

21-5918

IN THE SUPREME COURT
OF THE UNITED STATES

ORIGINAL

Susan Lloyd, Petitioner


V

Joshua Thornsbery, et al Respondents

ON PETITION FOR A WRIT OF CERTIORARI TO

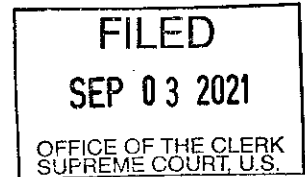
OHIO SUPREME COURT

PETITION FOR WRIT OF CERTIORARI

Susan Lloyd 

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Mt Joy, PA 17552



QUESTIONS PRESENTED

1. Are retired state judges constitutional?
2. Is a litigant given a fair trial by jury when judge has no oath of office, irrelevant facts are focused on, discovery is denied, evidence is denied, a juror and the judge fell asleep, physician depositions are denied and judge is prejudicial, jury room is close to the courtroom and can be heard vice versa , and the majority of the case is dismissed because the attorney did not mention all of the Defendants names during opening statements and case is sealed and denying Lloyd default judgment?
3. Is vexatious litigator status constitutional?
4. Is sanctioning a litigant who has an attorney and civil rights are violated unconstitutional and a due process violation?
5. Is denying a new trial constitutional when a litigants rights are denied?
6. Is sanctioning a litigant constitutional when the other parties admit to fault?
7. Is a State Supreme court allowed to deny cases when a litigants State and Federal Constitutional Rights are violated?
8. Is threats to rape and murder and defamatory and derogatory comments about a (disabled) person free speech

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RELATED CASES

1. Portage County Ohio 2016CV00230 Lloyd v Thornsbery, etal
2. 11th District Ohio Court of Appeals 2019PA0108 Lloyd v
Thornsbery, etal
3. 11th District Ohio Court of Appeals 2019PA0080Lloyd v
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4. Supreme Court of Ohio 2021-0145 Lloyd v Thornsbery, etal
5. Supreme Court of Ohio 2021-0146 Lloyd v Thornsbery, etal

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Carpenter 723 F 3d at 704 quoting Carter V City of Memphis, 636

F 2d 159,161 (6th Circ 1985)

Chapman V Keltner 241 F 3d, 842, 847 (7th Circ 2001)

Commonwealth V Lowder 731 NE 2d, 510,518 (Mass 2000)

Cooper v Aaron 358 US 1 (1958)

Estep v Kasparian, Franklin County, Ohio 79 OH App 3d 313

Fiechter V Fiechter 97 Kan 166, 167, 155 P 42(1916)

Galland V Meridia Health System 9th Dist 2004-OH-1416

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Giles V Ameri Family Life Ins Co 987 SW 2d, 490, 492 (MO App 1999)

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Goldberg V Kelly 397 US 259, 271 (1970)

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Jay V Massachusetts Casualty Ins Co 5th Dist 2009CA00056, 2009-Ohio-4519

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John V Goetz 531 F 3d, 448, 459 (6th Circ 2008)

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Lloyd V Pokorny Southern Dist Ohio- 2:20-cv-02928

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Lloyd V Rogerson, Wayne Co OH, 2018APX00024

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Lloyd V Roosevelt Investments, Cuyahoga OH, cv15-845388

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Lloyd V Streetsboro ND Ohio 5:18-cv00073

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Marshall V Jerrico 446 US 238, 242 (1980)

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Peckingham V North Carolina

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State ex rel Grosser v Boy(1976), 46 Ohio St 2d, 184, 185

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State ex rel Harmon V Bender (1986) 25 Ohio St 3d, 619, 640 NE

2d 174 (1994)

State of Ohio v Michael Szabo JUDGE (RB 034582

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State V Bowers, 42 Kan App 2d, 739, 740, 216 P 3d 715 (2009)

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State V Womelsdorf, 467 Kan App 2d, 307, 323, 274, P3d 662

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Swigart V Barber F 96-039

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US V Adams 583 F 3d 457, 469 (6th Circ 2009)

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Whitacre V Nations Lending Northern Dist Ohio 5:19-cv-00809

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Whitacre V Whitcare Trumbull County Ohio 2011-DR-00106

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STATUTES AND RULES

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IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner prays that a writ of certiorari issue to review the judgments below.

The opinions of the highest state court, Ohio Supreme Court to review the merits appears at Appendixes A-B. They are dated April 13, 2021. The denial of motions for reconsideration appears at Appendixes C-F. They are dated June 8, 2021 and June 24, 2021.

The opinions of the 11th district appeals court appears at Appendixes G-H. They are dated January 29, 2021.

The opinions of the trial court appears at Appendixes I-R. They are dated January 22, 2019, February 8, 2019, April 8, 2019, June 4, 2019, June 17, 2019, June 19, 2019, June 24, 2019, July 16, 2019, October 18, 2019 and November 8, 2019.

JURISDICTION

The date on which the highest state court, Ohio Supreme Court, decided my case was April 13, 2021. A copy of those decisions appears at Appendixes A-B.

A timely petition for rehearing/reconsideration was denied on June 8, 2021 and June 24, 2021 and those orders are attached as Appendixes C-F.

The jurisdiction of this court is invoked under 28 USC 1257(a)

Jurisdiction also invoked under 12.4 as review is being sought of multiple decisions from the same lower court.

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

FIRST AMENDMENT

FOURTEENTH AMENDMENT

DUE PROCESS OF FOURTEENTH AMENDMENT

STATEMENT OF THE CASE

This case was originally filed on March 16, 2016 in Portage County Ohio court 2016CV00230, Lloyd v Thornsbery, et al. The case went to a jury trial in June 2019 which Lloyd was denied a fair trial by jury as the jury was tainted, irrelevant issues were focused on for 5 days, Lloyds attorney was not allowed to show the jury the majority of her evidence even though the Defendants had it for 3 plus years, Lloyds physician depositions

were denied, Pokorny refused to delay the trial by one day so Lloyds physicians could testify after he denied their depositions, and then Lloyd was sanctioned 100,000.00, most of which were her attorneys responsibilities. Lloyd appealed to Ohio 11th district who made it clear they ruled against Lloyd because Lloyd exerts her 1st amendment rights. Lloyd appealed to the Ohio Supreme Court who refused to take Lloyds case even though the Ohio and US Constitution were violated and they were obligated to take the case as per Article IV, Section 2 of the Ohio Constitution.

