

SUPREME COURT OF OHIO

"MONICA C. JUSTICE"

Case # 22-1099

v

On appeal from 10th APPELLATE COURT FRANKLIN COUNTY OHIO #22-0437

"STATE OF OHIO"

PETITION PURSUANT TO S.C.T. PROC. R. 3.11 (E) DUE TO CIRCUMSTANCES WHICH HAVE ADVERSELY AFFECTED THE MOVANT SEEKING RELIEF/REMEDY

FILED OCT 06 2022 CLERK OF COURT SUPREME COURT OF OHIO

The Relator, as counsel for Defense, r-louis:justice does bring a petition pursuant to S.C.T. Proc. R. 3.11 (E) due to circumstances which have adversely affected the movant both in the conditions of imprisonment which delay receipt of legal mail sent by certificate of service, shortening the Defense's time to file a reply, and in the obstructions to justice Defense cannot overcome which could shorten the time such replies can be delivered to the 'court' once barristered by the Defense. Wherein on September, 2022, Respondent's counsel did docket a pleading "Plaintiff - Appellee, State of Ohio's Motion to Dismiss Appeal - Expedited Review Requested";

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S.Ct.P.R. R. 3.11(E)

1 averring a certificate of service date of September 15, 2022.  
2 The postmark of the correspondence received by Defense  
3 was September 16, 2022. The Defense however, did not  
4 receive said document as legal mail at the FRANKLIN  
5 COUNTY CORRECTIONAL CENTER II due to mailing time  
6 and the Facility's <sup>incoming</sup> mail procedures until September 20, 2022,  
7 leaving Defense counsel two legal mailing days, September  
8 21 & 22, 2022, to place a reply in the mail under the  
9 presumption that it would be received by the 'court',  
10 who does not recognize or practice Federal mailbox rules,  
11 by the following Monday, September 26, 2022, whenever  
12 the 'Relators Reply Court' to said Respondents Filing  
13 was due pursuant to S.Ct.P.R. R. 4.01(B)(1).

14 However the practice of using the United States Postal  
15 Service when dealing with the delivery of Filings to local  
16 'courts' has not proven prudent or fruitful, as Counsel  
17 for the Defense has noticed that due to correctional center  
18 outgoing mail procedures & mailing times, the Defenses  
19 pleadings are regularly late in receipt per required reply  
20 tolling times under rules and/or have even been lost in  
21 the mail & never received.

22 That obstructive to justice Defense cannot overcome in  
23 re of the use of the United States Postal Service to file  
24 'court' documents was detailed with emphasis and established

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S. CT. PRACT. R. 3.11(E)

1 as a consistent obstruction to justice by, in the Relator's  
2 Counsel "NOTICE TO SUPREME COURT OF OHIO THAT THEIR  
3 RULES OF PRACTICE DENY 'DUE PROCESS OF LAW', FAIL TO  
4 ENSURE, ENSURE EQUAL PROTECTION AND ACCESS UNDER  
5 THE LAW; NOTICE OF JOINDER; MEMORANDUM IN SUPPORT  
6 OF NUNC PRO TUNC RULE VARIANCE" Filed in both  
7 SUPREME COURT OF OHIO cases # 22-0273 & 22-0271  
8 on May 16, 2022. Wherein not being fully versed in  
9 said 'court rules' in re of 'court' practices, the  
10 Defense counsel did not file any petitions pursuant to  
11 S.Ct. Prac. R. 3.11(E) which may have applied. Still, as  
12 all but one of the Defendants' reply pleadings were  
13 received by the 'clerk of court' untimely, the Relators  
14 were not able to Reply to the propondence of the  
15 Respondents motions and as such the movant was not  
16 assuredly adversely affected by the short time of  
17 taking pursuant to S.Ct Prac. R. 4.01 (B) in both case  
18 # 22-0271 & #22-0273 with this 'court' as the Relators  
19 were unable to argue any merits of their cases having  
20 most of their filings refused as untimely having used  
21 the only means available to the Relators, at that time,  
22 the Postal Service, to deliver, lay pleadings with local  
23 courts.

24 Since that time, having no capacity to apply for e-File 3/13

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S. CT. PRAC R. 3.11(E)

1 options and having no E-mail services available, nor  
2 capacity to send documents 'priority' or 'certified' via  
3 United States Postal Service to the local courts, thereby  
4 improving the chances of pleadings being received  
5 timely, the Relators have devised a system of personal  
6 courier to firstly, insure that pleadings are not lost  
7 and can be verified to be filed.

8 However that process which is as follows, is only  
9 available for use on Mondays & Thursdays, the  
10 days when standby public defender agents come to  
11 the correctional facility & are willing to pickup the  
12 Defense counsels pleadings. When with emphasis, the  
13 Major who administrates, runs the correctional facility  
14 Relator as Counsel For Defense or later justice is honest  
15 ~~at~~ has conveyed directly to or later justice that he  
16 has been ordered to no permit anyone other than the  
17 public defender's office agents from picking up the  
18 Relator pleadings, documents, etc., to be conveyed  
19 to 'courts', thus the Defense only has courier access  
20 on Mondays & Thursdays or the days said agents  
21 are willing to pick up documents and hold them  
22 in their office to be picked up by a personal courier  
23 Defense has acquired to hand deliver said pleadings  
24 to the local courts, In this case, that courier is 4/13

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S. CT. PRAC. R. 3.11(E)

1. 1b: michaels, who picked up the Relators pleading "RELATORS'  
2. REPLY CONTRA TO PLAINTIFF - APPELLEE STATE OF OHIO'S  
3. MOTION TO DISMISS APPEAL \*\*\*" (See Exhibit A WITH three  
4. sub-Exhibits 1-3, attached as it fully rewritten herein) From the  
5. Public Defenders' office on September 26, 2022, and Ferried  
6. them to this court one day late on September 27, 2022, where  
7. in the clerk did not docket it in the case, being untimely.

8. Still, the process Counsel for Defense went through  
9. was thus: Having received the Respondents Motion on  
10. September 20, 2022, a Thursday, the 'Relators Reply' could  
11. not be scheduled for pick-up by the Public Defender  
12. courier until Monday, September 26, 2022, as said  
13. office must be notified a day or two ahead of time  
14. of the need for a personal pickup. Thankfully, it was  
15. a Thursday when the telephone system at the correctional  
16. Facility allows calls to be made to the Public Defenders  
17. Office between 1:30 - 3:30 pm. Otherwise Counsel would have  
18. had to acquire a third party call or third party  
19. themselves to effect such notice of the need for a  
20. Monday pickup. Wherein two other people must be  
21. notified of available on Monday, a Ms. Sibel: saxon,  
22. a social worker who assists Counsel with photocopies, who  
23. then notifies the correctional Facility duty deputies that  
24. a pickup will be occurring on Monday & as such 5/13

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S.C.T. PRACT. R. 311(E)

1 a duty deputy, usually a sergeant, will need to ferry  
2 the pleadings, once compiled, after Ms. Saxon makes the  
3 appropriate copies for counsel, from the counsel's hands  
4 in her housing unit, to the front desk where the Public  
5 Defender agent will pick it up. And then the second  
6 person is Mr. A. B. Michaels who must be available, in  
7 this case under very short notice, to pick the package(s)  
8 up from the Public Defender's office at Ferry it, then to  
9 the appropriate 'courts'. Wherein Mr. A. Michaels had believed  
10 he could ferry them to the 'courts' on Monday but his  
11 work schedule didn't allow him to do this until  
12 Tuesday, one day late, under-tolling.

13 Wherein the actual steps taken by Counsel after receipt  
14 of the Respondent's pleading was thus:

- 15 - Receive pleading from Respondent after midnight on  
16 September 20, 2022, proper.
- 17 - Send a call card & ask a 3rd party to notify Ms. Saxon  
18 that there will be a Monday, September 26, 2022, package  
19 pickup & need for copies &/or Notary in the Morning  
20 via phone message with Social Services.
- 21 - At 1:30 pm to 3:30 pm, call the Public Defender's Office to  
22 notify them that a package for the 'courts' will be ready  
23 for pickup on Monday, September 26, 2022.
- 24 - Have a 3rd party contact Mr. A. Michaels to see if he 6/13

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S. CT. PRAK. R. 3.11(E)

1 can pick up a package from the public defenders office on  
2 Monday September 26, 2022. wherein he is confined over the weekend.

3 - Barrister the 'Relators Reply Contra'

4 - On September 25, 2022, have 3<sup>rd</sup> party send Ms. Kurla,  
5 the appointed stand-by counsel, an email reminder<sup>her</sup> of the  
6 scheduled pickup on Monday September 26, 2022.

7 - On September 25, 2022, have a 3<sup>rd</sup> party call the Facility  
8 social services office & leave a message as a reminder of  
9 the need of Ms. Saxa to make copies, perform a notary  
10 on the morning of September 26, 2022.

11 - On September 26, 2022, have all materials ready for  
12 copy, notary by Ms. Saxa by 8:30 am.

13 - Between 8:30 am & 10:30 am wait while Ms. Saxa assists  
14 with copies, notary.

15 - After Ms. Saxa returns having completed her work,  
16 counsel takes the material & compiles them appropriately,  
17 having to have them ready for pickup & delivery to  
18 the front desk pickup location by 11:30 am at the latest.

19 Ms. Saxa notices the duty deputy a package, packages  
20 will be ready for pickup from nr-lotus: justice personally  
21 by 11:30 am.

22 - The duty deputy picks the package(s) up & ferries them  
23 to the front desk for pickup by the Public Defenders  
24 agent no later than 12:00-12:30 pm.

PETITION PURSUANT TO  
S. CT. PRAK. R. 311(E)

1 - Between 12:00-12:30 pm an agent from the Public Defenders  
2 office picks up the packages & holds them at their office front  
3 desk for pickup by Mr. Michaels at or around 3:00 pm,  
4 depending on his work schedule.

5 - Mr. Michaels picked up the pleadings package but was  
6 unable to deliver them to the clerk of 'courts' that day,  
7 making one of the four pleadings untimely, (see Exhibit  
8 A, attached as if fully rewritten herein).

9 - Where in after the duty deputy picked up the package(s)  
10 from Mr. Lotas: Justice, Counsel contacts a 3rd party again  
11 to notify Mr. Michaels the package(s) are out of her  
12 hands and presumably will be at the Public Defenders  
13 Office for pickup after 1:00-1:30 pm. This however has not  
14 always been seamless since the Counsel for Defense  
15 organized & standardized this VERY CUMBERSOME and  
16 unaplicated courier process of her own accord out of  
17 necessity, having no other reliable process of filing her  
18 pleadings with the 'courts' available to her. As such,  
19 she also asks a 3rd party to contact Ms. Kurila via  
20 email, asking her to confirm that the packages were  
21 available for pickup at the front desk, were picked up,  
22 and can then be picked up by Mr. Michaels to ferry  
23 to the 'courts' by whatever time she, Ms. Kurila, avers  
24 they can be picked up after. This time 11:00 pm.

NOT FOR COMMERCIAL USE



PETITION PURSUANT TO  
S. CT. PRAC. R. 3.11(E)

1 The Counsel For Defense had to arrange a private 3rd  
2 party courier to pick up & deliver her filings to the  
3 'courts' as no agent for the Public Defender will file  
4 the Relators Counsel For Defense pleadings with the local  
5 'courts' on her behalf. Wherein Ms. Kurila has been allowed  
6 by order to file subpoena but will not, is not allowed  
7 by the common pleas 'court' 'judge' to file actual  
8 pleadings, not even in the common pleas 'court' case itself,  
9 in which Ms. Kurila is court appointed stand by counsel.

