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CLERK OF COURTS
CUYAHOGA COUNTY

IN THE COURT OF COMMON PLEAS
DOMESTIC RELATIONS DIVISION
CUYAHOGA COUNTY, OHIO

ORIGINAL
COURT USE ONLY

ALLISON HORNER

:

CASE NO. DR 20 382383

:

Plaintiff

:

JUDGE TONYA R. JONES

:

-vs-

:

WILLIAM HORNER

:

DEFENDANT'S MOTION TO INCLUDE EVIDENCE

:

IN PREPARED COURT RECORDS AND

:

Defendant

:

TRANSCRIPTS (DEFENDANT'S MENTAL HEALTH)

Now comes Defendant, **WILLIAM HORNER**, by Pro Se representation, and respectfully requests the following facts and evidence be included in the official trial court records and transcripts in accordance with Ohio Rule 9 (C)(1).

1. That in "Defendant's Election of Non-Cooperation in Peaceful Protest" Defendant challenged Plaintiff and this Court to produce any evidence of crippling mental illness in Defendant which would inhibit his ability to parent the children (Exhibit A).
2. That in Your Honor's Judgement Entry filed May 11th 2021, Your Honor indicated the Court possessed no evidence of probate order. This probate order is the foundation of the Plaintiff's argument that Defendant was too mentally ill for child visitation (Exhibit B).
3. That the only evidence presented in Court by Plaintiff to substantiate Defendant's mental illness is Plaintiff's own [REDACTED] testimony, and that of Defendant's Ex Mother-in-Law. Defendant fails to see how, "But my mommy says" is legitimate evidence of mental illness in a Court of

Law. On these three points alone, this Court has no evidence upon which to challenge Defendant's mental health.

The first three points of facts and evidence establish the Court has no ground to challenge Defendant's mental health. But let's run up the score and leave no doubt shall we Your Honor? The following points provide evidence of Plaintiff's intentional character assassination argument of mental illness.

1. In Plaintiff's testimony, transcript pg. 29 lines 24-25 through pg. 30 lines 1-2 (Exhibit C) Plaintiff describes a visitation between youngest child and paternal grandparents. This trip was arranged by Plaintiff because she "wanted a vacation at Lake Hope." She wanted this vacation while Defendant was being held prisoner in the home under strict quarantine. These quarantine procedures were in place because youngest child was immunocompromised as a NICU infant. At the time, Defendant was working productively at Step 2 and did not want a vacation. Defendant preferred to stay in Cleveland with youngest child. Plaintiff didn't want that because she didn't want Defendant to be alone with the youngest child while maintaining a full work schedule. Plus, she thought it would be good for the paternal grandparents to see their grandson. Since Defendant was working entirely remotely at Step 2, Defendant/Plaintiff settled on a "working vacation" remotely from Tennessee. The entire trip was the express wishes of the Plaintiff.

At the same time in Plaintiff's Affidavit submitted in support of "Plaintiff's Brief in Opposition to Grandparent's Complaint for Visitation" (Exhibit D) Plaintiff clearly states:

- a. "The minor children have never resided with or even in the same state as grandparents."
- b. "I am the Plaintiff in the foregoing Divorce action and have reviewed the Plaintiff's Brief in Opposition to Grandparents' Complaint for Visitation in its entirety. All the facts and/or averments set forth therein are true and accurate to the best of my knowledge."

These sworn statements both made by Plaintiff are self-contradictory and Defendant motions this Court hold Plaintiff in Contempt for Perjury in accordance with ORC 2921.11.

Further this trip to Tennessee forms the seed logistics of Plaintiff's [REDACTED] campaign on Defendant's mental health. In other words Your Honor, Plaintiff sent Defendant down to Tennessee specifically so she could "yell bomb in an airport" about mental health, substances, and guns.

2. In Plaintiff's testimony, transcript pg. 29 lines 14-19 (Exhibit C), Plaintiff states, "And they [REDACTED] [REDACTED] Police Department (RRPD)] brought it to our attention that he had access to those firearms, and that we did not really know if he had any in his possession that he had brought back with my baby."

On August 20th, 2020 at 8:22pm Kathy Horner texted Allison Stark (Horner) that a complete inventory of the gun safe had been done and no weapons were missing. This inventory was done immediately upon Plaintiff bringing concerns to Kathy Horner's attention.

Further, is Plaintiff really asserting with how well equipped the Cuyahoga police departments are that the [REDACTED] PD does not possess a telephone that can make outbound calls? After all, the Westlake district was well equipped enough to send two full tactical SWAT gear officers in blacked out Charger Interceptors, M-16s center console, without a warrant to detain Defendant from his attorney's office.

At the moment Plaintiff references in testimony, simply calling Kathy and Dean Horner to settle the fears wasn't an option? Especially with the string of positive communications between Plaintiff and paternal grandparents up to that point? (Log of text messages between Plaintiff and Kathy Horner, Exhibit E)

Defendant asserts the only reason this very logical step "wasn't an option" was because it didn't fit with the [REDACTED], Plaintiff was waging on Defendant's mental health

in [REDACTED] with the [REDACTED] PD to inject [REDACTED] testimony into the Family Evaluation Services (FES) process. Evidence of this is present in the alleged mushrooms police report (Exhibit F) where on October 29th, 2020 undisclosed and/or illegal "Prosecutor" Melissa Seagro of FES obtained the contaminated evidence.

It should also be pointed out, this same police report states K9 units were present on scene that weren't and that Defendant made statements he didn't, both confirmed through police body cam video evidence of the incident. The lab report referenced by Plaintiff in open testimony (pg. 32 lines 7-9 Exhibit G) also hasn't been produced by the [REDACTED] PD despite repeated requests in Judge Hagan's Court by Defendant Pro Se, and it being documented as processed as far back as November 6th, 2020. It's December 17th, 2021 Your Honor...exactly how long does it take to process a sample at BCI? Further how does Plaintiff have a copy of the lab report per her own testimony before Defendant has a copy? It's evidence in a Court proceeding she isn't even party too?

3. That Plaintiff filed a [REDACTED] probate warrant (Exhibit H) to prevent Defendant from seeking a divorce. Through [REDACTED] Defendant's professional developer email account, Plaintiff [REDACTED] probate process to send SWAT to the exact time and place of Defendant's [REDACTED] confirmed divorce attorney appointment. These actions resulted in the incarceration of Defendant in St. Vincent's Charity Hospital for five days in violation of ORC 5122.11 and Ohio's Involuntary Commitment Process (Exhibit I).

[REDACTED]

[REDACTED]

[REDACTED]

This was brought to your Honor's attention in Defendant's previous submitted Affidavit on March 19th, 2021 (Exhibit J). Further, the [REDACTED] nature of the probate warrant was

discussed with Melissa Seagro of FES who remained intentionally obtuse to the digital forensics evidence [REDACTED]. (Discussed further below.)

4. That the Probate Court "expunged" the bogus probate warrant so that, "the case never existed."

These were the direct words of Heather, the Probate Court staffer who fielded the call of Defendant, Pro Se.

When Defendant brought this to Your Honor's attention, you Honor indicated that was not her department, and that if I had issue with the destruction of evidence, I needed to Appeal the Probate Court. This of course was an impossibility because the case had been expunged. In other words, there was nothing to appeal because there was no case. Defendant was just incarcerated without trail or evidence.

5. To defend himself against the mental illness allegations, Defendant motioned Your Honor for a copy of Plaintiff's Affidavit submitted to the Probate Court in accordance with the Affiant process of ORC 5122.11 (Exhibit K.) This motion was denied as an "improper discovery request" (Exhibit B). While at the same time, Your Honor was considering Defendant "non-cooperative" for refusing to release the medical records from St. Vincent's Charity Hospital.

In other words, Your Honor wanted to see the medical records resulting from [REDACTED], but not allow the Defendant the ability to examine the [REDACTED] affidavit submitted to generate the medical records in the first place. Your Honor was interested in effect without questioning cause.

6. With no case upon which to appeal, Defendant filed grievance for ethics violations with the Office of Disciplinary Counsel against the Probate Court Judges responsible for the illegal incarceration. (Exhibit L.) In response the Office of Disciplinary Counsel indicated there was no evidence these Judges acted with professional misconduct (Exhibit M).

In other words, Probate Judges in Cuyahoga County, Ohio can incarcerate citizens in violation of

law so mothers can take children from fathers, and then delete the records so the citizens can't defend themselves because "the case never existed."

Conveniently, all this can be done without the ability to appeal to a higher court because all records are expunged, and the Probate Judges commit no ethics violations in the process according to their own regulatory body.

7. That Defendant attempted to work with Family Evaluation Services Director Melissa Seagro through multiple and extensive written and prepared oral communications. (Exhibit N).
Further, Defendant had his then current mental health provider (Dr. Jane Joyce) submit formal assessment in support of Defendant's cooperating with the FES process. Dr. Joyce's assessment went unaddressed by Melissa Seagro; she did not even acknowledge receipt of the package. Defendant submits the reason Melissa Seagro didn't acknowledge and review Dr. Joyce's assessment is because it didn't fit the narrative she was working with [REDACTED] PD to build referenced in the alleged mushrooms [REDACTED] PD report (Exhibit F.)
8. That all this was brought to Your Honor's attention through prepared oral statement (Exhibit O) in our April 14th, pre-trial hearing.

With the Plaintiff's [REDACTED] Defendant's character and mental health extensively documented, let's address accomplishments Defendant has made since leaving the marital residence. After all, it's one thing to prove Plaintiff's assessment of Defendant's mental health is a [REDACTED]. It is quite another to demonstrate actual mental health on the part of Defendant. That is best evidenced through deed and accomplishment.

1. Defendant passed all classes to obtained TN real estate licensure, established an active TN brokerage, (Exhibit P) and has gone under contract on his first property as a licensed broker. This contract is Millennial Realty and Investments first cross state contract and is the prototype for how the brokerage will function across state lines systematically.

2. As CTO of MRI, Defendant worked with business partner Stanley Jones, to expand MRI as a business entity into three states (NC, TN, and GA) in preparation for the firm's ARIEA technology scaleup.
3. As CTO of MRI, Defendant deployed production prototype ARIEA to the web as well as built out the entire MRI digital website infrastructure. Doing so required Defendant to learn four new computer languages (HTML/CSS, PHP, SQL, and JavaScript) integrating them with his native Perl. This work can be viewed live on www.millennialbrokers.tech (Exhibit Q).
4. Defendant has positioned MRI for initial venture capital (VC) investment into its ARIEA technology. Negotiations with the identified VC angel are expected to begin in the next six months. Considering MRI is only one year old, this is a tremendously fast growth trajectory into VC funding.
5. As CTO of MRI, Defendant has built a proprietary email marketing engine for MRI along with a dynamic real time analytics dashboard for brokers to review their performance. This platform exceeds commercially available solutions like Salesforce and drives the firm's cost of marketing sale lower than all competitors in our markets (Exhibit R).
9. That Defendant is in better physical shape than he's been since his senior year of high school when he was one of the nation's top military intelligence recruits. Adjusted for age, Defendant is in the best shape of his life. This physical fitness is outline in the previously submitted motion to include evidence (Defendant's physical fitness.)
10. That since moving to Tennessee, Defendant has met regularly (twice a month, bi-weekly) with Dr. Jane Joyce as part of a strict mental health regime. Further, Defendant has informed the Court of this, Dr. Joyce has continued to make herself available for professional assessment in regard to Defendant's mental health, and no member of the Court has contacted her.

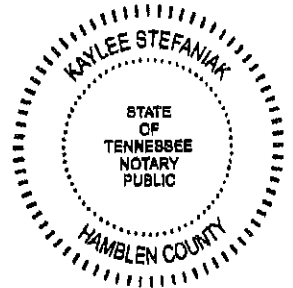
11. That Defendant has obtained employment as a server with Brinker International (Chili's) and has become one of the top selling servers at his store in both sales volume and positive customer feedback. He has nearly perfect attendance. He has also provided in depth data science feedback at the request of management regarding the company's national deployment of their new tablet ordering enabling technology for servers.
 12. Defendant passed SaveServ alcohol training (Exhibit S) and is fully licensed to sell alcohol in the state of Tennessee.
 13. That for the past year, Defendant has accomplished all this while being completely off all prescription mental health medications. He has also accomplished these things while Plaintiff denied to give him his technology and equipment which are a part of his documented health safety plan.
 14. That in open testimony (pg. 35 lines 16-23 Exhibit T) Plaintiff was asked a series of questions. "Q. Do you believe, as we sit here today, that it is in the best interests of your children that Father be denied any visitation? A. I believe it is, yes. Q. And that's based upon his ongoing mental health and substance abuse issues? A. Yes."
- Defendant must ask two very basic questions. 1) What evidence is Plaintiff basing these accusations on? 2) With all that's been accomplished by Defendant in the past year, what would it take for Plaintiff to believe the children having their Father in their lives is in their best interest? Exactly what goal would Father have to meet?
- Further, what exactly has Plaintiff accomplished over the past year that is on par with Defendant's accomplishments? [REDACTED]
- [REDACTED] Why isn't Plaintiff being required by divorce decree to prove physical fitness like the Defendant is?

WHEREFORE, Defendant requests the following facts and exhibits be entered into the record of the trial court in preparation of appeals according to App. R. 9 (C)(1).

Respectfully Submitted

William E. Horner Date: 12/17/2021

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



Notary Public

Kaylee Stefaniak Date: 12-17-21

Kaylee Stefaniak (Name)

DEFENDANT AFFIDAVIT IN SUPPORT OF MOTION TO INCLUDE FACTS AND EVIDENCE

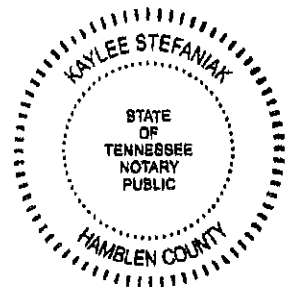
I, William Easton Horner, swear to the above stated facts as being true and correct to the best of my knowledge under penalty of perjury. All evidence submitted in support of these claims are true duplicate copies and I swear under penalty of perjury to their validity.

