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**Grigoriy Grabovoy was Convicted for
Rendering People Real Assistance**

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The book is based on the actual circumstances of the criminal case of Grigoriy Grabovoy. The book describes the activities of G.P.Grabovoy for the welfare of people, the illegality of institution of the criminal case, the outrages violations of the law and rights of G.P.Grabovoy in the course of the investigation and court trial; it includes the opinions of journalists and public figures about the guiltlessness of G.P.Grabovoy.

The book is written by attorneys of G.P.Grabovoy:

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Sergey Knyazkin, the Chairman of the Committee on Human Rights of the Republic Of Tatarstan, the adviser of the civil service of the Republic of Tatarstan of the 1st class, lawyer, PhD, a member of the Union of Journalists of Russia.

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Activities for the Welfare of People

People in Moscow got to know about the well-known scholar, Doctor of Physics and Mathematics and of Technical Sciences, academician of the Russian Academy of Natural Sciences Grigoriy Grabovoy, native of Kazakhstan, in 90-ies when he began to deliver public lectures, forecast and to prevent extraordinary situations and catastrophes. On 30th January 1998, “Rossiyskaya Gazeta” (Russian newspaper) published an article “Catastrophes for tomorrow are canceled”, which described the activities of the well-known scholar G.P.Grabovoy in the Control Center of Space Flights (CCSF) of Russia, ia was also about several hundreds of certified by notary protocols of the forecasts exact in all cases on prevention of the emergencies of aircrafts in the National Airlines of Uzbekistan “Uzbekiston Khavo Iyullari”, and about prevention of atomic catastrophes.

“Stolitsa-C” newspaper published an interview with **colonel-general of the Aviation of the Russian Federation, former deputy of the commander-in-chief of the Air Force of Russia, the Hero of the Soviet Union Antoshkin N.T.** who informed about the following results of collaboration with G.P.Grabovoy, “What I really know is that during our collaboration I succeeded saving of dozens of pilots and enormous quantities of equipment”.

G.P.Grabovoy was awarded the highest state reward of Bulgaria, the **order “Stara Planina of the 1st Degree”** for prevention of an accident at Kozloduiskaya Atomic Power Plant in Bulgaria.

G.P.Grabovoy was rewarded in Russia and abroad with rewards and titles (Appendix 1) for the mentioned above public peacemaking activities which involved forecast and preventions of catastrophes. He was rewarded by the Russian Academy of Natural Sciences with the **silver medal of Nobel prize winner I.P. Pavlov “For Development of Medicine and Public Health”**, he became a laureate of the competition of International Academy of Sciences about Nature and Society and was rewarded with the **medal of Peter the First “For the Merits in the Cause of Revival of Science and Economy of Russia”**, he was rewarded with the **silver medal “For the Merits in the course of the invention”** by the International Academy of the Authors of Scientific Discoveries and Inventions”, with the **medal “For Development of Culture and Arts”** of the International Academy of Sciences on Nature and Society, he was awarded the title of a laureate of the **International Competition “The Elite of Information Scientists of the World”**, for the services to domestic cosmonautics he was rewarded with the **order of Georgiy Beregovoy**, which was founded by the Center of Training of Cosmonauts named after Y.A.Gagarin and the Fund of Support to Russian Cosmonautics.

The public peacemaking activities of Grigoriy Grabovoy on dissemination of the international Teachings “About Salvation and Harmonious Development” was required and used at the state service of Russia. Public delivery of lectures at the **Academy of the Civil Service attached to the President of the RF** and teaching of the individual course “The Methods of the Remote Prevention of Catastrophes” in the **Ministry of Extraordinary Situations** made it possible to train a group of students, who would develop and use the technologies of peacemaking international teachings in the bodies of the state power of Russia.

The peacemaking activities of Grigoriy Grabovoy stretched far beyond the borders of Russia and reached the highest international level. In March 2001 he became the head of the Department “The Technologies of Preventive or Forecasting and Safe Development” of the International Chair of UNITWIN / UNESKO / ICES “Transfer of Technologies for the Stable Development”, and training program on the course “The Technologies of Preventive Forecasting and Safe Development” was coordinated with the Ministry of Education of Russia and the Ministry of Natural Resources.

