

IN THE SUPREME COURT OF OHIO

PRASAD BIKKANI )  
 )  
 Plaintiff-Appellant, ) CASE NO. 2006-2073  
 )  
 v. )  
 ) (Seeking Appeal from Eighth  
 ROTAN E. LEE, ESQ., et al. ) District Court of Appeals -  
 ) Case No. CA-06-088650)  
 Defendants-Appellees )  
 )  
 )

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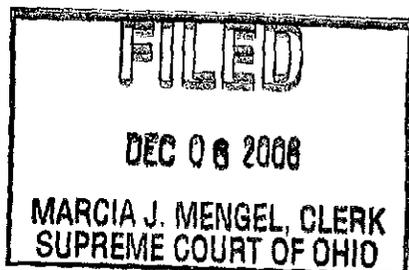
MOTION OF MATTHEW T. FITZSIMMONS, ESQ. TO REMOVE HIM AS A  
PERSONALLY NAMED DEFENDANT-APPELLEE

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Plaintiff-Appellant

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Counsel for Defendants-Appellees  
NorthEast Ohio Neighborhood Health  
Services, Inc. and Total Health  
Care Plan, Inc.

Matthew T. Fitzsimmons is, and has been since pro se plaintiff-appellant Prasad Bikkani initiated this case at the trial court, counsel of record for NorthEast Ohio Neighborhood Health Services, Inc. ("NEON") and Total Health Care Plan, Inc. ("THCP"), two of the named defendants-appellees. Mr. Fitzsimmons was not a party (i.e., a named defendant) in the trial or appellate proceedings.

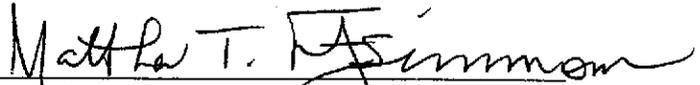
When the appellant filed the Notice of Appeal at the Supreme Court, he added Mr. Fitzsimmons as an individually named defendant-appellee. Mr. Fitzsimmons' name now appears as a defendant-appellee on the Supreme Court of Ohio's docket for this case.

Pro se appellant cannot add names of people as individual parties beginning at the Supreme Court level. Mr. Fitzsimmons is not a party in this case and, therefore, his name should not appear in any court records (electronic or otherwise) as a personally named defendant-appellee.

Accordingly, Mr. Fitzsimmons urges the Court to remove from its records, in particular its electronic computerized records/docket, any reference to him as a personally named defendant-appellee in this case.

Respectfully submitted,

NICOLA, GUDBRANSON & COOPER, LLC



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CERTIFICATE OF SERVICE

A copy of the foregoing Motion of Matthew T. Fitzsimmons, Esq. to Remove Him as a Personally Named Defendant-Appellee was sent by regular U.S. mail, postage prepaid, this 5<sup>th</sup> day of December 2006 to the following:

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