Respectfully Submitted

William E. Horner

Date: 12/17/2021

William E. Horner
2899 Blue Ridge Drive
Morristown, TN 37814
(865) 322-9331
willamehorner@gmail.com
Pro se Representative



Notary Public

Kaylee Stefaniak

Date: 12/17/21

Kaylee Stefaniak (Name)

CERTIFICATE OF SERVICE

A copy of the foregoing **DEFENDANT'S MOTION TO INCLUDE EVIDENCE IN PREPARED COURT RECORDS AND TRANSCRIPTS FATHER VISITATION AND ZOOM TIME** was served upon Robert A. Marcis, Attorney for Plaintiff, via email at rmarcis@marcislaw.com on this 17th day of December 2021.

Index of Exhibits	
Exhibit A	Defendant's Election of Non-Cooperation in Peaceful Protest
Exhibit B	Your Honor's Judgement Entry filed May 11 th 2021
Exhibit C	Plaintiff's Trial Testimony Pg. 29 lines 24-25 through pg. 30 lines 1-2
Exhibit D	Plaintiff's Brief in Opposition to Grandparent's Complaint for Visitation
Exhibit E	Log of Text Messages Between Plaintiff and Kathy Horner
Exhibit F	Alleged Mushrooms RRPD Report
Exhibit G	Plaintiff's Trial Testimony Pg. 32 lines 7-9
Exhibit H	Contaminated Probate Warrant
Exhibit I	Ohio's Involuntary Commitment Process
Exhibit J	Defendant's March 19th Affidavit
Exhibit K	Defendant's Motion for Plaintiff Probate Affidavit
Exhibit L	ODC Grievance Against Probate Judges
Exhibit M	ODC Ruling Probate Judges Did Not Violate Ethical Standards
Exhibit N	Written Communications and Prepared Oral Statement with Mellissa Seagro of FES
Exhibit O	Defendant's April 14th Pre Trial Hearing Prepared Oral Statement
Exhibit P	Defendant's Tennessee Personal and Firm Brokerage Licenses
Exhibit Q	www.millennialbrokers.tech
Exhibit R	Executive Summary of Proprietary MRI Email Marketing Engine
Exhibit S	SafeServe Alcohol Training Completion Confirmation
Exhibit T	Plaintiff's Trial Testimony pg. 35 lines 16-23

IN THE COURT OF COMMON PLEAS
DOMESTIC RELATIONS DIVISION
CUYAHOGA COUNTY, OHIO

ALLISON HORNER	:	CASE NO. DR 20 382383
	:	
Plaintiff	:	JUDGE TONYA R. JONES
	:	
-VS-	:	
	:	
WILLIAM HORNER	:	<u>DEFENDANT'S ELECTION OF NON</u>
	:	<u>COOPERATION IN PEACEFUL PROTEST</u>
Defendant	:	
	:	

Now comes Defendant, **WILLIAM HORNER**, by Pro se representation, and respectfully elects the course of non-cooperation with this Honorable Court regarding the release of private HIPPA protected medical information.

Your Honor has cited the Ohio Supreme Court and stated that a parent's "mental health can and is used to determine parental rights and responsibilities." However, Your Honor was moot on how the Plaintiff's [REDACTED] of the Defendant's mental health and invasion of Defendant's medical privacy effects this determination. Instead, Your Honor simply stated She would find Defendant's refusal to turn over the contested medical records as "non-cooperation" on the part of Defendant.

In an attempt to cooperate with the divorce process up to this point, Defendant has been hauled out of his attorney's office by tactically armed police officers without an Order while quoting the Fourth Amendment to the United States Constitution and his Miranda rights, been assaulted by Police through an illegal search, has been illegally detained in handcuffs in the back of a tactical police cruiser

Exhibit A.

M-16 prominently displayed center console in intimidation, been involuntarily incarcerated in a mental institution in violation of the Ohio Revised Code 5122.05 (C) (2) and (3) after his HIPPA information was illegally provided to Plaintiff, has been told by a Cleveland Clinic medical provider if he doesn't take anti-psychotic medication he doesn't need and doesn't agree with he will never see his kids again, has met regularly with a mental health professional to provide independent evaluation for the Court which is being ignored, and has engaged Ms. Seagro, the Director of the FES department in good faith whom has shown a repeated unwillingness to forensically evaluate evidence. Despite these heinous affronts to civil liberties and due process, the Defendant has cooperated every step of the way, many times under peaceful protest, often with bona fide evidence in hand.

In opposition to these facts, Plaintiff who is asserting Defendant is mentally unfit to see his children, [REDACTED]

[REDACTED]. For those of us keeping score, during the eight months of this divorce the Plaintiff has submitted the following [REDACTED] evidence regarding Defendant's mental health:

1. Defendant being suspended from Step 2 LLC for a mental health issue. [REDACTED]
[REDACTED]
2. Defendant "thinking he isn't a real person and is a simulated character". [REDACTED]
[REDACTED] Plaintiff took commonly used data science/cybersecurity jargon out of context from a [REDACTED] private email between Defendant and his employer.
3. Defendant stealing guns from his Parents. [REDACTED]
4. Defendant making violent threats against Police. Defendant has proven this false through his cooperation under peaceful protest with the Officers who failed to produce the Order and illegally searched and detained him.

5. Defendant is delusional. Defendant has proven this false through eight months of rational, reasonable, behavior while under [REDACTED] persecution by Plaintiff.
6. Defendant is suicidal. Defendant has proven this is false through seeking help from Police when he was chemically compromised [REDACTED]
[REDACTED]

7. Defendant was fired from Step 2 LLC for cause. [REDACTED]

Defendant would like to point out, the seven examples provided above are only [REDACTED] [REDACTED] specifically regarding Defendant's mental health. They do not include those additional [REDACTED] attempts to extort money through child support, alienate the Children from their Paternal Grandparents, or generally assassinate Defendant's character. The most recent of these character assassination attempts was made by Mr. Marcus as late as the pre-trial hearing on April 14th, 2021 and I quote, "I don't have any evidence to support this, but I have reason to believe Defendant is working and earning money and not telling us."

That single sentence embodies the entirety of the Plaintiff's arguments against Defendant regarding mental health, parental fitness, and frankly being a decent and moral Man. This Court has entertained, and Defendant has been forced to listen to, the phrase, "I don't have any evidence, but I believe. [REDACTED]" Not only has Defendant been forced to listen to these [REDACTED], but he has also been illegally detained, criminally incarcerated in a mental institution, and had his Children taken from him because of them.

Your Honor, as a top military intelligence officer recruit in the rising class of 2005 I was taught First World anti-interrogation procedures at the United States Air Force Academy as part of my trade craft training. One of the drills practiced was being detained in customs for "mental health" and having it used maliciously against me some way. The "simulation" (yes, your Honor this is the official word used

in proper context) always starts with some variant of, "You as the Defendant must allow for the assumption you are insane."

To beat the simulation, the prescribed operating protocol is to first allow the assumption because only an insane person never questions their sanity. Once allowing the assumption, you next ask to see the evidence used to prove you are insane. It is not your responsibility to prove you are sane. Doing so is impossible because any argument you make on your behalf, no matter how well-crafted and rational, will simply be dismissed as the ramblings of a mad man. Sanity is conferred intrinsically as a matter of deductive logic by allowing for the insanity assumption in the first place. Put another way Your Honor, only a sane man has the existential capability of rationally considering his own insanity.

Your Honor, the Plaintiff has put forth and the Court has maintained I have no parental rights and responsibilities because I am mentally unfit. I have allowed for the assumption as any sane man would. It is now incumbent upon the Plaintiff and this Court to produce evidence proving my insanity.

The St. Vincent's records have been expunged by the Probate Court and cannot be used against me. Your Honor has indicated they are not being used against me, and I do not need them to support the position of my case. Therefore, I see no reason they should enter the Court and have not heard convincing argument why I should surrender my HIPPA rights. The St. Vincent's records will remain sealed.

Lorraine [REDACTED] of the Cleveland Clinic is a fellow employee of the Plaintiff who the Plaintiff arranged for me to see. Ms. [REDACTED] held me chemically hostage. She said if I did not take anti-psychotics, I did not need and did not agree with, which she was prescribing based on statements made by the Plaintiff and not me as the patient, I would never see my kids again. [REDACTED]

[REDACTED]
[REDACTED]. The Cleveland Clinic records are contaminated and will remain sealed, especially since Your Honor's restraining order

regarding contacting Plaintiff's employer in all but a medical emergency prevents me from contacting the Cleveland Clinic and obtaining independent verification.

If Your Honor considers these decisions as non-cooperative, then I guess that is just the way it is going to have to be. I have cooperated with everyone thus far despite significant affronts to civil liberties and it has still been 250+ days since I have held my children.

This far Your Honor, no further. All you can do is take my children in form, which you have already done in substance anyway. I am mourning the loss of them, however it is still incumbent on the Plaintiff and this Court to produce evidence of my mental illness making me an unfit parent. It is not incumbent upon me to prove the negative. I allowed for the assumption of insanity in the first place, which by definition makes me of able mind. Further, I have yet to see evidence indicating mental illness making me an unfit parent, and I in no way surrender my parental rights.

If it is Your Honor's ruling that the Ohio Supreme Court allows spurned Wives to take ransom marital children, maliciously attack the mental health of their estranged Husbands [REDACTED] and force the Husband to prove the negative justifying why he is sane to see his children, then I will respectfully yield to Your Honor's Judgement in Her Court. However, I do not accept this answer as a dispensation of Justice, and will ask the Honorable Ohio Supreme Court Justices Your Honor cited this question myself upon appeals.

WHEREFORE, Defendant respectfully requests this Honorable Court grant Defendant his divorce so he may move forward with Federal and multi-State [REDACTED] proceedings against Plaintiff as well as civil appeals with the assistance of licensed counsel which has been denied him in this Court since he was hauled out of his attorney's office in handcuffs without an order in violation of his Fourth Amendment Rights. There is nothing left to discuss in this divorce Your Honor, and Defendant will participate in this corrupted process no longer.

Respectfully submitted in civil disobedience in keeping with the
time-honored tradition of a Citizen's right to peacefully protest
and petition the Government to redress grievances according to
the freedoms enshrined in the First Amendment to the United
States Constitution's Bill of Rights.

_____ Date: _____

William E. Horner
2551 Indian Trail
Morristown, TN 37814
(919) 446-5985
willamehorner@gmail.com
Pro se Representative

Notary Public

_____ Date: _____

_____ (Name)

**COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
CUYAHOGA COUNTY, OHIO**

ALLISON HORNER,

Plaintiff,

v.

WILLIAM HORNER,

Defendant.

Case No. DR20 382383

JUDGE TONYA R. JONES

JUDGMENT ENTRY

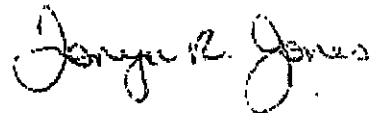
This matter came before the Court on May 7, 2021 on Defendant's Motion to Strike Probate Order from Evidence of Defendant Mental Illness (No. 439542) filed on March 24, 2021; and Defendant's Motion for Subpoena of Probate Order and Plaintiff Affidavit (No. 439537) filed on March 23, 2021.

Upon due consideration and for good cause shown, the Court finds that Defendant's Motion for Subpoena of Probate Order and Plaintiff Affidavit (No. 439537) is an improper discovery requests and is hereby denied.

The Court further finds that Defendant's Motion to Strike Probate Order from Evidence of Defendant Mental Illness (No. 439542) is denied as moot. The Court finds that a Probate Order has not been offered into evidence in Cuyahoga County Domestic Relations Court Case number DR20-382383. As such information is not entered into evidence in this Court and under this case number, the motion is denied.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED the Defendant's Motion to Strike Probate Order from Evidence of Defendant Mental Illness (No. 439542) and Defendant's Motion for Subpoena of Probate Order and Plaintiff Affidavit (No. 439537) are **DENIED**.

IT IS SO ORDERED.



JUDGE TONYA R. JONES

Exhibit B

HORNER vs. HORNER

H110 (Revised 04/2014)

Case No. DR20 382383
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NAILAH K. BYRD, CLERK
Docket ID: 117057296

1 of firearms, including assault
2 rifles, in their possession.

3 They are members of the NRA.

4 And they say things like
5 if people from the government come
6 around, you, like, shoot first and
7 ask questions later.

8 They won't come to take our
9 guns.

10 So he had owned firearms in the
11 past, and had surrendered them due to
12 his own mental health conditions.

13 He had suicidal thoughts.

14 And he gave me possession of
15 those things.

16 And I believe he gave some to
17 his parents as well.

18 And -- but he knew the codes to
19 their gun safe down in Tennessee and
20 all sorts of things.

21 So he had access to those
22 firearms whenever he was in physical
23 proximity to that.

24 So there was a time that he took
25 my son to -- when he was a little

Exhibit C

1 tiny, tiny baby to go and meet my
2 in-laws.

3 And while he was out of town,
4 he was behaving far more strangely
5 than normal.

6 And he came back with my son,
7 and he was under the influence of
8 a lot of substances, and was not
9 behaving normally at all.

10 And we decided to go to the
11 police, and speak with them about how
12 we could have him move out of the
13 home safely.

14 And they brought it to our
15 attention that he had access to those
16 firearms, and that we did not really
17 know if he had any in his possession
18 that he had brought back with my
19 baby.

20 So they were concerned because
21 he was delusional.

22 And that they had concerns about
23 his access to weapons, and whether or
24 not he might snap, as the police
25 officer told me, and harm me or the

**IN THE COURT OF COMMON PLEAS
DIVISION OF DOMESTIC RELATIONS
CUYAHOGA COUNTY, OHIO**

ALLISON HORNER

Plaintiff,

vs.

WILLIAM EASTON HORNER, et al.

Defendants.