The approval of the Patented by Grigoriy Grabovoy technologies of forecasting and prevention of catastrophes were successfully approved in the UNO as well as in

- **the Ministry of Extraordinary Situations of Russia** (letter of MES of RF № ИД/275 07.07.1999);

- **the space industry of Russia and Control Center of Flights of Russia** (the protocol of the precise forecasts of Grabovoy G.P. on the jointing of the space orbital complex “Mir” of the RF and the spacecraft “Atlantis” of the USA for the period from 27th September 1997, and on the work of the on-board computer of the space orbital complex “Mir” of the RF from 26th September 1997. <http://iformat.ru>);

- **the Ministry of Civil Aviation of the Republic of Uzbekistan and the National Airlines of Uzbekistan “Uzbekiston Khavo Iyullari”** (more than 300 protocols of the precise forecasts published in the book of G.P.Grabovoy “Practice of Control. The way of Salvation. Vol.1, Vol. 2 (Publishing house “Soprachastnost”, 1998);

- **the military aviation of Russia** (report of the Hero of the Soviet Union, colonel-general of the Aviation Antoshkin N.T. (2007-04-09. <http://iformat.ru>) and the interview of the Hero of Socialist Labor, military test pilot of 1st class, colonel M.L.Popovich (2007-03-17. www.drugg.ru));

- **the Ministry of Public Health and Medical Industry of Russia** (agreement on the scientific - research cooperation between the Scientific Research Institute of traditional methods of treatment of the

MH and MI of RF and the specialist for forecasting and correction of extraordinary events Grabovoy G.P. # 01/95 бф of 10th December 1995), and other state and non-governmental institutions.

In 2000 G.P.Grabovoy hosted a TV show on television channel TV-6 “Grigoriy Grabovoy. Formula of Health”. Since 2000 to 2005 the Fund of Grigoriy Grabovoy set up and distributed the newspaper “The Variant of Control - Forecast”, which contained materials on the teachings of Grigoriy Grabovoy “About Salvation and Harmonious Development” and precise forecasts on prevention of extraordinary situations in Russia and other countries of the world.

Economy for the Welfare of People

In 2005 Grabovoy started social public activities. On 29th March 2005 the Ministry of Justice of Russia issued the primary document # 11/6-34 about the legality of foundation of organizational committee on preparation for the constitutive congress of political party DRUGG in the Russian Federation. Regional departments of the future party had been created in 73 regions of the country by March 2006. This was almost twice as much as the number of departments of party “Edinaya Rossiya” by that time. In spite of the lie and slander distributed by the central newspapers “Komsomolskaya Pravda” and “Izvestiya” the authority of G.Grabovoy was growing steadily.

The constitutive congress of political party DRUGG in RF took place on 17th March 2006 in Moscow. This congress officially started this political party, approved the charter and elected G.P. Grabovoy the chairman of the party. At the congress G.P.Grabovoy in reply to the requests of his supporters expressed his consent to run for the presidency of Russia in 2008.

Here are several points of the party program:

“1. All forces of the state and society are directed to provision of eternal happy life of man. If for the sake of any single person, for provision of his eternal life it is necessary to restructure the state, political and economical systems, it will be necessary to do it.”

“3. Up to 10 per cent of growth of the entire gross product of the country is distributed equally among all individuals while all other available social systems will be reserved. This will provide improvement of ecology of Russia and increase of rates of growth of the whole gross product.”

“6. Provision of social justice. De-privatization taking into consideration the labor of the owners. Provision of reliability of the earned capital.”

“7. Guarantees of absence of repressions.

Analysis of historical events related to repressions. Adoption of laws not admitting repressions for political and social activities. Full rehabilitations of those who were subjected to repressions.” Let’s consider just the third point, i.e. the equal distribution of 10 per cent of growth of the gross product for all citizens of Russia. Based on this point the state for the first time is offered to share the national riches with the entire people, with everyone from baby to old man. The richest countries of the world which extract oil partly use this method. Each resident of the flourishing United Arab Emirates possesses his small part of the riches of state. Just after birth he receives money on the personal bank account, and then based on a simplified scheme is provided with an apartment and a car. All citizens of that country are well-to-do people.

Norway, also an oil country has the highest living level in the world; and they created the fund for the future generations at which they save money from oil riches. They are able to use the riches of the country taking into consideration the interests of the entire society. Everything is different in Russia, the richest country of the world.

