

IN THE SUPREME COURT OF OHIO

LISA G. HUFF, et al.	)	SUPREME CT. CASE NO. 10-0857
	)	On Appeal from the
Plaintiff-Appellees	)	Trumbull County Court
	)	of Appeals, Eleventh
v.	)	Judicial District
)	
FIRST ENERGY CORP., et al.	)	Court of Appeals
	)	Case No. 2009 T 00080
Defendant-Appellants)	
	)	Oral argument requested

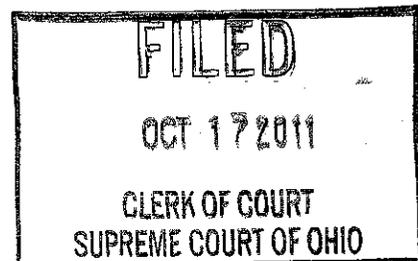
**APPELLEE REGGIE D. HUFF'S MOTION TO VACATE OPINION AS
 AUTHORED BY JUSTICE JUDITH LANZINGER AND FOR JUSTICE JUDITH
 LANZINGER TO VOLUNTARILY RECUSE PARTICIPATION AND TO
 RETURN CASE TO STATUS BEFORE THE EVENTS OF OCTOBER 2010**

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Comes now Plaintiff/Appellee Reggie D. Huff and makes notice of first appearance for the representation of the undersigned for the limited purpose delineated herein and to protect innocent parties and counsel as need may be established herein.

Plaintiff/Appellee Reggie D. Huff moves for the immediate vacation of this court's decision in this case of **October 5th 2011** and for the subsequent dismissal of this appeal as improvidently allowed, for cause.

By virtue of the canons of judicial conduct and the facts circumstances involving the **reelection campaign of Justice Judith Lanzinger, Justice Lanzinger is disqualified from participating in this case where in fact she not only participated but actually authored the decision.** The administration of this case, including conspicuously timed extraordinarily unusual events and simultaneous contradictory application of a prejudicial standard of review, etc, all that favored the Appellants exclusively, exudes an appearance of extreme bias, personal interest, judicial class, gender and party politics and retaliation as controlling rather than the specific facts and law relevant to this case. Some of the issues, including due process issues, are documented in counsel's motion for reconsideration and motion to withdraw from representing the undersigned contemporaneously filed and adopted by reference here as if fully rewritten. This motion is timely due to confusion as to Justice Lanzinger's participation in this case and other extraordinary facts.

CONTEXT

THE STATE OF THE OHIO JUDICIARY

The Feds have convicted three (3) sitting (at the time of their arrest) judges from Ohio of case fixing and/or related offenses in the last year or so. Two (2) of those judges out of Cuyahoga County were convicted in the last few months. In the process of these trials credible evidence was revealed that as many as ten (10) of the thirty four (34) judges in Cuyahoga County were under the case fixing control of one corrupt politician. Common

sense follows that most of the remaining twenty four (24) judges are either corrupt and under the control of some other politician(s) or are corruptible as well. We have learned from these trials that corruption at this level involves hard work, time and resources, sometimes taxpayer resources, to execute. Therefore, the number of judges implicated in this current FBI corruption probe may not be limited by a wall of impenetrable integrity as much as mere human limitations. Many more judges are under investigation and facing indictment for case fixing or for covering up the conduct of other judges and attorneys involved in corrupting the judicial system.

The State of Ohio currently may have the distinction as the most publicly exposed corrupt judiciary in the USA.

The Ohio Supreme Court could be to blame

The Ohio Supreme Court has been derelict over the years in its duty as the Supreme supervisor of the Ohio Courts and the judges and attorneys that work in them. The disqualification process is virtually meaningless and it is not just the undersigned that is saying this as many seasoned attorneys express this sentiment privately as well. In fact this entire mess before the court today would not exist had this court properly disqualified visiting judge **Thomas P. Curran** on any of the six (6) valid and meritorious petitions to disqualify him filed in 2008. Furthermore, the writ of mandamus process is disproportionately meaningless as it relates to judges as opposed to other government administrators.

And still further, the discipline process tends to focus on sole practitioners and is routinely used as a tool to punish and silence any public expression of legitimate concerns about judicial misconduct.

The overt practice of judicial class politics at the Supreme Court level has destroyed any meaningful sense of accountability for Ohio Judges to anyone which has led to absolute corruption through out the system.

NATIONAL IMPLICATIONS

As a swing state the State of Ohio could play a major role in the election of the leader of the free world. Any election irregularities or challenges will put this court under a national microscope. Attempting to cover up the issues raised in this motion will make the situation much worse then demonstrating true integrity by fixing this broken proceeding immediately.

JUSTICE JUDITH LANZINGER

The issue as to whether Justice Lanzinger should be involved in this case centers around charges of criminal misconduct against her opponent in last years election, **Mary Jane Trapp**, and a campaign to inform the public before the election. Enclosed as exhibit A is the initial attempt to formalize the criminal charges against **Mary Jane Trapp** supported by four (4) affidavits of three (3) law abiding and highly credible victims including two (2) doctors. These documents speak for themselves. An attempt was first made on August 21st 2010 to file these charges with the local DA's office and for obvious political reasons the DA's office did not want to deal with it and asked that they be taken somewhere, anywhere but there. The next stop was BCI where the documents were reviewed by a senior official and found to be credible and disturbing. We were then informed correctly that strict statutory limits on BCI's jurisdiction prevented opening up an actual investigation. Instead an offer of an unofficial referral to the FBI was made and the senior official put his own name behind it. ¹

The undersigned was not aware that **Mary Jane Trapp** was running for the Supreme Court until late in September 2010. Based on what was known about **Mary Jane Trapp**

¹ At that time we were not aware that Ohio Law (RC 2935.10) allowed us to formalize our charges through a filing with the municipal court along with a request for the arrest of **Mary Jane Trapp** and others.

at that time the possibility that she could ascend to our highest court or be considered a viable candidate for possible recess appointment was simply unacceptable. The decision to engage an information campaign against **Mary Jane Trapp** belongs to the undersigned alone and was motivated by sense of civic duty. It had nothing to do with party politics or strong support for Justice Judith Lanzinger who was not well known by the undersigned. Neither the main victim in this case, Lisa G. Huff, or her children or their counsel played any role in this campaign. David Betras was first informed on October 7th 2011.

Documents were created for the purpose of this campaign some of which are attached as Exhibits B, C & D. This campaign was under funded but was aggressive and was highlighted one week before the election by an appearance of the undersigned on a nationally syndicated radio program in which it was detailed that **Mary Jane Trapp** was being investigated by the FBI for her predominate role in attempting to cover up the falsification of court records and the mail fraud and many other criminal law violations involved. This in fact was true as Special Agents from the FBI were involved in field activities at that time directly prompted by these charges. ²

Not long after this information campaign began the undersigned began to worry about the implications of a suit (this suit) technically still pending before this Supreme Court. The concern was that any ruling in Apellee's favor, including the one that had already occurred, could be seen by the Appellants as payback for helping republicans maintain control of the Supreme Court even though politics was not a motivating factor at all. **Mary Jane Trapp's** campaign headquarters was called and as expected they were very upset and were blaming dirty republican tricksters working on behalf of the reelection of Justice Judith Lanzinger. It was then determined that the only proper thing to do was to produce a flyer that explained that politics was not involved and see to it that Justice Judith Lanzingers campaign got all of the information so she could properly recuse herself from any proceedings involving the undersigned. Justice Lanzingers campaign

² And may very well be still doing so.

office was called in early to mid October 2010 and a woman confirmed receipt of the information via FAX and that it had been passed on to Justice Lanzinger.

THIS WAS NOT AN ATTEMPT TO INFLUENCE THIS COURT EX-PARTE. The following facts apply:

#1. This court had already ruled in Appellee's favor on the discretionary jurisdiction issue.

#2. The only issue before the court was a reconsideration motion that typically had little to no chance for success. The undersigned studied Appellant's motion for reconsideration and was not at all concerned as it was essentially a re-argument of what already been rejected.

#3. The undersigned was informed by counsel that it appeared that Justice Lanzinger may have already removed herself from the case.

#4. It was well understood that any attempt to influence The Supreme Court ex-parte is highly improper conduct and would have far more downside risk than upside.

At this point in mid October 2010 the undersigned became deeply concerned that Justice Lanzinger may have been put into a position where she needed to rule against the Appellees in order to refute any bogus charge of payback for aggressive campaigning for her reelection. The best way to refute this charge was to be directly involved in destroying Appellee's multi-million dollar lawsuit even though the real victim in this case, Lisa G. Huff, had nothing to do with any of these unilateral actions. Therefore, with a personal interest firmly entrenched in this case the only proper course was to recuse and not discuss these matters with any other judge at least until this case was fully finalized.

Then on **October 27th 2010, less than one week before the election**, a bombshell was dropped and this Court reversed itself and improvidently granted jurisdiction a rare occurrence even when the Appellants show proper cause. However, counsel informed the undersigned that Justice Lanzinger did not participate in the decision or at least that he thought she did not do so. Subsequent to this Justice Lanzinger appeared at oral argument the day the case was submitted and then authored the opinion.

During oral argument Justice Lanzinger appeared very impressed that the author of the appellate decision reversed herself and wrote a dissenting opinion despite the fact that the dissenting opinion rested on the absolute dishonesty of Attorney Clifford Masch. The absolute falsity of the claim that it is undisputed that the tree posed no hazard to the power lines was highlighted in the record before the appeals court and this court over and over again. Counsel even sent a letter to opposing counsel warning them to not continue this misconduct in the Supreme Court. It was hoped that this Court would take note of this misconduct on its own and take proper action. The idea this court could actually reward this misconduct seemed a little far fetched with seven judges and all their staff reviewing this case. However, in desperation both Attorney Clifford Masch and John Dellick adopted the strategy at oral argument that this outright falsehood was a “finding” by the court of appeals that required a separate appeal to fix, in other words Appellees were suck with the lie as if fact. Of course on its face this is all wrong as the appeals court is not a fact finder and this dicta was never material to any final judgment meaning no court is bound by it, it is not a precluded issue and it cannot therefore be appealed even if it were not part of a de novo review as required in this case.

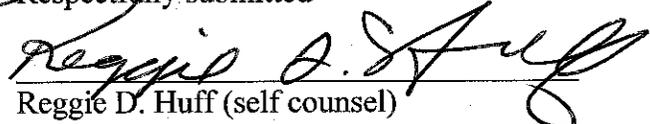
It is of no minor concern that Justice Lanzinger applied a unique and fully contradictory standard of review just for this case even while another summary judgment case was simultaneously being decided on the correct standard and the proper standard was even restated in the Opinion authored by Justice Cupp (See SMITH v. McBRIDE 2011 WL 4424268 (Decided Sept. 20, 2011)). The net effect of this is that the Appellees lost their access to an appeal of right, a due process violation.

These facts (and many others) give the appearance to objective observers that the Appellees were singled out for special negative treatment for not being happy victims of serious misconduct including judicial misconduct and acting on a civic duty relative to that ongoing repeated misconduct.

CONCLUSION

Under these unique circumstances the only proper action in for Justice Lanzinger to voluntarily recuse herself and not require her personal friends, including the Chief Justice, to ask her to do so and to vacate the opinion in this case and to dismiss this appeal as improvidently allowed and to do so without further undue delay.

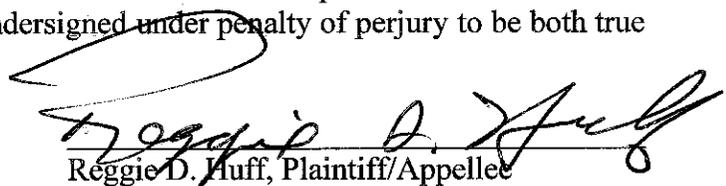
Respectfully submitted



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VERIFIED MOTION

Plaintiff/Appellee Reggie D. Huff having actual personal knowledge of the facts, intent, purpose and of the rights prescribing the action taken therein involving the "MOTION TO VACATE OPINION..." filed October 17th 2011 in The Supreme Court of Ohio the said motion is hereby verified by the undersigned under penalty of perjury to be both true and accurate.



Reggie D. Huff, Plaintiff/Appellee

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of October 2011, I hand (via courier) delivered at least one original to the Supreme Court of Ohio, and delivered one (1) copy to the counsel listed below via US mail First Class, of the attached "MOTION TO VACATE OPINION..." and all its attachments in the matter in the above captioned matter to:

Counsel of record:

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Brian D. Sullivan, Esq. (0063536)
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Cleveland, Ohio 44115-1093
Attorneys for Appellant Asplundh
Tree Expert Company


Reggie D. Huff

ORIGINAL

FORMAL CRIMINAL CHARGES

Prepared for filing with affidavits

Filed August 19th 2010

RECEIVED

AUG 20 2010

ATTORNEY GENERAL
YOUNGSTOWN ADMN.

The Charged Subjects are:

- #1. **Richelle J. Guerrieri** – Official Court Reporter for the Trumbull Co. Court of Common Pleas, Warren, Ohio,¹
- #2. **Timothy P. Cannon**, 11th Dist. Court Judge, Warren, Ohio,
- #3. **Mary Jane Trapp**, 11th Dist. Court Judge, Warren Ohio, and
- #4. **Colleen Mary O’Toole**, 11th Dist. Court Judge, Warren Ohio

The Charging Victims are:

- #1. **Dr. David A. Brys**, Orthopedic Surgeon, Cortland, Ohio (330-637-3663),
- #2. **Reggie D. Huff**, President-Engintec, Corp and Xcentrick Innovations, Inc (Ohio Corporations) Vienna, Ohio (330-372-6615), and
- #3. **Dr. Franklin H. Johnson**, DC, El Cajon, CA (619-449-0593).

¹ Charges against Richelle J. Guerrieri were originally “filed” within the meaning of applicable statutes in the 11th Dist. Court of Appeals on April 5th and 7th attached herein as exhibit A.

EXHIBIT A
55 Pgs

Other Victims are:

#1. Lisa G. Huff, Disabled, Cortland, Ohio, and

#2. Engintec, Corp. Vienna, Ohio.

PROLOG TO EXTRAORDINARY CHARGES

When a judge knowingly acts outside of his or her jurisdiction for no legitimate purpose other than to cover up crimes by a fellow court employee and/or attorneys and judges, including themselves, actual crimes against the laws of this State, for which there is no immunity, are perfected. Judges are charged with preserving "justice for all" not obstructing it.

An unintended consequence of the unlawful judicial conduct prompting this filing is that criminal cases across the State will be open to renewed post conviction and habeas corpus relief actions because the subject Judges endorsed, without jurisdiction, a radically new standard as to the sufficiency of evidence in bad faith in order to cover up the misconduct of one Court Reporter and two Attorneys. If allowed to stand the costs and risk to the public will be real and traceable back to this warning and how it was acted on. Therefore, lest some be intimidated, it would be improper to ignore and dismiss charges of this nature as if illegitimate simply by virtue of who is being charged.

THE CHARGES

All the Charged Subjects are a “person” within the meaning of all applicable State and federal statutes. No Charged Subject is entitled to any immunity under State and Federal law for the conduct charged herein.

Each Charging Victim is a “crime victim” within the meaning of Ohio R.C. 2921.04 and 2921.05 and other applicable State and Federal Statutes.