CASE NO. DR 20 382383

JUDGE TONYA R. JONES

**PLAINTIFF'S BRIEF IN
OPPOSITION TO GRANDPARENTS'
COMPLAINT FOR VISITATION**

Now comes Plaintiff Allison Horner (hereinafter "Mother"), by and through the undersigned counsel, and hereby respectfully requests this Court DENY the intervening parties' (paternal grandparents) request for an order for scheduled visitation with the minor children, ages [REDACTED] Mother, who is by Order of this Court, the only parent currently permitted to have possession of the minor children, objects to any "out-of-state" and/or "in-person" visitation with the paternal grandparents at this time. Further, the moving parties cannot meet their burden to overcome the significant weight afforded to Mother's decision to object to visitation via any of the other factors set forth in R.C. 3109.051(D). In fact, a review of the relevant factors in Mother's Brief in Opposition below strongly support Mother's objection, including but not limited to the young age of the minor children, the fact that the grandparents live several states away in Tennessee and the fact that Father, who does not have visitation/communication with the children outside of limited zoom calls by Order of this Court, is currently residing with the

Exhibit D

parties seeking visitation. In further support of her request that this Court deny and/or dismiss the grandparents' Complaint for visitation, Mother attaches hereto and incorporates herein her Brief in Opposition.

Respectfully Submitted,

/s/: Robert A. Marcis, II

Robert A. Marcis, II (0070169)
Law Offices of Robert A. Marcis, II
P.O. Box 210
Avon Lake, Ohio 44012
Phone: (216) 313-0069
Fax: (216) 373-0602
rmarcis@marcislaw.com

Attorneys for Plaintiff Allison Horner

BRIEF IN OPPOSITION

Factual Background

Mother currently resides in [REDACTED], Ohio with her two minor children, ages [REDACTED]. Mother has had exclusive possession of the minor children since August, 2020 when Father moved out of the marital residence. Due to his history of and current substance abuse and mental health issues, Father does not have visitation or communication with the minor children except for two five minute Zoom calls per week, the last three of which he has failed to appear. Father attests that he is currently residing with his parents in Tennessee at the same address listed by his parents (the intervening parties') in their complaint for visitation. At no time previously have the minor children lived in the state of Tennessee or had any regular visitation with paternal grandparents. The intervening parties, paternal grandparents, have sought for an Order granting them visitation and/or companionship.

Law and Argument

As a procedural matter, the paternal grandparents have filed a complaint for visitation pursuant to R.C. 3109.12, which provides the means for seeking visitation in cases where Mother is "unmarried." As this matter is before the Court on Mother's Complaint for Divorce, R.C. 3109.12 is inapplicable and paternal grandparents' Complaint must be summarily dismissed on procedural grounds.

Assuming paternal grandparents' Complaint can be construed as a motion/request for visitation under R.C. 3109.051, Plaintiff submits that such request for visitation must also be dismissed on substantive grounds. Simply put, a review of the R.C. 3109.051(D) factors does not support an order for either out-of-state and/or "in person" grandparent visitation under the current circumstances, particularly after the required weight is given to Mother's objection to

such visitation.

Under R.C. 3109.051(B), a court may grant reasonable companionship or visitation rights to grandparents if all of the following apply:

- (a) The grandparent, relative, or other person files a motion with the court seeking companionship or visitation rights.
- (b) The court determines that the grandparent, relative, or other person has an interest in the welfare of the child.
- (c) The court determines that the granting of the companionship or visitation rights is in the best interest of the child.

R.C. 3109.051(B)(1)

Even assuming arguendo this Court finds that the paternal grandparents "complaint" suffices as a "motion" under the first prong of the statute and that these grandparents have "an interest in the welfare" of the minor children under the second prong, the Court must still make a finding under the third prong that granting visitation to the non-parents in this matter is in the best interest of the minor children before any rights can be afforded to a non-parent. To do so, the Court must consider all of the sixteen factors listed in R.C. 3109.051(D). However, in its review of these factors, the Court is obligated to give special weight to the wishes of the custodial parent (factor 15), in this instance, giving special weight to Mother who has exclusive care and possession of these minor children and who objects to any "in-person" visitation with the out-of-state grandparents. (R.C. 3109.051(D)(15)). See *Harrold v. Collier*, 2005-Ohio-5334 (syllabus). Furthermore, the moving parties (i.e. the grandparents) have the burden of proof to overcome Mother's preference for no visitation with these other factors -- a burden they simply cannot meet when those factors are applied to this matter.

R.C. 3109.051(D)(15) Custodial Parent's Wishes

As noted above, since Father left the marital residence in August of last year, the minor children have been under the exclusive care of Mother. Further, Mother has been in possession of the minor children from their birth until the filing of this motion, making all decisions for their care, health, well-being and safety. Mother is unfortunately all too familiar with Father's deteriorating mental health and substance abuse, his truncated and awkward appearances on Zoom visitation calls and his ongoing threatening behavior toward Mother, the children and anyone associated with either. Further, Mother understands that Father is currently residing with his parents in Tennessee. Mother has also been forced to interact with the paternal grandparents both before and after Father left the marital residence. Based upon these experiences, her judgment, the current circumstances and her ongoing care for her minor children, Mother objects to any "in-person" visitation with these out-of-state paternal grandparents as she strongly believes that such visitation at this time is not in the best interests of the minor children (See Affidavit of Allison Horner, attached hereto and incorporated herein as Exhibit "A"). In our country, Mother's choice must be given significant weight in determining whether or not to grant visitation to a non-parent. In addressing these very issues, the U.S. Supreme Court has held that parents have "a fundamental right to make decisions concerning the care, custody, and control of their children. *Troxel v. Granville*, 530 U.S. 57, 66 (2000). "[T]here is a presumption that fit parents act in the best interests of their children." *Id.* at 68. Further, the Ohio Supreme Court has echoed the U.S. Supreme Court, when it held that when balancing the factors in the Ohio statute, "special weight is required by R.C. 3109.051(D)(15) since the statute explicitly identifies the parents' wishes regarding the requested visitation or companionship when making its 'best interest of the child' evaluation." *Harrold*, at ¶ 43. A review of the

remaining factors simply do not come close to overcoming the special weight this Court is obligated to give to Mother's choice opposing paternal grandparent visitation at this time.

While reserving the right to present evidence and testimony at final hearing of this matter, Mother sets forth the following, highlighting factors in R.C. 3109.051(D) which strongly support her position to deny visitation:

R.C. 3109.051(D)(1) Prior interaction with parents and moving parties: The minor children have resided with Mother continuously since their birth and exclusively with Mother since Father moved out in August, 2020. At best, due to living in separate states their entire lives, the minor children have had very few "in person" visitations with the paternal grandparents since their birth. Most interaction by the grandparents with the minor children has been limited to typical long-distance type mediums. Again, it should be repeated the minor children have had no "in person" visitation with Father since August, 2020, Father is currently restricted from any communication or contact with the minor children (except for Zoom calls), yet Father currently resides with same paternal grandparents who are seeking visitation. This Court cannot allow the grandparents to circumvent this Court's Order to restrict Father's visitation by allowing unsupervised visitation with the grandparents.

R.C. 3109.051(D)(2) Geographical Location: Mother and the minor children currently reside in [REDACTED] Ohio; paternal grandparents live in Morristown, Tennessee – over 500 miles away. The minor children have never resided with or even in the same state as grandparents.

R.C. 3109.051(D)(3)(4)(5) The minor children's ages, schedule, adjustment to home/community: The minor children at issue are [REDACTED]. At such a young age, they are more than ever attached and reliant upon their Mother's continual care, are accustomed, if not attached to their current routines and Mothers' care, and have been particularly so attached after Father has left the picture more than six months ago. Thus, the minor children are not physically and emotionally mature enough at their young age to handle additional disruptions in their care and/or absence from their Mother, their primary caretaker.

R.C. 3109.051(D)(7) Health and Safety of Minor Children: The minor children were both born prematurely and required time in the hospital to fully develop their lungs. As such,

both are more susceptible to injury and illness that affects their lungs and cardiovascular systems. To combat the current pandemic and threats to their young health, Mother has been vigilant in keeping these children from exposure to strangers and/or people who have been out in public. Subjecting the children to travel or exposure to the grandparents traveling to Ohio would expose the minor children to outside illness in ways Mother has prevented for the last six months through her diligent efforts.

R.C. 3109.051(D)(9) Mental and Physical Health of Parties: Father's mental health and substance abuse issues have been and remain before this Court. Father currently resides with the grandparents in Tennessee. Mother has further concerns that the paternal grandparents enable rather than support a change in Father's behavior. Mother reserves the right to supplement concerns regarding this factor at final hearing.

R.C. 3109.051(D)(14) Established residences Out-of-State: Father currently has established residency with his parents in Tennessee; Father in the past has threatened to take the minor children from Mother to live with his parents in Tennessee.

R.C. 3109.051(D)(16) Any Other Factor: In addition to those factors highlighted above, Mother reserves the right to testify before this Court regarding other serious concerns she has with the paternal grandparents exercising any unsupervised visitation with the minor children, but due to the content of such concerns, Mother prefers to reserve such until final hearing, if necessary.

Conclusion

Upon reviewing the facts of this matter, the grandparents as the moving parties cannot meet their burden that visitation with the grandparents is in the best interests of the minor children, and certainly cannot set forth any evidence that can outweigh the preference this Court is obligated to give to Mother's objection to such visitation.

For the foregoing reasons, Plaintiff respectfully requests this Court deny and/or dismiss the grandparents' complaint for visitation.

Respectfully Submitted,

/s/: Robert A. Marcis, II

Robert A. Marcis, II (0070169)
Law Offices of Robert A. Marcis, II
P.O. Box 210
Avon Lake, Ohio 44012
Phone: (216) 313-0069
Fax: (216) 373-0602
rmarcis@marcislaw.com

Attorneys for Plaintiff Allison Horner

STATE OF OH)
COUNTY OF CUYAHOGA)

SS. AFFIDAVIT OF ALLISON HORNER

I, Allison Horner, having been duly sworn, state as follows:

1. I am the Mother of [REDACTED] Horner (DOB: [REDACTED]) and [REDACTED] Horner (DOB: [REDACTED])
2. I currently reside with my minor children in [REDACTED] Ohio. My husband voluntarily moved out of my current residence with the children on or about August 14, 2020.
3. I am the Plaintiff in the foregoing Divorce action and have reviewed the Plaintiff's Brief in Opposition to Grandparents' Complaint For Visitation in its entirety. All facts and/or averments set forth therein are true and accurate to the best my knowledge.
4. Over the years, I have become acquainted with, communicated with, interacted with and am familiar with the paternal grandparents to my children, Kathy and William Horner.
5. Based upon my experience, judgment, paternal instinct, and my ongoing and continual care of my children since their birth, as well as serious concerns regarding my children spending any time unsupervised with their paternal grandparents, I believe that it is NOT in the best interest for my children (physically, emotionally or mentally) to have any unsupervised visitation with the paternal grandparents. It is therefore my wish that such visitation requests filed by the paternal grandparents be denied by the Court at this time.
6. In addition to my serious concerns about any visitation with the paternal grandparents alone, I also believe that that a large part of the paternal grandparents' request for visitation is a calculated effort to circumvent this Court's Order, which for very serious reasons, restricts Father from any contact with our minor children except scheduled Zoom calls.



CERTIFICATE OF SERVICE

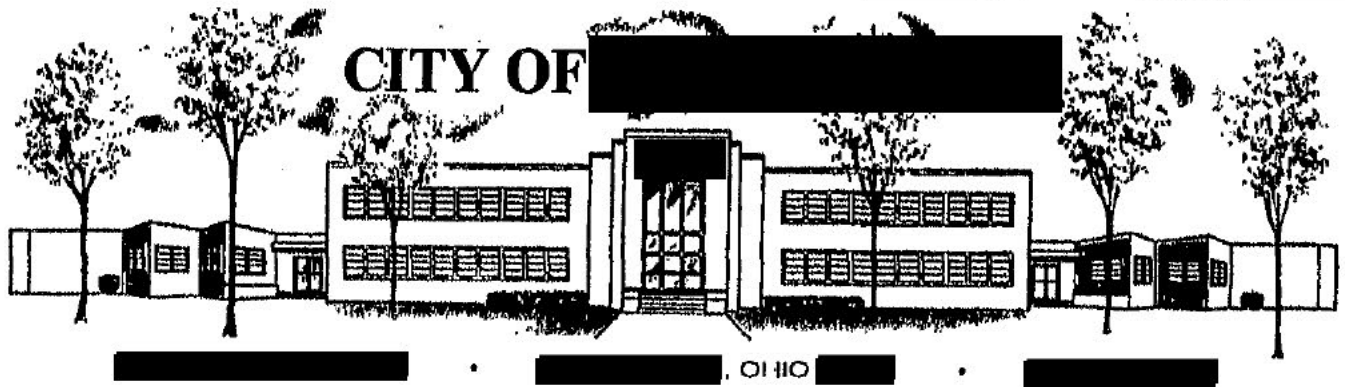
A copy of the foregoing Brief in Opposition to Grandparents' Complaint for Visitation has been served this 3rd day of February 2021 by Regular U.S. Mail upon:

William and Kathy Horner
2551 Indian Trail
Morristown, TN 37814

and

William Easton Horner
2551 Indian Trail
Morristown, TN 37814

/s/ Robert A. Marcis, II
Robert A. Marcis, II (0070169)



May 7, 2021

Issa M. Elkhatib
The Elkhatib Law Office
The United Bank Building, Suite 502
2012 West 25th Street
Cleveland, OH 44113

Re: William E. Horner; Case No. 21 CRB 00337

Dear Attorney Elkhatib:

Enclosed is [redacted] Police Department Incident No. 202001173 together with CDs containing patrol car dash cam and patrol officer body cam videos, relative to the above caption. Redaction of Social Security Numbers is made pursuant to *State ex rel. Office of Montgomery City Public Defender v. Siroki* (2006), 108 Ohio St.3d 207 and *State ex rel. Beacon Journal Publ'g Co. v. City of Akron* (1999), 70 Ohio St.3d 605.

Please let this response constitute [redacted]'s response to your Discovery Requests, and full compliance with all of the requirements set forth in the Ohio Criminal Rules and/or the Ohio Traffic Rules. In the event this does not suffice, please contact Prosecutor Michael [redacted] immediately in writing. Please also let this letter constitute [redacted] demand for reciprocal discovery from the defendant.

Should you have any questions concerning these materials, please contact Prosecutor O'Shea.

