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printer need/  
some repair/

No. \_\_\_\_\_

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

R.J. Kulick

— PETITIONER

(Your Name)

VS.

Beverly Vandermeulen; et al.,

— RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

Supreme Court of U.S., Case#18-6383

Supreme Court of U.S., Case#21-6216

☐ Petitioner has not previously been granted leave to proceed *in forma pauperis* in any other court.

☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: \_\_\_\_\_

or

☐ a copy of the order of appointment is appended.

  
\_\_\_\_\_  
(Signature)

**AFFIDAVIT OR DECLARATION  
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

I, R.J. Kulick, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Self-employment	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Interest and dividends est.	\$ <u>70.78*</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>2,004.00*</u>	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Other (specify): <u>VA Compensation</u>	\$ <u>4,941.77*</u>	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	\$ <u>see *</u>	\$ _____	\$ _____	\$ _____

Now, in Ref: Chapter 13, U.S. BKCY USCA-9 Case #: 22-55750 & U.S. BKCY App Panel, 9th Cir. Case #BAP #CC-22-1114: seeking U.S. Supreme Court for filing Forma Pauperis with petition for writ of certiorari see 3-28-23 correspondence in Ref: Brian T. Moynihan; et al, mailed 4-13-23  
casematter/

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? \$ \_\_\_\_\_  
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☐ Home  
Value \_\_\_\_\_

☐ Other real estate  
Value \_\_\_\_\_

☐ Motor Vehicle #1  
Year, make & model \_\_\_\_\_  
Value \_\_\_\_\_

☐ Motor Vehicle #2  
Year, make & model \_\_\_\_\_  
Value \_\_\_\_\_

☐ Other assets  
Description \_\_\_\_\_  
Value \_\_\_\_\_

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ _____	\$ _____
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ _____	\$ _____
Home maintenance (repairs and upkeep)	\$ _____	\$ _____
Food	\$ _____	\$ _____
Clothing	\$ _____	\$ _____
Laundry and dry-cleaning	\$ _____	\$ _____
Medical and dental expenses	\$ _____	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ _____	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
<b>Total monthly expenses:</b>	\$ _____	\$ _____

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

☒ Yes ☐ No If yes, describe on an attached sheet. changes in payments from Social; Security & VA Compensation

10. Have you paid - or will you be paying - an attorney any money for services in connection with this case, including the completion of this form? ☐ Yes ☒ No

If yes, how much? \_\_\_\_\_

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes ☒ No See 3-28-23 correspondence in Re: <sup>CASE MATTER/</sup> Brian T. Moynihan; et al, mailed 4-13-23: (I) type, excuse error(s)

If yes, how much? \_\_\_\_\_

due to Lifelong Dyslexia condition

& copy-printer (my) need some repair

If yes, state the person's name, address, and telephone number:

12. Provide any other information that will help explain why you cannot pay the costs of this case. Currently, have in excess of a minimum of \$1.9M or more in a combination for all litigation(s) costs related to all outstanding liabilities that greatly eclipses my current asset: The other interrelated cases, especially Case #56-2016-00478277-CU-DF-VTA has two liens on home at \$504,965.00/other at \$7,185.00, each with 10% simple interest annually, putting Kulick in a life/death/homeless probable situation, Under ADA of 1990/Stroke/Sudden Cardiac Death/more

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 4-20-, 2023

  
(Signature)

Please note: excuse this lineALLpages.....#

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needs some repair/

ORIGINAL

No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

\_\_\_\_\_  
R.J. Kulick

\_\_\_\_\_  
(Your Name) — PETITIONER

vs.

