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

CATHERINE M STARK ET AL
Plaintiff

WILLIAM EASTON HORNER ET AL
Defendant

Case No: CV-22-969917

Judge: BRENDAN J SHEEHAN

JOURNAL ENTRY

CASE CALLED FOR TRIAL. DEFENDANT HORNER FAILED TO APPEAR. DEFENDANT HORNER FILED THREE REQUESTS TO APPEAR AT TRIAL BY ZOOM. THE GROUNDS FOR THE FIRST TWO REQUESTS WERE PURPORTED PERSONAL SAFETY CONCERNS. THESE CONCERNS AROSE LARGELY FROM DEFENDANT HORNER'S EVASION OF A PENDING WARRANT IN CUYAHOGA COUNTY RELATED, IN PART, TO HIS EMAIL ATTACKS ON THE DOMESTIC RELATIONS COURT. DEFENDANT HORNER FEARED BEING ARRESTED IF HE APPEARED FOR TRIAL. RELATED TO THIS ISSUE IS HIS MOST RECENT BASIS FOR REQUESTING REMOTE APPEARANCE AT TRIAL. DEFENDANT HORNER WAS TAKEN INTO CUSTODY IN TENNESSEE ON A FUGITIVE WARRANT ON OR ABOUT SEPTEMBER 21, 2023. HE IS OUT ON BOND UNTIL HIS EXTRADITION HEARING IN EARLY NOVEMBER 8, 2023. DEFENDANT HORNER ARGUED THAT THE TERMS OF HIS BOND PROHIBITED HIM FROM LEAVING THE STATE OF TENNESSEE. THIS ARGUMENT FAILS ON TWO GROUNDS: FIRST, THE BOND CONTAINS NO SUCH RESTRICTION AND, SECOND, EVEN IF IT DID, DEFENDANT HORNER COULD HAVE SOUGHT PERMISSION TO ATTEND TRIAL. ULTIMATELY, DEFENDANT HORNER ASKED THIS COURT TO ASSIST HIM IN REMAINING A FUGITIVE FROM JUSTICE AND TO ALLOW HIM TO EVADE ARREST FOR PENDING CRIMINAL CHARGES IN THIS COUNTY. CLEARLY, THE COURT CANNOT DO SO AND EACH OF HIS REQUESTS WERE DENIED.

THE PARTIES WERE CAUTIONED THAT THE DECLARATION OF DEFENDANT AS A VEXATIOUS LITIGATOR WAS ON APPEAL AND NO ISSUE WHICH WOULD CONFLICT WITH APPELLATE COURT JURISDICTION OVER THAT CLAIM WOULD BE HEARD BY THE COURT.

PLAINTIFFS WAIVED TRIAL BY JURY PURSUANT TO CIV.R. 39(A).
OPENING ARGUMENT BY PLAINTIFFS. PLAINTIFFS PRESENTED THE FOLLOWING WITNESSES: AMELIA LEONARD, ESQ., ALLISON STARK, KYLE TRUESDALE AND CATHERINE STARK. PLAINTIFFS REST.
EXHIBITS ACCEPTED INTO EVIDENCE.
CLOSING ARGUMENTS PRESENTED TO THE COURT.
CASE HEARD AND SUBMITTED.

Judge Signature

10/25/2023

10/23/2023

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