Very truly yours,

Mary Ellen [redacted]
Legal Assistant

Enclosures

Exhibit F



POLICE DEPARTMENT

POLICE DEPARTMENT

[REDACTED], OH 4[REDACTED]

Phone: [REDACTED]

Fax: [REDACTED]

Investigative Report

Incident #: 202001173

Report Date:

Monday, October 5, 2020

Incident Information

Call Type: NARCOTICS

Location: [REDACTED] [REDACTED] Zone: [REDACTED]

Occurred Between: 10/05/2020 20:24:00 And 10/05/2020 20:24:00

Supervisor: L23 RONALD [REDACTED]

Unit on Scene:

Officer Report: 45 BRADLEY [REDACTED]

Officer Assigned: 45 BRADLEY [REDACTED]

Boards: D, C or J:

Copies To:

Approved By: RONALD [REDACTED]

Approved Date: 10/14/2020

Clearance Code: J - CLOSED

Dispatch Times

Received: 20:24 Dispatched: 20:28 Arrived: 20:31 Cleared: 20:59 Total: 0:35

Incident Names

Entry Type	Name: HORNER, ALLISON MARIE	DOB: [REDACTED]
COM	Address: [REDACTED], OH [REDACTED]	Phone1: [REDACTED]
		Phone2: [REDACTED]
Entry Type	Name: STARK, CATHERINE M	DOB: [REDACTED]
OWN	Address: [REDACTED], OH [REDACTED]	Phone1: [REDACTED]
		Phone2: [REDACTED]
Entry Type	Name: HORNER, WILLIAM EASTON	DOB: 09/13/1986
SUB	Address: 2551 Indian Trail Morristown, TN 37814	Phone1: [REDACTED]
	Sex: M Race: W Hgt: 6 3 Wgt: 235 Hair: BRO Eyes: HAZ	Phone2: [REDACTED]

Incident Property

Make	Model	Serial #	Value
Prop.Type			\$ 0.00
EV	Description: Clear plastic baggie containing suspected mushrooms	Remarks: approx 6 grams of suspected mushrooms.	

Incident Vehicles



POLICE DEPARTMENT

POLICE DEPARTMENT

Phone: [REDACTED]

Fax: [REDACTED]

Investigative Report

Incident #: 202001173

Report Date:

Monday, October 5, 2020

Incident Vehicles

☐ Stolen ☐ Recovered ☐ Impounded ☐ Abandoned ☐ Unauthorized Use☐ Suspect Vehicle ☐ Victim Vehicle

Plate#: HKF8184

State: OH

License Year: 09/13/2020

Plate Type: PC

Year: 2014 Make: HYUN

Model: 2S

Body Style:

VIN: KMHTC6AD9EU213324

Color: WHI /

Value:

Owner:

Address:

Phone:

Insured By:

OCA#:

Towed: ☐

Towed By:

Towed To:

Date Recovered:

Where Recovered:

Additional Description

Narrative Report

(10/5/2020 20:26:53 By: vhaag) WILLIAM HORNER IS IN THE DRIVEWAY AND HE HAS BEEN OUT OF THE HOUSE FOR SOMETIME, ALLISON HORNER REPORTS HE IS WANTING TO RETRIEVE PROPERTY TO GIVE BACK TO A DRUG DEALER AND WANTING OTHER ITEMS FROM THE HOUSE. SHE IS AFRAID OF HIM DUE TO HIS PAST BEHAVIOR.

(10/5/2020 20:54:33 By: bdimatteo) ALLISON HORNER ADVISING HER SOON TO BE EX, IS REQUESTING HIS BELONGINGS AND SHE'S NOT COMFORTABLE LETTING HIM IN.

(10/5/2020 20:56:22 By: bdimatteo) WILLIAM HORNER ON SCENE, IN HIS VEHICLE. BAGS OF HIS ITEMS WERE PLACED ON THE PORCH AND HE SECURED THEM. ALLISON ADVISED OFFICERS THAT WILLIAM SENT HER TEXT MESSAGES REQUESTING SHE GET THE ITEMS LOCATED BEHIND THE BASEMENT COUCH, NEXT TO THE WALL. UPON LOCATING THOSE ITEMS EXACTLY WHERE HE SAID THEY WOULD BE, OFFICERS SEIZED A CLEAR PLASTIC BAGGIE CONTAINING SUSPECTED MUSHROOMS. ITEMS WERE PHOTOGRAPHED AND BROUGHT BACK TO THE RRPD AND PLACED INTO EVIDENCE. DB TO BE NOTIFIED.

Report By: _____

Date: _____

Supervisor: _____

Date: _____

Entered By: _____

Date: _____

Approved By: _____

Date: _____



POLICE DEPARTMENT

POLICE DEPARTMENT

Phone:

Fax:

Investigative Report Supplement

Date: 10/06/2020

Reporting Officer: 45 BRADLEY

INC#: 202001173

CFS#: 2202790055

Supplement Title:

On 10-5-2020, I received dispatch to [REDACTED] in reference to a civil standby as William Horner is on scene to retrieve property from his estranged wife, Allison Horner.

Upon arrival, I made contact with William, who was parked in the driveway. He said he was there to pick up his property but did not want to go inside the house due to his relationship with his wife. I advised him to remain in the car and I would speak with his wife. He complied.

I then made contact with Allison, who was inside the residence. She said she did not not William inside because of his violent behavior. She had several bags of his belongings next to the door. I told her I would place them all outside on the porch and William could come get them and load them into his car. She agreed. She also told me William had text her that he needed his property that was in the basement, behind the couch next to the big tv. Allison told me she believed he had drugs down there as he did have a drug problem. I asked her if she wanted me to come in and look and she told me yes.

K-9 Officer Gonzalez and me made our way to the basement. Once down there, Allison moved a couch that was pushed against the south side wall, next to the big screen tv. When she did that, I observed a clear zip loc bag that contained what appeared to be a good amount of a white/grey looking item. Upon closer inspection, the items appeared to be mushrooms. The baggie was photographed and the evidence was placed into an evidence bag. I also asked Allison to forward me screen shots of all the text messages William sent to her regarding the suspected drugs. Those photos are attached to this report.

We made our way back outside and advised William we seized the items he asked Allison to get from behind the couch. I told him the detective bureau may be contacting him to follow up. He told me they werent his, they were [REDACTED] and he was just getting it for him. At that point, I told him he was no longer allowed on the property at the request of Allison and her mother, homeowner, Catherine Stark. He stated he understood and then left the scene.

The suspected mushrooms were brought back to the [REDACTED] PD where they were weighed in at approx. 6 grams. They were entered into evidence using PT #11480 and placed into the evidence locker.

Det. [REDACTED] was notified.

Reporting Officer: _____

Date: _____

Supervisor: _____

Date: _____

Report Entered By: _____

Date: _____

Final Approval: _____

Date: _____

Date: 10/29/2020

Reporting Officer: D8 TRACEY [REDACTED]

INC#: 202001173

CFS#: 2202790055

Supplement Title: 10/29/2020 Call from Cuyahoga County Domestic Relations Prosecutor Seagro

On 10/29/2020 at about 1520hrs., I received a call from Cuyahoga County Domestic Relations Prosecutor Melissa Seagro. She asked that I forward the emails associated with another William Horner report to her. She also asked that I advise her of any drug charges from this incident once BCI lab results come back. I emailed her the emails she requested and provided my office number for her to follow up with me.

Reporting Officer: _____

Date: _____

Supervisor: _____

Date: _____

Report Entered By: _____

Date: _____

Final Approval: _____

Date: _____

Date: 11/06/2020

Reporting Officer: D8 TRACEY [REDACTED]

INC#: 202001173

CFS#: 2202790055

Supplement Title: 11/06/2020 Drug Evidence taken to BCI

On 11/06/2020 Det. [REDACTED] took the drug evidence to BCI, reference BCI Case Number: 20-310197.

Reporting Officer: _____

Date: _____

Supervisor: _____

Date: _____

Report Entered By: _____

Date: _____

Final Approval: _____

Date: _____

Date: 12/28/2020

Reporting Officer: D8 TRACEY [REDACTED]

INC#: 202001173

CFS#: 2202790055

Supplement Title: 12/28/2020 Message received from Cathy Stark

On 12/28/2020 I had a message from Cathy Stark which had been forwarded to my voicemail from Det. [REDACTED]. In the message she stated that she was calling because there were ongoing problems with her son in law, William Horner. She asked for a return call and provided her phone number which is [REDACTED].

Reporting Officer: _____

Date: _____

Supervisor: _____

Date: _____

Report Entered By: _____

Date: _____

Final Approval: _____

Date: _____

Date: 12/28/2020

Reporting Officer: D8 TRACEY [REDACTED]

INC#: 202001173

CFS#: 2202790055

Supplement Title: 12/28/2020 Call to Cathy Stark

On 12/28/2020 at 12pm, I called Cathy Stark back at [REDACTED]. The call went to voicemail and I left a message identifying myself and providing my office number.

Reporting Officer: _____

Date: _____

Supervisor: _____

Date: _____

Report Entered By: _____

Date: _____

Final Approval: _____

Date: _____

1 So he was texting me strange things.

2 And I called the [REDACTED] police
3 to have them come to the home and come and
4 see what was behind the couch.

5 At that point, I didn't know if it
6 was a weapon or what.

7 And they came and found a baggy of
8 psychedelic mushrooms that the laboratory
9 confirmed at a later time.

10 He has been brought up on charges for
11 this, and there is actually an outstanding
12 warrant for his arrest in [REDACTED]
13 because he declined to show up for a court
14 date for this charge.

15 Q. At the time that you filed for your divorce
16 in this matter, did you request that the
17 Court at some point -- did you request that
18 the Court deny him visitation rights?

19 A. Yes.

20 Q. And that was based upon your concerns that
21 you just illuminated for us regarding his
22 drug use and his mental health decline?

23 A. Yes.

24 Q. Shortly after filing for divorce, was there
25 a period of one or two occasions where he

Exhibit G

Please sign on back and return to
Probate Court.

PROBATE COURT OF CUYAHOGA COUNTY, OHIO
ANTHONY J. RUSSO, PRESIDING JUDGE
LAURA J. GALLAGHER, JUDGE

IN THE MATTER OF WILLIAM EASTON HORNER

CASE NO. 2020MI22049

ORDER OF DETENTION
(MENTAL ILLNESS)
(R.C. 5122.11)

To: NORTH OLMSTED POLICE DEPARTMENT And/Or Any Other Police Officer
For: THE DIR. OF ST. VINCENT CHARITY PSYCHIATRIC EMERGENCY ROOM

Whereas ALLISON HORNER, who resides at [REDACTED], OH, [REDACTED], has filed in the Probate Court of Cuyahoga County an affidavit alleging that WILLIAM EASTON HORNER, residing at RADISSON HOTEL 25070 COUNTRY CLUB BLVD., NORTH OLMSTED, OH, 44070, is a mentally ill person subject to court order.

You are therefore commanded to apprehend said person forthwith and detain him at ST. VINCENT CHARITY HOSPITAL, 2351 E. 22ND ST., CLEVELAND, OH, 44115, then and there to abide the order of this Court in the premises. Herein fail not, and of this writ make legal service and due return not later than the first business day after service is had.

Witness my signature and the seal of the Court
this August 20th, 2020.



MAGISTRATE



DEPUTY CLERK

CONFIDENTIAL

PROPERTY OF
CUYAHOGA COUNTY PROBATE COURT

This is not to be
duplicated or distributed.

ISSUED 08/20/2020 10:52:14 BY: JAB

Effective Date: February 10, 2017
CCPC FORM 27.2 - (PSORDETM)

PROBATE COURT OF CUYAHOGA COUNTY, OHIO

Hospital copy

Name WILLIAM EASTON HORNER
 Address RADISSON HOTEL, 25070 COUNTRY CLUB BLVD,
NORTH OLMSTED, OH 44070
 Phone (919) 446 - 5985 County CUYAHOGA
 Height 6ft 3in Weight 225 Eyes HAZEL Hair BALD
 Age 33 Birthdate 09/13/1986 Sex MALE Race CAUCASIAN
 Marital Status MARRIED Education _____
 Income _____ Employer STEP 2
 Referred by _____ Phone _____
 Applicant ALLISON HORNER Phone _____
 Address _____, OH _____
 Agency Contact _____ Phone _____
 Physician _____ Phone _____

Military Service NO
 SSN _____
 Hosp Ins _____
 No. _____

RELATIVES	RELATIONSHIP	ADDRESS	PHONE
ALLISON HORNER	WIFE	_____, OH _____	_____

PROBLEM: RESPONDENT IS DELUSIONAL. HE BELIEVES THAT HE IS A SIMULATED PERSON AND THAT HIS REAL PERSON IS DEAD. HE HAS BEEN PUT ON LEAVE FROM WORK DUE TO HIS ERRATIC AND IRRATIONAL BEHAVIOR. HE IS POSTING INAPPROPRIATE MESSAGES ON FACEBOOK ADVOCATING VIOLENCE AGAINST THE POLICE. HE HAS MADE CREDIBLE SUICIDE THREATS WITH A FIREARM. HE HAS ACCESS TO FIREARMS AND HAS INDICATED A WILLINGNESS TO USE THEM. HE IS NOT MED COMPLIANT.

Current Psychiatric Diagnosis: BI POLAR, DEPRESSION, PTSD

Medical Data: ZOLOFT, WELBUTRIN, LATUDA

Prev. Treatment and/or Hosp.: _____

Prior Probate NO

Guardian _____

No. _____

Hospital ST. VINCENT CHARITY PSYCHIATRIC ER

Bed confirmed by _____

Date/Time _____

Date	Affidavit signed by	Date	Warrant issued to
08/20/2020	ALLISON HORNER	08/20/2020	NORTH OLMSTED POLICE

MAGISTRATE _____

JF Deputy Clerk

Case No. 2020MI22049

CONFIDENTIAL
 PROPERTY OF
 CUYAHOGA COUNTY PROBATE COURT
 This is not to be
 duplicated or distributed.

