

DR20382383

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FILED

DEC 21 AM 10:23

CLERK OF COURTS
CUYAHOGA COUNTY

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

ORIGINAL
COURT USE ONLY

DEC 27 2021

CUYAHOGA COUNTY
CLERK OF COURTS

ALLISON HORNER

Plaintiff

-vs-

WILLIAM HORNER

Defendant

CASE NO. DR 20 382383

JUDGE TONYA R. JONES

DEFENDANT'S MOTION TO INCLUDE EVIDENCE
IN PREPARED COURT RECORDS AND
TRANSCRIPTS (DEFENDANT'S PHYSICAL
FITNESS)

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

1. That since vacating the marital residence, Defendant has lost 57lbs. His current weight as of this motion is 208lbs down from a starting weight of 265lbs. Defendant has lost 4" from his waist and is now in a 36x34 jean down from 40x34. (Exhibit A)
2. In anticipation of Your Honor's requirement to prove physical fitness Defendant has undertaken a unique push-up regime. His goal was by Christmas 2021 to be able to do at least as many push-ups as it has been days since he has seen his children. Aug. 14th, 2020 - December 25th, 2021 make exactly 498 days. Defendant rounded up to 500, with the extra two being symbolized by the children.
3. On December 14th, 2021 Defendant reached the 500 goal in 20 sets of 25 reps. The entire exercise was done in approximately one hour. Exhibit B is a photo of the exercise tally sheet.

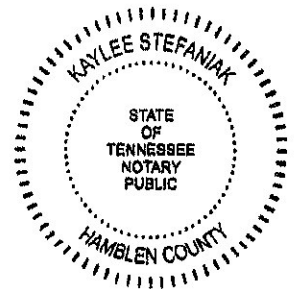
4. A physical photo of Defendant is included and humbly submitted in Exhibit C to document physical biological evidence to the numbers stated. This photo was taken after completing the 500 push-up exercise.

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: 12/14/2021

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



Notary Public

Commission expires 05-26-2025

Kaylee Stefaniak Date: 12/14/21

Kaylee Stefaniak (Name)

DEFENDANT AFFIDAVIT

I, William Easton Horner, swear to the above stated facts, numbers, goals, and accomplishments as being true and correct under penalty of perjury. All evidence submitted in support of these claims are true duplicate copies taken as photographic evidence.

Respectfully Submitted

William E. Horner

Date: 12/14/2021

William E. Horner

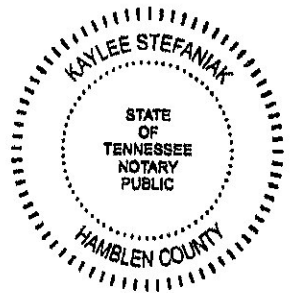
2899 Blue Ridge Drive

Morristown, TN 37814

(865) 322-9331

williamehorner@gmail.com

Defendant in His Sole Capacity



Notary Public

Commission Expires 05-26-2025

Kaylee Stefaniak

Date: 12-14-2021

Kaylee Stefaniak (Name)

CERTIFICATE OF SERVICE

A copy of the foregoing **DEFENDANT'S MOTION TO INCLUDE EVIDENCE IN PREPARED COURT RECORDS AND TRANSCRIPTS (DEFENDANT'S PHYSICAL FITNESS)** was served upon Robert A. Marcis, Attorney for Plaintiff, via email at rmarcis@marcislaw.com on this 14th day of December 2021.

Index of Exhibits	
Exhibit A	Photo of scale taking Defendant's weight at time of photos.
Exhibit B	Official dated exercise tally sheet.
Exhibit C	Photo of Defendant to provide biological evidence of supported claims. (humbly submitted)