Each Charging Victim is a “witness” within the meaning of Ohio R.C. 2921.04 and 2921.05 and other applicable State and Federal Statutes.

On **January 20th** and **May 19th 2009** **Richelle J. Guerrieri** did in fact file within the 11th Dist. Court of Appeals documents, paid for by the Victims, which she certified and purported to be a full true and accurate transcription of proceedings in the Trumbull County Court of Common Pleas cases No. 04-CV-648, and 04-CV-1103 knowing such representations to be false. Further, **Richelle J. Guerrieri** did engage such activity with the intent to damage Victim’s chances to reverse improperly conducted proceedings by visiting Judge Thomas P. Curran.

These charges are supported by the detailed facts and four (4) sworn statements of three (3) witnesses that are contained within Exhibits A-C and the fact that to date **Richelle J. Guerrieri** has been unable to provide any plausible explanation for the clear alterations to the public record. Based on the known facts it is reasonable to suspect that the public record has been altered in other yet to be detected ways.

The factual conduct of **Richelle J. Guerrieri** poses a genuine risk that certain civil and criminal prosecutions could be hindered or destroyed if she is not relieved of her duties.

The extensive evidence and facts against **Richelle J. Guerrieri** support arrest and conviction using any standard of evidence under numerous State and Federal Statutes not limited to and including:

- #1. Ohio R.C. _____ “Falsification”,
- #2. Ohio R.C. _____ “Tampering with evidence”,
- #3. Ohio R.C. _____ “Obstructing official business”,
- #4. Ohio R.C. 2921.32 (A) (5)+(6) “Obstructing justice”,
- #5. Ohio R.C. 2921.45 “Interfering with civil rights”,
- #6. Ohio R.C. _____ “Criminal Fraud”, and
- #7. Ohio R.C. 2921.45 “Intimidation of crime victim or witness”

As a direct consequence of the actions of **Richelle J. Guerrieri** and the fact that the Victims were forced to file Charges against her, **Timothy P. Cannon, Mary Jane Trapp and Colleen Mary O’Toole** (Hereinafter referred to as the Panel) all acted together and in agreement with each other, with full knowledge of the facts and law, to violate State and Federal Laws in order to affect an illegal COVER UP under the color of authority of the case against **Richelle J. Guerrieri** and both the criminal and professional misconduct of two (2) attorneys, **Robert F. Burkey** and **Douglas W. Ross**, both of Warren, Ohio. The Panel expended public funds in the commission of the unlawful acts for an unlawful purpose with the full expectation that their intimidation, retaliation and COVER UP scheme would work or if not other judges and the Disciplinary Counsel would further violate the law to affect a COVER UP on their behalf as well.

PRIMA FACIA INTENT TO BREAK THE LAW

While appellate court judges command much respect and wield intimidating power (rightfully so) that can be abused to scare off accountability for their misconduct the flip side is they are unable to claim ignorance of the laws and rules they are breaking. In this case in particular the Panel’s own judicial record convicts them as to willful intent to violate the law.

The Panel has established a standard of sufficiency of evidence in case after case, not to form a credible allegation or indictment but to sustain a conviction of major crimes carrying substantial prison terms. That standard is extremely low compared to the evidence presented to the Panel concerning **Richelle J. Guerrieri** and the two attorneys. Compare the Case of Jesse L. Gooden. One (1) eye witness who was actually impeached by undisputed forensic evidence was found sufficient to put him away for nine (9) years. Brandon J Rice has been put away for 15 to life with no eye witnesses and 20 character witnesses for the defense. Also compare the Cases of Joseph Peoples and Jeremy T. Hendrex and James F. Pizzulo, all in prison on a comparatively paltry amount of evidence. All of these Cases have been decided by the subject Judges in just the last few months and some were actually being decided at the exact same time as the case against **Richelle J. Guerrieri** was under their control. Yet at this exact same time the Panel actually willfully exceeded their jurisdiction to adjudicate, without a hearing, trial or even an investigation, the mountain of un-refuted credible evidence against Richelle J. Guerrieri as nothing more than "purely" "speculation, innuendo and assumption" (SEE EXHIBIT D-Page 4). Either this Panel is willfully and wrongfully imprisoning many people on evidence amounting to something far less than "speculation and innuendo"² or they flat out lied and recklessly exceeded their judgment entry powers to COVER UP the case against **Richelle J. Guerrieri**, the facts simply can not be squared both ways.

With this action the Panel knew that any criminal investigation would be OBSTRUCTED and any potential civil claim would be destroyed.

The panel needed a guarantee that continued prosecution of any charges or claims against **Richelle J. Guerrieri** would not even be attempted. So they decided to illegally threaten sanctions (with no basis in law or fact) against the Crime Victim witnesses just for making the charge which stands un-refuted (SEE EXHIBIT D-Page 4). This threat did in fact greatly intimidate all three Charging Victims (SEE AFFIDAVITS ATTACHED)

² If this ruling stands then all three Charging Victims are moved by a sense of civic duty and moral decency to commit to a cause in the exercise of free speech rights to inform directly (not attorneys) hundreds of wrongfully imprisoned citizens of the new proof that they are wrongfully imprisoned.

Faced with a credible threat to the integrity of the legal system this Panel oversees, even a decision to do nothing would have been an egregious violation of the "mandatory" rules pursuant to the Code of Judicial Conduct. A COVER UP and OBSTRUCTION goes well beyond the Code of Judicial Conduct.

RETALIATION

All of the Panel's Mandates and Judgments dated **August 9th 2010³** in both Case No. **08 T 0090** and **08 T 0091** were formulated and entered in excess of jurisdiction to affect Retaliation and deprive victims of an appeal of right.

The case against **Richelle J. Guerrieri** at a minimum required a remand and an evidentiary hearing. Since the evidence supports a Charge that the public record was in fact falsified as apposed to just screwed up, such a hearing could have raised a credible question as whether any of the, too large to recreate by memory, record can be trusted as accurate which would mean that all appealed portions of the underlying judgments would have to be vacated. It appears that that the Panel was afraid of exactly that outcome which further convicts them of knowing the charge was credible and of intent. The panel therefore deprived the victims of a defense as part of the scheme to COVER UP and OBSTRUCT.

Both cases were submitted in violation of Victim Witness Reggie D. Huff's constitutional right to counsel of ones own choosing. This is an issue that invokes the original jurisdiction of the federal courts and the Ohio Supreme Court.

In all, the Panel violated five (5) separate layers of jurisdiction. They are:

³ Two (2) Opinions and three (3) judgment entries were dumped at one time on the first day of Victim counsel Robert Melnick's mandatory two (2) week Reserve duty in which he is unavailable. This timing successfully complicated the timely filing of motions under App. R. 26(A).

#1. The Panel lacked Jurisdiction to proceed on any issue until the Richelle J. Guerrieri issue was resolved,

#2. the Panel lacked Jurisdiction to rule on any "NOTICE" of appearance or turn it into a motion by fiat in order to do so or to strike it from the record,

#3. #s 1 or 2 above deprived the Panel of any Jurisdiction to submit either case let alone decide them incorrectly,

#4. regardless of #s 1-3 above the Panel lacks separate Jurisdiction to rule on the factuality or credibility of witnesses or evidence by fiat in place of the trier of fact without any investigation or hearing on the matter which are court functions outside of their Jurisdiction, and

#5. the Panel violated the "Law of the Case" in Case No. 08 T 0090.

Without jurisdiction to decide Case No. 08 T 0091 the Panel willfully ignored the two (2) separate layers of Jurisdiction violated by the visiting trial Judge, both Original and Subject Matter, and a due process issue involving a trial on the merits with no notice. Further they COVERED UP and OBSTRUCTED evidence, predominate through every stage of the case including appellate oral argument, proving that Attorney **Douglas Ross** and his client, **Vincent Marino**, illegally tampered with and withheld key evidence. The Panel did this by manufacturing a false fact (once again outside of any Jurisdiction) by declaring "Appellants have not produced any evidence of what this purported (tampered with and withheld extremely incriminating taped evidence) might be". This manufactured falsehood was useful in COVERING UP the fraud upon the court of **Douglas Ross** and his client, **Vincent Marino** and in perfecting the theft of \$36,000.00 from the Charging Victims.

This is Retaliation without truth or Jurisdiction.

In Case No. 08 T 0090 the Panel willfully violated the "law of the case", another issue that invokes the Original Jurisdiction of the Ohio Supreme Court. The "LAW" establishing a "BINDING" contract that supercedes all others, with no part ruled as non-binding, just so happens to destroy the entire case against the victims so in Retaliation the Panel had to take the radical step of actually willfully violating the "LAW" as established within the case itself. Further the Panel ignored some of the most egregious misconduct ever witnessed from a licensed attorney. **Robert Burkey** adjudicated a claim in the name of an Ohio Corporation (Engintec) owned and controlled by the Charging Victims, without authorization and even did so in the face repeated demands and motions to cease and desist. No defense for this outrageous disbaring conduct has ever been presented, it just keeps being ignored. Further, the extra-jurisdictional decision is peppered with many plain willful errors.

THEREFORE, let it be known and may all bound authorities take note, that:

Dr. David A. Brys

Reggie D. Huff

Dr. Franklin H. Johnson

DO invoke their full and lawfully maintained citizenship of the United States of America and all the rights and privileges attached in sound mind and body and in full awareness of the consequences TO HEREBY CHARGE:

Timothy P. Cannon

Mary Jane Trapp

Colleen Mary O'Toole

WITH; ACTING WITH WILLFUL INTENT TO VIOLATE LAWS FOR WHICH
THEY ARE SUBJECT PROHIBITING AMONG OTHER THINGS:

OBSTRUCTION OF JUSTICE,

INTIMIDATION OF CRIME VICTIMS AND WITNESSES,

RETALIATION AGAINST CRIME VICTIMS AND WITNESSES, and

INTERFERING WITH CIVIL RIGHTS

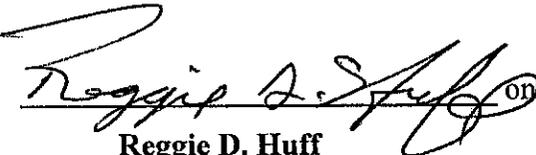
And including:

VIOLATING THE OHIO CODE OF JUDICIAL CONDUCT

FURTHER THAT:

The previously filed Charges against **Richelle J. Guerrieri** be ever so
enhanced by the facts contained within this document and stand as so
charged.


_____ on this 19th Day of August, 2010
Dr. David A. Brys


_____ on this 19th Day of August, 2010
Reggie D. Huff

_____ on this 19th Day of August, 2010
Dr. Franklin H. Johnson

WITH; ACTING WITH WILLFUL INTENT TO VIOLATE LAWS FOR WHICH THEY ARE SUBJECT PROHIBITING AMONG OTHER THINGS:

OBSTRUCTION OF JUSTICE,

INTIMIDATION OF CRIME VICTIMS AND WITNESSES,

RETALIATION AGAINST CRIME VICTIMS AND WITNESSES, and

INTERFERING WITH CIVIL RIGHTS

And including:

VIOLATING THE OHIO CODE OF JUDICIAL CONDUCT

FURTHER THAT:

The previously filed Charges against Richelle J. Guerrieri be ever so enhanced by the facts contained within this document and stand as so charged.

_____ on this 19th Day of August, 2010
Dr. David A. Brys

_____ on this 19th Day of August, 2010
Reggie D. Huff

 on this 19th Day of August, 2010
Dr. Franklin H. Johnson

Affidavit of David Brys

Affiant, David A Brys, having duly been sworn and deposed according to law, avers as follows:

1. I am one of the named appellants in Ohio 11th District Court of Appeals cases number 08T0090 and 0091. I am also a resident of Trumbull County Ohio, a taxpayer, a voter, and an individual with no criminal record.
2. I am an investor in a company called in Engintec Corp., an Ohio corporation, which is also a name appellant in Ohio 11th District Court of Appeals cases No. 08 T. 0090 and 0091.
3. The information contained in the "formal criminal charges" dated August 19, 2010 is true and accurate to the best of my knowledge and is based on my own personal knowledge of the facts of the case.
4. I am appalled that my investment in Engintec Corp. has been defrauded and stolen from me by fellow investors who conspired, because of their selfish greed, to take that corporation for themselves by using the legal court system. These fellow investors have used the court system to sue and bankrupt their own company and effectively steal proprietary, patent protected, intellectual property for themselves.
5. I am appalled and truly dismayed that the facts of this case have never been adjudicated by any judge, civil or appellate. The facts of this case are as follows:
 - a. fellow investors conspired with an outside individual, Vince Marino, to steal intellectual property for themselves and form a new company in which to produce and market the patent protected proprietary product, the Smart Valve.
 - b. E-mails and a cassette tape form the basis of proof that this conspiracy actually did exist. This cassette tape was never formally provided to the corporation as evidence during discovery. It was however mentioned during the appeal proceedings by Mr. Doug Ross as having been provided. It was however not provided. The lower civil court could have easily asked Mr. Ross for a copy of this tape and reviewed it for it's as proof of the conspiracy and validation for what the appellants were claiming.
 - c. Atty. Doug Ross claimed that there was no basis for Mr. Vince Marino to be sued. Yet he lied to the court about handing over this critical cassette tape. And if indeed this tape existed, as admitted by Attorney Doug Ross, why then were sanctions ordered by Judge Curran, for frivolous intent? Additionally, Judge Thomas Curran had no jurisdiction to issue sanctions against the appellants for frivolous lawsuit against Vince Marino. The above mentioned cassette tape provided more than adequate evidence to justify the inclusion of Mr. Vince Marino in the lawsuit.

- d. There is further evidence on the Internet that Mr. Vince Marino is currently selling automobile intake valves protected under the patent owned by Engintec. This is further proof that the conspiracy to steal Engintec's proprietary knowledge and use it for their own gain did exist and has succeeded to destroy Engintec and my investment because the civil and appellant courts have failed to examine the facts.
- e. Judge Thomas Curran intimidated the appellants legal counsel attorney William McGuire so much that he withdrew from the case leaving the appellants abandoned and without counsel. This left the appellants no choice but to defend themselves pro se in a jury trial of July, 2007. The appellants contend in the records prove that Judge Thomas Curran was biased and failed to provide for a fair trial by allowing unauthorized and illegal information into the trial proceedings which biased the jury.
- f. Additionally the appellants contend that the court reporter Richelle Guerrieri either acting alone or in conspiracy with others changed the formal court record to the disadvantage of the appellants. All the appellants including myself filed a affidavit with the court contending this illegal act. I am incensed that the appellate judges failed to act upon this charge and citing our claims in the report as "purely speculation and innuendo". Their actions are truly biased, failed to investigate a formal criminal charge and are without jurisdiction. Their actions in effect cover up felonious actions by a civil court employee. Their actions have far-reaching implications.
- h. The Appellate judgment of August 9, 2010 mentions "sanctions" which is meant to intimidate me and implies my request for an investigation into the Richelle Guerrieri is baseless!
- g. The facts are that Judge Curran ruled in favor of appellants when he ruled that the 2nd contract was valid and in effect. This judgment was never appealed and became "Law of the Case" and in effect over ruled or nullified the outcome of the jury trial and provides the basis for a complete reversal. The appellate Judges ignored the "Law of the Case" in their ruling.

