

Matthew Albanese

NEW YORK STATE DECLARES IT IS A CRIME TO REMAIN SILENT.



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In New York, you no longer have the right to remain silent.

Stupid is as stupid does...

Have you ever heard of the lawsuit that an individual was rejected from the police academy for being too smart? The 2nd U.S. Circuit Court of Appeals in New York upheld a lower court's decision that the city did not discriminate against Robert Jordan because the same standards were applied to everyone who took the test. Can you say "jack-booted thugs", *i.e.* [we were only following orders](#)... It didn't work in [Nuremberg](#), it won't work here either.

- Article one on the subject is [here](#).
- Article two on the subject is [here](#).
- Article three on the subject is [here](#).
- Article four on the subject is [here](#).
- Article five on the subject is [here](#).



The problem with Robert is that he was too smart. You see, the state/city basically said we have a range,

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and if the candidate falls within that range they are accepted. if they fall outside of it, they are not. *"You will follow my orders, is that clear"*.

Jordan was a 49-year-old college graduate, he took the exam in 1996 and scored 33 points, the equivalent of an IQ of 125. But New London police interviewed only candidates who scored 20 to 27, on the theory that those who scored too high could get bored with police work and leave soon after undergoing costly training. Not really, they just want jack-booted thugs that will follow orders no matter how outrageous and immoral the orders maybe.

Now here is the rub. By placing a range for acceptance to qualify for a police officer position, the people doing so are also stating that the individuals who fall within this range must be reasonable people and have the basic skill set to understand their jobs, which in this case, because it deals with law enforcement, they would have to understand the law so they could carry it out correctly, doesn't that sound reasonable?

Now if you can show that an individual who claims to be a police officer does not understand the law and therefore cannot act reasonably, then through discovery you can get his IQ level, and if it falls within the range for acceptance, then you have just proven that the range is wrong and you could then demand/sue that the range be moved to a position that would ensure that the academy and also the municipality is only allowed to except people who do have the ability to understand the law. This would help ensure that we have more people in law enforcement who have the ability to preform those evasive functions we now see seriously lacking in government; critical thought and the free will to exercise it.

"A smart person can act dumb, but a dumb person can't act smart"

Let's show you just how dumb [Matthew Albanese](#) is. he has no problem with [perjuring himself](#) and has done so on many accusations in this matter. Albanese not only works as a local town police officer, he is also a Cattaraugus County Sheriff, just like his buddy Bryan H Schwabenbauer, an individual who has admitted to assaulting a local pro-se individual (in Catt County your not allowed to represent yourself) as well who has been [sued in federal court for roughing up another individual and committing perjury](#). In Cattaraugus County, New York, birds of a feather do flock together. This is a fraudulent charge he filed concerning a case. He charged his victim (who was also assaulted by another thug who [has a history of that type of criminal behavior](#)) with "Obstruction of Government Administration 2nd degree." It is an information, and in New York an information is a stand alone charge, It has to describe the charge and the facts that led to the charge and has to be signed to under penalties of something (the [jurat](#)), which in this case is penal law 210.45. [Albanese Busted Again – Nailed for Perjury](#)

Here is the 'information' Albanese filed;

STATE OF NEW YORK COUNTY OF CATTARAUGUS

VILLAGE COURT

Defendant: NA (Relationship to alleged victim)

Alleged Victim: NA (Relationship to defendant)

THE PEOPLE OF THE STATE OF NEW YORK -- VS. --

Date of Birth

Defendant(s)

BE IT KNOWN THAT, by this INFORMATION, M ALBANESE as the Complainant herein, STATIONED at [REDACTED] POLICE DEPT. accuses the above mentioned Defendant(s), with having COMMITTED the MISDEMEANOR of OBSTRUCT GOVERNMENTL ADMIN-2ND in violation of Section 195.05 Subdivision of the PENAL Law of the State of New York.

That on or about at about in the County of CATTARAUGUS, the defendant(s) DID INTENTIONALLY, KNOWINGLY AND UNLAWFULLY COMMIT THE MISDEMEANOR OF OBSTRUCT GOVERNMENTAL ADMINISTRATION-2ND DEGREE A PERSON IS GUILTY OF OBSTRUCTING GOVERNMENTAL ADMINISTRATION WHEN HE INTENTIONALLY OBSTRUCTS, IMPAIRS OR PERVERTS THE ADMINISTRATION OF LAW OR OTHER GOVERNMENTAL FUNCTION OR PREVENTS OR ATTEMPTS TO PREVENT A PUBLIC SERVANT FROM PERFORMING AN OFFICIAL FUNCTION, BY MEANS OF INTIMIDATION, PHYSICAL FORCE OR INTERFERENCE, OR BY MEANS OF ANY INDEPENDENTLY UNLAWFUL ACT, OR BY MEANS OF INTERFERING, WHETHER OR NOT PHYSICAL FORCE IS INVOLVED, WITH RADIO, TELEPHONE, TELEVISION OR OTHER TELECOMMUNICATIONS SYSTEMS OWNED OR OPERATED BY THE STATE, OR A COUNTY, CITY, TOWN, VILLAGE, FIRE DISTRICT OR EMERGENCY MEDICAL SERVICE OR BY MEANS OF RELEASING A DANGEROUS ANIMAL UNDER CIRCUMSTANCES EVINCING THE ACTOR'S INTENT THAT THE ANIMAL OBSTRUCT GOVERNMENTAL ADMINISTRATION. OBSTRUCTING GOVERNMENTAL ADMINISTRATION IS A CLASS A MISDEMEANOR.

