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IN THE COURT OF COMMON PLEAS CUYAHOGA COUNTY, OHIO

CITY OF LAKEWOOD
Plaintiff

JOHN W. PEROTTI
Defendant

Case No: CV-07-629251

Judge: JOHN J RUSSO

JOURNAL ENTRY

96 DISP. OTHER - FINAL

P1 CITY OF LAKEWOOD MOTION FOR SUMMARY JUDGMENT, FILED 04/14/2008, IS GRANTED.
D1 JOHN W. PEROTTI CROSS MOTION FOR SUMMARY JUDGMENT, FILED 06/10/2008, IS DENIED.

THE COURT HAVING FOUND THAT THERE ARE NO GENUINE ISSUES OF MATERIAL FACT WHICH EXST, PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT IS GRANTED AND DEFENDANT'S CROSS MOTION FOR SUMMARY JUDGMENT IS DENIED.

THE COURT FINDS THAT DEFENDANT SATISFIES THE CRITERIA OF O.R.C. 2323.52 OF ENGAGING IN CONDUCT THAT SERVED MERELY TO HARASS AND/OR MALICIOUSLY INJURE ANOTHER PARTY TO A CIVIL ACTION THAT WAS UNWARRANTED UNDER EXISTING LAWS. IN ADDITION, THE COURT FINDS THAT BASED UPON THE EVIDENCE WITHIN PLAINTIFF'S MOTION, THAT DEFENDANT MADE NO GOOD FAITH ARGUMENT FOR AN EXTENSION, MODIFICATION OR REVERSAL OF THE EXISTING LAW SURROUNDING HIS COMPLAINTS AT THE TIME THEY WERE FILED AND THAT HE HABITUALLY, PERSISTENTLY, AND WITHOUT REASONABLE GROUNDS ENGAGED IN VEXATIOUS CONDUCT IN THE MULTIPLE CIVIL ACTIONS FILED AFTER MARCH 18, 1997, THE EFFECTIVE DATE OF THE O.R.C. 2323.52.

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT DEFENDANT JOHN PEROTTI, IS PROHIBITED FROM DOING ANY OF THE FOLLOWING WITHOUT FIRST OBTAINING LEAVE OF THIS COURT TO PROCEED BY WAY OF APPLICATION UNDER O.R.C. 2323.52(F):

(A) INSTITUTING LEGAL PROCCEEDINGS IN ANY COURT OF CLAIMS, COURT OF COMMON PLEAS, MUNICIPAL COURT, OR COUNTY COURT WITHIN THE STATE OF OHIO;

(B) CONTINUING ANY LEGAL PROCEEDINGS THAT DEFENDANT HAD INSTITUTED IN ANY OF THE COURTS SPECIFIED ABOVE PRIOR TO THE ENTRY OF THIS ORDER;

(C) MAKING ANY APPLICATION, OTHER THAN AN APPLICATION FOR LEAVE TO PROCEED IN ANY LEGAL PROCEEDINGS INSTITUTED BY THE VEXATIOUS LITIGATOR OR ANOTHER PERSON IN ANY OF THE COURTS SPECIFIED ABOVE.

COURT COST ASSESSED TO THE DEFENDANT(S).

THE STATE OF OHIO Cuyahoga County	I, GERALD E. FUERST, CLERK OF SS, THE COURT OF COMMON PLEAS WITHIN AND FOR SAID COUNTY.
HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS TRULY TAKEN AND COPIED FROM THE ORIGINAL <i>Journal</i>	
<i>Dated Aug. 28, 2008</i>	
NOW ON FILE IN MY OFFICE.	
WITNESS MY HAND AND SEAL OF SAID COURT THIS <i>19th</i>	
DAY OF <i>December</i> A.D. 20 <i>08</i>	
GERALD E. FUERST, Clerk	
By <i>J. Russo</i>	RECEIVED FOR FILING 08/28/2008 09:05:23 By CLTMP

J. J. Russo

Judge Signature

08/27/2008

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08/27/2008

GERALD E. FUERST, CLERK