Beverly Vandermeulen; et al.,

\_\_\_\_\_  
— RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

USCA-9, Case #22-55751

\_\_\_\_\_  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

R.J. Kulick in Pro Per

\_\_\_\_\_  
(Your Name)

38122 Village 38

\_\_\_\_\_  
(Address)

Camarillo, CA 93012

\_\_\_\_\_  
(City, State, Zip Code)

310-474-1848

\_\_\_\_\_  
(Phone Number)

### QUESTION(S) PRESENTED

1. The USDC & USCA-9 denied Kulick's right to Due Process by NOT Addressing Clausee "(5) Filing Of Magistrate Judge's Report And Reommendations Before This Court Dismisses This Case For Any Reasons"?
2. The Contract Is Invalid since Kulick did NOT have an Attorney at Law under the Rule of Law of the U.S. Constitution To Advise Whether or NOT this Contract valid or NOT?
3. Under the Rule of Law, the U.S. Consitution has been violated by National Security which sets it aside until that cured becaase National Security trumps when any part of this U.S. Constitution has been breached as to DUE Process & NOT having an Attorney at Law for "Advise". This renders NO trust, faith or confidence in this U.S. Constitution when its get this "trumps" as a result of National Security in the Prevailing, factual circumstance(s) that currently exist?
4. Kulick is NOT equal to be mandated by any Rules of any Court to be on the same level as an Attorney at Law, being in Pro Per stattus, that' NOT fair. The U.S. Constitution assures that anyone must be "equal" & treated to "fair", Which Kulick have been Denied by USDC & UsCA-9 by their determinations against Kulick?
5. Opinion(s) decide one way or other what litiagte prevaals, however those "opinion(s) are NOT permanent-being subject to change. Which whether or NOT exists, will or will NOT have somekind of re-considera-tion in this case matter before this Court?
6. See page 5, will this Court provide a federal decision that will protect seniors that join & live-in condominiums & other common-interest developments from corrupt Board of Dtrs. & their legal vendors & their insurance reps., et al?



## LIST OF PARTIES

[ ] All parties appear in the caption of the case on the cover page.

[x] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

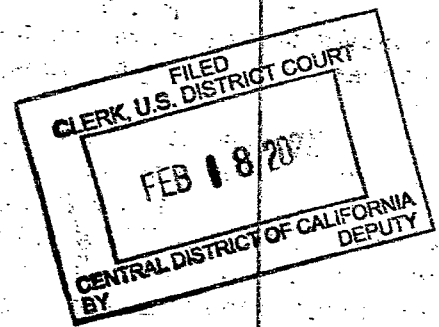
See page # (ii,a.): Exhibit A

## INTER- RELATED CASES

See Forma Pauperis's item #11

R2.14.25

Fee PAID



1 R.J. Kulick (Name:)  
2 38122 Village 38 (Address:)  
3 Camarillo, CA93012 (Address:)  
4 310-474-1848 (Phone Number)

5 Plaintiff in Pro Per

6  
7  
8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 R.J. Kulick

Case No: 2122-CV-1179-MEMF-ASx

11  
12 **Plaintiff,**

13 **vs.**  
14 Beverly Vandermeulen, Robert

15 Bueling, Richard Loomis, Charles

16 Kiskaden, George Jones, Robert

17 Scheaffer, Beaumont Tashjian,

18 Jeffrey A. Beaumont, Lisa A.

19 Tashjian, Tara Radley, Michelman

20 & Robinson, LLP, & Howard I.

21 Camhi, Jeff F. Tchakarov, Edward

22 D. Vaisbort, Kelly Hageman,

23 Robert Riveles, Patrick Price,

24 Donald Marquardt, Manny Segovia, Daniel Rivas,

25 Eugene Rubinstein, Leisure Village Association, Inc.,

26 Linda Grant, & Does 1-100, Inclusive)

27 Defendant(s)

1. Jurisdiction

28 This court has jurisdiction under 28 U.S.C. Section 1331  
29 (federal question) & Americans With Disabilities Act Of 1990 &

- (1) Unconstitutional Contracts And Invalid Contracts;
- (2) Violation of Americans With Disabilities Act of 1990;
- (3) Declaratory Relief;
- (4) Injunctive Relief; And
- (5) Filing Of Magistrate Judge's Report And Recommendation -s Before This Court Dismisses This Case For Any Reasons; And
- (6) Unconstitutional State Courts Judgement Awards of Attorneys Fees And Costs.

