

CV22965121

130715131



FILED

2022 OCT -5 P 3: 53

CLERK OF COURTS
CUYAHOGA COUNTYIN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIOWILLIAM E. HORNER
Plaintiff

CASE NO. CV-22-965121

-vs-

JUDGE ASHLEY KILBANE

ALLISON M. STARK ET. AL

PLAINTIFF MOTION FOR SUBPOENA
SERVICE BY CUYAHOGA SHERIFF

Defendant

Now comes Plaintiff, through pro se representations, and respectfully requests this honorable Court have the County Sheriff serve the following subpoena upon Mr. [REDACTED], Law Director of [REDACTED] Municipal Court.

Mr. [REDACTED] is currently withholding the "Bill of Particulars" ordered produced by Judge Brain F. Hagan. (Exhibit A). He is also withholding other documents and records surrounding [REDACTED] Defendant Stark and [REDACTED] Police Patrolman [REDACTED] which were used in her HIPAA violations. Plaintiff would call specific attention to Prosecutor [REDACTED]'s open resistance to basic discovery. Tell me Your Honor, is it common for attorneys to have to subpoena everything in every case everywhere? Gosh, how does your sheriff get anything else done?

Wherefore, Plaintiff respectfully request this Honorable Court enforce his subpoena through service of by the Sheriff or he is going to stop asking, and simply extract the records from Mr. [REDACTED]'s drives themselves using his MinuteMan cybersecurity clearances.

PLAINTIFF'S
EXHIBIT

EE

Respectfully Submitted as the last time Plaintiff

is asking,

William E. Horner Date: 9/28/2022

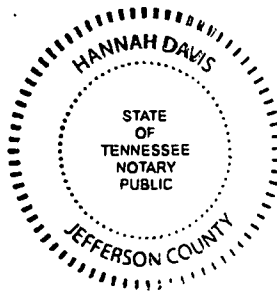
William E. Horner
2899 Blue Ridge Drive
Morristown, TN 37814
(865) 322-9331
williamehorner@gmail.com
Plaintiff

State of Tennessee

County of Jefferson

William Easton Horner subscribed and sworn to (or affirmed) before me this 28 day of

September in the year 2022 of our Lord.



Hannah Davis (SEAL)

Signature of Notary Public

7/12/25 Commission Expires

PLAINTIFF AFFIDAVIT

This motion, and its contents, represent the truth, the whole truth, and nothing but the truth, to the best of my knowledge, and I swear to its validity under penalty of perjury through affixing my signature and seal.

William Easton Horner (SEAL)

9/28/2022 (Date)

William Easton Horner

2899 Blue Ridge Drive

Morristown, TN 37814

williamehorner@gmail.com

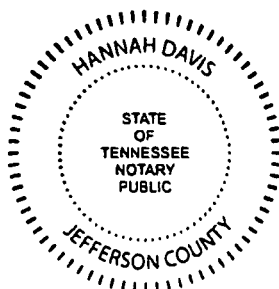
865.322.9331

Plaintiff

State of Tennessee

County of Jefferson

William Easton Horner subscribed and sworn to (or affirmed) before me this 28 day of September in the year 2022 of our Lord.



Hannah Davis (SEAL)

Signature of Notary Public

7/12/25 Commission Expires

CERTIFICATE OF SERVICE

A hard copy of the foregoing **PLAINTIFF MOTION FOR SUBPOENA SERVICE BY CUYAHOGA SHERIFF** was served upon Mr. [REDACTED], Law Director, [REDACTED] Municipal Court via certified mail signature required posted on 9/20/2022.

A soft copy of the foregoing **PLAINTIFF MOTION FOR SUBPOENA SERVICE BY CUYAHOGA SHERIFF** was provided to the lead Federal Investigator as part of Plaintiff's ongoing assistance with his MinuteMan investigation into corruption charges.

