

## APPENDIX

(DA 19-0578/DV-18-38 & DA 19-0577/DV-18-37)

- 4-Page (with envelope) DA-19-578 PROGRESS DOCKET INDEX; receipt June 5, 2020.
- 3-Page ORDER: OP 19-573 (Oct. 15, 2019: Writ Mandamus) of known 14-defendants;
- 1-Page (Blue Paper) May 21, 2020: NOTICE OF FILING: REMITTITUR;
- 4-Page (White Paper) May 5, 2020: Opinion of The (Montana State Supreme) Court;
- 1-Page w/o env. Exhibit A-8544. 4/17/18 Clerk Krueger no estate or will ever recorded.
- 2-Page w/env. Exhibit A-8538. 4/10/18, US Clerk Court reopen any case for free.
- 2-Page Exhibit A-8978. 2/18/15, US Clerk Court Case CV-78-67-BU destroyed;
- 1-Page Exhibit A-8546. 12/7/10 Wade Dahood copy of CV-78-67-BU before destroyed.
- 1-Page Exhibit A-8533. 11/3/17 Affidavit 301 Main St. Property Tax Appeal (15%).
- 1-Page Exhibit A-8534. 11/3/17 Affidavit 305 Main St. Property Tax Appeal (15%).
- 1-Page Exhibit A-8535. 11/3/17 Affidavit 1818 Tammany Property Tax Appeal (15%).
- 1-Page Exhibit A-8483. 12/7/06 agreed Indenture-life estate: no deed 1818 Tammany.
- 1-Page Exhibit A-8281. 6/22/01, Mother "all recipients... not to sue till distributed."
- 1-Page Fraud Exhibit A-8282. 1/16/14, Amendment @ HPL isolate-duress-of-frail Mom.
- 1-Page Fraud Exhibit A-8306. 11/9/15 "Full Release..." after destroyed Living Trust-  
As-Last-Will-&-Testament: no power of attorney; no appoint of administrator.
- 1-Page Fraud Exhibit A-8304. 12/7/15, Refused \$35,000 "full release..."
- 1-Page Certification of Death Certificate 11/2/15 Blessed Mother Dorothy Helen Lussy.
- 1-Page Exhibit A-8536 (2007), Photo by HPL after arrival f/ Seward-Anchorage AK.
- 1-Page Exhibit A-8529 11/21/15: *First Lien Notice Lien Terminates Tenancy: Eviction.*
- 1-Page Exhibit A-8530 11/21/15: *First Lien Notice of Lien By Primogeniture Abolished.*
- 1-Page Exhibit A-8531 11/21/15: *First Lien Notice Lien Terminates Tenancy: Eviction.*
- 2-Page Exhibit A-8529 11/21/15: *First Lien Notice of Lien Claim By Special, General  
Factor to 75%, from 25% Stakeholder.*
- 3-Page, Exhibit A-8547 11/17/17: *First Lien Notice of Claim of Lien Against Wade J.  
Dahood Esq.: per caption.*

Total 36-Page Appendix.

HPL v RLA  
 Montana State Supreme Court Docket  
 INDEX  
 Sec 6/5/2020

Case Information				
Case Number:	DA 19-0578	Case Filing Date:	10/07/2019	Case Notes
Court:	Supreme Court	Status:	Closed	
Orig. Court:	Anaconda-Deer Lodge District Court	Classification Type:	Five Justice Panel	
Case Type:	Direct Appeal - Civil - Other	Appearance Fee:	Paid	
Short Title:	H. Lussy v. R. Lussy	Additional Information:		
Full Title:	HENRY PAUMIE LUSSY, Plaintiff and Appellee, v. RICHARD C. LUSSY, Defendant and Appellant.			
Summary:				
Citation:	2020 MT 115N	Case Header		

+ - Party Information			Party Details	
Appellate Role	Party Name	Dist. List	Attorney(s)	Dist. List
Appellant	Richard Charles Lussy		Pro Se	
Appellee	Henry Paumie Lussy		Jeffrey Wade Dahood	
Other	Revenue. Department of		Wade J. Dahood	
			Timothy Charles Fox	

Docketing Filter View						
Display:	<input type="text" value="Chronological"/>	View:	<input type="text" value="Final"/>	<input type="button" value="Go!"/>		
Docket Information						
Document Description	Court	Filing Date	Docket Entry Type	Filing Type	Status	PDF
Event - Case Closed (DG)	Supreme Court	05/21/2020	Event	Case Closed	Final	
Record - DC Record Returned to District Court (DG)	Supreme Court	05/21/2020	Record	DC Record Returned to District Court	Final	
Notice - Outgoing - Remittitur Issued (DG)	Supreme Court	05/21/2020	Notice - Outgoing	Remittitur Issued	Final	
Opinion - Noncite/Memorandum - Justice Shea, Affirms. (BP)	Supreme Court	05/05/2020	Opinion	Noncite/Memorandum	Final	
Order - the motion to add required joinder, etc., is DENIED. (DG)	Supreme Court	03/17/2020	Order	Deny	Final	
Order - Classified - Five Justice Panel (DA)	Supreme Court	03/11/2020	Order	Classified - Five Justice Panel	Final	
Event - Sent to Court-Pleading (DG)	Supreme Court	03/06/2020	Event	Sent to Court-Pleading	Final	
Motion to Add Required Joinder 9 Necessary Indispensable Parties for 100% Jury Trial Verdict with 4 Cameras. held for objection. if any. (DG)	Supreme Court	02/25/2020	Motion - Opposed	Other	Final	

Event - Case Sent to Court (DA)	Supreme Court	02/21/2020	Event	Case Sent to Court	Final	
Brief - Appellant Reply (DA)	Supreme Court	02/21/2020	Brief	Appellant Reply	Final	
Brief - Appellee's Response (DA)	Supreme Court	02/05/2020	Brief	Appellee's Response	Final	
Brief - Appellant's Opening (DA)	Supreme Court	01/16/2020	Brief	Appellant's Opening	Final	
Notice - Outgoing - Transcript Filed (DA)	Supreme Court	01/03/2020	Notice - Outgoing	Transcript Filed	Final	
Record - Transcript Filed; Transcript dated June 6, 2018 in case DA 19-0577 ordered to be included in DA 19-0578. (TS)	Supreme Court	12/31/2019	Record	Transcript Filed	Final	
Order - Richard's motion to remand for completion of record is DENIED; the requests to file documents outside of the record are DENIED; the Clerk is directed to place a copy of the 6/5/18 transcript from DA 19-0577 in this case; the Clerk shall withdraw the 11/25/19 filing of the 4/6/18 transcript of a federal proceeding. (TS)	Supreme Court	12/31/2019	Order	Deny	Final	
Event - Sent to Court-Pleading (Motion to Remand for Completion of Record & Supporting Brief) (JS)	Supreme Court	12/19/2019	Event	Sent to Court-Pleading	Final	
Motion - Opposed - to Remand for Completion of Record & Supporting Brief - held for response (DA)	Supreme Court	12/09/2019	Motion - Opposed	Other	Final	
Notice - Outgoing - Transcript Filed (TB)	Supreme Court	11/25/2019	Notice - Outgoing	Transcript Filed	Final	
Record - Transcript Filed hearing of 6 Apr 2018 ( removed pursuant to Order dated 12-31-2019 ) (TB)	Supreme Court	11/25/2019	Record	Transcript Filed	Final	
Notice - Incoming - Appellant opting out of mandatory appellate alternative dispute resolution (placed in file as NOA does not indicated that this matter is subject to mediation.) (JS)	Supreme Court	11/08/2019	Notice - Incoming	Other	Final	
Notice - Outgoing - District Court Record Filed (DA)	Supreme Court	11/04/2019	Notice - Outgoing	District Court Record Filed	Final	
DC Record Filed for Cause No. DV 18-38 consisting of 2 manila folders and 2 transcripts filed in District Court Record for February 5, 2019 and July 12, 2019 hearings as part of the Record (transcripts will be returned with record)(original transcripts filed in DA 19-0577) (DA)	Supreme Court	11/04/2019	Record	DC Record Filed	Final	
Notice - Outgoing - Transcript Filed (BP)	Supreme Court	10/31/2019	Notice - Outgoing	Transcript Filed	Final	
Record - Transcript Filed - 7/12/19 (BP)	Supreme Court	10/30/2019	Record	Transcript Filed	Final	
Order - the motion to stay execution of judgment is DENIED; the motion to consolidate is DENIED; the motion for long distance telephonic conference call is DENIED. (TS)	Supreme Court	10/29/2019	Order	Deny	Final	
Notice - Outgoing - Transcript Filed Transcript of 5 Feb 2019 (TB)	Supreme Court	10/24/2019	Notice - Outgoing	Transcript Filed	Final	
Record - Transcript Filed 5 feb 2019 (TB)	Supreme Court	10/24/2019	Record	Transcript Filed	Final	
Event - Sent to Court-Pleading (for Refund after consolidation; for Long distance telephonic conference call hearings, to consolidate DA 19-0577 and DA 19-0578:	Supreme Court	10/17/2019	Event	Sent to Court-Pleading	Final	

and to Stay Execution of Judgement pending Appeal) NO responses (JS)						
Notice - Outgoing - Appeal Notice (DG)	Supreme Court	10/07/2019	Notice - Outgoing	Appeal Notice	Final	
Motion - Opposed - For Refund After Consolidation. held for objection. (DG)	Supreme Court	10/07/2019	Motion - Opposed	Other	Final	
Motion - Opposed - Motion for Long Distance Telephonic Conference Call Hearings. held for objection. (DG)	Supreme Court	10/07/2019	Motion - Opposed	Other	Final	
Motion - Opposed - Consolidate (DA 19-0577 and DA 19-0578). held for response. (DG)	Supreme Court	10/07/2019	Motion - Opposed	Consolidate	Final	
Motion - Opposed - Stay Execution of Judgment Pending Appeal. held for response. (DG)	Supreme Court	10/07/2019	Motion - Opposed	Other	Final	
Fees - Appearance Fee Received (DG)	Supreme Court	10/07/2019	Fees	Appearance Fee Received	Final	
Notice - Incoming - Notice of Appeal Filed (DG)	Supreme Court	10/07/2019	Notice - Incoming	Notice of Appeal Filed	Final	