No Jury Trial

(ii, a.)

page #: EXHIBIT A

## TABLE OF CONTENTS

OPINIONS BELOW .....	1
JURISDICTION.....	2
CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED .....	3
STATEMENT OF THE CASE .....	4
REASONS FOR GRANTING THE WRIT .....	5
CONCLUSION.....	6

## INDEX TO APPENDICES

APPENDIX A     USDC, Case# 2:22-CV-1179-MEMF-ASx

APPENDIX B     USCA-9, Case#22-55751

APPENDIX C

APPENDIX D

APPENDIX E

APPENDIX F

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

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

**OPINIONS BELOW**

☒ For cases from federal courts:

The opinion of the United States court of appeals appears at Appendix B to the petition and is

☐ reported at \_\_\_\_\_; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

☒ (?) Unconstitutional, can be published, it's now public record

The opinion of the United States district court appears at Appendix A to the petition and is

☐ reported at \_\_\_\_\_; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

☒ (?) Unconstitutional, can be published, it's now public record

☐ For cases from state courts:

The opinion of the highest state court to review the merits appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,

☐ has been designated for publication but is not yet reported; or,

☐ is unpublished.

## JURISDICTION

☒ For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was 1-25-23.

☐ No petition for rehearing was timely filed in my case.

☒ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: 1-25-23, and a copy of the order denying rehearing appears at Appendix NO "copy" for A, was "rejected as "untimely"

☐ An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).  
This negates USCA-9's contention as petition for rehearing "untimely".  
Also, in turn DENIED Kulick's DUE Process right(s) & a lot more!!!  
See Forma Pauperis, item #11 in support of foregoing.

☐ For cases from **state courts**:

The date on which the highest state court decided my case was \_\_\_\_\_.  
A copy of that decision appears at Appendix \_\_\_\_\_.

☐ A timely petition for rehearing was thereafter denied on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

☐ An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

1. See USDC's Clauses "(2)" & "(5)" in Denying DUE PROCESS.
2. 28 U.S.C. Section 1331 & Declaration of Independence dated 7-4-1776 & Articles: Sect. 1, Sect. 8 & Articles in addition as Article (1), Article (X) & Article (IX) & Article (XIV) & under Common Law - "based on custom, traditional usage and precedent, rather than codified written laws".
3. And, arguments in U.S. Supreme Court, Case #'s 18-6907/18-6383 brought by Kulick, also including #18-6743, also "direct bearing" in #21-6216.
4. Also, Articles (VII) & (VIII) & include in (XIV) Section 1. for being paramount in this case matter from other features of that Article, & Charter of United Nations & related U.S. gov't regulatory agency(s)'s enforcement federal statutes... where applicable.
5. Kulick DENIED "equality & fairness being in Pro Per status by ALL Rules of Courts, to be on same level as an attorney at law, an absorb & unreasonable mandate that does NOT make logical sense. Especially, Kulick's "abilities" as attested to by his penalty of perjury statement - well documented in this case matter!!! That on its face renders the Rule of Law in Ref: the U.S. Constitution a questionable, worthless/meaningless words on paper.
6. The tyranny of Kings has been replaced by the tyranny of lawyers as some have made an excellent case for. The Client/Attorney contracts are a conflict of interest in favor of attorneys, as some have made an excellent case for. After-all the U.S. Constitution is also the supreme "contract" that established the USA as a nation. That kind of "contract" must be an equal & fair basis to be a valid, binding document ALL must obey, no one above the law(s) it states, otherwise - truth, confidence & faith in it can NOT exist. Law & Order of any just society, the cornerstone this foundation must stand on. Which, the "greater good" a goal worth striving for our nation's way of life/to have staying power for the next generations to come.  
(a promised dream of an experiment in motion in the nature of its citizens)/
7. As stated in above item #6, our entire judicial system to be meaningful, must have its Justices assured that when they make their "opinion(s)", they will be with that "truth, confidence & faith", a reality NOT just based on an ideology of their mind set. Along with NO doubt(s) as how they themselves feel, free from that "mind set" of "ideology".
8. The pattern of "violations" in this case is on-going, & until they STOP, NO Statute of Limitations can apply, that's the law here.

