Corrections orporation of DEATH OF WHDC, I GNORE THAT DNSTITUTIONAL MB. L.E, WANTA, DPP# 04362; COME TO AmeriTrust Groupe, Inc. 4001 North 9th Street, Suite 227 Arlington, Va, USA 22203-1954 Tel: 703.649.4545 Fax: 703.552.3159 Bermon : Still Pointy



Linda G. Cooper Vice President, Legal Affairs

July 31, 2000

Ambassador Leo E. Wanta, #7303787 AS-131B North Fork Correctional Facility 1605 East Main St. Sayre, OK 73662 FILE CONFIRMATION

Dear Mr. Wanta:

Please be advised that we are in receipt of your letter, postmarked July 23, 2000. I have forwarded it to Divisional Director Joe Hopper for his review and handling.

Sincerely,

CORRECTIONS CORPORATION OF AMERICA

Linda G. Coper Vice-President Legal Affairs



EXHIBIT: 00 0803

115 GOVN POLITICAL HOSTAGE

- 18USC #4,35,241, 344 [167,57A]-

- INTL. WAR CRIMES TRIBUNAL

- United NATIONS CHARTERY ET AL

- VIENNA CONVARTON V C. ON DIPLOMATIC RELATIONS (1961).

A "FOREIGN GUEST" by ILS. FIRTH LAW

3110

Sayre, OK 73662

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Ambassador Leo E. Wanta, #7303787
AS 131B
North Fork Correctional Facility
1605 East Main St.

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To: Office of the President, Office of the Vice President, Cabinet Members, Office of the Governors, State and Federal Officials, Congress of the United States, OMB Director Jacob Lew, et al ...,

Notice of Default Confirmation — With President Obama's authorized release of my personal, civil and repatriated Inward Remittance of USDollars 4.5 Trillion, of May 2006 to Bank of America-Richmond, Virginia as confirmed by the Federal Reserve Bank - Richmond's in Court Motion, under their Penaity of Perjury.

1.) On or about April 15, 2003 The Honorable Gerald Bruce Lee, in Case No. 02-1363-A filed in The United States District Court for the Eastern District of Virginia, Order and Memorandum of Opinion. As part of the Order, the Court stated that the Plaintiff [Lee E. Wanta, Leo E. Wanta, Ambassador Leo Wanta] should pursue liquidation of corporations, recovery of financial assets and pay all required taxes in accordance with the law.

2.) IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA, Civil action No. 1:67 ev 609 T3E/BRP — PETITION FOR A WRIT OF MANDAMUS AND OTHER EXTRAORDINARY RELIEF, filed JUN 20 2007, THE FEDERAL RESERVE BANK OF RICUMOND RESPONDED IN THEIR COURT MOTION STATING ...

"PURSUANT TO RULE 12 (B) (6), fed.R.civ.P., Respondent Federal Bank of Richmond ("FRB Richmond") moves to dismiss the <u>Potition for Writ of Mandamus and Other Extraordinary Relief</u>, are as follows:

"For the purposes of the Motion only, all well pleaded facts will be taken as true."

In other words. The Federal Reserve Bank of Richmond accepted the truthful statements in the Writ of Mandamus and confirmed the known Inward Remittance designated the Petitioner for the sole and exclusive use and benefit of Petitioner, Lee E. Wanta, Lee E. Wanta, Ambassador Lee E. Wanta; an American citizen, birth June 11, 1940. References: Rogers-Houston Memorandum, Act of Congress - H.R. 3723, Title 18 USC Section 4 - Misprison of Felony, other Title 18 USC violations.

Having Said That, Upon my Economic Receipt, I will lawfully pay USDollars One Point Five Seven Five Trillion [US\$1,575,000,000,000,000] as my personal/civil/repatriation tax payment, directly to our United States Department of the Treasury, among other "set-aside allocations", to immediately enhance Our Economic Recovery and National Security.

2.1



New Republic/USA Financial Group, GES.m.b.H Kartnerstrabe 28/15 Telefon: 513.4235 A - 1010 Wien, Austria-Europe

https://vimeo.com/358555549 https://vimeo.com/370672952 http://eagleonetowanta.com



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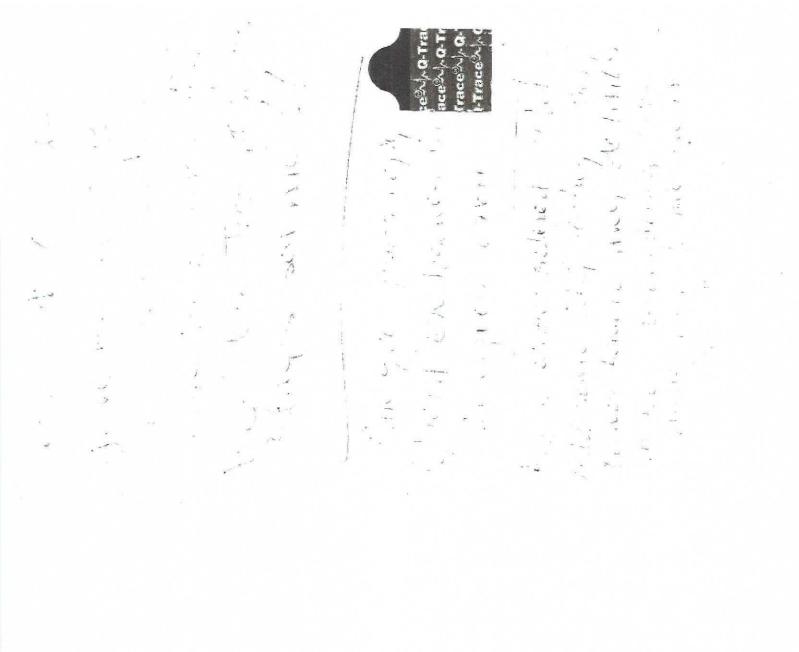
Knights of Columbus Supreme Council Office 1 Columbus Plaza New Haven CT 06510-332