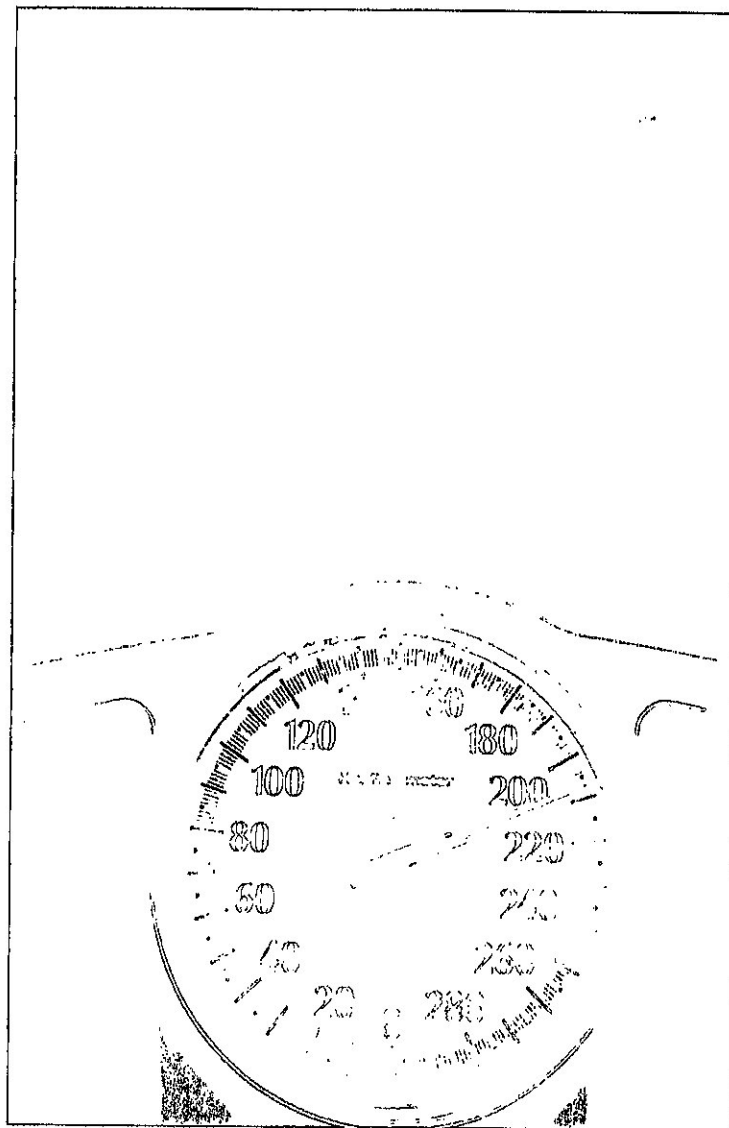


Exhibit A.