Further, Affiant swear not



 David A Brys MD

Sworn before me
19 day of august 2010.



Barbara Zadal on this
 Notary Public, State of Ohio
 My Commission Expires Feb. 24, 2014


**AFFIDAVIT OF REGGIE D. HUFF IN SUPPORT OF
"FORMAL CRIMINAL CHARGES" of 8/19/2010**

State of Ohio)
) ss.
County of Trumbull)

Affiant, Reggie D. Huff, having been duly sworn and deposed according to law, avers as follows:

1. I am one of the named Appellants in Ohio 11th Dist Court of Appeals Cases No. 08 T 0090 and 0091. I am also a resident of Trumbull Co. Ohio and both a Taxpayer and a voter here

2. I am the president, incorporator, founder and COB of Engintec Corp, an Ohio Corporation which is also a named appellant in Ohio 11th Dist Court of Appeals Cases No. 08 T 0090 and 0091.

3. All of the information contained in the "FORMAL CRIMINAL CHARGES" Dated August 19th 2010 is true and accurate to the best of my knowledge and is based on my own personal knowledge.

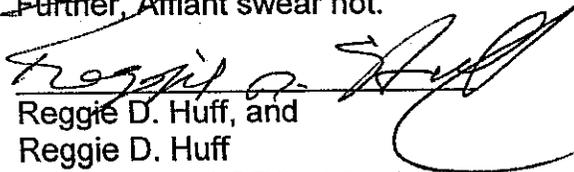
4. The information contained in the "Report" as appended to the FBI registered under # RR 025 826 809 US is also supported by documents, tapes, official court records, including sworn testimony, either in my possession or my former and present attorneys or are known by me to exist in an accessible form, and by personal experiences and events witnessed by myself.

5. The conduct of Timothy P. Cannon, Mary Jane Trapp and Colleen Mary O'Toole has intimidated me into considering dropping my charges against Richelle J. Guerrieri and Attorneys Douglas Ross and Robert Burkey. In fact if these Appellate Court Judges are not enjoined in some meaningful way of their conduct I fear they will only become more tyrannical and I will not be able to perform my duties as a witness in any ongoing investigation or future proceeding involving anyone involved in these matters.

6. I was deeply offended, shocked and concerned when I first learned that the afore said Judges exceeded their jurisdiction in order to obstruct the case against Richelle J. Guerrieri and Douglas Ross and Robert Burkey by purporting to have adjudicated the facts to be "purely" "speculation" and "innuendo". The affect of this conduct was to put the power of the State behind calling myself, Dr. Brys and Dr. Johnson liars without any basis in truth or any authority to do so.

7. I honestly believe that the conduct I have witnessed in the Trumbull Co. Court System indicates that the public is in real and present danger.

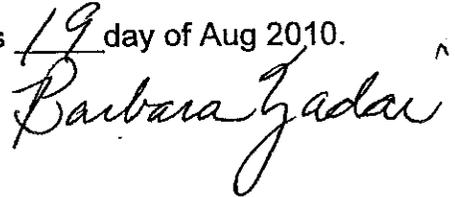
Further, Affiant swear not.

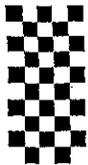

Reggie D. Huff, and
Reggie D. Huff
President and CEO of Engintec, Corp

Sworn Before me Barbara Zadal on this 19 day of Aug 2010.



Notary Public, State of Ohio
My Commission Expires Feb. 24, 2014





Affidavit of Franklin H. Johnson III

State of California

County of San Diego

Affiant, Franklin H. Johnson, having duly been sworn and deposed according to law, avers as follows:

1. I am one of the named appellants in Ohio 11th District Court of Appeals cases number 08T0090 ad 0091. I am a taxpayer, voter, and an individual with no criminal record.
2. I am an investor in a company called Engintec Corp., an Ohio corporation which is also a name appellant in Ohio 11th District Court of Appeals cases No. 08 T. 0090 and 0091.
3. The information contained in the "formal criminal charges" dated August 19th, 2010 is true and accurate to the best of my knowledge and is based on my own personal knowledge of the facts of the case.
4. I stand behind my former affidavit submitted earlier this year charging that court reporter, Richelle J. Guerrieri, falsified the public record.
5. Judge Timothy P. Cannon's decision to say that it never happened, in effect, sweeping it under the carpet. I know what I saw and heard in those moments before court was adjourned for jury deliberations, to be factual and true. And it was left out of the public record as if it never took place at all.
6. Judge Cannon, who was not there, telling the world that these courtroom events never took place, because he said so and were nothing more than "speculation, innuendo and assumptions" is absolutely false. The exchange between Judge Thomas P. Curren and Mr. Reggie Huff at this critical juncture of the trial, unduly influenced the jury in their deliberation.
7. Ms. Guerrieri's deliberate omission of these factual events falsified the public record. The question is why and what parties prompted her to do so, serves as the basis for an investigation by a proper authority. Since receiving the news that Judge Cannon threatened sanctions against anyone over this issue has left me alarmed and dismayed and has caused me to worry about the effect this would have on me and my wife's financial situation at this stage in our lives. By the stroke of his pen, he could cause a lot of damage to my life and I am very uneasy about this possibility.

Further Affiant swear not

Franklin H. Johnson III
Franklin H. Johnson III

Sworn before me _____ on this _____ day of August 2010.

State of California, County of San Diego
Subscribed and sworn to (or affirmed)
before me on this 19th day of Aug, 2010
by Franklin H. Johnson III
proved to me on the basis of satisfactory evidence to be
person(s) who appeared before me.
Notary Suzette Simoes



IN THE ELEVENTH APPELLATE DISTRICT
TRUMBULL COUNTY, OHIO

	)	CAUSE NO. 08 TR 91
)	
ROBERT W. HARRIS, et al.	)	COMBINED NOTICE AND CHARGE
	)	THAT RECORD HAS BEEN FALSIFIED
Appellees	)	TO COVER FALSE JUDGMENT
	)	ENTRY AND MOTION TO REFER
vs.	)	MATTER TO PROPER AUTHORITIES
	)	WITH MULTIPLE SUPPORTING
ENGINTEC CORP, et al.	)	AFFIDAVITS
)	
Appellants)	
	)	(oral argument requested)
)	

FILED
COURT OF APPEALS
APR 05 2010

TRUMBULL COUNTY, OH
KAREN INFANTE ALLEN, CLERK

Comes now Plaintiff/Appellant Reggie D. Huff having now appeared as self counsel and based on a recent discovery do hereby give notice and formally charge that the public record in this case has been surgically altered with malice for the direct purpose to cover a knowingly false judgment entry in order to effect and preserve overwhelming prejudice against Appellants and to cover up multiple other acts of misconduct and prejudice directed against the Appellants. Further, it is charged that Trumbull County Official Court Reporter, Richelle J. Guerrieri, is directly involved in this serious misconduct.

Said false judgment entry was first documented only days after it was entered on April 30, 2008, sometime in early May of 2008. On May 27th 2008 the false judgment entry was formally documented by way of affidavit (See paragraph # 21 to Exhibit A attached) submitted to the Supreme Court of Ohio as part of a petition (one of six total including two from Dr. Brys and two from Dr. Johnson) to disqualify visiting Judge Thomas P. Curran (Supreme Court of Ohio Case No. 08AP048) and is attached herein as Exhibit A. On August 11th 2008 the false Judgment Entry was formally finalized.

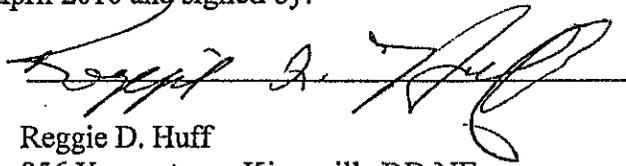
EXHIBIT-A 32 pgs 1

These charges are further supported with detailed facts and evidence most of which is attached herein as part of the supporting Affidavit of Dr. Franklin H. Johnson and the undersigned. An additional supporting Affidavit from Dr. David A. Brys is forthcoming in the next few days as he is currently indisposed due to a major surgery being performed today. Dr. David A. Brys has indicated specific memory of detailed facts supporting this action.

An attempt to acquire a stipulation from opposing counsel was made and the proof is attached herein as Exhibit B.

Under App. R. 9(E) this Court has the authority and responsibility to deal with this unique and disturbing issue. Therefore, it is respectfully requested that this Court take any and all extraordinary actions necessary to do justice and protect the public, the integrity of the legal system and Appellants human and constitutional rights without delay.

Respectfully submitted this 5th day of April 2010 and signed by:



Reggie D. Huff
856 Youngstown-Kingsville RD NE
Vienna, Ohio 44473
(330) 372- 6615
(330) 372- 6316 FAX
Counsel for Reggie D. Huff.

FILED
COURT OF APPEALS

IN THE ELEVENTH APPELLATE DISTRICT
TRUMBULL COUNTY, OHIO

APR 07 2010

TRUMBULL COUNTY, OHIO
ROBERT W. HARRIS, et al.
KAREN INFANTE ALLEN, CLERK
Appellees

vs.

ENGINE TEC CORP, et al.
Appellants

) CAUSE NO. 08 TR 90
) FIRST AMENDED
) COMBINED NOTICE AND CHARGE
) THAT RECORD HAS BEEN FALSIFIED
) TO COVER FALSE JUDGMENT
) ENTRY AND MOTION TO REFER
) MATTER TO PROPER AUTHORITIES
) WITH MULTIPLE SUPPORTING
) AFFIDAVITS
)
)
)
) (oral argument requested)
)

Comes now Plaintiff/Appellant Reggie D. Huff having now appeared as self counsel and based on a recent discovery do hereby amend the first notice and formal charge that the public record in this case has been surgically altered with malice for the direct purpose to cover a knowingly false judgment entry in order to effect and preserve overwhelming prejudice against Appellants and to cover up multiple other acts of misconduct and prejudice directed against the Appellants. The first notice and charge was inadvertently filed under the wrong case No. 08 TR 91 instead of 08 TR 90. I apologize. Therefore, in the interest of judicial economy I wish to fully include and incorporate the first "NOTICE AND CHARGE THAT RECORD HAS BEEN FALSIFIED..." filed on April 5th 2010 by reference as fully rewritten. Additionally, if necessary, I would respectfully request this Court construe the correct case # and instruct the clerk to amend the docket accordingly.

Further, I am adding the additional supporting witness affidavit of Dr. David A. Brys attached herein.

Affidavit of David A. Brys in support of Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities Filed in the 11th District Court of Ohio.

State of Ohio)
) ss.
County of Trumbull)

Affiant, David A. Brys, having been duly sworn and deposed according to law, avers as follows:

1. I am one of the named Plaintiffs in Case No. 04 CV 1103-RICO and one of the named Defendants in Case No. 04 CV 648.
2. I am a Board Member and major Shareholder of Engintec Corp, an Ohio Corporation which is also a named Plaintiff in Case No. 04 CV 1103-RICO and one of the named Defendants in Case No. 04 CV 648. No claim of "conversion" targeted against Engintec, Corp's founder and president, Reggie D. Huff has ever been authorized by either the Board or the Shareholders of Engintec, Corp nor could I ever be involved in such as I am aware of facts indicating that Engintec, Corp actually owes Reggie Huff money which I would understand destroys the claim of "conversion". Other practical considerations make a "conversion" claim very damaging to the Corporation.
3. All of the information contained in the "Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities" is true and accurate to the best of my knowledge and is supported by my own personal knowledge.
4. I make this sworn statement and charge, of my own free will, based on my own personal knowledge supported with substantial additional evidence without input or coercion from any person or entity and for a good and proper purpose as intended fully aware of the potential penalties for willfully making or supporting a false charge of this nature.
5. I have memory of the events of April 29th 2008 as I was alert and engaged and I was not under the influence of any medication. I have specific memory on that day, interwoven in the minutes before the jury was released to deliberate, of a repeated exchange initiated by Judge Curran from the bench in an attempt to get Mr. Huff to agree to charge the jury on the record which Mr. Huff repeatedly refused to do. I remember this well in part because I became somewhat concerned and confused as to whether I should have agreed to charge the Jury after viewing Mr. Huff's repeated refusal to do so. I remember these incidents as multiple incidents as I was becoming concerned that they were causing a scene in front of the jury.
6. I have a particularly clear memory of the third attempt in which Mr. Huff responded to Judge Curran by saying "Your Honor, your going to do what your going to do".

7. I have personally reviewed the subject transcript and it does not accurately record what actually occurred in the last minutes before the Jury was released to deliberate. I have also reviewed Mr. Huff's Affidavits and I found no inaccuracies based on my own knowledge.

8. Based on my own knowledge I support the charge, without any reservation, that the record has been selectively falsified in order to cover a false Judgment Entry. As a result of the above conduct and the unreasonable delays in providing the transcripts we paid for and needed for our appeal I am deeply concerned and I feel justified for having long since lost any confidence in any part of record, Judge Curran or in the character of the Official Court Reporter, Ricelle J. Guerrieri.

Further, Affiant swear not.

David A. Brys
David A. Brys MD

Sworn Before me Barbara Zadel on this 7 day of April 2010.



Barbara Zadel
Notary Public, State of Ohio
My Commission Expires Feb. 24, 2014

Affidavit of Reggie D. Huff in support of Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities Filed in the 11th District Court of Ohio.

State of Ohio)
) ss.
County of Trumbull)

Affiant, Reggie D. Huff, having been duly sworn and deposed according to law, avers as follows:

1. I am one of the named Plaintiffs in Case No. 04 CV 1103-RICO and one of the named Defendants in Case No. 04 CV 648.
2. I am a board member and major shareholder of Engintec Corp, an Ohio Corporation which is also a named Plaintiff in Case No. 04 CV 1103-RICO and one of the named Defendants in Case No. 04 CV 648.
3. All of the information contained in the "Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities" is true and accurate to the best of my knowledge and is based on my own personal knowledge.
4. I make this sworn statement and charge of my own free will based on my own personal knowledge supported with substantial additional evidence without input or coercion from any person or entity and for a good and proper purpose as intended fully aware of the potential penalties for willfully making or supporting a false charge of this nature.
5. On May 27th 2008 I first made the charge, by way of a Petition to Disqualify, (Supreme Court of Ohio Case No. 08AP048 Paragraph # 21 attached herein as Exhibit A) that visiting Judge Thomas P. Curran entered a false Judgment Entry on April 30th 2008 because the entry fundamentally misrepresented the disposition of Case No. 04 CV 648 as it went to the jury. Further, I was concerned by the overt unrelenting efforts to get me to agree to charge the jury on the record which indicated to me it was important to the overall effort to affect a preordained illegal result in violation of my constitutional and civil rights. Those efforts included allowing an outright fraud to be presented to the jury by allowing unauthorized parties to affect a false charge of theft from my own company as if authorized by my own company and refusal to allow pretrial dispositive motions to be filed, ETC, ETC.
6. I believe that any reversal of the preordained illegal result of Case No. 04 CV 648 or Case No. 04 CV 1103-RICO would lend credibility to the six (6) separate petitions to disqualify Judge Curran which provided the motive to unrelentingly attempt to intimidate me, which was sometimes previously successful, into agreeing to charge the jury and to making a false entry in the Journal when unsuccessful and finally to conspire to falsify the record to comport with the false Judgment Entry. Based on these facts and many others I have become dutifully cynical and I now have no doubt that an *ex-parte* campaign to influence the 11th District Court of Appeals of Ohio has been underway, is

likely ongoing and may in fact have already affected proceedings.

