

IN THE COMMON PLEAS COURT OF MONTGOMERY COUNTY, OHIO  
CIVIL DIVISION

MATHIAS H. HECK JR.,

Plaintiff,

-vs-

CHRISTOPHER A. DEVAUGHNS,

Defendant.

CASE NO.: 2023 CV 02362

JUDGE ANGELINA N. JACKSON

**ENTRY AND ORDER GRANTING  
MOTION FOR DEFAULT JUDGMENT  
AND DECLARING DEFENDANT  
CHRISTOPHER A. DEVAUGHNS A  
VEXATIOUS LITIGATOR**

This matter is before the Court on Plaintiff's *Motion for Default Judgment*, filed pursuant to Civ. R. 55 on August 15, 2023. Civ. R. 55 governs default judgment. Mr. Heck served Mr. DeVaughns with a copy of the Motion on the same date it was filed. No other memoranda have been filed. This matter is now ripe for review.

Pursuant to the Court's Decision, Entry and Order Granting Defendant's Civil Rule 6(B) Motion and Denying Plaintiff's Motion for Default Judgment<sup>1</sup>, filed July 25, 2023, Mr. DeVaughns had fourteen (14) days from the date of the Decision, Entry and Order to file an Answer to the Complaint or request an extension of time. Upon reviewing the docket, the Court observes that Mr. DeVaughns has not filed an Answer to the Complaint nor requested an extension of time. In addition, Mr. DeVaughns did not respond to Mr. Heck's Motion for Default Judgment.

<sup>1</sup> Mr. Heck initially filed a motion for default judgment on June 30, 2023, but it was subsequently denied on July 25 as set forth in the Decision, Entry and Order of the same date.

Proceedings to declare a person a vexatious litigator are governed by R.C. 2323.52. Pursuant to R.C. 2323.52(C), the Ohio Rules of Civil Procedure apply to civil actions to have a person declared a vexatious litigator. R.C. 2323.52(C).

Based on the foregoing, the Court finds Mr. DeVaughns is in default for failing to answer the Complaint. Therefore, the Court finds Mr. DeVaughns has admitted the allegations set forth in the Complaint. Mr. Heck's Complaint establishes that Mr. DeVaughns has engaged in vexatious conduct and is a vexatious litigator as defined by R.C. 2323.52. Accordingly, pursuant to R.C. 2323.52(D)(1), it is **ORDERED** by the Court that **DEFENDANT CHRISTOPHER A. DEVAUGHNS** be declared a vexatious litigator. Further, it is **ORDERED** that Christopher A. DeVaughns is prohibited from instituting or continuing legal proceedings in this Court on a pro se basis without first obtaining leave of Court to do so. Any request for leave shall be submitted to the Clerk of this Court for the Court's review. Any additional filing, without first obtaining leave of Court, will be stricken from the record and/or dismissed.

SO ORDERED:

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JUDGE ANGELINA N. JACKSON

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ANDREW T. FRENCH  
(937) 225-5757  
Attorney for Plaintiff, Mathias H. Heck, Jr.

Copies of this document were sent to all parties listed below by ordinary mail:

CHRISTOPHER A. DEVAUGHNS  
ALLEN CORRECTIONAL INSTITUTION  
2338 NORTH WEST STREET  
LIMA, OH 45801

and

PICKAWAY CORRECTIONAL INSTITUTION  
P.O. BOX 209  
ORIENT, OHIO 43146  
Defendant

Heidi Adams, Bailiff (937) 225-4376 Heidi.Adams@montcourt.oh.gov



General Division  
Montgomery County Common Pleas Court  
41 N. Perry Street, Dayton, Ohio 45422

**Case Number:**  
2023 CV 02362

**Case Title:**  
MATHIAS H. HECK JR vs CHRISTOPHER A. DEVAUGHNS

**Type:**

Entry: (Signed By Judge)

So Ordered,

Electronically signed by jacksonang on 09/05/2023 09:00:38 AM Page 3 of 3

I hereby certify this to be a true and correct copy.

Witness my hand and seal this 6  
day of September 20 23.

Clerk of Common Pleas  
Court of Montgomery County, Ohio

By Erica Walker

Deputy