

ORIGINAL

IN THE SUPREME COURT OF OHIO

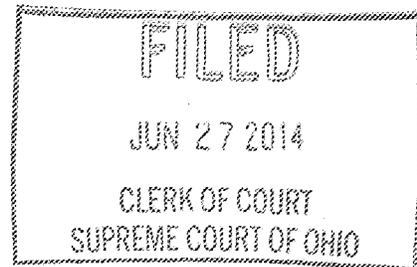
CASE NO. 14-1087

IN THE MATTER OF:

**MICHAEL BRICE KELLER,
KELLER LAW OFFICE LLC**

VS

**STATE OF OHIO,
GOVERNOR JOHN KASICH,
ATTY GEN. MICHAEL DEWINE**



MEMORANDUM IN SUPPORT OF JURISDICTION

I, Michael Brice Keller, of Keller Law Office LLC, hereby make the following report of my own free will on behalf of myself and all the citizens of the Great State of Ohio.

There is a systemic organizational virus in the criminal justice system. Just like the human body can get sick, an organizational structure may as well. Politicians, prosecutors and senior law enforcement are aware of these conditions and exploit them to their benefit. While this is not corruption or bribery under the quid pro quo standard, collectively it causes exponential harm to society as a whole. For avoidance of doubt, I AM REPORTING THAT A MAJORITY OF CRIMINAL DEFENDANTS ARE NOT RECIEVEING DUE PROCESS, IN VIOLATION OF THE OHIO CONSTITUTION AND THE US CONSTITUTION.

Jurisdictional Statement

Article IV, Section 5 (A) (1) of the Ohio Constitution states, "In addition to all other powers vested by this article in the supreme court, the supreme court shall have general superintendence over all courts in the state. Such general superintending power shall be

exercised by the chief justice in accordance with rules promulgated by the supreme court.”

Implicit in the Tri-Partite Governmental structure and Article IV of the Ohio Constitution is the power to take all necessary steps in order to preserve the Objective Administration of justice and hold accountable those that mean to undermine it. In this regard, the Supreme Court has the power to remove those from office, order acts in official capacities and prohibit acts contrary to the Peace and Dignity of the State of Ohio.

Statement of Organizational Concerns

Prosecutors allocate resources in a manner that focuses attention on defendants that do not Plea Out. All in the Law community understand that a guilty plea is the most common disposition. Increasingly, prosecutorial discretion is becoming more powerful as Judges in the locales further add to a trial tax and further a Jury Specific Trial Tax. I have practiced in courts where this is overt and not even shielded from the public. Such behavior is reprehensible and contrary to the administration of justice.

In all areas of the criminal justice system, there is a right to a jury. Serious criminals understand this and this means that the more seasoned a criminal, the more likely they are to have the resolve to fight back. The systemic problems increasingly make serious criminals more powerful, and conversely prosecution becomes more extortionate. This is not theory. I have seen this first hand.

The jury system is an important facet of the criminal justice system in the United States. From an ethical standpoint, if a prosecutor knows that a jury is unlikely to convict, then they should not proceed. Furthermore, unless a valid state interest is shown, no prosecution should proceed. Prosecutors nonetheless focus on conviction rates and allocate resources to those that demand due process. While the prosecutors' office has considerable resources that continue to grow in socio-economic power, the various defendants are increasingly underrepresented and often have substandard appointed counsel.

This situation has present harms and significant future harms. First, this model means that extortion-like negotiations are the norm. Senior criminal defense attorneys have their own political power to wield against individual prosecutors and the system generally.

Basically, defense attorneys collect favors and cash them in for clients. These favors are past injustices. The adversarial system of criminal justice is almost non-existent and being replaced by a pseudo cast-system. Second, and more importantly, if there are not substantial corrective changes to this arrangement, total destabilization of the criminal justice system will result. Just like economic bubbles, banking bubbles, or other speculation schemes, the criminal justice system is reaching it's breaking point faster and faster.

The main problem is that with plea rates in the 90th percentile court dockets are assuming plea agreements and lack the resources to provide due process to each defendant or even half of them. Banks are required to keep certain amounts of money on hand. Courts have no such rules and are completely unregulated in that regard. Courts are functioning largely at overcapacity and jails/prisons are overcrowded. The simple act of having even 3% additional defendants demand a jury trial could disrupt court operations for months. Furthermore, massive dissemination of this information could destabilize the entire criminal justice system statewide.

These concerns are being reported in good faith and will hopefully move us towards accountability for judges, politicians and prosecutors who are found to knowingly be perpetuating such injustices against the citizenry of our Great State.

I believe that the State interest in this case is to appoint Keller Law Office LLC as special prosecutor in this case and conduct an investigation of not less than 12 months, in which Keller Law Office LLC may investigate, inform and help individual jurisdictions develop strategic plans to restore a balance of bargaining power and preservation of due process rights, specifically by prosecuting agencies/actors that knowingly perpetuate prosecutorial targeting, disproportionate allocation of resources and "trial taxes."

STATE OF OHIO
COUNTY OF MONTGOMERY, SS:

MICHAEL BRICE KELLER, being first duly cautioned and sworn, represents that he understands and affirms the information contained in this document. He further under oath presents the foregoing in response to discovery requests in an action to which he is a party and that the statements herein are truthful as applied to the facts as they are or he reasonably believes.


MICHAEL BRICE KELLER

Sworn to before me and subscribed in my presence by Michael Brice Keller
on this, the 27th Day of JUNE, 2014.


Notary Public
My Commission Expires:



Michael Brice Keller
Attorney At Law
Notary Public, State of Ohio
My Commission has no expiration date
Sec. 147.03 R.C.

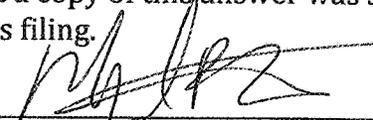
Reviewed and approved as to form by:



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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a copy of this answer was served upon
counsel for the Defendant on the same day as filing.


Michael "Brice" Keller
Attorney at Law