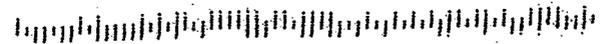
BOWEN GREENWOOD  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA  
PO Box 203003  
HELENA, MONTANA 59620-3003

U.S. POSTAGE PITNEY BOWES  
  
ZIP 59601 \$ 000.65<sup>0</sup>  
02 4W  
0000369688 JUN 02 2020  
2113

*Barbara F. [unclear]* 6/5/2020

RICHARD CHARLES LUSSY  
860 SIXTH AVENUE SOUTH  
P.O. BOX 152  
NAPLES FL 34106

3410630152 8002



Richard Lussy & Associates

ORIGINAL

FILED

10/15/2019

Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: OP 19-0573

IN THE SUPREME COURT OF THE STATE OF MONTANA

OP 19-0573

R. C. "RICK" LUSSY ("RCL") aka CANDIDATE,  
2016 AND 2020-2024 ELECTIONS,

Petitioner,

v.

HENRY PAUMIE LUSSY, LAUNA LYNN ROQUE,  
JENAHLEE MURIE BORNFF; WADE J. DAHOOD,  
JEFFREY WADE DAHOOD, INDIVIDUALLY OF  
KNIGHT & DAHOOD LAW FIRM, MERMA  
GREEN. ASSESSOR MONTANA STATE  
DEPARTMENT OF REVENUE; JEREMIAH C.  
LYNCH UNITED STATES MAGISTRATE; BRIAN  
M. MORRIS, ARTICLE III UNITED STATES JUDGE  
[NO. CV-17-79-BU & NINTH CIRCUIT COURT OF  
APEAL 18-35937]; TYLER GILMAN CLERK  
[NO.:CV-78-67-BU], KURT KRUEGER, DISTRICT  
COURT MONTANA STATE JUDGE [NO. DV 18-37;  
DV 18-38 & DP-18-31 [RE: FROMAL PROBATE  
DOROTHY HELEN LUSSY]; ANDRE BURKE  
DIRECTOR OVER OFFICE OF PRESIDENT:  
AMERICAN BAR ASSOCIATION TRADE UNION;  
JON MUDD EXECUTIVE DIRECTOR: MONTANA  
BAR ASSOCIATION TRADE UNION & DIANA  
MOSS, PRESIDENT: AMERICAN ANTITRUST  
INSTITUTE,

Respondents/Defendants.

FILED

OCT 15 2019

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

ORDER

Representing himself, Richard C. Lussy has filed a petition for a writ of mandate, pursuant to M. R. App. P. 14(5)(b)(i). Lussy includes several hundred pages of attachments.

To state a claim for mandamus, a party must show entitlement to the performance of a clear legal duty by the party against whom the writ is directed and the absence of a

plain, speedy, and adequate remedy at law. Section 27-26-102, MCA; *Smith v. Missoula Co.*, 1999 MT 330, ¶ 28, 297 Mont. 368, 992 P.2d 834. This type of proceeding, such as a writ of mandate, must be commenced in accordance with Montana's statutes. M. R. App. P. 14(2). *Justice Adams Extraordinary Writs*

In his petition, Lussy lists various complaints concerning two civil cases in Montana. He also references at least one federal court proceeding and various federal claims. Lussy requests supervision over his various proceedings, detailing what facts are important, and stating what he contends is in error.

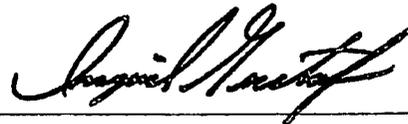
Upon review, it is not clear what legal duty Lussy wants mandated. His petition is difficult to understand or follow. It is clear that he does not like the outcomes in various courts. We point out that the Montana Supreme Court has no jurisdiction over any federal court or presiding federal judge or magistrate.

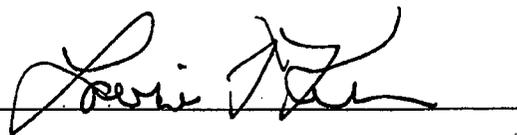
This Court declines to honor his requests because we have no jurisdiction over federal courts and Lussy has not shown entitlement to mandamus. Lussy has not demonstrated that he is entitled to the performance of a clear legal duty. We point out that a court's issuance of a decision on a pending matter is a discretionary act, not mandatory. *Smith*, ¶ 28. We further point out that Lussy has found "a plain, speedy, and adequate remedy at law[]" because he has since filed two appeals with this Court. *Smith*, ¶ 28. Accordingly,

IT IS ORDERED that Lussy's Petition for a Writ of Mandate is DENIED and DISMISSED.

The Clerk is directed to send a copy to all parties of record and to Richard C. Lussy personally.

DATED this 15<sup>th</sup> day of October, 2019.





Justices

*J. P. Rice*

*John P. Rice*

*John in 1864*

BOWEN GREENWOOD  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA  
PO Box 203003  
HELENA, MONTANA 59620-3003



U.S. POSTAGE >> PITNEY BOWES

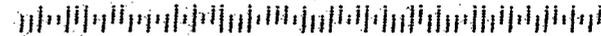
ZIP 59601 \$ 000.50<sup>0</sup>  
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0000369688 MAY 07 2020  
2113

RICHARD CHARLES LUSSY  
860 SIXTH AVENUE SOUTH  
P.O. BOX 152  
NAPLES FL 34106

LEGAL MAIL

*206*  
*5/14/2020*  
*Thurman*

3410680152 8002



Richard Lussy & Associates



*Doc*  
*5/27/2020*  
*WUC*

IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003

May 21, 2020

NOTICE OF FILING

Supreme Court No.  
DA 19-0578

HENRY PAUMIE LUSSY,

Plaintiff and Appellee,

v.

RICHARD C. LUSSY,

Defendant and Appellant.

REMITTITUR for the above-named case has been issued on this date.

Sincerely,

A handwritten signature in black ink that reads "Bowen Greenwood". The signature is written in a cursive style.

Bowen Greenwood  
Clerk of the Supreme Court

ORIGINAL

DA 19-0578

IN THE SUPREME COURT OF THE STATE OF MONTANA

2020 MT 115N

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HENRY P. LUSSY,

Plaintiff and Appellee,

v.

RICHARD C. LUSSY,

Defendant and Appellant.

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**FILED**

MAY 05 2020

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

APPEAL FROM: District Court of the Third Judicial District,  
In and For the County of Anaconda/Deer Lodge, Cause No. DV-18-38  
Honorable Kurt Krueger, Presiding Judge

COUNSEL OF RECORD:

For Appellant:

Richard C. Lussy, Self-Represented, Naples, Florida

For Appellee:

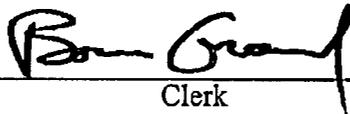
Jeffrey W. Dahood, Knight & Dahood, Anaconda, Montana

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Submitted on Briefs: March 11, 2020

Decided: May 5, 2020

Filed:

  
Clerk

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Justice James Jeremiah Shea delivered the Opinion of the Court.

¶1 Pursuant to Section I, Paragraph 3(c), Montana Supreme Court Internal Operating Rules, this case is decided by memorandum opinion, shall not be cited and does not serve as precedent. Its case title, cause number, and disposition shall be included in this Court's quarterly list of noncitable cases published in the Pacific Reporter and Montana Reports.

¶2 Richard Charles Lussy appeals from the orders and judgment of the Third Judicial District Court, Deer Lodge County, releasing Richard's liens filed on Appellee Henry Paumie Lussy's property. We affirm.

¶3 The document Richard filed on appeal is not so much a brief as a rambling and incoherent screed against the judiciary and the legal profession in general. This Court has no obligation to research a party's position or to develop a legal analysis to support it if the party fails to do so. *State v. Hicks*, 2006 MT 71, ¶ 22, 331 Mont. 471, 133 P.3d 206. "[A] district court's decision is presumed to be correct," and the appellant has the burden to demonstrate that an error was made. *State v. Gomez*, 2007 MT 111, ¶ 33, 337 Mont. 219, 158 P.3d 442. Richard has not even come close to meeting this burden.

¶4 Richard's conduct in this case is far from new. Richard's abuse of the Montana legal system is so ingrained and pervasive that nearly thirty-six years ago, on October 25, 1984, this Court found it necessary to issue an order enjoining him from proceeding pro se in any Montana court without obtaining leave to file or proceed. *Lussy v. Bennett*, 214 Mont. 301, 303, 692 P.2d 1232, 1234 (1984). Solely for the purpose of providing the victims of his abuse with some peace, we lifted that restraining order so as to affirm the

district court's summary judgment order in favor of the individuals Richard had sued.

