

**From : Gouiran HOME (PARIS)**

**De : Emile E. GOUIRAN ESQ.**

**To : Attorney at Law GOLD**

**A : GOLD Michael H.**

**URGENT  
PLEASE DELIVER  
IMMEDIATLY**

Heure/Hour: 08:49

Page(s) : 5

Date : 02/11/95

**THIS FAX IS BEING SENT TO GOLD, KAPLAN, WEISSMEIER, MIRCHIN, individuals involved in the aborted negotiations for settlement, with copy to members of litigation team.**

**I RECEIVED NOEL's LETTER of November 1, 1995, and a message that Donna called yesterday without an indicated purposes -- renegotiation no doubt -- I AM EXTREMELY IRRITATED AND DISPLEASED that litigation was not served yesterday evening on the mere expedient that I could not be reached. I am not interested in settlement on these terms -- which in the opinion of your firm Noel, are so generous as to suggest a need by you to have me sign a CYA letter. I WANT LITIGATION, and I WANT IT NOW... NO FURTHER DISCUSSION, NO FURTHER REVIEW, NO FURTHER ANYTHING... I WANT A RECEIVER APPOINTED, ALL OF THE ASSETS PROTECTED UNDER THE AUSPICE OF THE COURT, leaving my wife, as I to apply to the court for a equal distribution of any profits. SHE HAS RUN MY BUSINESS INTO THE GROUND, and you lawyers, with your professional courtesy one for another, have managed to allow her another three days to waste and squander my diminishing fortune. I REMIND YOU THAT THERE IS NOT THE SLIGHTEST DOUBT THAT SHE HOLDS ALL OF THESE ASSETS IN TRUST FOR MY BENEFIT.**

**I will do far better litigating. Moreover, Donna will not have access to any of the trust funds, money market accounts (wherever she has hidden them -- unless she wants to go to jail for contempt) or to the rentals which will be paid into the safe hands of the court appointee. I will be curious to see how Michael will manage to defend the onslaught of litigation which is forthcoming without being able to be paid. I want immediate pleadings and a TRO signed causing GOLD to show cause why he should not be compelled to disgorge the profits and fees he has collected from Donna while knowing these were in trust. I want that TRO before the court today for signature.**

**Incidentally I have been summoned to testify on behalf of tenants she is suing, and on behalf of tenants planning to sue her. I will not - yet.**



I AM ANGRY NOEL, this is obvious. The fact that you tell me that you do not think your colleague Gold is "procrastinating" is of little solace. My wife has demonstrated a purposeful and heartless devotion to greed beyond precedent. She is aware that I cannot pay my medical bills, yet has never offered to help WITH MY TRUST FUNDS held in her name. Monies and assets she stole from the marital residence, monies and assets she has not stopped wasting since April. NO COURT WILL TOLERATE anything like this. Yet I understand that since she has destroyed my real estate business, neither of us will receive any funds. LET HER LIVE on her mother's "managed" funds ! She has no compulsion stealing monies as your pleadings make amply clear.

THERE ARE NO ISSUES TO RESOLVE, I will not discuss anything and except as I am conceding below ONLY TO SAVE YOU EMBARRASSEMENT in terms of your conversations with Gold, I will authorize a meeting at your offices, providing my wife is present with her lawyer. You are not to discuss anything if she is absent. I will be present by telephone.

At best, and I am not sure of that, I may tolerate cosmetic modifications. Otherwise the two agreements are a "take it or leave it" in "as is" condition. What you and everyone must understand is that these documents affect international and French legal interest and requirements which only I understand. If my wife hires a French lawyer — another substitute for my protection (she will understand — I have accepted Gold but it has and will cost her dearly) THEN IT IS WAR on all fronts, and I will commence litigation both state side and in four countries simultaneously. As you know pleadings and orders are long ago prepared and signed -- indeed some renewed.