7. On April 29th 2008 @ approximately 1:15 PM I was present at the last day of a jury trial in Case No. 04 CV 648. After the closing arguments and the reading of the jury instructions but before the jury was released to deliberate, Judge Curran palpably raised his voice as he asked from the bench "Mr. Burkey, do you agree to charge the jury?" to which Mr. Burkey eagerly answered in the affirmative. Judge Curran then asked the same question of Dr. Brys who answered affirmatively and then Dr. Johnson who also answered affirmatively. Judge Curran then directed the question at me. As I rose to answer I observed the jury empanelled directly in front of me across the opposing counsel's table. I also observed the Court Reporter at her station off to my left side to the right side of the bench. My answer to Judge Curran was an unequivocal "NO" "I will not agree to charge the jury your Honor.". That was the first of three (3) separate attempts to get me to agree on the record to charge the jury.

8. On the second separate attempt Judge Curran boisterously inquired "Mr. Huff, do you agree to charge the jury?" I rose again and I again observed the jury empanelled directly in front of me across the opposing counsel's table. I also observed the Court Reporter at her station off to my left side to the right side of the bench and I answered unequivocally "NO your Honor I will not agree." I then clarified and doubled down on my refusal stating that I had reluctantly agreed not to drag out objections to the jury instructions but I will not agree that the jury should actually be charged in this case because there are so many fundamental problems with the case that can not be fixed with changes to the jury instructions.

9. On the third separate attempt Judge Curran boisterously inquired again, this time with a measured tone of agitation, "Mr. Huff, will you agree to charge the jury" This time I did not rise as I did before and I responded from my chair specifically by saying "your Honor, your going do what your going to do" and I again refused in open court before the jury and upon the official public record to agree to charge the jury.

10. Within hours after the events described in paragraphs 7, 8 and 9 above Judge Curran entered the false Judgment on April 30th 2008 denying these facts ever occurred. Unlike most of the charges within the said Petition to Disqualify Judge Curran, he refused to directly address the false Judgment charge but instead doubled down on it through a blanket denial on June 2nd 2008. On August 11th 2008 Judge Curran tripled down on the false Judgment Entry by formally adopting it as part of the final Judgment in Case No. 04 CV 648.

11. I was truly shocked when I first saw the false Judgment Entry. However, I did not seriously contemplate the notion that the record itself could or would be falsified to comport with it. Fundamentally I was confident that the seriousness of such conduct, the potential penalties and the fact that it would likely require a conspiracy to attempt, would act as enough of a safe guard that it would not happen.

12. At the time I publicly charged the Judgment Entry as false on May 27th 2008 I was fully aware that Judge Curran had the blanket authority to immediately order a transcript at no cost to himself and that he would not hesitate to do so if the true record would defend the honesty of his Journal Entry. After witnessing and documenting much unjustified biased judicial conduct directed towards myself I was under no delusion that I

would be spared any measure of counter attack and punishment for recklessly making a charge that could easily be proven to be a lie or even an honest mistake. I was well aware that if my charge was misleading let alone a lie I could face serious charges and that I likely would face them including possible criminal charges for making out a false sworn affidavit to the Supreme Court of Ohio against a sitting judge. I was well aware that if such were to happen I would lose everything I had worked a lifetime for and more and my quest for justice, no matter how valid, would likely be permanently over. I was well aware that opposing counsel could order the transcript at any time and would not hesitate do so if it was at all valuable in attacking my character.

13. I have never reviewed or anticipated any law or authority that indicated that agreeing to charge the jury would ultimately destroy an appeal. Therefore, I had no desperate motive at the time to risk everything in order to establish a false objection. At the time I made the public charge I had already documented enough questionable conduct to justify disqualification of Judge Curran and there simply was no need to risk everything, including jail, by adding a false charge of this nature.

14. I am not surprised that Judge Curran made no overt attempt to defend his false Judgment Entry at any time in 2008 or since that time because any sanction or investigation would have inevitably led to proceedings that would have only proven the charge.

15. Once it was decided that an appeal would be necessary the task of acquiring the transcript was put fully into the hands of appellate counsel; Robert Melnick. I took it for granted that the record would include all three failed attempts to record an agreement to charge the jury. There are so many serious issues for this Court to deal with including serious misconduct such as willful and malice adjudication of a claim of theft in the name of my own company that I founded without any legal authorization let alone any evidence. And later fraud upon the court used to steal 35k, etc. Therefore, this issue became less of a priority then it otherwise would have been in any normal case. Without waiving privilege, I do recall telling counsel that I refused repeatedly to agree to charge the jury and that he should use that fact in the appeal if it was important enough of a fact to squeeze out something else as we were already cutting out valuable facts and arguments at the time out of respect for the Appellate Rules.

16. On March 2nd 2010 at the regularly scheduled oral argument in this Court Judge Mary Jane Trapp asked counsel Robert Melnick a question that invoked sympathy for the notion that agreeing to charge the jury could act as a waiver of certain objections to improper procedure. This Court based argument suddenly elevated the false Judgment issue to a much higher priority. Since I was not allowed to be part of the oral argument, even for rebuttal purposes, in order to clarify this issue in real time I filed a motion on March 8th 2010 that once again used the word "repeatedly" to describe my refusal, on the record, to agree to "charge the jury".

17. On March 10th 2010 I traveled to Attorney Robert Melnick's office for the first time in order to acquire a copy of the relevant part of the record for the express purpose of preparing support for the March 8th 2010 motion. To my utter shock and horror not one of the three attempts to get me to agree on the record to charge the jury or my repeated refusals, which were inter woven throughout the last minutes of the proceedings before the jury was released to deliberate, were recorded anywhere within the official

transcript. I repeatedly checked the transcript and then I checked for any evidence of a missing page or a missing section from the court reporters short transcript and I could find none. It became fairly clear to me that the record had been surgically falsified to cover the false Journal Entry of April 30th 2008.

18. On March 22nd 2010 I contacted the office of Attorney Robert Burkey to inquire as to a possible stipulation to a correction of the record. Mr. Burkey's response by way of fax is attached herein as Exhibit B. It concerned me greatly that Mr. Burkey did not merely claim that he could not remember the issue, which would be believable after this much time, but instead documented a claim of an actual memory "far different than yours" combined with a legally erroneous argument attempting to dissuade me from pushing the issue. This type of response only convinced me of the likelihood that Mr. Burkey was aware the record had been falsified and that he is somehow involved.

19. Mr. Burkey's conspicuous response convinced me it was time to go to the source, the Official Court Reporter-Richelle J. Guerrieri. Therefore, on the morning of March 23rd 2010 while at the Trumbull County Courthouse for other business I went up to the Assignment Office and asked to speak with Ms. Guerrieri. Ms. Guerrieri was called and I met her outside the Assignment Office and a female Court Secretary or Bailiff appeared as well. Showing Ms. Guerrieri the face of the offending transcript volume I first asked her if she remembered transcribing it and I asked her specifically if the format was hers to which she claimed she wasn't sure. I then asked if there could be a simple explanation for why the key information was missing such as an accidentally skipped section. I then explained that I had already produced an affidavit documenting the missing information which was produced only days after the trial and filed with the Supreme Court of Ohio. Ms. Guerrieri looked genuinely surprised at this revelation as if she never knew this fact. I then told her I had supporting witnesses as well. The color drained from Ms. Guerrieri's face and she suddenly looked ill. She told me in a very nice tone that she would look into the matter and get back to me right away. I then stepped back into the Assignment Office asked for a piece of paper, wrote down my phone # and gave it to Ms. Guerrieri and left on very cordial terms convinced that I would never hear from Ms. Guerrieri.

20. In the late afternoon of March 24th 2010 I called Ms. Guerrieri's direct line provided by the taxpayers @ (330) 675-2544 and left a message asking if she had any answers for me and to please call me either way.

21. In the late afternoon of March 25th 2010 while at the Courthouse filing a motion for Attorney Melnick I was leaving the Clerk's Office when I was sure that I saw Ms. Guerrieri duck into the Probate Court. I asked the secretary at the front desk if it was Ms. Guerrieri that had just come in and she adamantly proclaimed it was not Ms. Guerrieri. I then made my way to the Assignment Office where an uneasy feeling was palpable. I believe that the uneasy feeling I was met with is indicative of the fact that after only two (2) attempts to get an answer from Ms. Guerrieri Ms. Guerrieri had already engaged a guilty persons avoidance scheme that involved more lies and defamation. I asked the front Assignment Office secretary to let Ms. Guerrieri know that I had been there.

22. On March 26th 2010 @ 9:57 AM I decided to confront Ms. Guerrieri one last time in part to be able to swear to the fact that I had given Ms. Guerrieri every opportunity to explain herself. As I came into the Courthouse I was met by an older Sheriff's Deputy who asked if I was there to see Ms. Guerrieri. After answering him in the affirmative he

informed me that Ms. Guerrieri had complained that I was "harassing" her that she did not want to talk to me anymore. I retorted that I had some questions about the public record that she is in control of and that we had paid her a lot of money to transcribe. Further, I explained that I was not harassing her any more then any other client working on time sensitive issues and that I always went to the Assignment Office rather then directly to her office even though I had been told I could go directly to her office in the past. The Deputy agreed with me saying "this is a public building". The Deputy then escorted me up to the third floor where I stopped where we were joined by another younger Deputy. The deputy then proceeded into Judge Logan's Courtroom to retrieve Ms. Guerrieri from the back office she occupies. From well outside the double doors of the courtroom Ms. Guerrieri could be heard yelling at the Deputy as if he had committed some great act of incompetence. Her tone was sharp and deperate. By the time Ms. Guerrieri got to me she was red faced and she began yelling at me that she had other priorities and that I should leave her alone. Ms. Guerrieri then yelled so everyone in the Courthouse could hear that I was "harassing" her. Ms. Guerrieri put special emphasis on the word "harassing".

23. Neither of the Deputies bought into the complaint that I was "harassing" Ms. Guerrieri. The older of the two Deputies suggested that for my own protection to avoid false charges I should be escorted for awhile and the younger one agreed. He went on to explain that Ms. Guerrieri had engaged quite a campaign against me defaming me all over the Courthouse including all the Judges. He further explained that they could act as witnesses for me that I had behaved as a gentleman. I thanked the Deputies for there advice and agreed with it. I told them that there was something very seriously wrong that was the cause of this irrational conduct. As I began walking out of the Courthouse I could hear the older Deputy expressing his displeasure with Ms. Guerrieri's conduct openly to all of his colleagues.

24. Considering the fact that I am a customer of Ms. Guerrieri's responsible for making her thousands of dollars and her official role in a public trust and my rights relative to that trust the cause for her sudden exclusively focused irrational, unprofessional and highly improper conduct comes into clear focus. As of the events of March 26th 2010 described above I no longer had any doubt that the Public Record had in fact been surgically falsified and that Ms. Guerrieri is directly involved in the crime.

25. Based on the prolific, ongoing and outrageous conduct of Judge Curran and opposing counsel that I personally witnessed throughout years of artificially drug out legal proceedings I find a conspiracy to falsify the public record to be a very credible and believable charge for which I posses personal knowledge of specific facts in support thereof. I am appalled at this conduct and as a result I have no confidence in the entire record or in the character of the Official Court Reporter, Ricelle J. Guerrieri.

Further, Affiant swear not.


Reggie D. Huff

Sworn Before me  on this 5 day of April 2010.

Affidavit of Franklin H. Johnson in support of Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities Filed in the 11th District Court of Ohio.

State of California)
) ss.
County of San Diego)

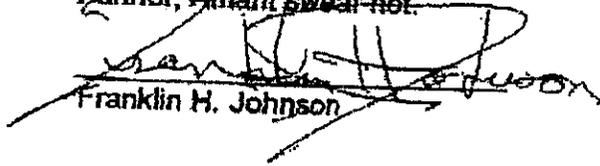
Affiant, Franklin H. Johnson, having been duly sworn and deposed according to law, avers as follows:

1. I am one of the named Plaintiffs in Case No. 04 CV 1103-RICO and one of the named Defendants in Case No. 04 CV 648.
2. I am a Board Member and major Shareholder of Engintec Corp, an Ohio Corporation which is also a named Plaintiff in Case No. 04 CV 1103-RICO and one of the named Defendants in Case No. 04 CV 648. No claim of "conversion" targeted against Engintec, Corp's founder and president, Reggie D. Huff has ever been authorized by either the Board or the Shareholders of Engintec, Corp nor could I ever be involved in such as I am aware of facts indicating that Engintec, Corp actually owes Reggie Huff money which I would understand destroys the claim of "conversion". Other practical considerations make a "conversion" claim very damaging to the Corporation.
3. All of the information contained in the "Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities" is true and accurate to the best of my knowledge and is based on my own personal knowledge.
4. I make this sworn statement and charge, of my own free will, based on my own personal knowledge supported with substantial additional evidence without input or coercion from any person or entity and for a good and proper purpose as intended fully aware of the potential penalties for willfully making or supporting a false charge of this nature.
5. I have specific memory of the effort Judge Curran engaged in an attempt to get Mr. Huff to agree to charge the jury on the record which Mr. Huff repeatedly refused to do. I remember being somewhat confused as to whether I should have agreed to charge the Jury after viewing Mr. Huff's repeated refusal to do so. I remember these incidents as multiple incidents as I was becoming concerned that they were causing a scene in front of the jury.
6. I have a particularly clear memory of the third attempt in which Mr. Huff responded to Judge Curran by saying "Your Honor, your going to do what your going to do".
7. I have personally reviewed the subject transcript and it does not accurately record what actually occurred in the last minutes before the Jury was released to deliberate. I have also reviewed Mr. Huff's Affidavits and I found no inaccuracies based on my own

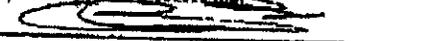
knowledge.

8. Based on my own knowledge I support the charge, without any reservation, that the record has been selectively falsified in order to cover a false Judgment Entry. As a result of the above conduct I am alarmed and deeply troubled and I no longer have any confidence in the entire record, Judge Curran or in the character of the Official Court Reporter, Ricolle J. Guerrieri.

Further, Affiant swear not.


Franklin H. Johnson

Sworn Before me ks on this 5 day of April 2010.

State of California, County of San Diego
Subscribed and sworn to (or affirmed)
before me on this 5 day of April 20 10
by Franklin H. Johnson
proved to me on the basis of satisfactory evidence to be
person(s) who appeared before me.
Notary 



08 APO 43

IN THE SUPREME COURT OF OHIO

08 APO 43

Reggie D. Huff

Petitioner

v.

Visiting Judge
Thomas P. Curran
Respondant

) Petition to disqualify visiting judge
) and
) Affidavit

FILED
MAY 27 2008
CLERK OF COURT
SUPREME COURT OF OHIO

I, in good faith, petition this Ohio state Supreme Court to disqualify visiting Judge, the Honorable Thomas P. Curran, from presiding as Judge at pre and post trial proceedings of the Common Pleas Court case 04-CV-1103 and/or 04-CV-648 pursuant to R.C. 2701.03.

