ENTERED
NOV 05 1997
IMAGE

COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO

JOSEPH T. DETERS	:	CASE NO. A9705729 (and consolidated Cases A9704427, A9704803, A9705208, A9705836 and A9706904)
Plaintiff,	:	
vs.	:	(Judge Winkler)
JOEL BRIGGS, *In Propria Persona*	:	
Defendant	:	**ENTRY GRANTING MOTION TO DISMISS, MOTION TO DECLARE JOEL BRIGGS A VEXATIOUS LITIGATOR AND GRANTING SANCTIONS**
	:	
	:	

This matter came before the Court on motions of the plaintiff *in propria persona* and the defendants and was argued at 9:30 a.m. on November 3, 1997. The Court being therefore apprised fully of the premises and facts of these actions, finds that the plaintiff's motions for recusal and for a continuance are not well taken and are **DENIED**. The Court finds further that the defendants' motions for dismissal in each of the cases consolidated with this action, to have Joel Briggs declared a "vexatious litigator" pursuant to R.C. 2323.52 and for sanctions to be meritorious. The Court finds that none of those actions brought by Joel Briggs *in propria persona* and captioned hereinabove states a claim for which relief can be granted. The Court finds further that none of these actions is justified by existing law and none of them can be supported by any extension or reversal of existing law. The Court finds, therefore, that Joel Briggs' conduct in filing and maintaining these actions constitutes "vexatious conduct," as defined at R.C. 2323.52(A)(2).

Therefore, it is **ORDERED**:

1. That Case Nos. A9704427, A9704803, A9705208, A9705836 and A9706904 be, and they hereby are, **DISMISSED WITH PREJUDICE** to the plaintiff, Joel Briggs *in propria persona*, pursuant to Civ.R. 12(B)(6).

2. That Joel Briggs be, and he hereby is, declared a "vexatious litigator," as defined at R.C. 2323.52(A)(3).

3. That Joel Briggs be, and he hereby is, **ENJOINED** under R.C. Chapter 2323.52 from filing any new action or any pleading of any sort in any action presently pending in any Court of Common Pleas in the state of Ohio (whether *in propria persona* or through counsel) without the prior, written permission of this Court, from and after November 3, 1997 and until further Order of this Court.

4. That Joel Briggs be sanctioned pursuant to the Court's inherent power to the extent that he shall pay all costs assessed in connection with the foregoing actions and this action, exclusive of reasonable attorneys' fees, not later than thirty days from the date this Entry is placed of record. The Clerk is **ORDERED** to prepare a bill of costs not later than November 10, 1997 and to present it to Joel Briggs as soon as practicable thereafter.

5. That the Clerk of Courts is **ORDERED** to decline to accept for filing any pleading or other document proffered by Joel Briggs (whether *in propria persona* or through counsel) which is not accompanied by the original document whereby this Court has granted prior, written permission for it to be filed and received, from and after November 3, 1997, until further Order of this Court. In the event the Clerk shall accept and record in error any pleading or other document proffered by Joel Briggs (whether *in propria persona* or through counsel) which is not accompanied by the prior, written permission of this Court, that pleading or other document shall be a legal nullity *ab initio*, and the Clerk shall immediately take all steps necessary to remove and expunge it from the official records of Hamilton County.

6. That the Clerk of Courts shall place a copy of this Entry in the official Record of each of the cases captioned above.

SO ORDERED.

Ralph Winkler
Judge

APPROVED:

Gordon M. Strauss, 0006400
Assistant Prosecuting Attorney

Gerald A. Lampe, 0018263
Assistant Prosecuting Attorney

STATE OF OHIO, COUNTY OF HAMILTON
COURT OF COMMON PLEAS

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE IN THIS OFFICE ENTERED 11-5-97

WITNESS MY HAND AND SEAL OF SAID COURT THIS 10th day of Nov. 1997

JAMES CISSELL, CLERK OF COURTS
BY Tatyana R. Boyd
DEPUTY CLERK

ENTERED
FEB 05 1999
IMAGE 66

COURT OF COMMON PLEAS
HAMILTON COUNTY, OHIO

JOSEPH T. DETERS	:	CASE NO. **A9705729** (and consolidated Cases A9704427, A9704803, A9705208, A9705836 and A9706904)
Plaintiff,	:	
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JOEL BRIGGS, *In Propria Persona*	:	**ENTRY GRANTING MOTION TO DISMISS, MOTION TO DECLARE JOEL BRIGGS A VEXATIOUS LITIGATOR AND GRANTING SANCTIONS**
Defendant	:	
	:	
	:	

This matter comes before the Court on the *MEMORANDUM DECISION AND JUDGMENT ENTRY* of the First District Court of Appeals, entered December 31, 1998. Pursuant to that order, Paragraph 5 of this Court's ENTRY GRANTING MOTION TO DISMISS, MOTION TO DECLARE JOEL BRIGGS A VEXATIOUS LITIGATOR AND GRANTING SANCTIONS, entered November 5, 1997, is hereby modified and states as follows:

> 5. That the Clerk of Courts is **ORDERED** to decline to accept for filing any pleading or other document proffered by Joel Briggs, *in propria persona*, which is not accompanied by the original document whereby this Court has granted prior, written permission for it to be filed and received, from and after November 3, 1997, until further Order of this Court. In the event the Clerk shall accept and record in error any pleading or other document proffered by Joel Briggs, *in propria persona*, which is not accompanied by the prior, written permission of this Court, that pleading or other document shall be a legal nullity *ab initio*, and the Clerk shall immediately take all steps necessary to remove and expunge it from the official records of Hamilton County.

The remain of that order continues in full force and effect.

SO ORDERED.

RECEIVED
MAY 21 1999
MARCIA J. MENGEL, CLERK
SUPREME COURT OF OHIO

Ralph Winkler
Judge