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H.d. Jose Luis Varela Rodriguez
President de la Asamblea Nacional
Country of Panama

Dear President Varela:

I write to you with a particular purpose. However, before stating that purpose I would like to introduce myself and provide a short background to that purpose. I am Richard S. Lehman, a Florida attorney, the appointed Executor in the case involving the Estate of Wilson C. Lucom, (the "Estate" or the "Will"). This case has been in the Panama judicial system for more than three years in spite of the fact that it is a testamentary succession proceeding. Mr. Wilson Lucom (R.I.P.) left an Estate of more than \$50.0 Million and in his will directed the majority to be used to feed the poor children of Panama.

Wilson Lucom's will is clear and has been approved by two Panamanian Courts. My appointment as Executor is clear, having been confirmed by the Panama Superior Court several times. I have attempted most diligently to carry out the wishes of my friend and client of 31 years, Wilson C. Lucom and to distribute his funds and prevent losses from malnutrition related diseases in your country.

In spite of all of my attempts for three and one half years, I have not been permitted to distribute one penny of Lucom's money to your poor children. How can this happen? Four words – Judicial and Prosecutorial Corruption.

The enclosed letters and Request for Investigation have been sent to Chief Justice Mitchell, Attorney General, Ana Matilde Gomez and the National Transparency Council Against Corruption.

I respectfully request that you read my transmittal letters and The Report and Request for an Investigation that is enclosed with this letter. This will provide you with a complete understanding in order to appreciate the purpose of my letter and the request before your honorable Congress.

The Request for Investigation is being provided to you only for background information. Instead I write to you about your legislative body's ability to affect justice for your poor children. This is because you have before you my request for the recusal of Chief Justice Harley Mitchell from the Case of the Estate of Wilson C. Lucom. Please act on it.

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I do not make any charges against Chief Justice Harley Mitchell in this letter to you. However, I write to you about the necessity for the recusal of Chief Justice Harley Mitchell and/or his substitute from continuing to rule in the case of the Estate of Wilson C. Lucom. I write to you because of numerous advises received from my Panamá professionals regarding conduct by Justice Harley Mitchell which I believe reflects a bias in this case by Justice Mitchell that prevents him from ruling without prejudice.

I write to you about the need to insure justice in this case by asking the entire Panama Supreme Court to rule on the law in the case of Wilson C. Lucom.

Background

For years I have been physically unable to come to Panama to act as the Executor in the Estate of Wilson C. Lucom due to the fear of an illegal arrest in Panama (which did in fact occur). Therefore, I do not have first hand information on actions undertaken by others in Panama. I do however have excellent attorneys and other sources of information upon which I rely when I describe for you my objections to Justice Harley Mitchell's continued participation in the case of the Estate of Wilson C. Lucom. I only ask for further investigations into the facts of the following events.

In order to understand the statements regarding Justice Mitchell's conduct, certain background is necessary. Justice Mitchell and Justice Ortega's actions in this case have been highly unusual. From the start of this case there has been enormous influences brought by several powerful members of the P.R.D. party. The attorney featured most prominently in the Request for Investigation is a Panamanian attorney named Hector Infante. Both Infante and his mentor have exerted influences in the Case of Wilson C. Lucom. Both are members of the P.R.D. which is the party that sponsored the appointments of Justice Mitchell and Justice Ortega to the Panama Supreme Court. With this as background, I will list the specifics of my request.

1. Illegal and Unconstitutional Actions Taken By Public Officials During Justice Mitchell's Supreme Court Presidency. In the accompanying Request for an Investigation you will see no less than 15 false crimes that were charged against me, which led to five false arrest warrants and two false arrests. All of this was sanctioned by Panamanian Prosecutors with no evidence of any crime whatsoever. These were instigated solely to gain an advantage in a commercial transaction by threatening and scaring me away from doing my duties as an Executor and to prevent me from defending the will of Wilson C. Lucom.

Every false criminal charge against me was dismissed by your Panama Courts and many were held to be illegal and unconstitutional.

