

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF KINGS

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RIVKA STEIN,

Plaintiff,

Index No. 54467/12

-against-

AFFIDAVIT

YOEL WEISS,

Defendant.
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Rabbi Yisroel Meir Farkash, a person over the age of 18 years and resident of Brooklyn, New York, being duly affirmed deposes and states under penalties of perjury as follows:

1. I am an ordained rabbi and the administrator and founder of the Beit Din of Marine Park and Mill Basin ("Beit Din"), located at 1278 East 72nd Street, Brooklyn, New York 11234, and submit this Affidavit to clarify for the Court certain matters relating to our Beit Din and to formally refute certain false claims made by Defendant Yoel Weiss and another individual, described further hereinbelow.
2. It is most apparent that Defendant Yoel Weiss refuses for no valid reason¹ to give his wife, Plaintiff Rivka Stein, a religious divorce known as a Get, and to justify that evil he has commenced a collateral attack against me personally and against our Beit Din including his employing an imposter to submit to this Court falsified facts, as described more fully hereinbelow.

3. It is clearly the intent of the Defendant Yoel Weiss in conjunction with his counsel, Mr. Jeffery Berke, to use their attack against the Beit Din as a means to waste time and shift the attention and focus of the Court away from the primary issues that are

¹ The non-valid reason he provides is that he is waiting to see first if the Court will rule in his favor on full custody; otherwise he will give the Get in exchange for full custody - a blatant attack that seeks to undermine this Court's power.

before it -whatever that may be. I pray that the Court will read this Affidavit in its entirety as it will bring to light many pertinent facts that the Court should be aware of.

4. As an introduction, our Beit Din seeks to serve primarily, but not exclusively, the Jewish communities of Marine Park and Mill Basin. We are comprised of rabbis appointed by the undersigned that are strictly volunteers, with none receiving directly and/or indirectly anything of value for their services. I too receive no compensation of any value directly and/or indirectly for the services I render relating to the Beit Din. The Beit Din as mandated according to Jewish Law is a neutral body that rules all cases fairly.

5. At the request of Plaintiff Rivka Stein, a woman seeking to obtain a Get from her estranged husband Defendant Yoel Weiss, our Beit Din during February 2014 sent to Defendant Yoel Weiss three separate Hazmanot ("summonses") demanding that he set an appointment with our Beit Din for a Din Torah on or before a date certain. Although receipt of all three summonses was acknowledged, Defendant Yoel Weiss refused to properly respond.

6. Thereafter in March 2014 our Beit Din sent to Defendant Yoel Weiss as a courtesy a fourth summons demanding his appearance before the Beit Din at a specified time and at a set location on 58th Street in Borough Park, while noting that no confirmation on his part was necessary for the rabbis of Beit Din would indeed be convening there and be presiding on his matter whether he appears or not. The address in Borough Park was chosen for its close proximity to the defendant's place of business and residence. Once again, Defendant Yoel Weiss refused to adhere and failed to appear.

7. As stated in the fourth Hazmana, the Beit Din convened and heard testimony. Thereafter on March 14, 2014 the Beit Din issued a rabbinic ruling, known as a Psak, directing the Defendant Yoel Weiss that he must give a Get to his wife Rivka Stein.

8. The issuance of a Psak in absentia was legally founded and premised on previous Psak(s) issued in absentia made by Rabbi Israel Belsky, the Halachic decider for the Union of Orthodox Jewish Congregations of America a/k/a Orthodox Union Kosher Certification, as well as Rabbi Aryeh Rabbag of Triangle K certification, Rabbi Peretz Steinberg of Vaad Harabonim of Queens, and Rabbi Shmueli Fuerst of Chicago.²

9. Subsequently on March 19, 2014 our Beit Din issued a writ of refusal to adhere known as a “siruv” against Defendant Yoel Weiss specifically for his ignoring our Hazmanot. The “siruv” included an edict of excommunication as prescribed in The Code of Jewish Law.

10. The rabbis that presided on all the aforesaid matter were, to wit, Rabbi Dovid Binyomin Abeles (“Rabbi DB Abeles”), Rabbi Chaim Taub, and Rabbi Yehoshua Goodman.

11. As explained further, our Beit Din is not affiliated with and has never had any affiliation with any person by the name Benyamin Issachar Abeles (“Mr. Abeles”), the holder of Israeli passport No. 11308035.

12. During about mid July 2014, the Beit Din was falsely advised by Defendant Yoel Weiss that he was prepared to issue a Get to Plaintiff Rivka Stein on August 6, 2014.

13. Defendant Yoel Weiss falsely stated his intent to give the Get, while demanding that prior to his giving a Get the “siruv” with its excommunication clause be withdrawn by the rabbis of the Beit Din.