Petitioner further respectfully requests that this court order and review the entire record of these cases since visiting Judge Thomas P. Curran began presiding over them on or about November of 2005. This request is made in good faith in order that this court may obtain a firsthand view of the record supporting the conduct sworn to within the attached affidavit.

This petitioner wishes to thank this court for its respectful handling of the last petition for disqualification filed against visiting Judge Thomas P. Curran on April 10, 2008. Said petition was intended to be in the name of both Reggie D. Huff and Dr. David A. Brys but was supported by only one affidavit in the name of Reggie Huff. As law-abiding "paying litigants" first forced into court and then into pro se service (as a direct consequence extraordinary misconduct of attorneys including one who claimed to be our own (see federal RICO suit attached as exhibit A) which facilitated education on legal principles and procedure, it has nonetheless been our experience that courts tend to simply ignore mandates and even due process at will when any pro se litigant is before them. In contrast this court took the time to review the petition and issue a detailed opinion complete with evidence of genuine research on the issues. This is most appreciated.

Further, petitioner wishes to apologize for the poor quality of the last petition. We were rushed and we used a new voice recognition software that misinterpreted some words and made the document difficult to read and understand in part. Further, the petition was not well put together by swearing to the accuracy of entire exhibits for example rather than stating essential facts directly in the affidavit. The fact this court chose to treat the document seriously regardless of these flaws is a testament to a high degree of integrity. It is the intent of petitioner despite imperfect execution, to treat the process of requesting one judge (or court) to review charges of serious misconduct on the part of another judge with great respect.

EXHIBIT A 1

I would respectfully ask that this court take notice that efforts to acquire relevant portions of the record in support of this petition have been in earnest yet unsuccessful. In light of this fact and others contained herein judgment that any charge herein is not supported by enough evidence would seem to be improper. Therefore this petitioner once again would respectfully ask this court to call up the record before Judge Curran for a full review and investigation.

Pro se bias as experienced

After hiring 16 different attorneys in my business career and finding the services of 14 of them to be of no or even negative value, I was forced to hire another so I hired Douglas G. Combs, who turned out to be corrupt and directly betrayed me my family and my life's work and business. The scheme to fix cases for a wealthy racketeer who we had dead to rights on the law and the facts is well laid out in our new federal RICO case (see exhibit A). After two cases were literally fixed at the hands of this disturbingly corrupt attorney in collusion with opposing counsel I had no choice, and a logical one at that, but to represent myself in order to try to protect my family and business from further destruction. Immediately upon doing so I found that male judges often turned their courts and to a Monty Python skit in order to willfully deny any justice to any pro se litigant. The more law and facts on my side the more profound the judicial misconduct became. The only judges who would give me anything approaching legitimate due process were female. I concluded that for male judges the pro se bias was based in large part on a sense of someone invading on their turf. Allowing a pro se litigant to prevail against a paid attorney diminishes the value of legal services and the value of the judges own skill set with so much invested to obtain it. The complete lack of integrity on the part of primarily male judges has been most disturbing to observe an embarrassing as a fellow male. Professional men should not be so low of self-esteem that they have to gang up on the victims of serious corruption within their own profession to prop up their own value.

There can be no doubt that if the exact same facts and evidence disclosed within this petition were disclosed by a prominent attorney it would be viewed as one of the strongest such type cases and immediate action would ensue. Therefore, while certainly not suggesting that such is probable here, if this court for any reason is of a mind to attempt to cover misconduct, this petitioner would ask that it would just do it without opinion. Please do not insult our collective intelligence with the terminological inexactitudes spinning at the speed of sound that we have been subjected to way too often. Failure to hold Judge Curran accountable at this level will not end the matter. The righteous fight for basic human and constitutional rights is not easily stifled by politically correct cover. We would consider it our civic duty to warn the unsuspecting public by any and all forms of media available today.

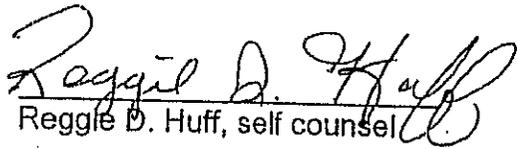
Credibility of petition

This court should in fairness to us note that every effort to avoid this spectacle has been made. We decided the only way to allow Judge Curran the option to avoid a public airing of his conduct was to call his clerk which I did on May 21, 2007. I had to record this call to protect myself from false charges as to the content of the call. I have attached that audio recording respectfully for your review as exhibit B track 2. The record shows that I went out of my way to avoid matters coming to the point where we are today out of respect for the office of state court judge and out of deference to Judge Curran himself. Nothing that is happening today is the product of revenge. Our conduct is based solely on our fundamental right to fight for our human and constitutional rights which are being systematically destroyed by Thomas P. Curran. He and he alone is responsible for the serious miscarriage of justice that both he and attorney Robert F. Burkey have willfully perpetrated.

The record is clear. The deep concern that Judge Curran had made an improper pre-commitment to protect the Burkey group for the full force and effect of the law has been real and documented for nearly two years (See exhibits U + W). The conduct of Judge Curran has been consistent and outrageous at times to that end. Our voiced concerns have consistently been followed by theatrics directed against Mr. Burkey to make it appear as though he was unbiased but as predicted in the end ridiculous ends administratively our employed to avoid any actual unbiased adjudication to the exclusive benefit of the Burkey group.

I have stated repeatedly to our attorneys and others, well before the fact, that I believe that a jury trial would in no way protect us from Curran's schemes, bias, prejudicial administration and preordained outcome. The less informed and less experienced with corrupted courts would not see this coming as we have had no dispositive motions filed against our suit, which would normally have occurred before Curran took our case, we won the rule 23.1 trial and proved false verification, etc. but none of these facts resulted in a single judgment in our favor including sanctions as should and would have normally occurred. The facts) show the jury trial was in fact a setup. The jury was to be manipulated where the outcome would give all the misconduct credibility or else a mistrial would be declared. We knew this going in and predicted in advance and attempted to warn this court as well. Therefore, we have credibility as to our concerns. They cannot be chalked up as mere after-the-fact sour grapes or as a means to cause delay. The only reason this process was not involved sooner is because of scared attorneys who knew and know there was and is a problem and refused to back us up and prevalent *pro se* bias and therefore the need for more evidence.

We now have that evidence which is respectfully submitted this 27th day of May, 2008 by:


Reggie D. Huff, self counsel

IN THE SUPREME COURT OF OHIO

AFFIDAVIT IN SUPPORT OF PETITION TO DISQUALIFY VISITING JUDGE

State of Ohio)
) ss.
County of Trumbull)

I, Reggie D. Huff, do solemnly swear and make declarations of fact known to me personally and in support of "petition to disqualify visiting judge" as follows:

1. I am a law-abiding resident of the State of Ohio and a citizen of the United States of America.
2. I am a plaintiff in Trumbull County Common Pleas Court case number 04-CV-1103 filed on May 10, 2004, based upon state and federal RICO claims as well as several other state claims.
3. I am a defendant in Trumbull County Common Pleas Court case number 04-CV-648 filed March 17, 2004, which was originally based on state derivative claims (which have been dismissed) and several other state claims.
4. Sworn affiant hereby reaffirms the facts sworn to in the affidavit in support of disqualification filed in case number 08AP032 on April 10, 2008 and adopts all paragraphs therein as if fully re-sworn.
5. The next scheduled proceeding the before Judge Thomas P. Curran is set for July 18, 2008.

BACKGROUND FACTS

6. The problems in this case began when I wrote a letter to Judge Andrew D. Logan in a strictly non-*ex-parte* manner as deemed acceptable by other courts I have dealt with. Ironically the letter dealt with the issue of the constant willful misrepresentations being made to the court at status conferences by Mr. Robert F. Burkey many of which are the same as those employed by Mr. Burkey and allowed by Judge Curran over our objection at the jury trial of April 21 2008.
7. Judge Logan used official court letterhead to accuse me of illegal *ex-parte* contact with the court. I very respectfully defended myself by way of motion under duress to strike the false accusation from the record. Judge Logan then chose to recuse himself which was never requested by any party.
8. Just before Judge Curran was assigned to the case we filed a substantial motion to dismiss case number 04 CV 648 on many grounds not the least of which was the charge that the entire case was an actual strike suit supported by

willful false verification which included an attempt to represent the corporation without authorization. The motion was signed by attorney William Paul McGuire.

9. A major theme of all of our motions was the need to adjudicate the issues very quickly in order to save the company which was being systematically destroyed by delay. The record supports the fact that the Burkey group worked hard to delay the process anyway possible while claiming that they were interested in saving the company. Without waiving attorney-client privilege attorney William Paul McGuire informed us that getting a retired visiting the judge should speed the process up as such judges typically have an open docket. We were all excited about the possibility of saving the company and for myself, my livelihood and life's work.

10. At our first hearing before Judge Curran we argued in favor of our motion to dismiss and Robert Burkey continued the process of willful misrepresentation on behalf of his clients. Judge Curran granted only the portion of the motion that required an evidentiary hearing under Rule 23.1 and dismissed the rest of the motion without prejudice essentially refusing to rule on those issues at that time. I specifically recall Judge Curran flipping pages and his date book rapidly until he stopped and announced the date of the hearing scheduled for two days. We were all disappointed that the hearing was set three months out but were relieved that finally a court would look at the actual facts in the case.

11. We made much preparation for the hearing which included flying Dr. Franklin Johnson from Southern California to Warren, Ohio. The morning before the hearing we received a call from a clerk stating that the hearing was being canceled because Judge Curran was stuck in a criminal trial in the Medina County. We were all confused and dismayed as we were informed that Judge Curran had nowhere near a full docket. We were then informed by memo that the hearing had been reset for some six months later. We could not understand why Judge Curran was now moving the case slower than Judge Logan who clearly had a full docket.

12. Attorney McGuire was also concerned and asked the court to move the hearing up. Judge Curran argued on the record that if the regular judge from some other counties were on the case it would move no faster. We took that to mean that we were not entitled to get any better service than the worst the state had to offer despite no other logical reason for the delay. I was deeply concerned about this attitude as it was clearly exactly what the Burkey group wanted and needed and I did not feel it was a proper attitude for a publicly paid public official to have.

13. Upon finally reaching an actual hearing on the merits Judge Curran administered the hearing in such a haphazard and useless matter that it did not resemble an actual legal proceeding as I had known and understood them to be. Judge Curran arrived late, he took lengthy breaks, he broke early for lunch and

was late returning and cut the hearing off early each day. In between he took time to make prejudicial and legally inaccurate statements about myself, he engaged in open prejudicial efforts to convince the doctors that they should turn against me; he implied that they were fools for supporting me as if it was an obvious and proven fact that I was a crook and a con man. He would interrupt sworn testimony by asking witnesses to step down before direct or any cross-examination was complete and he would consistently change the subject matter being discussed and engaged in repeated irrelevant exercises such as calculating the number of shares held in the company over and over again, etc.

14. All of us, including attorney William Paul McGuire, came away convinced that we had a problem with Judge Curran and that Judge Curran administered the hearing with a view to accomplishing nothing.

15. At that point I felt that we were forced to investigate Judge Curran's background as I sense that we're in the process of being set up once again by our own so-called justice system. Further, other facts weighed heavy on me and including hearsay from Dr. Brys that Marc André, one of the Burkey group, threatened him that his cohort Matthew Napier's father-in-law was well-connected in the Ohio legal system all the way to the AG's office and Mr. Napier was asking his father-in-law for help which combined with the plethora of stories of corrupt judges in northeast Ohio excepting Cadillacs and money to fix civil cases for people in real trouble gave me more cause for concern.

MISCONDUCT INVOLVING THE PUBLIC RECORD AND OFFICIAL COURT REPORTERS

16. The file on the double booked criminal trial used as the alibi for more needless delay of our rule 23.1 hearing, revealed that it was actually a complete retrial ordered by the appeals court. This fact alone further concerned me after the extremely poor and bizarre quality of administered proceeding in our case. I recall it also struck me that if Judge Curran was administering criminal cases improperly and unfairly how much more so could we expect the same or worse in the civil case. The file indicated that the retrial was a "DATE CERTAIN" for the same week which included the exact dates of our hearing. The date the order was entered was weeks before our rule 23.1 hearing was scheduled. I became convinced that this trial had to have been in the date book Judge Curran referenced the day that he double booked our hearing.

17. I then decided to travel to Medina County to acquire a transcript of the public hearing held just preceding the court order setting the "DATE CERTAIN" for the court ordered a retrial. On entering the office of Donna Gauriely, the official court reporter for Medina County Common Pleas Court, I was met by a man I would describe as a thug. This man was clearly angry and demanded to know why I was there. After stating my business he leapt into a tirade and began shouting obscenities and demanded to know what interest I had in a convicted criminal.

Miss Gauriely then had to tell him to calm down and back off (See exhibit W). Miss Gauriely then asked me again what I wanted and I could tell she was clearly agitated that I was there to make her money which I found very odd. She then promised to look it up for me later and call me when it was ready.

18. As I recall, Miss Gauriely never called me back so I called her repeatedly. When I finally did get her on the phone I recorded the calls and they are provided here as exhibit B TRACK 1. They support all the facts I have sworn to here. Miss Gauriely informed me that she would not be giving me the public record as requested I told her it was the public record and she could not withhold it. She then claimed I had to get a court order which I balked at and then demanded to know who had told her to obstruct my access to the public record which at first she refused to tell me. I pressed and told her what she was doing was wrong. She had no argument legal or otherwise to justify her conduct. Finally she confessed to me that Judge Curran had demanded of her to block my access to the public record and gave no legal reason for it (listen to exhibit B TRACK 1).

19. Thomas P. Curran has willfully falsified the public record in his own interest. The willful falsification of the public record in self-interest has occurred in numerous times not limited to paragraphs 20 + 21 below.

20. On **April 21, 2008** Thomas Curran made a point to refute on the record the charge that he spoke on his cell phone during sworn testimony on January 25, 2008. I was the one testifying in cross-examination from attorney Robert Burkey at the time when heard a voice from the bench that stopped my testimony and directed my attention to the bench. I was forced to stop my testimony and wait until Thomas Curran finished his cell phone conversation which lasted approximately 45 seconds to one minute after the initial interruption. On **April 21, 2008** Thomas Curran's denial on the public record was unequivocal as to talking on the cell phone at any time during the hearing.

21. On **April 30, 2008** Thomas Curran injured a partial judgment in which he stated "all parties recited on the record that they were satisfied with the charge" (See exhibit K). In fact I objected to the charge or to charge the jury and I did so repeatedly and in clear terms as the unaltered public record will support. I believe that Thomas Curran was trying to trick an inexperienced *pro se* defendant into a trap by making a statement that could be argued as a waiver to all the previous motions and objections of record. I believe Thomas Curran needs cover for his misconduct leading up to and during the jury trial.

22. February 8th 2008 Thomas Curran entered in order that stated that a letter marked "this is not *ex-parte*" in fact was *ex-parte* knowing this to be entirely false and justified striking it from the record on that basis (see exhibit H).

23. The falsification of the public record described in paragraphs 20-22 above are not mere terminological inexactitudes, they are flat out falsehoods where their

only purpose and value is related to the cover-up of judicial misconduct. Therefore, I charge that Thomas B. Curran willfully falsified the public record for his own interest and in furtherance of illegal schemes to deprive myself, Dr. Brys, Dr. Johnson and my company, Engintec Corp (an Ohio corporation) of justice under the law.

