

ORIGINAL

Supreme Court of Ohio
65 S. Front Street
Columbus, Ohio 43215-3431

OHIO STATE BAR ASSOCIATION

Case No. 2004-2150

Relator

v.

John Allen, et al.

Respondents

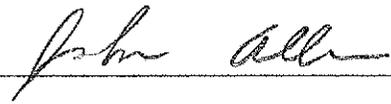
Demand/Motion to Dismiss

John Allen timely files this Demand/Motion pursuant to the attached Exhibit A.

Wherefore, John Allen demands that this Court dismiss this frivolous action.

All Rights Reserved,

Dated: May 24, 2010



John Allen

A true and correct copy of the foregoing has been served on the above date via First Class mail upon the following:

Jeffrey J. Fanger
600 Superior Ave. E.
Suite 1300
Cleveland, OH 44114

Eugene P. Whetzel
1700 Lake Shore Drive
Columbus, OH 43204

RECEIVED
MAY 25 2010
CLERK OF COURT
SUPREME COURT OF OHIO

FILED
MAY 25 2010
CLERK OF COURT
SUPREME COURT OF OHIO

Practice of law cannot be licensed by any state/State. It is an occupation of common right.

STATE OF OHIO

Attorney Oath of Office and the Bar Association

Every attorney must be admitted to practice by order of the Ohio Supreme Court and file an Oath of Office with the Secretary of State stating that upon admission shall take an oath to support the Constitution of the United States and the Constitution of the State of Ohio and to faithfully discharge the duties of an Attorney at Law to the best of one's knowledge and ability.

A certificate of the oath shall be endorsed upon licensure. There are no attorneys licensed in Ohio. All the attorneys that were asked could not produce a certificate to verify License. At best, an attorney can only produce a Bar membership card that is privately issued by the Bar Association and possibly a letter of acknowledgement from the State Supreme Court.

The Ohio State Bar Association was listed with the Ohio Secretary of State as a Registered Trade Name on October 23, 1984 (Registration Number RN80167). The expiration date is October 23, 2014.

The Ohio State Bar Foundation is a nonprofit corporation. (Corp number 222866). The Foundation was incorporated on April 23, 1951 with an "active" status which expires August 25, 2013.

The UNITED STATES SUPREME COURT stated a long time ago that "The practice of Law CAN NOT be licensed by any state/State." This was so stated in a case named *Schware v. Board of Examiners*, 353 U.S. 238, 239 United States Reports. Another case which bore this out was *Sims v. Aherns*, 271 S.W. 720 (1925).

In this case the opinion of the court was that "The practice of Law is an occupation of common right." A state supreme court may only issue a CERTIFICATE, not a license. A CERTIFICATE gives no power to anyone to practice Law as an OCCUPATION, nor to do BUSINESS as a LAW FIRM.

A state bar association, if one exists, is a "PROFESSIONAL ASSOCIATION." The "STATE BAR" card is NOT a LICENSE. The card is a "UNION DUES CARD" like the Actors Union, Painters Union, Electricians union etc. There is no association, not even DOCTORS, who issue licenses. All licenses are issued by the state or local municipal corporations.

Also, see Corpus Juris Secundum (CJS), Volume 7, Section 4, Attorney & client:

The attorney's first duty is to the courts and the public, not to the client, and wherever the duties to his client conflict with those he owes as an officer of the court in the administration of justice, the former must yield to the latter. Clients are also called "wards" of the court in regard to their relationship with their attorneys. After you have read the foregoing, ask your attorney to see a copy of "regarding Lawyer Discipline & other rules." Also Canons 1 through 9.

Exhibit A