² Subsequently, our Beit Din revoked our Psak after it was learned that all the aforementioned rabbis were working closely together with the ill reputed “Prod-Fathers” Mendel Epstein and Martin Wolmark, both of whom were arrested by the FBI in October 2013 on charges of kidnapping and attempted torture.

14. Personally, I never believed for even a moment that Yoel Weiss was being truthful. During this past May, June and July I received from Defendant Yoel Weiss numerous threats. He repeatedly waited by his car outside my residence to show me that he knows where I live and that I am being watched. He would follow me in my car in order to continue to harass me. Additionally, he has threatened me in person and by phone that he will see to it that my landlord will have me evicted from my apartment if I will not stop "supporting" Rivka Stein.

15. Moreover, Defendant Yoel Weiss has absurdly accused me of having been in continuous communication with the Court appointed forensic psychologist in this case, Dr. Sophie G. Michelakou. The defendant appears to be under the misconception that I participated directly with Dr. Michelakou in drafting what he referred to as "the eighty-page forensic report". In fact, my only communication with the Dr. Michelakou was a letter I sent her in April 2014 clarifying the religious Get issue, and related matters. I had absolutely no other communications with Dr. Sophie G. Michelakou. It is however clear from the Defendant Yoel Weiss' repeated accusations and threats towards me that he is under the deranged notion that I possess a copy of that eighty-page forensic report written by Dr. Michelakou, and that I have been publicizing among other things that the report states at page 60 that he admitted during the sessions to having had repeated sexual relations with his younger sister that is still single.

16. Nearly each time Defendant Yoel Weiss accused me of possessing the forensic report and publicizing its content, I clearly denied the allegations in their entirety, but he appeared unconvinced.

17. In addition to the aforesaid accusations and threats, Defendant Yoel Weiss threatened me with bodily harm.

18. For the record, I have never seen the forensic report, nor do I know the contents of it, except for what I had heard repeatedly from Defendant Yoel Weiss.

19. However, after my receiving the aforesaid threats and dispicable information direct from Defendant Yoel Weiss, it was clear that a "siruv" against the defendant not only serves no value, but was a disgrace and an abomination against the Torah and Jewish law to have his name cited on such a document.

20. In different words, I am of the religious opinion that a sexual deviant who commits incest with his sister, followed by his openly discussing it shamelessly with others, particularly in the context of threats in an attempt to supress the acivities of a Beit Din, has no connection with the Torah or Judaism, and that a "siruv" issued against such an extreme low-life and self-degraded person would not serve its intended purpose, but to the contrary, it would appear to elevate him on a pedestal.

21. Accordingly, despite my firmly believing that Defendant Yoel Weiss had no intention whatsoever to appear at the Beit Din on Agust 6, 2014 to issue a Get, I had the members of the Beit Din use the opportunity two weeks prior on July 24 to revoke in writing the "siruv" dated March 19, 2014 that was issued against Defendant Yoel Weiss.

22. The appointed date and time set by Yoel Weiss for "giving" the Get was August 6, 2014 at twelve o'clock noon at the Beit Din in Mill Basin.

23. Since on July 24, 2014 the aforesaid "siruv" no longer existed there was obviously no reason for our Beit Din to be concerned on August 5 or August 6 in having someone appear at our Beit Din to revoke a document that had already been revoked.

24. The Court is advised that the Mr. Abeles who allegedly executed for this Court an Affirmation dated August 21, 2014 ("Abeles Affirmation") is a known Israeli

drunk and chronic gambler that comes to the United States to collect money and hit the black jack tables at the casinos on weekends together with his bottle carrier Moshe Rosenfeld, the person alleged in the Abeles Affirmation to have made the connection between him and Defendant Yoel Weiss.

25. It is very apparent from the language in the Abeles Affirmation that Mr. Abeles obtained a nice size payment in exchange for his cooperating with Defendant Yoel Weiss, to sign the prepared fiction.

26. It just happens to be that on the night of Tuesday, August 5, 2014, I was eating what was for me literally breakfast³ while together in the very same location on Ditmas Avenue off Dahill Road with Mr. Abeles and Moshe Rosenfeld. Like many people in my community I am familiar with Mr. Abeles by face as a result of his reputation as a drunk and gambler. At no time did I speak to any of those two persons, and neither did they speak to me. Mr. Moshe Rosenfeld knows me, and knows that I am the administrator and founder of the Beit Din. I am not cordial with Moshe Rosenfeld after having discovered that he broke into my residence early this year while I was away out of state and removed some of my valuables. Moreover, in contradiction to the statement found at ¶5 in the falsified Abeles Affirmation, neither Moshe Rosenfeld, nor anyone else ever introduced Mr. Abeles to me, or I to Mr. Abeles.