## STATEMENT OF THE CASE

That's implicit in USDC's Complaint filed 2-18-22 in  
Clauses (1), (2) & (6), upon which this case matter as  
addressed in pages: (i), (ii.a.) Exhibit A, (ii) in "INTER-  
Related Cases, (iii), 1., 2.3, & lastly "Reasons For Granting  
The Petition.

## REASONS FOR GRANTING THE PETITION

Reason is for this Court to provide a federal decision that will protect senior citizens that join & live-in condominiums & other common-interest developments, from corrupt Board of Directors & their legal vendors & their insurance representative & their General managers, et al. See Exhibit B, which provides the basic "reasons" why this kind of "federal decision" needed on a nationwide scope & scale. Which will give the State's DOJ enforcement powers to "protect". In CA, its DOJ has NO "enforcement power". CA passed the Davis-Stirling Act in 1985 (Legislature), civil code, the act became sections 1350 through 1378. But, effective 1-1-14, those sections of that code were repealed & replaced with a new Part 5, starting with section 4000. Because of Assembly Bill 805, Common Interest Development Reorganization Rules & Regulations. But, still "NO enforcement" given CA's DOJ. This is why "Reasons For Granting The Petition".





Leisure Village News  
P.O. Box 2254  
Camarillo, CA 93011

June 2015

Leisure Village News is an OPINION & ANALYSIS publication of Leisure Village Association, Inc., independent of the LVA, and provides facts not found in the Village Voice or elsewhere. What is published are documented facts, believed true and correct, without malicious intent. When only one side of a story is given to members of the LVA, then LVN will provide the other side.

Here is the other side of the story, especially the questionable, fraudulent practices engaged in as follows:

LVN's May 2014 edition addressed a legal action that, in essence, claims that a "member" has violated the current LVA governing documents (CC&Rs). The Board – **Linda Grant, Robert Riveles, Theodore Lansing, John Mayer, Rita Linsey** – and its legal vendors – **Jeffrey A. Beaumont, Larry F. Gitlin, Lisa A. Tashjian** and **Tara Radley** of the law firm **Beaumont Gitlin Tashjian** – have filed a lawsuit without merit, which is an abuse of process, and a bogus and malicious prosecution against an LVA "member" of 28+ years. The court in judicial error issued a Temporary Restraining Order (TRO) against this "member" based on heresay. The CC&Rs & ByLaws are invalid, being ambiguous and a defective election process. That lawsuit is also based on perjury, obstruction of justice, and the appearance of civil RICO and patterns of racketeering, libel and slander. The State Bar of California has evidence of **Beaumont's** pattern of violations of the Rules of Professional Conduct and the State Bar Act, especially his extortion methods. The Declarations of **Robert Scheaffer**, LVA General Manager, and of **Denise D. Sutton**, employed by **Tolman & Wiker Insurance Services** – the Board's insurance vendor – were perjurious statements, and false and misleading statements to the court constituting an obstruction of justice.