2008 1-17



HEALTH CARE REQUEST

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INDIVIDUAL FORM 511EZ

This form is for the tax year January 1 through December 31, 2000

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This form in for use by residents only If you are a part-year of non-exident, phase use Form 511NR. For further information		
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3 Married filing separate. If spouse is also filing, give SSN and name	NUMBER OF OTHER DE	PENCENTS PL Y
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1 Federal adjusted gross income. This is also your Oklahoma Adjusted Gross	- 1 100	
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5 Exemptions: Total number claimed above x \$1.000	~	
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10 Oklahoma Taxable Income: Method 2 (subtract line 9 from line 7 and enter		'
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Balance (subtract line 13 from line 12. If zero or less, enter "0")		
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16 Sales Tax Relief/Credit (enclose Form 538-S). 17 May 3, 1999 Tornado Tax Credit (enclose Form 510)		
18 Total: Add lines 15, 16 and 17		18 1 0
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Or Any Dep Diplomatic Mail To: Paghts of MANTOUNDATION
TO HERR GRAPH SALCITORT, ESQ.
From! Sir Leo Enul WANTA (AMERITAUST/SOMALIA) NOT TO WORRY! REF! EUROPEAN COURT ON HUMAN RIGHTS (WAR CRIMES) [Fisher, Jones & Greenwood /UK-BANRISTERS] EUROPEAN CONNENTION ON HUMAN RIGHTS, ANTICLE ? There E.O. # 12333, Zera Dogenes, Queen Melusina, Anticle III Judicial Count proceedings, 18 USC 84- Hisprision as Ferany, 18 USC 82382- Misprision of Inerson — And — And — THE UNANIMOUS DECLARATION CE THE THEOTERN UNITED States of America, AS TO OUR UNALIENABLE TRIGHTS. Many THANKS, DPP#043628 12535

CONTACT: REVEREND FROMER, JOHN A. O'BRIEN (920, 921, 9383)

HERRINGE COLLEGE CHARRING DAN TAYBOSCO (978,475, 4755)

MIR. LEE WILLIAMS 312. 775.3584 (OR) 847.882,5279

THE WHITE HOUSE

WASHINGTON

April 10, 2000

Jan Morton Heger, Esq. P.O. Box 4815 Irvine, California 92616

Dear Mr. Heger:

The Office of Counsel to the President and the Office of Counsel to the Vice President have received your letter and the attached letter from your client, Ambassador Leo E. Wanta. In your letter, you request a meeting to discuss executive elemency for Ambassador Wanta. (V)

As you may be aware, the President's elemency power extends only to Federal offenses. Since, according to your letter, your client was convicted of a state offense, the power to grant him elemency lies with state officials, and not with the President.

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Thank you for contacting the President and the Vice President about this important matter.

Sincerely,

Meredith E. Cabe
Associate Counsel to the President

Feme L. Mosley

Associate Counsel to the Vice President

NON-RESIDENT OF STATE OF WISCONSIN - SNOT - EXPATRIANE (1985) +
OF THE United States OF AMERICA [14th AHBUGHENT] - SNOT - A

FIVE(5) YEAR EMPLOYMENT CONTRACT IN WIEN VIENNA, AUSTRIA (1888)

WITH - A FIVE(5) YEAR AUSTRIAN RESIDENCY LEASE WEXTENSIONS...
FAISELY ARRESTED & EXTRADITED FROM CHEVE, SWITZERLAND FOR

REFUSAL & FAILURE TO PAY WISCONSIN TAX ASSESSMENTS; A

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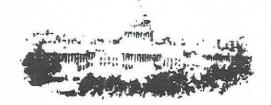
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TOBY ROTH
FIGHTH DISTRICT
WISCONSIN

FOREIGN AFFAIRS COMMITTEE

Support and the middle east Europe and the middle east International Operations

RURAL CAUCUS TRAVEL AND TOURISM CAUCUS



United States House of Representatives

WASHINGTON DEFICE BUILDING WASHINGTON D C. 70515

DISTRICT OFFICES
120 NORTH OHEIDA STREET
APPLETON, WISCONEN SA911

207 FEDERAL BURDING 208 EAST WALNUT STREET GREEN BAY, WASCOMEN \$4021

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June 9, 1981

CONTACT!

