

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re

KEITH PILLICH

Case No. 94-10400 K

Debtor

The Debtor has filed a Notice of Appeal from two Orders entered by this Court on August 5, 1994. Rather than paying the \$105 fee for an appeal, he has filed an Affidavit in Support of Request to Proceed *In Forma Pauperis*. Both are dated August 15, 1994.

The Court considered an earlier "I/F/P" application by this Debtor, and in a decision of June 21, 1994, the Court stated:

Viewing his submission as a Notice of Appeal requires consideration of his Application to Proceed In Forma Pauperis. Pillich claims pauper status. He failed to disclose his finances to this Court when acting as a D-I-P (a fiduciary), and has failed to file Schedules and statements even now. There are indications of assets. For example, it took this Court and its duly appointed Trustee Thomas Gaffney a year of dedicated effort in a related case, to get Pillich to disclose the activities and affairs of Project and Joint Ventures International, one of the several corporations he is known to own or have owned, such as Projects International Securities, Inc., Projects and Joint Ventures International - XII, Inc., and Projects and Real Estate Ventures International - XII, Inc.¹ In yet another case, he and another man filed an involuntary bankruptcy petition against the owner of a commercial building to which

¹These were co-defendants in Indictment No. 91-0629-SAG in State Supreme Court.

Pillich claimed some sort of entitlement. Recently, in still another case here, his attorney Jeffrey Lazroe brought an action for, inter alia, an accounting against another debtor who was a former partner or joint-venturer with Pillich on other land deals: Lazroe withdrew Pillich's claims after I directed him to make certain that Pillich's duty to make restitution to the victims of his crimes permitted him to sue-out his claims in his own behalf. These facts all suggest that Pillich has had far-flung holdings. Indeed, in the present case he has in conclusory fashion claimed assets in the "multimillions." But under penalty of perjury on a one-side-of-one-page form (but no bankruptcy Schedules and Statements), he now claims that he is too poor to pay a \$105 filing fee to appeal my decisions. Until Pillich complies with all the duties of disclosure required of a Debtor in this Court, I will not credit his conclusory claims that he is unable to pay such a fee. The IFP Application too, then, is denied.

Pillich's submission is in all respects denied, except that it may proceed as a "Notice of Appeal" when Pillich either pays the fee or obtains leave from the District Court to proceed *in forma pauperis*

Now, nearly two months later, Pillich still has not filed Schedules and Statements. His August 15, 1994 request is deserving of no greater credit than his earlier request, and it is denied just as the earlier request was denied.

Dated: Buffalo, New York
August 16, 1994

/s/Michael J. Kaplan

U.S.B.J.