman*

**"Q. Are you sure of that?"**

**RSL: I think so. I don't want to say one hundred percent and then not be certain later.**

**Q. Who do you think it is?**

**RSL: Well -**

**Q. - you're not sure?**

**Two drug enforcement agents from Panama.**

**Q. Are you still investigating Hector Infante?**

**RSL: No.**

**Q. Where did the \$7,000.00 that were paid taken from?**

**RSL: Which \$7,000.00?**

**Q. Five thousand plus 1,500 or \$2,200 to investigate [?]. From where was James Toth paid?**

**RSL: In answering this question, I will answer in summary. It would be from the account of the Lucom Estate or from my own money, depending whether the estate account would be left without funds. So, I think the subsequent invoice was paid by me.**

**Q. So the Estate in Florida paid some bills?**

**RSL: I'm sure it paid the first invoice. The invoice for investigation. Okay.**

**Q. Where is James Toth?**

**RSL: He has a Fort Lauderdale number. I don't know.**

**Q. Was the investigation on Hector Infante in any way relevant to the Estate in Florida?**

**RSL: I think it is relevant to his entire estate. Each expense we have had to incur, okay, and which have cost me a great deal personally, I believe each of those expenses was paid to defend this will. Okay. That includes assets in Florida, assets as they are. Insofar as I am concerned, since the man who is with the other party, as you can see from all of his actions, **is a dishonest attorney and a thief. You have to fight a lot when you have a dishonest attorney and a thief against you.** Okay.**

*Page 88, Line 1 - Page 98, Line 10*

[Illegible initials]

**RSL:** As I told you, if there were any assets here that the members of the Arias family and Hector Infante could appropriate through any interpretation of the will or any other way, then they would be here **trying to suspend me. Perhaps they wouldn't try to kill me if it weren't much, but they would be trying to get rid of me and then kill me, who knows.**

**Q.** Would you have to travel to Panama? That was the question.

**RSL:** Perhaps, if there were persons in Panama who were doing all kinds of things that involve the assets there. I don't know. There are five or 10 people who are beneficiaries in Panama. So, I don't know.

**Q.** So your answer is I don't know?

**RSL:** I don't know. Correct, I don't know. (Our highlighting)

Page 101, Line 22 - Page 102, Line 13

**FIFTH:** The defendant falsely and recklessly accused our principal of allegedly committing the crime codified in Article 334 of the Criminal Code as **Corruption of Public Servants** inasmuch as **RICHARD SAM LEHMAN** was appointed and accepted the position of Executor of the estate of **WILSON C. LUCOM (R.I.P.)**. We must state that these statements constitute a restatement of the accusations the defendant has unscrupulously made by way of other proceedings.

**SIXTH:** When mentioning that the defendant continually repeats the accusations of bribery, notwithstanding there is no legal basis or evidence, we move the prosecutor who conducts the preliminary investigation as well as the Judge presiding over the case will appreciate how Attorney **HECTOR ERNESTO INFANTE** is the victim of defamation and slander perpetrated by an individual who not only has a clear intent to defame and slander, but that he also intends to be above Panamanian Law and the rights of its nationals.

[Illegible initials]



**SEVENTH:** The slander perpetrated by **RICHARD SAM LEHMAN** is aggravated by maliciously involving our principal as the person who is liable for another crime, specifically **kidnapping** (Article 188 of the Criminal Code) with regard to "one of his partner's grandsons". These slanderous statements reaffirm the defendant's own falsity and total lack of knowledge of the events that transpired, inasmuch as that case was followed very closely in Panama, where two of one of our principal's former partner's children were kidnapped (not grandchildren). It ended with the arrest, prosecution and conviction of the criminals responsible for such an abominable act.

**EIGHTH:** One must remember that both the accusation of **corruption of public servants** as well as the insinuation that our principal was involved in a **kidnapping** are serious accusations that could well bring forth an official investigation and the resulting harm to our client. Hereinbelow, we cite the pertinent regulations for the crimes:

*"Article 188. Anyone who kidnaps a person to obtain from the said person or from another money, things or legally binding documents, or any other [thing] as the price for release, in favor of the person responsible or other persons he appoints, even if the intended results fail, shall be penalized with imprisonment for 5 to 7 years."*

*"Article 331. Any public servant who, personally or through a third party, accepts promises, money or other benefits as a reward for his duties, not owing thereto, shall be penalized with imprisonment for 2 to 4 years."*