10 If it were not for Ms. Saxon, a duty deputy of the  
11 facility, a Public Defenders Office agent, Ms. Michaels &  
12 various 3rd party helpers, Counsel For the Defense would  
13 not be able to overcome the obstructions to justice she faces  
14 regularly, inherent by her imprisonment which in the  
15 past has prevented her pursuit of claims.

16 Wherein the Counsel For the Relators brings this  
17 petition pursuant to S. Ct. Prac. R. 3.11(E) asking that  
18 the Respondents "Motion to Dismiss", not because they  
19 operated in 'bad faith' & attempted to complete certificate  
20 of service untimely, but because extraordinary circumstances  
21 exist which requires great diligence by the Counsel For  
22 the Defense to overcome in pursuit of her rights to  
23 remedy & relief & claims which, pursuant to 'equitable  
24 rule', requires the court to provide a means for the

PETITION PURSUANT TO  
S. CT. PRAC. R. 3.11(E)

1 extension of time to satisfy a reply not only in this  
2 cause of action but in every cause of action that currently  
3 and, or may lag with it in the future, the current  
4 causes of action being case # 22-0811, # 22-1099, # 22  
5 -1043, # 22-1211, and # 22-1210.

6 wherein despite great efforts by the Counsel for Defense,  
7 *Ar-Louis Justice*, due to exceptional & extraordinary conditions  
8 and circumstances of her imprisonment, her access to due  
9 process & equal protection under the law is preventing her from  
10 satisfying S.Ct. Prac. R. 4.01(B)(1), or truly any other tolling  
11 requirement of less than approximately fifteen days in re  
12 of potential incoming mail delays. There is nothing more to  
13 be done within her control to expedite her ability to deliver  
14 pleadings to local courts, wherein if any of the actors are  
15 unavailable on short notices and, or if the timing of even  
16 one step is off, any package of pleadings may not be  
17 delivered timely or even at all.

18 wherein though the 'equitable rule', 'equitable tolling rule'  
19 typically refers to inequitable practices resulting from statutory  
20 limitations, to which even the Federal courts defer to state  
21 practices, statutes { *Evans v Kuplinski*, 713 Fed. Appx 1167;  
22 *Lawrence v Florida*, 549 U.S. 327; *Ramos-Martinez v United*  
23 *States*, 638 F.3d 315, et al. }, if equity rule applies to  
24 statutory limitations surely, equitability must apply to

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S. CT PRAC. R. 3.11(E)

1 to the private practice 'rules' of this 'court', which if  
2 changed would not interfere with its legitimate function,  
3 and/or any other 'rules' of practice promulgated by this  
4 'Supreme court' pursuant to Ohio Constitution Article IV  
5 Section 5(B), pursuant to the 14<sup>th</sup> Amendment of Due Process, and,

6 wherein Counsel For Defense For Relators, <sup>re-latus: justice,</sup>  
7 imprisoned without benefit of bail (went) at FRANKLIN  
8 COUNTY CORRECTION CENTER II did not sleep on rights, &  
9 did pursue rights despite the impediment(s) caused by  
10 extraordinary & exceptional circumstances that exist that do  
11 in perpetuity obstruct her diligent pursuit of claims,  
12 and/or the defense of them in search of remedy and relief.

13 wherein within the "Relators Reply Contra" (See Exhibit  
14 A, attached or if fully rewritten herein) Defense Counsel  
15 make additional argument for said Respondents' motion  
16 to be dismissed' and brings relevant & pertinent additional  
17 facts to this cause of action in consideration of the  
18 Respondents arguments made in their motion, that if left  
19 of the record, docket of the case, would deny the Relators  
20 the means to defend the claim.

21 As such in remedy to Relators ask, petition this 'court'  
22 to strike the Respondents 'motion' and reset its presentation to  
23 afford the Relators the appropriate extended time to answer  
24 it so that it may be accepted as timely. To Relators 11/13

NOT FOR COMMERCIAL USE

PETITION PURSUANT TO  
S. CT. PRAC. R. 3.11(E)

1 Petition for this knowing that they cannot ask for a  
2 pleading that has already been denied as untimely to be  
3 accepted by the clerk, court.

4 Additionally, the Relators in remedy ask for the  
5 SUPREME COURT OF OHIO to set a Fixed rule that  
6 would extend to this cause of action in re of any  
7 future briefing, any current causes of action and future  
8 causes of action brought to this court by Counsel  
9 for Defense 15-Lotus's justice as a Relator, Plaintiff,  
10 Petitioner, et al, or any other pro se (pro se) or  
11 in propria personam (pro per) litigant held in, under  
12 imprisonment in the 'state', affording them extended  
13 tolling times to file replies brought forth under S.Ct.  
14 Prac. R. 4 or any other limited time to file briefs set  
15 at 20 or less days, in cases where E-filing is not  
16 available to them, to a tolling period of twenty (20)  
17 days to file reply briefs.

18 The Relators counsel does aver and assert that this  
19 would not afford such litigants an inequitable benefit nor  
20 interfere with the legitimacy of this court or its function.

21 SS/RP/JP APR 10/2/22

22 -7, F  
23 -1, ET

24 Executon, Settlor, Trustor, Beneficiary,  
etc., of for "MONTA & JUSTICE", et al  
in propria personam, sui juris ex rel

NOT FOR COURT USE

PETITION DUQUANT TO  
S.C.T. PRAC. R. 311(E)

1 CERTIFICATE OF SERVICE

2 Petitioner cannot guarantee, provide certificate of service  
3 due to the conditions of her imprisonment and as such asks  
4 the clerk of court to provide service to the following in  
5 the interest of justice. Wherein justice delayed is justice  
6 denied.

SS/ RP for APR 10/2/22

as a Lotus, et al.

7  
7  
1 15

9 19-gary: byank, et al., &  
10 Prosecuting Attorneys Office  
11 FRANKLIN COUNTY OHIO, and  
12 372 South High Street  
13 Columbus, OH 43215

NOT FOR COMMERCIAL USE

SUPREME COURT OF  
OHIO

Exhibit  
A

1 "MONICA G JUSTICE"

Case # 22-1099

2

3 ✓

On Appeal From 10<sup>th</sup>

4

APPELLATE COURT

5 "STATE OF OHIO"

FRANKLIN COUNTY OHIO # 22-0437

6

7

RELATOR(S) REPLY CONTRA TO

8

PLAINTIFF-APPELLEE STATE OF

9

OHIO'S MOTION TO DISMISS

10

APPEAL-EXPEDITED REVIEW

11

REQUESTED

12

NOT FOR

COMMERCIAL

USE

13 The Relator(s) aver this pleading put forth by the 'State'  
14 is moot and should be stricken from the record.

15 Wherein though the Relator(s) did approach this 'court'  
16 in an appeal by right, which the Relator(s) still <sup>aver</sup> should  
17 have been the manner in which the 'clerk' should have  
18 docketed the case and will assert in a second  
19 appeal the Relator(s) shall be put forth; the 'clerk' of  
20 'court' determined it should be docketed pursuant to S.Ct.  
21 Prac. R. 7.01. Wherein at the time of its submission under  
22 S.Ct. Prac. R. 6.01 being concerned with how the 'clerk' would  
23 docket the case, Relator *in totum* Justice also did  
24 present a "PETITION FOR COLLATERAL ESTOPPEL TO STAY *et al*

RELATOR(S) REPLY CONTRA  
TO STATES' MOTION TO  
DISMISS

NOT FOR COMMENT OR USE

1 TREAT MEMORANDUM IN SUPPORT" which satisfied S. Ct.  
2 Prac. R. 7.01(A)(3), allowing the docketing of said  
3 appeal without a memorandum in support of jurisdiction  
4 in compliance with S. Ct. Prac. R. 7.01(A)(3)(i) & (ii), which  
5 the Relator(s) complied with as such pursuant to S. Ct. Prac.  
6 R. 7.01(A)(3)(b) the Relator(s) have the ability to file a  
7 memorandum in support of jurisdiction later as long as it is  
8 received within the forty-five days from the entry date of  
9 the court of appeals judgment being appealed. Thus making  
10 the States' arguments concerning dismissal citing S. Ct. Prac.  
11 R. 4.01(A), 5.01(A), 5.02(B), and 7.01(A)(1) moot, as the  
12 Relator(s) have complied with S. Ct. Prac. R. 7 despite seeking  
13 to assert an 'appeal by right' pursuant to S. Ct. Prac. R. 6.  
14 AS to the Relator(s)' arguments that it be stricken,  
15 no where in the 'supreme courts' 'rules' is there an allowance  
16 made for an appellee to submit arguments of any kind  
17 prior to the perfection of an appeal, regardless of type.  
18 As such, though the 'clerk' did allow the appellee to file  
19 said pleading, presumable deferring to the 'court' to determine  
20 its merit, the Relator(s) asserts the 'clerk' erred in allowing  
21 the submission of this appellee pleading as it conforms to  
22 no S. Ct. Prac. R. of this 'court' & holds no merit pursuant to  
23 said 'rules'. Wherein in the past, the 'clerk' has had no  
24 problem refusing pleadings from the Relator(s) that do 2/11

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 not conform to said 'court' 'rules' and as such is somewhat  
2 confused and concerned as to why the clerk allowed the  
3 appellee to submit a pleading out of form and not in  
4 compliance with the rules of practice of the 'court', knowing  
5 that it was by their very decision as 'clerk' that it  
6 was determined that this cause on appeal was not an  
7 appeal by right under S.Ct. Prac. R. 6 as presented and  
8 instead should be docketed as an appeal under of  
9 jurisdiction under S.Ct. Prac. R. 7. So, one way or another  
10 the clerk has committed an error, either in the manner in  
11 which this cause was docketed by the clerk's determination  
12 or in the allowing the appellee to present argument out  
13 of form and not in compliance with any 'rules' of the  
14 court. Regardless, pursuant to how the 'clerk' did docket  
15 this cause on appeal, the appellee motion to dismiss appeal  
16 & expedited review is moot & should be stricken as not in  
17 compliance with any court rules of practice.

18 Pursuant to the 'states' arguments held therein concerning  
19 the volume of appeals brought through the 10th APPELLATE  
20 'COURT' FRANKLIN COUNTY OHIO, if administrative 'judge'  
21 advised young didn't have a perpetual habit of affecting,  
22 effecting orders, judgments, both orally and in writing,  
23 that are exempt from the 'finality rule' pursuant to the  
24 'collateral order doctrine' as they are unconstitutional



RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 in their nature and affect, effect substantive and procedural  
2 errors of Law & law as statute, collateral estoppel, laches  
3 & unconstitutional torts and trespasses in violation of Due  
4 Process, Brady / Kyles / Youngblood Rules, equal protection under  
5 the law, the 4th & 14th Amendments, et al., in case #20-02  
6 -3470 with COMMON PLEAS 'COURT' FRANKLIN COUNTY OHIO.

7 Wherein as his counsel in all of these appellate actions  
8 IS the Prosecutors Office as the agents, agency of 'state'  
9 prosecuting the cause of action, who benefit from his patterns  
10 and practices of unconstitutional misconduct which perpetuates  
11 and promotes their malicious prosecution in this case  
12 supported by a fraudulently acquired indictment, probate order, etc.,  
13 his, their patterns and practices of unconstitutional misconduct  
14 impart a conspiracy against rights against both the  
15 Plaintiff, "MONICA G JUSTICE" as the purported 'defendant',  
16 and the lawful Executor, Settlor, Trustor, Beneficiary, et al. of  
17 ET, ex-locus: justice.