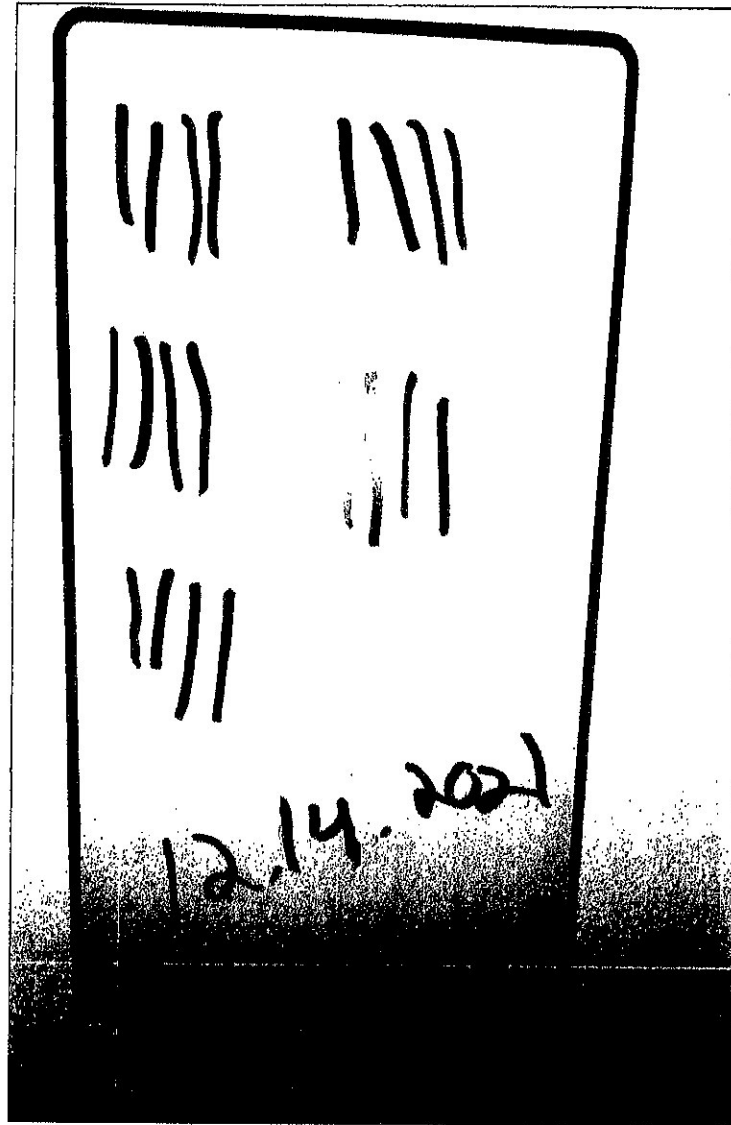


Exhibit B

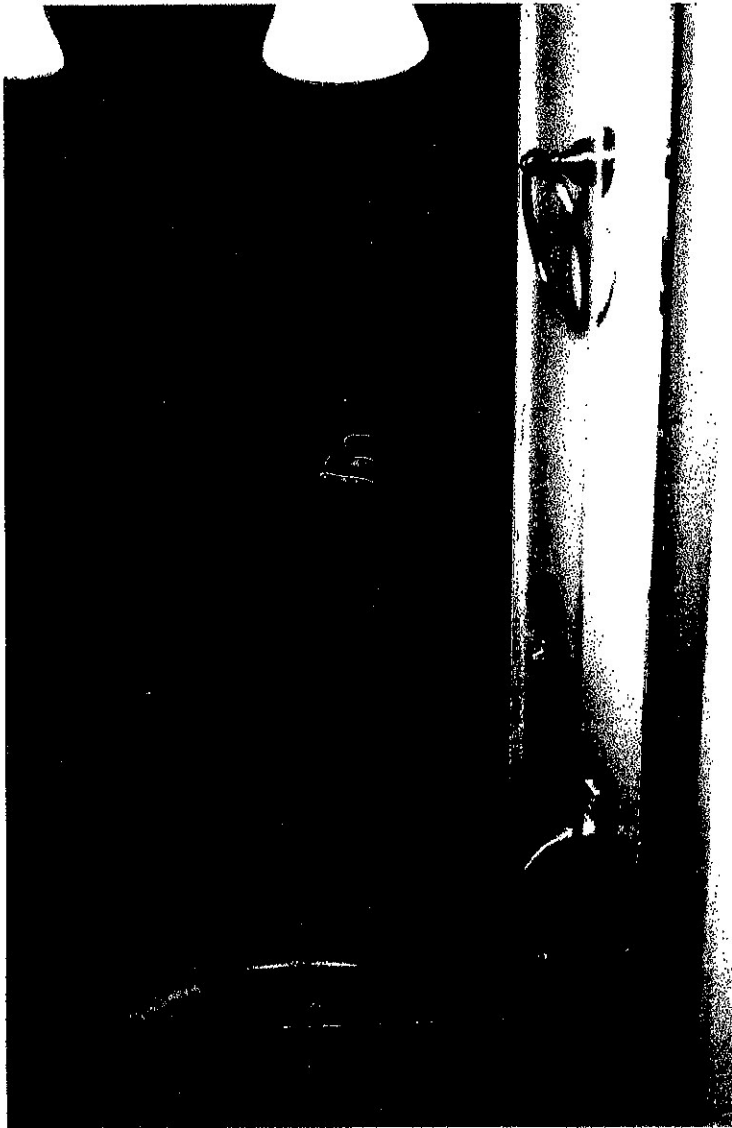


Exhibit C