*Lussy*, 214 Mont. at 309, 692 P.2d at 1236-37. We held: (Year?) 1984

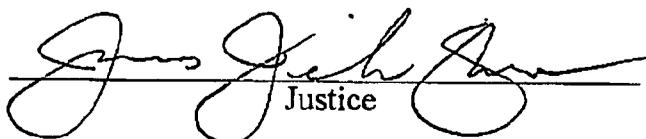
Richard C. Lussy, by his various [pro se] actions, has caused the courts of Montana some considerable difficulty. He has sued judges, attorneys and others left and right, charging conspiracies, abuse of 'Justinhoard,' and expounding like theories of law. While his misdirected efforts have caused the courts difficulty, the real tragedy is that he has cost himself a considerable amount of money and wasted time in his vain pursuits. However much we desire to keep the courts open to all persons seeking to adjust their rights, duties and responsibilities, we must also take into account the effect that his actions bring on other parties to his suits. In this case, the respondents are entitled to their peace. It is for that reason we lifted the restraining order heretofore entered against Mr. Lussy, to bring this particular case to a conclusion.

*Lussy*, 214 Mont. at 309, 692 P.2d at 1236-37.

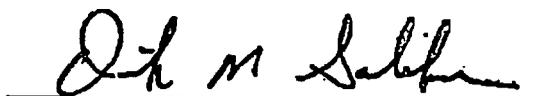
¶5 It is clear from the record in this case that the intervening decades have neither softened Richard's temperament, nor disabused him of his belief that the courts of this state are here to serve as a vehicle for his own malevolent pursuits. It is equally clear that the order prohibiting Richard from initiating any legal proceedings or filing any legal papers in any Montana court should have been promptly reinstated upon resolution of the appeal in *Lussy v. Bennett*. We now take the opportunity to remedy this oversight.

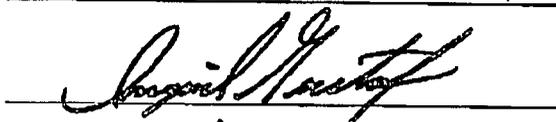
¶6 The order and judgment of the District Court is affirmed. Moreover, IT IS HEREBY ORDERED that Richard Charles Lussy is declared a vexatious litigant. Before Richard Charles Lussy is allowed to initiate any legal proceeding or file any pleading in any court of the State of Montana, he is required to obtain pre-filing approval from the court in which he seeks to file. The court may prohibit any such filing upon a determination that the claims asserted are harassing, frivolous, or legally not cognizable.

¶7 We have determined to decide this case pursuant to Section I, Paragraph 3(c) of our Internal Operating Rules, which provides for memorandum opinions. This appeal presents no constitutional issues, no issues of first impression, and does not establish new precedent or modify existing precedent. Affirmed.

  
Justice

We Concur:

  
\_\_\_\_\_

  
\_\_\_\_\_

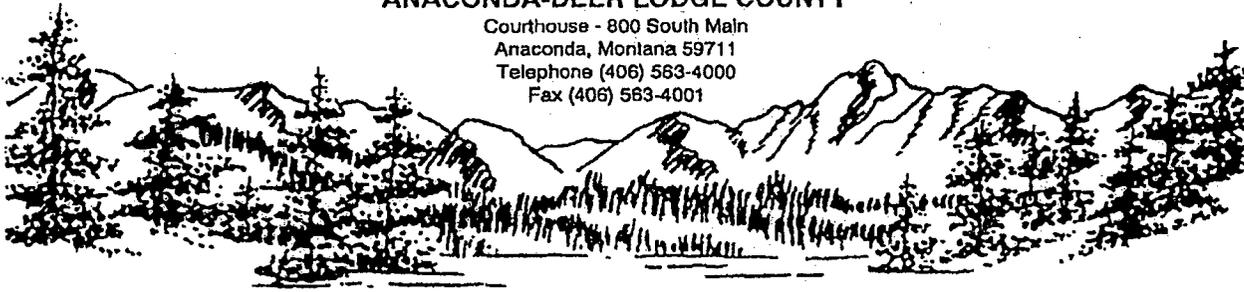
  
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\_\_\_\_\_

Justices

ANACONDA-DEER LODGE COUNTY

Courthouse - 800 South Main  
Anaconda, Montana 59711  
Telephone (406) 563-4000  
Fax (406) 563-4001



HONORABLE RAY J. DAYTON  
DISTRICT COURT JUDGE

Telephone (406)563-4040  
Fax (406)563-4077

SUSIE KRUEGER  
CLERK OF COURT  
BARBARA VAUGHN  
DEPUTY CLERK  
JAMIE BLASKOVICH  
DEPUTY CLERK

April 17, 2018

RE: Dorothy Helen Lussy/Date of Death: November 2, 2015)

To Whom It May Concern:

This office searched through our Full Court Index and Probate Index and found no Estate or Will has ever been filed with this office for the above-named individual.

If we can be of any further assistance please feel free to contact us.

Sincerely yours,

Susie Krueger, Clerk of District Court

By:  Deputy

Exhibit A-8544 (lot w/o Endorse)



*See  
Fwd'd  
4/13/18*

United States Courts  
District of Montana

TYLER P. GILMAN, CLERK OF COURT  
BETH CONLEY, CHIEF DEPUTY OF ADMINISTRATION  
COLEEN HANLEY, CHIEF DEPUTY OF OPERATIONS  
DISTRICT OF MONTANA

RUSSELL E. SMITH COURTHOUSE  
201 E. BROADWAY  
MISSOULA, MT 59802  
TELEPHONE: 406-542-7260

April 10, 2018

Richard Lussy  
P.O. Box 152  
Naples, FL 34106

Dear Mr. Lussy:

I am writing in response to your voice mail and written correspondence to Chief Deputy Beth Conley, dated April 10, 2018.

Please be advised that there is no fee required to file a motion to reopen a civil case in federal court. If you wish to bring a matter to the Court's attention, you are welcome to do so by filing a written pleading. If you wish to file a new civil complaint, the filing fee is \$400.00 which you may remit upon filing of the complaint.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Coleen Hanley".

Coleen Hanley  
Chief Deputy of Operations

*Exhibit A-8538(1 of 2)*

DISTRICT OF MONTANA  
OFFICE OF  
CLERK, U.S. DISTRICT COURT  
P.O. BOX 8537  
MISSOULA, MONTANA 59807  
OFFICIAL BUSINESS

MISSOULA MT 59807  
04/19/2018  
30 APR 2018 PM 1 L  
FIRST CLASS MAIL  
US POSTAGE \$00.47



ZIP 59802  
011D11609869

Richard Lussy  
P.O. Box 152  
Naples, FL 34106

34106\$0152



*Richard A. Buss (2 of 2)*

Richard Lussy & Associates

OFFICE OF THE CLERK  
UNITED STATES DISTRICT COURT  
For The District of Montana

Tyler Gilman  
Clerk of Court



Beth Conley  
Chief Deputy Clerk

February 18, 2015

Rick Lussy MAI, SRA  
RICHARD LUSSY & ASSOCIATES  
2165 Greenback Circle, Suite #5-303  
Naples, FL 34112

Dear Mr. Lussy,

I regret to inform you that I am unable to supply copies of the documents you requested in case CV 78-67-BG, as the case file has been destroyed.

I apologize for the inconvenience this has caused.

Sincerely,

A handwritten signature in cursive script that reads "Beth Conley".

Beth Conley  
Chief Deputy

406-542-7260

*Exhibit A-8978*  
Russell E. Smith Courthouse  
P.O. Box 8537 ♦ 201 East Broadway  
Missoula, MT 59807  
[www.mtd.uscourts.gov](http://www.mtd.uscourts.gov)

Fax 406-542-7272

LAW OFFICES  
OF  
**KNIGHT, DAHOOD, EVERETT & SIEVERS**

POST OFFICE BOX 727  
113 EAST THIRD STREET  
ANACONDA, MONTANA 59711

J.B.C. KNIGHT (1889-1967)  
WADE J. DAHOOD  
BERNARD J. EVERETT  
MICHELLE SIEVERS  
JEFFREY W. DAHOOD

NANCY L. DAHOOD, CERTIFIED LEGAL ASSISTANT  
MAUREEN PARROW, ADMINISTRATIVE ASSISTANT  
KELLIE SAWYER, PROBATE PARALEGAL

Phones  
(406) 583-3424  
583-3425

(In State Only)  
1-800-823-3424

Fax  
(406) 583-7519

December 7, 2010

Rick Lussy  
2165 Greenback Circle, Suite #5-303  
Naples, Florida 34112

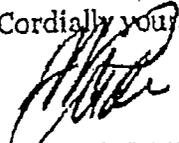
Dear Rick,

I went into our files and was fortunate enough to find the files of years ago involving the litigation concerning your father and me.

I enclose the order approving the settlement and dismissing the case which should provide you with all of the information you requested.

With kindest regards, I am,

Cordially yours,



WADE J. DAHOOD

WJD/aw  
w/encl.

Exhibit A-8505

50-1

#3 Dahood Etg (14 of 18)  
Exhibit A-8546 (13 of 17)

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT  
OF THE STATE OF MONTANA  
IN AND FOR THE COUNTY OF DEER LODGE

HENRY P. LUSSY and  
RICHARD C. LUSSY,

Plaintiffs,

vs

KNIGHT, DAHOOD, MACKAY &  
MC LEAN, composed of  
WADE J. DAHOOD, CONDE P. MACKAY,  
DAVID M. MC LEAN and  
WADE J. DAHOOD and DAVID M.  
MC LEAN, as individuals,

Defendants.

CAUSE NO. DV-80-41

ORDER APPROVING  
SETTLEMENT and  
DISMISSING CASE.