ISSUED 08/20/2020 10:42:27 BY: JCS

PSFACESHEET (8/7/2012)

Defendant Affidavit

I, WILLIAM EASTON HORNER, DO HEREBY MAKE THE FOLLOWING AFFIDAVIT UNDER OATH AND SWEAR THE EVENTS CONTAINED HEREIN TO BE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND RECOLLECTION, ON MY HONOR AND UNDER PENALTY OF PERJURY, SO HELP ME GOD.

Your Honor, on August 20th, 2020 I reported to my divorce attorney's office early for our scheduled 3:00pm appointment. I entered the office, greeted his paralegal, Jessica, and began the intake paperwork. Shortly after, two Westlake Police Officers introduced themselves and told me they had a Probate Order and were taking me into custody. At that time, I asked the Officers to please produce the Order. The Officers indicated they did not have the Order in hand, but that they would "get me a copy."

Your Honor, I then politely reminded the Officers I was protected by the Fourth Amendment to the U.S. Constitution's Bill of Rights against unreasonable search and seizure and that as a Citizen of the United States, I was asking them to produce the Order prior to taking me into custody. I indicated there were two Officers, with two cruisers, and that I would wait peacefully with one Officer offering no resistance and making no attempt to flee while the other Officer fetched the Order. I also requested to see my Attorney, Mr. Daray, and indicated to Jessica to go get him.

The response of the Officers to these requests can be paraphrased as, "Sir he is not your Attorney yet because you have not yet met with him. Your meeting is at 3:00pm. We will get you a copy of the Order when we get to St. Vincent's, but you are coming with us right now." At that time, I indicated I was complying with their instructions but doing so under peaceful protest. I was then taken from the office having been denied the council I had requested, searched, and placed in handcuffs.

I was then seated in the back seat of a tactical police Charger, M-16 military grade assault rifle prominently displayed in the center console, with a second tactical Charger following. Both Officers wore body armor and were armed on their persons well beyond a standard "beat cop." Neither of them introduced themselves as "Specialized CIT Officers there to deescalate the situation" as is prescribed

Exhibit J

protocol (Exhibit D: Crisis Intervention Team Response General Police Order.) I felt more like I was in the back of a SWAT car. The display of power and overwhelming force was palpable.

Your Honor, I would like to take this opportunity to convey Officer's [REDACTED] and [REDACTED] conducted themselves with professionalism. I in no way convey this story to cause problems for these Officers. These Officers were put in an incredibly difficult position created by [REDACTED] information generated by the Plaintiff's [REDACTED]. Based on the Police Log Narrative, it would be understandable if the Officers believed they were arriving on scene to a potential mass shooter. Under the circumstances, it is forgivable they were not prepared to debate the finer points of Constitutional Freedoms with a calm, rational, unarmed, business professional. With respects Your Honor, it was a difficult day for everyone. I am just thankful for not ending up as another accidental police shooting statistic. As Your Honor is aware, every time you roll personnel and machinery with adrenaline pumping in a live fire exercise there is a potential human cost.

Upon arriving at St. Vincent's, I was seen by Dr. Edward Kilbane. (Exhibit E: St. Vincent's Intake) At that time, I was allowed to view a copy of the Probate Order, but was not given a copy to keep despite asking for one. During this examination, I explained the statements in the Probate Order to Dr. Kilbane's satisfaction and "presented well". Dr. Kilbane offered me the choice to go home, which I selected. I also specifically told him not to share any of my information with the Plaintiff.

As I was preparing for discharge, Dr. Kilbane returned and stated that he had talked to Plaintiff in direct violation of my doctor/patient confidentiality and explicit instructions. He further explained that based on her statements about me "stealing my parent's guns" was rescinding my offer to leave, and I was being involuntarily committed. I told him this was patently false information and gave him my parent's direct phone number to take a weapons inventory. He did not. I also asked him why he had

violated my doctor/patient confidentiality and contacted the Plaintiff against my instructions to which he offered no answer.

It was at that time I made my patient stated reason for visit: "I'M HERE AGAINST MY WILL & WILL BE CALLING MY ATTORNEY." (Exhibit E) With respect Your Honor, under all the circumstances which had led up to that moment, this is considered by the Hospital as "DELUSIONAL AND ERRATIC BEHAVIOR" and it was on this basis I was committed. I was then held for 5 days vs. the 48 hrs. specifically empowered by a Probate Order without hearing.

Your Honor, I have been researching Probate Order practices and understand them to be an exceedingly difficult topic under the best of circumstances (Exhibit F: LRS Brief). It is my hope Your Honor will agree these were not the best of circumstances and that serious breaches of protocol occurred. With Respects Your Honor, fail safes to protect civil liberties, from grand ideas like the Fourth Amendment to local Ohio Statutes 5122.05 (C) (2) and (3) broke down.

Your Honor, my job as a data scientist and cybersecurity specialist is to document where systems and procedures fail so they can be improved upon. My intent in telling you my story is not to complain, but simply document and facilitate improvement. It is my hope Your Honor can use my story to affect change in the system so that other Husbands and Fathers do not experience what I did.

With respects Your Honor, my story was not unique on that psych ward. With humility, I submit this is an inherent weakness of the system which needs to be addressed. I am a strong believer in the Judicial creed of **"The Arch of Justice is long, but bends towards Righteousness."** It is said that Arch is bent by the sheer Will of the People's concerted effort. Please consider this Affidavit my contribution toward that effort Your Honor.

Respectfully Submitted,

_____ Date: _____

William E. Horner, Affiant
2551 Indian Trail
Morristown, TN 37814
(919) 446-5985
williamehorner@gmail.com

Notary Public

_____ Date: _____

_____ (Name)

CERTIFICATE OF SERVICE

A copy of the foregoing **DEFENDANT MOTION** was served upon Robert A. Marcis, Attorney for Plaintiff, via email at rmarcis@marcislaw.com on this 22nd day of March 2021.

IN THE COURT OF COMMON PLEAS
DOMESTIC RELATIONS DIVISION
CUYAHOGA COUNTY, OHIO

ALLISON HORNER	:	CASE NO. DR 20 382383
	:	
Plaintiff	:	JUDGE TONYA R. JONES
	:	
-VS-	:	
	:	
WILLIAM HORNER	:	<u>DEFENDANT MOTION FOR</u>
	:	<u>SUBPOENA OF PROBATE ORDER</u>
Defendant	:	<u>AND PLAINTIFF AFFIDAVIT</u>
	:	

Now comes Defendant, **WILLIAM HORNER**, by Pro se representation, and respectfully requests three subpoenas for:

- 1) the Plaintiff's copy of the Probate Order
- 2) the Westlake Police Department's copy of the Probate Order
- 3) the Plaintiff's copy of the affidavit made to obtain issuance of the Probate Order with the Magistrate

used to take Defendant into custody on August 20th, 2020 and involuntarily commit him to St. Vincent's Charity Medical Center.

Your Honor, my intention is to introduce evidence proving the details contained in the Probate Order and Plaintiff Affidavit [REDACTED] to have Defendant involuntarily committed and painted as an unfit Father. Never having been given a copy of the Order (Exhibit A Defendant's Affidavit), Defendant, Attorney Pro Se, contacted the Psychiatric Department of Cuyahoga

Exhibit K

Probate Court on 3/19/2021 at 9:12am and spoke with Heather to obtain a copy of the Order as root evidence. Defendant, Attorney Pro Se was told the case had been, "expunged" and that "all records, including the Order, were destroyed as part of that process." I asked Heather to please have the Probate Court put that in writing for me to bring to Your Honor, and was told she would communicate with the Magistrate about the best way to do that and get back with me. Heather called back later that day indicating even documenting the case was expunged and records destroyed was not possible. Specifically, because "the whole purpose of expungement is to make it so the case never existed."

Defendant Attorney Pro Se then contacted the Westlake Police Department and spoke with Capt. Gerald Vogel. Capt. Vogel confirmed he has copies of both the Probate Order, and Police Log of the incident. Capt. Vogel released the Police Log to Defendant Attorney Pro Se, but indicated the Probate Order itself was marked "Confidential property of the Cuyahoga Court of Common Pleas and not to be duplicated" and that for those reasons he could not release it. Capt. Vogel stated he would forward along my request for the Probate Order to the Department's Law section. Defendant, Pro Se, respectfully requested Capt. Vogel to "preserve" the Order as evidence in an ongoing case in preparation of subpoena. (Exhibit B: Capt. Vogel Email Exchange)

It is clearly stated in the Police Log timestamped at 13:40:53 (Exhibit C: WPD Incident Log) that, the "Caller [was] on station w/ a copy of Probate Order for her soon to be ex-husband." In other words Your Honor, the Westlake Police Department **did not have positive confirmation of the Order before dispatching Units and taking Defendant into custody.** This is expounded upon in Defendant's Affidavit.

Further Your Honor, how was the Westlake Police Department responding to a "Caller on station with a Probate Order" as stated in the Police Narrative of the Log, if the Order they have on file is marked "Confidential property of the Cuyahoga Court of Common Pleas not to be duplicated" as stated by Captain Vogel? Respectfully Your Honor, exactly which Order were the Westlake Police Officers

responding to on August 20th, 2020 when the Defendant was taken into custody, the Plaintiff's statement of a copy or the Court's confidential copy?

Your Honor, speaking as a Citizen whose Freedom was taken, I put forth the Police response without an Order in hand and the Hospital's breach of doctor/patient confidentiality are deeply disturbing in the grand ideals of Civil Rights. I would reinforce this concern Your Honor by pointing out in both the Police Incident Log (Exhibit C) and Medical Intake at St. Vincent's (Exhibit E) there is documentation of my demanding my Attorney. While making these demands, at no time was I provided written notice of my rights under Ohio Revised Code 5122.05 (C) (2) and (3) as required by law. In this instance Your Honor, multiple levels of fail safes, from grand ideals to specific chapter and verse, were insufficient to protect civil liberties; ironically while the Citizen was standing in his Attorney's office. [REDACTED]

[REDACTED]

Your Honor, as a licensed real estate broker I am required by law to retain documents regarding simple real estate transactions for a minimum of three years. As Defendant, Attorney Pro Se, I find it deeply disturbing that records issued by a Magistrate relating to a case which took away 1) a Citizen's Freedom and 2) a Father's Children have been destroyed by the Probate Court after only seven months to make it so the "case never existed." I find this destruction of evidence twice as troubling when that Probate Order and the St. Vincent's involuntary commitment are the foundational pieces of evidence to the Plaintiff's argument to Your Honor that Defendant should have no access to the Children because of mental illness.

Your Honor, the Police log contains evidence of slander [REDACTED]
[REDACTED] as well as libel once those slanders were committed to writing as part of the case notes by that dispatcher. Those slanders/libels are specifically:

- 1) "Husband is bi-polar and not taking his medication."

2) "He has been posting inappropriate comments on social media advocating violence against police."

3) "Husband DOES have access to firearms and has made credible threats of suicide w/ them."

This is a misrepresentation on two counts, first having the firearms and second threatening suicide.

Your Honor, with respect, evidence is disappearing and being obfuscated from this Court. First with the IOLTA account, second with the outstanding life insurance policies, third with the outstanding tax refund and subsequent required amendment, and now with the destroyed Probate Order.

WHEREFORE, Defendant respectfully requests three subpoenas for the Westlake Police Department's copy and the Plaintiff's copy of the Probate Order as well as the Plaintiff's copy of the Plaintiff Affidavit filed to obtain that Order to compare timestamps, establish other evidence chain of custody metrics, and establish a timeline. [REDACTED]

[REDACTED]

[REDACTED]

Respectfully Submitted,

Date: _____
William E. Horner
2551 Indian Trail
Morristown, TN 37814
(919) 446-5985
willamehorner@gmail.com
Pro se Representative
Notary Public

Date: _____

(Name)

To: Office of Disciplinary Committee, Ohio Supreme Court

From: William Easton Horner

Regarding: Grievance against Judges Anthony J. Russo and Laura J. Gallagher of the Cuyahoga County Probate Court

Date: August 23rd, 2021

To Whom it May Concern,

I hereby lodge a formal complaint against Judges Anthony J. Russo and Laura J. Gallagher for 1) failing to uphold the law impartially, 2) failing to perform judicial duties without bias, prejudice, or harassment, and 3) failing to uphold the integrity of the judiciary.

To frame the context of this complaint, please refer to the "Defendant Affidavit" provided as exhibit. I am not going to restate the systemic failures present across the entire involuntary commitment process of Cuyahoga County. You can read a detailed account of the entire event for more information and supporting evidence of my claims.

But in summary, a man was hauled out of his attorney's office by SWAT without a valid probate order in hand while quoting the Fourth Amendment against illegal search and seizure and demanding to speak to his attorney citing Miranda. He was then told, "you're meeting with him is at 3pm, so he's not your attorney yet." Upon obtaining a copy of the probate order from the police department that served it, there is obvious digital forensic evidence the order was at best improperly executed and at worst an outright forgery.

The probate order was then "expunged" from the Probate Court so that the "case never existed." These were the exact words conveyed by Heather of the Probate Court as reason I couldn't have copies of the Probate Order and it's supporting documentation as part of my divorce defense where this order is being used at the primary reason I can have no visitation with my children for more than a year.

According to the Ohio Legal Rights Service's brief on "A Comparison of the Affidavit and Emergency Hospitalization Methods" (attached for convenience) the Ohio Revised Code 5122 empowers the Probate Court to involuntarily commit a Citizen provided very stringent conditions are met. They can do this through either 1) filing an affidavit or 2) emergency hospitalization. Most importantly, "Regardless of which method is utilized, the court cannot issue an order to commit the individual unless the court first finds that the highest civil evidentiary standard — clear and convincing evidence — has been met to show that the individual is a person with a mental illness subject to hospitalization by court order." Further, "The law prefers that the hearing be held prior to detention of the individual, where possible."

None of that happened. There was no hearing. The probate order itself on its face is out of order. I was given no opportunity to defend myself or explain my side of the story. I was simply incarcerated in a mental institution after being hauled out of my attorney's office and illegally searched. [REDACTED]

Is this really how it works in Cuyahoga County? The Probate Court can just roll SWAT to lock someone up without evidence so an estranged wife can take a man's children from him and then the Court erases all record of it? No wonder my story as a wrongfully incarcerated husband/father wasn't unique on the St. Vincent's psych ward.