1. Are retired state judges constitutional

Under the Ohio Constitution, a state judge must reside in the county, be in law practice at least 6 years and be under the age of 70. Qualified individuals must participate in partisan primary elections followed by non partisan general elections. Article IV, Section 6 of the Ohio Constitution sets retirement age at 70. Ohio does not even follow their own laws when assigning retired judges which violate litigants rights. Rule 2.2 B for assignment of retired judges in Ohio state a judge cannot be assigned for more than 3 consecutive months. Pokorny was on his 7th consecutive month when he was assigned to Lloyds case. He has already been assigned for up to 21 months consecutively. Ohio Supreme Court Rule 2.3 also states that

before a retired judge is assigned, all sitting judges must recuse themselves. There was other sitting judges who could have heard Lloyds case including Laurie Pittman. By Ohio law, she must be assigned to Lloyds case but instead Pokorny was assigned. Pokorny also does not reside in Portage County as required by Ohio law. Ohio Rule 5.1a also states that a certificate of assignment must be filed and sent to all parties when a retired judge is assigned. This also did not happen in Lloyds case. Lloyd also had 2 judges on her case at the same time, both retired. John Enlow and Thomas Pokorny. This also violates Lloyds constitutional rights.

A retired judge can only be used when a litigant agrees as they are not elected by the people and a state litigant has a right to an elected judge. Neither Lloyd nor her attorney ever agreed to a retired judge and in fact, Lloyd filed an Affidavit to Disqualify Pokorny prior to trail which was denied. (Tp 255) (Tp 257) In her affidavit, Lloyd stated that Pokorny was violating her Constitutional Rights, was illegally assigned to Lloyds case and was prejudiced towards Lloyd for trying to hold Lloyd in contempt for a hearing she was not required to attend while letting pro se Defendants and/or attorneys (who were required to be in court), not show up. (Appendixes I-J). Pokorny had a predetermined mindset towards Lloyd and her case prior to trail which means Lloyd did not receive a fair trail by

jury. The Constitution requires that judges be elected and retired judges acts have no force or effect after a judges term expires.

Ohio retired judges also have no oath of office. These oaths of offices have been asked for by many litigants including but not limited to Lloyd and Mary Louise Allen. Not one valid oath of office has ever been provided for Thomas Pokorny or John Enlow. ORC 3.23 requires an oath of office for all judges as does 28 USC 453. The appeals court agrees that Pokorny needs an oath of office (Appendix G page 6) but even they cannot confirm that Pokorny has an oath of office. After Lloyd filed many motions and public requests for Pokornys oath of office (which is required to be provided as per Ohio public records law), no oath has ever been provided to Lloyd. (Tp 261) As per Ohio law, this assignment is to even be random and yet Brian Ames in Portage County has 13 pending cases with Pokorny as a judge. Many people, including Ames, have tried to get Pokorny disqualified as he is known to violate litigants rights all across Ohio. Litigants have a right to a fair trail by jury and due process of the law which is denied by these retired judges. Pokorny threatened to dismiss Lloyds case because she refused to disclose her address to Defendants who admit to threatening to murder Lloyd. Pokorny also stated he allowed Lloyds social media posts to be shown to the jury (even though they were all

irrelevant and did not involve any Defendant) in order to give Lloyd a bad character. Pokorny also degraded and chided Brian Ames and told Brian "dont he dare try to show Pokorny what the law is". Pokorny also wrote in an answer with Ames, "Judge Pokorny holds no office and is not entitled to representation by the Portage County Prosecutors Office." John Enlow, another retired judge on Lloyds case told Mary Louise Allen "she is not allowed to talk the truth about her rapist".

Retired judges are unconstitutional and they have made a decision to retire. Retired judges violate Article III, Section 1 of the US Constitution as retired judges can be removed by other judges and even per Ohio law, state litigants have a right to an elected judge. Article 3 does not protect retired judges. Therefore, retired state judges are unconstitutional and for that reason alone, a writ of certiorari must be granted.

2. Is a litigant given a fair trail by jury when judge has no oath of office, irrelevant facts are focused on, discovery is denied, evidence is denied, a juror and the judge fell asleep, physician depositions are denied and judge is prejudicial, jury room is close to the courtroom and can be heard vice versa, and the majority of the case is dismissed because the attorney did not mention all of the Defendants names during

opening statements and case is sealed and denying
default judgment

All judges in Ohio are required to have an oath of office as per
ORC 3.23 and 28 USC 453. After Lloyd filed many motions and
also public records request, Pokornys oath of office has never
been provided as Pokorny has no oath of office. The 11th
district in their opinion, page 6 No 13 of case 2019PA00080
cannot even state whether Pokorny has oath of office even though
they agree he needs to have one. John Enlow, a second retired
judge on Lloyds case, also has no oath of office.

Pokorny showed bias since he took over Lloyds case. In
March 2019, he even forced Lloyd to come back to Ohio for a
contempt hearing. His own order stated that Lloyd was not
required to attend the previous hearing as she was represented
by counsel. There were multiple other pro se Defendants and
attorneys who did not attend the hearing also even though they
were required to attend. Lloyd is the only one that Pokorny
attempted to hold in contempt. (Appendix I-J) This shows clear
bias and prejudice towards Lloyd. Pokorny, during trial, even
threatened to dismiss Lloyds case if she did not disclose her
address to the Defendants who threatened to murder Lloyd.
Lloyds address for this case is a Ups store as Lloyd is still in
fear for her life because Defendants are told it is acceptable
to threaten to murder Lloyd. Pokorny also showed bias by

allowing irrelevant issues such as Lloyds previous cases (none of which involved any Defendant) and Lloyds social media posts (none of which pertained to any Defendant) to be introduced to the jury under ongoing objections by Hull even though none of these issues were relevant. To this date, nobody has ever sued Lloyd for any of her social media posts and most of Lloyds previous cases in Ohio were settled in her favor before trial. These issues were maliciously introduced to the jury to taint the jury and degrade Lloyd. In fact, the jury after hearing about Lloyds other cases actually asked Pokorny if Lloyd could sue them. This was all maliciously done by Jason Whitacre and Lindsay Molnar, Defendants attorneys. ORC 2921.45 states Lloyd had a right to a fair trial by jury which was denied. The US Constitution states Lloyd has a right to a fair trial by jury. The Supremacy Clause of the US Constitution Article VI Clause 2 establishes that the Constitution, federal laws made pursuant to it and treaties made under its authority constitute the supreme law of the land. State courts are bound by the supreme law and have the power and the duty to enforce obligations under Federal Law. Cooper v Aaron 358 US 1 (1958). The US Supreme Court has assumed jurisdiction on appeal for certiorari in numerous cases in which State Courts violated the law. In 2 of Lloyds other cases, the courts did not allow Lloyds previous cases to come into play as they were irrelevant. Cuyahoga

