

Court of Appeals, State of Michigan

ORDER

Brenda White v Southeast Michigan Surgical Hospital

Jonathan Tukel
Presiding Judge

Docket No. 354313

Mark J. Cavanagh

LC No. 2012-002017-NH

Elizabeth L. Gleicher
Judges

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

The Court concludes that the appeal is frivolous and vexatious. MCR 7.216(C). On its own motion, the Court ASSESSES sanctions. Plaintiff-appellant Brenda White is ordered to pay the Clerk of this Court \$500.00 within 28 days of the date of this order. The Clerk of this Court is directed not to accept any further filings from plaintiff, or on behalf of plaintiff, in any non-criminal matter until plaintiff has made the payment required by this order. MCR 7.216(A)(7).

[Handwritten signature]
Presiding Judge



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

OCT 28 2020

Date

[Handwritten signature]
Chief Clerk

APPENDIX - A

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF MACOMB

NO. 2012-002017-NH

BRENDA WHITE

Atty: PRO PER 99998

Plaintiff(s)

vs.

SOUTHEAST MICHIGAN SURGICAL
HOSPITAL et al

Atty: THOMAS R. SHIMMEL 41280

Defendant(s)

ORDER OF:

**ORDER DENYING MOTION FOR
RELIEF FROM JUDGMENT**

June 25, 2020

This cause having been noticed for

MTN FOR RELIEF FROM JUDGMENT

Therefore, IT IS ORDERED

DEFENDANT HAS CAUSED TO BE FILED A MOTION FOR RELIEF FROM JUDGMENT, THE
MOTION IS WITHOUT MERIT AND IS THEREFORE DENIED -SGD/EAS

EDWARD A. SERVITTO
CIRCUIT JUDGE

JUN 25 2020

A TRUE COPY
FRED MILLER, COUNTY CLERK
BY: *Signature* Court Clerk



EDWARD A SERVITTO JR, Circuit Judge



APPENDIX-B

Court address

40 North Main, Mount Clemens, MI 48043

Plaintiff Name:

BRENDA WHITE

v

Defendant Name:

SOUTHEAST MICHIGAN SURGICAL HOSPITAL
et al

Plaintiff Attorney Name/eMail address:

PRO PER 99998,

Defendant Attorney Name/eMail address:

THOMAS R. SHIMMEL 41280
thomas.shimmel@kitch.com
KENNETH M. MATTSON 26472
kennethmattson51@gmail.com

IT IS HEREBY ORDERED:

STATUS CONFERENCE IS SCHEDULED FOR _____ @8:00 AM.

CASE EVALUATION IS ADJOURNED TO _____

SETTLEMENT CONFERENCE IS SCHEDULED FOR _____ @8:00 AM.
ALL PARTIES WITH AUTHORITY ARE TO BE PRESENT.

PRE TRIAL IS SCHEDULED FOR _____ @8:30 AM.
REQUIREMENTS FOR PRE TRIAL:
- MOTIONS IN LIMINE ARE TO BE HEARD
- EXHIBITS ARE TO BE MARKED
- JURY INSTRUCTIONS ARE TO BE EXCHANGED
- DEPOSITIONS ARE TO BE REDACTED

TRIAL IS SCHEDULED FOR _____ @9:00 AM.

Other:
AMENDED ORDER: ORDER DATED 6/25/20 IS AMENDED TO REFLECT PLAINTIFF HAS CAUSED TO BE FILED A MOTION FOR RELIEF FROM JUDGMENT, THE MOTION IS WITHOUT MERIT AND IS THEREFORE DENIED -SGD/EAS



DATE: 6/30/2020



EDWARD A. SERVITTO JR., Circuit Judge

EDWARD A. SERVITTO
CIRCUIT JUDGE

JUN 30 2020

A TRUE COPY
FRED MILLER, COUNTY CLERK

BY:  Court Clerk

Order

Michigan Supreme Court
Lansing, Michigan

March 30, 2021

162312

Bridget M. McCormack,
Chief Justice

Brian K. Zahra
David F. Viviano
Richard H. Bernstein
Elizabeth T. Clement
Megan K. Cavanagh
Elizabeth M. Welch,
Justices

BRENDA WHITE,
Plaintiff-Appellant,

v

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

SC: 162312
COA: 354313
Macomb CC: 2012-002017-NH

On order of the Court, the application for leave to appeal the October 28, 2020 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.

