

Court of Appeals, State of Michigan

ORDER

Brenda White v Southeast Michigan Surgical Hospital

Kathleen Jansen
Presiding Judge

Docket No. 348552

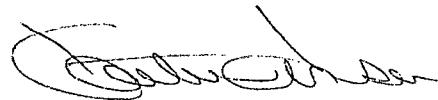
Mark J. Cavanagh

LC No. 12-002017-NH

Colleen A. O'Brien
Judges

The Court orders that the application for leave to appeal is DENIED for lack of merit in the grounds presented.

On its own motion pursuant to MCR 7.216(C)(1), the Court ASSESSES SANCTIONS on the basis that plaintiff's appeal is frivolous and vexatious. Plaintiff-appellant Brenda White is ordered to pay sanctions of \$500.00 to the Clerk of this Court within 28 days of the Clerk's certification of this order. We direct the Clerk of the Court to return without accepting any further filings by, or on behalf of, Brenda White in any non-criminal matter until she has made the payment required by this order. MCR 7.216(A)(7).



Presiding Judge



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

JUL 31 2019

Date


Chief Clerk

APPENDIX - A

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MACOMB

BRENDA WHITE,

Plaintiff,

Case No. 12-2017-NH

Honorable Edward A. Servitto, Jr.

v

SOUTHEAST MICHIGAN SURGICAL
HOSPITAL, and DR. GARY DOCKS,

Defendants.

Brenda White
Plaintiff, In Pro Per
30585 Sandhurst Drive
Roseville, MI 48066
(586) 773-0251

Robert G. Kamenec (P35283)
PLUNKETT COONEY
Attorneys for Defendant Dr. Gary Docks
38505 Woodward Avenue, Suite 100
Bloomfield Hills, MI 48304
(248) 901-4068

Thomas R. Shimmel (P41280)
KITCH, DRUTCHAS, VALITUTTI, WAGNER,
VALITUTTI & SHERBROOK
Attorney for Defendant Southeast
Michigan Surgical Hospital
One Woodward Avenue, Suite 2400
Detroit, MI 48226
(313) 965-7587

19 MAR 2019
PM 3:05

ORDER DENYING PLAINTIFF'S MOTION FOR RELIEF FROM JUDGMENT

At a session of said Court, held in the
City of Mt. Clemens, County of Macomb,
State of Michigan, on 3/25/2019.

PRESENT: Edward A. Servitto
HONORABLE EDWARD SERVITTO

APPENDIX - B

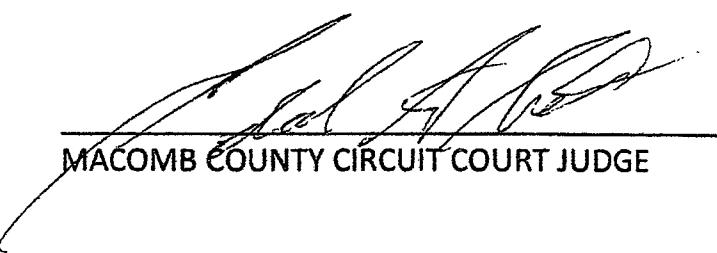
Upon Plaintiff's Motion for Relief from Judgment, Defendants having filed responses, the Court having heard oral argument on March 25, 2019, and the Court being fully apprised in the merits:

IT IS HEREBY ORDERED that Plaintiff's Motion is DENIED for the reasons stated on the record.

IT IS FURTHER ORDERED that Plaintiff shall be precluded from filing in the Macomb County Circuit Court any more motions or any other lawsuits related to this matter without first providing the Chief Judge of this Court a paper copy of the motion, brief and all exhibits and/or Complaint and obtaining leave from the Chief Judge of this Court to file a motion in this case or a Complaint in a new case.

IT IS FURTHER ORDERED that if Plaintiff violates this Order, she shall be sanctioned for damages including attorney fees and costs and the motion and/or Complaint will be dismissed.

IT IS SO ORDERED.



MACOMB COUNTY CIRCUIT COURT JUDGE

Dated: 3/25/2019

STATE OF MICHIGAN

SIXTEENTH JUDICIAL CIRCUIT COURT

BRENDA WHITE,

Plaintiff,

vs.

Case No. 12-2017-NH

SOUTHEAST MICHIGAN SURGICAL
HOSPITAL and DR. GARY DOCKS,

Defendant.

ORDER VACATING PART OF MARCH 25, 2019 ORDER

The Court has *sua sponte* reconsidered its *Order* dated March 25, 2019.

Upon reconsideration, the Court hereby VACATES the paragraph of the March 25 *Order* which provides that "IT IS FURTHER ORDERED that Plaintiff shall be precluded from filing in the Macomb County Circuit Court any more motions or any other lawsuits related to this matter without first providing the Chief Judge of this Court a paper copy of the motion, brief and all exhibits and/or Complaint and obtaining leave from the Chief Judge of this Court to file a motion in this case or a Complaint in a new case."

The Court further VACATES the paragraph of the March 25 *Order* which provides that "IT IS FURTHER ORDERED that if Plaintiff violates this Order, she shall be sanctioned for damages including attorney fees and costs and the motion and/or complaint will be dismissed."

Pursuant to MCR 2.602(A)(3), case remains closed.

IT IS SO ORDERED.