The President The White House Washington DC 20510

Doar Mr. President:

REVEREND FATHER, JOHN A. O'BRIEN THON: 920, 921, 9383

MBRRIMAK COTTEGE CHAIRMAN DANTAMBASCO

Mr. LEE WITHAMS (312, 775, 3584)

It is with personal pleasure that I send along information listing the credentials for my constituent, Mr. Leo E. Wanta, from Appleton, Wisconsin.

Our office is particulary impressed with the track record of success in the business world accorded to him. His accomplishments are certainly impressive, especially in view of his youth; Leo is 42. We understand that Mr. Wanta is being considered for the position of Inspector General, Department of Defense. I know personally of his dedication and commitment to cutting every possible cost attributable to waste, fraud, poor in this vital and responsible role and I commend him to your attention and, hopefully, appointment.

The Wanta family has been active with the Outagamie County Republican party for a number of years. During the '80 campaign, at their personal expense, they hosted a number of receptions to encourage support of the Reagan candidacy. Leo treasures the red, white and blue pen inscribed. "Let's make America great again!" He has postponed a number of business opportunities to make it possible for him to serve in the public sector during your Administrations.

Mr. Wanta is an outstanding citizen who wants to serve his country. I know he will do so with great distinction if afforded an opportunity. Again, it is a pleasure to urge your consideration of Mr. Leo E. Wanta for appointment within the Department of Defense.

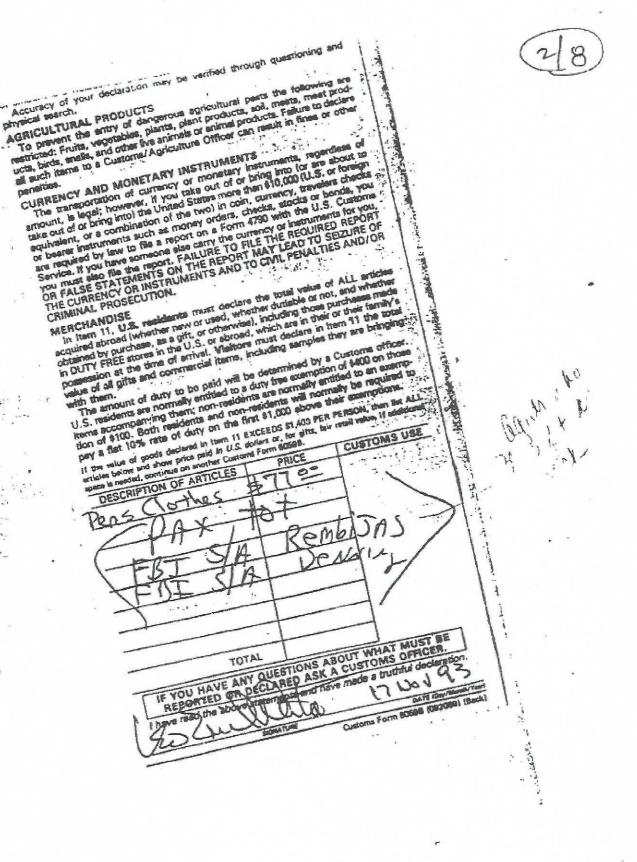
Respectfully

TOBY ROTH

Member of Congress

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Accuracy of your declaration may be varified through ~physical search. WELCOME TO THE UNITED STATES DEPARTMENT OF THE TREASURY UNITED STATES CUSTOMS SERVICE CUSTOMS DECLARATION 19 CFR 172.17, 146,17, 148,13, 146,116, 148 115 Each arriving traveler or head of family must provide the following informstion landy ONE written declaration per family is required; 10 3. Airline/Flight SE Date of Birth: Number of family members traveling with you Mc AKUTHUR U.S. Address: 28 6. I am a U.S. Citizen If No. Country: の表がいいという。こ NO I reside permanently in the U.S. Expected Length of Stay: WWICJOWN PLEASURE BUSINESS The purpose of my trip is or was Total de des de l'establisse I am/we are bringing truits, plants, meats, food, soil, birds, snails, other live animals, farm products, or I/we have been on a farm or ranch outside the U.S. I am/we are carrying currency or monetary -instruments over \$10,000 U.S. or foreign equivalent. 11. The total value of all goods I/we purchased or acquired abroad and am/are bringing to the U.S. is (see instructions under Merchandise on reverse midel: MOST MAJOR CREDIT, SIGN ON REVERSE SIDE AFTER YOU RE RNING. (Do not write below this line.) INSPECTOR'S NAME BADGE NO. S CIR LING IN THE PRICE 2 minutes per emplaneers or risk glapour esquerate the business amount and suppose service had completely glapour Businesses, p. 2. 20229, and as 155-5-2041; brandenies, DC 20003. Curtoms Form 50598 (082089) #U.S.GPO.1992-0-645-145 IPLOMATIC (AMBASSADORIA) ENTRY by wed by U.S. DEPARTMENT OF STATE U.S. governlyzno He 18 US COLE ON DPOMPIC RELATIONS (1961)



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Dr. Gabriela Koschatzky-Elias Schloß Schönbrunn A - 1130 Wien

Wien, am 19. April 2001

To whom it may concern

Ich, Dr. Gabriela Koschatzky-Elias, kann bestätigen, daß Herr Leo E. Wanta in den Jahren 1988 und 1989 in Wien, in der Kärntnerstraße, ein Büro und eine Wohnung gemietet hatte, hier wohnte und als Vertreter von New Republik hier seinen Geschäften nachging.

