

IN THE SUPREME COURT OF OHIO

R. LOTUS JUSTICE,

Relator,

v.

UNITED STATES, et al.,

Respondents.

Case No. 2015-0303

ORIGINAL ACTION IN
"ESCHEAT" & EQUITY

MOTION TO DISMISS RESPONDENT CITY OF COLUMBUS

Andrew D.M. Miller (0074515)
Assistant City Attorney
CITY OF COLUMBUS, DEPARTMENT OF LAW
RICHARD C. PFEIFFER, JR., CITY ATTORNEY
77 North Front Street
Columbus, Ohio 43215
(614) 645-6947 / (614) 645-6949 (fax)

Counsel of Record for Respondent City of
Columbus

Monica G. Justice
aka R. Lotus Justice
aka r-lotus: justice
#W091619
Ohio Reformatory for Women
1479 Collins Avenue
Marysville, Ohio 43040

- and -

P.O. Box 82251
Columbus, Ohio 43202

Relator, Pro Se

Ron O'Brien (0017245).
PROSECUTING ATTORNEY FOR
FRANKLIN COUNTY, OHIO
Jeffrey C. Rogers (0069399)
Assistant Prosecuting Attorney
373 S. High Street, 13th Floor
Columbus, Ohio 43215
(614) 525-3520 / (614) 525-6012 (fax)

Counsel of Record for Respondents Franklin
County Court of Common Pleas, Franklin
County Municipal Court, and Franklin
County Sheriff

MOTION TO DISMISS

Pursuant to S. Ct. Prac. R. 12.04(A)(1) and Civ. R. 12(B)(6), Respondent City of Columbus respectfully moves this Court for an order dismissing the complaint that was filed against it by Relator Monica G. Justice (aka R. Lotus Justice; aka r-lotus: justice) on February 23, 2015. The reasons for this motion are set forth more fully in the following memorandum in support.

Respectfully submitted,

/s/ A.D.M. Miller

Andrew D.M. Miller (0074515)
Assistant City Attorney
City of Columbus, Department of Law
Richard C. Pfeiffer, Jr., City Attorney
77 North Front Street
Columbus, Ohio 43215
(614) 645-6947 / (614) 645-6949 (fax)

Counsel of Record for Respondent City of
Columbus

MEMORANDUM IN SUPPORT

On February 23, 2015, pro se Relator Monica G. Justice, who prefers to call herself R. Lotus Justice, r-lotus: justice, or something of similar import, commenced an original action in “escheat” and equity against Respondent City of Columbus, among many others. On March 16, 2015, Respondents Franklin County Court of Common Pleas, Franklin County Municipal Court, and Franklin County Sheriff filed a motion for dismissal under Civ. R. 12(B)(6). The arguments for dismissal already proffered in that motion are equally applicable to Respondent City of Columbus. Accordingly, Respondent City of Columbus incorporates those arguments as if fully restated here and requests dismissal upon the same grounds.

In light of the foregoing, Respondent City of Columbus respectfully moves this Court for an order dismissing it from this action.

Respectfully submitted,

/s/ A.D.M. Miller

Andrew D.M. Miller (0074515)
Assistant City Attorney
CITY OF COLUMBUS, DEPARTMENT OF LAW
RICHARD C. PFEIFFER, JR., CITY ATTORNEY
77 North Front Street
Columbus, Ohio 43215
(614) 645-6947 / (614) 645-6949 (fax)

Counsel of Record for Respondent City of
Columbus

CERTIFICATE OF SERVICE

I certify that a copy of this Motion to Dismiss was sent by ordinary U.S. mail to the following individual(s) on **March 18, 2015**:

Andrew D.M. Miller (0074515)
Assistant City Attorney
CITY OF COLUMBUS, DEPARTMENT OF LAW
RICHARD C. PFEIFFER, JR., CITY ATTORNEY
77 North Front Street
Columbus, Ohio 43215
(614) 645-6947 / (614) 645-6949 (fax)

Counsel of Record for Respondent City of Columbus

Monica G. Justice
aka R. Lotus Justice
aka r-lotus: justice
#W091619
Ohio Reformatory for Women
1479 Collins Avenue
Marysville, Ohio 43040

- and -

P.O. Box 82251
Columbus, Ohio 43202

Relator, Pro Se

Jeffrey C. Rogers (0069399).
Assistant Prosecuting Attorney
FRANKLIN COUNTY, OHIO
RON O'BRIEN, PROSECUTING ATTORNEY
373 S. High Street, 13th Floor
Columbus, Ohio 43215
(614) 525-3520 / (614) 525-6012 (fax)

Counsel of Record for Respondents Franklin County Court of Common Pleas, Franklin County Municipal Court, and Franklin County Sheriff

/s/ A.D.M. Miller

Andrew D.M. Miller (0074515)

Attorney for Respondent Herbert y