A soft copy of the foregoing **PLAINTIFF MOTION FOR SUBPOENA SERVICE BY CUYAHOGA SHERIFF** was served upon Mr. Edward Taber attorney for Defendant via email at edward.taber@tuckerellis.com

A soft copy of the foregoing **PLAINTIFF MOTION FOR SUBPOENA SERVICE BY CUYAHOGA SHERIFF** was served upon Mr. Edward Taber attorney for Defendant via email at jeffrey.whitesell@tuckerellis.com

William Easton Horner (SEAL)

9/20/2022 (Date)

William Easton Horner

2899 Blue Ridge Drive Morristown, TN 37814

willamehorner@gmail.com

865.322.9331

Plaintiff

MUNICIPAL COURT

OH

(440)

Fax (440)

July 1, 2022

PLAINTIFF: State of Ohio

VS

JOURNAL ENTRY CASE NO: 21 CRB 0337

DEFENDANT: 21 CRB 0337

William E Horner
2899 BLUE RIDGE
MORRISTOWN TN 37814

DOB: 09/13/1986
Offense Date: 10/10/2020
DLN: [REDACTED]

Original Charge(s):

- 1] 2925.11A Drug Possession Offenses
- 2]
- 3]

- 4]
- 5]
- 6]

Amended Charge(s):

- 1]
- 2]
- 3]

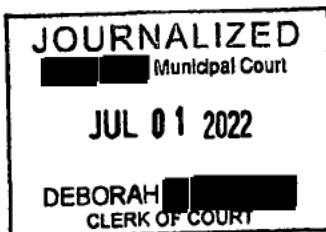
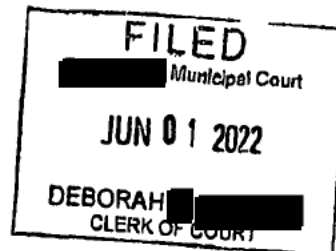
- 4]
- 5]
- 6]

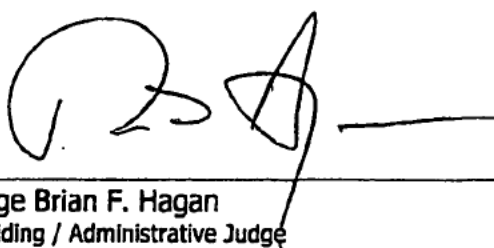
07/01/2022

Defendant's request for Clarification on Charges shall be treated as a request for Bill of particulars. Request is GRANTED.

It is so ordered.

CC
Defendant
Prosecutor Dever





Judge Brian F. Hagan
Presiding / Administrative Judge



Easton Horner <willamehorner@gmail.com>

Redundant Subpoenas for CV 22 965121

5 messages

Easton Horner <willamehorner@gmail.com>

Fri, Sep 23, 2022 at 1:04 PM

To: rflowers@█.com, mblazer@█.com, mpavia@█.com, ltwagner@█.com, kbunner@█.com, mrodriguez@█.com, stroha38@█.com, Mbernhardt@█.com, rbird@█.com, dbowen@█.com, jbugara@█.com, ccamp@█.com, kcukelj@█.com, nczaplicki@█.com, bdimatteo@█.com, ffrate@█.com, agleespen@█.com, ngonzalez@█.com, horafon@█.com, ehageman@█.com, mhamaoui@█.com, jhine@█.com, rkeeler@█.com, gking@█.com, ekolenc@█.com, dnuti@█.com, gselong@█.com, kslomovitz@█.com, cwitalis@█.com, thill@█.com, masbury@█.com, knowicki@█.com, codonnell@█.com, apetzinger@█.com, rpatrick@█.com, jmorrison@█.com, mjarvis@█.com, mketterer@█.com, jwiedt@█.com

Cc: Edward Taber <edward.taber@tuckerellis.com>, Jeff Whitesell <jeffrey.whitesell@tuckerellis.com>, "Michael J. O'Shea, ESQ." <█>

Hello █ Police Department,

Please find the following subpoenas for documents. This is your third redundant subpoena for the same documents, the first two of which you are in defiance.

I am also still waiting on my Bill of Particulars ordered by Judge Hagan you haven't delivered in defiance of orders.

Relevant attorney counterparts are attached,
Easton Horner
Attorney Pro Se

20220923█PD.subpoena.pdf
3795K

Michael O'Shea <moshea@█.com>

Fri, Sep 23, 2022 at 1:15 PM

To: Easton Horner <willamehorner@gmail.com>

Cc: Edward Taber <edward.taber@tuckerellis.com>, Jeff Whitesell <jeffrey.whitesell@tuckerellis.com>, Mary Ellen Umerley <meumerley@█.com>, Steve Dever <sdever@█.com>

Mr. Horner:

You need to follow Ohio law and Ohio rules when serving subpoenas. We reject the service of a subpoena by email.