ENGLISH TRANSLATION: T Garriela Wardabley- Rian

I, Dr. Gabriela Koschatzky-Elias can confirm that Mr. Leo E. Wanta rented an office and an apartment on Kaerntnerstrasse in Vienna in the years 1988 and 1989, that he lived here and as representative of New Republic attended to his businesses here.

Signed:

Dr. Gabriela Koschatzky-Elias

*** Translated from German to English by Gerald J. Salchert, 20 April 2001

igned

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T.

INRE: CIV-99-1914 C

MEMORANDOM SUPPLEMENT I



Hard to keep track of those little yellow notes?

Hotmail leepwil@hotmail.com

Home

Hotmail

Search Shopping

Money People & Chat

Passport S

Inbox

Compose

Addresses

Folders

Options

Help

Folder: Inbox

From: Sherman Skolnick <skolnick@ameritech.net> Save Address Block Sender

To. leepwil@hotmail.com Save Address

Subject: Who is Leo Wanta?

Date. Fri, 21 Jan 2000 02:33:51 -0600

Reply

Reply All

Forward

Delete

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Close

http://www.aci.net/kalliste/wanta.htm

TOM: YOU MIGHT FIND THIS INTERESTING. Skolnick

[Email Reply]

Who is Leo Wanta?

by J. Orlin Grabbe

"Bill Clinton's Short-Term Notes"

Asian-European, the CIA, and Mochtar Riady

Meet Leo Emil Wanta. At one point Wanta had bank accounts at Metishe Bank in Moscow, Avenue Bank on the Champs-Elysee in Paris, Credito Italiano in Milan, Anker Bank in Geneva, Swiss Bank Corporation in Geneva, the Algemeine Spaar in Brussels, the Zentralsparkasse und Kommerzialbank in Vienna, Creditanstalt Bankverein in Vienna, and-the perennial favorite of money launderers--Citibank in Milan, New York, and Los Angeles.

Meet Leo Emil Wanta, a man accused of, or praised for, crashing the Russian ruble over 1990-1. There is no doubt that he was a currency trader, placing orders for 100 billion rubles at a time. Then there is the matter of gold-Russian gold.

One of the orders faxed around the world from his New Republic/USA Financial Group Ltd. (2101 North Edgewood Avenue, Appleton, WI 54914, Tele/Fax: (414) 738-7007), dated Feb. 4, 1991, is an offer to buy/sell/effect 2000 metric tons of gold bullion, with rollovers under London good delivery. At the time of this offer, Wanta was in constant phone contact with Roberto Coppola in Rome, where Coppola served as Ambassador of the Russian Republic. Was it Russian gold Wanta was selling?

Was Wanta just another trader specializing in illiquid currencies and flight capital in the form of bullion? Was he a big time money launderer? Either would explain the 14 percent commissions at

12/12

a war ever out us

which he dealt. Or was neither the case? Let's look closer. Because something doesn't add up.

Wanta, an erstwhile travelling companion of Vernon Walters and supplier of machine guns to Bill Casey, was arrested by Swiss authorities on July 7, 1993, in Geneva, Switzerland. He was held for four months, then extradited to Wisconsin to stand trial for state taxes owed for the years 1982 and 1988. The grand total of taxes owed-\$14,000.

Curious that. Extradited for \$14,000? In taxes? From Switzerland? The story gets weirder.

Wanta was sentenced to 22 years in prison. (Better he had killed a few people than that he owed taxes.) Afterward, on Sept. 21, 1996, Wanta wrote a mysterious letter to Hillary Rodham Clinton, referring to "U.S. President Bill Clinton's Short Term Notes and IMF Sale of Bullion." In the letter Wanta referred to his own "de-stabilization of the Soviet Union Rubles (SUR)" and noted that he "prevented the Soviet & Italian Mafiosa from the Soviet Funds in favour of our U.S. Treasury & Metals Accounts in excess of US\$ 150 billion".

Wanta then threatened: "Until by legal release from the un-consitutional/ false incarceration in Wisconsin-as a diplomat & non-resident--I am legally interested in the corporate placement of short-term notes & I.M.F. gold bullion/troy ounce delivery contract. Thank you for your kind assistance in this timely situation."

Wanta's letter (or letters) got results. On Jan. 10, 1997, Wanta received a reply from Erskine Bowles at the White House.

Mr. Leo E. Wanta c/o Kettle Moraine Correctional Institute P.O. Box 31 Plymouth, WI 53073

Dear Mr. Wanta:

Thank you for your letter. I appreciate hearing from you.

To give your concerns the proper attention, I have forwarded your letter to the Office of Agency Liaison within the White House. You can be certain that your concerns will be carefully reviewed.

Again, thank you for writing.

Sincerely,

Erskine B. Bowles

On February 1, 1997, after Bowles had checked with W.H. Agency Relations, Leo Wanta was released on \$90,000 bail.