*Barnett the  
Banker Not  
Included*

FILED October 22 1981  
Theresa Aladich  
CLERK

THIS CASE, having been included as part of the total settlement package presented to the Court in the case of WADE J. DAHOOD Esq., vs. HENRY F. LUSSY and RICHARD C. LUSSY, CAUSE NO. 12773 filed with the Third Judicial District of the State of Montana in and for the County of Deer Lodge, and the same terms and conditions apply to this case as is outlined in the order approving settlement and dismissing the cause in that action, NOW THEREFORE,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Settlement Agreement submitted to the Court on the open record was approved in full and adopted by this Court and the above entitled cause was dismissed with prejudice to the filing of another action, each party to pay their own costs and each party to pay one-half of the jury assessment to Anaconda-Deer Lodge County.

DATED this 22 day of October, 1981.

BY THE COURT,

*[Signature]*  
DISTRICT JUDGE

STATE OF MONTANA  
COUNTY OF ANACONDA - DEER LODGE ) SS

I, Susie Krueger, Clerk of the District Court of the Third Judicial District of the State of Montana, in and for the County of Anaconda-Deer Lodge, do hereby certify that the above is a full, true and correct copy of the original as the same appears in the files and records of this office, WITNESS my hand and Seal of the Court 27th 1981

Exhibit A-2692

By \_\_\_\_\_ Deputy

*Exhibit A-8314*  
[#5] *Da hood Esq (18 of 18)*  
*Exhibit A-8546 (17 of 17)*

**AFFIDAVIT DOCUMENTING: FIFTEEN PERCENT LESS (\$22,005) FOR ASSESSED VALUE FRACTIONAL MARKET VALUE: UNWILLING SELLER**

PRIMARY OWNER: LUSSY, DOROTHY TRUSTEE  
 RE: Property Tax Appeal ADDRESS: 301 Main Street, Anaconda, Montana 59711  
 ATTENTION: Geocode: 30-1285-03-4-36-09-0000

Tax Year	Land Value	Building Value	Total Value	Method
2017	36316	110384	146700	INCOME
2016	16119	117081	133200	INCOME
2015	16119	117081	133200	INCOME
Conclusion =>2017	\$146,700	(\$22,005)	\$124,695	Bldg Value
	0		5	

1.) The number one person in charge of Montana Department of Revenue: *Property Assessment Division is Administrator Ms. Cynthia Monteau Moore ((405) 444-7968). She advised me that these values are 100% market value for 1/1/2014 assessment date. Market value defined below: requires a willing buyer & seller.*

DEFINITION OF MARKET VALUE The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

- 1. buyer and seller are typically motivated;
  - 2. both parties are well informed or well advised, and acting in what they consider their best interests;
  - 3. a reasonable time is allowed for exposure in the open market;
  - 4. payment is made in terms of cash in United States dollars or in terms of financial arrangements comparable thereto; and
  - 5. the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.
- Source: Appraisal Standards Board, Appraisal Foundation, Uniform Standards of Professional Appraisal Practice, 1995 Ed., Appraisal Institute compliant.

**CONCLUSION:** This property owner is not willing to sell as needing a place to do business in & is not typically motivated. This 2017 Property Assessment Bldg value \$146,700 should be less 15% discount to equal \$124,695 as not willing seller per market value definition pursuant property total tax value: States of Montana & Florida.

2.) An additional unknowing expert Naples-Collier County Florida Property Appraiser is Jeep Quinby & noted below:

A 15% discount is 85% Fractional Assessment Ratio for Public Assessment, Collier County Fla. Property Appraiser #2 man: Jeep Quinby (1/28/2015, PH 239-252-8162) each 67-Fla. County must file a DR-493 to comply.

**Conclusion:** Montana State is not Florida State: yet the market value definition is consistent in both Montana & Florida. Property Tax Value is based on unwilling seller. Deceased Dorothy H. Lussy is not a willing seller deserve (15%) discount: proposed assessment \$146,700 less 15% discount equals (\$124,695) \$124,695 for 2017 assessment.

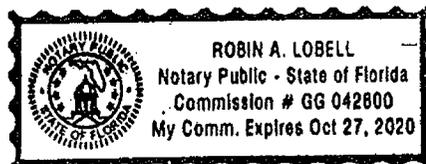
STATE OF FLORIDA  
 County of Florida

The signer Rick Lussy Richard C. Lussy MAI (Member of Appraisal Institute), SRA (Senior Residential Appraiser) as a property appraiser, has been duly sworn, hereby deposes and says with #1 & #2 above:

- 3.) I am 67-years old, resident of State of Florida & #3-son of this property owner. I have personal knowledge of the facts herein, and if called as a witness could testify completely thereto.
- 4.) I suffer no legal disabilities and have personal knowledge of facts set forth herein.
- 5.) I declare that to the best of my knowledge & belief the information herein is true, correct and complete.

NOTARY PUBLIC VERIFIED, SWORN To & Subscribed before me this day of November 3, 2017, by Richard C. Lussy, Rick Lussy who ( ) is personally known to me or who ( ) have produced his Florida Drivers License as identification: 2840 Shoreview Dr., Suite #2, Naples, Fla. 34112 Ph (239) 263-5413, E-mail: ricklussy@yahoo.com.

By Robin Lobell  
 Notary Public, State of Florida  
Robin Lobell  
 Print, Type, or Name of Notary Public



(SEAL)

Exhibit A-8533

**AFFIDAVIT DOCUMENTING: FIFTEEN PERCENT LESS (\$29,430) FOR ASSESSED VALUE FRACTIONAL MARKET VALUE: UNWILLING SELLER**

PRIMARY OWNER: Washoe Amusement Company c/o Jerome C. Lussy & Richard C. Lussy  
 RE: Property Tax Appeal ADDRESS: **305 Main Street**: Washoe Theatre, Anaconda, MT. 59711  
 Legal Description: Anaconda Original Town site, S03, T04 N, R11 W, BLOCK 57, Lot 6 - 11, S 24 FT 3 1/2 IN LT 6  
 ATTENTION: Geocode: 30-1285-03-4-36-10-0000, 305 Main Street, Anaconda

Tax Year	Land Value	Building Value	Total Value	Method
2017	53571	142629	196200	INCOME
2016	24321	167179	191500	INCOME
2015	24321	167179	191500	INCOME

Conclusion \$196,200 (\$29,430) \$166,770 Total Value  
 =>2017 .7 )

1.) The number one person in charge of Montana Department of Revenue: *Property Assessment Division is Administrator Ms. Cynthia Montecau Moore ((405) 444-7968). She advised me that these values are 100% market value for 1/1/2014 assessment date. Market value defined below: requires a willing buyer & seller.*

DEFINITION OF MARKET VALUE The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

- 1. buyer and seller are typically motivated; 2. both parties are well informed or well advised, and acting in what they consider their best interests; 3. a reasonable time is allowed for exposure in the open market; 4. payment is made in terms of cash in United States dollars or in terms of financial arrangements comparable thereto; and 5. the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale. Source: Appraisal Standards Board, Appraisal Foundation, Uniform Standards of Professional Appraisal Practice, 1995 Ed., Appraisal Institute compliant.

**CONCLUSION:** This property owner is not willing to sell & is not typically motivated. This 2017 Property Assessment \$196,200 should be less 15% discount to equal \$166,770 as not a willing seller per market value definition; that control the beginning level property assessment: States of Montana & Florida.

2.) An additional unknowing expert Naples-Collier County Florida Property Appraiser is Jeep Quinby & noted below:  
 A 15% discount is 85% Fractional Assessment Ratio for Public Assessment, Collier County Fla. Property Appraiser #2 man: Jeep Quinby (1/28/2015, PH 239-252-8162) each 67-Fla. County must file a DR-493 to comply.

**Conclusion:** Montana State is not Florida State: yet the market value definition is consistent in both Montana & Florida. Property Tax Value is based on unwilling seller. Jerome C. Lussy, General Manager/Owner is not a willing seller deserves this (15%) discount: proposed assessment \$196,200 less 15% discount equals \$166,770 for 2017.

STATE OF FLORIDA

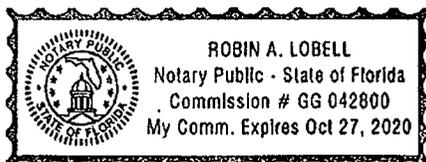
County of Florida

The signer *Richard C. Lussy* Richard C. Lussy MAI (Member of Appraisal Institute), SRA (Senior

Residential Appraiser) as a property appraiser, has been duly sworn, hereby deposes and says with #1 & #2 above:

- 3.) I am 67-years old, resident of State of Florida & son of this former property owner Henry F. Lussy. I have personal knowledge of the facts herein, and if called as a witness could testify completely thereto.
- 4.) I suffer no legal disabilities and have personal knowledge of facts set forth herein.
- 5.) I declare that to the best of my knowledge & belief the information herein is true, correct and complete.

NOTARY PUBLIC VERIFIED, SWORN To & Subscribed before me this day of November 3, 2017, by Richard C. Lussy, *Richard C. Lussy* who ( ) is personally known to me or who (  ) have produced his Florida Drivers License as identification: 2840 Shoreview Dr., Suite #2, Naples, Fla. 34112, Ph (239) 263-5413, E-mail: ricklussy@yahoo.com.