March 30, 2021

b0322

Larry S. Royster

Clerk

APPENDIX-D

BRENDA WHITE-PETITIONER- PRO-SE

VS

SOUTHEAST MICHIGAN SURGICAL HOSPITAL

AND DR.GARY DOCKS - RESPONDENT (S)

EXHIBITS

Exhibit A- a copy of a three page Warren Police Department Case Report regarding case Brenda White v Southeast Michigan Surgical Hospital and Dr. Gary Docks; Brenda R. White v EDS Care Management LLC and Travelers Indemnity Company, report # 14- 20691, FOIA # 1515-20.pdf

Exhibit B- a copy of an email reply letter sent to Brenda and Joseph White from Michelle M. Brya, Division Chief from Licensing and Regulation Division, dated October 29, 2020, regarding a citizen inquiry Brenda and Joseph white sent to Attorney General Dana Nessel. Inquiry # 2020-0294519-A

Exhibit C- a copy of an email reply letter sent to Brenda White from Michigan Governor Gretchen Whitmer, dated November 3, 2020, regarding case Brenda White v Southeast Michigan Surgical Hospital and Dr. Gary Docks; Brenda R. White v EDS Care Management LLC and Travelers Indemnity Company.

Exhibit D- a copy of an email letter from Richard L. Cunningham, Michigan Assistant Attorney General, sent to Brenda White regarding several civil legal claims and administrative proceedings, dated March 9, 2021,

WARREN POLICE DEPARTMENT

29900 SOUTH CIVIC CENTER BOULEVARD
WARREN MI 48093
586-574-4700

**Case Report****Administrative Details:**

CR No	Subject
140020691	L4599 - Information - General
Report Date/Time	Occurrence Date/Time
04/15/2014 15:54	07/23/2007 08:00
Location	Call Source
21230 DEQUINDRE RD	TELEPHONE
Dispatched Offense	Verified Offense
L4599 INFORMATION -	L4599 Information - General
County	City/Twp/Village
50 - Macomb	95 - Warren
Division	
Patrol	

Action Requested:

<input type="checkbox"/> Arrest warrant	<input type="checkbox"/> Review only
<input type="checkbox"/> Search warrant	<input type="checkbox"/> Forfeiture
<input type="checkbox"/> Juvenile petition	<input type="checkbox"/> Other

EXHIBIT-A

Offenses:

L4599 - Information - General [WREAGANJ (00104)]

IBR Code / IBR Group /	Offense File Class	
Crime Against	Location Type 09 - Drug Store/Doctors Office/Hospital	Offense Completed Not Applicable
Domestic Violence No	Hate/Bias 00 - None (No Bias)	
Using	Cargo Theft	
A-Alcohol: No C-Computer Equipment: No D-Drugs/Narcotics: No		

People:

DOCKS, GARY WOLK (O-OTHER) (X-MISCELLANEOUS) (WREAGANJ (00104))

WHITE, BRENDA RUTH (O-OTHER) (R-REPORTED BY) [WREAGANJ (00104)]

Narrative:

CR No: 140020691-001 Written By: WREAGANJ (00104) Date: 04/15/2014 04:15 PM

INFORMATIONAL DESK REPORT

I spoke with Brenda White who came to the station and gave the following information. In 2007 White had surgery at the Southeast Surgical Hospital by Dr Gary Wocks on her right ankle. Since that time White has suffered a number of other complaint including nerve damage she says she did not suffer before the surgery. In 2011 she filed a complaint with the circuit court regarding negligence on the part of Dr Wocks and Southeast Surgical Hospital. That has since turned into a complaint with the Attorney General's Office. White was advised to file a report with WPD as part of the process. She said she could provide copies of any documentation if is requested.

CR No: 140020691-002 Written By: WRYOUHANNAM (45045) Date: 09/14/2020 04:14 PM

Brenda White came in to the Warren Police Department front desk lobby on September 14th, 2020 at approximately 1600 hours, advising me of the following in regards to this Call For Service. She would like to make some changes in regards to the original information within this CFS. White wanted to advise that the original complaint was filed in 2012, not 2011 through Macomb County Circuit Court. The Doctors names is Dr. Gary Docks, not Dr. Wocks. White has a same related case, Brenda R. White vs. EDS Care Management LLC and Travelers Indemnity Company (A workers Compensation case). Attached to this CFS is 35 pages of documents in relation to the original complaint, provided by Brenda White.

