

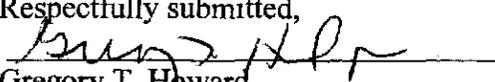
IN THE SUPREME COURT OF OHIO

STATE OF OHIO, ex rel., : Case No. 03-1572  
 GREGORY T. HOWARD : Trial Court Case No. 97AP-860  
 :  
 Appellant, :  
 :  
 -vs- :  
 :  
 SEAWAY FOOD TOWN, INC., et al., :  
 :  
 Appellees.

\*\*\*\*\*  
 APPLICATION FOR LEAVE TO FILE A COMPLAINT FOR CONVERSION &  
*Bad Faith* AGAINST ATTORNEY THOMAS A. DIXON, *INSTANTER*  
 \*\*\*\*\*

On or between February of 2006 and October of 2006, Appellee Thomas A. Dixon, Esq., counsel for the Appellee Spartan Store, LLC., Converted to his own use payments entrusted to its care in the sum of \$450.00 as and for court-ordered attorney fees to Appellee Seaway Food Town, Inc., or the property/money of Appellee Seaway Food Town, Inc. As evidenced, in the Appellant's Application for Leave to file Motion for Dismiss and Request for Appropriate Sanctions, *instanter* filed herein.

Accordingly, Gregory T. Howard respectfully requests that this Court permit him to file *instanter* the attached Complaint for conversion against Attorney Thomas A. Dixon.

Respectfully submitted,  
  
 Gregory T. Howard  
 P.O. Box 3096  
 Toledo, Ohio 43607-0096  
 Telephone: (419) 241-9051

Plaintiff- Appellant, Pro-se

**FILED**  
 OCT 30 2006  
 MARCIA J MENGEL, CLERK  
 SUPREME COURT OF OHIO

PROOF OF SERVICE

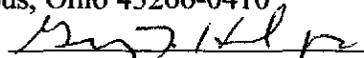
This is to certify that a copy of the foregoing of Gregory T. Howard was sent via ordinary U.S. Mail this 26<sup>th</sup> day of October, 2006 to:

Eastman & Smith, Ltd.  
C/O Thomas A. Dixon, Esq.  
One Seagate, 24<sup>th</sup> Floor  
Toledo, Ohio 43699-0032

Governor Bob Taft  
77 High Street, 30<sup>th</sup> Floor  
Columbus, Ohio 43215-6117

Ohio Attorney General Office  
Shawn M. Wollan, Esq.  
150 East Gay Street, 22<sup>nd</sup> Floor  
Columbus, Ohio 43215

The Ohio Attorney General Chief of  
Chief Counsel Staff  
State Office Tower  
30 East Broad Street, 17<sup>th</sup> Floor  
Columbus, Ohio 43266-0410

  
Gregory T. Howard  
Appellant-Claimant, pro-se

IN THE SUPREME COURT OF OHIO

GREGORY T. HOWARD : Case No.  
P.O. Box 3096 : Trial Court Case No. 97AP-860  
Toledo, Ohio 43607-0096 : Supreme Court Case No. 2003-1572

Appellant-Plaintiff, :  
-vs- : ORIGINAL ACTION FOR  
: CONVERSION AND BAD FAITH

THOMAS A. DIXON, ESQ.,  
EASTMAN & SMITH, LTD.  
One Seagate, 24<sup>th</sup> Floor  
P.O. Box 10032  
Toledo, Ohio 43699-0032

Appellees-Defendants.

\*\*\*\*\*  
COMPLAINT FOR CONVERSION AND BAD FAITH AGAINST ATTORNEY  
THOMAS A. DIXON, *INSTANTER*  
\*\*\*\*\*

1. Pursuant to Supreme Court Practice Rule X, Section 4 and Article IV, Section 2 of the Ohio Constitution this Court has original jurisdiction over the subject matter of this original action.

2. On or between February of 2006 and October of 2006, Appellee Thomas A. Dixon, Esq., counsel for the Appellee Spartan Store, LLC., acted in bad faith and Converted to his own use payments entrusted to his care in the sum of \$450.00 as and for court-ordered attorney fees to Appellee Seaway Food Town, Inc., or the property/money of Appellee Seaway Food Town, Inc. As evidenced, in the Appellant's Application for

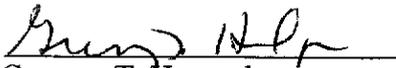
Leave to file Motion for Dismiss and Request for Appropriate Sanctions, *instanter* filed in Supreme Court Case No. 2003-1572.

3. Plaintiff asserts that the documentary evidence of the payments made to the Defendant by Plaintiff herein in Supreme Court Case No. 2003-1572, supports his need for filing the instant lawsuit against the Defendant. Plaintiff further asserts that he is without the necessary funds to pay the costs of this action because he is indigent.

**WHEREFORE**, Plaintiff demands judgment against defendant in the sum of Four Hundred Fifty Dollars (\$450.00), lawful interests, and costs; grant the Plaintiff any and all other relief that might be appropriate.

Dated: 10/26/2006

Respectfully submitted,

  
Gregory T. Howard  
P.O. Box 3096  
Toledo, Ohio 43607-0096  
(419) 450-3408

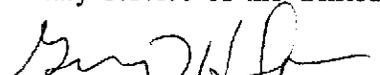
Plaintiff-Pro-se

STATE OF OHIO

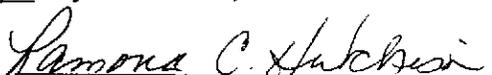
SS:

COUNTY OF LUCAS

Gregory T. Howard, being duly sworn, according to law, deposes and says that he is the Plaintiff, pro-se herein, and duly authorized in the premises; that he has read the foregoing Application for leave to Proceed and Complaint, and that the facts stated, and allegations contained therein are true as he verily believes; he further deposes and says that the Defendant(s) herein is not in any branch of the military service of the United States.

  
Gregory T. Howard, Pro-se

Sworn to and subscribed before me this 26 day of October, 2006.

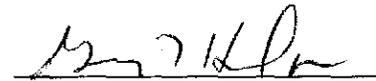
  
Notary Public, Lucas County, Ohio

**RAMONA C. HUTCHISON**  
Notary Public, State of Ohio  
My Commission Expires March 02, 2007

**PRAECIPE**

**To the Clerk:**

Please issue summons directed for service by certified mail, regular mail upon the Defendant herein at One Seagate, 24<sup>th</sup> Floor, P.O. Box 10032, Toledo, Ohio 43699-0032, returnable according to law.



Gregory T. Howard  
Plaintiff-Claimant, pro-se