The Board, **Beaumont** and a small clique are inciting unjust resentment and hatred against this "member" when this "member" exercised good conscience and due diligence in LVA matters. This lawsuit is a retaliation against this "member" for this "member's" concern about Board members that engage in unlawful activities to cover-up their fiduciary failure to correct legitimate defective conditions, especially current invalid LVA governing documents. **Beaumont** received about \$36,000+ in legal fees for current governing documents. If the Board had to pay out of their own pockets do you think for one second that they would bring this kind of lawsuit against this "member". The LVA election processes were rigged; the nominating committee and Candidates Nite are still rigged. It is meaningless to vote for a candidate when that elected candidate can then be removed by the Board without any reason. About 65% of eligible voters do not vote, which makes about less than 35% of eligible voters electing Board members. LVA election process is in violation of a Superior Court ruling against any rules that impede a candidate's ability to have their name on the ballot without a nominating committee endorsement or via petition. Public statements made at Open Board Meeting and published in Village Voice, and sent via U.S. mail by **Grant** and **Beaumont**, were hate-mongering tactics against this "member" to suppress existing defective conditions created by past and current Boards and its dishonest legal and insurance vendors. **Grant**, current President of LVA, has a pattern of hate-mongering and violation of the CC&Rs that is public record. **Beaumont** has the same hate-mongering pattern.

On May 27, 2015, there was a VCSC Mandatory Settlement Conference for this "member" and the Board. Unfortunately, the Board refused a very generous out of court settlement. The court appointed settlement officer, VCSC Judge Frederick Bysshe, informed this "member" that he was a person of integrity, while Bysshe chastised **Beaumont** for illegal writing in his Brief. Now this case is scheduled for a jury trial on November 2, 2015, VCSC Case #56-2013-00444977-CU-BC-VTA, Leisure Village Association vs. Robert Kulick (this "member"). Any member can go to the court records department to review this case file, which is not the version that the Board and **Beaumont** falsely allege.

S.a.  
page #: EXHIBIT B

Thus far, not including **Beaumont's** legal fees and costs for that Mandatory Settlement Conference and its Brief were "at least \$35,000 and counting." Should the Board prevail, this case will go into the Appeal process and, if necessary, as far as the U.S. Supreme Court to protect seniors nationwide in senior retirement communities from dishonest Board of Directors and their dishonest legal and insurance vendors. When this "member" sought the California Office of Attorney General about LVA's Board, he was informed that the CA Office of Attorney General was given no law enforcement powers in the Davis-Stirling Act by the legislators, and to go to local D.A. But, the VC D.A. does not get involved in disputes within a senior retirement community. Those Boards refused to respond, and stonewalled in a pattern of violations of the Davis-Stirling Act that has been well documented. So, now what's ahead are a lot of litigation expenses that could generate in the millions of dollars and may necessitate special assessments. There is also the possibility that because of their ill-actions in this current litigation, the Board may be forced to put the LVA into bankruptcy. **Grant** violated the rules of Candidates Nite by making personal attacks on this "member", and she admits to having a "big mouth". Her former husband, while they were still married, was found by the State Bar, CA of practicing law without a license, and did so from their residence in LVA.

**Grant**, in cahoots with her then husband, **Arnold Grant**, had a letter sent to this "member" with threats against him, amongst other things, which are public record. This "member's" experience(s) with **Grant** has found her to be a degenerate liar and cheat. The Board refused to take any disciplinary actions against them in using their LVA residence for business purposes, and for **Grant's** violation of the rules of conduct on Candidate Nite. There were other violations by members of the Board and members that the Board refused to enforce any violation of the CC&R, which is a double standard. When a member expresses some concerns about how the LVA is run, that member is told "if you don't like it here, why don't you move?" That's easy to say, but for most members, who are not in the best of health and maybe a financial hardship, it's not easy to up and move. The Boards have a small clique of supporters who get projects to benefit themselves, which most members don't participate in. Significant assessments are wasted in maintenance and the running of LVA operations. The Board created the most serious insurance coverage situation and has blamed this "member" for it. This "member" had every right to contact the insurance carrier about this situation, and the CA Department of Insurance found the insurance carrier in violation of their rules.