18 Wherein the Relator(s) does, do agree with the  
19 appellee characterization of the past two years as being  
20 "tormented" (See 'States' memorandum, Motion to dismiss, page 2,  
21 paragraph 2, 2nd sentence) having been subjected to the  
22 following during that time.

23 • Her Family was wared upon under acts of domestic  
24 terrorism & their lives threatened by attempted murder 4/11

NOT FOR COMMERCIAL USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 by acts of State, County, local, et al, agents and agencies  
2 on July 17 & 21, 2020.

3 • S/He has been libeled & defamed, her reputation impunged  
4 by the same agents & agencies by statements made orally to  
5 the press and in writing which cannot be substantiated by  
6 Facts of law nor supported by probable cause.

7 • S/He was injured in a manner which has effected  
8 permanent physical disability & shall affect, effect her  
9 means to 'make a living' in her professional trade for  
10 the rest of her life by the acts of said agents &  
11 agencies on July 21, 2020.

12 • S/He was arrested fraudulently after being subjected to  
13 an illegal & fraudulent eviction, to which said acts did  
14 cause yet undetermined damage to her businesses & personal  
15 estate & the personal property of her family, not to mention  
16 the emotional, physical & spiritual toll said acts did affect,  
17 effect.

18 • S/He has been held unconstitutionally imprisoned against  
19 her will in violation of the laws & treaties of the United  
20 States for the past twenty six months.

21 • S/He has been held unconstitutionally imprisoned against  
22 her will under unconstitutional bail (next) issued in  
23 violation of Article I Section 9 of the Ohio Constitution.

24 • S/He has been held unconstitutionally imprisoned against S/H

NOT FOR COMMENT USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 her will under excessive bail (next) and then under no  
2 bail (next) in violation of the 8<sup>th</sup> Amendment and established  
3 res judicata positive law.

4 • s/he has been subjected to cruel & unusual punishment  
5 (See Exhibit 1, attached as if fully rewritten herein) of  
6 imprisonment conditions which violate Due Process and  
7 human rights prima facie (See Exhibit 1 & 2, attached as  
8 if fully rewritten herein)

9 • s/he has had her 5<sup>th</sup> & 6<sup>th</sup> Amendment rights violated  
10 in fraudulent processes asserting 'incompetency' for the  
11 purposes of cultivating evidence for the benefit of  
12 the State in a conspiracy against rights.

13 • In the totality of the circumstances re-lotus justice has  
14 had her 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup>, 7<sup>th</sup> & 8<sup>th</sup> Amendment rights  
15 violated & her resig. via "MONITOR & JUSTICE" has had  
16 its 14<sup>th</sup> Amendment rights violated by agents & agencies of  
17 this 'State' over the past twenty six months.

18 Wherein the Relator(s) does, do agree with the  
19 appellee assertions that the acts of Counsel For Defense,  
20 as Relator, as the lawful Executor, Settlor, Trustor, Beneficiary,  
21 et al., of the Trust: "MONITOR & JUSTICE" are for the  
22 purposes of "avoiding a criminal trial" (See States'  
23 memorandum, motion to dismiss, page 1, paragraph 2, 5<sup>th</sup>  
24 Sentence) as s/he asserts the "STATE OF OHIO" 6/11

NOT FOR COMMENTARY USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 is affecting, effecting False and Fraudulent claims against  
2 an instrumentality of international trust, "MONIKA G  
3 JUSTICE" which the Relator relator:justice does hold  
4 a LIS PENDENS interest in (See Exhibit 3, attached  
5 as if fully rewritten herein) since 2018 and as  
6 such is subject to the Federal jurisdiction pursuant to  
7 the 'Doctrine of Lis Pendens', in which an action in  
8 Equity was instituted, averred, asserted by relator:justice  
9 granted jurisdiction to Pen-Del Mortgage Assocs. v FDIC,  
10 [944 U.S. Dist. LEXIS 8981, citing Fletcher v Turner Corp.,  
11 36 D. & C. 2d 84 (Pa. Comm. Pl. 1964)] and by which said  
12 personal property of relator:justice, "MONIKA G JUSTICE" has  
13 a clouded title & transfer of control, ownership, etc., is  
14 prevented See Vann v Wells Fargo Bank, 2019 U.S. Dist LEXIS  
15 727603, until said claim in Equity is adjudicated  
16 until its finality See Pen-Del Mortgage Assocs v  
17 FDIC and, or until the LIS PENDENS (See Exhibit 3,  
18 attached as if fully rewritten herein) is expunged See  
19 Vann v Wells Fargo Bank }.

20 Wherein Relator relator:justice as the lawful Executor,  
21 Settlor, Trustor, Beneficiary, etc., of the TRUST "MONIKA  
22 G JUSTICE", which she does hold & control by title by  
23 occupancy, has been kidnapped by agents & agencies  
24 of "STATE OF OHIO" (9 UCC 5-102(a)(77)) in a #11

NOT FOR COMMERCIAL USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 possessory action in rem in the admiralty and maritime  
2 jurisdiction where the 'state' agents, agencies seized the  
3 personal property of nr-lotus:justice, the THING is the  
4 'vessel of her soul', "MONICA C. JUSTICE" and interposed  
5 a claim upon it, as the defendant and an actor  
6 { Atascadero State Hospital v Scanlon, 473 U.S. 234 (1985),  
7 p. 292-293, citing J. Story "Commentaries on the Constitution  
8 of the United States", 560-561 (1883) citing Peters, Bright  
9 & Madrazo in Support }, seeking to unconstitutionally  
10 subject nr-lotus:justice to a purported 'criminal' cause of  
11 action against the THING "MONICA C. JUSTICE" as a 14th  
12 Amendment resque via instrumentality (26 USC §1275:  
13 Debt Instruments, emphasis (b)(3)), as the purported 'defendant',  
14 though the cause is a fraudulent claim in Equity the  
15 'state' seeks to bring from the "wrong side of the court" i.e.  
16 the "wrong court" itself for such actions, the 'court' merely  
17 being a Foreign agent, as esquire, Foreign Forum of  
18 private practice.

19 Wherein to subject nr-lotus:justice to stand trial where  
20 there is a statutory or constitutional guarantee against it,  
21 what is the case in case number 20-cr-03470 with Common  
22 PLEAS COURT FRANKLIN County Ohio, is unconstitutional  
23 itself { United States v Hickey, 2004 U.S. App. LEXIS 28038 }  
24 & in violation of Due Process of law, et al.

NOT FOR COMMERCIAL USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 As has already been asserted herein, the Relator(s) aver  
2 & assert that this cause of action should have been  
3 docketed as an appeal by right under S.Ct. Prac. R. 5.01  
4 & 6.01 as pursuant to the "collateral order doctrine",  
5 the Final judgement of administrative 'judge' David Young,  
6 as subject matter of the appeal initiated with the 10<sup>th</sup>  
7 APPELLATE 'COURT' FRANKLIN COUNTY OHIO pursuant to their  
8 original jurisdiction under Ohio Constitution Article IV  
9 Section 3(B)(1)(F) & or 3(B)(2), which though interlocutory,  
10 is exempt from the 'Finality rule' as it affected, effected  
11 collateral estoppel in the lower court' case.

12 Wherein pursuant to S.Ct. Prac. R. 5.01(A)(3), said  
13 cause initiated in the 'court' of appeals under its  
14 original jurisdiction as cited under Article IV Section  
15 3(B)(1)(E) & or 3(B)(2), would include collateral estoppel  
16 causes and would if appealed to the 'Supreme court' would  
17 fall under its appellate jurisdiction.

18 Again, the Relators aver & assert that as way or  
19 another the clerk affected, effected an error in the docketing  
20 of this initial appeal or in the allowing of the 'States'  
21 motion to dismiss in this case. Wherein the Relators will  
22 re-approach this 'court' in a more detailed notice of  
23 appeal challenging the 10<sup>th</sup> APPELLATES' reported refusal  
24 to take cognizance of collateral estoppel orders

9/11

NOT FOR COMMERCIAL USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 And lastly, in re of jurisdiction, pursuant to the 'Doctrine  
2 of LIS Pendens' administrative 'judge' advised: young nor  
3 any other 'judge', judicial Forum of "STATE OF OHIO" (9  
4 UCC §102(a)(77) has or can acquire jurisdiction over the  
5 thing "MONICA G. JUSTICE" as long as said LIS PENDENS lays  
6 in Equity, what it still does unadjudicated. As such, any of  
7 all claims against it and/or any & all acts affected, effected  
8 against the natural woman or-lotus: justice, et al., as the  
9 lawful Executor, Settlor, Trustor, Creditor, Beneficiary, et al.,  
10 of said cestui que vie "MONICA G. JUSTICE", et al., in order to  
11 attempt to seize, acquire jurisdiction over either of them are  
12 merely criminal, constitutional & statutory torts against  
13 natural & civil rights.

14 Wherein as the LIS PENDENS or-lotus: justice is the holder, and  
15 controller of defeats any attempts of the 'state' to acquire  
16 jurisdiction over either the natural woman or the TRUSTOR, the, any  
17 cause upon the bar/BAR in Equity as the subject matter of current,  
18 new cases merely provide additional material facts which support,  
19 prove the Equity claim previously laying in the Federal jurisdiction,  
20 concerning the personal property of or-lotus: justice. wherein it  
21 would be prudent for this, all 'courts', agents & agencies of 'state'  
22 to take cognizance & correct their actions, for which 11<sup>th</sup>  
23 Amendment immunity no longer applies, wherever, however they  
24 can within the 'courts' & agencies of 'state' of which they do 10/11

NOT FOR COMMENTARY USE

RELATOR(S) REPLY CONTRA  
TO 'STATES' MOTION TO  
DISMISS

1 possess jurisdiction, lest their failure to correct them be  
2 deemed willful.

3 Still, even if the LIS PENDINGS did not predate these new causes  
4 commenced by the state itself, pursuant to 'Collateral Order Doctrine',  
5 if litigation were to proceed past motions practice, 11<sup>th</sup> Amendment  
6 immunity would still be lost  $\{$  Puerto Rico Aqueduct v Metcalf & Eddy,  
7 Inc. 1506 US 139, 113 S.Ct. 684, 121 L.Ed. 2d. 605, 6 Fla. L Weekly Fed.

NOT FOR COMMERCIAL USE

8 S 803, 93 Cal. Daily Op. Service 224, 93 O.A.R. 516, 1993 U.S. LEXIS  
9 803 (1993) SS/RC Jan APR 9/22/22

7 FF  
-1 EA

10 Exempt, SIAWA, TRUM, Beneficiary, etc., of, for  
11 "MAY CLOU JUSTICE", et al, in propria persona

12 CERTIFICATE OF SERVICE

13 Petitioner as Relator, cannot provide, guarantee certificate  
14 of service due to the conditions of her imprisonment and as such,  
15 in the interest of justice, asks the Clerk of 'court' to serve the  
16 following with this pleading. Wherein justice delayed is justice  
17 denied.

