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	2020 SEP 30 PM 12: 27 IN THE AKRON MUNICIPAL COURT SUMMIT COUNTY, OHIO
In re: Jonathan Howard	) Case No.: $20 CV 0 5246$ ) Judge Nicole Walker ) JUDGMENT ENTRY DECLARING ) JONATHAN HOWARD A VEXATIOUS ) LITIGATOR AND DISMISSAL OF MOTIONS

This matter is before the court *sua sponte*, regarding deeming Jonathan Howard a

vexatious litigator pursuant to R.C. 2323.52, which reads in pertinent part:

"Vexatious litigator" means any person who has habitually, persistently, and without reasonable grounds engaged in vexatious conduct in a civil action or actions, whether in the court of claims or in a court of appeals, court of common pleas, municipal court, or county court, whether the person or another person instituted the civil action or actions, and whether the vexatious conduct was against the same party or against different parties in the civil action or actions. "Vexatious litigator" does not include a person who is authorized to practice law in the courts of this state under the Ohio Supreme Court Rules for the Government of the Bar of Ohio unless that person is representing or has represented self pro se in the civil action or actions."

"The purpose of the vexatious litigator statute is clear. It seeks to prevent abuse of the system by those persons who persistently and habitually file lawsuits without reasonable grounds and/or otherwise engage in frivolous conduct in the trial courts of this state. Such conduct clogs the court dockets, results in increased costs, and oftentimes is a waste of judicial resources-resources that are supported by the taxpayers of this state. The unreasonable burden placed upon courts by such baseless litigation prevents the speedy consideration of proper litigation." Mayer v. Bristow, 2000-Ohio-109 i certify this to be a true copy of the original filed in

the Akron Municipal Court M. Bachus

**Deputy Clerk** 

Jonathan Howard has initiated the following cases in the Akron Municipal Court over the course of a year:

19CV02818, 20CV00397, 20CV04025, 20CV04208, 20CV04261, 20CV04841, 20CV04842, 20CV04967, 20CV05023, 20CV05024, 20CV05025 20CV05109, 20CV05108, 20CV05245, 20CV05246, and 20CV04360. This is in addition to the voluminous pending motions Jonathan has attempted to file with the Court. Due to the volume of cases and the illegible nature of the documents, the Court has attached twenty-one of his "motions" marked as exhibits A through U. *In each instance*, Jonathan Howard has applied for and received a poverty affidavit that allows him to file his frivolous motions without paying a filing fee or court costs.

Jonathan Howard's motions are illegible, accusatory, and increasingly hostile. The Clerk of Court staff has endured his verbal abuse and refusal to leave their office space. Because the motions and filings are so erratic and illegible, the Court struggles in vain to understand what relief Jonathan Howard seeks.

Jonathan Howard's conduct is not warranted under existing law and cannot be supported by a good faith argument for an extension, modification, or reversal of existing law. *Mayer v. Bristow*, 2000-Ohio-109. R.C. 2323.52(D)(1) provides that the court that declared a person to be a vexatious litigator may enter an order that essentially enjoins that person from engaging the processes of any Ohio trial court without first obtaining the leave of the court to proceed *Id.* at 14. However, the statute is not designed, nor does it operate, to preclude vexatious litigators from proceeding forward on their legitimate claims. Instead, it establishes a screening mechanism under which the vexatious litigator can petition the declaring court, on a case-by-case basis, for a determination of whether any proposed action is abusive or groundless. Thus, R.C. 2323.52(F) provides that the court is precluded from granting leave to

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the vexatious litigator unless it "is satisfied that the proceedings or application are not an abuse of process of the court in question and that there are reasonable grounds for the proceedings or application." *Id.* 

Therefore, and for good cause shown, the Court hereby determines that Jonathan Howard is a vexatious litigator pursuant to R.C. 2323.52.