Most important, you will see Superior Court rulings that reflect unconstitutional conduct by your Panama Probate Court that shows a total disrespect for Panama's inheritance laws and the lives of your poorest citizens.

Almost every single illegal and unconstitutional action described in this case was undertaken by public servants in the legal system during the watch of Justice Harley Mitchell as the Chief Justice of the Panama Supreme Court. To my knowledge Justice Mitchell took no action whatsoever to correct or investigate the claims after he was advised numerous times by me and others of concerns for justice.

2. Request from the National Transparency and Corruption Council. A request was directed to Chief Justice Mitchell early in 2008 for the investigation of corruption in the case of the Estate of Wilson C. Lucom. This request was made by the National Transparency and Corruption Council. To my knowledge Justice Mitchell took no actions whatsoever on that request.

3. Full Supreme Court Dismissal of a Crime – Continued False Arrest. In February of the year 2009 I was falsely arrested by the police in Panama and held in jail overnight on a false illegal criminal charge against me filed personally by Hector Infante, the opposing lawyer in the Lucom Estate case. This was based upon that lawyer's personal false charge against me of extortion and slander. The charge upon which I was arrested was dismissed by a vote of all nine Justices of the Panama Supreme Court only weeks before my false arrest. Yet, to my knowledge Justice Mitchell took no action whatsoever to examine this total disregard for the Supreme Court's opinion that was ignored by public officials and resulted in my false arrest and loss of my personal freedom in your country.

4. Improper Meeting. I have been advised that Justice Mitchell; shortly after his appointment as Chief Justice, was seen openly lunching with Hector Infante and a small group of attorneys. At the time Hector Infante personally had a criminal action for extortion pending against me in the Supreme Court and in the very Chambers of Justice Harley Mitchell.

5. Improper Conviction Attempt. Most disturbing of all is that I have been advised that Justice Mitchell undertook an internal Supreme Court project that attempted to convict me of the false criminal charges filed by Hector Infante. These included illegal charges of extortion and slander that could have led to years of my imprisonment in Panama. To my knowledge, other members of the Supreme Court stopped this project before it could become law and then formally dismissed all charges against me.

6. Delayed Habeas Corpus Motion. During the course of this case I have been personally prevented from coming to Panama for over 2 ½ years of the 3 ½ years. This has been a result of false illegal arrest warrants against me that made me fear (for good cause) that I would be falsely arrested in Panama. I have been advised that Justice Mitchell is responsible for a great part of that 2 ½ year period that I was kept out.

Justice Mitchell is one of the three Justices that will rule in the Estate of Wilson C. Lucom. He personally had a request on my behalf that he rule on Hector Infante's false charges against me and dismiss the false arrest warrant against me. My lawyers submitted a request to accomplish this known as a "Habeas Corpus Action" in Panama. Justice Mitchell was the Justice on this case. The Panamanian law provides that Justice Mitchell had 48 hours to rule on my improper arrest warrant because it was a Habeas Corpus Action. In spite of the law, Justice Mitchell did not rule for over eleven (11) months. His failure to rule kept me out of Panama the entire time and contributed to my inability to carry out my duties on behalf of the poor children of Panama during that time.

7. Human Rights Lawsuit Against Panama. Justice Mitchell and Justice Oygen Ortega, are the only Justices personally named as defendants in my Human Rights Lawsuit entitled "Petition Alleging Violations of the Human Rights of Richard S. Lehman by the Republic of Panama, with a Request for an Investigation and Hearing on the Merits and Request for Precautional Measures under Article 25.1 of the commission's Regulations". This was filed as a result of illegal actions taken against me in Panama in violation of my human rights and the highly unusual actions taken against me in the Supreme Court. The lawsuit is pending with the Human Rights commission of the Organization of American States. It is part of the documentation that is accompanying this Request for Recusal.^{1/}

Dear Mr. President. I ask you one question. Can the poor children expect justice under these circumstances?

Very truly yours,

RICHARD S. LEHMAN

^{1/} The two major document files supporting the truth of all of my statements are cumbersome and have not been included. They can be found at www.lucompanama.com together with other information about this case.