7 FF  
-1 EA

18 SS/RC Jan APR 9/22/22  
as a LOTUS, et al

19  
20 <sup>1</sup> g-gary: tyack, et al. &  
21 Prosecuting Attorney's Office  
22 FRANKLIN COUNTY OHIO, et al.  
23 373 South High Street  
24 Columbus, OH 43215



LETTER OF ROGATORY  
[BY AFFIDAVIT]

Exhibit 1

1 8/6/22

2

3

Mr. Lotus: Justice

4

c 2460 Jackson Pike

5

Columbus, Ohio the state

6

USA (43223)

7

8

Director Myra: Venters, et al. &

9

FRANKLIN COUNTY PUBLIC DEFENDERS

10

OFFICE, et al. & M. Catherine: Kualaas

11

Unit Chief Common Pleas Division

12

373 South High Street, 12<sup>th</sup> Floor

13

Columbus OH 43215

14

15

In re: Patterns and Practices of Unconstitutional Misconduct that

16

Have Been and Continue to Obstruct Justice, et al.

17

18

This correspondence addresses a plenitude of long standing

19

issues concerning patterns and practices of unconstitutional

20

misconduct that have been and continue to be oppressed upon

21

me in the exercise of my 4<sup>th</sup>, 5<sup>th</sup> & 6<sup>th</sup> Amendment

22

rights to due process of law, to operate as counsel for

23

the Defense, to equal justice under the law etc, which

24

have denied due process, denied the right to a speedy 1/21

LETTER OF ROGATORY

1 trial, obstructed justice, et al.

2 Firstly, let me address your averred 'appointment' to  
3 the cause of action case number 20-CR-03470 with COMMON  
4 PLEAS 'COURT' FRANKLIN COUNTY OHIO as 'stand-by  
5 counsel' for the Defense. As you have affirmed and the  
6 clerk has concurred in writing it upon the docket, your  
7 'appointment' is purely 'verbal'. No where is your name  
8 or the FRANKLIN COUNTY PUBLIC DEFENDERS' OFFICE  
9 referenced in any written record and/or order/entry of  
10 appointment as issue by the administrative 'judge' in the  
11 case, David Young. In fact the counsel of record for  
12 the defense, appointed as 'stand-by' counsel, is still listed  
13 as Jeffrey M. Bassett upon the docket. As such, you and your  
14 agency under which you are employed, FRANKLIN COUNTY  
15 PUBLIC DEFENDERS' OFFICE are effectively operating off  
16 the books' in private contract with David Young acting as  
17 the Administrative judge in the case if are not officially  
18 appointed under public notice, contract or the Law/law to  
19 this case. Wherein I aver and assert that such vacancies  
20 of public record and/or obfuscations which provide no  
21 reference to you and/or your employer acting, operating,  
22 presenting as any form of 'stand-by' counsel, to be  
23 fraudulent in its nature. Perhaps this is why you  
24 have failed to enter a notice of appearance affirming

NOT FOR COMMERCIAL USE

LETTER OF ROGATORY

1 said 'standby counsel appointment, for that would make said  
2 verbal contract official upon the docket, holding you & your  
3 employer liable for any failures to protect the interest  
4 of not only my self, but the Public in this cause of  
5 action, a duty separate from you & your employers' duty  
6 to me.

7 Still, know that you & your agency, your employer shall  
8 be held to your Oath & Fiduciary Duty to those your  
9 Office purports to defend, the Franklin County Public,  
10 which in turn, by Equity under the Law/law, shall serve  
11 me, wherein the following patterns and practices of  
12 unconstitutional misconduct being affected, effected by various  
13 known & unknown agents of state, county local municipality  
14 do not serve the public & undermine 'due process of law'  
15 for all, obstruct justice, alien substantial Rights, privileges  
16 and immunities, and ultimately compromise the general integrity  
17 of our judicial system, wherein such patterns and  
18 practices also, by their execution against myself, denied  
19 me, continue to deny me, substantial rights afforded by  
20 'due process of law' (4<sup>th</sup>, 5<sup>th</sup> & 6<sup>th</sup> Amendments) & the 6<sup>th</sup>  
21 Amendment right to operate as counsel for the Defense as  
22 afforded in Forett v California, 422 U.S. 806; etd. wherein  
23 torts have & continue to be affected, effected which are willful  
24 and/or owed to malfeasance, misfeasance and/or

NOT FOR COMMERCIAL USE

## LETTER OF ROGATORY

1 non pleasure, and/or deliberate indifference  
2 wherei pursuant to the "Ohio County Commissioners  
3 Hand Book" Section 101.132 "ENFORCEMENT OF FEDERAL  
4 CONSTITUTION STANDARDS" those imprisoned in jails in  
5 Ohio are not to be "subjected to cruel and unusual  
6 punishment nor deprived of due process", nor subjected  
7 to "deliberate indifference to their needs" wherefore by such  
8 writin policy the County Commissioners of Franklin County  
9 are mandated to insure, ensure that any w/men housed in  
10 such county jails are not denied any constitutional protections  
11 and rights affirmed by the United States Constitution.

12 whereas the purported 'defendant' in case number 20-CR-  
13 03470 with COMMON PLEAS COURT FRANKLIN COUNTY OHIO  
14 "MONICA G JUSTICE" was declared "indigent" by an edict of  
15 administrator david young, acting, operating as both 'judge'  
16 & 'defendant' caused under Signature, in a declaration of  
17 indigency void of the Signature of the "indigent" 'defendant'  
18 as required by Rule 71.10 of 'Indigent Defendants'; the  
19 OHIO DEPARTMENT OF REHABILITATION AND CORRECTION  
20 Policy "Inmate Access to Court and Counsel NUMBER 59-  
21 LEG-01" also applies as it references inmate access to  
22 'Legal Materials', a 'law library', 'Legal Service', 'Certified  
23 Mail', et al.

24 wherei referencing back to County Commissioners 4/21

LETTER OF ROGATORY

1 Hand Book " Section 101.06 "SHERIFF'S RESPONSIBILITIES  
2 TOWARDS THE COUNTY JAIL", It states that pursuant to  
3 Ohio Revised Code Section 341.01 the Sheriff is responsible,  
4 in charge of all women confined within the jail with  
5 broadly defined duties including a responsibility for the  
6 safety of inmates, maintenance of the jail and operation  
7 of the jail according to jail standards promulgated by  
8 the Department of Rehabilitation and Corrections. As such  
9 the Sheriff responsible for the operation of the county jail,  
10 must comply with the OHIO DEPARTMENT OF REHABILITATION  
11 AND CORRECTION Policy " Inmate Access to Court and  
12 Counsel NUMBER 59-LEG-01 ", regardless of the purported  
13 'defendants' professed 'indigency' status, as well as all  
14 Department of Rehabilitation and Corrections "Standards  
15 For Jails in Ohio" concerning occupancy requirements,  
16 natural light & recreation requirements, security surveillance,  
17 et al.

18 Wherein with this correspondence as "Letter of  
19 Rogatory", I am informing your agency, your employer  
20 and you that the Facility, FRANKLIN COUNTY CORRECTIONAL  
21 CENTER II (hereafter FCCC II), which is deemed as merely  
22 a 'State Jail' due to its non compliance of Department  
23 of Rehabilitation and Correction "Standards For Jails in Ohio",  
24 is not in compliance with any aspect of the policy 5/21

NOT FOR COMMERCIAL USE

## LETTER OF ROGATORY

1 NUMBER 59-LEG-01, except access to copy of notary  
2 services as ordered by the 'court' itself, and is in willful  
3 violation of the "Standards For Jails in Ohio" concerning  
4 occupancy requirements, natural light, recreation, security  
5 surveillance, and multiple other required standards, to which  
6 I personally have been subjected to, and/or have witnessed  
7 with my own eyes, and thus can testify to First hand.

8 Wherefore as the defenders of the public interest,  
9 pursuant to your agency's, your employees' your oath and  
10 Federal duty, it is your duty to take corrective action  
11 to insure, ensure that those members of the public, as  
12 housed in this county jails as prospective litigants in  
13 county 'courts,' are housed in compliance with with 'state'  
14 & county 'policies' & statutes and are protected from any  
15 patterns and practices of unconstitutional misconduct which  
16 alien substituted Rights or, and privileges and immunities  
17 while under commitment to bail, bond or held without bail,  
18 bond as inmates, prisoners in any jail of this county  
19 which holds them against their will. Again this is a  
20 duty to the public separate from your agency's & your  
21 duty to merely me as purported 'standby' counsel, who  
22 cannot by law allow such torts to continue to be  
23 oppressed in me or any one once properly noticed.  
24 Wherefore the violations to 'due process of law' and 6/21

## LETTER OF ROGATORY

1 obstructions to justice, et al., I have been subjected to  
2 For over 2 (two) years now are thus:

3 • Incoming legal mail from governmental agencies (IRS,  
4 State benefit programs) and Federal courts have been  
5 obstructed, refused, delayed at the facility FCCC II.

6 • Incoming mail containing evidence to be used by  
7 me as counsel for Defense in case # 20-LR-03470 with  
8 COMMON PLEAS COURT FRANKLIN COUNTY OHIO has been  
9 refused, lost by the facility staff at FCCC II

10 • Outgoing mail to local, state & federal 'courts' have  
11 been lost or delayed for as much as up to 2 (two)  
12 weeks.

13 These issues have caused: the loss of evidence that was  
14 expensive to produce (color photographs) as sent certified  
15 mail; unnecessary delays in time to mail in & out  
16 which has affected my ability as counsel for Defense  
17 to satisfy tolling time deadlines; legal forms needed  
18 to effect an effective defense to be accessed timely  
19 or at all; pleadings to never be received and/or  
20 denied for docketing by a court due to my missing  
21 tolling deadlines as counsel for Defense.

22 One such situation in SUPREME COURT OF OHIO  
23 case numbers 22-271 & 273 documents, with specificity, how I,  
24 as counsel for Defense, was unable to meet multiple 7/21

NOT FOR PUBLICATION USE

## LETTER OF ROGATORY

1 tolling deadlines, causing multiple pleadings to be cleared  
2 by the clerk pursuant to tolling rules. As such, such  
3 situations did obstruct justice and deny due process of law.  
4 • I have never had access to a 'law library' or the  
5 internet which would allow me to research case law, have  
6 access to case dockets and/or submit pleadings via  
7 electronic filing which would facilitate quicker, more reliable,  
8 dependable filing of pleadings.

9 Facts affirm that pursuant to "FRANKLIN COUNTY  
10 CORRECTION SYSTEM INMATE HANDBOOK", the only  
11 'handbook' I have ever been given, Section E, LEGAL SERVICES  
12 #2 asserts standby or assistance via legal counsel is to be  
13 used to obtain legal research upon petitioning the court, & #3  
14 asserts "the Facility law library is not available for those  
15 inmates who want to represent themselves (pro se) regarding their  
16 pending criminal charges", both in direct violation with Ohio  
17 Department of Rehabilitation and Correction Policy #59-LEG-01  
18 concerning law library procedures, and Constitutional Standards  
19 under the 4<sup>th</sup>, 5<sup>th</sup> & 6<sup>th</sup> Amendments.

20 • I have never been provided Free First class mail to courts of  
21 law, nor large envelopes to be used for such Free mail purposes.  
22 • I have never had afforded the ability to send items by  
23 certified mail to a court, public service law office, attorney-at-law,  
24 or the Correctional Institution Inspection Committee, and as 5/21



## LETTER OF ROGATORY

1 Such, with emphasis, have never been able to provide  
2 certificates of service or effect certified proof of mailing  
3 in cases upon the bar (BHR with various 'courts' of Ohio.  
4 Thereby, I have not been able to produce proof of mailing  
5 in the exercise of the Federal mailbox rule and, or been  
6 able to provide service to opposing parties timely which then  
7 causes a delay in the briefing periods, thereby causing delays  
8 in adjudication. Wherefore justice delayed is justice denied.