THE DEFENDANT DID INTENTIONALLY OBSTRUCT POLICE OFFICERS FROM PERFORMING THEIR OFFICIAL FUNCTIONS BY REFUSING TO PROVIDE PEDIGREE INFORMATION FOR [REDACTED]

FACTS

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The above allegations of fact are made by the Complainant herein on DIRECT KNOWLEDGE

NOTICE In a written instrument, any person who knowingly makes a false statement which such person does not believe to be true has committed a crime under the laws of the State of New York punishable as a Class A Misdemeanor. (PL 210.45)

Affirmed under penalty of perjury this [REDACTED]

--OR--

Subscribes and sworn to before me this _____ day of _____, 20_____

[Signature] #7234
COMPLAINANT -

Part (1) Albanese charged the victim based on the fact, according to Albanese, his victim "refused to provide... information." Since Albanese had kidnapped his victim (a false arrest is kidnapping), his victim was under custodial custody, the only thing his victim had total control over where his five senses (vision, hearing, smell, taste, and touch) and speech. It is obvious that the victim refused to talk to the criminal Matt.

I guess Matt Albanese does not understand the phrase "The right to remain silent", you know Miranda v. Arizona, one of the bedrocks of American Jurisprudence.

Now here is the issue, Albanese at the time of the filing also claimed to represent "The People of the State of New York", *i.e.* *New York itself*, in doing so he has just proclaimed that New York now considers it a crime to remain silent.

NEW YORK NOW CONSIDERS IT A CRIME IF YOU REMAIN SILENT.

- **"There can be no sanction or penalty imposed upon one because of his exercise of Constitutional rights."** Sherar v. Cullen, 481 F 2d 946(1973)
- **"A State may not impose a charge for the enjoyment of a right granted by the Federal Constitution."** Murdock v. Pennsylvania, 319 U.S. 105, at 113.
- **"The State cannot diminish rights of the people."** *Hertado v. California*, 110 U.S. 516
- **"The Claim and exercise of a Constitutional Right cannot be converted into a crime."**-Miller v. U.S. , 230 F 2d 486. 489
- **"If the state converts a liberty into a privilege the citizen can engage in the right with impunity"** *Shuttlesworth v Birmingham* , 373 USs 262
- **"The claim and exercise of a Constitutional right cannot be converted into a crime."** Miller v. U.S., 230 F. 2nd. 486, 489 (5th Cir. 1959) Id. at 489-490

Now, will he or others, who claim to have an interest in this case fraudulently attempt to use it as a 'plea bargaining chip', if the victim was smart he would just say no and let it go to trial, the jury would laugh them out of court and most likely ask the judge to sign an order for the victim to present this information to a grand jury as evidence of the [wilful misconduct of a public official while in office](#). The victim can do this too, and [without the need for a judge's order](#). Anyone attempting to move such a fraudulent charge forward would also become liable in their official and individual capacity when the victim sues.

This isn't the only illegal behavior of Matt the Moron, some of it is so overboard one will wonder why he is not locked up in a straight jacket.

Part (2) We won't get into that one in this article.

Part (3) The [jurat](#)

Back to the IQ level issue; Don't get me wrong, the real smart people who want to be police understand this. There are good in bad in all points of society. They have the ability to pass the test and the academy, and "listen" to orders or review laws and say "this is BS" (the critical thought factor) and then passively refuse to enforce it and gently teach their fellow officers to ignore it.

"The more corrupt the state, the more numerous the laws" - [Tacitus](#)

Good people understand their roles in 'society'. We are one big family and we all share the common belief that the future belongs to the children, the true innocent, the true [sentient beings](#).

These are the ones that won the real wars on the streets, who fought the good fights, who help real victims, *i.e.* *natural persons*, and worth standing behind, they have help win the previous battles, and will help win the future ones as well, both in the mind and the body, so we can all live together with our fellow man in peace, no matter what race, color, or religion we believe in, and ladies when I say man, I mean mankind, which in politically correct terms is called humanity.

There are only two things on this earth when it comes to judging a adult sentient being on, no matter what they call themselves or what they say they are, whether it be Islamic, Christian, Jewish, etc... you must look at their nature, how they treat their fellow beings, the good and evil they do upon others, *"by their fruits ye shall know them."*

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And when I mean judging, you have every right to judge a person if that person has a direct influence on your life, in matters of law its also called "due process."

They understand that if there is no future for any child, there is no future for their children. In other words any child they see suffer, they understand it is their child that is suffering. *"Do unto others as they would have do unto you"*

Here is the issue; You see, it all boils down to the "law" that any reasonable person could, or should, understand. It's one of the bedrocks of American jurisprudence.

Now if the police academy accepts people who are at a specific IQ level, and you can prove that person is incompetent base on that persons own paper work and action, wouldn't that prove that the police academies "range" is wrong and make then liable for there policies?

Can you guess where Matthew Albanese IQ level is at?

Most Cops Just Above Normal. The average score nationally for police officers is 21 to 22, the equivalent of an IQ of 104, or just a little above average. Where is Albaneses' at?

Have you had an issue with Matthew Albanese? Tell us about it.

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