

August 5, 2021

**Office of the Clerk
Chief Judge John G. Roberts Jr.
1 First Street N.E.
Washington, DC 20543**

Dear Chief Judge John G. Roberts Jr.:

**Re: Plaintiff Curry would like to motion / Petition
the court to hear my Rehearing:**

Case No. 20-1219

Carline Curry vs. Douglas Mackenzie

**The document denying the Writ of Certiorari was mailed from the court
on May 15, 2021 and received by me on July 14, 2021, the document had
been opened and held by the post office or lost somewhere. I called the USPS
and made a complaint on July 15, 2021 Service Request ID:29014916**

**Thank you for your time and consideration. The rehearing and motion
Are in separate envelopes attached together. I have enclosed a check for 200.00
Dollars for the rehearing. Check number 133. The original writ should have
Been received at the court house on March 2, 2021**

Thank you for your time and consideration.

Sincerely,

***Carline Curry* 8-6-2021
Carline Curry Pro Se.**

**Carline Curry
606 Bowman Street
Mansfield, Ohio 44903
567-274-9130**

**IN THE FRANKLIN COUNTY COURT OF COMMON PLEAS
GENERAL DIVISION**

Carline Maria Curry,	:	
	:	
Plaintiff,	:	Case No. 18-CV-001560
	:	
vs.	:	Judge Jeffrey M. Brown
	:	
Douglas MacKenzie,	:	
	:	
Defendant.	:	

JUDGMENT ENTRY ADOPTING MAGISTRATE'S DECISION

BROWN, J.

On July 25, 2019, this Court granted the Motion for Default Judgment filed by Plaintiff Carline Maria Curry. In said Entry, the Court found that Defendant Douglas MacKenzie—a patent attorney—had been duly served with Summons and a copy of Plaintiff's Complaint in accordance with law. The Court further found that, pursuant to Civ.R. 55(A), Defendant is in default for failure to Answer or otherwise respond to Plaintiff's Complaint within the time period provided by Civ.R. 12, and, resultantly, Defendant has thereby confessed the allegations in Plaintiff's Complaint to be true.

Although the Court granted Plaintiff's Motion for Default Judgment, the Court's Entry did not resolve this matter in its entirety. The Court granted default judgment in Plaintiff's favor on the issue of liability only, finding that the amount of damages Plaintiff is entitled to recover could not be determined solely from the pleadings and other documents filed in this case. Therefore, the July 25, 2019 Entry granting Plaintiff's Motion for Default Judgment includes an Order of Reference and Notice of Damages Hearing.

Pursuant to the Order of Reference, Magistrate Pamela B. Browning conducted a damages

MARYELLEN O'SHAUGHNESSY
CLERK OF THE FRANKLIN COUNTY COMMON PLEAS COURT, COLUMBUS, OHIO 43215
CIVIL DIVISION

CARLINE MARIA CURRY
606 BOWMAN STREET
MANSFIELD, OH 44903,

PLAINTIFF,

VS.

DOUGLAS MACKENZIE
17 REDWOOD ROAD
FAIRFAX, CA 94930,

18CV-02-1560

CASE NUMBER

FILED
COMMON PLEAS COURT
FRANKLIN CO. OHIO
2019 FEB 13 PM 3:41
CLERK OF COURTS

DEFENDANT.

**** SUMMONS ****

02/12/19

TO THE FOLLOWING NAMED DEFENDANT:

DOUGLAS MACKENZIE
PO BOX 1295
MOUNTAIN VIEW, CA 94042

YOU HAVE BEEN NAMED DEFENDANT IN A COMPLAINT FILED IN FRANKLIN COUNTY
COURT OF COMMON PLEAS, FRANKLIN COUNTY HALL OF JUSTICE, COLUMBUS, OHIO,

BY: CARLINE MARIA CURRY
606 BOWMAN STREET
MANSFIELD, OH 44903,

PLAINTIFF(S).

A COPY OF THE COMPLAINT IS ATTACHED HERETO. THE NAME AND ADDRESS OF
THE PLAINTIFF'S ATTORNEY IS:

CARLINE MARIA CURRY
606 BOWMAN STREET
MANSFIELD, OH 44903

YOU ARE HEREBY SUMMONED AND REQUIRED TO SERVE UPON THE PLAINTIFF'S
ATTORNEY, OR UPON THE PLAINTIFF, IF HE HAS NO ATTORNEY OF RECORD, A COPY
OF AN ANSWER TO THE COMPLAINT WITHIN TWENTY-EIGHT DAYS AFTER THE SERVICE
OF THIS SUMMONS ON YOU, EXCLUSIVE OF THE DAY OF SERVICE. YOUR ANSWER
MUST BE FILED WITH THE COURT WITHIN THREE DAYS AFTER THE SERVICE OF A
COPY OF THE ANSWER ON THE PLAINTIFF'S ATTORNEY.



IF YOU FAIL TO APPEAR AND DEFEND, JUDGMENT BY DEFAULT WILL BE RENDERED
AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

MARYELLEN O'SHAUGHNESSY
CLERK OF THE COMMON PLEAS
FRANKLIN COUNTY, OHIO

BY: MARIA J. RELAK, DEPUTY CLERK

(CIV370-S03)

2/10/2020

eFlex

Franklin County
e-Filing

eFile

⇒ Submission Confirmation

Electronic Filing

user: CARLINE MARIA CURRY

Your Filing has been submitted

Case Type: H-Other Civil - BRIEF OF

Note: This filing is now being processed and added to the Clerk of Court document repository. Once the documents associated with your filing have been stored, a receipt will be issued to you. You may view the status of this filing, and access your receipt for 90 days, after which it will be purged from this system. The documents will be retained and available long term through the Clerk of Court.

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Filed 2-10-2020
Brief



Transaction details



\$146.28

Completed 03/03/2021

Debit Purchase -visa Fedex 7842547419memphis Tn 03/01
Card 7240

AVOID FUTURE OVERDRAFTS

When you made this transaction, there were ~~\$146.28~~ of funds held for debit card authorizations and ~~\$146.28~~ of funds held for pending transactions. This created an available balance of ~~\$146.28~~. To avoid future fees, set up an overdraft protection option.

Overnight delivery of writ
Overdraft options

TRANSACTION INFO

Type

Purchase

Card used

Debit card ...7240

Transaction date

03/01/2021

Time

6:13 p.m.

CATEGORY

Pay bills
& transferDeposit
a check

Assistant

Send
moneyExplore
& apply

whether or not the Defendant is in military service and showing facts to support the affidavit” required under the Servicemembers Civil Relief Act. 50 U.S.C. 3931(b)(1)(A).

Based upon the foregoing, the Court finds Plaintiff’s Motions for Default Judgment and Motions to Certify Service by Publication is Complete not well-taken and hereby **DENIED**. The Court notes that Plaintiff appeared in this matter for a pre-trial conference on February 12, 2019, at which time it detailed the instant ruling to Plaintiff, noting that nothing in this Entry shall preclude re-filing a Motion for Default Judgment should Plaintiff undertake the proper steps to effectuate service upon Defendant and include the aforementioned military-status affidavit. That same day, Plaintiff filed with the Clerk a request for service via ordinary mail, and on February 13, 2019, the Clerk issued a certificate evidencing the February 12, 2019 mailing. Thus, pursuant to Civ.R. 4.6(D), Defendant’s answer day was 28 days from February 12, 2019. *

IT IS SO ORDERED.

Copies via ordinary mail to:

Carline Maria Curry
606 Bowman Street
Mansfield, OH 43202

Douglas Mackenzie
17 Redwood Road
Fairfax, CA 94930