24. In light of the above and in context with the above a further state that I find Thomas Curran's interaction with attractive young female court reporters such as Richelle J. Guerrieri of Trumbull County to be inappropriate. Thomas Curran likes to call Miss Guerrieri "Princess" on the job away from the jury and open court. The tone of voice used in addressing Miss Guerrieri is notably different than that a Professional would or should use in the workplace. My deep and valid concern over the safety of the public record around Thomas Curran notwithstanding I find this conduct highly questionable as it relates to any female employee but most exceptionally when directed at the person who controls the public record.

MISCONDUCT INVOLVING WILLFUL MISADJUDICATION OF CLAIM ON BEHALF OF NONEXISTANT NONPARTY PLAINTIFF

25. Both myself and attorney William Paul McGuire have objected to attorney Robert Burkey's unauthorized representation of Engintec Corp from the very beginning (See exhibit C). After nine (9) months of defiance Burkey removed Engintec as a plaintiff (apparently by caption only) and amended to flip it to a defendant within the same suit. After that Attorney McGuire Wrote a letter to Burkey warning him about continued efforts to represent the corporation by stealth misapplication of frivolous claims (see exhibit D). In that letter for he was warned that he may be engaging in misconduct as at that time we had not found any president for this kind of misconduct. A few months later I wrote a letter to Burkey and warned him again to cease and desist the unauthorized representation (See Exhibit E).

26. Over the course of more than one year we would push the issue regarding this strike suit and its frivolous claims that were propped up by willful false verification. By January 25, 2008 are constant complaints about delay and demand for a judgment on the issue forced Thomas Curran to ask Burkey to voluntarily dismiss his derivative claims. On March 20, 2007 he did just that (see exhibit F). Thomas Curran then allowed Burkey to amend his complaint again over my objection on the record with the promise that it would only strip out the derivative claims and nothing new would be added or created. After this point our counsel withdrew leaving us all unrepresented for reasons detailed in paragraphs 53-57 herein.

27. Burkey then filed a "second amended" complaint which completely violated the restrictions supposedly imposed. All vestige of the legal elements supporting derivative claims however was affirmatively stripped out including the false

verification replaced with no verification.

28. Amazingly, despite all the talk and warnings regarding unauthorized representation and the repeated indications on the record that both Burkey and Curran are well informed on the issues Burkey, now fully aware that Curran was disposed to abuse the power of the state to cover for him to plead a 'conversion and diversion of corporate assets' claim with no link to any personal rights of any of his clients. I objected to this orally before Judge Curran and was resoundingly rebuffed. We became concerned enough about the issue that we felt a written record of our objection was in order. Therefore we filed a motion to strike the second amended complaint and attached Attorney McGuire's letter of warning as exhibit A to that motion. Paragraph 6 of page 3 of the motion details the issue succinctly and is attached here as exhibit G.

29. On February 8, 2008 Judge Curran attempted to validate this serious misconduct by making a truly indefensible ruling in favor of the Burkey complaint (see exhibit H). Exhibit I last paragraph provides undisputable proof as to Judge Curran's knowledge of the law and common sense regarding unauthorized representation and his choice to enforce this law on a strictly indefensible double standard basis. This is only the tip of the ice berg. Those that would try to defend Curran and/or Burkey are going to find these facts very problematic.

30. By this conduct Curran made it clear to us that his improper bench order banning all dispositive motions was going to be enforced no matter how warranted such motions would be on their face. Curran made it clear that we were to be forced into trial without counsel on completely frivolous, legally invalid and flat out illegal claims even ones for which NO ACTUAL PARTY PLAINTIFF EXISTS.

31. To me this situation provided proof that the entire judicial process was corrupted to its core and an all out pedal to the metal effort to destroy our side for the exclusive benefit of the Burkey group was ongoing and fully committed to. Even still I doubted that Curran and Burkey would actually present a wholly illegal claim to a jury for adjudication let alone actually charge the jury on the claim (over objection) and then enter a verdict on zero (0) evidence on a partial judgment, falsify an agreement to charge the jury on the judgment and have it published in an actual newspaper. We are somewhat stunned at the audacity of this conduct which is now a matter of public record (see exhibit J + K, exhibit J shows how the jury inflamed by a the massive prejudicial misconduct described below struggled with the fact that there was "ZERO" evidence that I converted a single dollar while there was evidence that I was actually owed \$11,700 from the corporation due to underpayment. Exhibit K pages 955 and 956 show the actual entry of the partial judgment for "Engintec, Corp." an actual non-party non-plaintiff!).

32. Upon showing these facts to attorney William Paul McGuire his first response

was, and I quote, "there is no way Burkey could say this was inadvertent". Mr. McGuire's statement is absolutely correct and supported by an extensive public record; however, his statement also applies to Judge Thomas P. Curran. This is serious misconduct on the part of both Judge Curran and Attorney Burkey and the public record belies any defense because it shows that both fully understood that the corporation had to have authorized counsel to assert any claim on its behalf. In fact Judge Curran aggressively struck down an attempt by myself to protect the interests of the corporation after its counsel withdrew from the proceeding without notice on the basis that not a single word in the interest of the corporation could be uttered by someone not actually representing the corporation (see exhibit I).

33. In order to find any precedent on the issue of unauthorized representation I had to expand research outside of the State of Ohio. The research shows that this issue has been treated very seriously in all other jurisdictions that have dealt with it even though I could find no example of anyone going anywhere near as far as Curran and Burkey has in this case this conduct is disbarable and supported by exhibits L-O.

EX-PARTE MISCONDUCT IN SUPPORT OF CONSPIRACY TO FIX CASE

34. On Friday March 28th 2008 Burkey filed a motion with willful false representations therein. He then put copies in the US mail system even though he has used the fax machine and/or hand delivery in the past. On Monday March 31st 2008 Curran dictated a court order to Judge Andrew D. Logan granting the motion without question and sought to validate the false assertions therein with the threat against my liberty (exhibit P). I did not receive a copy of the motion until late the same day it had already been ruled on. I had no knowledge of the motions existence before that time. The concerns detailed in exhibit Q attached all came true in spades and we were all prejudiced at the trial of **April 21, 2008** due to this improper *ex-parte* ruling. Based on Judge Curran's previous conduct as detailed above Judge Curran cut our side completely out of the process and no objective ruling no matter how necessary was possible for our side rendering opposition to any Burkey motion illegally mute and moot before the fact. Exhibit Q and the motion filed by Dr. Brys requesting proper recording of witness were both ignored which served to further prejudice our defense at trial.

35. **April 16, 2008** Attorney David J. Betras crossed paths with Burkey at an unrelated legal proceeding. Burkey informs Attorney Betras that he intends to contest are voluntary dismissal of our four year old federal and state RICO case consolidated with Burkey's case. Burkey planed to force us to sue his clients against our will claiming that are consolidated case had become "counter claims" to his suit. Dave Betras calls me to inform me of Burkey's plans. This was the

first time I heard of this ridiculous plan as any suggestion of voluntary dismissal was welcomed before. Around this time I had occasion to discuss this plan with Attorney Doug Ross who called me about the status of the case. He told me that he believed Burkey was entirely wrong on this issue and he would support our absolute right to dismiss our case.

36. The morning of the jury trial **April 21, 2008** Judge Curran opened court proceedings on the record before all counsel and self counsel. Curran almost immediately addressed the issue of voluntary dismissal as he had arranged the local newspaper to report on the front page that very morning. Curran stated that he was considering not allowing voluntary dismissal as he saw the case as "counter claims". This was stated without Burkey having uttered a single word about his inexplicable "counter claim" idea. Mr. Ross then stood up and defended our right to dismiss on legal grounds and Curran backed down.

37. These facts brought into focus what I had already reluctantly concluded namely that we were being set up. I have a fair amount of legal experience and I have discussed many legal principles and legal system tendencies with many an attorney representing many decades of experience. They all say the court's never attempt to violate one's absolute right to dismiss their own case. They all say courts always welcome dismissal over trial wherever appropriate and if anything tends to be too eager to dismiss cases. Further, it is unheard of that parties would force opponents to sue them especially where there is a mountain of damning evidence against them. This would seem to be malpractice on its face. Further, the notion that these two inexplicably unlikely positions would occur simultaneously between the court and the mal-practicing attorney by mere coincidence is beyond incredible.

38. In light of the above I confidently charge that an *ex-parte* conspiracy between Attorney Burkey and Judge Curran occurred and had to of occurred in order for these facts to of occurred as they did. Both Burkey and Curran knew that the trial would be administered in a manner designed to inflame the jury against us. The 65 years of experience in manipulating juries would be fully employed to destroy our rights and justice and our case with the ability to hide behind a bogus jury verdict. A mistrial would act as a ready emergency ejection mechanism should the plan began to go awry. Burkey tried to force us to sue his clients against our will because he knew in advance that under no circumstances will the judgment be entered against his clients. This fact lines up squarely with the charge we have been making for nearly 2 years but with little evidence until now.

39. At the initial pre-trial hearing in early 2006 the issue of phone appearance at the supposedly set rule 23.1 hearing upcoming was raised. Judge Curran rejected the idea and suggested that the burden of proof may be on the Burkey group so they would need to appear to defend their derivative action. After the facts regarding the double booking of the hearing described in paragraphs 10-12 + 16-18 above were uncovered I became very concerned that a conspiracy to

protect the Burkey group was in full operation. If so in the Burkey group would likely have access to knowledge of most aspects of the plan beforehand. At a deposition sometime in mid-to late 2006 I asked Burkey to provide evidence that any of his clients traveled to Ohio or were otherwise unaware of a plan to delay up to the same time we were, which was the morning before the hearing. Burkey immediately became physically uncomfortable and refused to answer the inquiry. I then asked the question again and he again refused to answer and demanded that the deposition go forward. To this date Burkey has provided no evidence that any of his clients traveled to Ohio as Dr. Johnson did or planned to do so up to the time we were informed of the apparent preplanned conflict.

OVERT ACTS OF PREJUDICE AND BIAS BEFORE AND DURING TRIAL

40. As stated before in a previous affidavit adopted herein, at the initial rule 23.1 hearing Judge Curran made extremely prejudicial direct statements on the record encouraging my business partners, Dr. David Brys and Dr. Franklin Johnson to turn against me. Curran was abusing his authority to attempt to break up unified parties on one side of the litigation. At that early point I knew something was seriously wrong but I felt powerless to do anything about it without more evidence.

41. At that early point sometime in mid-to late 2006 I became convinced that no matter what facts, law or motion practice was presented to Judge Curran he was not going to allow any judgment to be entered against the Burkey group. In the previous year this concern has been supported by Judge Curran's extremely agitated response to Attorney Doug Ross repeated requests to allow and consider dispositive motions as part of a normal due process and procedure. Finally, on January 25, 2008 Judge Curran issued a clear and unequivocal bench order demanding "no dispositive motions".

42. On **April 21, 2008** I brought the subject up again and again Judge Curran sought to falsify the trial record by claiming that he never stood in the way of any right to file a dispositive motions. I made an oral motion to continue the trial to the summary judgment process and then argued that being forced to go to trial on claims for which there is no jury issue is in an of itself extremely prejudicial. The motion was of course denied.

43. The morning of **April 21, 2008**, the first day of the jury trial, a front-page article about the trial appeared in the local newspaper called the "Tribune Chronicle" (See exhibit R). The article quoted Judge Curran and discussed my attempted disqualification of him. No one from the paper contacted anyone from our side to comment on the opposing view of the disqualification or Judge Curran's comments about our voluntary dismissal and filing of new cause of action in federal court. From the horses mouth I have been told this violates the

paper's fair reporting standards. We did not even know about the article until that evening (see exhibit R).

44. After observing Judge Curran's extremely and even outrageous prejudicial manipulation of the jury against our side for six days I decided to meet with the reporter of the news article a Mr. Chris Bobby. Mr. Bobby revealed to me that he had exchanged cell phone numbers with Judge Curran and Judge Curran had contacted him before the trial. I tried to get proof of this admission by contacting this reporter by phone and secretly recording it. Since this reporter seemed to be at the back and call of Judge Curran I was not confident that if asked him to reveal the source of his highly prejudicial article he would freely do so in some provable fashion. That phone conversation is attached as exhibit B TRACK 3.

45. The article effectively poisoned the jury pool against us. The article made it appear as though out of desperation for being guilty we attacked Judge Curran's physical age and/or mental health. The article also made it appear as though we "removed" our case to federal court to avoid justice where we filed an entirely "new cause of action" covering many more years of conduct by many more defendants than the original case. That original case has been provided here as exhibit b to exhibit A. further the article made it appear as though no attorney with support our case by failing to mention that a team of attorneys filed the new cause of action.

46. Judge Curran then poured on the charm with the jury, buying them doughnuts and making sure they knew that fact and connecting to them with an artful avuncular quality praising them repeatedly well beyond necessity as if they were all part of a proud family. Before any testimony even began we were so far in the hole we had no chance to avoid the prejudice. I charge that no truly impartial judge acts in this matter. The media manipulation was part of the planned set up and it worked to perfection.

47. The "breathtaking" lengths that Judge Curran and Burkey went to prejudice the jury involved the conduct described in paragraphs 25-33 above. The inclusion of the unauthorized and illegal claim that I, Reggie Huff, stole from the company I founded which gave the appearance that my own company was accusing me of theft and the mere presence of that accusation alone prejudiced the case because of course it would follow in most people's minds that someone who has stolen from the company has also committed "fraud". Yet, there was no evidence to support either claim and exhibit J illuminates that fact. The case was decided on pure emotion inflamed by calculated misconduct bias and prejudice.

48. To the same end as paragraph 47 above Judge Curran changed the caption of the case before the jury without notice or reason from "Robert W. Harris et al vs. Engintec, Corp et al" to "Robert W. Harris et al vs. Reggie Huff et al". I objected and pointed out the fact that the caption was set by court order (see exhibit S). Judge Curran simply ignored my objection and fashioned all

reference and documents presented to the jury to the false and more prejudicial caption.

49. During the trial Judge Curran decided that our otherwise inconsequential document used by Burkey during direct examination should immediately be singled out and shown to the jury as if of special importance. I stood up and asked Judge Curran if he was intending to direct the jury to view any of our documents as if of special importance. Judge Curran immediately began yelling at me and belittling my concern by saying "are you suggesting that I'm not going to be fair". I was forced to back down as the display before the jury was only exacerbating prejudice against our entire side. Later Judge Curran asked me to state on the record that I was getting a "fair trial" which I did under duress and in the vain hope of reducing anymore revengeful and prejudicial conduct directed against our side. I believe Judge Curran hopes to argue a waiver to all timely objections and motions, etc. that expose his prejudicial misconduct.

50. Later in the trial during my cross-examination of Burkey's last witness, Christopher Miller, I raised the issue of Mr. Miller's theft of control over corporate asset, in particular Engintec web sites, which he employed for three years to willfully to defame and slander me and the company and to offer a cash reward to anyone who could provide negative information on me or my business practices. This was a key piece of evidence because these parties claimed that they were always only trying to help them save the company. Further these key facts were well pled in our new cause of action to federal RICO case attached as exhibit A paragraph 47. Immediately upon questioning Mr. Miller regarding this seriously unlawful conduct Judge Curran interrupted me and restated the charge in his own words and then began laughing uncontrollably. After some 30 seconds he put his hand to the side of his face and then started to bend over continuing to gyrate in uncontrollable laughter. His antics stopped my cross-examination in its tracks. I looked over at the jury and saw most of them laughing right along with Judge Curran. In particular I noted juror number three (3) was out of control and literally buckled over an all-out laughter.