LASTLY I WOULD LIKE TO REMIND MY CRUEL AND SELFISH wife, that she is endangering the lives and futures of our children and to an extent that I could care less that of other members of her family. The destruction that immediate litigation will bring, will mean that there will be no money to live, educate, provide health care, provide a helping hand, and most important pay her debt to the Attanasi's as well as others for which I hold the funds. Even a greed infested, heartless, cancerous woman such as this must understand that her actions will have direct consequences on all members of her family, and lastly upon her (as she has been diagnosed as a paranoid and masochistic, neurotic person I assume she derives pleasure from all of this). I count on Michael to understand the implication of my statement (the fact that I am not kidding or exaggerating) and make things clear for his very troubled and un-intelligent client.

Threats to family

Noel, I AM NOT INTERESTED IN SETTLEMENT. I feel compelled to honor your unauthorized courtesy to Gold. This is as far as I will go, but NO FURTHER. I will authorize your meeting with Gold (providing my wife is personally present and you obtain proof of her identity) on Friday for the

THE CONDITION, is that I be advised no later than by 10:00 PM  
TODAY my time, that the settlement is agreed upon in principle.

YOU ARE INSTRUCTED, that in the event that by 1:00 PM TODAY your time, you have not had Gold's assurances that his client will sign on Friday - to serve all third parties, freeze all accounts, and secure all injunctive relief. If by 3:00 PM your time you still have not had such assurances, I will commence such protective measures elsewhere as well (all of these actions can be undone by simple discontinuance on Monday if the settlement is signed.) I will also make all necessary phone calls to those that will remain unpaid, and inform them that my wife has their funds - she will suffer the consequences (a favorite sentence of hers).

WHAT PEOPLE DO NOT SEEM TO UNDERSTAND, is that I do not want this settlement. I am conceding to it, because masochistic myself, I continue to love (albeit differently) this heartless and humanless monster, and most of all because of a clearly singular concern for the welfare of my children. IF SHE WANTS A FIGHT, THEN GOD DAMN IT, let us give it to her... MY LITIGATION REPUTATION IS WELL KNOWN TO YOU NOEL and the worthless remnants left after my passages are rarely worth the time or effort to rebuild. If things are destined to be destroyed, then let they not be at her hand. BY THE END OF THIS WEEK, IF THE SETTLEMENT IS NOT SIGNED ON FRIDAY, I WANT IT A LEGAL IMPOSSIBILITY FOR HER TO SO MUCH AS DISBURSE A DIME OF MY TRUST FUNDS... THAT MEANS ALL FUNDS IN HER NAME OR THAT OF RYAN ANYWHERE, OR IN THE NAME OF ANY NOMINEE, OTHER FAMILY MEMBER ETC... Hence service of the TRO on her mother, brothers, list of friends I have provided and all those susceptible of holding funds in their name for her.

I HOPE THAT I HAVE MADE MYSELF ABSOLUTELY CLEAR. If anything in this fax is prone to any ambiguity, I invite any recipient to contact me for an explanation. To that extent Noel, you will advise Michael that you have no objection to his contacting your client directly. No one should contact me to negotiate any substantive term of the agreement. I assume the separation agreement is not in question -- unless you have a problem with that Noel, I am willing to sign it now, leaving the separation of property clause out. Of course when and if ever this is settled a separate document would have to be signed indicating that the parties have divided the "limited" property etc...

Noel, DO NOT ASSUME THESE WORDS, the mere product of my ANGER. To the extent necessary, they are clear and explicit instructions which you are not at liberty to modify (I do not instruct the procedural mechanism which remains your exclusive domain, though we have discussed my preferences -- as I am myself a lawyer.)

Donna, FOR THE LOVE of God, can you not control your greed for the sake of our children... for the sake of your mother and brothers...

THE SETTLEMENT IS TO BE SIGNED THIS FRIDAY... All other conditions imposed herein are to be complied to to the letter.

and because I know of no one who has tried so hard at getting his client to see the light and benefit of reconciliation. Unfortunately, you can only take the horse to the water and cannot make him drink the liquid of life.

ALL STAND GUIDED ACCORDINGLY. Please fax proof of service as they come in.