The proposal of G.Grabovoy makes it possible to change the situation radically providing each resident of our country with more than 20 thousand rubles monthly from the growth of the national riches that will help person to rise from the misery, to feel to be human being and to turn to intellectual values. Just this single point of the program makes it possible to increase considerably the standard of living of each citizen and each family of Russia, it will make it possible to create high and stable living level. The normal level of the welfare of man will immediately influence positively the level of birth rate and will make it possible to solve the most important strategic task of the country that is cessation of extinction of nation.

Fair and equal distribution of 10 per cent of growth of the gross domestic product will allow the majority of Russians to plan fearlessly the development of welfare of their families for future decades and solve problems of acquisition of housing, automobiles and other required means of normal existence as in other developed countries of the world.

If Russians possess stable income from the national riches, they will be able without personal losses to receive medium and long term credits for apartments and development of their own business, that in its turn will improve financial system of the state, will form a safety cushion for it and will make it possible to forget about inflation.

Since millions of Russians will be able to start their businesses and acquire means of production for their business, rapid growth of small and mid-sized business will begin. Thus, the mentioned point of the program of G.P.Grabovoy contains the basis of the industrial growth of the country and the solid foundation of stable economy.

Together with the point of de-privatization (i.e., the revision of the results of the unfair privatization, which robbed the people of Russia) the economic program of G.Grabovoy apparently frightened the oligarchs and the high and mighty, since the overwhelming majority of the society in Russia would vote in the support of such changes for the good of people, and for the good of the entire society.

Illegality of institution of legal proceedings and indictment

On 20th March 2006, three days after the constitutive congress of the party, which voted for the economic program, the deputy public prosecutor of Moscow M.E.Nikonov commenced prosecution against G.P.Grabovoy.

The reasons for the institution of the proceedings were newspaper publications about alleged promises of G.P.Grabovoy to revive the children of Beslan tragedy. The resolution includes the following substantiation, *“in relation to publications in new-papers “Izvestiya” and “Komsomolskaya Pravda” of articles “It is Cruel to Use us in Such a State”; and “Extrasensory Individual Grabovoy Promises to Mothers of Beslan to Resurrect their Children”* (Vol.1, page. 1). The indicated facts and the motives of the instituted criminal proceedings were not confirmed by the court and proved not to correspond to the reality. The committee “The Mothers of Beslan” refutes this lie and stands for protection of Grabovoy. The chairwoman of the Committee Susanna Dudieva declares - *“I am the chairwoman of the Committee “The Mothers of Beslan” and a witness of everything that happened in the c. of Beslan. I declare with full responsibility that no mother of any child perished in Beslan tragedy paid money to Academician Grabovoy for resurrection of the deceased children. Moreover, neither Grigoriy Grabovoy, nor any of his disciples has ever visited the c. of Beslan”*.

The sentence proclaimed in the court room in Moscow on 7th July of 2008 (p. 43) tells that the court determined that Grabovoy G.P. had never been to Beslan, didn't promise anyone anything, nothing to say about receiving money. This is also proven by examination at the judicial session on 29.05.2008 by the chairwoman of the Committee “The Mothers of Beslan”. Mothers of Beslan appeared as witnesses at the court session on the side of protection (the criminal case Vol.16, pages 464 - 466).

Institution of legal proceedings of 20.03.2006 by the deputy public prosecutor of Moscow M.E.Nikonov was based on the same reasons M.E.Nikonov used on 23rd January 2006 to dismiss the criminal complaint.

The mentioned above Resolution on dismissal of the criminal complaint includes the following, *“Thus, the facts presented in the article of newspaper “Izvestiya” were not confirmed by the examination. Thus, there are no objective data confirming the fact that G.P.Grabovoy personally or with someone's help illegally took possession of other people property”*.

The mentioned above circumstances testify that the institution of legal proceeding was unjustified and illegal.

Before the commencement of prosecution the check of activities of G.P.Grabovoy and the Fund of Grigoriy Grabovoy organized by law-enforcement agencies revealed no violations of law. This is one more confirmation of illegality of institution of proceedings. (Resolution of the Department of Internal Affairs of Central Administrative District (CAD) of Moscow of 24.06.2005 about the dismissal of the criminal complaint against G.P.Grabovoy, Resolution of the Prosecutor's office of CAD of Moscow of 30.09.2005 about the dismissal of the criminal complaint against G.P.Grabovoy).

The bodies of criminal prosecution despite the carried out checks which did not reveal violation of law instituted legal proceedings trampling the norms of law and human rights. This testifies to the custom-made nature of the commenced prosecution. The prosecution was commenced without the event and structure of crime.