So here's what we know about Wanta so far: Extradited from Switzerland on a triviality. Sentenced to 22 years on the same triviality. But then sprung after references to "Bill Clinton's short-term notes" and the White House checks with Agency Liaison.

Then there's the Russian currency/gold issue. Wanta was dealing in billions of dollars. Where did the financing come from? Another question comes to mind: How did Wanta get to be Ambassador from Somalia?

Claire Sterling's not-so-reliable book Thieves World contains a good bit of information (and misinformation) on Leo Wanta. (Sources include a mysterious Mr. X, an "investment banker", and an unnamed FBI agent. Sterling's credits, however, may identify the latter source: she gives special mention to "Jim Moody of the FBI"--the man who headed up the FBI's organized crime division.

Wanta himself identifies Sterling's "Mr. X" as Treasury Special Agent Philip Wainwright.

Depending on your point of view, Wanta is a con artist or a hero: bilking the crumbling Soviet empire of its currency and resources, helping pushing the wounded bear over the cliff. Wanta's operation has been called the Great Ruble Scam. That is, one of the few ruble scams not engineered by the Russian central bank/Russian government itself.

NOT TRUE USSO CENTRAL BANQUE GOLD BULL ON DEPARTMENT.

Wanta presented his credentials in Moscow in October 1990. He was a member of Reagan's "President's Club" (meaning he had given \$50,000 to the campaign). He also headed the "New Republic Financial Group' located in Appleton, WI, and registered in Vienna, Austria (New Republic/USA Financial Group, GES.m.b.H., Kartnerstrasse 28/15, Telefon: 513-4235, A-1010 Wien). New Republic had declared capital according to Sterling. On this basis, Wanta wanted to swap \$5 billion for 140 billion rubles, rising over five years to \$50 billion for 300 billion rubles. The IB, USC Section 6/USGOVI Perpuerrang Comparations of the proportion of the proporti

You never make money unless you think big, right? The proposal (one of three similar ones from seemingly disparate sources) was to be a mini-Marshall plan to import into Russia consumer goods like frozen chickens and Tampax. Or that was the story. Boris Yeltsin approved the deal, but it fell through, according to Sterling, when the State Department reported that Wanta "had major debts and some credit card problems". (Wanta denies that the State Department ever issued such a statement. Much of Sterling's information, in fact, seems to come from a Soviet investigator looking to smear Wanta as a Bank common criminal.)

To Sterling's "Mr. X", who worked with Wanta, the objective was quite different: "I knew there would be a possibility of a Western privately orchestrated economic Jihad that could help crush the communist ruling powers by destroying their unstable ruble. Unilaterally and privately, I decided to play a catalytic role to crash the ruble."

During the previous year Wanta's group bought sold and traded rubles. Many of the orders/offers appear to calculated to cause a run on the ruble, per Rogers-Housing Nemoemulum F

And-coming forward to October 1990--Wanta's deal of \$5 billion for 140 billion rubles, or 28 rubles to the dollar, would have been transacted at roughly double the value of the dollar relative to its black market rate which was closer to 14 rubles to the dollar. If executed, the plan would have effectively given Wanta a free 70 billion rubles with which to holp himself to the natural resources of a crumbling

empire. Not bad. Who was Wanta representing? Himself? Or the U.S. government?

Or the U.S. government?

Moving forward to Jan./Feb. 1991, we find Wanta in the process of moving two thousand tons of gold-during a time period when coincidentally two thousand tons of Soviet gold mysteriously disappeared from the Central Bank.

By December 1991 Wanta and his partner Kok Howe Kwong had set up a food for petroleum joint venture in Moscow. Accounts in dollars and rubles were opened at Status Credit Bank in Singapore by the two through Asian-Europa Development Pte Ltd. Asian-Europa proceeded to export Soviet petroleum and import Western goods at an exchange rate (oil for goods) very favorable to Asian-Europa. Asian-Europa appears to be a U.S. government/CIA proprietary company set up under USCA

Title 18, Sec. 6., Line 11. And it appears to have had a relationship with Mochtar Riady's Lippo Group.

Without a doubt. Wanta dealt the fading Soviet apparatus a body slam or two. Does that make Leo Wanta an American hero? And if so, why was he incarcerated? Was it just to keep him off the streets because of what he knew (a standard maneuver in the intelligence community)? Does that explain Wanta's bogus extradition from Switzerland? Or was Wanta just a clever con artist who could somehow come up with the contacts and billions of dollars necessary to deceive a crumbling superpower, not to mention the CIA and the U.S. Treasury? Either way, Wanta ain't your average used-car salesman. Wanta may be a victim railroaded by the government he served, as coestandard with D.S. Dept. or the Treasury (U.S. Curous Service: O Frank B. Julyani (FBI | SA 32 N) and D.S. Dept. or the Treasury (U.S. Curous Service: O Frank B. Julyani (FBI | SA 32 N) and Leo Wanta was appointed Ambassador of Somalia for Switzerland and Canada in March 1993. In July, Wanta had been in Switzerland to make \$250,000,000 available for the Children's Defense Fund at the request of Deputy White House Counsel Vince Foster. Children's Defense Fund? Whose idea was that?

