

STATE OF OHIO )  
 ) SS:  
CUYAHOGA COUNTY )

IN THE COURT OF COMMON PLEAS  
CASE NOS. CV-03-512819

KATHRYN GONSER ELOFF, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
CAROL A. FERGUS, )  
 )  
Defendant. )

**ORDER**

CV03512819



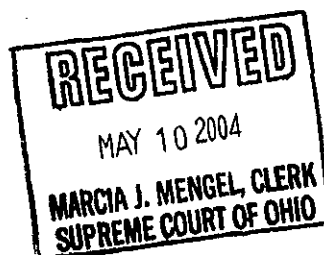
17909052

Carolyn B. Friedland, J.:

Consistent with this Court's order granting Plaintiff's Motion for Summary Judgment to Declare Defendant a Vexatious Litigator pursuant to Ohio Revised Code Section 2323.52, this Court orders as follows:

1. That Carol A. Fergus is found to be a vexatious litigator, in accordance with Ohio Revised Code Section 2323.52.
2. Carol A. Fergus is prohibited by the Court to do any of the following without first obtaining leave of court to proceed:
  - (a) Instituting legal proceedings in a *pro se* capacity in the court of claims or in a court of common pleas, municipal court, or county court;
  - (b) Continuing any legal proceedings that Carol A. Fergus has instituted in the court of claims or in a court of common pleas, municipal court, or county court 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 Carol A. Fergus in the court of claims or

VOL 3110 PG 999



in a court of common pleas, municipal court, or county court.

2. This order shall remain in force for an indefinite period of time. See R.C. § 2323.52(E).
3. The Clerk of the Cuyahoga County Common Pleas Court shall send a certified copy of this order to the Ohio Supreme Court for publication. See R.C. § 2323.52(H). In addition, any clerk of the court of claims, court of common pleas, municipal court, or county court is directed to refuse any filing by Carol A. Fergus, if Carol A. Fergus does not comply with the directives of Section 2 of this order.
4. Any proceeding instituted or continued, or any application made by Carol A. Fergus without leave of the Cuyahoga County Common Pleas Court to proceed shall be dismissed.

IT IS SO ORDERED.

  
CAROLYN B. FRIEDLAND, JUDGE

DATE: April 29th, 2004

RECEIVED FOR FILING

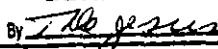
APR 29 2004

GERALD E. FUERST

By  Dep.

VOL 3110 PG 1000

2


THE STATE OF OHIO Cuyahoga County	SS. I, GERALD E. FUERST, CLERK OF THE COURT OF COMMON PLEAS WILSON AND FOR SAID COUNTY.
HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS TRULY TAKEN AND COPIED FROM THE ORIGINAL <u>Vol 3110 pgs 999-1001</u>	
NOW ON FILE IN MY OFFICE OF SAID COURT THIS <u>4th</u> DAY OF <u>May</u> 20 <u>04</u>	
GERALD E. FUERST, Clerk	
By <u></u>	Deputy

**CERTIFICATE OF SERVICE**

A copy of the foregoing Judgment and Opinion was forwarded this 29<sup>th</sup> day of April, 2004, by United States First Class Mail addressed to:

**Christopher Vlasich**  
Attorney for Plaintiff  
1700 Midland Building  
101 Prospect Avenue West  
Cleveland, Ohio 44115

**Carol A. Fergus**  
1555 Luxor Road  
Cleveland, Ohio 44118

  
**Carolyn B. Friedland, Judge**

VOL 31.10 1001