9 Because of all these obstructions to justice, denial of  
10 'due processes of law', evidence tampering, etc., I have been  
11 forced to utilize your agency as a go-between courier  
12 between agents at this Facility, who are controlling my  
13 incoming & outgoing mail, and next Friend counsel who  
14 are couriers my pleadings to various courts. This has  
15 been the only means in the last few weeks which have  
16 insured, ensured that pleadings I seek to lay in various  
17 causes of action with the lower court & on appeal in the  
18 State & Federal courts that are voluminous, or even of only  
19 a few pages truly, are received & docketed timely.

20 However, even now, the last two weeks of such  
21 efforts have revealed an inability to insure, ensure that  
22 system of ferrying my pleadings to the various courts  
23 is reliable, having twice had packets left for you,  
24 your agency for pickup, lost within the Facility &  
25 asserted to not be available for pickup. As of the 9/21

## LETTER OF ROGATORY

1 time of the creation of this letter of rogatory, a  
2 packet with multiple subpoenas, etc., is missing  
3 somewhere in the FCCIT Facility, where fine it was  
4 conveyed in custody to a duty sergeant at 11 am  
5 on the day of scheduled pickup of Thursday August 4,  
6 2022, but when public defender agents came to pick  
7 it up, they were purportedly told there was nothing for  
8 pickup. Wherefore this is the 2nd time actions of  
9 FRANKLIN COUNTY SHERIFF'S DEPARTMENT agents has  
10 obstructing items I sought to file in various courts in  
11 2 (two) weeks. Again these are obstructions to justice &  
12 a denial of 'due process of law', which have delayed justice.  
13 Wherein again, justice delayed is justice denied.

14 These prima Facie violations of 'due process of law' &  
15 obstructions to justice must be resolved & the constitutional  
16 protections and rights affirmed by the United States Constitution.  
17 Wherein I should be able to securely & timely file pleadings  
18 in the various courts of this state & elsewhere without using  
19 next Friend counsel and/or your agency's assistance. Wherein  
20 if I seek to convey pleadings, legal materials directly  
21 to my next Friend counsel from this facility, I should be  
22 able to. However, according to Captain Furber, he has been  
23 ordered to not let this happen, though I have in the  
24 past, whom has ordered this was not divulged to 10/21

NOT FOR COMMERCIAL USE

LETTER OF PROTEST

1 me. I was merely told by Captain Turner directly that he  
2 has been ordered to prevent such direct conveyances of such  
3 personal property to anyone directly from the FCCIT facility,  
4 that I may only convey such materials to your agency via  
5 the public defender courier system now in use. As such  
6 I have been oppressed into either this inconsistent, unreliable,  
7 easily obstructed courier system, or revert back to the mailing  
8 such lawsuit, legal notes, which have proven easily obstructed,  
9 and already proven damaging to 'due process of law': wherein  
10 I aver and assert that both of these options, which rely  
11 on agents of this jail to operate consistently in 'good  
12 faith', with no official policies & procedures in place to  
13 protect me against acts in bad faith or in conspiracy against  
14 rights is unconstitutional and has denied me due process of  
15 law and the capacity to effect an effective defense for more  
16 than 2 (two) years now. That is long enough.

17 wherein pursuant to the principles of equal access under  
18 the Law/law, not only should such mailing, legal material, &  
19 legal resources be resolved, but I should be able to compose  
20 my pleadings using word processing software & printing  
21 equipment or have the ability to scan my handwritten  
22 pleadings so they can be electronically filed just as agents  
23 for the prosecution are able to as equal access under the  
24 law, in the Law under Equity. To oppress w/oen into 11/21

WANT FROM COURT MEDICAL WIFE

## LETTER OF ROGATORY

1 imprisonment against their will and then willfully, through  
2 acts of displeasure, malpleasure, and/or non-pleasure deny  
3 them the same access to the systems of justice, evidence  
4 cultivation, legal resources, 'due process of law', etc., as their  
5 accusers is unconstitutional and inequitable. Wherefore equal  
6 access to all of these as cited are required to be afforded  
7 to anyone exercising their 6<sup>th</sup> Amendment right to quote as  
8 counsel for the Defense. Knowing that imprisonment can be  
9 used to obstruct justice, deny due process of law, etc., perhaps  
10 that is why bail has been afforded under positive law to  
11 reasonable & used only for the purposes of insuring one's attendance  
12 to trial. And knowing that imprisonment can be used to create  
13 oppressions upon an accused, to handicap them, to coerce them  
14 into pleading to things they did not do, to settle a contract against  
15 their will, to give their accuser an advantage in a claim,  
16 to threaten one, etc., is why our Founders insisted on the  
17 Declaration of Rights in defense of the abuses of state  
18 & judicial tyranny such as I have been subjected to.  
19 Still I have been subjected to other forms of patterns  
20 and practices of unconstitutional misconduct that have oppressed  
21 cruel & unjust punishment upon me while I am seeking to  
22 effect an effective Defense while imprisoned. These are  
23 conditions that all who are imprisoned at FCCCII can  
24 experience in one form or another depending on how, 12/24

NUT  
FDD  
COMMERCIAL  
USE

## LETTER OF PROTEST

1 where they are housed, unless one is selected by the Staff  
2 to be housed in the FCCC's 'direct supervision' honors dorm  
3 where the Ohio Department of Rehabilitation and Corrections  
4 "Standards For Facilities in Ohio" are complied with.

5 wherein over the course of the last 2 (two) years of  
6 imprisonment, under commitment to bail et now while being  
7 held without bail, I have experienced the following human  
8 rights violations of unconstitutional patterns and practices  
9 at FCCC II.

10 - I have never been taken outside for recreation.

11 - I have never been taken for indoor recreation.

12 - I have been housed in units which do not have any  
13 direct sunlight access.

14 - Being situated next to a sewage treatment facility, the  
15 ventilation system of the facility often pumps in air

16 permeated with the smell of human waste and volatile organic  
17 compounds causing me breathing problems as an asthmatic.

18 - The ventilation system pumps in dirty, dusty air that  
19 caused me breathing problems as an asthmatic.

20 - Security cameras only surveil half of the dorms which  
21 promotes prisoners being assaulted, feloniously, by other prisoners.  
22 Assaults happen often, sometimes daily, with unwilling victims  
23 being bullied by predatory inmates. Deputies of facility  
24 policies and practices promote a 'Survival of the Fittest' 13/21

## LETTER OF ROGATORY

1 environment where inmates often 'hit the back wall' in  
2 Fight club Fashion confrontations not within camera view.  
3 - There are no emergency call buttons in the dorms &  
4 prisoners have to revert to beating on dorm doors to  
5 get staff attention whereas if the staff deems such  
6 pounding on the dorm door an abuse of the 'emergency  
7 notification system' they will turn off TV & phone  
8 privileges in retaliation.

9 - Prisoners who are feloniously assaulted by other prisoners  
10 are told they may not press charges &/or address such  
11 crimes against them until they are no longer in the  
12 state 'court' system.

13 - Black mold exists in every dorm I have been housed  
14 in.

15 - If one is housed in an 'isolation unit', single cell  
16 detention, either as a form of punishment or for  
17 'protective custody' reasons due to charge, mental health  
18 issues, etc. one may experience the following.

19 • Filthy housing conditions where minimal cleaning is  
20 done between the housing of one prisoner to another  
21 which may include feces, blood & food left to decay  
22 & rot upon the walls & floor.

23 • Excessive cold conditions without sufficient bedding or  
24 clothing to accommodate such conditions which often 1/4/21

## LETTER OF ROGATORY

1 are temperatures in the 50°F range during the winter months.

2 • One may see mentally ill persons left in isolation cells  
3 for days or even weeks at a time without access to phones  
4 to call family or counsel, TV or showers for personal  
5 hygiene, being denied recreation time

6 • One may see: mentally ill persons allowed to accumulate  
7 trash in their units; allowed to smear human feces  
8 and blood all over themselves and the unit walls, floor;  
9 accumulate human waste in toilets and not flush  
10 for days at a time.

11 • One may see or even be the subject of deputy indifference  
12 and/or retaliation for perceived disrespect wherein deputies  
13 deny the access to recreation time which affords access to  
14 phones, TV, shower time, and/or even food for  
15 whatever time period the deputies determine is justified.

16 wherein I was housed in an 'isolation unit', single cell  
17 detention from July 23, 2020, to the first week of January  
18 2021 as a result of internal 'security' designation that could  
19 only be deemed 'selective punishment' pursuant to a desire to  
20 retaliate against me as there was a medical dorm available  
21 with convicted high level felons housed in it. I was housed in  
22 other isolation units on E1 off during periods where I was  
23 recovering from injuries sustained from assaults of in  
24 preparation for surgeries associated with injuries sustained 15½

NOT FOR COMMERCIAL USE

## LETTER OF RECANTATION

1 On July 21, 2020, from gunshot.

2 During those periods I did witness first hand the  
3 indifference Facility staff show the mentally ill being housed  
4 in the isolation units' at FCCC II awaiting transfer to a  
5 local mental health facility. I witnessed the manner  
6 they were treated inhumanely for however long they were  
7 awaiting transfer which could be weeks or months. I  
8 endured the smells of the wailing, screaming, ranting, mania  
9 these prisoners often effected as a result of the protracted  
10 tortures their housing conditions oppressed a man which  
11 could push even a mentally stable person into a deep  
12 psychosis. Wherein I aver and assert that I was  
13 placed into such housing conditions for the first 6 (six)  
14 months of my imprisonment in the hopes that it would  
15 mentally stress me into a psychosis. However, whoever  
16 ordered this inhumane treatment did not get their wish,  
17 for it did not work. All it did was produce a first  
18 hand witness to gross, inhumane indifference to the  
19 mentally ill at the 'asocials' the FRANKLIN COUNTY  
20 SHERIFFS DEPARTMENT affects, effects willfully and  
21 wantonly in their patterns and practices of unconstitutional  
22 misconduct. What I witness and endured was egregious  
23 and would violate international human rights standards.

24 Still, even after I was moved to open dorms where 11/6/21

NOT FOR COMMENT USE



## LETTER OF REBUTTAL

1 multiple people are housed collectively. I was then exposed  
2 to unchecked, promoted interpersonal violence. The Facility  
3 staff make no effort to curtail by providing 100%  
4 security camera coverage, emergency call buttons, policies  
5 and practices that segregate predators from prey. Wherein  
6 dorms are left to 'self regulate', and yet as deputies often  
7 effect 'group punishment' for individual actions, which  
8 limits their paperwork, the manner the deputies control TV  
9 and phone access as forms of punishment to whole dorms  
10 can promote retaliation and/or raises the potential for  
11 violence in a dorm.

12 As a result of the multiple violent, felonious assaults  
13 I have been a victim of, I have received a broken  
14 arm which was never set or treated by an orthopedic or  
15 general practice physician, a fractured scapula, a fractured  
16 foot, a torn retina, a broken nose, & a fractured orbital.  
17 These are injuries on top of the gunshot wound from  
18 July 21, 2020, at the hands of local 'law enforcement'  
19 in the name of checking on my 'medical safety'. I have  
20 witnessed more felony assaults than I can count, having  
21 rarely if ever being a witness to one in my previous  
22 53 (fifty three) years of life, prior to being imprisoned  
23 her against my will at FCCC II for the last 2 (two) years.  
24 And yet the benefit to jail staff is the 7/21

## LETTER OF ROUTURE

1 ability to target one under the ruse of dorm security.