Thank you.

Sláinte

Michael J. O'Shea, Esq.

Law Director

[REDACTED]
[REDACTED]
moshea@[REDACTED].com

.....
This message is intended for use only by the those to whom it is addressed
and contains information that is privileged and confidential. If you have
received this communication in error, please notify us immediately by telephone
or return e-mail. If you are not an intended recipient, you are notified that
any dissemination, distribution or copying of this communication is prohibited.
.....

[Quoted text hidden]

Edward L. Kolenc <ekolenc@[REDACTED].com> Fri, Sep 23, 2022 at 1:16 PM
To: Michael O'Shea <moshea@[REDACTED].com>, Easton Horner <williamehorner@gmail.com>
Cc: Edward Taber <edward.taber@tuckerellis.com>, Jeff Whitesell <jeffrey.whitesell@tuckerellis.com>, Mary Ellen Umerley <meumerley@[REDACTED].com>, Steve Dever <sdever@[REDACTED].com>

And please limit your emails to the Law Department and not every employee of the police department. The police employees have nothing to do with your request.

Get Outlook for iOS

From: Michael O'Shea <moshea@[REDACTED].com>
Sent: Friday, September 23, 2022 1:15:00 PM
To: Easton Horner <williamehorner@gmail.com>
Cc: Edward Taber <edward.taber@tuckerellis.com>; Jeff Whitesell <jeffrey.whitesell@tuckerellis.com>; Mary Ellen Umerley <meumerley@[REDACTED].com>; Steve Dever <sdever@[REDACTED].com>
Subject: RE: Redundant Subpoenas for CV 22 965121

[Quoted text hidden]

Easton Horner <williamehorner@gmail.com> Fri, Sep 23, 2022 at 1:20 PM
To: "Edward L. Kolenc" <ekolenc@[REDACTED].com>, rflowers@[REDACTED].com, mblazer@[REDACTED].com, mpavia@[REDACTED].com, ltwagner@[REDACTED].com, kbunner@[REDACTED].com, mrodriguez@[REDACTED].com, stroha38@[REDACTED].com, Mbernhardt@[REDACTED].com, rbird@[REDACTED].com, dbowen@[REDACTED].com, jbugara@[REDACTED].com, ccamp@[REDACTED].com, kcukelj@[REDACTED].com, nczaplicki@[REDACTED].com, bdimatteo@[REDACTED].com, ffrate@[REDACTED].com, agleespen@[REDACTED].com, ngonzalez@[REDACTED].com, hgrifton@[REDACTED].com, ehageman@[REDACTED].com, mhamaoui@[REDACTED].com, jhine@[REDACTED].com, rkeeler@[REDACTED].com, gking@[REDACTED].com, dnuti@[REDACTED].com, gselong@[REDACTED].com, kslomovitz@[REDACTED].com, cwitalis@[REDACTED].com, thill@[REDACTED].com, masbury@[REDACTED].com, knowicki@[REDACTED].com, codonnell@[REDACTED].com, apetzinger@[REDACTED].com, rpatrick@[REDACTED].com, jmorron@[REDACTED].com, mjarvis@[REDACTED].com, mketterer@[REDACTED].com, jwiedt@[REDACTED].com
Cc: Michael O'Shea <moshea@[REDACTED].com>, Edward Taber <edward.taber@tuckerellis.com>, Jeff Whitesell <jeffrey.whitesell@tuckerellis.com>, Mary Ellen Umerley <meumerley@[REDACTED].com>, Steve Dever <sdever@[REDACTED].com>, Top Dog <tdcommand1@gmail.com>

Hello Michael,

You also reject subpoenas when served according to Ohio Law via certified mail.

This is your final warning...either produce the documents or I am going to use my superior cybersecurity skill and training, penetrate your firewalls, and tear the information out by force. I will then leave your servers in a melting heap of slag.

If you have a problem with this communication you can take it up with Christopher Wray, Director of the FBI. I have CC'd him to this email through is Top Dog alias account.