Since the charge on Beslan broke up the customers of the criminal case had to change their tactics. They knew that G.P.Grabovoy conducted scientific educational seminars. The lectures were organized by the Publishing House of Kalashnikov. They found an occasion. Central state television channels and newspapers with the multimillion print runs repeatedly called citizens who considered themselves to suffer losses from the lectures of G.P.Grabovoy to apply to "Izvestiya" newspaper or to the public prosecutor's office. A popular TV-presenter of ORT channel Andrey Malakhov told about this in his show "Let them speak".

Dozens of thousands of people came to Grigoriy Grabovoy during several years when he was delivering public lectures. One public seminar in hotel "Kosmos" in May 2005 was attended by more than 1500 people. As a result thirteen so-called "victims" who declared that they suffered property damage were found. They were told in the prosecutor's office that they had to write a complaint about the crime of G.P.Grabovoy although none of them gave him money or any assets. All so called "victims" followed the instructions exactly. None of them had ever got an idea to file a suit at the civil court or the criminal law court neither before nor after the commencement of the prosecution. Thus, mass media and the prosecutor's office fabricated the charge having tuned the greediness of people into the proofs of crime. The court preferred to disregard thousand of statements of other participants of the seminars, which supported G.P.Grabovoy and testified that G.P.Grabovoy didn't take money and didn't deceive anyone.

For fabrication of the case the court did not shun to violate roughly the laws and rights of Grigoriy Grabovoy.

All so-called 11 counts of swindling G.P.Grabovoy was charged with "were committed under undetermined by the investigation

circumstances ...together with undetermined persons” (page 1-2 of the sentence of Tagansky district court of city of Moscow of 7th July 2008).

The investigation actions were carried out with violations of law. On 17th August 2006 Khamovnicheskiy district court of c of Moscow resolved that the inspector of the prosecutor’s office M.S.Breev carried out all investigation actions during the probe on the crime G.P.Grabovoy was accused of with violation of G.P.Grabovoy’s rights for defense.

By the decision of the court the inspector was suspended from participation in the case, however, he signed the indictment. The deputy public prosecutor of Moscow M.E.Nikonov who commenced prosecution against G.P.Grabovoy was dismissed with the following explanation of the dismissal, “for not fulfilling his duties properly”. The prosecutor of CAD who accepted this criminal case for prosecution was also dismissed.

More than hundred witnesses of protection were not heard by the court, though they were officially declared by the defense lawyer. Thus, the right to just judicial examination and possibility to interrogate witnesses for protection was violated. (Petition of defense lawyer V.G.Konev requiring examination of the witnesses of protection of 31.05.2008 Vol. 17 p. 125).

There are no victims at all

How G.P.Gravoy could mislead the victims if none of them informed in advance about the question with which they would come to him after the educational seminar. The cynicism of the deliberately false testimonies of the victims is manifested in the fact that they do not challenge the quality of the seminar they attended. They are just dissatisfied with fact that after being permitted to have an individual conversation with G.P.Grabovoy they for the first time asked him several questions and then accused him of deceiving them. The deceit or swindle according to the opinion of the court was that G.P.Gravovoy was not able to fulfill the requests of the victims, which, according to the victims, he didn't promise to fulfill. The collusion of the judges with the so-called victims for the purpose of usage of deliberately falsified information and pronouncing an illegal sentence is quite obvious. Even an uneducated person will understand that the swindler in this case was not G.P.Grabovoy, but the so-called "victims" because they planned in advance and knew the question or request they would have for the lecturer in order to accuse him later. Thus, the signs of swindle the well-known academician was accused of had never existed. However the Themis having covered her eyes with a bandage recognized them victims in the criminal case, and pronounced G.P.Grabovoy guilty. The judges are competing with the victims in cynicism and neglecting of laws.

Considering the cynicism with which the victims neglected the law, it is worth paying special attention to the fact that the majority of the so-called victims did not have any documents confirming that they suffered material damage and spent any money. They have no proofs of attending the seminars either. The court did not investigate how money spent by the victims for the work before conduction of the educational seminars referred to G.P.Grabovoy. According to the victims they didn't give money to G.P.Grabovoy. The court ignored the results of the audit carried out on 12th May 2008. The audit didn't discover any facts of receiving money by G.P.Grabovoy, ***"the material of the case did not contain any financial documents confirming the receipt of money by G.P.Grabovoy for the author's seminars and meetings"*** (p. 56 of the court sentence).