By *Robin Lobell*  
 Notary Public, State of Florida  
Robin Lobell  
 Print, Type, or Name of Notary Public

(SEAL)

*Exhibit A-9534*

**AFFIDAVIT DOCUMENTING: FIFTEEN PERCENT LESS (\$25,837) FOR ASSESSED VALUE FRACTIONAL MARKET VALUE: UNWILLING SELLER**

PRIMARY OWNER: Indenture conspicuous contested No Bargain & Sale Deed: Richard C. Lussy versus Lussy, Henry Paumie  
 RE: Property Tax Appeal ADDRESS: 1818 Tammany Avenue, Anaconda, Montana 59711  
 ATTENTION: Geocode: 30-1285-04-2-07-01-0000

Tax Year	Land Value	Building Value	Total Value	Method
2017	36127	136120	172247	COST
2016	23925	121875	145800	MKT
2015	23925	121875	145800	MKT
Conclusion n =>2017	\$172,247	(\$25,837)	\$146,410	Total Value

1.) The number one person in charge of Montana Department of Revenue: Property Assessment Division is Administrator Ms. Cynthia Montecau Moore ((405) 444-7968). She advised me that these values are 100% market value for 1/1/2014 assessment date. Market value defined below: requires a willing buyer & seller.

DEFINITION OF MARKET VALUE The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

- 1. buyer and seller are typically motivated; 2. both parties are well informed or well advised, and acting in what they consider their best interests; 3. a reasonable time is allowed for exposure in the open market; 4. payment is made in terms of cash in United States dollars or in terms of financial arrangements comparable thereto; and 5. the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale. Source] Appraisal Standards Board, Appraisal Foundation, Uniform Standards of Professional Appraisal Practice, 1995 Ed., Appraisal Institute compliant.

**CONCLUSION:** Henry Paumie Lussy "property owner" is not willing to sell as needing a place to lease in & is not typically motivated. This 2017 Property Assessment Bldg value \$172,247 should be less 15% discount to equal \$146,410 to start with as not willing seller per market value definition; that control the beginning level property assessment: States of Montana & Florida.

2.) An additional unknowing expert Naples-Collier County Florida Property Appraiser is Jeep Quinby & noted below:

A 15% discount is 85% Fractional Assessment Ratio for Public Assessment, Collier County Fla. Property Appraiser #2 man: Jeep Quinby (1/28/2015, PH 239-252-8162) each 67-Fla. County must file a DR-493 to comply.

**Conclusion:** Montana State is not Florida State: yet the market value definition is consistent in both Montana & Florida. Property Tax Value is based on unwilling seller. Contested Indenture as "lease indenture" agreement Henry P. Lussy is not a willing occupant-seller deserving this (15%) discount: proposed assessment \$172,247 less 15% discount equals (\$25,837) for 2017 assessment of \$146,410.

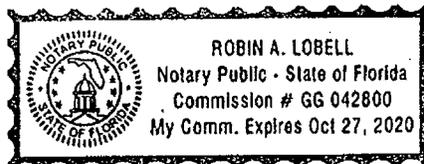
STATE OF FLORIDA  
 County of Florida

The signer [Signature] Richard C. Lussy MAI (Member of Appraisal Institute), SRA (Senior Residential Appraiser) as a property appraiser, has been duly sworn, hereby deposes and says with #1 & #2 above:

- 3.) I am 67-years old, resident of State of Florida & #3-brother of this claimed property owner. I have personal knowledge of the facts herein, and if called as a witness could testify completely thereto.
- 4.) I suffer no legal disabilities and have personal knowledge of facts set forth herein.
- 5.) I declare that to the best of my knowledge & belief the information herein is true, correct and complete.

NOTARY PUBLIC VERIFIED, SWORN To & Subscribed before me this day of November 3, 2017, by Richard C. Lussy, [Signature] who ( ) is personally known to me or who (  ) have produced his Florida Drivers License as identification: 2840 Shoreview Dr., Suite #2, Naples, Fla. 34112, PH (239) 263-5413, E-mail: ricklussy@yahoo.com.

By [Signature]  
 Notary Public, State of Florida



Robin Lobell  
 Print, Type, or Name of Notary Public

(SEAL)

1/29/18  
SJS

STATE OF MONTANA,  
 County of \_\_\_\_\_  
 Filed for record this \_\_\_\_\_ day of \_\_\_\_\_  
 Recorded in Book \_\_\_\_\_ of Deeds on Page \_\_\_\_\_  
 State of Montana.  
 NO. 4 - BARGAIN AND SALE DEED.

11024 BOOK 112 RECORDS PAGE 660 Pages 1  
 STATE OF MONTANA ANACONDA-DEER LODGE COUNTY  
 RECORDED 11/27/2018 8 29 001 B&S DEED  
 Joey Mediatek CLERK AND RECORDER  
 FEE \$17.00  
 TO: HEART P. LUSBY 1010 TAMMANY, ANACONDA, MT 59711  
 DEER PLACEMENT CO., PELLER, EAST.

This Indenture, Made the \_\_\_\_\_ day of \_\_\_\_\_  
 in the year of our Lord two thousand \_\_\_\_\_  
 BETWEEN Dorothy Lussy, Trustee of THE DOROTHY LUSBY REVOCABLE LIVING TRUST, dated the 18 day of May 1994 part \_\_\_\_\_ of the first part; and Henry R. Lussy, 1010 Tammany, Anaconda, Montana 59711

the part \_\_\_\_\_ of the second part, WITNESSETH: That the said part \_\_\_\_\_ of the first part, for and in consideration of the sum of \_\_\_\_\_ Ten and no/100 \_\_\_\_\_ DOLLARS, lawful money of the United States of America, to her \_\_\_\_\_ in hand paid by the said part \_\_\_\_\_ of the second part, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey, unto the said part \_\_\_\_\_ of the second part, and \_\_\_\_\_ heirs and assigns, forever, all that \_\_\_\_\_ certain \_\_\_\_\_ or parcel of land \_\_\_\_\_ situate, lying and being in \_\_\_\_\_ in the County of \_\_\_\_\_ Anaconda-Deer Lodge \_\_\_\_\_ State of Montana, particularly described as follows, to-wit: \_\_\_\_\_ Second Western Addition, Block 10, Lots number 11 & 12

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all the estate, right, title, interest, in and to that certain piece of \_\_\_\_\_ property, possession, claim and demand whatsoever, as well in law as in equity, of the said part \_\_\_\_\_ of the first part, of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD, all and singular the said premises together with the appurtenances unto the said part \_\_\_\_\_ of the second part and to \_\_\_\_\_ heirs and assigns, forever.

IN WITNESS WHEREOF, The said part \_\_\_\_\_ of the first part has hereunto set her hand and seal \_\_\_\_\_ the day and year first above written.

Signed, Sealed and Delivered in the Presence of } \_\_\_\_\_ (Seal)  
 \_\_\_\_\_ (Seal)

STATE OF MONTANA,  
 County of Anaconda-Deer Lodge }  
 On this \_\_\_\_\_ day of \_\_\_\_\_ twenty hundred and \_\_\_\_\_  
 before me, Brenda L. Wilkinson \_\_\_\_\_ a Notary Public in and for said  
 County of \_\_\_\_\_ State of Montana, personally appeared  
 Dorothy Lussy, Trustee  
 known to me personally \_\_\_\_\_  
 (or proved to me on oath of \_\_\_\_\_)  
 to be the person whose name \_\_\_\_\_ subscribed to the within instrument, and acknowledged to me that \_\_\_\_\_ executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

\_\_\_\_\_  
 Notary Public for the State of Montana.  
 Residing at \_\_\_\_\_ Anaconda \_\_\_\_\_ My Commission expires \_\_\_\_\_ February 1, 2008

EXHIBIT A 8483

### Article V

#### Settlor's Power to Amend or Revoke

The settlor reserves the right from time <sup>to</sup> ~~to~~ time during his or her life, by written instrument delivered to the trustees, to amend or revoke this agreement, but no amendment may change the trustees' duties, powers, and discretions without the trustees' consent. Upon the death of the settlor, the trust shall become irrevocable.

\*\*\*

Release:

All Recipients must sign a statement  
never to sue before funds and property  
are distributed from this Trust.



**WADE J. DAHOOD**  
ATTORNEY AT LAW

(406) 563-3424  
IN MT 1-800-823-3424

113 EAST THIRD STREET  
ANACONDA, MONTANA 59711  
FAX (406) 563-7519

*Dorothy Lussey*

Subscribed and sworn to before me this  
22 day of June  
2001

*Mary Pat Lee*

Notary Public for the State of Montana  
Residing at Anaconda, Montana  
My Commission Expires 11-04-01

Exhibit - 8281 (1 of 1)

### AMENDMENT TO DOROTHY LUSSY REVOCABLE LIVING TRUST

#### 4.2.2 Remainder Divided into Shares

The trustee is directed to divide the remaining principal and property and all accrued income to the Trust Estate into two ( 2 ) shares. The name of each beneficiary and his respective share is as follows.

Name and Relationship of Beneficiary		Share of Remaining Estate
Henry P. Lussy, son		50 %
Jerome C. Lussy, son		50%
Lawrence F. Lussy, son	\$ 35,000.00 Dollars	TOTAL INHERITANCE
Richard C. Lussy, son	\$ 35,000.00 Dollars	TOTAL INHERITANCE

The then living descendants of a deceased beneficiary of the settler shall take per stripes the share which the beneficiary would have received if living, subject to postponement of possession as provided in 4.3 infra.

I hereby give, devise and bequeath to Henry and Jerome Lussy the 1926 Cadillac model # 2889,, and the contents of the additional rooms adjacent to the Washoe Amusement office, known as the "The Memorial Rooms" to have and to hold as their property in their own right forever.

I further declare that in the event any of my sons, above named, contest the distribution of my Trust as set forth in paragraph 4.2.2 of this amendment, he shall forfeit his right to inherit and shall take nothing from the distribution of this Trust.