Kind Regards,
Easton Homer
Attorney Pro Se

[Quoted text hidden]

Easton Horner <williamehorner@gmail.com>

Fri, Sep 23, 2022 at 1:41 PM

To: "Edward L. Kolenc" <ekolenc@████.com>, rflowers@████.com, mblazer@████.com, mpavia@████.com, ltwagner@████.com, kbunner@████.com, mrodriguez@████.com, stroha38@████.com, Mbernhardt@████.com, rbird@████.com, dbowen@████.com, jbugara@████.com, ccamp@████.com, kcukelj@████.com, nczaplicki@████.com, bdimatteo@████.com, ffrate@████.com, agleespen@████.com, ngonzaez@████.com, ngrifton@████.com, ehageman@████.com, mhamaoui@████.com, jhine@████.com, rkeeler@████.com, gking@████.com, dnuti@████.com, gselong@████.com, kslomovitz@████.com, cwitalis@████.com, thill@████.com, masbury@████.com, knowicki@████.com, codonnell@████.com, apetzinger@████.com, rpatrick@████.com, jmorrison@████.com, mjarvis@████.com, mketterer@████.com, jwiedt@████.com

Cc: Michael O'Shea <moshea@████.com>, Edward Taber <edward.taber@tuckerellis.com>, Jeff Whitesell <jeffrey.whitesell@tuckerellis.com>, Mary Ellen Umerley <meumerley@████.com>, Steve Dever <sdever@████.com>, Top Dog <tdcommand1@gmail.com>

Besides Michael,

Judge Hagan has already ordered the bill of particulars I'm subpoenaing. I should not even be having to subpoena you in the first place. You and █████ PD are already in defiance of a judge's orders.

Funny enough, YOU don't have a capis now do you?

Easton Homer
Attorney Pro Se
[Quoted text hidden]

NOTE: A BLANK PAGE 2 MUST ALSO BE TURNED IN WITH COMPLETED PAGE 1.

IN THE COURT OF COMMON PLEAS

SUBPOENA CIVIL RULE 45

THE STATE OF OHIO

ss.

Cuyahoga County

William Easton Horner

Plaintiff/Petitioner

vs.

Allison M. Stark Et. Al

Defendant/Respondent

No. CV 22 965121

Judge Ashley Kilbane

To

Detective [REDACTED]
Patrolman [REDACTED] } collectively the [REDACTED] Police Dept.
Chief of Police [REDACTED] } PH

☐ YOU ARE COMMANDED to appear in the Court of Common Pleas to testify as witness on behalf of the (PLAINTIFF/DEFENDANT) in the above entitled case and not depart the Court without leave. Fail not under penalty of the law. Your appearance is required on the _____ of _____ at _____ o'clock _____ M. in Courtroom No. _____ of the:

Justice Center-Court Tower
1200 Ontario Street
Cleveland, Ohio 44113

☐

Courthouse Square
310 W. Lakeside Avenue
Cleveland, Ohio 44113

☐

Cuyahoga County Courthouse
One Lakeside Avenue
Cleveland, Ohio 44113

☐

☐ YOU ARE COMMANDED to appear at the place, date and time specified below to testify at the taking of deposition in the above case.

PLACE OF DEPOSITION

DATE

TIME

☒ YOU ARE COMMANDED to produce and permit inspection, copying, testing or sampling of the following documents or objects at the place, date and time specified below (list documents or objects):
the attached list of documents via email to william.e.horner@gmail.com

Attorney Pro Se email: william.e.horner@gmail.com asap.

PLACE

DATE

TIME

☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE

TIME

To insure taxation of their fees, witnesses must report each attendance to the Clerk of Court of Common Pleas on the first floor of the Justice Center-Courts Tower.

Section 2335.06 of the Ohio Revised Code provides that witnesses are entitled to receive \$12.00 for each full day's attendance and \$6.00 for each half day's attendance, plus ten cents per mile traveled to and from his place of residence outside of the City of Cleveland proper. Such fees are taxed as costs.

William E. Horner

ATTORNEY NAME

2899 Blue Ridge Dr. Morristown, TN 37814

ADDRESS

William E. Horner

SIGNATURE

self

REPRESENTING

8/14/2022

DATE

By:

Mariah X Byrd

Cuyahoga County, Clerk of Courts
Clerk