51. The laughing incident served to completely trivialize this particular key evidence and our entire case. It told the jury the authority of the power of the state thought our case was a joke. It should be noted that Judge Curran continued after this point to select Burkey evidence for special solemn serious review by the jury and none of our evidence no matter how damning no matter how credible the matter how material was ever given the same treatment.

52. Pretrial I filed a motion in limine which I have attached here as exhibit T. I asked Judge Curran to rule on the motion pretrial because of the inability to "unring the bell" which of course he refused to do. At trial Burkey was allowed to pound a narrative that Reggie Huff, foolishly supported by two very well-educated doctors who had obviously been conned for some 14+ years, stole \$1 million from investors in Oregon, received large money judgments as a result of that

alleged theft fled the state of Oregon and now that state was seeking to arrest Mr. Huff. All of this of course is completely false as known by both Judge Curran and Burkey. The most inflammatory piece of evidence was the bench warrant, a byproduct of the racketeering disclosed in exhibit A. The warrant was based on a false assertion that I failed to appear at a civil hearing 2500 miles away while my wife was in the hospital literally cheating death from an incident that has left her permanently disabled. In truth the entire thing may have been caused by miscommunication due to a last-minute change from the actual judge assigned to the case to a new one without notice. My written request to appear by phone as was the custom was apparently overlooked. The warrant also has other major flaws that invalidate it. This warrant was issued well after the file date of the Burkey case. Judge Curran's consistent double standard meant that we were restricted from entering documents in defense that were produced only weeks after that same file date. Yet Burkey was allowed to enter this bogus warrant at that occurred many months after that same file date. Further the warrant provided no probative value to the Burkey case nor did Burkey show any probative value or even attempt to. Its value was to confuse and inflame the jury and nothing else.

PREJUDICE INVOLVING COUNSEL AND THE LACK THEREOF

53. Without waiving attorney-client privilege are former counsel, William Paul McGuire, has stated to us and to other counsel we have hired, without equivocation, that he believes our case to be meritorious. Mr. McGuire has specifically stated as recently as four months ago, well after discovery in the subject case had ebbed, that the evidence in the case much of which is supported by e-mails shows that Burkey's clients planned an illegal takeover of in Engintec in violation of contracts and the law which had a specific trigger point. The trigger point was the assignment of the patent to the corporation. Mr. McGuire further states that the illegal scheme included the willful creation of fraudulent corporate documents, which in one instance involved forging a board member's name, Dr. Franklin Johnson, and that there is clear evidence showing that the motivation for all of this was pure greed.

54. Further, this court is asked to take judicial notice of the fact that Mr. McGuire continued to represent myself my wife and my family in the same courthouse before Judge McKay and Judge Kontos both very qualified professional judges. Further Mr. McGuire has chosen to continue to represent all of the same parties including myself on the same issues and more in federal court as you may note his name is on exhibit A.

55. This evidence further supports the fact that the problem is was and always has been Thomas P. Curran. Mr. McGuire may not like me saying this as he is concerned about damage to his career, but, he told me that Judge Curran scares him and that he has therefore decided to refuse to practice law before him if at all possible. The public record clearly supports this as fact (See exhibits U+V).

56. In the months before and of course the days just after this court denied my disqualification request I myself and the other parties sought out help from counsel which for obvious reasons was not easily obtainable. In the days after the unexpected instant ruling on disqualification I begged for anyone to commit to sit as a mere consultant and failed in large part due to the tense situation caused by Judge Curran's misconduct. The lack of counsel further prejudiced our side by eliminating our option to assert any claims as plaintiffs presenting a balanced party designation before the Jury.

57. I do not need to explain in detail all the ways the lack of experienced counsel, going into a jury to before a combined 65 years of experience corrupted to deprive us of justice, is prejudicial. Trying to explain to a jury why to doctors have no counsel is a nonstarter the appearance of illegitimacy of our entire case and/or of ourselves was nearly impossible to overcome. This was all the fault of Judge Curran working in concert with Burkey and the constant misconduct, bias and illegal prejudice we have been subjected to at have their hands.

CHARGES AND REMIDY

58. In light of the above and much more that could be documented I charge Judge Thomas P. Curran with public corruption. Further, the failure to disqualify Judge Curran has made him corrupt absolutely. I, nor anyone with common sense, needs a videotape of Judge Curran excepting payment or ex-parte instructions from Burkey or an intermediary representing Burkey or any of his clients to understand what is going on with this case. Further, such evidence is not necessary for this process. Whether Judge Curran excepted any benefit for setting us up or whether he did it all for free is of no consequence the fact is he did it and he must be disqualified for this process to have any legitimacy.

59. Further, I charge Judge Thomas P. Curran with fraud upon the State of Ohio for accepting payment for work that he has failed to perform and in fact never intended to perform.

60. Further, it would be obvious that no human being exposed to the charges within this document whether guilty or innocent would be able to perform the duties of a judge fairly and impartially in matters involving the same parties that have made these charges from this point forward.

Further, Affiant swear not.

Reggie D. Huff
Reggie D. Huff

Sworn Before me David E. Johnson on this 27th day of May 2008.



David E. Johnson
DAVID E. JOHNSON
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires 1/23/2008

Burkey, Burkey & Scher, Co., LPA
ATTORNEYS AT LAW

Robert F. Burkey, Esq.
Elise M. Burkey, Esq.
James R. Scher, Esq.

200 Chestnut Place
200 Chestnut Ave. NE
Warren, Ohio 44489
(330) 393-3200
Fax: (330) 393-6436
Email: rb@title-company.net

Date: March 22, 2010
To: Reggie D. Huff
Fax: (330) 372-1015
Re: Voice Mail of 03/22/2010
Request for Stipulation
Sender: Robert F. Burkey, Esq.

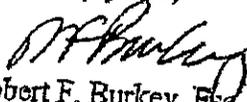
YOU SHOULD RECEIVE 2 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT
RECEIVE ALL THE PAGES, PLEASE CALL (330) 393-3200.

Dear Mr. Huff:

Attached please find a transcript of your telephone message to my office. In the future, I propose that you communicate only in writing. That way there will be no misunderstandings or misquoting of what may have transpired.

Dealing with your specific request, my recollection is far different than yours. Further, the time to object to the record has passed. Based on the foregoing, I cannot accommodate you in any stipulation whatsoever.

Very truly yours,


Robert F. Burkey, Esq.
rb@title-company.net

Attachment

The pages comprising this facsimile transmission contain confidential information. This information is intended solely for use by the individual entity named as the recipient hereof. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this transmission is prohibited. If you have received this transmission in error, please notify us by telephone immediately so we may arrange to retrieve this transmission at no cost to you.

Telephone Call from Reggie D. Huff
Transcribed March 22, 2010

Voice of Reggie D. Huff

Bob, this is Reggie, um there is a problem with the record. Ah, I think you remember that I stated in the Motion to Vacate that I in fact refused to agree to charge the jury and I am sure that you remember that right in there, just before the judge was going to release everybody and give instructions for the jury to take a break and then come back to deliberate, he kept very boisterously asking me to agree to charge the jury and I kept saying no and, in fact, I did it three times as I recall, at least three times, maybe four. I talked with Dave and Frank and they both remember because they kind of said that it was a scene, a little bit of a scene that was created because the judge just kept coming back and pushing me to, ah, agree to charge the jury. Well it turns out that that whole section including the instructions ah, for the, break that the jury was to take before the jury was to come back and start deliberations, all of that is missing from the record. Um, and uh, we have a little bit of a problem with that. Now the rule, its rule 9, let me just see here, Appellate Rule 9(e), basically says it can be a stipulation of the parties. So that is why I am calling, I am wondering if you will be willing to stipulate that that did in fact occur so that we do not have to go through a whole process here possibly. I mean, I think the Appeals Court might be able to allow the record to be supplemented but they could also require it to be remanded back and have the lower court figure out how to correct the record or find out why it is not in there in the first place etc. and that could be a big delay. So, um, and ah you have indicated that you did not want this to be delayed any more and neither do I, so I am just asking if you are willing to ah stipulate to ah to what happened in terms of the refusal to charge the jury. O.K. I am at 330-372-6615. Please give me a call back ah ASAP and let me know what your answer is and if we are to stipulate I want to know how we are suppose to do that. Do we each file a separate document or ya know how do we proceed to do that. So let me know o.k. Thank you. Bye

Recorded on March 22, 2010 at 11:04 a.m. on the voice mail of Robert F. Burkey, Esq.

IN THE ELEVENTH APPELLATE DISTRICT
TRUMBULL COUNTY, OHIO

	)	CAUSE NO. 08 TR 90
)	
ROBERT W. HARRIS, et al.)	
)	
Appellees	)	REPLY TO APPELLEE'S
	)	"RESPONSE" TO CHARGE
vs.	)	INVOLVING FALSIFIED PUBLIC
	)	RECORD
ENGINEC CORP, et al.)	
)	
Appellants	)	(oral argument requested)
)	
)	

MAY IT PLEASE THE COURT:

Appellees through counsel are actually demanding this Tribunal abuse its oversight authority and simply ignore and thereby cover over one of the most serious issues ever presented to this or any other Ohio Court.

This desperate demand, including a demand that the perpetual victims be further victimized, is frivolous and is not supported by any:

1. Facts,
2. Evidence,
3. Affidavits,
4. Legal Arguments or
5. Legal Authorities.

FILED
 COURT OF APPEALS
 APR 16 2010
 TRUMBULL COUNTY, OH
 KAREN INFANTE ALLEN, CLERK

For several reasons, both legal and practical, this Court cannot accommodate this desperate cover up demand.

1 EXHIBIT-B 3 pgs

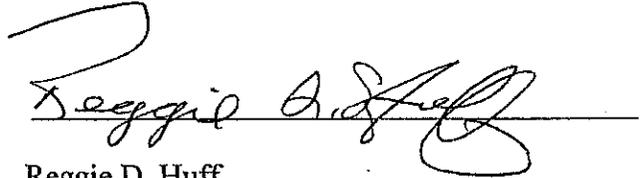
By keeping the pressure on a corrupt enterprise that has its roots in outright fixed cases in Oregon (See Federal Civil RICO Case No. 4: 09CV568) corruption must spread like a cancer as it tries to cover its ever expanding tracks. I am propelled by the simple fact of nature that it is inevitable that at some point this corrupt enterprise will over reach and/or make a mistake letting the genie out of the bottle. When this happens there will be a public scandal, careers will be ruined, some will be bankrupted and some will face incarceration. It is not a matter of if but when, and, that process may have already hit the tipping point.

Currently this Court has before it a serious Charge involving a definite public interest. The Charge is supported by three (3) credible sworn witnesses and four (4) Affidavits including one produced only days after the key events occurred and at extreme risk when it was believed the record was safe and anyone, most notably Judge Curran himself, could order it transcribed and entered at any time. The Charge is further supported by the conspicuous reactionary conduct of the Official Court Reporter when confronted. There is a clear and obvious high grade motive involving the threatened scrutiny of the late Chief Justice of the Ohio Supreme Court, Thomas Moyer, and there appears to no credible defense since the perceived rarity of the offense is no defense at all.

It is simply not practical or useful for highly qualified public officials, elected officials, to turn their back on the public or the mandate and ideals they are supposed to stand for. When this whole thing finally hits critical mass, and it will, there will be an entirely avoidable and needless price to pay for a lack of will now. It's a matter of stewardship and unflappable objective judgment. The handling of this matter could ultimately prove or disprove these attributes as it applies to this Tribunal. Therefore, this

Court can do no wrong by, at a minimum, ordering or referring this matter for an independent investigation (such as an FBI investigation to remove questions of conflict).

Respectfully submitted this 16th day of April 2010 and signed by:

A handwritten signature in black ink, appearing to read "Reggie D. Huff", is written over a horizontal line. The signature is stylized and cursive.

Reggie D. Huff
856 Youngstown-Kingsville RD NE
Vienna, Ohio 44473
(330) 372- 6615
(330) 372- 6316 FAX
Counsel for Reggie D. Huff.

IN THE ELEVENTH APPELLATE DISTRICT
TRUMBULL COUNTY, OHIO

ROBERT W. HARRIS, et al.)
Appellees)
vs.)
ENGINEC CORP, et al.)
Appellants)

CAUSE NO. 08 TR 90

REPLY TO APPELLEE'S
"RESPONSE TO REPLY"
INVOLVING FALSIFIED PUBLIC
RECORD

(oral argument requested)

FILED
COURT OF APPEALS
APR 27 2010
TRUMBULL COUNTY, OH
KAREN INFANTE ALLEN, CLERK

Now comes Appellant Reggie D. Huff and responds to Appellees' Robert Harris, Matthew Napier, Mark Endre, and Christopher Miller's "RESPONSE TO REPLY" by force of an out of order improper filing of a frivolous pleading in desperation.

It has been my observation that when dealing with self counsel capable of presenting the clearest of issues, especially those involving improper conduct and/or corruption, the most intelligent attorneys and in some cases judicial officers suddenly become 'confused' and charge self counsel of not being clear enough so as to cowardly avoid dealing with the issue with true integrity. Mr. Burkey now claims he is confused but at least does concede an investigation into the sanitizing of the public record is in order.

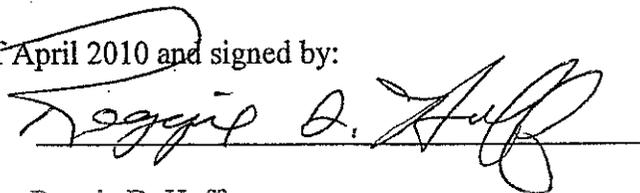
Therefore, this Court should consider ordering Richelle Guerrieri to turn her original short notes and recordings over to the FBI who can check them for tampering and/or forgery. Enough time has past that the FBI may be able to test the age of the ink and/or paper to determine if forged supporting documentation has been created. That's one method and there are several others.

EXHIBIT-C 2 Pgs

As clearly stated within the "NOTICE AND CHARGE" filed on April 5th and 7th 2010 and the supporting Affidavits, the falsification of the record is not limited to one area. Despite this obvious fact Mr. Burkey asks this Court to refer to the falsified record to prove it was not falsified. As already clarified in the "NOTICE AND CHARGE" the issue of the language of the jury instructions and the issue of whether the jury should actually be charged to decide the illegal claims presented therein are completely different and the lower court made that distinction itself, not the Appellants. I do not recall Judge Curran using the term "charge" when referring to the jury instructions. Further, the supposed exchange Mr. Burkey cites is a single exchange not the "repeated" i.e. three (3) attempt exchange that actually occurred and failed.

Finally, this repeated demand to sanction the victims is itself frivolous and offensive. First, it is always focused on the undersigned and ignores the involvement of two other Appellants as if these Doctors are victims of the undersigned's evil spell and therefore unable to think for themselves. Secondly, this latest demand is part of a pleading that highly experienced counsel knows is completely out of order and would force an opposing party to expend more time and resources needlessly. Mr. Burkey and Mr. Ross should be sanctioned and referred for disciplinary proceedings, the Appellees should be sanctioned and the Official Court Reporter should be investigated without concern as to where such an investigation will lead.