2 wherein on two occasions under the guise of a full

3 dorm 'search', my evidence & case files have been

4 tossed, tampered with in a far greater manner

5 than any other prisoners personal property was, causing

6 me to take hours to reorganize and sort it.

7 wherein what I cannot comprehend after experiencing

8 the conditions here & after reporting such conditions regularly

9 to idand: young during hearings over the course of 2

10 (two) years is, in consideration of the federal Law/law

11 & the State and county policies I've cited herein, how

12 have such patterns and practices of unconditional misconduct

13 which alien substantial rights & privileges and immunities

14 been allowed to continue, perpetuate & flourish if not by

15 gross negligence, disregard, mispleasance, malpleasance and

16 nonpleasance by a collective of State, county and local

17 agencies and agents. From the Franklin County Sheriff, to

18 the Sheriff's Counsel the Franklin County Prosecutors office, to

19 the Franklin County 'Public Defenders' Office which represents

20 alot of those housed, imprisoned at FCCC II, to the 'judges'

21 who commit people here under unreasonable bail, bond in

22 violation of the Law, to the States' Attorney General's Office,

23 to the Franklin County County Commissioners, to the Ohio

24 Department of Rehabilitation & Corrections, how has not 18/21

NOT FOR  
FOR  
COMMERCIAL  
USE

## LETTER OF ROGATORY

1 one agent or agency corrected those gross & inhumane  
2 violations of constitutional rights being affected, effected  
3 at the FCCC II Facility except that it serves the 'state'  
4 and ASSISTS its agents and agencies achieve its almost  
5 perfect conviction rate achieved predominantly by plea  
6 agreements.

7 As such, by this letter of rogatory the 'Public Defenders'  
8 Office and others are noticed of such gross patterns and  
9 practices of unconstitutional misconduct which alien the  
10 substantial right and privileges and immunities of those  
11 imprisoned at FCCC II, and are additionally noticed of the  
12 mandate pursuant to your agency, your oath & duty to the  
13 public you & it purportedly serve, to correct such crimes  
14 and torts against the public & great good of the 'state'  
15 wherein assertions, averments of 'local control' do not  
16 exempt any state, county or municipal Facility, agency, etc.,  
17 from having to conform to State and Federal constitutional  
18 standards when acting in the name of public safety of  
19 general nature pursuant to Barbier v Connolly, 113  
20 US 27 (1885), et al.

21 wherein the 'Public Defenders' Office has a mandate to  
22 serve the public first & not continue to kow-tow to 'judges',  
23 courts, prosecutors, etc., orders, coercions, et al., and allow such  
24 patterns and practices of unconstitutional misconduct to 19/21

LETTER OF ROGATORY

continue any longer at FCCCT. All, any agent of your agency,  
you, need do is ask those you represent in local causes  
of action if my words, assertions, averments in re of  
the conditions here are true. Regardless, ~~I~~ assert, aver,  
convey, and attest my 1st hand witness by affidavit  
under penalty of perjury so that even if such due  
diligence is not executed by agents of the 'Public  
Defenders' Office, my testimony by affidavit shall stand  
and prevail in law by this Letter of Rogatory.

Wherein as the protections owed to all serve One  
under Equity & Law, until such time as the patterns and  
practices of unconstitutional misconduct being affected,  
effected at FCCCT are corrected, I shall aver, assert,  
convey, and attest that I am being subjected to cruel  
and unusual punishment, without the right to even  
effect bail, bond, in a Facility that willfully and  
wantonly is operated in a manner that denies me  
'due process of law' & subverts justice in a conspiracy  
against my rights, that has prevented me for over  
2 (two) years now from effecting an effective Defence  
in violation of my 4<sup>th</sup>, 5<sup>th</sup>, 6<sup>th</sup> & 8<sup>th</sup> Amendment rights.

11 ET

SS/RRJm HAR 8/6/22  
AS Executor, Suptm, Trustm, etc., of for  
'MONITA G JUSTICE', etd. 20/21

NOT FOR COMMERCIAL USE

LETTER OF ROGATORY

I affirm, conreg, and attest under penalty of perjury by the laws of the "United States", without the "United States" (28 USC 51746(i), that the statements made herein are known to be true to me with the Creator as my witness. (St John 5:31-32).

1 FF  
FF

REC'd ARR 8/8/22  
- Lotus Justice  
Executor, Settlor, Trustor, etc.,  
of, for "MONIKA G JUSTICE", et al  
in propria personam, sui juris

NOT FOR COMMERCIAL USE

Sworn to, or affirmed, and subscribed to in my presence this 8th day of August in 2022.  
My Commission expires March 24, 2027



Sybil L. Saxon  
Notary Public, State of Ohio  
My Commission Expires 3/24/27

Sybil L. Saxon  
Notary Signature

8-8-2022

Date

AFFIDAVIT OF FACT  
of 8/21/22

Exhibit  
2

1 I affirm, convey and attest under penalty of perjury  
2 by the laws of the United States, without the "United  
3 States" (28 USC § 1746(1)), that the statements made herein  
4 are known to be true to me with the Creator as my  
5 witness (St John 5:31-32).

6  
7 On 8/13/22 I did discover the culprits who on 8/12/22  
8 stole around \$60 (sixty dollars) worth of commissary,  
9 and on 8/13/22 stole around \$20 dollars worth of  
10 commissary and whites, having observed them in the  
11 act the second (2<sup>nd</sup>) date. When I did confront  
12 the culprit, her cohort in crime did attack me  
13 from the back. I was required to defend myself  
14 from both of them only known to me by the paper  
15 work as "Ward, Kacey".  
16

17 As a result of such allegations per jail policy I  
18 was relocated from 255 unit to 252 unit. I  
19 sat in the corridor while all of my personal property,  
20 inclusive of all cases evidence et associated legal  
21 material, documents were carefully et in an organized  
22 fashion placed on the floor in the hallway  
23 across from 255 unit by fellow prisoners. It  
24 comprised of around six organized 'piles'. 1/6

NOT FOR COMMERCIAL USE

AFFIDAVIT OF FACT  
OF 8/21/22

1 I was medically checked out and relocated to 252 unit  
2 having to leave all my personal property & legal paper  
3 work in the hallway across from 255 unit.

4  
5 Approximately 3 to 4 (three to four) hours later deputy  
6 deputies Trickerson & Holtman did show up at the  
7 rear door of the unit with a metal cart that held  
8 all of my personal property and only some of my  
9 cases evidence & associated legal material, documents.

10 Upon viewing them they immediately appear ramshackled,  
11 inclusive of the paperwork which was in, on that  
12 cart, approximately six or seven disorganized  
13 and shuffled piles. I immediately protested to the  
14 condition of the 'paperwork' which was evidence, legally  
15 served material, copies of docket pleadings, case law  
16 research, evidence to be used in 'trial' & hearings, etc.,  
17 stating that the condition of such 'paperwork' was  
18 returned to me was a crime of tampering with evidence.

19 I asked each specifically if they were the ones who had  
20 gone through it and returned it to me in the conditions  
21 it was in & deputy Trickerson stated yes, with deputy  
22 Holtman adding 'I was doing my job'.

23 I objected repeatedly as I and other prisoners  
24 assisted me to carry the 'paperwork' as personal property 2/5

NOT FOR COMMERCIAL USE

AFFIDAVIT OF FACT  
of 8/21/22

1 From the first metal cart load.

2 Shortly thereafter they again appeared at the rear door  
3 of the unit with a 2nd (second) load of shuffled piles  
4 of 'paperwork'. Again I protested to the condition in  
5 which my legal 'paperwork' was returned to me, my custody.  
6 Again, deputy Holtzman stated she was just doing her  
7 job, that she made no effort to mix up the 'paperwork'.  
8 Deputy Rockson remained silent. I stated in reply,

9 that clearly they had made no effort not to mix it all up.  
10 Approximately ten piles were returned to me made from  
11 around six organized piles. When a few piles were  
12 returned stacked so high & jumbled they were falling  
13 over & appeared as big, mixed up, jumbled, disorganized,  
14 intermixed piles of 'paper'.

15  
16 After they returned all of the paperwork it took me  
17 approximately three to four hours on 8/13/22 to reorganized  
18 four of the piles of 'paperwork', leaving six for the next  
19 day. The next day I took another six hours to go  
20 through the remaining piles to again create seven organized  
21 piles. During the process I found Federal cases intermixed  
22 with appeal & Supreme case work, legally served papers  
23 removed from their prospective envelopes & intermixed with  
24 case law, case evidence, trial preparation documents, etc. 3/6

NOT FOR COMMERCIAL USE



AFFIDAVIT OF FACT  
OF 8/21/22

1 Wherein it was clear that in 'doing their job' the  
2 deputies, had taken papers from various piles and  
3 mixed them up with other piles. In one pile alone which  
4 was approximately six inches high to begin with, I found  
5 nine different categories of paperwork, case work of  
6 federal, local & appellate courts were distributed among  
7 multiple piles, meaning one case work evidence was in  
8 as much as four separate files, requiring me to constantly  
9 reorganize even the piles I had reorganized to merge  
10 recently found paperwork in a intermixed, co-mingled  
11 pile.

12 The total time to reorganize my legal 'paperwork' took  
13 over ten hours or two days. The deputies in doing their  
14 job had clearly tampered & sought to destroy evidence  
15 by mixing it all up.

16 Some comments I recall are thus Deputy Mickelson  
17 stated that if I didn't want my papers gone through  
18 I shouldn't have gotten in a fight. To which I replied  
19 that I didn't get in a fight of my own accord, that my  
20 personal property was stolen & the culprits then sought to  
21 jump me from behind, to which I will defend myself. Her  
22 comments imparted that the manner she 'did her job' in  
23 searching my property was meant as some form of  
24 punishment for 'fighting'.

NOT FOR COMMERCIAL USE

AFFIDAVIT OF FACT  
of 8/12/22

1 Deputy Holtman did comment later in the evening during  
2 medical pass that she intended no disrespect or harm  
3 in the manner she searched the paperwork, that she just  
4 wanted to be clear about that considering how upset I  
5 was about the condition the 'paperwork' was returned to  
6 me.

7 Wherein the problem is clearly that the deputies do  
8 not comprehend that the manner in which they treated the  
9 searching of such legal 'paperwork' is actually tampering  
10 with evidence. Wherein this is not the first time my 'legal'  
11 'paperwork' has been 'tossed' by deputies. Wherein on February  
12 20, 2022 my 'paperwork' was also 'tossed' in a unit raid  
13 performed by deputies Drake, Nickerson, Back, &  
14 Kingston. Senior deputy Seals came and spoke to me  
15 about the treatment of my paperwork on that day  
16 in which no other banks were tossed. Still on that  
17 day, how they 'searched' my 'paperwork' was no where  
18 near the extreme degree it was ransacked, intermingled,  
19 jumbled, SHUFFLED on 8/12/22.

20  
21 Regardless, the treatment of my legal paperwork is  
22 not in compliance with the Law/Law. The manner it  
23 was gone through appeared to me to far exceed 'their job'.  
24 unless mixing up of papers is part of it.

AFFIDAVIT OF FACT  
OF 8/21/22

1 I am unsure if every piece of paper was returned to  
2 me considering its condition, wherein in thousands of  
3 pieces of paper, it would be easy to remove or destroy  
4 select items considering the condition they were returned  
5 to me in a jumbled mess of papers  
6

7 I again affirm, convey and attest these facts to be  
8 true to me under penalty of perjury by the laws of  
9 the "United States", without the "United States" (28 USC §1746(a)).

