IN THE SUPREME COURT OF OHIO

ORIGINAL

MR. ROBERT L. HILMAN
2655 JACKSON PIKE
COLUMBUS, OHIO 43223

APPELLANT,

SUPREME COURT # 2013-0502

APPELLATE COURT # 10AP-950

-VS-

JUDGE SUSAN BROWN et. AL
TENTH DISTRICT APPELLATE COURT
373 SOUTH HIGH STREET
COLUMBUS, OHIO 43215

APPELLEE'S

FILED
MAY 30 2013
CLERK OF COURT
SUPREME COURT OF OHIO

NOW COMES THE APPELLANT ACTING IN PRO SE AND PURSUANT TO S.CT. RULE 4.01 (A) REQUESTING AN ORDER TO CORRECT THE CAPTION OF THE CASE TO REFLECT THAT THIS IS AN APPEAL OF RIGHT AGAINST THE APPELLATE COURT, AND NOT AGAINST WILLIAM J. EDWARDS. (MEMORANDUM IN SUPPORT IN ATTACHED) THIS CASE WAS FILED 03/25/2013.

RECEIVED
MAY 30 2013
CLERK OF COURT
SUPREME COURT OF OHIO

RESPECTFULLY SUBMITTED BY

Robert Leon Hilman

APPELLANT ACTING IN PRO SE

MEMORANDUM IN SUPPORT.

NOW COMES THE APPELLANT ACTING IN PRO SE, RESPECTFULLY REQUESTING THIS HONORABLE COURT TO ORDER THE CLERK OF THIS COURT TO RE-CAPTION THIS CASE LISTED UNDER SUPREME COURT NO. 2013-0502 TO REFLECT (1) THAT SAID APPEAL ORIGINATED WITHIN THE APPELLATE COURT AND SHOULD PROCEED WITHIN THIS COURT AS AN APPEAL OF RIGHT PURSUANT TO S.CT RULE 5.01.

THE REASON FOR APPELLANT'S REQUEST IS TO ENSURE THAT HE RECIEVES DUE PROCESS AND EQUAL PROTECTION OF LAW, AND CAN OBTAIN ORAL ARGUMENTS IN A CASE IN WHICH REQUIRES HIS VOICE TO BE HEARD UNDER THE PROTECTED RIGHTS OF THE 1ST AND 14TH AMENDMENTS OF THE UNITED STATES CONSTITUTIONS. APPELLANT SUBMITS THAT THE WAY IN WHICH THIS CASE HAS BEEN DOCKETED WAS IN ERROR, AND PREJUDICIAL TO APPELLANT'S RIGHTS AS IT MOVES THE CASE FROM AN APPEAL OF RIGHT TO AN DISCRETIONARY APPEAL WHICH THIS COURT WOULD DECLINE TO HEAR. JUSTICE IN THIS CASE REQUIRES THIS MOTION TO BE GRANTED.

RESPECTFULLY SUBMITTED
Robert Leon Nielman

[CERTIFICATE OF SERVICE]

THIS IS TO CERTIFY THAT A TRUE COPY OF THE FOREGOING MOTION WAS SENT BY REGULAR U.S. MAIL TO THE APPELLEE'S LOCATED AT 373 SOUTH HIGH ST, COLUMBUS, OHIO 43215 ON THIS ___ DAY OF MAY 2013

SUBMITTED BY
Robert L. Nielman