**Release:** All recipients must sign a statement, never to sue this estate, before funds and property are distributed from this Trust.

Dorothy Lussy  
Dorothy Lussy

2014 / 1 / 16  
Date

Exhibit A-0202 (1 of 1)

FULL RELEASE OF RECIPIENTS  
IN CONNECTION WITH THE  
DOROTHY LUSSY  
REVOCABLE LIVING TRUST  
*Full Release Under Will Under all*

We, the undersigned, Henry P. Lussy, Jerome C. Lussy, Lawrence F. Lussy, and Richard C. Lussy do hereby state and agree that there will not be any contest with respect to the Revocable Living Trust of Dorothy Lussy and that each will accept the share that is provided for each of them in the said Living Trust of Dorothy Lussy.

Dated this 10<sup>th</sup> day of November, 2015.

*Henry P. Lussy*  
Henry P. Lussy

*Nov 12, 2015*

*Jerome C. Lussy*  
Jerome C. Lussy

*11/9/15*

*Lawrence F. Lussy*  
Lawrence F. Lussy

*November 13, 2015*

*Richard C. Lussy*  
Richard C. Lussy

*Richard C. Lussy 11/9/15*

← *Franklin  
Luti  
Pasta  
ETC*

*Exhibit A-8306*

November 3, 2015

Enclosed find a cashiers check in the amount of \$ 35,000,00 gifted to you, Richard Lussy, by the instructions of Dorothy Lussy's trust.

Also enclosed is a copy of the full release document each recipient signed.

*Bel*  
*11/11/15*  
*Richard Lussy*  
*re: [unclear]*

061091

93-285/921

35,000.00

DOLLARS

\$

11/3/15

First Montana Bank  
TOLL FREE 800-924-2692

061091

93-285/921

REMITTER

THE DOROTHY LUSSY REVOCABLE LIVING TRUST

*Richard Lussy*  
DATE

PAY TO THE ORDER OF

RICHARD C. LUSSY

\$

35,000.00

THIRTY FIVE THOUSAND AND NO/100 DOLLARS

DOLLARS

LOSS OF THIS CHECK MAY REQUIRE THE PURCHASE OF AN INDEMNITY BOND.

# CASHIER'S CHECK

*Bethany Forrester*  
AUTHORIZED SIGNER

Full Release of Recipient -  
Dorothy Lussy Trust

SECURITY FEATURES INCLUDED: DETAILS ON BACK.

⑈061091⑈ ⑆09210285⑆ ⑆1044583⑆

*U. L. Akley*  
*Exhibit A-834*  
*A-834*  
*A-834*

REMITTER  
THE DOROTHY LUSSY REVOCABLE LIV

PAY TO THE ORDER OF

## CASHIER'S CHECK

Full Release of Recipient -  
Dorothy Lussy Trust

⑈061091⑈ ⑆0921

Exhibit A-834

CERTIFICATION OF VITAL RECORD



DEER LODGE COUNTY

CERTIFICATION OF A DEATH CERTIFICATE

FILE #: 201512-008297

FULL NAME OF DECEASED: Dorothy Helen Lussy  
 DATE OF DEATH: November 02, 2015  
 RACE: White  
 DATE OF BIRTH: [REDACTED]  
 MOTHER'S NAME: Helen Heal  
 FATHER'S NAME: George Viox  
 MARITAL STATUS: Widowed  
 SPOUSE:  
 SOCIAL SECURITY NUMBER: [REDACTED] 4619  
 RESIDENCE: Anaconda, Montana  
 FUNERAL FACILITY: Longfellow-Finnegan-Riddle Funeral & Cremation Ser  
 PLACE OF DISPOSITION: All Montana Crematory  
 METHOD OF DISPOSITION: Cremation  
 MANNER OF DEATH: Natural  
 CAUSE OF DEATH:  
 a. Pnuemonia  
 b. Colon Cancer  
 OTHER SIGNIFICANT CONDITIONS: Not Recorded  
 NAME AND ADDRESS OF CERTIFIER: Robert M. Webster, 1102 E. Commercial, Anaconda, Montana 59711

PLACE OF DEATH: ANACONDA

SEX: Female

BIRTHPLACE: Cincinnati, Ohio

VETERAN OF ARMED FORCES: No

DATE FILED: November 09, 2015

ONSET: 10 days 3 hours

DATE ISSUED: January 19, 2016

BY: *Robert M. Webster*

*Let  
 [REDACTED] Federal Rule Civil Procedure 5(d)(a) Privacy Protection  
 For Filings Made with the Court.  
 [Signature] 11/4/2017*

746008

This certifies that this document is a true duplication of the original information on file with the Department of Public Health and Human Services.

Not Valid Unless Raised Seal Is Present

*Gary Blodiek*  
Clerk and Recorder



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

Exhibit  
A-8536  
June



198821 BOOK: 334 RECORDS PAGE: 911 Pages: 1  
STATE OF MONTANA ANACONDA DEER LODGE COUNTY  
RECORDED: 11/30/2015 9:33 KOJ: LIENS  
Joey Blodniok CLERK AND RECORDER  
FEE: \$7.00 BY: *Justice A. Callen*  
TO: RICHARD LUSSY & ASSOCIATES 2840 SHOREVIEW DRIVE, SUITE #2.

Prepared by, Recording  
Requested by and Return to:  
Owner's Name: Richard C. Lussy, MAI, SRA  
Company: RICHARD LUSSY & ASSOCIATES  
Address: 2840 Shoreview Drive, Suite #2  
City/State: Naples, FL. 34112 **Exhibit A-8293**  
Phone (239) 263-5413  
E: Mail: [ricklussy@yahoo.com](mailto:ricklussy@yahoo.com)

Above This Line For Official Use Only

**First Lien Notice: LIEN TERMINATES TENANCY: EVICTION**  
STATE OF FLORIDA

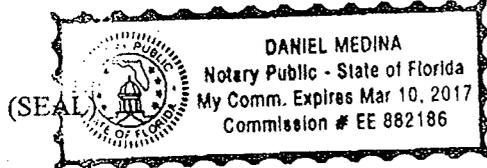
County of Collier

Lienor: pro se petitioner Richard C. Lussy ("RCL#3"), duly sworn, to speak the truth, deposes & states:

- 1.) I declare to my knowledge & belief this information is true, correct & complete.
- 2.) ~~8.)~~ I declare record property owner is Dorothy Lussy Trustee, passed November 2, 2015 included personal property therein, "as is" partly occupied by that tenant son/brother #1 Henry Paumie Lussy ("HPL#1") 25% stakeholder: 1818 Tammany Ave. (Geocode:30-1285-04-2-07-01-0000), 301 Main St. (Geocode:30-1285-03-4-36-09-0000) factor: Richard C. Lussy ("RCL#3) in Naples, Collier County Florida.
- 3.) I RCL#3's "special general lien pursuant Mont. Statute 71-3-101 as holder of lien to enforce as security for performance of estate settlement after discovery Nov. 9, 2015: fraud by attachment, pursuant Mont. Statute 70-24-429, without holdover remedies. HPL#1 shall comply paragraphs 43-52, Exhibit A-8289.
- 4.) I RCL#3 gives constructive notice in this lien to terminate tenancy of HPL#1, by eviction.

NOTARY PUBLIC VERIFICATION VERIFIED, SWORN to be the whole truth and nothing but the truth & Subscribed before me the notary public, *[Signature]* this day of November 21, 2015, by Richard C. Lussy, *[Signature]* who  are personally known to me or who  have produced his Florida Driver's License(s) as identification, 2840 Shoreview Dr., Suite #2, Naples, Florida: 34112, Ph (239) 263-5413, E-mail: [ricklussy@yahoo.com](mailto:ricklussy@yahoo.com).

By *[Signature]*  
Notary Public, State of Florida  
*[Signature]*  
Print, Type, or Name of Notary Public



*Exhibit A. 829 (1 of 1)*

196622 BOOK: 334 RECORDS PAGE: 912 Pages: 1  
STATE OF FLORIDA  
RECORDED: 11/30/2015 9:34 KOI: LIENS  
Joey Blodnick CLERK AND RECORDER  
FEE: \$7.00 BY: *Jessica A. Callus*  
TO: RICHARD LUSSY & ASSOCIATES 2840 SHOREVIEW DRIVE, SUITE #2

Prepared by, Recording  
Requested by and Return to:  
Owner's Name: Richard C. Lussy, MAI, SRA  
Company: RICHARD LUSSY & ASSOCIATES  
Address: 2840 Shoreview Drive, Suite #2  
City/State: Naples, FL. 34112 **Exhibit A-8294**  
Phone (239) 263-5413  
E: Mail: [ricklussy@yahoo.com](mailto:ricklussy@yahoo.com)

Above This Line For Official Use Only

**First Lien Notice of LIEN BY PRIMOGENITURE ABOLISHED**  
STATE OF FLORIDA

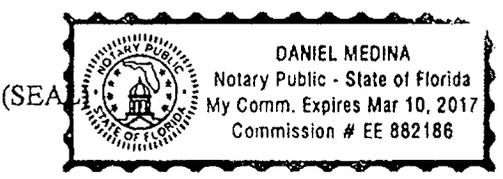
County of Collier

Leinor pro se petitioner Richard C. Lussy ("RCL#3") has been duly sworn, to speak truth, deposes & states:

- 1.) I declare to my knowledge & belief this information is true, correct & complete.
- 2.) I declare "as is" tenant brother #1 Henry Paurmie Lussy ("HPL#1") 25% stakeholder's claim to occupy Dorothy Lussy Trust property 1818 Tammany Ave. (Geocode: 30-1285-04-2-07-01-0000) & 301 Main St. (Geocode:30-1285-03-4-36-09-0000) as "oldest" son in primogeniture. It has been abolished in history to inheritance of real property (land), inherited titles & offices most notably monarchies; abolished 1791 American Bill of Rights & 1938 as Germany annexed Bohemian Sudetenland: shrunk Czechoslovakia.
- 3.) I RCL#3as factor after discovery Nov. 9, 2015 of *fraud by attachment* with specified remedy to satisfy RCL#3, HPL#1 shall comply with paragraphs 43 to 52 Exhibit A-8289, resolution in Exhibit A-8290.