IT IS FURTHER ORDERED that Jonathan Howard be, and hereby is, prohibited from doing all of the following without first obtaining leave of this Court to proceed: (a) Institute any legal proceedings in the Court of Claims, in any Ohio Court of Common Pleas, Municipal Court or County Court; (b) Continue any legal proceedings that defendant had instituted in the Court of Claims, in any Ohio court of common pleas, municipal court or county court prior to the entry of this Order; and (c) Making any application, other than an application for leave to proceed under R.C. 2323.52 (F) in any legal proceeding instituted by the Defendant or another person in the Court of Claims, in any Ohio court of common pleas, municipal court or county court.

IT IS FURTHER ORDERED that this Order shall remain in force indefinitely and the Clerk of this Court shall send a certified copy of this Order to The Supreme Court of Ohio, pursuant to R.C. 2323.52 (H). All motions not specifically addressed by this Order are hereby DENIED.

**IT IS SO ORDERED.** 

JUDGE NICOLE

cc: Jonathan Howard, pro se litigant James Laria, Akron Municipal Clerk of Court Clerk, The Ohio Supreme Court

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PLAINTIFF'S EXHIBIT **JIM LARIA, CLERK** IN THE AKRON MUNICIPAL COUR SUMMIT COUNTY, OHIO HENCAN Jumma **MOTION FOR** 218U.SZ. Havaro har AINTIFF(S) VS CASE N 5 curit င္ဆ Ry CV 1CVO C n/n ppu) (191) OXI 01 54 S 6) P Næðs DE n'00 CN Meit Pnu 9 Koraines n Wanané Pr  $\overline{\mathcal{A}}$ Grad Common Kind MONAPRINT 15/257 np NAME vescase my perfe **ADDRESS:** 0 noungue court goes Nec Unb 52 PHONE: BUSSUSA **CERTIFICATE OF SERVICE** I hereby certify that a true and correct copy of the foregoing document was sent by regular US Mail to (NAME) YUZOK a athk 1305 Akoro H this date DEENDANT(S)/PLAINTIFF(S

