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COURT OF COMMON PLEAS
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DAN FOLEY
CLERK OF COURTS
MONTGOMERY CO., OHIO



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

FRANK NEWSOME, : CASE NO. 2006 CV 03070
Plaintiff : JUDGE YARBOROUGH
v. : (By assignment for
JUDGE KESSLER)
COX COMMUNICATIONS, et al : **JUDGMENT ENTRY & ORDER**
Defendants. :

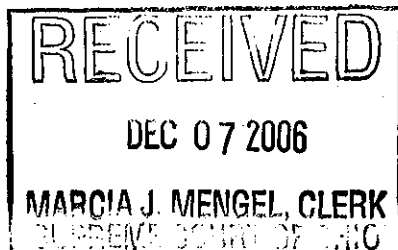
This cause is before this Court upon the Motion to Declare Plaintiff Vexatious Litigator pursuant to R.C. 2323.52, filed by Defendants Judge Steven A. Wolaver, Terri Mazur, Sheriff Gene Fischer, and Detective Terry Swisshelm.

R.C. 2323.52(A)(3) defines a vexatious litigator as a person who habitually, persistently, and without reasonable grounds engages in vexatious conduct in a civil action or actions. R.C. 2323.52(A)(2) defines vexatious conduct as the conduct of a party in a civil action that: (a) serves merely to harass or maliciously injure another party to the civil action, (b) is not warranted under existing law and cannot be supported by a good faith argument for an extension, modification, or reversal of existing law, or (c) is imposed solely for delay.

After careful consideration of the matters before the Court, all of the pleadings of the parties, and the motion filed by the Office of the Prosecuting Attorney for Greene County, Ohio, this Court finds that the Plaintiff has habitually, persistently, and without reasonable grounds engaged in vexatious conduct. Therefore, based upon good cause shown, the Motion to Declare Plaintiff Frank Newsome a Vexatious Litigator, filed by Defendants Wolaver, Mazur, Fischer, and Swisshelm, is sustained.


WHEREFORE, the Plaintiff Frank Newsome is hereby prohibited from doing the following without first obtaining the leave of the Court to proceed:

1. Instituting legal proceedings in the court of claims or in a court of common pleas, municipal court, or county court;
2. Continuing any legal proceedings that the vexatious litigator had instituted in any of the courts specified above, prior to the entry of this order;



3. Making any application, other than an application for leave to proceed, in any legal proceedings instituted by the vexatious litigator or another person in any of the courts specified above;
4. Instituting legal proceedings in a court of appeals, continuing any legal proceedings that the vexatious litigator has instituted in a court of appeals prior to the entry of the order, or make any application, other than the application for leave to proceed, in any legal proceedings instituted by the vexatious litigator or another person in a court of appeals.

It is so ordered.

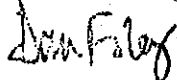


JUDGE 2/29/14

Frank Newsome
Philip Beard, Esq.
Elizabeth A. Ellis, Esq.
Hon. Walter H. Rice
Hon. Michael R. Merz
Jeffrey C. Turner, Esq.
Robert E. Portune, Esq.
Clerk of Court, The Supreme Court of Ohio (certified copy)

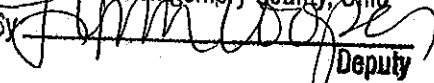
I hereby certify this to be a true
and correct copy.

Witness my hand and seal this 5th
day of December 2014


Dan Foley, Clerk

Clerk of Common Pleas

Court of Montgomery County, Ohio

By 
Deputy