NOTARY PUBLIC VERIFICATION VERIFIED, SWORN to be the whole truth and nothing but the truth & Subscribed before me the notary public *Daniel Medina* this day of November 21, 2015, by Richard C. Lussy, *RCL* who ( ) are personally known to me or who (  ) have produced his Florida Driver's License(s) as identification, 2840 Shoreview Dr., Suite #2, Naples, Florida: 34112, Ph (239) 263-5413, E-mail: [ricklussy@yahoo.com](mailto:ricklussy@yahoo.com).

By *Daniel Medina*  
Notary Public, State of Florida  
*Daniel Medina*  
Print, Type, or Name of Notary Public



*Exhibit A-8290 (1 of 1)*

Prepared by, Recording  
Requested by and Return to:

Owner's Name: Richard C. Lussy, MAI, SRA  
Company: RICHARD LUSSY & ASSOCIATES  
Address: 2840 Shoreview Drive, Suite #2  
City/State: Naples, FL 34112 Exhibit A-8310  
Phone (239) 263-5413  
E: Mail: [ricklussy@yahoo.com](mailto:ricklussy@yahoo.com)

Above This Line For Official Use Only

*[Handwritten initials]*

## First Lien Notice of **LIEN CLAIM BY SPECIAL, GENERAL FACTOR TO 75%, FROM 25% STAKEHOLDER**

STATE OF FLORIDA

County of Collier

The lienor herein, pro se petitioner Richard C. Lussy, has been duly sworn, to speak the truth, hereby deposes and states:

- 1.) I declare to my knowledge & belief this information is true, correct & complete.
- 2.) I am a 65-year old, resident of Naples, Collier County, Florida. I have personal knowledge of facts herein & when called as a witness can testify: completely as *factor* of Anaconda, Deer Lodge County Mont.  
*(Factor defined: An agent or cause that contributes to a particular result, a factor differ from a broker because the factor possesses or controls the property, a garnishee, a person in charge of managing Property, especially real property source Black's Law Dictionary, Eighth Edition, (2004) page 630.*
- 3.) I suffer no legal disabilities, with clean hands, & have personal knowledge of facts set forth herein.
- 4.) I declare to my knowledge & belief this information is true, correct & complete.
- 5.) I, Richard C. Lussy ("RCL") files this "special general lien pursuant Montana Statute 71-3-101 as value added to protect & preserve Jerome C. Lussy's ("JCL") adroit 33-management years of 3-subject properties:
- 6.) The 3-subject properties: (A) 1818 Tammany Avenue (Geocode:30-1285-04-2-07-01-0000), (B) 301 Main Street (Geocode:30-1285-03-4-36-09-0000), and incorrectly added to trust, separate, previous/current ownership Washoe Amusement Company Inc. is (C) 305 Main Street (Geocode:30-1285-03-4-36-09-0000).
- 7.) RCL updates to 75% an increase from 25%, after settlement by JCL & Lawrence F. Lussy ("LFL") their respective 25% shares. The RCL 25% stakeholder lien was, filed November 30, 2015, #196620 Book 334, Records Page 909, 2-Page, now upgraded to 75% stakeholder as factor lienholder: reciprocal-residual-remainder of 25% is HPL contributing no value added, and affording no proof thereof.
- 8.) RCL written notice December 11, 2015; same day as receipt December 11, 2015 reply: "*Termination of Self Contract & Directive of Deposit*" Exhibit A-8307 (42-pages), as constructive notice, to correct one hundred percent (100%) Henry P. Lussy ("HPL") Exhibit A-8304, "*Full Release of Recipient Property Trust.*"

*Exhibit A-8310 (10/8)*

9.) RCL enforces security, performance to resolve following discovery on November 9, 2015 at 113 East Third Street, Anaconda MT. 59711 before Hon. Wade J. Dahood Esq., presenter favoring HPL for expedited disbursement before JCL & RCL resulting in RCL Motion-Affidavit to stay 90-days to February 7, 2016.

10.) The remaining brother Lawrence F. Lussy ("LFL") was not present as living in Missoula Montana.

11.) I declare this lien claim is necessitated after discovery of fraud by attachment as documented in Exhibit A-8307 (42-pages): Affidavit Documenting: 100% Fraud By Attachment Vitiates-Vacates-Voids All.

12.) As 75% lienholder Richard C. Lussy ("RCL") in privity executing this notice of lien claim timely to correct, fraud by attachment, "in the trust" as void pursuant Montana Statute 71-3-109, includes outstanding mortgage for 305 Main Street real & personal property that solely obligates JCL, but not HPL, who claims part ownership by express omission & 100% concealment that Washoe Amusement Company Incorporated is a separate ownership. The culpability must be sourced to the trust, legal author pending for conflict resolution.

13.) Priority of liens pursuant Montana Statute 71-3-113, others things being equal, different liens upon the same property have priority according to the time of their creation publically recorded, as required affiant, signed Nov. 21, 2015; recorded November 30, 2015 document #196620, pursuant Montana Statute 71-3-531.

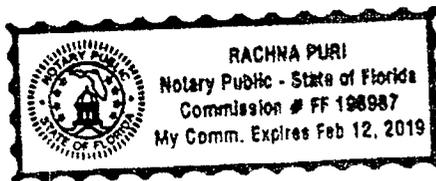
14.) Lien of RCL factor has a general lien, dependent on possession, for all that is due to the factor upon all activities of value as entrusted to factor by same principle pursuant Montana Statute 71-3-1501 for the exclusive and sole benefit of JCL, whose proof of 33-successful management years granted him by #1 Dad, Saint Henry Francis Lussy (1917-1989), maintain family heritage of Saint Yvonne Paumie Lussy (1885-1972).

15.) All manipulated & falsified official public records can be corrected by any person pursuant authorities that include moral turpitude, in comity with Florida Statute 839.13(2)(D) & US Federal District of Columbia 18 USC § 494 &/or 18 USC 1519 with Montana Statutes itemized in paragraph 22 in Exhibit A-8289.

16.) Duration of lien on future interest pursuant Montana Statute 71-3-105 by RCL creates a lien upon property, against HPL for application to be acquired, except as provided by Uniform Commercial Code.

NOTARY PUBLIC VERIFICATION

VERIFIED, SWORN to be the whole truth and nothing but the truth & Subscribed before me the notary public RACHNA PURI this day of December 16, 2015, by Richard C. Lussy, [Signature] who  are personally known to me or who  have produced his Florida Driver's License(s) as identification, 2840 Shoreview Dr., Suite #2, Naples, Florida: 34112, Ph (239) 263-5413, E-mail: ricklussy@yahoo.com.



(SEAL)

By [Signature]  
Notary Public, State of Florida  
RACHNA PURI  
Print, Type, or Name of Notary Public

Notary Verification of identity and signature only. Not to the facts.  
Exhibit A-8531 (2 of 2)

201229 BOOK: 352 RECORDS PAGE: 411 Pages: 3  
STATE OF MONTANA ANACONDA-DEER LODGE COUNTY  
RECORDED: 11/28/2017 11:06 KOI: LIENS  
JOEY BLODNICK CLERK AND RECORDER  
FEE: \$21.00 BY: [Signature]  
TO: RICHARD LUSSY & ASSOCIATES 860 SIXTH AVENUE SOUTH, P.O. BOX

Prepared by, Recording  
Requested by and Return to:  
Owner's Name: Richard C. Lussy, MAI, SRA  
Company: RICHARD LUSSY & ASSOCIATES  
Address: 860 Sixth Avenue South, P.O. Box 152  
City/State: Naples, FL. 34106  
Phone (239) 263-5413  
E: Mail: ricklussy@yahoo.com

Above This Line For Official Use Only

**First Lien NOTICE OF CLAIM OF LIEN AGAINST  
WADE J. DAHOOD ESQ.: FORFITURE OF HIS  
PROPERTY PURSUANT: CV-78-67-BU [FN#1, #2, #3 & #4]  
Henry F. Lussy and Richard C. Lussy vs. Francis  
R. Bennett, Knight, Dahood, MacKay & McLean,  
By This SPECIAL, GENERAL FACTOR Pro Se  
Plaintiff 100% STAKEHOLDER: RICK LUSSY ESQ.**

STATE OF FLORIDA

County of Collier

Lienor herein, pro se petitioner Richard C. Lussy aka HON RICK ESQ, duly sworn, to speak the truth, hereby deposes & states:

- 1.) I declare to my knowledge & belief this information is true, correct & complete as principal owner Wade J. Dahood Esq. is obligated to Richard C. Lussy for \$439,453 [FN#6] with property \$672,218: herein.
- 2.) I suffer no legal disabilities, coming into this instant matter with clean hands.
- 3.) I am a 67-year old, resident of Naples, Collier County, Florida. I have personal knowledge of facts herein & when called as a witness can testify: completely as factor: 100% stake holder pro se plaintiff in Butte Montana CV-17-079-BU-BMM-JCL and Butte Montana CV-78-67-BU after 100% racketeering by organized crime culture of collusion the records have been destroyed<sup>3</sup> concurrent with Anaconda Montana

<sup>1</sup> CV-17-079-BU Richard Charles Lussy -vs- Henry Paumie Lussy, Launa Lynn Roque, Juahlee Murie Bornff, Merna Green ASSESSORS OFFICE MONTANA DEPARTMENT OF REVENUE, AND WADE J. DAHOOD ESQ. Defendants..

