

ORIGINAL

IN THE SUPREME COURT OF OHIO

State of Ohio ex rel. :
Mark-Timothy:Schafer sui juris :
Relator, :
v. :
Amy M. Galbraith, The Court of Appeals :
of the third appellate judicial :
district of Ohio Defiance county, :
Respondent. :

Case No. 10-0732

Regarding:
Court of Appeals Case No. 4-06-39
and
Prison commitment No. A529896.

MOTION FOR AN ORDER TO CORRECT CASE CAPTION

Mark-Timothy:Schafer sui juris (CREDITOR)
POB 1812 NCCI SCHAFFER 529896
Marion Ohio PTZ[43301]

CREDITOR, HAVING LIBERTY INTREST IN "MARK T. SCHAFFER"

Amy M. Galbraith
CLERK OF COURTS
THE COURT OF APPEALS OF THE THIRD APPELLATE JUDICIAL DISTRICT OF OHIO
DEFIANCE COUNTY.
221 CLINTON STREET
DEFIANCE, OHIO 43512

SERVANT, BEING SO OBLIGED

FILED
JUN 09 2010
CLERK OF COURT
SUPREME COURT OF OHIO

Now comes the Relator, Mark-Timothy:Schafer sui juris, and herein moves this court for an order clarifying the correct caption in this case.

Somehow, through mistake or inadvertence, there has been some confusion between the parties as to exactly how this case should be captioned.

It is this Relator's understanding that an action in Mandamus must be brought by the government, in this case the state of Ohio, and that my part as the interested private party is to relay the information for the action. To the best of my knowledge the caption should read as amended above.

Wherefore, Relator moves this court for an ORDER clarifying exactly how this case caption shall proceed, and to direct the Clerk to update the case information accordingly.

Mark-Timothy:Schafer
Mark-Timothy:Schafer sui juris ARR

CERTIFICATE OF SERVICE

I, Mark-Timothy:Schafer sui juris, do hereby certify that a copy of the foregoing Constructive Notice And Motion to Strike Responent's Presentment was served upon RUSSELL R. HERMAN at 500 Court street, suit C, Defiance Ohio 43512, and also upon Amy M. Galbraith Clerk of Courts the court of appeals of the Third appellate judicial district of Ohio, Defiance county, at 221 Clinton street, Defiance Ohio 43512, both on this 4th day of June in the year of our Lord 2010. Mail Box rule applies pursuant to the appropriate authority.

Mark-Timothy:Schafer
Mark-Timothy:Schafer sui juris ARR

The Supreme Court of Ohio

CASE INFORMATION

GENERAL INFORMATION

*Accepted for Value (zero)
6-2-2010*

Case: **GEN-2010-0732** Original Action in Mandamus

Filed: 04/27/2010

Case is open

~~Mark-Timothy Schafer~~ *sui Juris*
~~Mark-Timothy Schafer~~ *State of Ohio ex rel,*
v. Amy M. Galbraith ~~Mark-Timothy Schafer~~ *sui Juris*

PARTIES and ATTORNEYS

~~Mark-Timothy Schafer~~; Relator, Appearing ~~Pro Se~~ *sui Juris*

Amy M. Galbraith; Respondent

Represented by: Russell Herman, Counsel of Record

Represented by: Morris Murray

DOCKET ITEMS

- 04/27/10 Complaint in mandamus of Mark-Timothy: Schafer
Filed by: Mark-Timothy:Schafer
- 04/27/10 And affidavit of indigency
Filed by: Mark-Timothy:Schafer
- 04/28/10 Summons & complaint issued to respondent(s)
- 04/28/10 Proof of mailing to Amy M. Galbraith; postage \$6.49
- 05/03/10 Return receipt/service of summons & complaint; Amy M. Galbraith served (no date)
- 05/19/10 Motion to dismiss
Filed by: Amy M. Galbraith
- 05/27/10 Motion to strike motion to dismiss *and constructive Notice*
Filed by: Mark-Timothy:Schafer

- Take Notice that I, Mark-Timothy: Schafer sui Juris, do not stipulate to the misrepresentation of my name and form of address. Please take note of corrections.

****** End of case information ******

- Take Notice that I, Mark-Timothy: Schafer sui Juris, do not stipulate to the assertion that I am appearing "Pro Se". Please take note of corrections.

- Take special Notice that I, Mark-Timothy: Schafer sui Juris, am appearing sui Juris, of my own right.

- Take special Notice that I, Mark-Timothy: Schafer sui Juris, am not MARK T. SCHAFFER or MARK TIMOTHY SCHAFFER, and that they are fictional entities fabricated to commit fraud against me,