Numerous and gross violations of the rights of G.P.Grabovoy

The total number of **violations** of law, which just include the distortions by the judges of the protocol of the judicial session noted by the defense lawyers made **2365**. (See the complaint to the supervisory court of attorney Konev V.G. № 49 - 10607/2008 of 28th November 2008 in 16 volumes)!

The prosecutor's office and the court made different types of obstacles and violated laws to hamper comprehensive and substantiated protection of G.P.Grabovoy. In the course of judicial session the officers of the penal system took away from G.P.Grabovoy the court resolutions, indictment and other documents related to the case to hamper the process of protection (Complaint of G.P.Grabovoy # 311C of 23rd April 2007 Vol.9, p. 215).

During the entire period of imprisonment hundreds of application of citizens to the Office of Prosecutor General of RF (confirmed by the information of the website of the International Social Organization "Charter DRUGG") were shelved; they were never answered or investigated. Dozens of petitions and complaints of G.P.Grabovoy (with the facts confirmed by the court resolutions) addressed to the Public Prosecutor General of RF requiring investigation and institution of legal proceedings against the guilty persons were never answered either (see: complaint of G.P.Grabovoy to the Public Prosecutor General of RF of 16th October 2006). This confirms the facts of order on the described above case.

They created torture conditions in the prison cell for long periods of time during the preliminary investigation and the court session. In particular, on 30th May 2008 judge E.A.Ivanove had been interrogating G.P.Grabovoy till 11 PM though this is forbidden by law! After the request of the accused to stop the interrogation, since he actually did not sleep for the recent days (they delivered him to the investigation prison after midnight, he entered his prison cell after 5 AM and at 6 AM he was taken out of the cell for interrogation; nobody took care about his meals) the judge rejected the request breaking the law. These night interrogations took place in the court hall full of people watching the court session.

One more fact of rude violation of rights of G.P.Grabovoy is that inspector Breev who was suspended from the investigation by the court went on violating the laws by providing G.P.Grabovoy for familiarization with three volumes of the criminal case on 05.11.06 though handed over to the court four volumes of the criminal case (complaint of G.P.Grabovoy to the Public prosecutor of Moscow of 27.10.06).

In the part of the sentence referring to the counts of Starodubtsev V.A. and Volkova I.B. the court incorrectly used a stricter law, which did not exist during the events referring to the counts. As for the term of imprisonment the convicted was sentenced to the term which exceeded the maximum term provided by the sanction of the corresponding article of the Criminal Code of RF!

The accusatory verdict is unfair to all people. The verdict states that G.P.Grabovoy actually saves people (page 42 of the sentences of the court of 7th July 2008). This fact is proven by the court and is stated by the corresponding part of the sentence of 7th July 2008, G.P.Grabovoy has “an ability to diagnose aviation equipment”. The mentioned abilities of Grabovoy G.P. were confirmed by numerous experimental checks in the aviation and were confirmed in each case without exceptions. According to the sentence of 7th July 2008 the court established that “G.P.Grabovoy able to give precise forecasts for the future, which were confirmed in each case. In particular the forecast of G.P.Grabovoy on the malfunctions and the emergencies at Balakovskaya APP; the forecast related to the terrorist act in c. of Nalchik”. In accordance with articles 55, 56 of the Constitutions of the Russian Federation the activities of the court as the state institute of authority should contribute to improvement of the level of safety of all people; therefore the court had no right to deprive G.P.Grabovoy from freedom. In accordance with the basic constitutional principles of

- observance and protection of human rights (art.2 of Constitution of RF),
- provision of National Security, and
- other articles of constitution of RF

the freedom of G.P.Grabovoy that facilitates safety of all people cannot be abolished by a deliberately false denunciation of 13 enemies and by falsifiers: inspector, judges and customers.

Wrongly used criminal law; - complete absence of the organized group

The illegal judicial decisions on the case of G.P. Grabovoy contradict the Resolutions of Plenums of the Supreme Court of RF and art.126 of the Constitution of the Russian Federation.

