

IN THE SUPREME COURT OF OHIO

In re A.G.

On Appeal from the Lucas County Court of
Appeals, Sixth Appellate District

Court of Appeals
Case No. L-14-1079

Supreme Court No. 14-2181

**MEMORANDUM IN OPPOSITION TO RECONSIDERATION OF MEMORANDUM
IN SUPPORT OF JURISDICTION OF APPELLEE LUCAS COUNTY CHILDREN
SERVICES**

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RESPONSE TO APPELLANT'S RECONSIDERATION OF MEMORANDUM IN SUPPORT OF JURISDICTION.

An Appellant is not entitled to a discretionary appeal before this Court when the case involves neither a matter of public interest nor great general interest nor a substantial Constitutional question. This Court has held that the sole issue for determination at the initial stage of a discretionary appeal is whether the cause presents a question or questions of public or great general interest as distinguished from questions of interest primarily to the parties. *Williamson v. Rubich*, 171 Ohio St. 253 (Ohio 1960). In this case, a review of the trial Court and Appellate Court record shows that the considerations which went into deciding the case were no different than any other permanent custody case coming before a trial and appellate court for decision.

Appellant's Reconsideration of Memorandum in Support of Jurisdiction offers no new information, no case law, and no Constitutional questions that need clarifying by this Court. Rather, Appellant's *pro se* memorandum comes after this Court previously denied jurisdiction over the original appeal. Appellant's motion to reconsider is an impassioned plea that offers no substance for the Court.

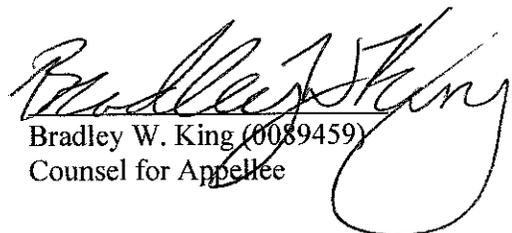
Appellant confuses the issues before the Court by including a plethora of opinion, personal anecdotes, and even excerpts from a wholly separate trial. The issue before the Court is the Appeal of the trial court's award of Permanent Custody. This appeal has already been through the Sixth District Court of Appeals (see case L-14-1079) and has been ruled on by this Court (see case 2014-2181).

However, Appellant does not seem to be contesting the permanent custody of A.G. to Appellee. Instead, Appellant includes information on a biological father to siblings of A.G. who was not a party to the actions described. Appellant has included a

variety of documents having to do with this individual including police reports and her own letters and statements.

Furthermore, Appellant includes portions of a transcript that were of a separate and distinct trial not subject to the decision of the Sixth District. It is unknown if Appellant is intentionally attempting to confuse the issues, mislead the Court, or is simply unclear as to the necessary procedure for an appeal in a case like this. Nevertheless, Appellant was afforded the opportunity for this Court to hear her case for jurisdiction that was prepared by a licensed attorney operating out of a law firm. It should also be noted that Appellant mentions throughout the memorandum that her attorney did not call witnesses on behalf of Appellant at trial. This issue has been addressed in the briefs for the Appellate Court decision as well as the initial briefs before this Court. The transcript clearly reflects that Appellant did not present witnesses at trial as trial strategy and trial counsel for Appellant stated, on the record, that the decision was made after discussion with Appellant. Appellant's argument amounts to no more than personal stories not rooted in law or fact, and accordingly her Reconsideration of Memorandum should be found not well-taken and denied.

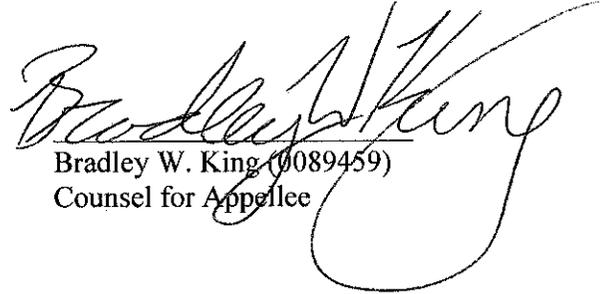
Respectfully submitted,


Bradley W. King (0089459)
Counsel for Appellee

Certificate of Service:

The undersigned certifies that a true and accurate copy of the foregoing Memorandum has been mailed, postage prepaid, to the following on this 17th day of February, 2015:

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