REDA 8/22/22

28 - lotus justice

Executa, Letter, Trust, etc., of for  
"MORRIS L JUSTICE", et al.

11  
12  
13  
14

15 Sworn to, or affirmed, and subscribed to in my presence  
16 this 22 day of August in 2022.  
17 My commission expires March 24, 2027  
18



19 Sybil L. Saxon  
20 SYBIL L. SAXON  
Notary Public, State of Ohio  
My Commission Expires 3/24/27

21 Sybil L. Saxon

Notary Signature

22 August 22, 2022

23 Date

NOT FOR COMMERCIAL USE

1 December 12<sup>th</sup>, 2018

Exhibit  
3

2  
3 ~r-lotus: justice  
4 c/o P.O. Box 82251  
5 Columbus, Ohio the state, USA  
6 Non-Domestic, Without U.S.,  
7 ZIP Code Exempt (43202)  
8

9 Clerk of *COURT* UNITED STATES  
10 *COURT OF APPEALS FOR THE*  
11 *FEDERAL CIRCUIT*  
12 717 Madison Avenue North West  
13 Washington, in the District of Columbia  
14 Zone Improvement Plan Code 20439  
15

RECEIVED  
DEC 14 2018  
United States Court of Appeals  
For The Federal Circuit

16  
17 RE: Pleadings to File/Docket and Return Via Supplied Return Envelope  
18

19  
20 To Whom It May Concern,

21  
22 Enclosed please find two copies of a LIS PENDENS along with a certificate of interest  
23 statement. Please note, the two wet ink signature copies the LIS PENDENS are annotated  
24 accordingly as a copy for the "clerk" and one marked as "ours".  
25

26 If you would be so kind, after the Clerk of Court has placed a wet ink "received" stamp  
27 upon their faces proving the date the LIS PENDENS was received, please enter the wet  
28 ink signature copy marked as "clerk" upon the record in case #19-1099 on appeal, and  
29 then return the copy mark "ours" to We All using the return envelope provided.  
30

31 If any one has any questions and/or concerning pertaining to this communication, and/or  
32 if We All failed in any way to comply with proper procedure in the filing of and forms  
33 and/or pleadings with your agency pursuant to the forums and/or the appellate forums'  
34 rules, feel free to contact me directly by the most prudent means provided herein.

1 Thank you for your consideration and prompt satisfaction of this request.

2 Regards,

3 *RE Justice*  
4 *AA*

5 ~r-lotus: justice, resurrected, sui juris,  
6 Keeper of the 4<sup>th</sup> Crown of Law,  
7 Appointed Counsel of ~rachael-n: parks, et al.,  
8 ~clayton-m: bates, et al., and ~maura-m: roll, et  
9 al., Lawful Executor MONICA G JUSTICE, et al.,  
10 **Pro Bono Claimant** Executor de Son Tort, POA,  
11 *de jure* Solicitor General in Vacancy, Private  
12 Attorney General for All Free People of The Land,  
13 Relator  
14 c/o P.O. Box 82251  
15 Columbus, Ohio the state, USA  
16 Non-Domestic, Without U.S.  
17 ZIP Code Exempt (43202)  
18 614-267-2337  
19 lotusjustice@gmx.com  
20

11 *no send*

- 21 enclosures: prepaid envelope
- 22 two wet ink copies of LIS PENDENS
- 23 one wet ink copy certificate of interest statement

Case: 19-1099 Document: 10 Page: 3 Filed: 12/14/2018  
UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT

RECEIVED

DEC 14 2018

United States Court of Appeals  
For The Federal Circuit

~clayton-m: bates  
~maura-m: roll  
~rachael-n: parks  
~misty-c: brickles,  
Family and Kin of ~clayton-m: bates  
~r-lotus: justice  
*Plaintiffs/Relators*  
v.  
STATE OF OHIO, et al.  
~richard-m: dewine, et al.  
~kevin: greer, et al.  
THE COURT OF COMMON PLEAS  
JUVENILE & PROBATE DIVISION  
HIGHLAND COUNTY, OHIO, et al.  
~anneka-p: collins, et al.  
HIGHLAND COUNTY PROSECUTORS  
~lee-d: koogler, et al.  
KOOGLER LAW OFFICE, et al.  
~molly: beck, et al.  
~julie-a: horne, et al.  
HORNE LAW OFFICE, INC., et al  
UNITED STATES TREASURY, et al.  
ADMINISTRATIVE OFFICE OF THE  
UNITED STATES COURTS, et al.  
~r-guy: cole, junior, et al.  
UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT, et al.  
~deborah-s: hunt, et al.  
Clerk of COURT, UNITED STATES  
COURT OF APPEALS FOR  
THE SIXTH CIRCUIT, et al.  
~diane-p: wood, et al.  
UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT, et al.  
~gino-j: agnello, et al.  
Clerk of COURT, UNITED STATES  
COURT OF APPEALS FOR  
THE SEVENTH CIRCUIT, et al.  
*Defendants/Respondents*

LIS PENDENS

Case # 19-1099-SJ  
With the UNITED STATES  
COURT OF APPEAL FOR  
THE FEDERAL CIRCUIT

On Appeal from  
Case #: 1:18-mc-0086 (TJK)  
With the UNITED STATES  
DISTRICT COURT FOR  
THE DISTRICT OF  
COLUMBIA

Clerks

1 TO THE DEFENDANTS/RESPONDENTS ABOVE NAMED AND TO WHOM IT MAY  
2 CONCERN: NOTICE IS HEREBY GIVEN of a 4<sup>th</sup> *Crown Claim in Equity* by the above named  
3 Plaintiffs/Relators against the above named Defendants/Respondents for the enforcement of the  
4 terms of a BREACH OF CONTRACT: in the bringing of FALSE CLAIMS against the united  
5 (eS)tates of America; for failing in their FEDUCIARY DUTY {*PACIFIC MUTUAL LIFE*  
6 *INSURANCE v Cleopatra Haslip, et al., 499 U.S. 1 (111 S. Ct. 1032, 113 L. Ed. 2<sup>nd</sup> 1)*} under  
7 repository trust law in Equity as the *imposed Trustees* of our *de jure* allodial united (eS)tates of  
8 America placed into *civiliter mortuus* status on behalf of the American People {*Barron v*  
9 *Baltimore, 32 U.S. 243 (1833)*} under *cesti que* trust(s), be it/they an expressed and/or implied  
10 trust in the nature of *proviso*; for their failure to abide by the terms of the Treaty of Peace and the  
11 Treaty of Amity and Peace; for their failure to abide by the terms of 14<sup>th</sup> Amendment of the  
12 *defacto* Constitution of the "United States", Sections 1 (one), 3 (three), and 4 (four), with  
13 emphasis; and et al., of the following described property, to wit:

14 † SSN# 891-~~222222~~, et al., as well as *any and all* originating TAX PARCEL(S)/LAND  
15 PATENT(S) and/or negotiable instruments, and/or foreign bills of exchange, and/or  
16 derivatives there from/thereof associated with the OHIO DEPARTMENT OF VITAL  
17 STATISTICS CERTIFICATE OF LIVE BIRTH #134-~~222222~~ filed/received by  
18 REGISTRAR for "CLAYTON MICHAEL BATES", et al., on June 12 7 in the Year of Our  
19 Lord and Savior 2012.

20  
21 † SSN# 283-~~222222~~, et al., as well as *any and all* originating TAX PARCEL(S)/LAND  
22 PATENT(S) and/or negotiable instruments, and/or foreign bills of exchange, and/or  
23 derivatives there from/thereof associated with the OHIO DEPARTMENT OF VITAL  
24 STATISTICS CERTIFICATE OF LIVE BIRTH #134-~~222222~~ filed/received by  
25 REGISTRAR for "MAURA MARIE ROLL", et al., on August 7 in the Year of Our Lord and  
26 Savior 2007.

27

1 † SSN# 291-~~622622~~, et al., as well as *any and all* originating TAX PARCEL(S)/LAND  
2 PATENT(S) and/or negotiable instruments, and/or foreign bills of exchange, and/or  
3 derivatives there from/thereof associated with the OHIO DEPARTMENT OF VITAL  
4 STATISTICS CERTIFICATE OF LIVE BIRTH #134-~~622622~~ filed/received by  
5 LOCAL REGISTRAR for "Rachael Nikole CROY", et al., on September 2 in the Year of  
6 Our Lord and Savior 1987.

7  
8 † SSN# 500-~~622622~~, et al., as well as *any and all* originating TAX PARCEL(S)/LAND  
9 PATENT(S) and/or negotiable instruments, and/or foreign bills of exchange, and/or  
10 derivatives there from/thereof associated with the DEPARTMENT OF PUBLIC HEALTH  
11 AND WELFARE - MISSOURI DIVISION OF HEALTH, STANDARD CERTIFICATE OF  
12 LIVE BIRTH #124-~~622622~~ filed/received by the STATE REGISTRAR OF VITAL  
13 STATISTICS for "Monica Lynne Tindall", et al., on January 13 in the Year of Our Lord and  
14 Savior 1967.

15  
16 Wherefore the Honorable Counsel ~justice, standing *in propria personam* {28 "United States  
17 Code § 1605(c)} invoking "saving to suitors" {Judicial Act of 1789, Section 9, Title 28 "United  
18 States" Code (hereafter USC) §1333}<sup>1</sup>, does bring this LIS PENDENS, effective after the  
19 sufficient Grace of 14 (fourteen) days of tolling has passed *from the onset of the adjudication of*  
20 *the cause(s) of action upon the bar/BAR under merit review* pursuant to 28 "United States" Code  
21 § 1631 with the UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT.

22  
23 We have come to place this cause upon the bar/BAR for the purposes of moving, preserving and  
24 reconstituting the Law and law as statute, to ensure the continuation and preservation of the  
25 Great Republic of America and for protections of our Usufruct Trust from constructive frauds

26  
27 <sup>1</sup>Judiciary Act of 1789 Acts of The First Congress of the United States, as adopted on September 24, 1789, in the  
28 first session of the First United States Congress Assembled, Chapter 20, "An act to establish the Judicial Courts of  
29 the United States," pages 73-93 and Chapter 21, "An act to regulate Processes in the Courts of the United States,"  
30 pages 93-94, with emphasis Sections 9 and 35.



1 and intentional abuses and shall affect and effect the Law and law as statute accordingly without  
 2 reservations to bring whomever does threaten its and thus our safety and security by the Maxim  
 3 *Salus populi est suprema lex*, the safety of the people is the supreme law {*Ohio v Lafferty*,  
 4 Ohio<sup>5th</sup>, page 81 (1817), Tappan Reports (1831)}, whether such threats are brought by overt acts  
 5 or acts of omissions and/or failures in fiduciary responsibility in violation of the Law and law as  
 6 statute and assuredly whether the threats be from without or within the (eS)tate and/or the  
 7 (eS)TATE instruments. Let that be said and known by all and applied *nunc pro tunc*.

8  
 9 All Rights are reserved in the creation and submission of this instrument, a presentment by  
 10 affidavit, wherefore it is brought forth as an act of Grace, Amity and Comity as the Law and  
 11 Treaty of Peace and the Treaty of Amity and Peace does require.

12  
 13 DONE this 12<sup>th</sup> day of December in the Year of Our Lord and Savior 2018.