The court illegally charged G.P.Grabovoy with the following sign of the crime “Swindling **committed by an organized group**” taking into account the following facts:

a) in accordance with **part.3 of art.35 of the Criminal Code (CC) of RF and point 23 of the Resolution of Plenum of the Supreme Court of the Russian Federation of 27th December 2007 #51** “About the judicial practice on the cases referring to swindling, misappropriation and embezzlement” **the organized group** should be understood as a stable group of persons, who joined up previously for the purpose of committing of one or several crimes. The organized group differs

in the presence of an organizer (leader) among its members, in the stable structure of participants of the group, in the distribution of the roles among them during the preparation for the crime and its direct commitment.

In this case the sentence must include the proofs of the creation of the organized group and the distribution of the roles between its participants. There are no such proofs in the sentence. It does not contain information who was the organizer of exactly organized group, who exactly and whom exactly led. It was not established that the group was stable (the same participants in the crimes), the distributions of roles was not indicated, who and what functions fulfilled in the group was not determined. These facts are not indicated for that reason that remaining participants of “the organized criminal group” were not determined. They were not determined because they did not exist.

The court of appeal maintained the sign of commitment of swindling by an organized group of persons and just groundlessly referred to the circumstances of the case which testified about this.

This reference is illegal based on the following:

Firstly, it is not based on the materials of the criminal case: such information is neither in the indictment nor in the sentence.

Secondly, when an “organized group” is considered as a qualifying sign of a crime one should understand that **it includes persons who committed crime, i.e., the criminals**. Any organized group, if it is not criminal, could not be pulled to the above-indicated qualifying sign of swindling. However, based on the materials of the criminal case legal proceedings were instituted just against single person G.P.Grabovoy, though all other participants of propagation of his teachings, conduction

of seminars, etc. were **d e t e r m i n e d** and even appeared as the witnesses of protection. However the organs of preliminary investigation **did not determine corpus delicti** in their actions. The wording of the charge stating that Grabovoy G.P. was acting as a member of an “organized group of persons” appeared to be far-fetched; that was confirmed by time and the additional check of the Public Prosecutor’s office of CAD of c. of Moscow.

Thirdly, in the course of examination of complaints submitted to cassation and supervisory courts the judges mentioned a circumstance that there was a resolution of 20th June 2006 to separate a criminal case # 3501130 relating to accomplices of G.P.Grabovoy. However on 16th January 2007 inspector of the Public Prosecutor’s office of CAD of c. of Moscow, lawyer of the 2nd class Tarasov A.Y. ordered cessation of this criminal case with a new number 376062 based on point 2, part 1 of art. 24 of the Criminal Procedural Code of RF.

It is not possible to leave the “organized group” as the qualifying sign for the case of G.P.Grabovoy. His acts should be immediately re-qualified from part 4 of art. 159 of CC that, according to the law, will result in his immediate release.

Neither of the court judicatures rejected the reasons of protection that the organized criminal group did not exist, and indicated at least one of the accomplices of G.P.Grabovoy the actions of whom included corpus delicti!

b) the sentence contradicts the requirements of **p.6 of the Resolution of the Plenum of the Supreme Court of RF of 29th April 1996 #1 “About the judicial sentence” (with the changes of 6th February 2007)**, which reads, “If a crime is committed by a group of persons, by a group of persons based on preliminary agreement or by the organized group the sentence **must clearly indicate what criminal actions exactly were committed by each of the accomplices of the crime**”. The sentence does not contain any data about other participants who also committed concrete criminal actions, the sentence does not include such data, it has some assumptions. The sentence contains only assumptions referring to other participants, which were disproved by the additional check of the Public Prosecutor’s office of CAD.

The court does not provide in the sentence the required by law complex of proofs of existence of the “**organized group**”. All conclusions of the court are built on the assumptions. Such conclusions are not based on the laws; they contradict the following normative acts:

- **part 4 of art.302 of CPC of RF** that requires the following: “*Accusatory sentence cannot be based on assumptions; it must be resolved only if the guilt of the defendant in commitment of the crime is confirmed by a complex of proofs investigated by the court*”;

- **point 4 of the Resolution of the Plenum of the Supreme Court of RF of 29th April 1996, #1** “*About the judicial sentence*” includes explanation,

“In accordance with art. 302 of CPC of RF accusatory sentence cannot be based on assumptions; it must be resolved only if the guilt of the defendant in commitment of the crime is proven...”