County Ohio Lloyd v Roosevelt Investments CV15-845388 and Wayne County Ohio Lloyd v Rogerson 2018APX00024. In fact, Thornsbery testified during 2016CV00230 that he and Rogerson joined forces to get all of Lloyds cases derailed in a malicious attempt to have Lloyd named a vexatious litigator. This shows Thornsbery malicious acts towards Lloyd from day one. Of course Lindsay Molnar actually stated it is funny for her client Michael Szabo to piss on Lloyds fence and threaten to murder Lloyd for 50.00. Whitacre has allowed his clients to threaten to rape and murder Lloyd while they damaged over 25,000.00 of Lloyds property, forcing Lloyd to flee Ohio. In the meantime, Whitacre was sued by his ex wife for gross neglect and extreme cruelty (Trumbull County Ohio 2011 DR 00106), brags online about evicting a disabled couple, and makes racial discriminatory comments on his Facebook page in regards to African Americans. This is all the while he allows Thornsbery to use signal jammers and wiretap Lloyds phone even after Lloyd moved out of Ohio. Thornsbery testified that he gets instant notifications every time Lloyd uses her phone. (Tp June 20, 2019 Pages 284-286) Whitacre and Thornsbery printed out hundreds of Lloyds personal messages (none of which pertained to any Defendant) and they all said less than 10 minutes ago. This is wiretapping and is a federal crime and yet Whitacre allows his clients to commit Federal crimes. Lloyd recently sued Whitacre in Federal Court. Lloyd v

Pokorny 2:20cv-02928 Southern District Ohio. Whitacre lied to Federal Judge Sargus that he was never served even though he clearly waived service and Lloyd sent him documents via his email. He never objected to email service and the court serves Whitacre via the same email. He had Lloyd sanctioned over 50,000.00 as this is the amount of money he owes to his mortgage company and other personal debts he has not paid since January 2019. Whitacre v Nations Lending ND Ohio 5:19-cv-00809. He allows his clients to abuse illegal drugs, stalk and threaten to murder Lloyd who is protected under the ADA after they caused over 25,000.00 worth of damage to Lloyds property while Whitacre also stalks Lloyd.

Hull also sent discovery out to all Defendants from 2016 to 2019, all of which was ignored. (Tp 93) (Tp 126) (Tp 146-167) Hull filed a motion to compel discovery which was denied several months before trial essentially locking Lloyd out from obtaining any discovery at all. (Appendix K) Thornsbery even admitted to blocking his social media accounts so Lloyd could not discover them. (Tp June 19, 2019 Book 2 Page 272-273) Parties to civil litigation have a duty to preserve relevant information. John v Goetz, 531 F 3d, 448, 459 (6th Circ 2008). A duty of preservation by Thornsbery occurred in March 2016 when suit was filed against him. Pokorny even stated "There is to be no mention of any discovery issues involving the parties positions

that were not permitted discovery or anything under that category (June 17, 2019 Page 39) (Tp June 18, 2019 Pages 193-195). In Galland v Meridia Health Sytem, 9th District 2004-Ohio-1416, the 9th district reversed for an abuse of discretion for refusal to allow the completion of discovery. The 11th district in Lloyds case, refused to do so and even though the Ohio Supreme Court was obligated to take Lloyds case, they also refused. Hull filed a Motion to compel the discovery that he sent out for 3 years, and of course that was denied on June 4 2019 (Td 302). Lloyds rights to a fair trail and her due process rights were violated by denying Lloyd discovery. Furthermore, since no Defendant answered the lawsuit prior to June 4, 2019, the Unpled Claims Doctrine decrees that this matter was still in the pleading stage and therefore Lloyd was entitled to discovery. The US Supreme Court has ruled that "denial of discovery" is "so gross an abuse of discretion as to amount to a virtual refusal to act at all in contemplation of the law." Lloyd has a right to discovery under the 14th amendment due process rights. Again, it must be reiterated. Hull sent out discovery to all Defendants from 2016 through 2019, all of which was ignored and Hulls Motion to Compel was denied essentially locking Lloyd out from discovery. Then Lloyd was sanctioned 100,000.00 stating she cannot prove her claims

after her right to discovery under the 14th Amendment was violated.

Pokorny also refused Lloyds doctors previous depositions, he refused to delay the trial by one day so Lloyds doctors could testify after he denied their depositions, he refused police body worn camera footage even though it is public record, he refused videos and pictures from Hull showing tree damage and other damage to Lloyds property and the Defendants trespassing and harassing Lloyd even though the Defendants had the evidence for 2 plus years, he refused evidence of the Defendants drug abuse and their past criminal histories (all relevant as the Defendants have threatened to murder and rape Lloyd- all of which they are more likely to do while under the influence of illegal drugs) even though he allowed Whitacre and Molnar to bring up irrelevant issues pertaining to Lloyds past cases and social media posts. This shows prejudice towards Lloyd. Local Rule 7.06 was violated by not allowing Lloyds physician previous taped depositions or testimony of her physicians to be admitted into evidence when Defendants cross examined these physicians in 2017 and never objected to these witnesses until time of trial. Under 7.06, Defendants must object in writing to these depositions at least 3 days before trial. No Defendant objected until Hull attempted to admit the evidence at time of trial.

The jury room was also right beside the courtroom where the jurors could hear discussions they were not privy to and Lloyd could hear them clearly talking and laughing during trial and deliberations.

Also a juror and Pokorny fell asleep during trial. Video of the trial is public record and of course Lloyd was also denied this video. ORC 149.43B and Swigart v Barber F96-039 state litigants are entitled to videos of a trial. Court records are the peoples records and must be given to anybody upon request. State ex rel Harmon v Bender (1986) 25 Ohio St 3d, 619, 640 NE 2d 174 (1994). The 11th district Appeals court fault Lloyd for not showing where Pokorny fell asleep but in reality, Lloyd cannot discuss a video she was denied. Lloyd has no access to this video except through the court. ORC 149.43 (C) (1) also allows Lloyd to receive 1000.00 for the refusal to supply her public records of the trial.

Kansas Supreme Court has ruled that the public cannot have confidence in the outcome of a trial if the judge is sleeping. A sleeping judge affects the framework of the entire trial. There can be no court without a judge. A judge also needs to be awake and hear the entire case to decide a motion for a new trial. Lloyd filed a motion for a new trial based on many violations of Lloyds constitutional rights, also Pokorny and a juror sleeping but of course that was also denied. (Appendix

N) (Appendix P) (Appendix Q) Pokorny also showed prejudice by failing to instruct the jury on destruction of timber which is a separate cause of action in Ohio under ORC 901.51 and willful and wanton misconduct. Hull tried to correct these errors but of course, Pokorny denied it. (June 21, 2019 Pages 102-117) Error not harmless when misstated law and jury instructions did not properly inform the jury of the law. Even a facially correct jury instruction may be incomplete, misleading, and prejudicial. US V Adams 583 F 3d 457, 469 (6th Circ 2009). Kansas Supreme Court ruled, it ought not to require very much of a showing of prejudice to authorize a new trial. Fiechter v Fiechter 97 Kan 166, 167, 155 P 42(1916). Basic fair trial rights can never be considered harmless. A litigant has a right to have all stages conducted by a person with jurisdiction to preside. 490 US at 876. A verdict must be reversed in situations where the instruction is confusing, misleading and prejudicial US v Adams 583 F 3d 457, 469 (6th Circ 2009). Omitting requested correct instructions such as what happened in this case, is reversible error. Destruction of timber is a separate cause of action under ORC 901.51 as requested by Hull and willful and wanton misconduct is a cause of action when a Defendant acts with a deliberate mindset. Blowing cigarette towards Lloyd while she wore oxygen and while you stood next to no smoking oxygen in use signs (and bragged about your actions online) and making illegal

fires to maliciously harm a disabled person with breathing issues and threatening to rape and murder a disabled person even after you are sued, shows willful and wanton misconduct and deliberateness of your actions. Chapman v Keltner 241 F 3d, 842, 847 (7th Circ 2001).

