ELECTRONICALLY FILED COURT OF COMMON PLEAS Friday, February 23, 2024 10:19:52 AM CASE NUMBER: 2023 CV 02352 Docket ID: 472529725 Mike Foley CLERK OF COURTS MONTGOMERY COUNTY OHIO

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

DONALD E. ALBRIGHT

250 Springbrook Blvd.

Dayton, Ohio 45405

DOB: 01/05/62

Petitioner,

VS.

TINA MARIE PUTMAN-ALBRIGHT

603 MacMillan Drive Dayton, Ohio 45426

DOB: 6/20/67

Respondent.

DECISION, ORDER, AND ENTRY

SUSTAINING PETITIONER'S

Case No.: 2023-CV-02352

JUDGE SKELTON

MOTION FOR SUMMARY

JUDGMENT; DECLARATION

THAT DEFENDANT IS A

VEXATIOUS LITIGATOR

(Nunc Pro Tunc)

This matter came before the Court on Petitioner's Complaint to Declare Tina Marie Putman-Albright a Vexatious Litigator, filed May 10, 2023. Service was perfected in this matter on May 17, 2023. On June 22, 2023, Petitioner filed a Motion for Default Judgment Declaring Tina Marie Putman-Albright a Vexatious Litigator or in the Alternative, Motion for Summary Judgment. On June 22, 2023 Respondent filed a Motion: Countersuit against the Petitioner. Subsequently, Petitioner filed a Motion to Dismiss Defendant's Countersuit on June 26, 2023. An Entry setting submission dates for Plaintiff's Motion to Dismiss Defendant's Countersuit was filed on June 27, 2023. To date, Defendant has not filed a response to Plaintiff's Motion to Dismiss and/or Motion for Summary Judgment.



MAR 05 2024

CLERK OF COURT SUPREME COURT OF OHIO After review of the record and the documents submitted by both parties, and on the basis provided in Petitioner's Complaint to Declare Tina Marie Putman-Albright a Vexatious Litigator, and Motion for Summary Judgment, pursuant to Civ. R. 56, summary judgment is hereby entered in favor of Petitioner, Donald E. Albright, and against Respondent Tina Marie Putman-Albright. Accordingly, the Court finds and declares Respondent, Tina Marie Putman-Albright to be a vexatious litigator pursuant to R.C. §2323.52.

"In accordance with R.C. 2323.52(H), the Clerk of Courts is directed to send a certified copy of this Order to the Supreme Court of Ohio for publication in a manner that the Supreme Court determines is appropriate and that will facilitate the clerk of the court of claims and clerk of a court of appeals, court of common pleas, municipal court, or county court in refusing to accept pleadings or other papers submitted for filing by Tina Marie Putman-Albright a vexatious litigator, unless Tina Marie Putman-Albright first obtains leave to proceed from this Court."

IT IS ORDERED that Defendant's Motion: Counterclaim filed on June 22, 2023 is not well taken and is hereby DENIED.

IT IS SO ORDERED that, per Civ. R. 54(C) a Summary Judgment is entered against Respondent Tina Marie Putman-Albright. Further:

IT IS SO ORDERED that the Respondent, Tina Marie Putman-Albright, is prohibited from instituting legal proceedings in the Montgomery County Court of Common Pleas; from continuing any legal proceedings in the Montgomery County Court of Common Pleas; and from making any application other than an Application for Leave to File within the Montgomery County Court of Common Pleas.

The Clerk of Courts shall hereby reject and not accept for filing any documents from Tina Marie Putman-Albright, with the exception of any Application for Leave to File.

SO ORDERED:
JUDGE RICHARD SKELTON

To the Clerk of Courts:

Pursuant to Civ.R. 58(B), please serve upon all parties not in default for failure to appear Notice of Judgment and its date of entry upon the journal.

This document is electronically filed by using the Clerk of Courts e-filing system. The system will post a record of the filing to the e-Filing account "Notifications" tab of the following case participants.

Brian A. Sommers, Attorney for Plaintiff Donald E. Albright, Plaintiff

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

Tina Marie Putman-Albright, Defendant, 603 MacMillan Drive, Dayton, OH 45426



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

Case Number:

2023 CV 02352

Case Title:

DONALD E ALBRIGHT vs TINA MARIE PUTMAN

m s. skih

ALBRIGHT

Type:

Order:

So Ordered,

Electronically signed by skelton on 02/23/2024 10:20:11 AM Page 4 of 4

I hereby certify this to be a true and

correct copy.

Williams ray to the

Court of the Court

Deputy