What was going on there? [See August Treust (Sugge) Society, August Tous (Corporation), et al.

Shortly after Wanta's arrest, and following his daughter's birthday on July 20, 1993, the Superintendent for the Swiss prison where Wanta was being held came by and told Wanta that Wanta's friend Foster had been murdered.

Wanta used to visit FBI Director William Sessions at his office through a secret entry known as the "back of stage". There he would nearly always meet with a Mr. Gonzalez and a Mr. Jim Moody, who were the FBI enforcers for RICO and organized crime issues. Moody was the head of the FBI's organized crime section.

Can any of this shed some light on the death of Vince Foster? Clearly Foster was engaged in some major financial dealings--including the \$250,000,000 for the Children's Fund that Wanta discusses. Foster's financial dealings may not explain why he was killed. But they could very well explain why there was no investigation.

What does Wanta think?

August 26, 1997

Web Page: http://www.aci.net/kalliste/

Reply

Reply All

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IMMUNITY FROM JURISDICTION

ARTICLE 31

1. A diplomatic agent shall enjoy immunity from the criminal jurisdiction of the receiving State. He shall also enjoy immunity from its civil and administrative jurisdiction, except in the case of:

The immunity of an ambassador from the criminal jurisdiction and later from the civil jurisdiction of the receiving State was, after inviolability, the earliest to be established of the basic rules of diplomatic law. Immunity from criminal jurisdiction was originally regarded as an aspect of inviolability.

During the sixteenth century there occurred a series of notorious cases where the ambassador of one monarch was found to be participating in treasonable conspiracies against the sovereign at whose court he was. It was at this period common practice for ambassadors, as well as secret agents, to be employed as agents provocateurs. The earliest writers on diplomatic law had doubts about allowing an ambassador to retain his immunity from criminal jurisdiction under such circumstances. Gentilis, the first professor of Civil Law at Oxford University, and other distinguished civilians advised Queen Elizabeth that the representative of the captive Mary Queen of Scots, John Lesley, Bishop of Ross, had forfeited his immunity by inciting revolt against the sovereign to whom he was accredited and could therefore be tried. But Queen Elizabeth did not take advantage of this The Bishop of Ross, after a short period of imprisonment, was expelled. Two other foreign ambassadors to the Queen later suspected of similar activities, Mendoza and d'Aubéspine, were likewise not brought to trial d'Aubéspine in fact was neither expelled nor recalled but continued to act as Ambassador of France.2

The writers continued to be hesitant. Gentilis in his

For references see p.175.

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PERSONAL INVIOLABILITY

ARTICLE 29

The person of a diplomatic agent shall be inviolable. He shall not be liable to any form of arrest or detention. The receiving State shall treat him with due respect and shall take all appropriate steps to prevent any attack on his person, freedom or dignity.

The inviolability of the diplomatic agent is certainly the oldest established and the most fundamental rule of diplomatic law. Wherever among the separate States of an international community ambassadors were sent and received, custom or religion invariably accorded a special protection to their persons. Among the city States of ancient Greece, 1 among the peoples of the Mediterranean before the establishment of the Roman Empire, among the States of India, the person of the herald in time of war and of the diplomatic envoy in time of peace was universally held sacrosanct. The ambassadors exchanged between the Italian city States were granted safe conducts for their normally temporary missions, or were treated as inviolable. During the sixteenth century, while guaranteeing special protection to an envoy became more difficult because they were exchanged in much greater numbers and between sovereigns of different faiths - Catholic, Protestant and Mohammedan, the rule was recognised as essential if international relations were to develop at all.4 By the end of the sixteenth century therefore, when the earliest treaties on diplomatic law were published by Ayrault5 and Gentilis, 6 the inviolability of the ambassador was firmly established as a rule of customary international law. If, as happened too frequently during the sixteenth and seventeenth century, the envoy became involved in conspiracies against the sovereign of the receiving State, State practice confined itself to his expulsion. He could on no account be tried or punished. The writers continued to maintain that the receiving State retained a right of self-defence against an ambassador. Grotius maintained that an ambassador could be killed in self-defence. But though the principle is

For references see p.138.

EXH(B) 135.6

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DIPLOMATIC LAW

DUTIES OF THIRD STATES

ARTICLE 40

- 1. If a diplomatic agent passes through or is in the territory of a third State, which has granted him a passport visa if such visa was necessary, while proceeding to take up or to return to his post, or when returning to his own country, the third State shall accord him inviolability and such other immunities as may be required to ensure his transit or return. The same shall apply in the case of any members of his family enjoying privileges or immunities who are accompanying the diplomatic agent, or travelling separately to join him or to return to their country.
- 2. In circumstances similar to those specified in paragraph 1 of this Article, third States shall not hinder the passage of members of the administrative and technical or service staff of a mission, and of members of their families, through their territories.
- 3. Third States shall accord to official correspondence and other official communications in transit, including messages in code or cipher, the same freedom and protection as is accorded by the receiving State. They shall accord to diplomatic couriers, who have been granted a passport visa if such visa was necessary, and diplomatic bags in transit the same inviolability and protection as the receiving State is bound to accord.
- 4. The obligations of third States under paragraphs 1, 2 and 3 of this Article shall also apply to the persons mentioned respectively in those paragraphs, and to official communications and diplomatic bags, whose presence in the territory of the third State is due to force majeure.