<sup>2</sup> CV-78-67-BU Henry F. Lussy and Richard C. Lussy vs. Francis R. Bennett, Knight, Dahood, Mackay and McLean, as a partnership composed of Wade J. Dahood, Conde F. MacKay and David J. Mclean; and David J. McLean as an individual

<sup>3</sup> Office Of The Clerk United States District Court For The District of Montana Tyler Gilman Clerk of Court, Beth Conley Chief Deputy Clerk, February 18, 2015. Dear Mr. Lussy, I regret to inform you that I am unable to supply copies of the documents you requested in Case CV 78-67-BU, as the case file has been destroyed. I apologize for the inconvenience this has caused. Sincerely, Beth Conley Chief Deputy Phone 406-542-7260, FAX 406-542-7272 Russell E. Smith Courthouse, P.O. Box 8537, 201 East Broadway, Missoula, MT 59807 Exhibit A-8184 with envelop as the

Exhibit A - 8547 (6 of 3)

201229

State DV-80-41/12773 pursuant court issued: "Deposition-Interrogatory *Subpoena Duces Tecum* of Wade J. Dahood ESQ. Expert Fact Witness Issued from Tallahassee Florida Division of Administrative Hearings as contained in complaint [FN#1] pages 45 to 60, Ignored as primary property holder: Wade J. Dahood Esq.

4.) Lien claim Dahood Esq. (2017) property \$672,218 issue itemized by HON RICK ESQ. special general factor, 100% stakeholder in the (2015) instant case \$439,453 plus, all fact & expert witness testimony, 4-audio video cameras, recording, costs to include 100% jury trial verdict due process redress not including Butte Georgetown Mining & Milling Company pre-pass thru gift part of lawful discovery, yet to be determined.

5.) Lien properties identified here per MCA 70-21-2 as Dahood Esq. primary property owner is a member of Montana Bar Association sibling to parent American Bar Association trade union policy of discrimination by stopping & blocking existing law by use of: suppression taxes as lawyer fees is pizzo.

1 of 4.) 113 E 3<sup>RD</sup> ST; Real Property: Geocode:30-1285-03-4-36-08-0000, Primary Owner Barrister Corp. P.O. Box 727, Anaconda, MT. 59711; Legal Description Anaconda Original Townsite, S03, T04 N, R11 W, BLOCK 57, Lot 3. Occupied then by KNIGHT, DAHOOD, EVERETT, & STEVERS, now KNIGHT & DAHOOD; Total assessed value by Montana Cadastral Mapping: → \$360,100.

2 of 4.) 113 E 3<sup>RD</sup> ST; Personal Property Geocode:30-0000911400-001, Primary Owner KNIGHT DAHOOD EVERETT SIEVERS & DAHOOD, P.O. Box 727, Anaconda MT. 59711, Legal Description Original Townsite, Block 57, Lot 3, S03, T04 N, R11 W, Total assessed value not available: Mont. Cadastral mapping.

3 of 4.) 1016 W 5<sup>TH</sup> ST; Real Property. Geocode:30-1285-04-4-05-02-0000, Primary Owner DAHOOD WADE J. Anaconda, MT 59711, Legal Description WESTERN ADD (ANACONDA), S04, T04 N, R11 W, BLOCK 20, Lot 9, Total 2017 assessed value by Montana Cadastral Mapping → \$284,254.

4 of 4.) 1016 West 5<sup>TH</sup> ST; detached residence: geocode: 30-1285-04-05-02-000, Legal Description WESTERN ADDITION (ANACONDA) S04, T04N, R11 W, BLOCK 20, LOT 8, Anaconda, MT 59711 with a 2017 Tax year by Montana Cadastral Mapping Total value → \$27,864.

6.) I, Richard C. Lussy aka HON RICK ESQ file this "special general lien pursuant Montana Code Annotated 71-3-101 as value added to protect & preserve mother: Saint Dorothy Helen Lussy estate pass thru

Instrumentality of Interstate commerce: US Wire Fraud, for 10-63-SC/Writ of Certiorari, US Supreme Court: existing US Amendment XIII & Missing 13<sup>th</sup> Amendment aka Titles of Nobility Amendment ("TONA").

Anaconda, Mont. DV-80-41 Henry F. Lussy and Richard C. Lussy, vs. Knight, Dahood, McaKay & McLean, composed of Wade J. Dahood, Conde F. MacKay, David M. McLean and Wade J. Dahood and David M. McLean, as individuals; and Anaconda Mont. DV-80-12773 Wade J. Dahood, Esq., vs Henry F. Lussy and Richard C. Lussy.

Factor n. [Latin "he who does"] (15c) 1. An agent or cause that contributes to a particular result, a factor <punishment was a factor in the court's decision>. . . 5. A person in charge of managing property, esp. real property. 6. A garnishee <the factor held \$400 of debtor's property when writ of garnishment served>. Black's Law Dictionary 10<sup>th</sup> Ed., (2014) p 712.

Source: 2015 Assessed Property Tax Value public record estimates: [A] Lussy family residence: 1818 Tammany, Anaconda MT; \$145,860 @ 75% RCL share = \$109,350; [B] 301 Main Street \$33,200 @ 75% RCL share \$99,900; [C] 305 Main Street, Washoe Theatre, \$358,751 @ 75% RCL share is \$269,063 less \$40K mortgage is \$229,063. Grand Total 2015 property tax assessed value estimate in the public record: \$438,373, on estimate date. Add \$45/month 24-months = \$1,080 for the heated garage parking space 301 Main Street total \$439,453.

MCA 70-21-302 Recording as constructive notice-... from the time it is filed with the county clerk for record, is constructive notice of the contents thereof to subsequent purchasers and mortgagees.

Exhibit A-8547 (2 of 3)

201229

after loss of father: Saint Henry Francis Lussy with no probate per footnotes #1, #2, #3 & #4 herein.

7.) Wade J. Dahood's aiding & abetting Henry Paumie Lussy's fraudulent claim MCA 27-2-203: real property-personal property MCA 27-2-207(1)(2) is to recover St. D.H. Lussy property MCA 27-2-211(1)(i).

8.) Wade J. Dahood Esq. presenter, counselor: Henry Paumie Lussy expedited fraud: estate disbursement.

9.) I declare this lien claim is necessitated after discovery in Exhibit A-8307 (42-pages): Affidavit Documenting: 100% Fraud By Attachment Vitiates-Vacates-Voids All pursuant Footnote number one.

10.) Richard C. Lussy in privity execute this notice of lien claim to correct, fraud by attachment (cut and paste), "in trust" to "void" MCA 71-3-109 Henry Paumie Lussy's illegal claim of fifty-percent ownership of everything: 305 Main Street. incorporated with FF& E exclude mortgage obligating Jerry C. Lussy; 301 Main Street & 100% claim to 1818 Tammany Avenue. Culpability goes to 100% jury trial verdict under audio-video.

11.) Priority of liens pursuant Mont. Code Annotated 71-3-113, allows different liens on same property have priority according to time of their creation public record November 21, 2015, pursuant MCA 71-3-531.

12.) Lien of HON RICK ESQ factor has a general lien, dependent on possession, is due to his being the factor upon all activities of value, entrusted to factor pursuant MCA 71-3-1501 to benefit of Jerry C. Lussy (with satisfaction of leinor).. Adroit Jerry's 33-year success as manager is proof, granted him by father, Saint Henry Francis Lussy (1917-1989), to maintain family legacy of Saint Yvonne Paumie Lussy (1885-1972) all passed thru without probate to mother Saint Dorothy Helen Lussy: The Three Saints.

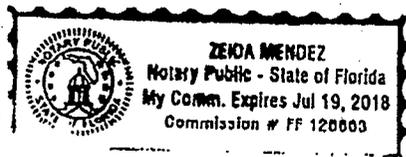
13.) Any person can correct manipulated & falsified official public records in comity with Florida Statute 839.13(2)(d) that include moral turpitude as a confidence man in a confidence game-crime(s), in & of US Federal Court 18 USC § 494 &/or 18 USC 1519 with MCA's itemized in paragraph 22 in Exhibit A-8289.

14.) Duration of lien on future interest pursuant MCA 71-3-105 by HON RICK ESQ. creates a lien upon property, against Wade J. Dahood Esq. for application, to be acquired, by forfeiture except as provided by Uniform Commercial Code.

NOTARY PUBLIC VERIFICATION

VERIFIED, SWORN to be the whole truth and nothing but the truth & Subscribed before me the notary public [Signature] this 17<sup>th</sup> day of November 2017, by Richard C. Lussy, \_\_\_\_\_ who ( ) are personally known to me or who (X) have produced his Florida Driver's License(s) as identification, 860 Sixth Avenue South, P.O. Box 152, Naples, FL. 34106, (239) 263-5413, E-mail: ricklussy@yahoo.com.

By \_\_\_\_\_



(SEAL)

Notary Public, State of Florida  
Zeida Mendez  
Print, Type, or Name of Notary Public

Exhibit A-8547 (3 of 3)