

ROY DEN HOLLANDER
Attorney at Law

545 East 14th Street
New York, NY 10009

Tel. & Fax: (212) 995-5201
Mobile 917 687 0652
rdhhh@yahoo.com

August 28, 2003

Robert S. Mueller, Director
Federal Bureau of Investigation
J. Edgar Hoover Building
935 Pennsylvania Avenue, NW
Washington, D.C. 20535-0001

Dear Director Mueller:

I want to know why the Milwaukee, Wisconsin office of the FBI is interfering with my investigation of the facts in a civil RICO case presently in the US District Court for the Southern District of New York.

I am the plaintiff in the RICO action, and as a lawyer, I represent myself pro se. The defendants include Russian, Chechen and American organized criminals, an Islamic mafia group once headed by Arbi and Movsar Baraev, and others. The case is titled Roy Den Hollander v. Flash Dancers Topless Club et al., 03 CV 2717 and is before Chief Judge Michael B. Mukasey. Currently, the domestic parties are proceeding through the Fed. R. Civ. P. 12(b) motion stage.

Two of the defendants, Anastasia and Nicolay Vasilyeva, are currently alien residents living in Milwaukee, Wisconsin. As the RICO complaint alleges, they also run a call-girl operation through a model and fashion house in Krasnodar, Russia by providing prostitutes to local officials and criminals and exporting prostitutes to Cypriot brothels/strip-clubs that are run by Russian organized crime and to other countries such as the USA.

In July 2003, the Vasilyevas sent a letter to the New York Southern District Court with a copy to me that responded to the complaint. See attached Exhibit A, copy of the original letter with an English translation. From August 21st to the 25th I traveled to Milwaukee to determine the accuracy of some of the statements in the letter and continue my investigation into the facts of the case.

On August 22nd at around noon, I interviewed Anastasia Vasilyeva's former employer and apparent friend, Cynthia Zahnnow, who manages a small tailoring shop that seems to be part of the upscale Valentina fashion house in the Town of Brookfield outside of Milwaukee. Ms. Zahnnow answered a number of my questions during the 10 to 15 minute interview that provided me with some useful information. Other people were present during the conversation. I left my business card with her.

On the same day at a little after one o'clock in the afternoon, I interviewed FBI Special Agent Barry P. Babler at the FBI's Milwaukee office. The Vasilyeva's letter to the Court stated that Mr. Babler had "inspected all of us" when Anastasia Vasilyeva's father came to Wisconsin from Russia on December 25, 2002. See Exhibit A, p 3, last paragraph of the English translation.

Mr. Babler talked with me for around 10 minutes in the waiting room of the FBI office and without another agent being present. Mr. Babler said there was no investigation into Anastasia Vasilyeva's father, only a routine inquiry that resulted from a random check of aliens visiting Wisconsin. He stated the inquiry only concerned confirming the father's paper work.

Mr. Babler added that he was familiar with the RICO case, had read the complaint (which is 91 pages long) and had a copy of it in his office. According to Mr. Babler, Anastasia Vasilyeva had contacted him after being served the complaint (June 2003), told him it concerned the Russian mafia and asked him for advice. Mr. Babler recounted that he told her he could not provide any legal advice.

Also during my interview of Mr. Babler, he agreed to give me the first name of Anastasia Vasilyeva's father which is necessary for determining her patronymic and in turn finding any criminal records that may exist in Russia. He told me to call back later that day. When I called back, he refused to provide me the father's first name as promised because, as he said, it would impact one of the FBI's investigations. The routine inquiry was now an investigation and apparently ongoing.

On August 25 at around 8:45 am, I received a call from Police Officer Sean Schmidt of the Town of Brookfield. Officer Schmidt said a complaint had been made against me by Ms. Zahnow and, if I contacted her again, I would be arrested for aggravated harassment.

Officer Schmidt continued that he understood from Ms. Zahnow that an FBI agent had been talking to me concerning my interview with Ms. Zahnow on the same day that the interview took place, August 22nd. In addition, Officer Schmidt said Ms. Zahnow told him that the FBI agent had contacted her and told her to call the local police to file a complaint against me.

Ms. Zahnow had no way of knowing that I had a discussion with an FBI agent while in Milwaukee unless it came from the FBI itself. Since the only agent I talked to during my trip was Mr. Babler, the mostly likely chain of events is that after I interviewed Ms. Zahnow, she contacted Anastasia Vasilyeva who then called Mr. Babler. Mr. Babler then either contacted Ms. Zahnow directly or told Anastasia Vasilyeva to tell her to make a complaint with the local police. Either way, it's the FBI interfering with a pending case in a federal court.

On August 25th before my plane left for New York, I visited the Milwaukee FBI office again to find out the reason for the FBI's interference. The head agent, David Mitchell, was on vacation, and the acting manager, Jeffrey Troy, was busy in meetings, apparently because of the influx of tens of thousands Harley Davidson enthusiasts. Mr. Troy's secretary said he would call me at my number in New York. He hasn't, and, if he does, I doubt he will provide me with any reasonable answers.

This is the third in a series of what I can only characterize as “bizarre” responses by the FBI concerning the fact pattern of this RICO suit. The other two occurrences concerned the New York City office and a series of threatening telephone calls made to me.

In closing, I want to know why the Milwaukee FBI is protecting two Russian alien defendants who ran and apparently still run an international prostitution ring centered in Krasnodar, Russia. I am taking this route of contacting you before I decide whether it is necessary to take up the District Court’s time with a motion for a preliminary injunction against the FBI.

Thank you very much. If you have any questions, please contact me.

Sincerely,

Roy Den Hollander