*Article 332. When the object of the conduct of a public servant, stipulated in the foregoing article, is to delay or omit an act incumbent upon his duties, or the execution of or an act contrary to his duties, the penalty shall be imprisonment from 3 to 6 years.*

*If the perpetrator of the described punishable act works at the Office of the Prosecutor or the Judiciary, and the money, gift, promise or advantage has the purpose of being detrimental to or in favor of a party in a proceeding, the penalty shall be increased by half."*

[Illegible initials]

**Article 334.** Penalties set forth in Articles 331, 332, 333 are applicable to whomever gives or promises a public servant a wrongful benefit, as the case may be. (Our highlighting)

**NINTH:** We can distinguish repeated defamatory and slanderous statements from the statements transcribed hereinabove, oriented towards harming the honor, decorum and reputation of Attorney **HECTOR ERNESTO INFANTE**. Said provocations refer to him as “perverted and mediocre”, “involved with drug trafficking”, “dishonest”, “thief” and attribute to him death threats and extortions, to the extent they create doubt as to his masculinity.

In order to somehow explain **RICHARD SAM LEHMAN’S** unworthy reasons for defaming and slandering our principal, we must specify that both represent different interests in a court proceeding in process in the Republic of Panama; and therefrom, he has made a personal enemy of our principal, making him the target of systematic, continual and personal attacks that include a large number of emails and telephone calls with offensive, degrading and threatening messages, even going as far as assuring **HECTOR ERNESTO INFANTE** in one of these, that he has decided to taken it upon himself to bring his fortune and reputation to an end.

**TENTH:** Evidently, **RICHARD SAM LEHMAN** has slandered our principal by maliciously questioning his honor and injuring the same by making reckless and false statements. Attorney **HECTOR E. INFANTE** is a renowned attorney in his field, and the statements that are today com-

[Illegible initials]

plained of could well cause him serious damages, both in his activities, as well as his professional reputation if the same were not clarified in a timely manner.

**ELEVENTH:** The defendant, falsely and without any basis whatsoever, has accused him of **corruption of public servants and kidnapping**, reasons wherefor his conduct fits the criminal offense of **defamation**.

**TWELFTH:** Likewise, the conduct of **RICHARD SAMLEHMAN** is in keeping with the criminal offense stipulated in Article 173 of the Criminal Code; that is, **slander** by harming the honor, decorum, reputation and dignity of Attorney **HECTOR E. INFANTE**, considerably detrimental to him personally and professionally.

**THIRTEENTH:** While it is true that one of the criminal acts complained of took place in the United States of America through statements made in a foreign proceeding and remitted to our principal's email addresses for the purpose of provoking; we must emphasize that Article 9 in our Criminal Code provides for the possibility of applying Panamanian criminal law for punishable acts committed abroad when these are "...perpetrated against a Panamanian or his rights."

[Illegible initials]

Inasmuch as our principal is a Panamanian national, this article unequivocally is applicable to the facts that occurred. The pertinent part of Article 9, paragraph 2 is transcribed hereinbelow:

*"Article 9. Panamanian law shall be applied for punishable acts committed abroad when:*

*1. ...*

*2. They are perpetrated against a Panamanian or his rights.*

*(...)"*

**FOURTEENTH:** On August twenty (20), 2007, **RICHARD SAM LEHMAN** had a threatening letter delivered to the offices of Attorney **HECTOR ERNESTO INFANTE**, thereby advising him of the publication of a sort of "Report", wherein all of the alleged unethical and illegal practices of our principal will be exposed.

We must warn the office of preliminary investigation that the alluded to "Report" only involves the same accusations with which the defendant has attempted to defame and slander our principal, this time camouflaged under the apparent format of an "informational brochure", that as the defendant explains in his letter, he intends to publish latest on Thursday, on a grand scale and to distribute it among Panamanian citizens/officers and United States dignitaries.

**FIFTEENTH:** Although he had indicated that the alleged report would be published on Thursday; exactly one (1) day after receiving the correspondence that was detailed in the previous paragraph, **RICHARD SAM LEHMAN** actually offered a settlement to **HILDA PIZA LUCOM**, (represent-

[Illegible initials]

ed in Panama by Attorney **HECTOR ERNESTO INFANTE**), this was handled on August twenty-first (21), 2007, through **CHARLES BENNARDINI**, one of his attorneys in the United States.

In the aforementioned offer no specific matter is proposed, rather the accused attempts to appeal to indecent intentions with Mrs. **HILDA PIZA LUCOM**; and the words of the accused himself are the ones that refer to terms such as “**A LARGE CAKE**” that everyone can share.