The opinions of writers on diplomatic law had long been divided on the question of whether a diplomat proceeding to or returning from his post was entitled to a right of innocent passage through third States, and secondly on whether when in transit through a third State he was entitled to some or all of the privileges and immunities accorded to him in the receiving State. The difficulty in formulating clear

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of the mission'. In the case of one category of goods, however, materials to be used for the construction of embassy premises or staff accommodation, the position is not entirely clear. Prima facie, materials imported for such a purpose are 'for the official use of the mission' and there is nothing in the records of the Conference to suggest that a limited significance was to be attached to the word 'articles' in this context. The United Kingdom has both received and accorded exemption from customs duties in respect of diplomatic imports of this character. The difficulty arises because at the Vienna Conference the United States submitted an amendment to make clear that materials for construction alteration or repair of embassy premises were covered by exemption, and withdrew it on realising that it did not meet with general support. It may well have been however that many delegates believed that the provision was unnecessary, and even the comment on the withdrawal by the United States made by the representative of Senegal (who had opposed the amendment) is ambiguous. 15

Personal baggage

There was no uniform rule of international law prior to the Vienna Convention exempting diplomatic agents from search of their personal baggage. This would usually be accorded to heads of mission, and in many countries it was extended to other diplomats as an aspect of their inviolability of property. Like inviolability of property itself, however, exemption from baggage search was subject to exceptions and qualifications. Article 30 of the Vienna Convention now accords full inviolability to the property of a diplomat, subject to a limited exception in regard to execution of a judgement in a case where the diplomat was not entitled to immunity. Paragraph 2 of Article 36 however entitles the receiving State to search the personal baggage of a diplomat where there are serious grounds for suspecting certain abuses. The personal baggage of a diplomat will normally consist almost entirely of articles which are his property. There is therefore an inconsistency between the two provisions, which was in fact drawn to the attention of the Conference. The Conference made quite clear that it had no intention of modifying the provisions in Article 36 regarding search of baggage. 16 It would not have been difficult to have inserted a proviso in Article 30, but this was not done. It is obvious however that such a proviso should be implied.

The regulations of different States will vary on the

EXH(BIT 8

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charged by the provincial police with injuring one Miguel Vera in a unofficial acts of a consul, to which traffic accidents belonged. The case In a 1958 case, Re Cummings, an American Vice-Consul attached to he Consular Section of the American Embassy at Buenos Aires, was traffic accident. The question was raised as to whether the accident was an act incidental to the official functions of the accused, thereby conferring original jurisdiction upon the Supreme Court. The Court held that its original jurisdiction over civil or ciminal cases involving diplomatic and consular officers did not extend to cases arising out of the was thus remanded to a lower court of appropriate jurisdiction.42

tion. Indeed, the Commissioner of Police specifically instructed police and traffic wardens to do their best for diplomats in not enforcing the In the United Kingdom, diplomats involved in traffic accidents or vioations in the metropolitan police district have been free from prosecuparking regulations with full rigidity.48 The same privileges and coutesy have not been extended, however, to consular officers since the latter have immunity only in respect of their official acts.44

letting consul-offenders go scot free. In the United States, for example, foreign consuls who violate traffic laws and regulations usually go unpunished, not on the ground that a consul's driving may constitute an official function, but because of the peculiar constitutional provisions governing the jurisdiction of the Federal and State courts. Thus, Article III of the United States Constitution provides in part: "In all Gases affecting Ambassadors, other public Ministers and Consuls, and those in which a State shall be Party, the Supreme Court shall have original In states with a federal system, enforcement of traffic laws generally encounters complicated procedural problems, which often result in urisciation." Title 28, U.S.C. \$ 1351 provides:

Consuls and vice-consuls as defendants

States, of all actions and proceedings against consuls or vice consuls of foreign states, June 25, 1948, c. 646, 62 Stat. 934; May 24, 1949, c. 139 § 80(¢), 63 Stat. 101. The district courts shall have original jurisdiction, exclusive of the courts of the

A long line of cases has underscored the impossibility of prosecuting

11 4 Hackworth, Digest, 739.

u Junisprudencia Argentina, 1958-IV (October-December 1958), p. 512; 25 International Law Report, 1958-II, pp. 549-60.

is See The Times,, March 6, 1964, p. 16b.

4 Letter to author from Mr. I. M. Sinclair, Counsellor and Legal Adviser of the U.K. Mission to the United Nations, dated September 17, 1965.

EXHIBIT 3.1





consuls involved in traffic violations, only a few of which need be 1 tioned.