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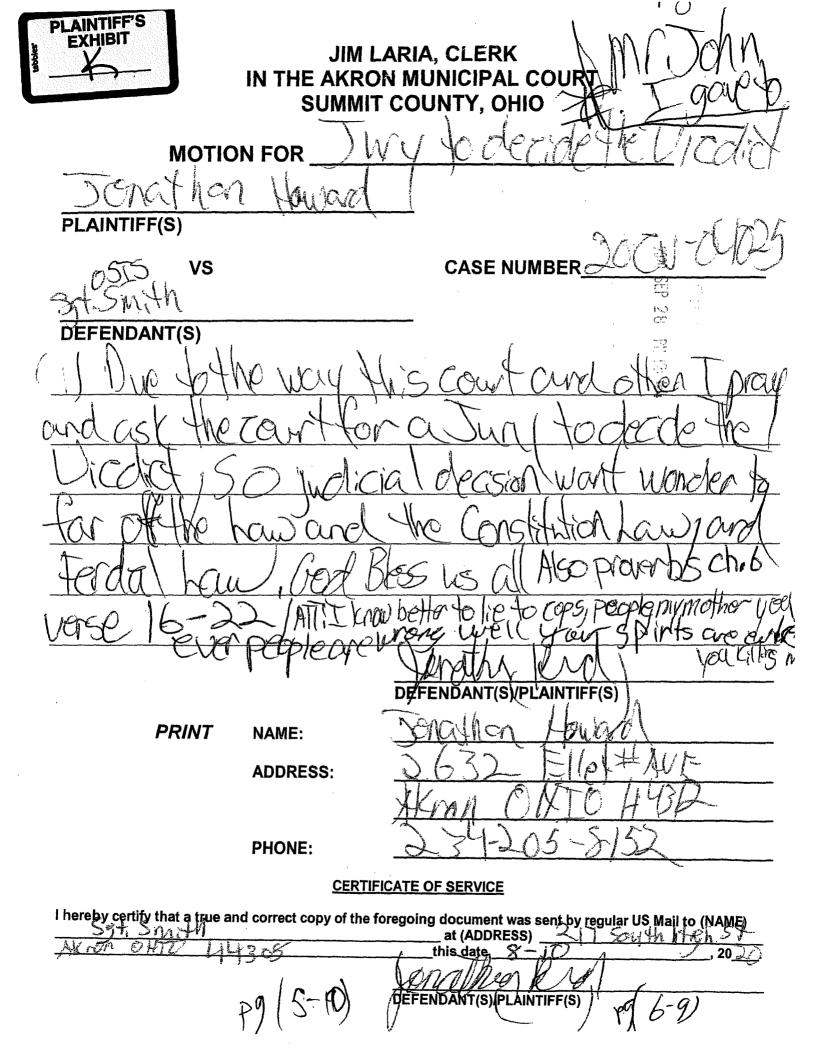
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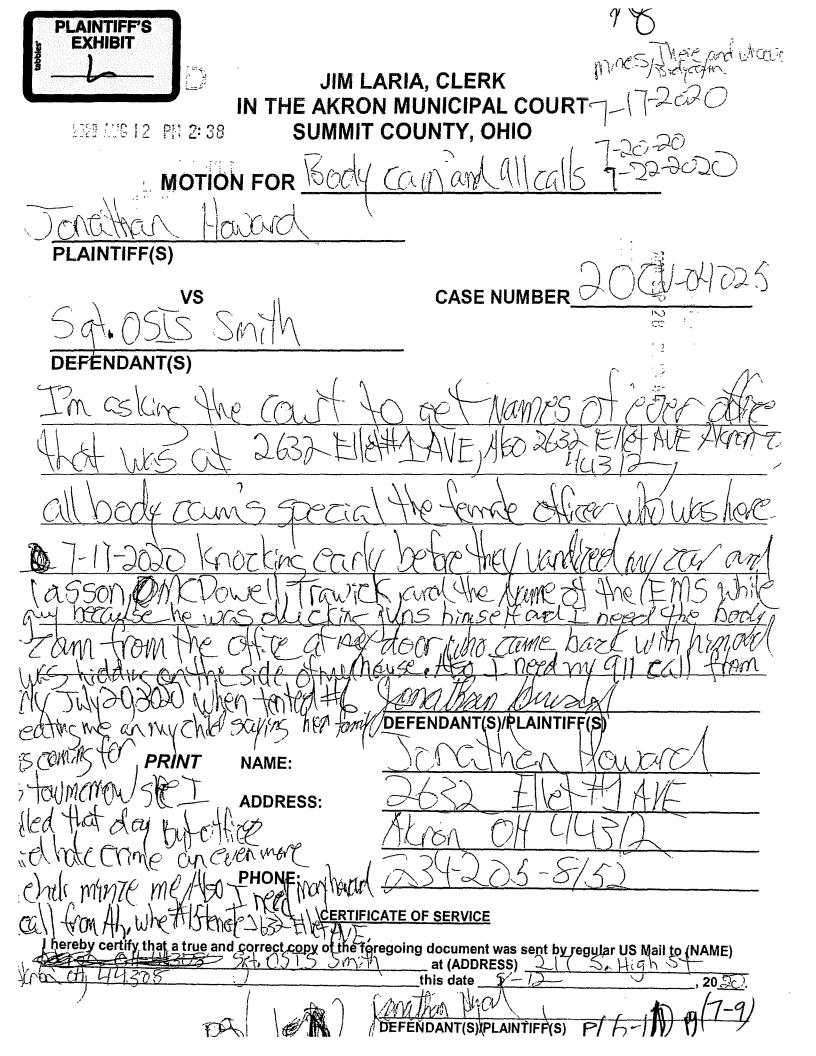
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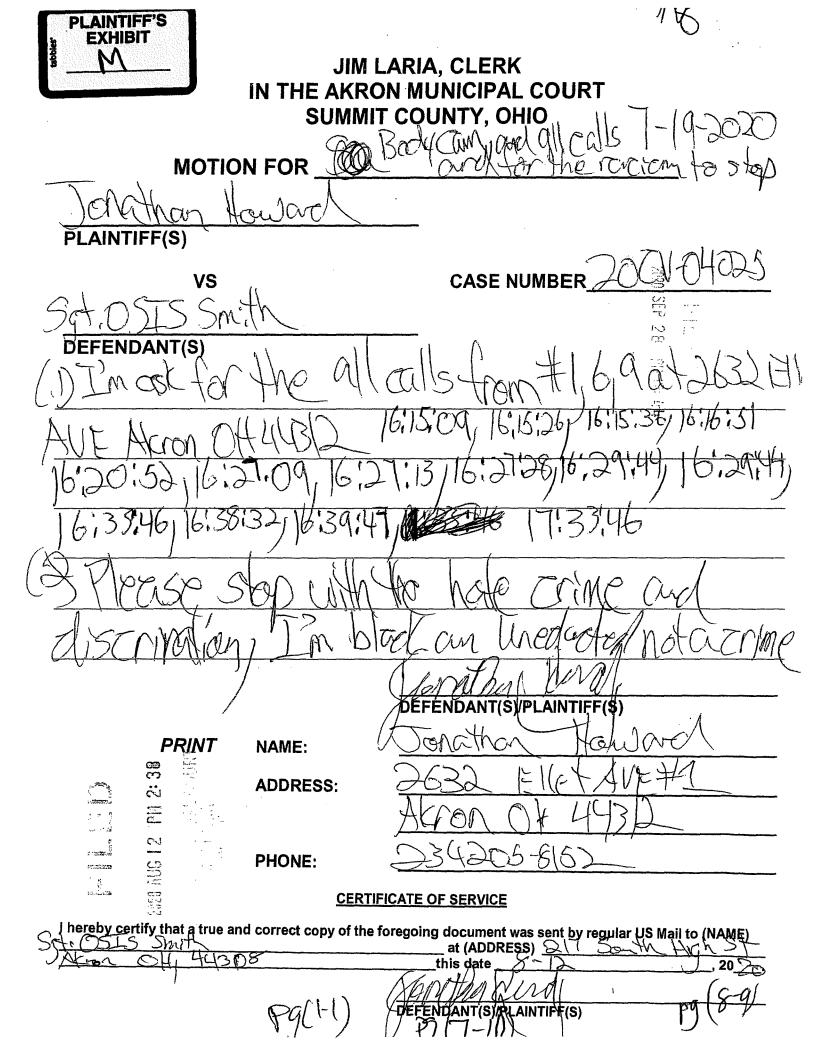
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Defendant(s)
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Phone# 30-375-2672
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### **AFFIDAVIT OF COMPLAINANT CLAIM**