The principle of the presumption of innocence should be strictly observed (art.49 of the Constitution of the Russian Federation, art.14 of CPC of RF), according to which all doubts about the guilt of the accused, which cannot be eliminated in the order established by the Criminal Procedure Code of the Russian Federation are interpreted in his favor;

- **point 8 of the same Resolution of 29.04.1996 # 1** indicates that when imputing a qualifying sign of one or another crime, the court “*is obligated to describe in the descriptive-motivating part of the sentence the circumstances, which served as a base for conclusion about the presence of the indicated sign in the committed actions*”. Taganskiy district court did not indicate any juridical substantiation confirming the fact that Grabovoy G.P. allegedly committed knavish actions **as a member of the organized group**; the cassation court indicated as the proofs of “the organized group” people and circumstances that were not criminal.

Thus, taking into consideration that

- the qualifying sign of committing a swindling as a member of the organized group was imputed to G.P.Grabovoy **on the basis of assumptions**, and that

- the check established that the actions of those persons, whose materials were separated as for accomplices of G.P.Grabovoy, **did not contain corpus delicti**,

it is not possible to leave this qualification, since it disgraces Russian justice turning it into tragic jokes.

There is no stealing of other people's property

It is well-known that **stealing of other people's property** makes the objective part of swindling. Besides, swindling can be only in case if the guilty person takes possession of another person's property **illegally**. Only the owner of the stolen property can be the victim. Furthermore, the **victim should clearly suffer property damage** as a result of stealing. These are the juridical axioms the court did not want to consider, because nothing from that indicated above is available in the case of G.P.Grabovoy.

Based on the above G.P.Grabovoy was illegally accused of all counts of the charge. For example, let's consider the counts relating to Starodubtsev V.A. and Zubenko L.F. Since these persons declared that they didn't suffer material losses they cannot be victims on the case.

In the course of examination at the judicial session the victim Starodubtsev V.A. informed that he allegedly suffered only moral damage ("*Nobody apologized before me...*"). Confirmation of the fact that **the victim Starodubtsev V.A.** was not caused any material damage is recorded at page 31 of the minutes of the court session. The victim Zubenko L.F. on 25th November of 2006 sent from the Ukraine confirmed by a notary statement declaring that she **had no material claims to Grabovoy G.P., that she didn't suffer material losses.**

The requirements of part.1 of art.42 of CPC of RF that reads, "*The victim is an individual who as a result of the crime suffered physical, property and moral damage*" were not observed in the case with Zubenko L.F. who was recognized a victim of the case.

How could they recognize Zubenko L.F. a victim if she confirmed that she didn't suffer any damage?

Since the facts of stealing of other people's property and facts of causing material damage to Starodubtsev V.A. and Zubenko L.F are not available and they have no material claims, episodes relating to them are subject to cessation due to absence of corpus delicti (absence of such obligatory signs of the objective part of such crime as swindling, stealing of other people's property) in the actions of G.P.Grabovoy.

However, the court did not want to consider such obvious things. These facts testify to existence of order in the considered case.

The court could not find any arguments to the reasons of defense

The requirements of the Resolution of the Plenum of the Supreme Court of RF of 11th January 2007 #1 *“On the application by the courts of the norms of chapter 48 of the Criminal Procedural Code of the Russian Federation, which regulate proceedings in the supervisory courts”* are violated.

Judge Iliycheva E.I. violated point 7 of the mentioned Resolution, which says, *“In case of dismissal of a complaint or a petition to the supervisory court the judge is obligated to give reasoned answers to all arguments which dispute legality, validity and justice of the judicial decision, and to state motives based on which these reasons are recognized as unessential”* because she didn't give answers to the basic arguments of protection, which relate to obvious violations of federal laws in carrying out of the sentence and cassation order on the case of G.P.Grabovoy.

The same violations are observed in the letter of the chairwoman of the Moscow City Court Egorova O.A of 16th February 2009.

Opinion of community about the guiltlessness of G.P.Grabovoy

The chairman of committee “For the Civil Rights”, a member of the Expert Council attached to the Representative on Human Rights in RF, a member of the Public Council attached to the Minister of Internal Affairs of RF, a member of the Public Council attached to the Chief Department of Internal Affairs of Moscow, a member of the Public Council attached to the Chief Department of Internal Affairs of Moscow region, a member of the Council of the Leaders of Human Rights Organizations attached to the Minister of Territorial Organizations of Moscow region, a member of the Coordination Council of All-Russian Movement “Civil Society to the Children of Russia”, a member of the National Civil Committee on Interaction with the Law-Enforcement Agencies, a member of the Federal Council of Russian United Democratic Party “Yabloko” A.V.Babushkin put his signature under the statement of human rights activists and declared about the guiltlessness of Grigoriy Grabovoy (www.drugg.ru).

