

IN THE SUPREME COURT OF OHIO

09-0518

Maurice Rhoades,

Appellant,

v.

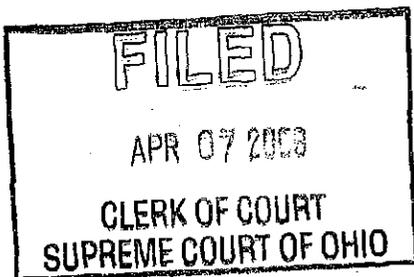
Akil Hameed,

Appellee.

On Appeal from the Cuyahoga  
County Court of Appeals,  
Eighth Appellate District

Court of Appeals  
Case No. 92580

MOTION TO STAY ACTION,  
PENDING ,OF, APPEAL, OF  
OF APPELLANT, MAURICE  
RHOADES.



Appellant pro se, respectfully, moves, this high court. Pursuant to, Rules of Practice, of the Supreme Court, of Ohio, Rule XIV. General Provisions. Section 4(C). For an emergency relief Order. Staying, further, proceedings, in this case, and bases, this motion, on the following grounds:

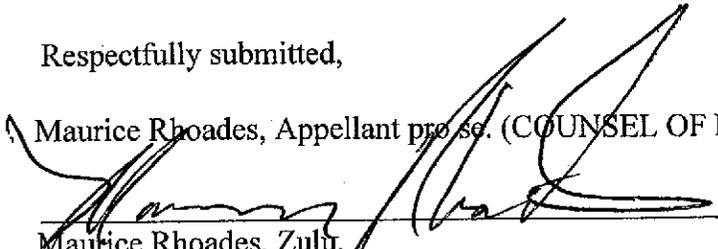
1. Appellant pro se, having filed, an Ohio Supreme Court appeal, with respect, to the judgment, for possession, taken by appellee, in the present cause. Thus, by reason, of the pendency, of Ohio Supreme Court appellate case no. 09-0518. It is improper, and contrary, to the comity, of this high court. To allow the inferior court, to continue, assuming, jurisdiction, and concurrently, and erroneously, adjudicate, the same subject matter, or, case. Ulteriorly, the interests of justice, warrants immediate consideration, and jurisdiction, by the Ohio Supreme Court. Wherefore, Defendant pro se, prays, that the Ohio Supreme Court, grant. An, Order,

staying, further, proceedings, in the trial court. Pertaining, to this present cause. Until, the high court considers, determines, and adjudicates, Defendant pro se, proffered appellate issues, and appellate questions, of Ohio constitutional law.

This motion is based, upon, this notice. Still, upon, the trial court complaint, of appellee, on file, in this present cause. Also, upon, the December 31, 2008, visiting, judge, G. Sweeny's Order, and judgment entry. Which, stays, further, proceedings, in this case. Pending disposition, of appellant pro se, appeal. Plus, said Order, stays appellant pro se, monies, on deposit, with the clerk, of Cleveland, Ohio, municipal court. Specifically, appellant pro se, deposited, rent monies, of (\$1260. 00), are to remain, in place. Pending disposition, of this appeals case. Pursuant to, trial court case no. 08-CVG-27400. Finally, said December 31, 2008, visiting, judge, G. Sweeny's Order, and judgment entry. Cancels the trial court's scheduled, pretrial conference, of January 21, 2009. (See hereto attached exhibit's A, and B).

In conclusion, appellant pro se, humbly, moves, this high court. For an order, Granting a stay, of the trial court's, docketed May 20, 2009, scheduled, hearing. In which, the trial court, plans, to dispose, of this present cause. Thus, stopping, the scheduled trial, at 1: 30, p. m., in the trial court. Until, jurisdiction has been, considered, and determined, by this, Ohio Supreme Court.

Respectfully submitted,

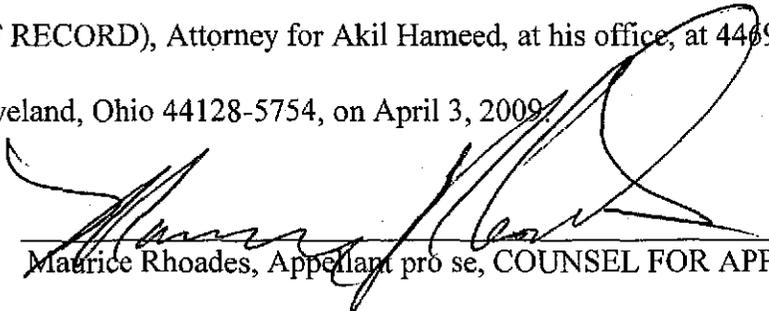
  
Maurice Rhoades, Appellant pro se. (COUNSEL OF RECORD)

Maurice Rhoades, Zulu.

Maurice Rhoades, Appellant pro se. (COUNSEL OF RECORD)  
2837 East 125th. Street  
Cleveland, Ohio 44120

Certificate of service

I certify that a copy of this motion to stay action, pending, of, appeal, of appellant pro se, Maurice Rhoades, was sent, by ordinary U. S. mail, to counsel, for appellee, Mark S. Frank (0015606), (COUNCIL OF RECORD), Attorney for Akil Hameed, at his office, at 4469 Renaissance Parkway, Cleveland, Ohio 44128-5754, on April 3, 2009.



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Maurice Rhoades, Appellant pro se, COUNSEL FOR APPELLANT

Maurice Rhoades, Appellant pro se. (COUNSEL OF RECORD)  
2837 East 125th. Street  
Cleveland, Ohio 44120



EXHIBIT B

CLEVELAND MUNICIPAL COURT  
HOUSING DIVISION  
CUYAHOGA COUNTY, OHIO

AKIL HAMEED	)	DATE: MARCH 19, 2009
	)	
Plaintiff	)	JUDGE RAYMOND L. PLANKA
	)	
-VS-	)	CASE NO.: 08-CVG-27400
	)	
MAURICE RHOADES	)	<u>JUDGMENT ENTRY</u>
	)	
Defendant	)	

Plaintiff's motion to advance case is granted. Remaining claims are set for trial  
May 20, 2009, 1:30 PM, 13<sup>th</sup> floor of the Justice Center.

*Writing* J. Sweeney  
JUDGE RAYMOND L. PLANKA  
HOUSING DIVISION

SERVICE

A copy of the Judgment Entry was sent to the following by regular U.S. mail to  
parties or counsel March 23, 2009.

APV