

ORIGINAL

IN THE SUPREME COURT OF OHIO

CINCINNATI BAR ASSOCIATION, :
Relator : Case No. 2003-1109
v. :
: :
JONI ELIZABETH STATZER :
Respondent. :

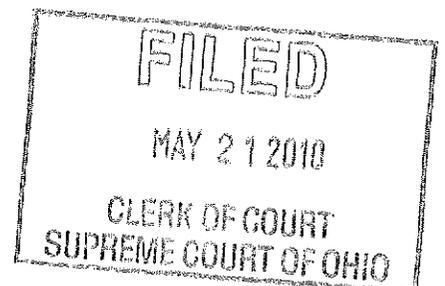
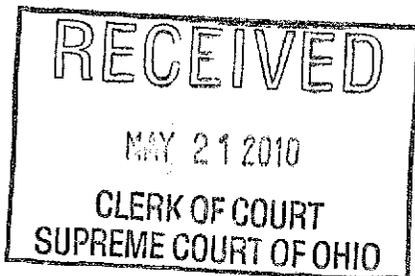
RELATOR'S MOTION TO STAY RESPONDENT'S PETITION FOR
REINSTATEMENT

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Counsel of Record for Relator

Joni E. Woodburn (#0067179)
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Respondent

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Co-Counsel for Relator



IN THE SUPREME COURT OF OHIO

| | | |
|----------------------------|---|--|
| In Re: | : | |
| | : | |
| Joni E. Statzer (#0067179) | : | Case # 03-1109 |
| | : | |
| RESPONDENT | : | |
| | : | |
| Cincinnati Bar Association | : | |
| | : | |
| RELATOR | : | RELATOR'S MOTION TO STAY RESPONDENT'S PETITION FOR REINSTATEMENT |

Relator, Cincinnati Bar Association, hereby moves the Court to stay Respondent's Petition for Reinstatement for the reasons set forth in the memorandum below. Relator requests that this motion be considered in conjunction with Respondent's Petition for Reinstatement.

Memorandum in Support

On December 31, 2003, Respondent was suspended for violating DR 1-102 (A) (4), which prohibits conduct involving dishonesty or fraud. While Respondent was under disciplinary investigation, a deposition was taken of her former legal assistant. At this deposition, Respondent presented a number of cassette tapes and implied they contained content that would impeach or embarrass the witness. In fact, the tapes were empty or the contents were unrelated to the deposition.

According to this Court's docket, on July 14, 2004, mail sent to Respondent was returned; her P.O. Box was closed, and the mail could not be forwarded. The docket also shows returned mail in October 2004.

On July 5, 2004, shortly before Respondent stopped receiving mail from this Court, a warrant was issued for her arrest. According to a Hamilton County Sherriff's detective who investigated, on or about June 15, 2004, Respondent obtained two Botox injections, one Restylane injection, and foil highlights from Identity Hair Salon & Spa. These services were valued at \$948.00. Respondent allegedly drove off without paying for the services. A criminal complaint was filed against her in the Hamilton County Municipal Court charging a violation of RC 2913.02, a felony of the fifth degree. See Exhibits A,B and C.

The arrest warrant that was issued on July 5, 2004, could not be executed because Respondent's location was unknown. Only upon receipt of Respondent's Petition for Reinstatement did Relator learn of her whereabouts. Respondent's address has been forwarded to the fugitive warrant section of the Hamilton County Sheriff's Office.

Wherefore, Relator requests that Respondent's Petition for Reinstatement be stayed pending Relator's disciplinary investigation of Respondent's misconduct.

Respectfully Submitted,

CINCINNATI BAR ASSOCIATION



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Relator's Motion for Order to Appear and Show Cause was mailed by first class U.S. mail, postage prepaid, to Joni E. Woodburn, Respondent, 14169 Locust Ln., Nampa , ID 45202, on this 20th day of May, 2010.



Edwin W. Patterson III (#0019701)

General Counsel

Cincinnati Bar Association

225 East Sixth St., 2nd Floor

Cincinnati, OH 45202

Phone (513) 699-1403

Fax (513) 381-0528

DOCUMENT NOT SCANNED
PURSUANT TO SUPERINTENDENCE
RULE 45

*STATE OF OHIO
/CITY OF CINCINNATI/

CASE NO. CO4CRB25133
DATE: 7-5-04

AFFIDAVIT
HAMILTON COUNTY MUNICIPAL COURT

JONI STATZER
4360 KILBY RD
CLEVELAND OH 45602

Before me personally came DET. Wm. RARRICK who, being duly sworn
according to law, states that on or about the 15th day of JUNE 2004
at 7800 MONTBOMBRY RD - CINTI, Ohio, JONI STATZER did ** KIDNAPING
(name of accused)
RECEIVE TWO BOTOX INJECTIONS, ONE RESTYLANE INJECTION & ONE FOIL HAIR
HYDRATE - VALUED AT \$ 948.00 W/O PAYING FOR THE SERVICES.

Location of offense IDENTITY HAIR SALON/SPA
7800 MONTBOMBRY RD.

Det. Wm Rarrick
Complainant/Witness
11021 Hamilton Ave Cinti Oh
Address 45731
2004

Sworn to before me, and subscribed in my presence this
5th day of July

[Signature]
Notary Public/Deputy Clerk



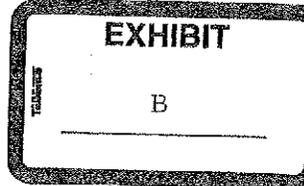
*Cross out one.
**State the offense you all
offense.

facts and evidence, that lead you to believe that he did in fact commit the

LIST BELOW NAME, ADDRESS AND TELEPHONE NUMBER OF WITNESSES IN ORDER OF THEIR IMPORTANCE

| Name | Address | Phone No. |
|------|---------|-----------|
| | | |
| | | |
| | | |

A TRUE COPY
SENSITIVE INFORMATION REDACTED
ATTEST: PATRICIA M. CLANCY
HAMILTON COUNTY CLERK OF COURTS
[Signature] DEPUTY CLERK



**COMPLAINT
HAMILTON COUNTY MUNICIPAL COURT**

STATE OF OHIO vs. Joni Statzer

LKA 4360 Kilby Rd.

Cleves, Oh 45002

Det. Wm. Rarrick, being first duly cautioned and sworn, deposes and says that

Joni Statzer, on or about the 15th day of June, 2004, in Hamilton County, State of Ohio,

did, with purpose to deprive Identity Hair Salon and Spa, the owner of property, to-wit Two Botox Injections, One Restylane Injection and One Foil Hair Highlight valued at \$948.00,

knowingly obtain control over said property or services without the consent of

the person authorized to give consent, contrary to and in violation of Section 2913.02 of the Revised

Code of Ohio, a felony of the fifth degree.

The complainant states that this complaint is based on My investigation along with the statements made by store employees.

Sworn to and subscribed before me this 5 day of July, 2004.

[Signature]
Notary Public/ Deputy Clerk/ Judge

Det. Wm. Rarrick
Complainant

Filed 7/5/04
GREGORY HARTMANN
(Clerk of Hamilton County Municipal Court)

11021 Hamilton Ave.

By [Signature]
Deputy Clerk

Cincinnati, Oh 45231



A TRUE COPY
SENSITIVE INFORMATION REDACTED
ATTEST PATRICIA M. CLANCY
HAMILTON COUNTY CLERK OF COURTS
DEPUTY CLERK
[Signature]