California, the question of the Federal or State court's jurisdiction In a case of a statutory crime instituted against a foreign consi raised. In its communication to the Department of State, dated Febr 24, 1914, the Department of Justice wrote:

and a manuscript opinion of the Attorney General to the contrary in the K Case is referred to in Moore's Digest, Vol. 5, p. 66. On the whole I am opinion that there is no jurisdiction in the Federal courts to proceed aga From a careful investigation of the authorities it would seem that there way to reach the Consul by criminal proceedings. It is settled that the State have no jurisdiction, and apparently the United States courts would have since the offense referred to is not made a crime by any law of the United ! Brown to the effect that the Federal courts would have exclusive jurisdicti statutes. There does not appear to be, however, any authority upholding this consul except where he has offended against some specific criminal law . It is true that in the case of In re Iasigi, 79 Fed. 751, 785, there is a dictum of offenses by consuls, whether at common law or under State or United

State court's jurisdiction over a traffic violation by a foreign consu Department of Justice in 1934, after referring to the constitutiona In reply to an inquiry from a United States attorney concern

statutory provisions, said:

The rule is that though the offending consul is not lammune from prosect he is subject to prosecution only in cases in which the Federal courts It goes without saying that the Federal courts would have no jurisdiction and sentence an offender unless it appears that the offense charged is defin an Act of Congress, United States v. Mossew, 266 Fed. 18, and cases therein In view of the conclusions herein reached, it would seem that there is n urisdiction.

for you to do in the matter except to advise the Attorney General of the S Maryland that the tate courts hSave no jurisdiction in the case presented.46

The procedural obstacle is sometimes reinforced by treaty obligs Thus, in People v. Amato, or the New York City Magistrate's Cou.

18 4 Hackworth, Digest., 747.

was written on November 13, 1934, which directly contradicted an earlier onication from Assistant Serretary of State Welles to Attorney General Cum dated October 30, 1934 (4 Hackworth, Digest 738): It may be significant to note that this opinion from the Department of

automobiles unless such exemption is specifically provided for in a treaty b Foreign consular officers in the United States are not exempt from arre criminal prosecution for a violation of a city ordinance with respect to parl the United States and the Government the consular officer represents.

11 Docket No. 204361 (unreported), New York, City Magistrate's Court, Mu Term, Brooklyn, May 17, 1984. McKean, City Magistrate. Cited in 49 A.J.I.



BEMBASSY OF THE SOMALI DEMOCRATIC REPUBLIC

80 Portland Place London-W1N 3DG Tel: 01-880-7146_

T 15 June 1993

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The Foreign Minister Ministry of Poreign Affairs, denova, · 性 switzerland.

Dear Mr. Minister,

We have instructions from the president His Excellency Hadi Mohamed Hashi Hails that Sir Leo Emil Wanta is appointed as the Ambassdor to Switzerland.

The Sir Wanta's D.P.P Number is 04362

of

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We have the honour to avail ourselves of this opportunity to to renew to your ministry the assurance of our highest consideration.

Yours sincerely,

Mousse

Ambassador.

H.E Haji Mohamed H Ha President.

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EXHIBIT 2

NINIETRY OF FOREIGN AFFAIRS OFFICE OF the PRESIDENT UNITED SOMALI SALVATION

APRIL 11; 1993



ROMA, STAGE

SIR LEO EMIL WANTA 1885 MILSON ATENUE SUITE 202 NORTH YORK, ONTARIO CANADA NON 1A2

VIA PAX: [416] 243.5176:

DEAR SIR,

NE ARE PLEASED TO INFORM YOU THAT OUR PRESIDENTIAL OFFICES HAS BESTONED UNTO YOU, SIR LEO BELL MANTA. THE OFFICIAL OFFICE OF ANDASSADOR TO REPRESENT THE SOMALI DEMOGRATIC REPUBLIC IN CANADA.

PLACE AT A LATER DATE WHICH SHALL BE ADREEASED TO THE .
BOTH OF US.

CONGRATULATIONS.

SINCERELY YOURS, THE PRESIDENT OF SOMALI

MR WAS MORNES DEWORT RETLE

PAX: 39 42 53 - PHONE: 28973 - P.O. BUX 797 MOGADISHU - SOMALI DEMOCRATIC REPUBLIC

EXHIBIT S

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THE EMBASSY OF THE SOMALI

60 Portland Place London W1N 3DG

29 April 1992

Canada.

The Foreign Minister Government of Canada, Ottawa,

Dear Mr. Foreign Minister,

On behalf of his Excellency Haji Mohamed Hashi Halle, president of Somalia, I would like to extend my greatings to your Excellency and the people of Canada.

We are very appreciative of your noble stance to have given sanctuary to thousands of innocent Somalis who have fled the civil war and before that the corrupt regime of former dictator Mohamed Siyad Barre.

Since there has not been a representative for our national affairs in your country, I am instructed By His Excellency Haji Mohamed Hashi, The president of the state of Somalia, to inform your excellency that Sir Leo E. Wants would become the official representative of our State affairs in Canada, starting from the 2nd of April 1993.

I am sure that Sir Wants would build better relations between our two countries and would also look after the well-being of our citizens in your country.

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Adura sincerely

A M Muses Ambassador

CCIHIS EXCELLENCY HAJI NOHAMED H HAILE

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EXHIBIT 3

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EXHIBIT. 4

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MAGACA MADAXWEYNALLA

IN THE NAME OF THE PRESIDENT OF THE JAMHUURIYADDA DIMOORAADIGA SOOMAALIYA" SOMAL DEMOCRATIC REPUBLIC
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