A judge is empowered to instruct the jury on the law and advise them on the facts, Capital Traction Co V Hot, 174 US 1, 13-14, 19 S Ct 580, 43 L Ed 873 (1899). A sleeping judge can only supervise his dreams and affects the framework within which the trial proceeds. State v Womelsdorf, 467 Kan App 2d, 307, 323, 274, P3d 662(2012). A lack of an impartial or sleeping judge cannot be cured by anything other than a new trial. Lloyd raised this issue on appeal and is allowed as an impartial and sleeping judge and a sleeping juror denies Lloyd her fundamental right to a fair jury trial which is the most fundamental right in the US State v Bowers, 42 Kan App 2d, 739, 740, 216 P 3d 715 (2009)

The majority of Lloyds case was dismissed after Hull made his opening statement as he did not mention all of the Defendants names. (Tp June 17, 2019 Pages 71-78) Hull attempted to be heard further but Pokorny denied him. (Tp June 17, 2019 Page 75). To make his position worse, Pokorny only gave Hull 20 minutes. (Tp June 17 2019 Page 49). Dismissal of a case is inappropriate where the neglect is the fault of the attorney.

Carpenter 723 F 3d at 704 quoting Carter V City of Memphis, 636 F 2d, 159, 161, (6th Circ 1985). ORC 2315.01(A)(1) does not even require that parties make an opening statement let alone address all issues in the opening statement. It is clear that Lloyds complaint shows she can prove her case. The complaint is 800 pages long with over 1000 pages of exhibits. Counsel should always be granted the opportunity to supplement his opening statement to satisfy the requirements. Commonwealth v Lowder 731 NE 2d, 510, 518 (Mass 2000). Hull tried and was denied. (June 17, 2019 Page 75) Pokorny also limited Hull to 20 minutes. (June 17, 2019 Page 49). The Fourth District Court of Appeals in Ohio has ruled that a court must consider the pleadings before granting directed verdict at the end of opening statements. 2012-Ohio-1145. Pokorny refused to do so. Hull never made any claims during his opening statement that Lloyd would not be able to prove her case. The law prefers that cases be decided on the merits. Giles v Ameri Family Life Ins Co 987, SW 2d, 490, 492 (Mo Ct app 1999)

Pokorny also sealed the entire civil case causing prejudice to Lloyd and making it nearly impossible for Lloyd to file a proper appeal. This also violates Lloyds and the public at large 1st and 14th Amendments. (Appendix Q) Member Williams V Kisling Nestico and Redick 2016-Ohio-3928, states the public has a right to access court records and litigants have a right to

communicate about legal matters of public interest. The court refused to give Lloyd documents and orders that were filed because the case was sealed even though Lloyd was a party to the case. The sealing of the civil case also violates the 1st and 14th Amendments. The US Supreme Court has ruled that there is a First Amendment right not only to access civil trials, but also criminal trials. *Richmond Newspapers v Virginia* 448 US 555, 573 (1980). Pokorny sealed the case causing prejudice to Lloyd during the appeal (Lloyd had no access to the docket during most of the appeal) and Pokorny also sealed the jurors names as the jurors were friends of the Defendants and their attorneys. For instance, one of the jurors is pictured on Lindsay Molnars Facebook page. This is why their names continue to be sealed to this date which is a violation of the 1st Amendment and 14th Amendments. (Appendix P)

Lloyd was also denied Default Judgement even though all the Defendants were properly served and none except Trussel and Schaffer filed an answer on time and the majority did not show up to defend themselves in court. (Td 53) (Td 61-67) (Td 70-72) (Td 77) (Td 80-83) (Td 90-98) (Td 129-134) Portage County local rule 11.04 and 9.01 entitle Lloyd to Default judgement. Hull filed multiple motions for Default Judgment, all of which were denied. (Td 260) (Td 298) (Td 330) In fact, they were dismissed after Hulls opening statement without ever responding to the lawsuit

or showing up in court to defend themselves. (Tp June 17, 2019 Page 2) (Tp June 18, 2019 Page 213-214) (Tp June 19, 2019 Book 1 Page 165) (Tp June 21, 2019 Page 132) This shows how corrupt and tainted Lloyds trail was. It was all sent to Lloyd in a private message in 2017 by Brett McClafferty who is friends with the Defendants and Portage County judges. He wrote Lloyd and told Lloyd the judges are laughing at her case and she will be sanctioned. This shows that Lloyds case was predetermined from the day it was filed and 2 plus years before it went to trail.

Therefore, certiorari must be granted.

3. Is vexatious litigator status constitutional?

Lloyd was threatened with vexatious litigator status from the minute her complaint was filed in March 2016 until November 2019 when Pokorny dismissed all charges. This dismissal shows that it was malicious prosecution by Defendants and Pokorny to further abuse Lloyd. The vexatious litigator status in Ohio is an abuse of discretion as Ohio uses it to abuse litigants like Lloyd who stand up to the corrupt Ohio judicial system. Lloyd sued these Defendants as they trespassed and caused 25,000.00 worth of damage to her property and then threatened to rape and murder her on Facebook while they made fun of her ADA protected disabilities. Thornsbery, even after hearing previous depositions from Lloyds physicians, testified that he had his

"friends" stalk Lloyd as Lloyd faked her disabilities and their intent was to get Lloyd thrown off of disability. This is why they constantly videotaped Lloyd even while Lloyd did chores such as throwing out her trash. Because in the minds of the Defendants (who admit to abusing drugs and even talk online about hallucinating from drugs) state that Lloyd is crazy and has no medical problems. Thornsbery even testified to telling his friends to trespass and blow cigarette smoke towards Lloyd even while Lloyd was wearing oxygen. (Tp June 18, 2019 Pages 183-185, 190) He even admitted to canvassing Portage and Wayne Counties to get over 500 people to harass Lloyd and he admitted he cut down trees on Lloyds property. (June 18, 2019 Pages 16,67) (Tp June 18, 2019 Pages 210-212) (June 18, 2019 Page 28, 36-39, 40-46, 51, 54-55, 86, 117-119) He even admitted to stating he should have asked Lloyds permission and he should have consulted a survey he had and he admits to telling LLOYD to fuck off when Lloyd attempted to show him a survey. Thornsbery even admitted to threatening to murder Lloyd by choking her to death and he admitted to consulting with litigants in Lloyds other cases, including Justin Rogerson. (Tp June 18, 2019 Pages 72-75, 105-108) (Tp June 19, 2019 Book 2 Page 278) (Tp June 20, 2019 Pages 278, 282) Thornsbery states his goal was to get all of Lloyds cases derailed and to have Lloyd named a vexatious litigator. He even had his lawyer file a motion to get Lloyd

named a vexatious litigator even though he admits to Lloyds accusations (Td 5). Thornsbery even admitted to his loose pit bull shitting on Lloyds property. Yet, Lloyd was sanctioned 100,000.00 even though Thornsbery, the main Defendant in this case, admits to everything Lloyd accused him and his friends of doing. Thornsbery even admits that Szabo pissed on Lloyds fence. Thornsbery admitted to having illegal fires burning citronella candles, cardboard, plastic , clothing and other illegal items after being told not to in a direct attempt to maliciously injure Lloyds health. Thornsbery even admitted to the knowledge that Lloyd was afraid of him.

