

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

MARIO ALLAN MONTANO, Petitioner,

v.

STATE OF MICHIGAN,
OAKLAND COUNTY CIRCUIT COURT JUDGE, Respondent.

APPENDIX

Appendix A

Court of Appeals, State of Michigan

ORDER

In re Montano

Docket No. 353802

LC No. 2017-854298-PP

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees is DENIED because a review of the plaintiff's affidavit of indigency shows the ability to pay.

Within 21 days of the Clerk's certification of this order, plaintiff shall pay to the Clerk of the Court the entry fee of \$375 and the \$25 e-filing system fee, for a total of \$400. Failure to comply with this order will result in the dismissal of the complaint for superintending control.

Reyes, Jr.



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

JUN 16 2020

Date _____

James W. Finch Jr.
Chief Clerk

Appendix B

Court of Appeals, State of Michigan

ORDER

In re Montano

Docket No. **353802**

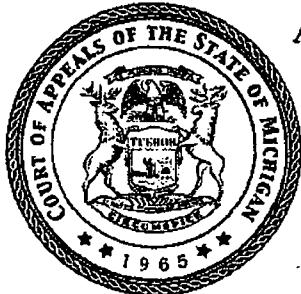
LC No. **2017-854298-PP**

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

The motion for reconsideration of this Court's order denying the waiver of fees is DENIED. Plaintiff must pay the full amount owed to the Clerk of the Court on or before July 7, 2020. Failure to comply with this order will result in the dismissal of the complaint for superintending control.



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



JUN 23 2020

Date



Jerome W. Zimmer Jr.
Chief Clerk

Appendix C

Court of Appeals, State of Michigan

ORDER

In re Montano

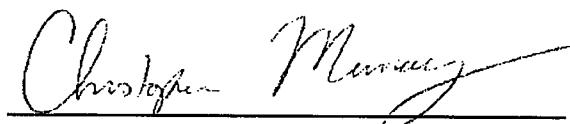
Docket No. **353802**

LC No. **2017-854298-PP**

Christopher M. Murray, Chief Judge, acting under MCR 7.201(B)(3), orders:

The complaint for superintending control is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). Plaintiff has failed to correct the defect in this filing by paying to the Clerk of the Court the \$375 entry fee and the \$25 e-filing system fee. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

On its own motion pursuant to MCR 7.216(C)(1), the Court ASSESSES SANCTIONS on the basis that plaintiff's complaint is frivolous and vexatious. Plaintiff Mario Allan Montano is ordered to pay sanctions in the amount of \$750.00 to the Clerk of this Court within 28 days of the Clerk's certification of this order. The Clerk of the Court is ordered to return without accepting any further filings by, or on behalf of, Mario Allan Montano in any non-criminal matter until he has made the payment required by this order. MCR 7.216(A)(7).



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



JUL 14 2020

Date


Chief Clerk

Appendix D

Court of Appeals, State of Michigan

ORDER

In re Montano

Docket No. 353957
LC No. 2012-802216-DO

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees is DENIED because a review of the plaintiff's affidavit of indigency shows the ability to pay.

Within 21 days of the Clerk's certification of this order, defendant shall pay to the Clerk of the Court the entry fee of \$375 and the \$25 e-filing system fee, for a total of \$400. Failure to comply with this order will result in the dismissal of the complaint for superintending control.

Einsperling

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



JUL 14 2020

Date

James W. Fin, Jr.
Chief Clerk

Chief Clerk

Appendix E

Court of Appeals, State of Michigan

ORDER

In re Montano

Docket No. **353957**

LC No. **2012-802216-DO**

Elizabeth L. Gleicher, Judge, acting under MCR 7.211(E)(2), orders:

The motion for reconsideration of this Court's order denying the waiver of fees is DENIED. Plaintiff must pay the full amount owed to the Clerk of the Court on or before August 4, 2020. Failure to comply with this order will result in the dismissal of the complaint for superintending control.



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



JUL 28 2020

Date



Jerome W. Zimmer Jr.
Chief Clerk

Appendix F

Court of Appeals, State of Michigan

ORDER

In re Montano

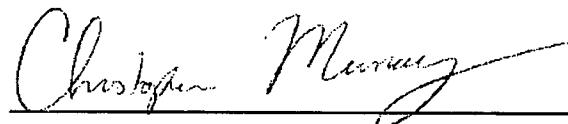
Docket No. **353957**

LC No. **2012-802216-DO**

Christopher M. Murray, Chief Judge, acting under MCR 7.201(B)(3), orders:

The complaint for superintending control is DISMISSED for failure to pursue the case in conformity with the rules. MCR 7.201(B)(3) and 7.216(A)(10). Plaintiff has failed to correct the defect in this filing by paying to the Clerk of the Court the \$375 entry fee and the \$25 e-filing system fee. Dismissal is without prejudice to whatever other relief may be available consistent with the Court Rules.

On its own motion pursuant to MCR 7.216(C)(1), the Court ASSESSES SANCTIONS on the basis that plaintiff's complaint is frivolous and vexatious. Plaintiff Mario Allan Montano is ordered to pay sanctions in the amount of \$750.00 to the Clerk of this Court within 28 days of the Clerk's certification of this order. The Clerk of the Court is ordered to return without accepting any further filings by, or on behalf of, Mario Allan Montano in any non-criminal matter until he has made the payment required by this order. MCR 7.216(A)(7).

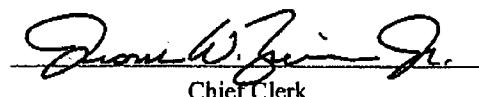


A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on



AUG 11 2020

Date


Chief Clerk

Appendix G

Order

Michigan Supreme Court
Lansing, Michigan

October 5, 2020

Bridget M. McCormack,
Chief Justice

161475
161670

David F. Viviano,
Chief Justice Pro Tem

In re MONTANO.

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

MARIO ALLAN MONTANO,
Plaintiff-Appellant,

SC: 161475, 161670
COA: 353802

OAKLAND COUNTY CIRCUIT COURT
JUDGE,
Defendant-Appellee.

On order of the Chief Justice, the interlocutory application and the application for leave to appeal are administratively dismissed for the failure of plaintiff-appellant to pay the outstanding fees. The clerk of the Court shall not to accept further filings from the plaintiff-appellant in any civil matter until the sanctions ordered by this Court in No. 161152, *IW v MM* (\$500.00) and No. 161299, *Montano v Court of Appeals* (\$1,000.00) are paid in full.



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.

October 5, 2020

A handwritten signature of Larry S. Royster.

Clerk

Appendix H

Order

Michigan Supreme Court
Lansing, Michigan

October 5, 2020

Bridget M. McCormack,
Chief Justice

161662
161848

David F. Viviano,
Chief Justice Pro Tem

IVY ALICE WIMMER,
Plaintiff-Appellee,

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

MARIO ALLAN MONTANO,
Defendant-Appellant.

SC: 161466, 161645
COA: 353685
Oakland CC: 2012-802216-DO

On order of the Chief Justice, the interlocutory application and the application for leave to appeal are administratively dismissed for the failure of defendant-appellant to pay the outstanding fees. The clerk of the Court shall not to accept further filings from the defendant-appellant in any civil matter until the sanctions ordered by this Court in No. 161152, *IW v MM* (\$500.00) and No. 161299, *Montano v Court of Appeals* (\$1,000.00) are paid in full.



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.

October 5, 2020


Clerk