Respectfully submitted this 27th day of April 2010 and signed by:

A handwritten signature in black ink, appearing to read "Reggie D. Huff", is written over a horizontal line.

Reggie D. Huff
856 Youngstown-Kingsville RD NE

STATE OF OHIO)
)
COUNTY OF TRUMBULL)

IN THE COURT OF APPEALS
ELEVENTH DISTRICT

ROBERT W. HARRIS, et al.,
Plaintiffs-Appellees,

JUDGMENT ENTRY

- vs -

CASE NO. 2008-T-0090

REGGIE HUFF, et al.,
Defendants-Appellants.

FILED
COURT OF APPEALS
AUG 09 2010

TRUMBULL COUNTY, OH
KAREN INFANTE ALLEN, CLERK

On April 7, 2010, Appellant Reggie Huff filed a "First Amended Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities with Multiple Supporting Affidavits." Within this pleading, Huff requests, among other things, that the "Notice and Charge that Record has been Falsified ***, " which was filed incorrectly in the companion case to this, to wit, 11th Dist. No. 2008-T-0091, be incorporated in this pleading. The court hereby grants this request and will make a part of the record in this case a copy of the pleading filed April 5, 2010, in case number 2008-T-0091, titled "Combined Notice and Charge that Record has been Falsified to Cover False Judgment Entry and Motion to Refer Matter to Proper Authorities with Multiple Supporting Affidavits."

Appellees filed a response on April 14, 2010. Huff filed a reply on April 16, 2010. Appellees filed another response to this reply on April 20, 2010, and Huff filed a reply to this on April 27, 2010.

EXHIBIT-D 4pgs

5

In the April 5, 2010 document filed by Huff in case No. 2008-T-0091, and incorporated herein, there are numerous allegations of impropriety. The allegations essentially deal with the absence in the record on appeal of a portion of colloquy at the trial court between the trial judge and Huff concerning objections or lack thereof to the jury instructions.

Huff has requested that this court, under App.R. 9(E), "take any and all extraordinary actions necessary to do justice and protect the public, the integrity of the legal system, and Appellants [sic] human and constitutional rights without delay."

App.R. 9(E) states as follows:

"Corrections or modification of the record. If any difference arises as to whether the record truly discloses what occurred in the trial court, the difference shall be submitted to and settled by that court and the record made to conform to the truth. If anything material to either party is omitted from the record by error or accident or is misstated therein, the parties by stipulation, or the trial court, either before or after the record is transmitted to the court of appeals, or the court of appeals, on proper suggestion or of its own initiative, may direct that omission or misstatement be corrected, and if necessary that a supplemental record be certified and transmitted. All other questions as to the form and content of the record shall be presented to the court of appeals."

Based on the information contained in Huff's affidavit attached to his pleading, the nature of the defect in the record relates primarily to the

conversation surrounding whether there were any objections to the jury instructions.

In a review of the assignments of error from this case, it is clear there were no errors claimed with regard to the manner in which the jury was instructed. Therefore, any objections to the manner in which they were instructed have been waived. It is clear that any objection to jury instructions must be specific and clearly preserved on the record. See *Stevens v. Provitt*, 11th Dist. No. 2002-T-0076, 2003-Ohio-7226, at ¶54. The only thing clear in the record, as pointed out by appellees in the response filed April 20, 2010, is that Huff did, in fact, acknowledge satisfaction with the instructions.

The record in this case was filed January 20, 2009. If Huff had a specific objection to a jury instruction and his objection was properly made but omitted from the record on appeal, there was ample time before briefing to review the record and discover the omission. At that point, App.R. 9(E) could have been employed to correct the omission.

According to the affidavit filed by Huff, the first time he saw the record in this case was when he traveled to his then attorney, Robert Melnick's, office on March 10th, eight days *after* the oral argument in this case. Any attempt to challenge the record at this point, after briefing and oral argument, is not well-taken.

In addition, it appears from a review of Huff's own affidavit that his concerns about the omission in the record have little or no merit. This is because of his sworn statement that he was objecting to the fact "that the jury should

actually be charged in this case because there are so many fundamental problems with the case that can not be fixed with changes to the jury instructions.”

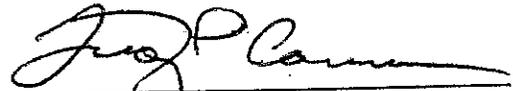
Huff has not set forth any specific objection he had to the jury charge.

Huff did not review the record on appeal and request timely supplementation of the record.

Huff did not, in this case, nor in case number 2008-T-0091, assign as error any issue with respect to a specific instruction to the jury.

After a thorough review of Huff's various contentions and accusations, it is readily apparent that Huff has made factual allegations of misconduct and wrongdoing based purely on speculation, innuendo, and assumption. Making accusations based on pure speculation, innuendo, and assumption that require a responsive pleading is precisely what Civ.R. 11 is designed to limit.

Huff's request is not well taken and is hereby denied.



JUDGE TIMOTHY P. CANNON

MARY JANE TRAPP, P.J.,

COLLEEN MARY O'TOOLE, J.,

concur.

FILED
COURT OF APPEALS

AUG 09 2010

TRUMBULL COUNTY, OH
KAREN INFANTE ALLEN, CLERK

THE TRUTH!

ABOUT

MARY JANE TRAPP

CANDIDATE FOR JUSTICE OF THE OHIO SUPREME COURT 2010

ON AUGUST 20TH 2010 VICTIMS OF CURRENTLY UNDISPUTED IMPROPER JUDICIAL CONDUCT AT THE HANDS OF MARY JANE TRAPP, FULLY DOCUMENTED AND REPORTED HER MISCONDUCT TO THE OHIO BUREAU OF CRIMINAL INVESTIGATION (BCI). THE CASE WAS THEN UNOFFICIALLY REFERRED TO THE FBI WHICH IS CURRENTLY INVESTIGATING THE ENTIRE MATTER.

THE VICTIMS INCLUDE LAW ABIDING TAX PAYING OHIO CITIZENS INCLUDING A DISABLED ORTHOPEDIC SURGEON, DR. DAVID A. BRY. NONE OF THE VICTIMS KNEW THAT MARY JANE TRAPP HAD DESIGNS ON THE OHIO SUPREME COURT BEFORE BEING FORCED TO FILE "FORMAL CRIMINAL CHARGES" AGAINST HER. THEREFORE, THE DECISION TO DISCLOSE THIS INFORMATION IN THE MIDDLE OF OCTOBER IS NOT POLITICALLY MOTIVATED NOR WAS IT PROMPTED BY ANY CANDIDATE, PARTY OR POLITICAL CAUSE.

MARY JANE TRAPP HAS KNOWN SINCE LATE AUGUST 2010 THAT HER CONDUCT WAS LIKELY TO BE INVESTIGATED EITHER BY THE BCI OR THE FBI OR BY THE DISCIPLINARY COUNSEL OR ALL THREE, YET SHE INFORMED NO ONE. ON SEPTEMBER 15TH 2010 THE FBI ARRESTED TWO (2) SITTING JUDGES IN NORTHEAST OHIO INCLUDING ONE FEMALE JUDGE FOR LYING TO THE FBI AND STILL MARY JANE TRAPP FAILED TO INFORM ANY ONE OF HER OWN LOOMING LEGAL TROUBLES INCLUDING HER OWN CAMPAIGN MANAGER. IF MARY JANE TRAPP CANNOT BE HONEST WITH HER OWN CAMPAIGN MANAGER THEN HOW CAN WE EXPECT HER TO BE AN HONEST BROKER OF JUSTICE FOR ALL THE PEOPLE OF OHIO?

WHETHER OR NOT MARY JANE TRAPP AVOIDS BEING INDICTED THE CLEAR RECORD OF HER CONDUCT THAT HAS LED INEVITABLY TO THE CURRANT STATE OF AFFAIRS ESTABLISHES AN INDEFENSIBLE DISDAIN FOR THE LAW, FOR CIVIL RIGHTS, FOR PROPERTY RIGHTS FOR DUE PROCESS AND FOR THE MANDATORY RULES THAT GOVERN THE CONDUCT OF ATTORNEYS AND JUDGES.

MARY JANE TRAPP IS NOT QUALIFIED TO BE AN ATTORNEY LET ALONE A JUSTICE OF THE OHIO SUPREME COURT.

DO NOT LET MARY JANE TRAPP FURTHER EMBARRASS OUR FAIR STATE BY BEING FORCED OFF THE SUPREME COURT BENCH AFTER BEING ELECTED. FREELY COPY AND DISSEMINATE THIS DOCUMENT BY ALL MEANS NECESSARY, FAR AND WIDE.

FOR MORE INFORMATION OR FOR A COPY OF THE "FORMAL CRIMINAL CHARGES" CALL 330-372-6615 OR FAX YOUR REQUEST TO 330-372-6316. IF YOU STILL HAVE QUESTIONS ABOUT THE VALIDITY OF THE INFORMATION CONTAINED WITHIN THIS DOCUMENT THEN CALL MARY JANE TRAPP'S CAMPAIGN AND DEMAND ANSWERS @ 513-305-8016 AND/OR 614-397-7362

THE TRUTH!

ABOUT

MARY JANE TRAPP

CANDIDATE FOR JUSTICE OF THE OHIO SUPREME COURT 2010

VICTIMS HAVE FORMALLY CHARGED MARY JANE TRAPP WITH THE FOLLOWING CONDUCT:

- #1. ILLEGALLY USED THE POWER OF HER OFFICE AS AN ARTIFICE TO THREATEN CRIME VICTIMS AND WITNESSES INTO SILENCE IN ORDER TO COVER UP THE FALSIFICATION OF THE PUBLIC RECORD TO COVER A FALSE JUDGMENT ENTRY WHERE OPPOSITE ACTION WAS AN ABSOLUTE REQUIREMENT.
- #2. AIDED AND ABET BLATANT FRAUD UPON THE COURT ACTING WITHOUT ANY JURISDICTION IN ORDER TO PERFECT THE THEFT OF \$35,000.00 + INTEREST AND TO COVER UP THE SAME.
- #3. WILLFULLY VIOLATED THE LAW OF THE CASE IN ORDER TO PERFECT AN UNLAWFUL RESULT.
- #4. AIDED AND ABET THE DISBARABLE USURPATION OF CORPORATE RIGHTS AS PART OF AN OVERALL SCHEME TO FIX LITIGATION AGAINST CRIME VICTIMS.
- #5. BLATANT, WILLFUL AND REPEATED VIOLATION OF BASIC DUE PROCESS AND CONSTITUTIONAL RIGHTS WITH THE AIM TO COVER UP THE KNOWN SERIOUS ILLEGAL CONDUCT OF OTHER OFFICERS OF THE COURT.
- #6. THEFT OF HONEST SERVICES OWED TO THE PEOPLE OF OHIO AND A VIOLATION OF A TRUST WITH THEM.

UPON LEARNING ABOUT MARY JANE TRAPP'S AMBITIONS FOR HIGHER OFFICE, VICTIMS BECAME DEEPLY CONCERNED THAT DESPERATE INDIVIDUALS MAY HAVE USED EX PARTE MEANS TO SELL SUPPORT FOR HER CAMPAIGN IN EXCHANGE FOR HER OUTRAGEOUS CONDUCT AND PARTICIPATION IN A COVER UP USING THE POWER OF THE STATE AS A TOOL TO THAT END. IT IS THE OUTRAGEOUS CONDUCT OF MARY JANE TRAPP AT THIS TIME THAT INVOKES THESE QUESTIONS ESPECIALLY WHERE ALTERNATIVE EXPLANATIONS SERVE HER NO BETTER IN TERMS OF HER QUALIFICATION TO SERVE ON THE OHIO SUPREME COURT.

MARY JANE TRAPP IS NOT QUALIFIED TO BE AN ATTORNEY LET ALONE A JUSTICE OF THE OHIO SUPREME COURT.

DO NOT LET MARY JANE TRAPP FURTHER EMBARRASS OUR FAIR STATE BY BEING FORCED OFF THE SUPREME COURT BENCH AFTER BEING ELECTED. PLEASE FREELY COPY AND DISSEMINATE THIS DOCUMENT BY ALL MEANS NECESSARY, FAR AND WIDE.

FOR MORE INFORMATION OR FOR A COPY OF THE "FORMAL CRIMINAL CHARGES" CALL 330-372-6615 OR FAX YOUR REQUEST TO 330-372-6316. IF YOU STILL HAVE QUESTIONS ABOUT THE VALIDITY OF THE INFORMATION CONTAINED WITHIN THIS DOCUMENT THEN CALL MARY JANE TRAPP'S CAMPAIGN AND DEMAND ANSWERS @ 513-305-8016 AND/OR 614-397-7362

THE TRUTH!

ABOUT

MARY JANE TRAPP

Q:

YOU HAVE LAUNCHED A CAMPAIGN AGAINST APPELLATE JUDGE MARY JANE TRAPP'S BID FOR A SEAT ON THE OHIO SUPREME COURT TWO WEEKS BEFORE AN ELECTION, EXPLAIN HOW THIS IS NOT POLITICAL?

A:

IMAGINE YOU ARE A VICTM OF A MAJOR CRIME SUCH AS RAPE. AS AN ACTUAL CRIME VICTIM YOU KNOW RIGHT NOW CRIMES HAVE BEEN PERPATRATED BUT LAW ENFORCMENT (SUCH AS THE FBI) MUST DEVELOPE A CASE OVER THE COURSE OF AN OFFICIAL INVESTIGATION. DURING THIS PROCESS THE PERPATRATOR ANOUNCES A BID FOR SHERIFF. COMMON SENSE DICTATES THAT IF ELECTED THE PERP WILL MOST CERTAINLY ATTEMPT TO ABUSE FRAUDULANTLY AQUIRED POWERS TO COVER HIS OWN CRIMES.

AT THAT POINT YOU HAVE TWO (2) CHOICES, EITHER COWER IN FEAR-OR-WORK TO WARN THE PUBLIC AWAY FROM A DANGEROUS TRAPP.

WHEN ANY PUBLIC OFFICIAL ABUSES STATE AUTHORITY FOR THE CLEAR PURPOSE TO COVER UP CRIMES COMMITTED WITHIN THEIR OWN GOVERMENTAL DEPARTMENT, ANYONE IN A POSITION TO TAKE RESPONSABILITY TO HOLD SUCH CORUPT PUBLIC OFFICIALS ACCOUNTABLE, MUST DO SO, IT IS A CIVIC DUTY. IN THIS CASE THAT CIVIC DUTY JUST SO HAPPENS TO INCLUDE KEEPING MARY JANE TRAPP OFF THE OHIO SUPREME COURT!

**THE FACTS AND CONCERNS RAISED ABOUT MARY JANE TRAPP ARE REAL.
SUPPORT HER AT YOUR OWN RISK!**

TO HELP ESTABLISH THAT THE DISTINCTION IS NOT POLITICAL I CAN SEE NO REASON THAT ERIC BROWN WOULD NOT MAKE AN EXCELLANT CHIEF JUSTICE. BY ALL MEANS VOTE FOR ERIC BROWN OR MOREEN O'CONOR THEY ARE BOTH WELL QUALIFIED CANDIDATES.

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EXHIBIT D