Thornsbery maliciously attempted to get Lloyd named a vexatious litigator even though he admitted to everything Lloyd accused him of. There is other people in Ohio named vexatious litigators such as Terri Sizemore and Garrick Krlich who also had valid cases with merit. In fact, the definition of a vexatious litigator in Ohio is a person who repeatedly files PRO SE cases to harass somebody else. Lloyd was never pro se until after trial where Hull was threatened repeatedly with sanctions until he was forced to withdraw even though he was illegally allowed to withdraw and Pokorny did not follow Portage County Rule 20.04. Also, under Ohio Rules of Professional Conduct 1.16(b)(1), an attorney is not allowed to withdraw if it causes prejudice to the client. Lloyd was forced to fight sanctions

pro se when she was sanctioned due to Hulls responsibilities. Lloyd never gave Hull his permission to withdraw. Lloyd had a right to counsel under the 14th Amendment as her civil rights were being violated and Lloyd lost her ability to own property due to sanctions. Lloyd is also indigent. In fact, Hull represented Lloyd in all of her cases except Lloyds federal cases. Once Hull withdrew, sanctions against him were dropped and Lloyd was further abused. The vexatious litigator status in Ohio is a form of abuse and is unconstitutional. The courts are the peoples courts and the Ohio Constitution Article I , Sect 16 states that all courts are open and every person with injury done to land, goods, person or reputation shall have remedy by due court of law and justice administered without denial or delay. Ohio vexatious litigator status is used to abuse litigants and to deny them the right to court.

For this reason, certiorari should be granted.

4. Is sanctioning a litigant when the court has no jurisdiction and a litigant has an attorney unconstitutional and a due process violation

Lloyd was sanctioned when the court had no jurisdiction over her. Lloyd was also forced to be pro se as Pokorny allowed Hull to withdraw not even following the law to do so and causing prejudice to Lloyd, forcing Lloyd to be pro se. Lloyd

specifically wrote in her motion that Lloyd is prejudiced because of Hulls withdrawal. Hull only withdrew after being threatened with sanctions. Hull has always believed Pokorny violated Lloyds state and Federal Rights and mentioned that multiple times during trail and in Motions and a Writ he filed. It is clear that threats to sanction Hull were maliciously done to force Lloyd to be pro se because once Hull withdrew, all sanctions against him were dismissed. During sanctions hearing on October 18, 2019, Pokorny abruptly cut Lloyd off while she was talking further violating Lloyds right to due process under the 14th Amendment. Pokorny even specifically stated he has no jurisdiction over the case and he has no jurisdiction to sanction Lloyd. He sanctioned Lloyd anyway. All Pokorny did was have Whitcare and Molnar draft up motions to sanction Lloyd and he signed them. Pokorny in no shape or form, came up with his own order. Pokorny has no oath of office, had no jurisdiction over Lloyd or the case, was illegally assigned to Lloyds case without even following Ohio law, denied Lloyd discovery and the right to a fair jury trail, and then signed off on orders written by Molnar and Whitacre, sanctioning Lloyd 100,000.00 and faulting Lloyd for things that were Hulls responsibilities and even sanctioning Lloyd for acting pro se when she was forced to act pro se after Pokorny forced Hull to withdraw from the case by threatening him multiple times during

the case. In fact, Lloyds other attorneys, Jennings, McInturf and Freidburg were also threatened during this case beginning with Judge Rebecca Doherty.

Defendants never gave Lloyd a single document showing any ledger of their attorneys fees as required under ORC 2323.51(B)(5). They also dismissed all sanctions against Hull when he is required to be a party to sanctions as he was responsible for the things Lloyd was sanctioned for. It is unconstitutional to sanction a client for an attorneys responsibilities. Molnar and Whitacre had Lloyd sanctioned the exact amount of money they owe for their personal debts including Whitacres mortgage and loans Molnar owes for her law school education. Molnar and Whitacre devised a scheme to sanction Lloyd so Lloyd could be their bank. They allowed their clients to do drugs, damage Lloyds property and threaten to murder and rape Lloyd for 5 plus years now. Their clients admit to these actions and Molnar stated it is funny for her clients to threaten to rape and murder Lloyd.

Lloyd was also denied discovery as stated above which would have allowed Lloyd to develop the facts more fully in her case and would have given Lloyd more evidentiary support for her claims. Ohio law also dictates that parties involved in litigation are expected to pay their own attorneys fees. State ex rel Grosser v Boy (1976), 46 Ohio St 2d, 184, 185. The facts

Lloyd did try to show such as videos and pictures of the Defendants causing her property damage and harassing her, Pokorny refused them. Pokorny also cut off Hull when he attempted to speak and refused any of Lloyds evidence including public police body cams to be shown to the jury. (Tp June 20, 2019 Pages 6-7, 17). Pokorny even admits the Defendants had a copy of Lloyds evidence and still refused it. (Tp June 17, 2019 Page 14). (June 20, 2019 Page 96)

Furthermore, Lloyd has emails in which Molnar and Whitacre attempted to settle with Lloyd and when she refused, they continued their abuse towards Lloyd. Under ORC 2323.51, a claim is only frivolous if it is absolutely clear that no reasonable attorney would argue the claim. Lloyd had 4 separate attorneys argue her claims, Bradley Hull IV, Jonathan Jennings, Ronald Freidburg and Kinsey McInturf. Lloyd was also sent a message by Attorney Kenneth Sheets who told Lloyd "I am sorry for what is happening to you. I do believe in your case the court is 100 percent wrong."Therefore, Lloyd had at least FIVE reasonable attorneys who felt her claims had merit and again, the Defendants admit to what Lloyd accused them of and yet Lloyd was sanctioned 100,000.00 anyways. This was all abuse and just a malicious attempt by Whitacre and Molnar to get Lloyd to shut up. There was other attorneys by the Defendants and none of them tried to sanction Lloyd.