27. In contradiction to the Abeles Affirmation, had I sought him on August 5, or had he sought me -to extract money from me to quench his drinking and gambling addiction- surely we would have communicated at the aforesaid location where we both ate on the evening of August 5. As already stated, we never communicated.

28. The Abeles Affirmation is filled with numerous absurdities and contradictions of the facts.

³ August 5, 2014 was the Jewish religious fast of Tisha B'Av, and I was at the said location at night to break my fast.

29. For instance both Rabbi Yehoshua Goodman and Rabbi DB Abeles were at the Beit Din on August 6, 2014. Rabbi DB Abeles was interviewed by the reporter for The Jewish Channel, Ms. Rebecca Honig Friedman, as well as Reuven Blau of the Daily News, and additionally held a conversation with Rabbi Yaakov Lichter the scribe that was present there to officiate the Get.

30. Even if the statements found in ¶¶ 1-3 were true, which surely they are not, it would make no sense that anyone would be seeking to speak with Mr. Abeles on August 6, 2014 at 11:04 AM and certainly at 11:20 AM, to request of him to appear at the Beit Din in Mill Basin that very same day by 12:00 noon [the appointed time]. The time factor alone to travel by car from Borough Park or Williamsburg (even assuming its one of these two neighborhoods) to Mill Basin in the midst of a business day is usually no less than 25 minutes at the very minimum. Add that 25 minutes to the additional time required for some dialogue and payment negotiations with an addicted drunk and gambler, and there is insufficient time to arrive on time.

31. At ¶4 Abeles purports that at 12:13 PM on August 6, 2014 he received an additional phone call pleading with him to get into a car and travel to Mill Basin. Interestingly, by approximately 12:13 PM on August 6, 2014 the Beit Din rabbis, and Rabbi Lichter and the reporter, and myself included, were all on the way to another location a few blocks away after the Defendant Yoel Weiss called to say he was waiting at 77th Street instead of 72nd Street. I traveled to that location with my own car, the very same vehicle falsely described by color and license plate number in the Abeles Affirmation to have been driven by another person named Galant purporting to pick up Mr. Abeles.

32. I had been at the Beit Din address in Mill Basin together with my car the entire time period, after arriving there at approximately 11:00 AM. I never lent my car to anyone and certainly not to anyone by the name Galant.

33. It was not for naught that Mr. Jeffery Berke, attorney for Defendant Yoel Weiss, when drafting the fiction found in the Abeles Affirmation on behalf of his client never included therein the location or neighborhood where Mr. Abeles was supposedly located when he received the purported requests to go to Mill Basin, as Mr. Berke knew that the travel time factors would prove his story as totally false and premised on irrational thinking.

34. Defendant Yoel Weiss after repeatedly stalking me at my residence and following me while I drive my car, as mentioned previously, mistakenly perceived that he could use the vehicle identification and license plate number of my car to lend false credibility to the fiction contained in the Abeles Affirmation.

35. Moreover, it is well known and known to me that Mr. Abeles the signatory on the Abeles Affirmation cannot read or speak the English language. Had Mr. Jeffery Berke actually attempted to speak with Mr. Abeles prior to writing the fiction he would have known that. The Abeles Affirmation does not include anywhere that its content was translated for the signor prior to his signing same.

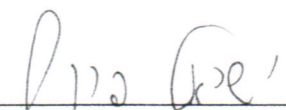
36. Defendant Yoel Weiss has repeatedly proclaimed to me that he will not give his wife Rivka Stein a Get, until after the Court rules on the issue of custody and unless he receives full custody. Apparently, Defendant Yoel Weiss believes he can use his "Get card" to overrule the Matrimonial Court Judge. I do not personally know Plaintiff Rivka Stein, nor have I ever been in communication with any of her legal counsel, but I am certain she will never sell away her children for a Get, and particularly where the extortionist is an evil deviant of the type already described above.

37. Before I conclude I wish to state that I find the conduct of the attorney, Jeffery Berke, the author of the Abeles Affirmation who overtly supports his client's torture of an innocent young mother by refusing to give her a Get, to be egregiously abhorrent

and a disgrace to the bar that permits his membership, particularly where the intent is to extort and override the rulings of this Court on the issue of custody.

38. Should the Court wish for me to appear and give verbal testimony, I will be most happy to oblige.

Dated: Brooklyn, New York
September 2, 2014



YISROEL MEIR FARKASH

Affirmed to before me this
3 day of September, 2014

DORON EVANS
Notary Public, State of New York
No. 01EV4859829
Qualified in Kings County
Commission Expires 4/28/2017
EX. 0767688