**SIXTEENTH:** Reviewing the correspondence provided as evidence to this amendment, the preliminary investigation officer will be able to perceive how **RICHARD SAM LEHMAN**, on the one hand, threatens to make public knowledge a whole series of accusations that are neither ethical nor legal; while, through another channel, encourages **HILDA PIZA** (represented in Panama by Attorney **HECTOR ERNESTO INFANTE**) to execute an out of court settlement, with which he intends to reduce her net worth (inheritance rights), after threatening her counsel to desist from his actions on the same date.

There is no need for a detailed explanation of the contradictory action by **RICHARD SAM LEHMAN**, by virtue of the fact that if any of the libel and slander uttered against our principal had any basis, the accused would not be indirectly proposing, and in every way possible, an agreement “beneficial” for everyone, appealing to the greed of his counterpart, and stating, likewise, his own motivation and interests.

[Illegible initials]

**SEVENTEENTH:** It is evident that **RICHARD SAM LEHMAN** not only publicly defames and slanders **HECTOR ERNESTO INFANTE**, but that his intention is to hurl even greater damage to the honor and decorum of our principal. All of these acts are used as a coercive element so that our principal will resign from legally representing **HILDA PIZA LUCOM**, or accepts an out of court settlement agreement with the plaintiff. We are transcribing the last sentence in the letter dated August 20, 2007.

*"You decided to act this way. You can desist if you so wish."*

**EIGHTEENTH:** **RICHARD SAM LEHMAN**'s conduct is in keeping with the criminal offense set forth in Article 187 of the Criminal Code, that is, **extortion** by having insistenty threatened to destroy the honor and reputation of **HECTOR E. INFANTE** (as he criminally confesses in his written communications), if he does not desist from legally representing Mrs. **HILDA LUCOM**, or worse yet, if he refuses to persuade his client to negotiate an out-of-court settlement with the accused.

**OFFENSES CHARGED HEREIN:** The offenses are extortion, defamation and slander. For the pertinent purposes, we transcribe the cited provisions, to wit:

***"Article 187. Anyone who, through intimidation or serious threats for purposes of an illegal gain for himself or a third party, forces another to make a detrimental disposal of assets for himself or third parties shall be punished with three (3) to five (5) years imprisonment."***

[Illegible initials]

**"Article 173. Anyone who offends the dignity, honor or decorum of another person in writing, or in any other form, shall be punished with [illegible]... one hundred twenty (120) fine."**

**EVIDENCE.** We reiterate the documentary evidence on file in this preliminary investigation on **RICHARD SAM LEHMAN** for defamation and slander; and add the following as evidence:

**A. DOCUMENTARY EVIDENCE:**

1. Letter dated Friday, August twenty (20), 2007, addressed to Attorney **HECTOR ERNESTO INFANTE**, signed by **RICHARD SAM LEHMAN**.
2. Attachment to the letter dated August twenty (20), 2007, consisting of a brochure titled "*Panamanian – Cases Pending Justice* (sic) – *The excessive ambition of a law firm* (sic).
3. Plain copy and translation into Spanish of the letter dated August twenty-one (21), 2007, addressed to **HILDA LUCOM**, signed by **RICHARD SAM LEHMAN**.
4. Original and copy for comparison by clerk of the general power of attorney for litigation granted by **HILDA PIZA**, therein documenting representation in favor of **INFANTE & PEREZ ALMILLANO**.

**B. TESTIMONIAL EVIDENCE:**

Likewise, we move the following persons be summoned to give a sworn statement:

1. **OCTAVIO DEL MORAL**

[Illegible initials]

2. FERNANDO LINARES
3. ELOY ALFARO,

all members of the law firm TAPIA, LINARES & ALFARO, the attorneys for LUCOM WORLD PEACE LTD., likewise trustee of the foundation WILSON CHARLES LUCOM TRUST FUND in the testamentary probate proceeding of WILSON CHARLES LUCOM (R.I.P.) before the Fifth Civil Circuit Court in and for the First Judicial Circuit of Panama.

**LAWS:** Articles 9, 172, 173, 187 of the Criminal Code; Articles 1957, 2000 et seq. of the Judicial Code, as amended by Law No. 31 of May 28, 1998.

Panama, August 28, 2007.

**Infante & Perez Almillano**

**/s/ Illegible  
Edna Ramos Chue**

[Partially legible stamp]

... motion  
....Daniel Infante  
....8-755-27 29  
...August 2007  
10:20 a.m. Added  
to the preliminary investigation  
By /s/ Illegible

[Illegible initials]