Pokorny was illegally assigned and had no oath of office as discussed above. Also, the case was already on appeal for several months (since June 2019- and Lloyd was not sanctioned until Novemebr 2019). Trail court loses its jurisdiction when a case is on appeal and absent a remand, it does not regain jurisdiction. Jay v Massachusetts Casualty Ins Co 5th Dist No 2009CA00056, 2009-Ohio-4519

Ohio Supreme Court was also obligated to take Lloyds case because there is separate opinions in Ohio as to whether a client with an attorney can be sanctioned. The 11th district has now sanctioned Krlichs and Lloyd among others even though we had attorneys. However, in Estep v Kasparian, Ohio 10th District, Franklin County 79 Ohio App 3d 313- It was determined to be an abuse of discretion to assess sanctions against a client rather than counsel. There is no evidence that Lloyd misled Hull with her claims. Lloyd was sanctioned for Hulls responsibilities. The majority of Lloyds case was even dismissed due to Hull not mentioning all of the Defendants names during opening statements. This goes against the law and precedented cases in Ohio, Massachusetts and Missouri as stated above.

Lloyd was also never properly served any sanctions motion. Whitacre never served Lloyd at all and Molnar attempted to serve Lloyd but it is clear the docket shows service failed. (Td

384).Lloyd never waived service of these documents. Furthermore, multiple motions to dismiss were all denied showing Lloyds case had merit. The Defendants also properly failed to join Hull as a party and in fact dismissed Hull from the sanctions when in reality, Lloyd was sanctioned for responsibilities of Hull. Lloyd was also sanctioned because Hull did not show all of the evidence he said he would (Pokorny denied most of it), Hull stated Lloyds doctors would state the harm to her health (Pokorny denied their depositions and their testimonies). Hull filed the complaint, not Lloyd. Hull failed to do depositions, not Lloyd. Hull failed to present evidence and /or Pokorny refused the evidence Hull attempted to present. All of these were Halls responsibilities, not Lloyds and yet Lloyd was sanctioned for it. Then, Lloyd was sanctioned for filing documents pro se when in reality she was pro se as Pokorny, Whitacre and Molnar threatened Hull with sanctions until his lawyers forced him to withdraw. This is obvious a malicious attack to force Lloyd to be pro se. In fact, Brett McClafferty (who was practicing law without a license while he filed papers for the Szabos) and recently was released from jail, wrote Lloyd a private message in 2017 telling Lloyd that she will be sanctioned and Portage County courts are laughing at her case. This shows that Lloyds case was predetermined. McClafferty is friends with the judges who regularly post on his facebook page.

Furthermore, it is obvious Lloyds entire case had merit. Thornsbery and other Defendants admitted to what Lloyd accused them of doing and sanctions against Lloyd were just an attempt to shut Lloyd up. Pokorny and Whitacre even conspired to get Lloyd kicked off of social media and threatened to silence Lloyd. Trapp, Rice and Cannon made it clear in their opinion they ruled against Lloyd as she talks about the Ohio judiciary online which is Lloyds First Amendment right to do so. They did not even review the facts of the case, blatantly defame Lloyd and lie in their opinion, then conspired with Akron Legal News along with Whitacre and his wife Lisa, to get Lloyds reputation further injured by posting an article on March 3, 2021 seen by thousands and thousands of people entitled "Portage County womans conduct was frivolous in neighbors dispute" which is also full of defamatory lies for instance stating that Lloyd did not prove trespass or property damage when Thornsbery himself admitted during trail to trespassing over 10 feet onto Lloyds property and cutting down her trees. Ohio Constitution Article I, Section 11 states that every citizen may speak freely, write and publish his sentiments on all subjects.

It is clear that sanctioning Lloyd was just another violation of Lloyds rights and a step taken by Defendants, their attorneys and Pokorny to further abuse Lloyd. It has already been determined by the US Supreme court, you cannot ban someone

from the internet no matter what theyve done. Peckingham v North Carolina. It violates the First and Fourteenth Amendments to do so. Whitacre even stated in his motion that Lloyd has a gag order against her and she is violating it. None of this is true. (Td 392). Whitacre and Molnar even state in their motions that Ohio is under no obligation to follow Federal Law and the Supremacy Clause. Lloyd did nothing wrong except sue people who damaged her property, her health, and her reputation. It must be reiterated. Nobody has ever sued Lloyd for any of her social media posts. Sanctioning Lloyd was a due process violation as Lloyds claims have merit (shown by all motions to dismiss filed over a 3 year period were denied), and Defendants admit to their actions and sanctions caused Lloyd to lose the ability to own property and destroyed Lloyds good credit rating. Ohio Constitution Article I, Section I states all people have a right to enjoy and defend life and liberty, acquire possess and protect property and seek and obtain happiness and safety. Defendants admit to threatening Lloyds life and admit to taking Lloyds property. Due to sanctions, Lloyd has lost her ability to acquire new property.

For this reason, certiotari must be granted.

5. Is denying a new trail constitutional when a litigants rights are denied?

Lloyd and Hull asked for a new trail. Multiple times it was denied. (Appendix N) (Appendix P) (Appendix Q) Pokorny and a juror were asleep. Lloyd was denied discovery. The majority of Lloyds case was thrown out after Hulls opening statements even though dismissal is illegal when the fault of an attorney. Pokorny was prejudiced towards Lloyd by trying to hold Lloyd in contempt for a hearing she was not obligated to attend and threatening to dismiss Lloyds case during trail because she would not disclose her address to people who threatened to murder her. Litigants in civil cases have a right to an impartial tribunal. Life, liberty or property will not be taken on basis of erroneous or distorted conception of the facts or law. Pokorny showed intent and predispositions to rule against Lloyd even before trail began. *Goldberg v Kelly* 397 US 259, 271 (1970). *Marshall v Jerrico* 446 US 238, 242 (1980).

Appeals court refused to correct these abuses of discretion because they made it clear they ruled against Lloyd due to Lloyd exerting her first amendment rights against the Ohio judiciary on social media. They feel Lloyd should have bought her house, allowed Thornsbery pit bull to chase Lloyd and her dogs and shit all over Lloyds property, allowed Thornsbery and his friends to cut down Lloyds trees and have massive fires burning clothing and drug paraphenelia and catching Lloyds fence on fire, then Lloyd should have allowed these people to threaten to rape and

murder her and make fun of her ADA protected disabilities online while they defame Lloyd. Since Lloyd spoke out about the abuse she faced with the court system the appeals court feels it is also acceptable to abuse a disabled woman further trying to violate Lloyds first amendment rights. In fact, when Lloyd posts on any of their official govt pages, they immediately block Lloyd which has already been determined in Lloyd v Streetsboro ND Ohio 5:18-cv00073 to be illegal. Streetsboro settled with Lloyd in February 2020 for their abuse of Lloyd.

For this reason, certiorari must be granted.