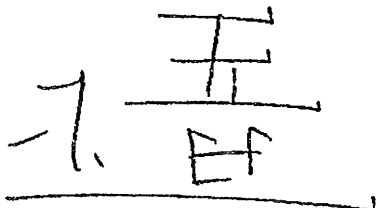
14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22

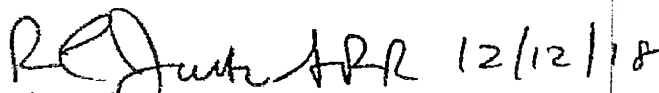
REJ... 12/12/18  
 ss/~r-lotus: justice, resurrected, sui juris,  
 Keeper of the 4<sup>th</sup> Crown of Law,  
 Appointed Counsel of Plaintiffs/Relators,  
**Pro Bono Claimant** Executor de Son Tort, POA,  
*de jure* Solicitor General in Vacancy, Private  
 Attorney General for All Free People of The Land,  
 Relator

LIS PENDENS

CERTIFICATE OF SERVICE

1  
2 I certify that a true copy of this pleading was served to the following via first class 'United  
3 States' Postal Service delivery at the addresses provided below on or  
4 before 12/13/18.

5  
6  
7  
8  
9  
10  
11  


 12/12/18

~r-lotus: justice, resurrected, sui juris,  
Appointed Counsel of ~rachael-n: parks, et al.,  
~clayton-m: bates, et al., and ~maura-m: roll, et al.,  
Lawful Executor MONICA G JUSTICE, et al., Pro  
Bono Claimant Executor de Son Tort

- 12 ~clayton-m: bates &
- 13 ~maura-m: roll
- 14 Attn: ~r-lotus: justice
- 15 c/o P.O. Box 82251
- 16 Columbus, Ohio the state
- 17 USA, Zip Code Exempt (43202)
- 18
- 19 ~rachael-n: parks
- 20 c/o P.O. Box 82251
- 21 Columbus, Ohio the state
- 22 USA, Zip Code Exempt (43202)
- 23
- 24 ~misty-c: brickles
- 25 1830 East 400 North
- 26 Greenfield, Indian the state
- 27 USA, ZIP Code Exempt (46140)
- 28
- 29 Family and Kin
- 30 c/o ~beverly: croy
- 31 415 South 5<sup>th</sup> Street
- 32 Greenfield, Ohio the state
- 33 USA, ZIP Code Exempt (45123)
- 34
- 35 #0009181, ~richard-m: dewine, et al.
- 36 Office for the Attorney General
- 37 STATE OF OHIO, et al.
- 38 77 South High Street
- 39 Columbus, OHIO 43215
- 40
- 41 #0012741, ~kevin: greer, et al.
- 42 THE COURT OF COMMON PLEAS
- 43 JUVENILE & PROBATE DIVISON,
- 44 HIGHLAND COUNTY, OHIO, et al.
- 45 105 North High Street
- 46 Hillsboro, OH 45133

- 47 #0079572, ~anneka-p: collins, et al.
- 48 Highland County Prosecutor
- 49 112 Governor Foraker Place
- 50 Hillsboro, OH 45133
- 51
- 52 #0073327, ~lee-d: koogler, et al.
- 53 KOOGLER LAW OFFICE, et al.
- 54 Private Counsel
- 55 112 N. High Street
- 56 Hillsboro, OH 45133
- 57
- 58 # 0088231, ~julie-a: horne, et al.
- 59 COURT appointed Guardian Ad Litem
- 60 HORNE LAW OFFICE, INC., et al.
- 61 131 Beech Street
- 62 Hillsboro, OH 45133
- 63
- 64 #0084179, ~molly: beck, et al.
- 65 HIGHLAND COUNTY
- 66 PROSECUTORS OFFICE, et al.
- 67 112 Governor Foraker Place
- 68 Hillsboro, OHIO 45133
- 69
- 70 UNITED STATES TREASURY
- 71 c/o ~steven-t: mnuchin
- 72 1500 Pennsylvania Ave., NW
- 73 Washington, DC 20220
- 74
- 75 DEPOSITORY TRUST & CLEARING
- 76 CORPORATION
- 77 55 Water Street
- 78 New York the City, NY 10041
- 79
- 80
- 81

## LIS PENDENS

1	INTERNAL REVENUE SERVICES	47	United States Secretary of Health and
2	1111 Constitution Avenue, NW	48	Human Services
3	WASHINGTON, In the	49	c/o ~alex-m: azar
4	DISTRICT OF COLUMBIA 20224	50	200 Independence Avenue, SW
5		51	WASHINGTON, In the
6	TAX INSPECTOR GENERAL FOR TAX	52	DISTRICT OF COLUMBIA 20201
7	ADMINISTRATION	53	
8	1401 H Street, NW, Suite 469	54	United States Department of Health and
9	WASHINGTON, In the	55	Human Services, Inspector General
10	DISTRICT OF COLUMBIA 20005	56	c/o ~daniel-r: levinson
11		57	200 Independence Avenue, SW
12	UNITED STATES DEPARTMENT OF	58	WASHINGTON, In the
13	JUSTICE, COMMERCIAL LITIGATION	59	DISTRICT OF COLUMBIA 20201
14	Attn: ~mariana-t: acevedo	60	
15	For the UNITED STATES	61	United States Department of Justice
16	[DEPARTMENT OF THE] TREASURY,	62	c/o ~matthew-g: whitaker
17	& ADMINISTRATIVE OFFICE OF	63	950 Pennsylvania Avenue, NW
18	THE UNITED STATES COURTS,	64	WASHINGTON, In the
19	& UNITED STATES COURT OF	65	DISTRICT OF COLUMBIA 20530-0001
20	APPEALS FOR THE SIXTH CIRCUIT,	66	
21	& Clerk of UNITED STATES COURT	67	United States Department of State
22	OF APPEALS FOR THE SIXTH CIRCUIT,	68	Office of Inspector General
23	& UNITED STATES COURT OF	69	c/o ~steve-a: linick
24	APPEALS FOR THE SEVENTH	70	1700 North Moore Street, SA-39
25	CIRCUIT, & Clerk of COURT UNITED	71	Arlington, VA 22209
26	STATES COURT OF APPEALS FOR THE	72	
27	SEVENTH CIRCUIT	73	United States Army Intelligence & Security
28	P.O. Box 480, Ben Franklin Station	74	Command
29	WASHINGTON, In the	75	c/o ~christopher-s: ballard
30	DISTRICT OF COLUMBIA 20044	76	8825 Beulah St
31		77	Fort Belvoir, VA 22060
32	Office of the President of the United States	78	
33	c/o ~donald-j: trump	79	Chairman of the Joint Chiefs of Staff
34	1600 Pennsylvania Avenue, NW	80	c/o ~joseph-f: dunford, jr.
35	WASHINGTON, In the	81	9999 Joint Staff Pentagon
36	DISTRICT OF COLUMBIA 20500	82	WASHINGTON, In the
37		83	DISTRICT OF COLUMBIA 20318
38	President Pro Tempore of the United	84	
39	States Senate	85	CAPE GIRARDEAU COUNTY CLERK
40	c/o ~michael-r: pence	86	c/o ~kara-clark: summers
41	1600 Pennsylvania Avenue, NW	87	#1 Barton Square, Suite 301
42	WASHINGTON, In the	88	Jackson, MO 63755
43	DISTRICT OF COLUMBIA 20500	89	
44		90	MISSOURI SECRETARY OF STATE
45		91	c/o ~john-r: Ashcroft
46		92	State Capital, Room 208
		93	Jefferson City, MO 65101

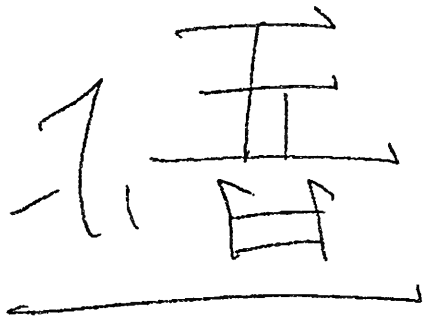
LIS PENDENS

1 ROSS COUNTY CLERK  
2 c/o ~ty-d: hinton  
3 2 North Paint Street, Suite B  
4 Chillicothe, OH 45601

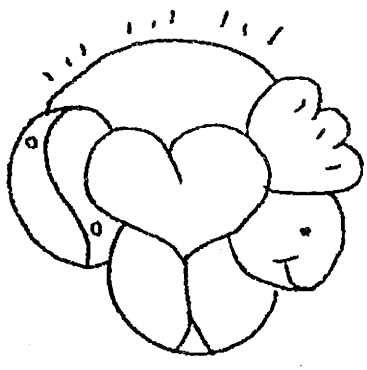
7 OHIO SECRETARY OF STATE  
8 c/o ~jon: husted  
9 180 East Broad Street, 16<sup>th</sup> Floor  
10 Columbus, OH 43215  
11

12  
13 We All affirm, convey and attest that the statements made herein are facts know to be true to us  
14 under penalty of perjury by the Laws of the united States of America pursuant to Title 28  
15 "United States" Code, § 1746(1), with The Creator as our witness if two (The Gospel of St John  
16 5:31-32).

*Rejust All 12/12/18*



~r-lotus: justice, resurrected, sui juris,  
Keeper of the 4<sup>th</sup> Crown of Law,  
Appointed Counsel of ~rachael-n: parks, et al.,  
~clayton-m: bates, et al., and ~maura-m: roll, et al.,  
Lawful Executor MONICA G JUSTICE, et al., **Pro**  
**Bono Claimant** Executor de Son Tort, POA, *de jure*  
Solicitor General in Vacancy, Private Attorney  
General for All Free People of The Land, Relator  
c/o P.O. Box 82251  
Columbus, Ohio the state, USA  
Non-Domestic, Without U.S.  
ZIP Code Exempt (43202)  
614-267-2337



*Rachael N. Parks All 12/12/18*

~rachael-n: parks, resurrected, sui juris,  
Mother as Maker of Son ~clay & Daughter ~maura  
Lawful Executor of CLAYTON M BATES, et al.,  
MAURA MARIE ROLL, et al., & RACHAEL N  
PARKS, et al., Private Attorney General for All  
Free  
People of The Land, Relator  
c/o P.O. Box 82251  
Columbus, Ohio the state, USA  
Non-Domestic, Without U.S.  
ZIP Code Exempt (43202)  
614-267-2337

~r-lotus: justice  
c/o P.O. Box 82251  
Columbus, Ohio the state  
USA, Zip Code Exempt (43202)

Clerk of Court UNITED  
STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT  
417 MADISON AVENUE NW  
Washington, in the District  
of Columbia, US  
ZIP 20439

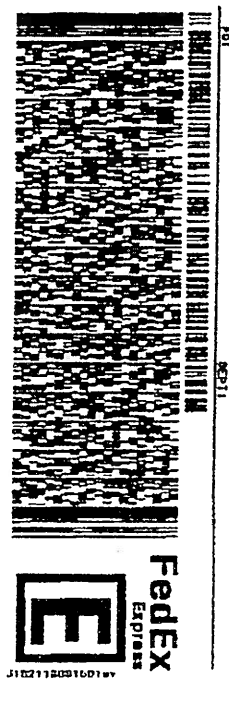
# FedEx Express

Case: 19-1099 Document: 18 Page: 11 Filed: 12/14/19

SHIP DATE: 12DEC19  
ACT WT: 0.40 LB  
CRD: 699215/SSFO1922  
BILL CREDIT CARD

TO CLERK OF COURT US COURT OF  
APPEALS FOR THE FEDERAL CIRCUIT  
717 MADISON PL NW

WASHINGTON DC 20439



FRI - 14 DEC 10:30A  
MORNING 2DAY

SK BZSA 20439  
DC-US IAD