and first being duly sworn on oath, state they are the plaintiff(s) who completed the preceding Small Claims Form, and that the statements made in that claim are true and accurate, and that to the best of their knowledge the named defendant(s) are not now serving in active military duty. 1 3 (Plaintiff) Signed by: (Plaintiff) 2020

Sworn to and subscribed before me on this 284 day of Selenter, 200\_\_\_\_

Deputy Clerk or Notary Public



Corey A. Cargill Resident Summit County Notary Public, State of Ohie My Commission Expires: December 9, 2023

Page 2 of 2



## AKRON MUNICIPAL COURT SMALL CLAIMS FORM

Plaintiff(s)	Defendant(s)
Name Jonathan Howard Address 21032 ENET Ave #1 Aknon, Onio 44312 Phone 234 - 2058152	Child Support Enforcement Name Agency Address 173 S. Main Street Akron OH 44308 Phone#
Name Address	NameAddress
Phone#	Phone#

Statement of the Claim: (In 50 words or less, please explain who you are suing, what the person(s) did or did not do that makes you feel you are owed money, when the incident(s) took place, exactly where the incident(s) took place, and how much you feel the person(s) or others owe you.)

mon iCe ina) 145 ME since °CN 50000 Some Als o THE 8-2020 akc neu beendoin rodDhstr al t (9 Ø Have you ever filed a suil related to the above incident(s) or named defendant(s)?\_\_\_\_\_ If yes, when and in what court was the suit filed?