6. Is sanctioning a litigant constitutional when the other parties admit to fault?

Thornsbery and other parties admit to fault in this case. Lloyd was sanctioned anyway. Thornsbery admits Lloyd is afraid of him. (Tp June 19, 2019 Book 2 Pages 253-254). Thornsbery admits Szabo pissed on Lloyds fence (Tp June 18, 2019 Pages 187-189). Thornsbery admits to trespassing up to 10 feet onto Lloyds property. (Tp June 20, 2019 Pages 262, 269). David Kennedy, arborist testified that Defendants cut down 2 trees on Lloyds property worth 4000.00. (June 18, 2019 Pages 145-148). In ohio, destruction of timber is awarded treble damages ORC 901.51. That is at least 12,000.00 in property damage to Lloyd. Vidoes proffered into evidence (since Pokorny refused them),

clearly show Defendants cutting down Lloyds trees, massive fires ignited by gasoline directly next to Lloyds fence, and other property damage along with Defendants blowing cigarette smoke at Lloyd even while Lloyd was wearing oxygen. Vidoes also show Defendants revving motorcycles for long periods of time and even talk online about doing this to maliciously upset Lloyd. This went on all hours of the day and night even at 3 am. Sebastian Dzialuk and Thornsbery brag about using signal jammers to interfere with Lloyds internet and wireless cameras. Nick Balas admits to cutting down Lloyds trees (Tp June 18, 2019 Page 219). Welms admits to Thornsberys illegal fires (Tp June 18, 2019 Page 226) (Tp June 20 2019 Page 234). Welms even threatened to shoot Lloyd with a gun. Welms admits to Thornsbery fires catching Lloyds fence on fire (Tp June 20 2019 Page 249)Thornsbery admitted to illegal fires even after being cited (Tp June 18, 2019 Pages96-102) (Tp June 20, 2019 Pages 201, 256).

Michael Szabo admits to posting he pissed on Lloyds fence but him and his attorney Molnar feel it is funny. (Tp June 18, 2019 Page 234) (Tp June 20 2019 Page 129) Szabo also thinks its funny he stated he will murder Lloyd for 50.00 and show Lloyd his tool (penis). (Tp June 18 2019 Pages 251-254) (Tp June 19 2019 Book 2 Page 277). Szabo lied and stated he never assaulted anyone and yet in Portage County he was charged with assault and forced to undergo anger management classes. State of Ohio V

Michael Szabo 2000 CRB03458R. Thornsbery admits Bruntys removed stumps from Lloyds property (TP June 18, 2019 Pages 210-212). Eric Siwierka admits to illegal fires ((Tp June 20, 2019 Page 210)Videos proffered into evidence shows Eric Siwierka getting out of his vehicle, walking up to Lloyds fence and blowing cigarette smoke into Lloyds property. Videos proffered into evidence show Phillip Siwierka turning around and blowing cigarette smoke towards Lloyd as she sits on her own front porch wearing oxygen. Thornsbery admits to having his friends blow cigarette smoke onto Lloyds property (Tp June 18, 2019 Pages 64-72) Thornsbery admitted that cigarette smoke is not good for anyone and he would only stop his friends from smoking if it affected him personally (Tp June 18, 2019 Pages 71-72)Thornsbery admits Lloyd wears oxygen due to her health problems (Tp June 18, 2019 Pages 59-66) Siwierkas and Welms all admit to attending illegal bonfires and smoking (Tp June 18, 2019 Page 62)(Tp June 18 2019 Pages 172-180)Lloyd had 5 physicians waiting to testify in her behalf about the harm Defendants caused to her health. Pokorny refused 2 of their previous testimonies and he refused to delay the trail by one day so they could testify on Monday in person. Defendants created a nuisance until Lloyd was forced to sell her house. Thornsbery defamed Lloyd by telling people her cameras were pointing into his bedroom window and then posting online they look at Lloyds fence. (Tp June 18,

2019 Pages 22, 171). After Lloyd was sanctioned, Defendants began to brag online "I win, you lose" and "show me the money". They even created a fake email address usersmith56@gmail.com to send messages to Lloyds attorney Hull stating Lloyd is suicidal. They are being told by Pokorny, Trapp, Rice and Cannon and Maureen O'Connor that it is acceptable to abuse people. These Defendants have a 20 plus year history of abusing drugs and woman. Thornsbery himself threw a woman to the ground twice and then punched holes all throughout his mothers house until she finally threw him out. He even found an abandoned gun in a public parking lot and fired it. He brags online about hallucinating from drug abuse. He threatened to murder Lloyd a few days after she bought her house because Lloyd reported him for his loose pit bull in her yard that chased Lloyd. Thornsbery admits to these actions and instead of changing his ways, instead he gets over 500 people to threaten to rape and murder Lloyd and degrade and defame Lloyd. Thornsebry admits to this. (Tp June 18, 2019 Pages 72-75 and 105-108) (Tp June 19 2019 Book 2 Page 278) (June 20 2019 Pages 278, 282). Thornsbery even admits to looking through Lloyds window and watching Lloyd sit in her kitchen (June 18 2019 Page 49). Thornsbery admits to illegal fires and burning cardboard and citronella candles even after being cited (Tp June 18, 2019 Page 96, 100-102) (Tp June 20, 2019 Page 201, 256) All of Lloyds claims had merit. The

underlying court systems are just corrupt. Thornsbery and the Defendants admitted to their actions as they knew they were protected and their friends were on the jury. Thornsbery posted the EPA citation on his Facebook page and thought it was funny. Instead of changing his ways, he admits to continuing his illegal fires.

Thornsbery said it best in his post about Lloyd "This mother fucking cunt is in for a rude awakening. She has no idea the can of worms she has opened or who she has pissed the fuck off. Im fucking livid and Im going to choke a bitch." For 20 years, Ohio has allowed him to hallucinate from drug use, be on multiple psych medicines and be violent towards woman while he owns over 50 guns. It will not stop until he actually murders someone but knowing how corrupt Ohio is, Thornsbery would probably walk away with murder also.

For this reason, certiorari must be granted.

7. Is a State Supreme court allowed to deny cases when a litigants State and Federal Constitutional Rights are violated?

Ohio Supreme Court is obligated to take cases which arise under the Ohio and US Constitutions as per Article IV, Section 2 of the Ohio Constitution. They are also obligated to take cases

in which 2 different appeals courts have 2 separate opinions.
They refused to take Lloyds case anyway.

For this reason, certiorari must be granted.

8. Is threats to rape and murder and defamatory and
derogatory comments about a (disabled) person free
speech and/or a negative opinion as the appeals court
states?

ORC 2917.21(B) (2) states no person shall knowingly post a text
or audio statement or image on an internet website for the
purpose of abusing, threatening or harassing another person. It
is clear all defendants violated ORC 2917.21(B) (2) when posting
about Lloyd in Thornsberys social media pages. Defendants also
state they will get the Hells Angels after Lloyd and they post
pictures of themselves at gatherings for the Hells Angels
chapter of Portage County, Ohio. On April 29, 2021, the
Department of Justice put out a warning about the Hells Angles
and other motorcycle gangs posing a natural domestic threat.
Under the US Constitution, Lloyd had a right to own property and
be free from property damage and threats by the Defendants and
to live her life and pursue happiness which was taken away by
the Defendants. Lloyd still fears for her safety as the
Defendants still threaten to murder Lloyd and talk about their
ultimate plan of Lloyd. Thornsbery admitted to this during

trail. Ohio house bill Sub HB 151 also prevents someone from posting on social media any statement that would lead someone else to believe they are in danger. It is clear that any reasonable person would feel in danger after reading the below threats directed towards Lloyd by all the Defendants.