Exhibit L

Moving onto the digital forensic evidence, I submit the following Probate Order obtained by the Westlake Police Department as the official record on file that they rolled on. Notice the following digital forensic signs of obvious tampering:

1. Pg. 3 of the order is a hospital document and has a timestamp which occurs ten minutes before the probate order itself was signed. Exactly how did the hospital have a copy of the probate order before the magistrate signed it?
2. Pg. 3 has "hospital copy" marked in handwriting which I witnessed the nurse write on the page once I was already at St. Vincent's. Again, how were the police able to detain me on the order in the first place before I was at the hospital?
3. Pg. 3 is missing the magistrate signature. Does a Clerk have the power to lock someone up without the signature of a Magistrate?
4. Pg. 3 has a different deputy clerk signature (JCS) vs. the signature in the first two pages (JAB). This inconsistency screams of doctored documents. Why on Earth would two Clerks be involved in the same case for a single Magistrate?
5. Pg. 3 is clearly a photocopy which was part of a larger document indicated by the staple scar. The first two pages do not have this scar indicating these pages have been cobbled together from different sources.
6. Pgs. 1 and 2 are duplicates. Tell me, is it standard practice for the Probate Court to duplicate pages in their official police orders? What is the procedural reason for this duplication?
7. The Probate Order itself is marked "Confidential Property of Cuyahoga County Probate Court This is not to be duplicated or distributed." If the order is confidential and not to be duplicated, exactly how did my estranged wife have a copy on station when speaking with the dispatch officer as documented in the Police Log? (Also provided as exhibit.)

In summary, on August 20th, 2020 the Cuyahoga County Probate Court illegally incarcerated me in a mental institution in violation of the Ohio Revised Code 5122 and it's subsections. This was based solely on the statements sworn to by my estranged wife without meeting even the lowest civil evidentiary standard, let alone the clear and convincing evidence demanded by law. There was no hearing, I was given no opportunity to explain my side of the story, and I was held for five days, 2.5 times longer than the 48 hours explicitly permitted in black letter law. Then, when I asked to see the evidence and probate order on which I was locked up, I was told by the Court all documents associated with my case were "expunged, so that the case never existed."

Any Court which has the power to lock someone up and then destroy all the records associated with the lockup so the incarcerated can't defend themselves isn't a Court. It is simply a criminal enterprise subject to bribery, extortion, harassment, abuse, racketeering, and obfuscation. I am one of this Court's victims and I demand Justice.

Unfortunately, since all records associated with the case have been "expunged" I am unable to tell you which Judge is responsible for these affronts to civil rights. I therefore request an investigation into both Judges Russo and Gallagher be conducted to determine who was responsible. Once determined, I request the appropriate disciplinary actions be taken for failing to uphold the law, illegal incarcerating me, and then destroying all evidence.

These Judges are the captains of the Probate Court ship. Their ship ran aground. Now there must be consequences.

William Easton Horner

2899 Blue Ridge Dr. Morristown, TN 37814

865.322.9331

willamehorner@gmail.com

Notary Public (SEAL)

Name: _____

Commission Exp. Date: _____

Disciplinary Counsel
THE SUPREME COURT OF OHIO

DISCIPLINARY COUNSEL
JOSEPH M. CALIGIURI

CHIEF ASSISTANT
DISCIPLINARY COUNSEL
DONALD M. SCHEETZ

SENIOR ASSISTANT
DISCIPLINARY COUNSEL
AMY C. STONE



ASSISTANT DISCIPLINARY COUNSEL
KAREN H. OSMOND
MICHELLE R. BOWMAN
AUDREY E. VARWIG
LIA J. MEEHAN
ADAM P. BESSLER
MATTHEW A. KANAI
KELLI G. SCHMIDT
MARTHA S. ASSEFF
MICHELLE A. HALL

SPECIAL ASSISTANT DISCIPLINARY COUNSEL
LORI J. BROWN

November 4, 2021

PERSONAL AND CONFIDENTIAL

William E. Horner
2899 Blue Ridge Dr
Morristown, TN 37814

Re: Hon. Anthony J. Russo
Our File No. C1-1786J

Dear Mr. Horner:

Our office received your grievance against Judge Russo on August 26, 2021.

This office's authority is limited to investigating alleged violations of the Ohio Rules of Professional Conduct and the Code of Judicial Conduct. Our office can only address violations of specific rules governing attorneys and judges. We cannot provide legal assistance, offer legal advice, or answer questions of a legal nature.

After reviewing your grievance, there is no substantial, credible evidence that Judge Russo violated the Code. While you are obviously dissatisfied with Judge Russo's decision, as there is no substantial, credible evidence that he engaged in ethical misconduct in making that decision, we lack the probable cause to investigate this matter further.

For the reasons stated above, we have dismissed your grievance and closed our file.

Sincerely,

Amy C. Stone
Senior Assistant Disciplinary Counsel

ACS/lkj

cc: Hon. Anthony J. Russo

Exhibit M

Disciplinary Counsel
THE SUPREME COURT OF OHIO

DISCIPLINARY COUNSEL
JOSEPH M. CALIGIURI

CHIEF ASSISTANT
DISCIPLINARY COUNSEL
DONALD M. SCHEETZ

SENIOR ASSISTANT
DISCIPLINARY COUNSEL
AMY C. STONE



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LIA J. MEEHAN
ADAM P. BESSLER
MATTHEW A. KANA
KELLI G. SCHMIDT
MARTHA S. ASSEFF
MICHELLE A. HALL

SPECIAL ASSISTANT DISCIPLINARY COUNSEL
LORI J. BROWN

November 4, 2021

PERSONAL AND CONFIDENTIAL

William E. Horner
2899 Blue Ridge Dr
Morristown, TN 37814

Re: Hon. Laura June Gallagher
Our File No. C1-1787J

Dear Mr. Horner:

Our office received your grievance against Judge Gallagher on August 26, 2021.

This office's authority is limited to investigating alleged violations of the Ohio Rules of Professional Conduct and the Code of Judicial Conduct. Our office can only address violations of specific rules governing attorneys and judges. We cannot provide legal assistance, offer legal advice, or answer questions of a legal nature.

After reviewing your grievance, there is no substantial, credible evidence that Judge Gallagher violated the Code. While you are obviously dissatisfied with Judge Gallagher's decision, as there is no substantial, credible evidence that she engaged in ethical misconduct in making that decision, we lack the probable cause to investigate this matter further.

For the reasons stated above, we have dismissed your grievance and closed our file.

Sincerely,

Amy C. Stone
Senior Assistant Disciplinary Counsel

ACS/lkj

cc: Hon. Laura June Gallagher

Ms. Seagro,

I was able to speak with Judge Jones and Your Honor indicated that if I wanted to have access to my children I would have to "cooperate" with you. As I have stated before, I wish to see my children very badly and will do what I can to facilitate your investigation. However, my children will not be ransomed against me to "force my compliance" in any way, shape, or form. I do not negotiate with hostage takers.

In the spirit of cooperation, let us discuss what your role is in all this. I understand you are the Director of Family Evaluation Services and your "job" is to evaluate our family to determine what is in the children's best interest. Respectfully ma'am, that has not been happening. Up until now, all that has been happening is Easton's mental health and medical cannabis use has been persecuted. That ends now.

Ms. Seagro, for the last seven months Allison [REDACTED]

[REDACTED] has been using this insider information to further inflame my PTSD condition. She has been a Peeping Tom on intimate and highly sexual messages between me and my new girlfriend demonstrating the most disgusting forms of perversion. And even after admitting to all this in our session on March 25th and my clear outrage at the information coming to light, you continued interrogating me and putting forth I am unfit to parent the children? Respectfully ma'am...how dare you.

For the past seven months, this case has been conducted under the assumption that Easton has mental health challenges associated with his PTSD. [REDACTED] Ms. Seagro, I am a highly trained security analyst [REDACTED]. The past seven months have not been unstable PTSD incidents, but rather prescience. Those paranoia questions doctors ask as part of an evaluation into mental stability like, "do you feel as though you are being followed?" take on a whole new meaning when the patient is in fact being stalked. The patient is no longer crazy, rather they are self-aware. In other words Ms. Seagro, my mental health was not failing rather my security instincts were working perfectly.

Then we come to the St. Vincent's medical records you say you need to effectively do your job. Ms. Seagro, I have attached the only known copy of the probate order which was retrieved from the Westlake Police Department and it is not in order. Magistrate signatures are missing, timestamps are discrepant, the order has clearly been cobbled together from multiple sources and copies after the fact all to make it to look like a legitimate order. This evidence is clearly tainted, and a pure source must be re-obtained from the well.

Unfortunately, the Probate Court's expungement of this case and the destruction of all its records make this impossible. Therefore, the St. Vincent medical records will remain closed. I understand how this might make it difficult for you to effectively do your job, and I commiserate with this difficulty. However, this is not me being "non-cooperative" madam. I was not the one who expunged the case and destroyed the records, the Probate Court did. If you cannot do your job because of this, you need to take it up with them and not blame it on me.

Finally, let us get down to the medical cannabis. First, I resent your continued declarations of this being "substance abuse" or my using "illicit substances." Respectfully madam, medical cannabis is only "illicit" in 14 States in the Union. Unfortunately, Tennessee happens to be one of them. However, am I really to believe that my geographical location is what is making me an unfit Father in this Court's eyes? Are you honestly saying that if I lived in Denver instead of Morristown I'd have access to my children?

Further, if my use of medical cannabis is really the issue here then you have bigger fish to fry. [REDACTED]

Exhibit N



Easton Horner <willamehorner@gmail.com>

DR20 382383 Evidence Request...

5 messages

Easton Horner <willamehorner@gmail.com>

Fri, Mar 19, 2021 at 9:33 AM

To: Melissa Seagro <mseagro@cuyahogacounty.us>

Good Morning Ms. Seagro,

I am attempting to track down a copy of the Probate Warrant that was issued to have me involuntarily committed to St. Vincents. I have contacted the Cuyahoga County Probate Court to request a copy, and they indicated the case was expunged and all records, including the warrant, destroyed.

That warrant contains key evidence of misrepresentations made on behalf of the Plaintiff which I require to build my defense. Do you by chance have a copy of the Probate Warrant in your records? If so, is it possible for you to please provide me a copy?

Thank you in advance for your assistance,
William E. Horner, Attorney Pro Se

Melissa Seagro <mseagro@cuyahogacounty.us>

Mon, Mar 22, 2021 at 9:24 AM

To: Easton Horner <willamehorner@gmail.com>

Good Morning,

I am unable to provide copies of information contained in my file to the parties.

Melissa A. Seagro LISW-S

Director, Family Evaluation Services

Cuyahoga County Domestic Relations Court

1 W. Lakeside Avenue

Cleveland, Ohio 44113-1083

(P) 216-443-8805

(F) 216-443-2056

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[Quoted text hidden]

Easton Horner <willamehorner@gmail.com>

Mon, Mar 22, 2021 at 9:52 AM

To: Melissa Seagro <mseagro@cuyahogacounty.us>

Thank you for your response Ms. Seagro.

That seems to be the answer I'm getting from everyone. The Probate Court who issued it, the Police Department who served it, and now you. It seems no one can get me a copy of the Order so I can defend myself, but everyone seems to be able to get a copy to use against me. I find that very interesting given everything else which has transpired around this issue.

No matter, I'm motioning Judge Jones to have it stricken from evidence due to a broken evidence chain of custody.

Have a wonderful Monday and I look forward to our conversation on Thursday,

Easton

[Quoted text hidden]

Melissa Seagro <mseagro@cuyahogacounty.us>
To: Easton Horner <willamehorner@gmail.com>

Mon, Mar 22, 2021 at 10:03 AM

To be clear, nothing contained in my file is automatically entered into evidence. There is no "broken evidence chain of custody" in forensic evaluations in terms of what is received from collateral sources simply because, my file is not automatically entered into evidence.

[Quoted text hidden]

Easton Horner <willamehorner@gmail.com>
To: Melissa Seagro <mseagro@cuyahogacounty.us>

Mon, Mar 22, 2021 at 10:31 AM

Thank you for the clarification Ms Seagro. I was referring to the chain of evidence being broken at the source (the Probate Court) and am motioning Judge Jones to strike it from evidence from the entire case, including your file. I apologise for the confusion.

Also, given the St Vincent case has been expunged from the Probate Court and all records destroyed, I am hereby formally recinding my medical records release for St Vincents. Please accept this email as formal written notification.

Kindly,
Easton

[Quoted text hidden]



Easton Horner <williamehorner@gmail.com>

DR20-382383 Horner WE cooperation with FES investigation...

6 messages

Easton Horner <williamehorner@gmail.com>

Thu, Apr 1, 2021 at 10:00 AM

To: Melissa Seagro <mseagro@cuyahogacounty.us>

Ms. Seagro,

I was able to speak with Judge Jones and Your Honor indicated that if I wanted to have access to my children I would have to "cooperate" with you. As I have stated before, I wish to see my children very badly and will do what I can to facilitate your investigation. However, my children will not be ransomed against me to "force my compliance" in any way, shape, or form. I do not negotiate with hostage takers.

In the spirit of cooperation, let us discuss what your role is in all this. I understand you are the Director of Family Evaluation Services and your "job" is to evaluate our family to determine what is in the children's best interest. Respectfully ma'am, that has not been happening. Up until now, all that has been happening is Easton's mental health and medical cannabis use has been persecuted over baseless accusations. That ends now.

Ms. Seagro, for the last seven months [REDACTED]

[REDACTED] has been using this insider information to further inflame my PTSD condition. She has been a Peeping Tom on intimate and highly sexual messages between me and my new girlfriend demonstrating the most disgusting forms of perversion. And even after admitting to all this in our session on March 25th and my clear outrage at the information coming to light, you continued interrogating me and putting forth that I am unfit to parent the children? Respectfully ma'am...how dare you.

For the past seven months, this case has been conducted under the assumption that Easton has mental health challenges associated with PTSD. [REDACTED] e. Ms. Seagro, I am a highly trained security analyst [REDACTED] The past seven months have not been unstable PTSD incidents, but rather prescience. Those paranoia questions doctors ask as part of an evaluation into mental stability like, "do you feel as though you are being followed?" take on a whole new meaning when the patient is in fact being stalked. The patient is no longer crazy, rather they are self-aware. In other words Ms. Seagro, my mental health was not failing over the past seven months, rather my security instincts were working perfectly.