CR No: 140020691-003 Written By: WRHARVEYJ (45902) ATTACHMENT ONLY REPORT - No Narrative

AG-LR-Citizen-Letters

Citizen Inquiry # 2020-0294519-A

Oct 29, 2020 at 11:54:37 AM

Brendawhite232@comcast.net, josephwhite585@comcast.net

Brenda and Joseph White

Email addresses: brendawhite232@comcast.net; josephwhite585@comcast.net

Citizen Inquiry # 2020-0294519-A

Attorney General Nessel has asked me to reply to your request that the Attorney General intervene in several cases that you are a party to in various Michigan courts and tribunals. I regret the delay in responding to your inquiry. This Department receives hundreds of letters and emails each week, making some delays inevitable.

The primary responsibility of the Attorney General is to act as legal counsel for State of Michigan departments, agencies, and employees, as well as to issue opinions to members of the Legislature and department heads concerning legal issues that affect state government. These powers and responsibilities are set by law. The law does not permit the Attorney General to provide legal services to private individuals or intervene on your behalf in specific cases.

Accordingly, you may wish to contact a private attorney for advice regarding legal remedies available to you. If you need help finding an attorney in Michigan, you may contact the State Bar of Michigan's Lawyer Referral Service at its toll-free number, 1-800-968-0738. The service is available 8:30 a.m. to 4:45 p.m. Monday – Friday. For a \$25 administrative fee, a referral assistant will match you with an attorney who will provide up to a 25-minute initial consultation free of charge. You can also find information online at: <https://lrs.michbar.org/>

If you have a complaint concerning the conduct of a specific judge, such complaints fall within the exclusive jurisdiction of the Michigan Judicial Tenure Commission. Because of this exclusive jurisdiction, the Attorney General does not have authority to take action against judges. Evidence of judicial wrongdoing should be submitted to the Commission at:

Michigan Judicial Tenure Commission
3034 W. Grand Blvd., Suite 8-450
Detroit, MI 48202

Thank you for taking the time to share your concerns with the Attorney General. I hope this information is helpful to you and that this matter is ultimately resolved to your satisfaction.

Michelle M. Brya
Division Chief
Licensing and Regulation Division

EXHIBIT- B

From: Whitmer, Gretchen (MIEOG) Gretchen.Whitmer.Michigan.gov

Subject: Automatic reply: Brenda White conversation and Message left with the workers disability Compensation Agency regarding corruption in the Brenda R. White v EDS Care Management LLC And Travelers Indemnity Company Case, Recorded Monday November 2, 2020.aiff

Date: Nov 3, 2020 at 10:26:05 AM

To: Comcast brendawhite232@gmail.com

Thank you for contacting my office.

This message is to confirm that I have received your e-mail. My office will work quickly to reply to your concerns, however please note that some issues take longer than others to resolve.

If your matter is urgent, please call my office at (517) 335-7858 so that my staff may assist you right away.

Thank you again for taking the time to contact my office.

Sincerely,

Gretchen Whitmer
Governor of Michigan
Office: (517) 335-7858

EXHIBIT-C

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



CADILLAC PLACE
3030 WEST GRAND BOULEVARD
DETROIT, MICHIGAN 48202

DANA NESSEL
ATTORNEY GENERAL

March 9, 2021

Brenda White
Brendawhite232@comcast.net

Dear Ms. White:

This letter is written to stress what I indicated during our recent telephone conversation. Attorney General staff members have had numerous conversations with you over the past few years and have sent you several letters stating our position. We see no legitimate basis for our involvement in the matters you identify. As I indicated during our telephone conversation, we simply have nothing further to say.

You have asked the Attorney General to represent you and/or intervene on your behalf in several civil legal claims and administrative proceedings. You have also requested that we initiate criminal proceedings against several judges, attorneys, adverse parties, public officials and others who refuse to grant you the relief you request. We have reviewed your assertions several different times, but it is clear that there is no valid basis for us to act.

Notwithstanding my clear and unambiguous response to your prior inquiries, you continue to bombard me with recordings of your telephone conversations with various courts, administrative agencies, public officials and others. There simply isn't anything presented in those recordings which would justify any action on the part of this department.

I wish to make it clear. We have closed the files on any and all complaints you have filed and will not be taking any action. We are not now conducting any type of investigation on the matters you raised. We consider the matters at an end.

Sincerely,

A handwritten signature in black ink, appearing to read "R. L. Cunningham".

Richard L. Cunningham
Assistant Attorney General
Criminal Trials and Appeals

EXHIBIT-D