

**IN THE
SUPREME COURT OF OHIO**

**Royal Public Official, Ms. Yvette
Barbara Baldwin**

: CASE NO. 12-1072

Relator

:

vs.

**: ORIGINAL ACTION IN
MANDAMUS**

**HAMILTON COUNTY CLERK OF
THE COURT OF COMMON PLEAS**

:

:

Respondent

:

:

:

:

**RESPONDENTS' MEMORANDUM IN OPPOSITION TO FIRST AND SECOND
MOTIONS TO TAKE JUDICIAL NOTICE, MOTION TO SUBPOENA, AND
MOTION TO AMEND**

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PRO SE RELATOR

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FILED
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CLERK OF COURT
SUPREME COURT OF OHIO

**IN THE
SUPREME COURT OF OHIO**

State ex rel. ROYAL PUBLIC OFFICIAL : CASE NO. 12-1072
YVETTE BARBARA BALDWIN

Relator : ORIGINAL ACTION IN MANDAMUS
vs. :

**Hamilton County Clerk of the Court of :
Common Pleas :**

Respondent : RESPONDENT'S
: MEMORANDUM IN OPPOSITION TO
: FIRST AND SECOND MOTIONS TO
: TAKE JUDICIAL NOTICE, MOTION
: TO SUBPOENA, AND MOTION TO
: AMEND

MEMORANDUM

A. Statement of the Case

This Original Action in Mandamus complains that the respondent, The Hamilton County Clerk of the Court of Common Pleas, did not grant Relator access to the “Jordanian Royal Treasury Display”. The petition is a narrative in which the relator, Ms. Yvette Barbara Baldwin, asserts that she is entitled to access to the Royal Jordanian Treasury Display, as well as a significant inheritance, as a result of her name being attached to the exhibit.

Plaintiff now has filed a series of Motions in an attempt to present evidence to this Court.

ARGUMENT

Rule 10.7 of the Rules of Practice of the Ohio Supreme Court sets out the method to present evidence to this Court.

This case is an original action in mandamus. It is not an action in law or equity in a court of general jurisdiction. The Supreme Court has limited original jurisdiction. Section 2 of Article IV of the Ohio Constitution.

Because of the limited jurisdiction in original actions, this Court has established rules of practice that limit the methods by which evidence is to be presented to the Court. In particular, S.Ct. Prac. R 10.7 provides:

To facilitate the consideration and disposition of original actions, counsel, when possible, should submit an agreed statement of facts to the Supreme Court. All other evidence shall be submitted by affidavits, stipulations, depositions, and exhibits. Affidavits shall be made on personal knowledge, setting forth facts admissible in evidence, and showing affirmatively that the affiant is competent to testify to all matters stated in the affidavit. Sworn or certified copies of all papers or parts of papers referred to in an affidavit shall be attached.

Because counsel for Respondent has no knowledge of the ancestry or heritage of Relator, Yvette Barbara Baldwin, it is inappropriate to enter a stipulation. Therefore it is appropriate for Relator Baldwin to present her facts to this Court by Affidavit.

There is no provision in the rules for this Court to take judicial notice. The Motion to Amend, really is an effort to present the notarized document appointing Relator Baldwin as a deputy clerk to this Court. That could be done by affidavit.

Finally, Relator Baldwin appears to seek leave to issue subpoenas. Subpoenas would seem only to be appropriate if this court refers the matter to a Master Commissioner to hear evidence as provided in S.Ct. Prac. R. 10.11.

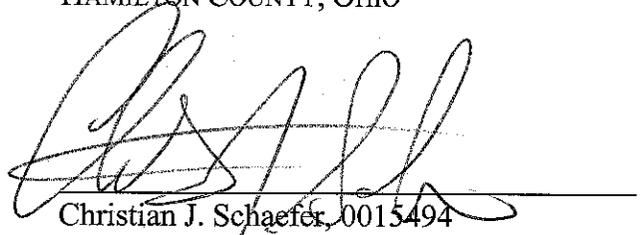
Therefore, the various motions filed by Relator Baldwin should be denied. Should this case proceed to the point where the presentation of evidence becomes appropriate, it should be presented by affidavit or as otherwise provided in S.Ct. Prac. R 10.7.

CONCLUSION

For the foregoing reasons, **both** Motions to Take Judicial Notice, the Motion to Subpoena, and the Motion to Amend should be denied

Respectfully submitted,

JOSEPH T. DETERS
PROSECUTING ATTORNEY
HAMILTON COUNTY, OHIO

A handwritten signature in black ink, appearing to read 'C. Schaefer', is written over a horizontal line. The signature is stylized and cursive.

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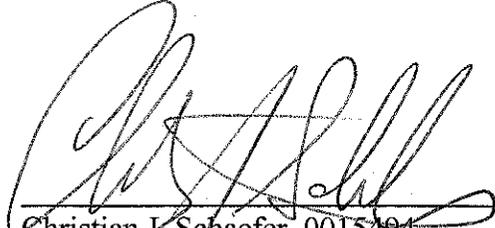
ATTORNEYS FOR RESPONDENT

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by regular U.S. Mail this 23rd day

of August, 2012 on:

Yvette Barbara Baldwin
8112 Constitution Drive
Cincinnati, Ohio 45215



Christian J. Schaefer, 0015494
Assistant Prosecuting Attorney