Signature of Plaintiff

Signature of Plaintiff

### POVERTY AFFIDAVIT FINANCIAL DISCLOSURE CASE #\_\_\_\_\_

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### **AFFIDAVIT OF COMPLAINANT CLAIM**

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first being duly sworn on oath, state they are the plaintiff(s) who completed the preceding Small Claims Form, and that the statements made in that claim are true and accurate, and that to the best of their knowledge the named defendant(s) are not now serving in active military duty.

Signed by (Plaintiff) (Plaintiff)

Sworn to and subscribed before me on this  $\frac{26 \text{ ty}}{100}$  day of  $\frac{2020}{200}$ .

Deputy Clerk or Notary Public

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Corey A. Cargill Resident Summit County Notary Public, State of Ohio My Commission Expires: December 9, 2023

Page 2 of 2

# AKRON MUNICIPAL COURT SMALL CLAIMS FORM



Plaintiff(s)	Defendant(s)
Name ) On athan Howard	Name AMHA Metropolitan housing Auton
Address 2632 Eller AVE Ha	Address 100 W cedar St.
AKAND, OTTLI HISTZ	Akron, off 44307
Phone# 234295 5152-	Phone# / Contract CB CB
	330-762-9621
Name	Name
Address	Address
Phone#	Phone#
Statement of the Claim: (In 50 words or le	ss. please explain who you are suing
what the person(s) did or did not do that ma	
when the incident(s) took place, exactly when	
much you feel the person(s) or others owe y	
	abor (2) the money I sportsince they been his
() booker for my files and h	gibor (2) the marky I statistice they bear his
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200 Because since 2018 AMHILLAS	been denie us housing addition (119 0) Assemp.
and for my portor bills 12,000	dicronininary ,
It says Under the Federal Fair	nousing Act of 1968 amoded if illegal to engage in discriminary.
-253 my ATR Fore One's was messed up	From the cost come Noneton of my CLEC
8-20-2020 My greed was 1/21	dize by the neimor fam. W. AMAHA
is very aware phyneionon consta	AV caution of Monari-and time that
I don't have for hem AMAUThave been	Contacted of my 10 actors
Lander conscionational my sale to lond	they have had inter take U.S. 1850Hon (on
242	ASKING ALL GOD + MW WORK
Have you ever filed a suit related to the abov	re incident(s) or named
defendant(s)? If yes, when and in what	court was the suit
filed?	2019,2018
	4500
A KICATE O VI.	111-400
XUI MINON WANNER	40tal- 100
// Signature of Plaintiff	Signature of Plaintiff
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		STH OF OWNERSHIPMAKE, M	ODEL, YEAR	ESTIMATED VALUE
ASH ON-HAND	PRICE	(WHERE APPLICABLE) DATE PURCHASED	AMOUNT OWED	
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# **AFFIDAVIT OF COMPLAINANT CLAIM**

Jonathan Haward and first being duly sworn on oath, state they are the plaintiff(s) who completed the preceding Small Claims Form, and that the statements made in that claim are true and accurate, and that to the best of their knowledge the co. named defendant(s) are not now serving in active military duty. N Signed by: (Plaintiff) (Plaintiff) 2020 Sworn to and subscribed before me on this 28th day of Steptemer, 200

Deputy Clerk or Notary Public





Corey A. Cargill Resident Summit County Notary Public, State of Ohio My Commission Expires: December 9, 2023

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