EDWARD A. SERVITTO
CIRCUIT JUDGE

Honorable Edward A. Servitto, Jr., Circuit Court Judge

April 11, 2019

A TRUE COPY
FRED MILLER, COUNTY CLERK
BY: Michele Zaffani Court Clerk

APPENDIX-C

Order

**Michigan Supreme Court
Lansing, Michigan**

January 2, 2020

Bridget M. McCormack,
Chief Justice

160200

David F. Viviano,
Chief Justice Pro Tem

BRENDA WHITE,
Plaintiff-Appellant,

Stephen J. Markman
Brian K. Zahra
Richard H. Bernstein
Elizabeth T. Clement
Megan K. Cavanagh,
Justices

V

SC: 160200

COA: 348552

Macomb CC: 12-002017-NH

**SOUTHEAST MICHIGAN SURGICAL
HOSPITAL and DR. GARY DOCKS,
Defendants-Appellees.**

On order of the Court, the application for leave to appeal the July 31, 2019 order of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the question presented should be reviewed by this Court.



I, Larry S. Royster, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 2, 2020

Jang Ray

Clerk

a1216

⁶ APPENDIX.- D

BRENDA WHITE-PETITIONER-(PRO-SE)

VS

SOUTHEAST MICHIGAN SURGICAL HOSPITAL

and DR.GARY DOCKS - RESPONDENT (S)

EXHIBITS

Exhibit A- a copy of an email letter Brenda White, sent to Attorney General Dana Nessel, dated September 26, 2019.

Exhibit B- a copy of an email letter Brenda White, sent to Richard L. Cunningham, head of criminal division, dated November 26, 2019.

Exhibit C- a copy of a letter sent to Brenda and Joseph White, from Richard L. Cunningham, head of the criminal division from Attorney General Dana Nessel's office, dated December 3, 2019.

Comcast
Regarding Four Criminal Court Cases.
Sep 26, 2019 at 9:42:04 PM
Attorney General Dana Nessel
white
Brenda White
Ice Joseph

Attorney General Dana Nessel,

Following two recent telephone contacts I had with your office on August 23, 2019 and September 26, 2019, regarding three cases that I have in the Michigan Supreme Court, I requested that you as the Michigan Attorney General intervene in these criminal cases, and your office instructed me to send you an email with my questions and concerns and to request that you intervene in these criminal cases, following three recent orders from the Michigan Court of Appeals, stating that the listed cases are criminal. These cases are a health and safety risk for me and the public at large, and the cases need to be resolved. Joseph White also made contact with your office on the above dates, and he is requesting that you as the Michigan Attorney General intervene and turn his case over as criminal, because the Michigan Court of Appeals, has also stated that his case is criminal, which is also a health and safety risk for him and the public at large. The cases are: Brenda White v Southeast Michigan Surgical Hospital and Dr. Gary Docks, MSC: 160200. Macomb County Circuit Court No. 2012-002017-NH Brenda R. White v EDS Care Management LLC and Travelers Indemnity Company. SC: 160298. Michigan Compensation Appellate Commission Case No. 17-000015

Brenda Ford White v O. L. Matthews M. D. et al, SC: 160198. Wayne County Third Circuit Court No. 13-013472-NH.

Joseph White v Detroit East Community Mental Health et al, SC: 160201. Wayne County Circuit Court No. 11-011126-CZ

Brenda White and Joseph White
30585 Sandhurst Dr. Apt. 207
Roseville, Michigan 48066
Phone: (586) 273-0251
Email: Brendawhite232@comcast.net
Email: josephwhite585@comcast.net

EXHIBIT- A

Subject: Comcast - Regarding an ending letter from your office.
Date: Nov 26, 2019 at 7:15:05 PM
To: Brenda White <brendawhite232@comcast.net>; Ice Joseph white <josephwhite585@comcast.net>
Cc: Mr. Cunningham <mcunningham@doj.state.mi.us>

Mr. Cunningham,

This is in regards to a telephone conversation that Brenda White had with you on November 26, 2019. You stated that your office would not be handling Brenda and Joseph White's criminal cases. You stated that you would respond in writing to Brenda White. Attached is a copy of the original letter sent to Attorney General Dana Nessel office on September 26, 2019. The attached letter has has my email address and Joseph email address along with our home address. Please send a separate letter to Joseph White, because his case is included in the attached letter.

Thank you in advance,

Brenda White

Email: brendawhite232@comcast.net

Joseph White

Email: josephwhite585@comcast.net

pdf

11/26/2019 7:15:05 PM

1004 KB

Sent from my iPhone

EXHIBIT B

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



CADILLAC PLACE
3030 WEST GRAND BOULEVARD
DETROIT, MICHIGAN 48202

DANA NESSEL
ATTORNEY GENERAL

December 3, 2019

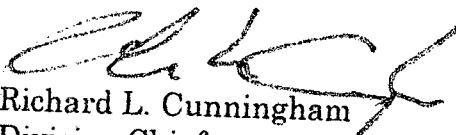
Brenda and Joseph White
30585 Sandhurst Dr., Apt 207
Roseville, MI 48066

Dear Mr. and Mrs. White:

This letter is written in response your recent request that the Michigan Attorney General intervene in several lawsuits in which you are a party. In your request you cite several different civil actions, but assert that the Court of Appeals has determined that these cases are criminal. You state that the Court of Appeals issued orders recognizing those cases as criminal, but you failed to provide copies of any such orders.

I have considered your request and reviewed the Court of Appeals records concerning the cases in which either one of you was a party. I am simply not persuaded that there is any valid basis for the involvement of the Attorney General in your lawsuits. Likewise, I see no basis for any criminal proceedings based on the information you presented. Within the scope of prosecutorial discretion, I am closing our file on this matter without further action.

Sincerely,



Richard L. Cunningham
Division Chief
Criminal Division

EXHIBIT C