Then we come to the St. Vincent's medical records you say you need to effectively do your job. Ms. Seagro, I have attached the only known copy of the probate order which was retrieved from the Westlake Police Department and it is not in order. Magistrate signatures are missing, timestamps are discrepant, the order has clearly been cobbled together from multiple sources and copies after the fact all to make it look like a legitimate order. This evidence is clearly tainted, and a pure source must be re-obtained from the well.

Unfortunately, the Probate Court's expungement of this case and the destruction of all its records make this impossible. Therefore, the St. Vincent medical records will remain closed as part of this expungement process. I understand how this might make it difficult for you to effectively do your job, and I commiserate with this difficulty. However, this is not me being "non-cooperative" madam. I was not the one who expunged the case and destroyed the records, the Probate Court did. If you cannot do your job because of this, you need to take it up with them and not blame me for it.

Finally, let us get down to the medical cannabis. First, I resent your continued declarations of this being "substance abuse" or my using "illicit substances." Respectfully madam, medical cannabis is only "illicit" in 14 States in the Union. Unfortunately, Tennessee happens to be one of them. However, am I really to believe that my geographical location is what is making me an unfit Father in this Court's eyes? Are you honestly saying that if I lived in Denver instead of Morristown I'd have access to my children?

Further, if my use of medical cannabis is really the issue here then you have bigger fish to fry. [REDACTED]

[REDACTED]

Now, how can I further facilitate and cooperate with your investigation so that I may access my children?

With Regards,

Easton

 Probate Order_Westlake Police Dept.pdf
435K

Melissa Seagro <mseagro@cuyahogacounty.us>
To: Easton Homer <willamehomer@gmail.com>

Thu, Apr 1, 2021 at 3:03 PM

Good Afternoon Mr. Homer,

Please see my responses in RED.

Melissa A. Seagro LISW-S

Director, Family Evaluation Services

Cuyahoga County Domestic Relations Court

1 W. Lakeside Avenue

Cleveland, Ohio 44113-1083

(P) 216-443-8805

(F) 216-443-2056

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From: Easton Homer <willamehomer@gmail.com>
Sent: Thursday, April 1, 2021 10:00 AM
To: Melissa Seagro <mseagro@cuyahogacounty.us>
Subject: DR20-382383 Homer WE cooperation with FES investigation...

Ms. Seagro,

I was able to speak with Judge Jones and Your Honor indicated that if I wanted to have access to my children I would have to "cooperate" with you. As I have stated before, I wish to see my children very badly and will do what I can to facilitate your investigation. However, my children will not be ransomed against me to "force my compliance" in any way, shape, or form. I do not negotiate with hostage takers.

I was very clear. I cannot force you to sign authorizations to release records. That is your choice. If I cannot conduct the evaluation in the absence of records which speak to the best interest standards, I inform the court. There is no negotiation.

In the spirit of cooperation, let us discuss what your role is in all this. I understand you are the Director of Family Evaluation Services and your "job" is to evaluate our family to determine what is in the children's best interest. Respectfully ma'am, that has not been happening. Up until now, all that has been happening is Easton's mental health and medical cannabis use has been persecuted over baseless accusations. That ends now.

My role is to conduct a Forensic Evaluation for the purposes of Allocation of Parental Rights and Responsibilities. Within such, I will need to examine all contributing dynamics to the same as identified in the best interest standards.

Ms. Seagro, for the last seven months [REDACTED]

[REDACTED] has been using this insider information to further inflame my PTSD condition. She has been a Peeping Tom on intimate and highly sexual messages between me and my new girlfriend demonstrating the most disgusting forms of perversion. And even after admitting to all this in our session on March 25th and my clear outrage at the information coming to light, you continued interrogating me and putting forth that I am unfit to parent the children? Respectfully ma'am...how dare you.

Incorrect. There was no "interrogation" and I did not opine on the concept of "...unfit..." parenting capacity. Further, I have not been made aware of breaches of HIPPA as a result of [REDACTED]. I am aware the other party had been reviewing text message conversations that you had with other individuals. The only other individual mentioned was your mother.

For the past seven months, this case has been conducted under the assumption that Easton has mental health challenges associated with PTSD. Allison's transgressions change this narrative. Ms. Seagro, I am a highly trained security analyst [REDACTED]. The past seven months have not been unstable PTSD incidents, but rather prescience. Those paranoia questions doctors ask as part of an evaluation into mental stability like, "do you feel as though you are being followed?" take on a whole new meaning when the patient is in fact being stalked. The patient is no longer crazy, rather they are self-aware. In other words Ms. Seagro, my mental health was not failing over the past seven months, rather my security instincts were working perfectly.

Then we come to the St. Vincent's medical records you say you need to effectively do your job. Ms. Seagro, I have attached the only known copy of the probate order which was retrieved from the Westlake Police Department and it is not in order. Magistrate signatures are missing, timestamps are discrepant, the order has clearly been cobbled together from multiple sources and copies after the fact all to make it look like a legitimate order. This evidence is clearly tainted, and a pure source must be re-obtained from the well.

Signatures and time stamps appear intact on the attachment.

Unfortunately, the Probate Court's expungement of this case and the destruction of all its records make this impossible. Therefore, the St. Vincent medical records will remain closed as part of this expungement process. I understand how this might make it difficult for you to effectively do your job, and I commiserate with this difficulty. However, this is not me being "non-cooperative" madam. I was not the one who expunged the case and destroyed the records, the Probate Court did. If you cannot do your job because of this, you need to take it up with them and not blame me for it.

As stated, I have the records from St. Vincent's and have not been aware of "expungement." Regardless, you withdrew your authorization to review such records. As such, I cannot review them without you authorizing this by signing an additional release.

Finally, let us get down to the medical cannabis. First, I resent your continued declarations of this being "substance abuse" or my using "illicit substances." Respectfully madam, medical cannabis is only "illicit" in 14 States in the Union. Unfortunately, Tennessee happens to be one of them. However, am I really to believe that my geographical location is what is making me an unfit Father in this Court's eyes? Are you honestly saying that if I lived in Denver instead of Morristown I'd have access to my children?

Again, to date, I have not opined in terms of your self-reported use of cannabis.

[REDACTED]

Part of the evaluation process is to interview all alternate care givers. With all do respect, you do not have information to lead you to your conclusion that I have or have not interviewed alternate care givers at this time.

Now, how can I further facilitate and cooperate with your investigation so that I may access my children?

I will need the name and contact information for all of your mental health providers, including the Cleveland Clinic. I will need you to sign authorization to review records from St. Vincent's and records from previous mental health providers at the Cleveland Clinic.

With Regards,

Easton

Easton Horner <williamehorner@gmail.com>
To: Melissa Seagro <mseagro@cuyahogacounty.us>

Mon, Apr 5, 2021 at 9:20 AM

Ms. Seagro,

Thank you for taking the time to provide your response and clarify your role. It is good to know this is a "forensic" process subject to a set of "best interest standards" and not a subjective system biased against fathers. So that I may know what bar I am being measured against, may I please have a copy of the best interest standards?

Second, I do not understand what you mean by saying you have not been made aware of breaches of HIPPA [REDACTED] Madam, you asked the Plaintiff a direct question about this in our last session to which she admitted to. You specifically asked, "Well how do you know he isn't following his doctor's recommendations?" To which Allison said, "Because I've been monitoring his text messages." Respectfully Ms. Seagro, you have been made aware of this HIPPA breach.

I cannot help but notice how you just breezed by the fact Allison has been peeping in on my sexual communications with my new girlfriend [REDACTED]. What I do not understand is why you are ignoring these facts in your forensic evaluation. [REDACTED], and must certainly track against the best interest standards. [REDACTED]

I also do not understand what you mean by saying you have not been made aware of the records expungement. Madam, I have made you aware of this expungement several times. If you do not believe me, then you need to contact the Probate Court, Psychiatric Department, and confirm it yourself with Heather. These records have been expunged and you have been made aware of this.

Regarding the probate order recovered from the Police department, I do not know how you can use the term forensic while at the same time stating the signatures and timestamps on this document are intact. Respectfully madam, either your definition of "forensic" or "intact" is faulty. This is clearly a forgery based on the following criteria.

1. Pg. 3 of the order is a hospital document and has a timestamp which occurs ten minutes before the probate order itself was signed. In your expert forensic evaluation capacity, exactly how does this Marty McFly, Back to the Future, time travel process work?
2. Pg. 3 has "hospital copy" marked in handwriting which I witnessed the nurse write on the page once I was already at St. Vincent's. How were the police able to detain me on the order in the first place before I was at the hospital? This must be a Dr. Who, Tardis, time travel process. I am less familiar with these; can you please explain how this is possible?
3. Pg. 3 is missing the magistrate signature. Again, what do you mean by all signatures seem intact?
4. Pg. 3 has a different deputy clerk signature (JCS) vs. the signature in the first two pages (JAB). How are these signatures intact?
5. Pg. 3 is clearly a photocopy which was part of a larger document indicated by the staple scar. The first two pages do not have this scar indicating these pages have been cobbled together from different sources. How does this qualify as intact?
6. Pgs. 1 and 2 are duplicates. Tell me, is it standard practice for the Probate Court to duplicate pages in their official police orders? What is the procedural reason for this duplication? Can you please provide additional examples of official police order duplications?
7. Why weren't the police able to produce the order when they took me into custody if the order was intact? I refer you to my submitted motion and affidavit attached.

Ms. Seagro, you state you need access to my St. Vincent's records. I will release these records to you once I get 1) satisfactory answers to these discrepancies and 2) I am provided a fresh copy of the probate order, Allison's affidavit submitted for the order, and the supporting documentation she provided to obtain it. Until then, there is no probate order and thus no St. Vincent's records. If this prevents you from doing your job, then as I indicated before, you need to take it up with the Probate Court. They are the ones destroying records, not me.

Under no circumstances with the Cleveland Clinic records be released for the reasons already provided.

Respectfully,

Easton

[Quoted text hidden]

Easton Horner <willamehorner@gmail.com>
To: Melissa Seagro <mseagro@cuyahogacounty.us>

Mon, Apr 12, 2021 at 11:30 AM

Good Morning Ms. Seagro,

I was a little surprised I did not hear back from you about the probate order discrepancies. As is being shown more and more, [REDACTED] I hope my standing up and defending myself against these [REDACTED] is not being taken as "non-cooperation" by FES or this Court. Also, did you receive your copy of my Mother's affidavit and exhibits?

In that same Section E, I would like to point out how Allison indicated that while I make \$7333.33/mo. in W-2 income, I somehow have no federal, state, or local income taxes deducted from my imaginary paycheck. That is a neat trick...I wonder how I do that? The most likely scenario is that I do not in fact have this magical tax capability and Allison is instead intentionally inflating the number to try and jack up my child support payments. [REDACTED]

One final note Ms. Seagro, I had my regular interval therapy session with Ms. Jane Joyce on Monday, April 5th, and Jane indicated she has not heard from you regarding follow up questions around my current progress nor has she even received confirmation that you have reviewed her submitted documents. As someone conducting a forensic investigation to determine parental rights and responsibilities moving forward, I find it very curious that you are so intent on obtaining disputed documents from eight months ago while showing little interest in current mental health condition and healing steps. Certainly, the later would be much more indicative of my parental rights and responsibilities than the former; which is why I have been so vigilantly attending these sessions. [REDACTED]

I have a pre-trial hearing on April 14th with the Judge where Your Honor indicated I would have to demonstrate "cooperation" with your office. My sessions with Jane as well as my submission of documents and explanation of discrepancies over the past two weeks all serve to demonstrate this cooperation Ms. Seagro. I look forward to hearing from your office with next steps in your investigation.

With Respects,

Easton

P.S. Mr. Marcus' next attempt to assassinate my character came from indicating I was fired from Step 2 for cause in the hearing with the Magistrate on Friday. [REDACTED] I refer you to that Court's transcript. You can find the mutual separation agreement under good terms with Step 2 attached. You will notice Step 2 even saw fit to pay me a basic severance for my loyal and dedicated service. This was after I had to rebuild my credibility with my

12/17/21, 10:17 AM

Gmail - DR20-382383 Horner WE cooperation with FES investigation...

employer because the Plaintiff had completely eroded it by having me involuntarily committed to St. Vincent's [REDACTED]

[Quoted text hidden]

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443K

Melissa Seagro <mseagro@cuyahogacounty.us>
To: Easton Horner <willamehorner@gmail.com>

Mon, Apr 12, 2021 at 11:50 AM

Good Morning,

As I stated, I will need authorization from you to receive records from all mental health providers including your treatment at the Cleveland Clinic and St. Vincent Charity. Without such documentation, I will not be able to move forward with the evaluation. I understand that you feel the historical mental health records are not pertinent; however, I disagree and they are relevant to my investigation.

So you are aware, forensic evaluations will not take into consideration financial matters before the court.

Should you provide the authorization, I will certainly move forward with the evaluation. At that time, I will speak with your current mental health provider and hear more about your concerns [REDACTED] (other than her admission that she has reviewed text message communication between you and other individuals).

Best,

[Quoted text hidden]

Easton Horner <willamehorner@gmail.com>
To: Melissa Seagro <mseagro@cuyahogacounty.us>

Tue, Apr 13, 2021 at 10:04 AM

Very Good Ms. Seagro,

I will notify Judge Jones at tomorrow's hearing that you are unable to complete your investigation because the Probate Court deleted the records. I'm sure Your Honor will have a solution.

And Ms. Seagro, I wasn't presenting a financial matter with the attached affidavit, I was presenting evidence of perjury. I believe you knew that Ms. Seagro.