Thornsbery admits all posts are in relation to Lloyd. Their is no dispute it was Lloyd they are threatening to murder and discussing.

Thornsbery threatened to murder Lloyd by choking her to death. Mike Szabo threatened to murder Lloyd for 50.00 and posted he pissed on Lloyds fence and damaged Lloyds fence.

Thornsbery posted that after the case is over people can fuck with Lloyd.

Jason Ortman posted for Lloyd to eat his dick.

Mike Szabo and Joshua Thornsbery made fun of Lloyds oxygen and mobility scooter and Lloyds other ADA protected disabilities.

Thornsbery posted pictures of Lloyd on Facebook so others would stalk her such as Staci Dalton Liddle who stated she saw Lloyd at the library and her son asked why Lloyd was wearing a mask and Liddle told her son "Because (Lloyd) is crazy, thats why" Robert DiNatale tells Thornsbery "Lloyd wants you to bone her. She wont stop till you do."

Marty Kendzior tells Thornsbery to "post Lloyds name and address"

Thornsbery states "No fucking with the wacko Lloyd until after the court date"

Marty Kendzior in a post referencing causing Lloyd harm "you need someone from out of state to help you"

Shelly Renee tells Thornsbery "turn Lloyd into social security" in an attempt to get Lloyd thrown off of disability. The Defendants reported Lloyd to ss multiple times and Lloyd was always deemed 100 percent disabled.

Craig Lindgren tells Thornsbery to leave a copy of OJ Simpsons book "If i did it" in the backyard to threaten Lloyd

William Taylor "want me to come over and show her my ####" and he also states he will come stalk Lloyd while Thornsbery is at work.

Smith Andy Wesson " you need to bang Lloyd real good."

Even at the time city council president Jeff Allen gets involved and calls Lloyd a freak which shows why Ohio allowed this to go on for years.

Jeremy Stump DiGiammarino states "We need to go to Thornsberys stand shoulder to shoulder and smoke" to upset Lloyd

Karl Butterworth "fire a few shots from a air soft pistol"

Frank Chlad "smoking party at Thornsbery and lets burn some wet leaves"

Thornsbery "for someone on disability, i sure see her doing alot. I have to call in and request an investigation on Lloyd"

Jason ortman "Thornsbery has plenty of brush to burn. Lloyd is not going to be happy." after knowing burning brush is illegal
Mike Szabo "can i come over and show Lloyd my tool (penis)"
John Riley "You should have cross body checked Lloyd into the boards"

Thornsbery posts pictures of Lloyds no smoking signs on his Facebook page and encourages his friends to come blow cigarette smoke at Lloyd.

Sandi Round Szabo tells Thornsbery to get naked for Lloyd
Tara G Ellin tells Thornsbery to put vaseline on Lloyds camera lenses and Thornsbery tells her to come on by and do it
John Riley tells Thornsbery to go by Lloyds fence and jerk off
Mike Szabo calls Lloyd a cunt repeatedly

Jeremy stump DiGaimmarino tells Thornsbery to get a laser to interfere with Lloyds cameras

Jason ortman states "May i come over and piss on Lloyds camera"
Thornsbery admits Lloyds camera points down fence so he doesnt damage it. Thornsbery is then on video screaming that Lloyds camera is pointed into his bedroom window.

Jason ortman calls Lloyd a paranoid schizophrenic
Mike Szabo "well Josh with all this talk about Lloyd, I couldnt resist. Went over last night and pissed on her fence. Hope that is on camera".

Darrel Huber posts a picture of a man underwater with a knife and states he will get rid of Lloyd for a small fee

Marty Kendzior states he will come over and damage Lloyds chimney and dryer vents and also says a cemetery is a wish for Lloyd.

Brody Singleton "Cunt Punch that bitch".

Jason ortman states Lloyd needs to eat his dick.

Eric Siwierka "Lloyd needs to get laid real bad or stoned out of her mind"

Brody Singleton "Burn out competition at Thornsberys and afterwards bring leaves and shrubs to burn"

Shelly ortman "cant wait for your next bonfire Josh"

Tony McMurdo "tell Lloyd she has no clue what she started and how bad shes going to regret this"

Frank Chlad "we need a party so we can smoke and have a fire that smokes and do burnouts"

David Trussel "i sorta maybe mighta did a burn out today at Thornsberys"

David Trussel "Im glad Lloyd was able to enjoy my cigarette as much as I"

Apryle Davis "It looks like cuntilla Lloyd needs to invest in heavy duty respiration equipment"

Jamie Lesch Newman "Thornsbery needs a biker party"

Thornsbery admits his attorney told him to stop harassing Lloyd
March 21, 2016 but he continued anyways

Sebastian Dzialuk tells Thornsbery to get signal jammers to
interfere with Lloyds cameras.

Thornsbery states when Lloyd asked him to not allow his friends
to blow cigarette smoke into her yard " I laughed in her face
and said youre a fucking cunt. I then told everyone to light
up. Hope you all are enjoying this."

Jason ortman "Im going to be there when you have a bonfire.
1000 watts of now you have a reason to bitch'

Shelly ortman "Im going to light one up when I come visit"

Mike Szabo "If you have 50 bucks Josh you wont have a neighbor"

Apryle Davis "There are ways to foil a home security system"

Justin Smialek "Take a red dot sight on her chest"

It is clear these and hundreds of other statements made by the
Defendants towards Lloyd are not protected speech.

Therefore, certiorari must be granted.

REASONS FOR GRANTING THE PETITION

The US Supreme Court needs to hear this case as these issues not
only affect Lloyd but thousands if not millions of other
litigants across the US. The abuse from our court systems must
stop. Portage County Ohio, through this case, has set a

terrible precedent that it is acceptable to go on social media and threaten to rape and murder a stranger. Thats right. The majority of these Defendants never even saw Lloyd a day in her life. Thornbery admitted to recruiting well over 500 people to threaten Lloyd and he even admitted that they continue to threaten Lloyd. Portage County Ohio has also set a terrible precedent in sanctioning Lloyd and others including Garick Krlich for exerting their rights as a citizen of the United States. Lloyd was sanctioned 100,000.00, lost her property and could lose her life as a result of a corrupt court system who decided it is acceptable to damage Lloyds property over 25,000.00 and maliciously injure Lloyds health and reputation. All of the Defendants through their own writings and testimonies admit to these behaviors. This precedent set by Portage County must be overturned before other people are abused by the very system meant to protect US Citizens.

CONCLUSION

This writ of certiorai must be granted so others do not use this precedented case to abuse other people. The underlying courts have now set a precedented case which states it is okay to damage property and threaten to rape and murder somebody on social media. The petition for a writ of certiorari should be granted.

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