Newspaper “Kommersant” of 8th July 2008 #116 published an article “Healing and Punishment” with the opinion of **the leader of Committee “Mothers of Beslan” Susanna Dudieva**, “This persecution of G.P.Grabovoy is custom-made farce and performance which proves once again what kind justice we have”.

On 8th June 2009 **Colonel General of the Aviation of Russia, the Hero of the Soviet Union N.Antoshkin** in his interview to the central newspaper of the Republic of Mordovia “Stolitsa S” (web-site <http://stolica-s.su>) said, “*During the time of our collaboration we succeeded in saving dozens of pilots and enormous quantities of equipment*”.

Arkady Petrov, PhD in philosophy, a writer, the President of the Fund in the interview to journalists stated: “*If mothers of Beslan come to Moscow, express their protest, ask them to stop spreading slander on their behalf and accusing G.P.Grabovoy of swindling, they try to file a suit, but their complaints are not filed, they apply to the Office of Public Prosecutor General, they listen to them and immediately forget about them... all these facts testify to the custom-made nature of the case*”.

(http://www.iformat.ru/index.php?option=com_content&task=view&id=146&Itemid=1)

A well-known political scientist, publicist, journalist V.V.Gushchin, “*I completely deny any possibility of accusation of him (G.P.[Grabovoy]) in any criminal offense no matter what kind of motives they have. However, as far as I know, the motives are linked to*

swindling, that he allegedly deceived people. I consider that kind of accusations are groundless, moreover they are impudent and cynical. Everything I heard from Grigoriy Grabovoy convinced me that the entire base of his ideology was founded exclusively on moral principles”.

(http://www.iformat.ru/index.php?option=com_content&task=view&id=132&Itemid=1)

Vladimir Zhirinovskiy, the Deputy Chairman of the State Duma of the Federal Meeting of the Russian Federation, the Chairman of a political party RF.

“If it is possible to prevent accidents similar to that of Chernobyl, it must be done, Grabovoy has a device, which can do it, so give him an opportunity to do this and thank him then. ... The Ministry of Extraordinary Situation usually arrive when everything is in fire, and Grabovoy offers this free of charge, thus, use it”. (5th channel, TV show “Seichas” on 4th June 2007).

A well-known priest, journalist who hosts a radio broadcast at radio “Freedom” Yakov Krotov stated: “I will tell directly, I consider that commencement of prosecution (relating to G.P.Grabovoy) was initially completely illegal and unauthorized; there are no any legal grounds to discuss here (A broadcast at radio Freedom <http://www.svobodanews.ru/radio/christ.html>).

Afterword

Arrest and subsequent criminal persecution of Grigoriy Grabovoy would be quite ordinary among the facts of violation of the rights of citizens but for the scale of the usage of the information terror against the entire population of the country. According to the data of the most popular Internet search engines Yandex and Google there are about seven thousand of publications and news bulletins in the press and about 500 video-clips, which cover the activities of Grigoriy Grabovoy and the investigation of his case. The overwhelming majority of these topics originated from public opinion formed by V.Vorsobin, D.Sokolov, A. Pimanov and by their other accomplices in this information terror. This opinion is of quite negative nature. Very simple calculations of commercial cost of these publications and video clips without taking into account the cost of administrative resource show the tremendous scale of anti-advertisement campaign against G.P.Grabovoy and its party DRUGG in Russia, which cost not dozens, but hundreds of millions of dollars! Who and why spent such financial amounts and comparative by cost administrative resources is a question politicians and historians should answer in the near future.

The case of G.P.Grabovoy and his arrest are extraordinary due to one reason. The journalists who created the lie about Beslan and Grigoriy Grabovoy outraged upon the sacred memory of those who was killed in Beslan tragedy. They used the events of acute pain for the entire Russian people. Actually they implemented an act of information violence against the moral foundations of the entire Russian society, against each citizen of our country. Journalists V.Vorsobin, D.Sokolov and A.Pimanov committed a monstrous deceit of all Russians and used them for their mercenary purposes.

There is no doubt that G.P.Grabovoy will be freed and justified in Russia in addition the European Court for the Human Rights. However unless we make conclusions based on the described criminal case, unless we liberate the slandered and convicted innocent Grigoriy Grabovoy, unless we rehabilitate his honest name Russia will not have future.