Kindly,
Easton

[Quoted text hidden]



Easton Horner <willamehorner@gmail.com>

DR20 382383 HORNER v. HORNER

2 messages

Melissa Seagro <mseagro@cuyahogacounty.us>
To: Easton Horner <willamehorner@gmail.com>

Wed, Apr 21, 2021 at 1:48 PM

Good Afternoon,

I have received information from the courtroom indicating that you wish to voluntarily sign authorizations for the following:

1. St. Vincent Charity Hospital: Inpatient hospitalization records from August, 2020
2. Cleveland Clinic Foundation: Any and all mental health providers who rendered services

Please provide the name, address, and phone number for the provider(s) at the Cleveland Clinic Foundation. Once you have provided that information, I will complete a Release of Information (for both) and send to you via DocuSign. Prior to sending, I would like to briefly meet with you to review the releases of information and exactly what I am seeking from the sources.

Once I have gathered the information, I will schedule a set of meetings. Some will be individual and others will be joint with the other party. In addition to conducting the forensic evaluation, the judge had also ordered a substance abuse screening (for both parties). We had not gotten to that portion of the evaluation but we will in the next month or so, hence the additional scheduled meetings. The screening was ordered on the original order in October 2020. Please reference the order if you have questions.

Regards,

Melissa A. Seagro LISW-S

Director, Family Evaluation Services

Cuyahoga County Domestic Relations Court

1 W. Lakeside Avenue

Cleveland, Ohio 44113-1083

(P) 216-443-8805

(F) 216-443-2056

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12/17/21, 10:18 AM

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Easton Horner <willamehomer@gmail.com>
To: Melissa Seagro <mseagro@cuyahogacounty.us>

Thu, Apr 22, 2021 at 8:56 AM

Ms. Seagro,

As I've indicated, the St. Vincent's medical records will be released once I get non-contaminated copies of the probate order and supporting documentation from the Probate Court along with an explanation of timestamp, signature, and other chain of custody discrepancies I've pointed out. They will not be released before this as they've been expunged and can't be used against me.

The Cleveland Clinic records will not be released ever due to the contamination of them being generated by one [REDACTED] whom I fired for malpractice [REDACTED]

Kind Regards,
Easton

[Quoted text hidden]

Your Honor,

There is an old law adage: If the facts are on your side, pound the facts. If the law is on your side, pound the law. If neither are on your side pound the table.

Now Your Honor, I am not a licensed member of the Bar, so I am not qualified to pound the law. I respectfully defer to your expert judgement in that area. But as Mr. Marcus was so kind to point out in our formal hearing last Friday with the Magistrate, I am a certified data scientist with a specialty in cybersecurity and digital forensics. On that criteria, I feel qualified to pound the facts.

[REDACTED]

Next Your Honor, I refer your attention to Section E, Available Monthly Income, of the Plaintiff's financial affidavit sworn to on Oct. 16th, 2020. The Plaintiff swore I was earning \$88K/year in W-2 salary income while being employed at Step 2 LLC. [REDACTED]

Your Honor, [REDACTED] It is an obvious attempt to inflate the child support/alimony payments the Plaintiff is seeking so aggressively with this Court.

Your Honor, based on the face of this evidence this financial affidavit is a [REDACTED] document sworn to by the Plaintiff and notarized by her own council, Mr. Marcus. This [REDACTED] document was then presented to a benched magistrate in support of a formal transcribed hearing. I hereby respectfully request Your Honor hold Plaintiff in contempt [REDACTED] and have her produce an updated and correct financial affidavit to mirror the one I have been ordered to produce.

[REDACTED]

[REDACTED]

I am a cybersecurity analyst and professional hacker Your Honor. I was given these skills at the United States Air Force Academy as one of the nation's top military intelligence officer recruits in the rising class of 2005. I am trained to sense and hunt digital predators and have honed a keen instinct for digital foul play over a career in this capacity. Between August and December of 2020, the police were consistently being sent after me based on information the Plaintiff had [REDACTED] taken from my cell phone. This "overbearing presence" is demonstrated plainly in the contaminated police detention order obtained by the Westlake Police Department to have me involuntarily committed to St. Vincent's.

Your Honor, the Plaintiff's [REDACTED] behavior had everything to do with my mental state during that incident. With Respects Madam Judge, when the answer to the paranoia question, "Do you feel as though you are being followed?" is

Exhibit 0

yes and you are in fact being followed, you are not paranoid Ma'am, you are prescient. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

In my professional capacity, I have been in contact with the Director of Operations at Republic Wireless who is in turn consulting with the company's In house council on the best way to resolve the zero day security vulnerability [REDACTED] [REDACTED]. FCC, national security, HIPPA privacy, two device authentications for financial institutions, attorney/client communications [REDACTED]
[REDACTED]

Finally Your Honor, let's talk about the children. Per your instructions, I have followed up with Ms. Seagro who indicates she is not able to move forward with her investigation because the Probate Order records have been expunged by the Cuyahoga County Probate Court. I have asked forensic based questions about case evidence in good faith which Ms. Seagro simply ignores. I have met regularly with a mental health expert to facilitate Ms. Seagro's investigation into my mental health. She has not reached out to or even acknowledged receipt of the supporting documents provided by this individual. Instead, Ms. Seagro labels me, "uncooperative."

Your Honor [REDACTED]

[REDACTED] Ms. Seagro's not being able to do her job because the Probate Court expunged the records should not prevent me from seeing my children. I was not the one who destroyed this evidence.

Your Honor, since taking over my case I have not only presented significant evidence to indicate I am a fit Father [REDACTED]
[REDACTED]

Enough is enough...when do I get to see my Kids? If we cannot start discussing a path forward to visitation then we have nothing left to discuss. The Plaintiff is insane if she thinks she is going to extort me for cash after she has taken my children from me and thrown me out of the House with no possessions robbed of all credibility for employment [REDACTED] [REDACTED]. I have my \$225/mo. number from Magistrate Edwards. If the children need more support than that, they can always find it at 2551 Indian Trail or any of my future addresses. When do I get my divorce so I can move on with my life Your Honor? I can circle back around for the Kids with the Federal Prosecutors later.

So there you have it Your Honor, I have vigorously pounded the facts. I yield the floor to Mr. Marcus so he can weakly pound the table with some procedural argument that puts forth form is more important than substance. I then respectfully ask Your Honor to pound the Law.

Oh...and one more thing Your Honor. I still have not received the supporting tax documents you ordered given to me. Where do we stand on the amended 2019 tax return? I'd like to file my 2020 individual taxes.

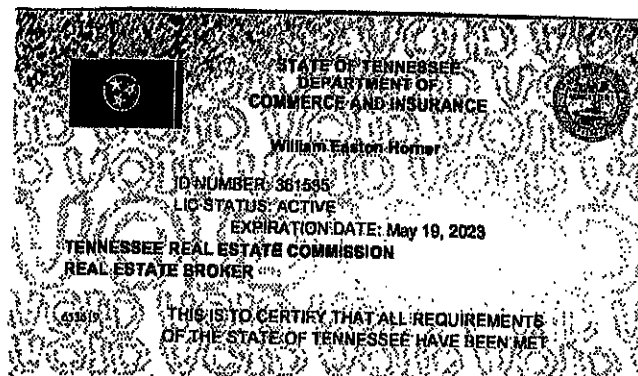
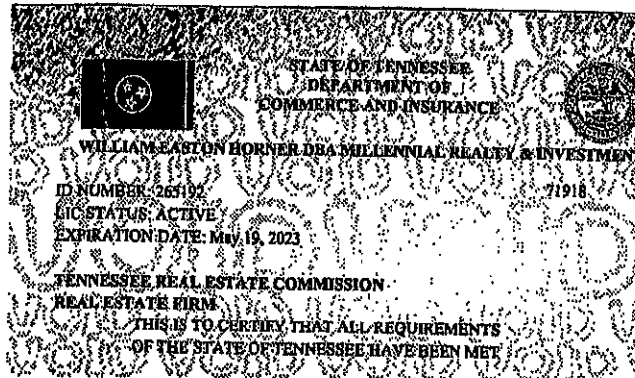


Exhibit P

2021 MRI Technology Improvement Review

Easton Horner, CTO

December 14th, 2021

Exhibit R

Executive Summary:

2021 technical objectives were focused on building an email marketing engine/brokerage website digital infrastructure for the real estate brokerage firm. Success was defined as building a system that gives MRI a lower cost of marketing sale than any of our brokerage competitors that also can automatically report this competitive advantage to leadership. This project was a ground up build on a basic website hosting Unix box.

The years technology development was focused on three major pillars:

1. The development of an email marketing engine along with a sufficient email database to achieve critical email marketing mass.
2. The development of a public facing website MRI can be proud of to capitalize on the marketing dollars and drive sales production. (www.millennialbrokers.tech).
3. The ability to auto generate live email marketing data for the brokers so they can see how they are performing. In other words, an agent specific, real time auto-reporting dashboard and/or functionality.

All three objectives were completed. In 2021, ARIEA sent over 476K emails for the Firm and generated over 2580 unique website visits and impressions. At the \$6000 invested in the platform, the company realized a cost per impression of \$2.32/impression. Given these 2580 impressions are customer/client driven (the customer visited us) This represents a highly competitive cost of marketing sale advantage.

Further, the highest cost for the platform was realized during its initial build out. Now that the digital infrastructure is built and methods/procedures established the email engine is expected to scale rapidly. Planned scale up is to double the engine's capacity by the end of 2022. By then, MRI should have a lower cost of marketing sale than any other real estate brokerage in our markets. All driven through email which has been identified by the digital marketing industry as the single greatest digital medium to reach, attract, and retain customers and clients (ahead of social media, PPC ads, and YouTube content marketing.)

Further, residual incomes streams are beginning to take shape through outsourcing of the developed technology to related industries such as insurance. These income streams are expected to mature in 2022 into solid technology income streams for the Firm.

In summary, 2021 was a resounding success and all technology development objectives were accomplished.

Results and Data:

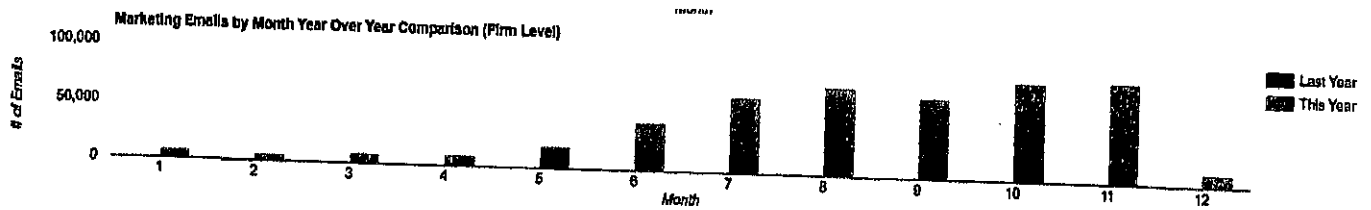


Fig. 1: Scale up of the email marketing engine. Graph was generated through MRIs online dashboard and is agent dependent. In other words, each agent sees their own scores in real time. The above line is the administrator firm level view.

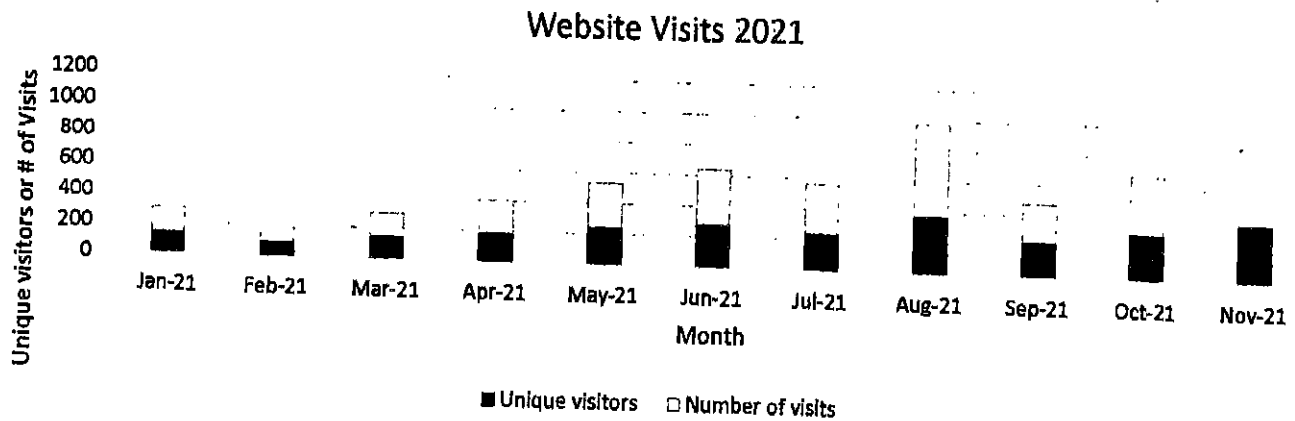


Fig. 2: Scale up of MRI website traffic over 2021. Notice website growth mirrors email engine scale up adjusted for the annual cycle of real estate sales.



ServSafe® Alcohol Online Course Record of Training

Student Name: Horner, William

Course Start Date: 9/4/2021 - 11:37:32 am

Course Duration: 00:00:00

Course End Date: 9/4/2021 - 2:31:23 pm

Congratulations on completing the ServSafe® Alcohol Online Course.

You are now eligible* to take the ServSafe Alcohol Exam.

To access the exam go to the end of course and click "Start Assessment."

* Check with your local control board for additional requirements.

Thank you for choosing ServSafe.

Exhibit 5

National Restaurant Association
233 S. Wacker Drive, Suite 3600
Chicago, IL 60606-6383
800.765.2122 In the Chicago area 312.715.1010

1 A. Yes.

2 Q. Did you participate in that?

3 A. Yes, I did.

4 Q. Did Mr. Horner participate?

5 A. No.

6 Q. And was it about the time that he announced
7 his refusal to participate in the FES,
8 that he also told us on video that he
9 no longer wanted to participate in any
10 visitation with the children by Zoom or
11 otherwise?

12 A. Correct.

13 Q. Has he had any contact or communication
14 with your children in the last six months?

15 A. No.

16 Q. Do you believe, as we sit here today,
17 that it is in the best interests of your
18 children that Father be denied any
19 visitation?

20 A. I believe it is, yes.

21 Q. And that's based upon his ongoing mental
22 health and substance abuse issues?

23 A. Yes.

24 Q. As well as the observations of -- that you
25 have witnessed of his inability to properly

Exhibit T