

FILED  
IN COMMON PLEAS COURT  
2008 JAN 11 PM 3:50

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**IN THE COURT OF COMMON PLEAS  
GEAUGA COUNTY, OHIO**

DENISE M. KAMINSKI  
CLERK OF COURTS  
GEAUGA COUNTY

GEAUGA COUNTY PROSECUTOR : CASE NO: 05 M 000504  
Plaintiff :  
JUDGE DAVID L. FUHRY  
-vs- :  
WILLIAM GODALE : **ORDER OF THE COURT**  
Defendant :  
:

This matter comes on for consideration on Plaintiff's Motion for Summary Judgment filed October 11, 2007. Defendant William Godale ("Defendant") has filed a response on January 4, 2008, and has requested an oral hearing.

**THE COURT FINDS**, pursuant to its order of January 7, 2008, that defendant's response is timely. The Court has, therefore, reviewed defendant's brief in opposition. The Court denies the request for oral hearing.

**THE COURT FURTHER FINDS THAT** the instant motion appears to address and correct deficiencies that the earlier motion for Summary Judgment contained. That deficiency is set forth at pages 6 & 7 of the Court of Appeal's decision in *Joyce v. Godale, 2007- Ohio - 473*. In the instant motion, the supportive materials appear sufficient to meet the requirements set forth in the Court of Appeal's decision.

**THE COURT FURTHER FINDS THAT** defendant's Brief in Opposition does not address the issue. Instead, it seeks to reargue old arguments which have been decided previously.

On consideration thereof, and on good cause shown, the Court hereby finds in favor of plaintiff, Geauga County Prosecutor, and against defendant, William Godale. Plaintiff is therefore granted summary judgment and the Court hereby enters the following judgment and order pursuant thereto:

- 1) William Godale is hereby declared to be a vexatious litigator;
- 2) William Godale is hereby prohibited from instituting or continuing any legal proceedings in the Court of Claims, in the Court of Common Pleas, Municipal Court or County Court without first obtaining leave of this Court

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COPY**

JAN 16 2008

DENISE M. KAMINSKI  
Clerk of Courts  
Gauga County

to proceed, or making any application other than application for leave to proceed in such Courts.

- 3) Defendant is to pay the costs of this proceeding, for which judgment is rendered and execution may issue.

**IT IS SO ORDERED.**



\_\_\_\_\_  
 DAVID L. FUHRLY, JUDGE

cc: Prosecutor  
 William Godale  
 Clerk of Courts

sb

order re vexatious litigator

THIS IS TO CERTIFY THAT THE FOREGOING IS  
 A TRUE AND CORRECT COPY OF THE DOCUMENT  
 ON FILE IN THIS OFFICE ENTERED 1-11-08  
 WITNESS MY HAND AND SEAL OF SAID COURT  
 THIS 16 DAY Jan, 20 08  
 DENISE M. KAMINSKI, CLERK OF COURTS  
 BY [Signature] DEPUTY CLERK

**CERTIFIED  
 COPY**

**JAN 16 2008**

**DENISE M. KAMINSKI  
 Clerk of Courts  
 Gauga County**