So, one must be patient and non-judgemental before all of this story has been revealed. Otherwise, this lynch mob mentality will continue to exist, spreading like a cancer. One should not jump to rash, emotional judgements based on what **Grant** and **Beaumont**, Board members **Riveles**, **Lansing**, **Mayer** and **Linsey**, or this small clique have said about this "member".

The LVN very much appreciated the donations made by members to help support the cost to publish the Leisure Village News. The LVA is a great place to live and enjoy the good life, just as long as you don't voice any questionable legitimate concerns of wrongdoing by the Board and just pay your assessments.

God bless our country and the Village.

Joe Byrne, Editor

5. b.  
Page #1 EXHIBIT B

April 24, 2019: This letter is an opinion based on facts believed to be true and correct and without intent to be malicious to anyone. With updated facts from my letters of 8-8-18, 6-15-18 & 2-11-19.

To Owners: RE: Leisure Village Association, 3-14-19 Beaumont Tashjian Letter.

1. VCSC, Case#56-2013 444977, LVA v. Kulick was the basis for U.S. Supreme Court Case #18-6743 which had in it evidence in support that the jury verdict against Kulick in Case #444977, was the result of a bias by trial judge (Vincent O'Neill), & perjury and obstruction of justice by witnesses (**Linda J. Grant, Robert Schaeffer & Denise D. Sutton**), anti-Semitism against Mrs. Kulick (Tini), a Holocaust survivor, by attorneys (**Jeffrey A. Beaumont & Tara Radley**) who were aided and abetted by LVA's General Manager (**Robert Schaeffer**), a violation of CA Dept. of Insurance regulations by LVA's insurance carrier (PIIC) and perjury and obstruction of justice by attorney **Tara Radley**. O'Neill's initial acceptance of hearsay evidence poisoned the well against Kulick. The appeals court concluded LVA's attorneys fees were not warranted, however O'Neill had the discretion to award them which was not appealed. Because the CA Supreme Court denied a hearing, this state case was moved into the federal courts as far as the U.S. Supreme Court for a definitive conclusion. When the U.S. Supreme Court denies a hearing, it's not based on whether a case has merit. All of the foregoing is public record. Any court awards (judgements) will be paid. Case #444977 was in retaliation and to force Kulick from publishing the Leisure Village News, which addressed the correction of existing defective operating conditions within the LVA. Kulick refused to rollover and decided to defend himself which unfortunately resulted in a miscarriage of justice against him. At all times Kulick acted in good conscience and felt absolutely this was the right thing to do. The two voluntary bankruptcies were Chapter 13 to pay off on a monthly basis all judgements (court awards) that kept mounting against him. Each was voluntarily dismissed.
2. VCSC Case 56-2016 478277, Kulick v. LVA, **Robert Schaeffer** (current LVA General Mgr.), **Linda J. Grant** (past LVA BOD), **Robert Riveles/Theodore Lansing/Charles Kiskaden** (current LVA BOD), **Patrick Price/John Mayer/Donald Marquardt/Rita Linsey/Gerald Rosen** (past LVA BOD), **Robert Ellis** (deceased past LVA BOD), **Jeffrey A. Beaumont** (current LVA attorney of record), **Larry F. Gitlin** (was LVA attorney of record with Beaumont Gitlin & Tashjian), **Lisa A. Tashjian/Tara Radley** (current LVA attorneys of record with Beaumont Gitlin Tashjian now Beaumont Tashjian); is now U.S. Supreme Court Case #18-6907 which will determine whether Defamation will be returned to the trial court for re-trial. If so, then any attorneys fees awarded (judgements) would be denied. The pending court trial for Declaratory Relief & Injunction, has attorneys fees and cost to be awarded to the prevailing party which are already very considerable before this court trial scheduled for 9-16-19. A prior tentative ruling by this trial court has given Kulick a basis for prevailing in Declaratory Relief & Injunction. This matter in part has to do with the Leisure Village News not being an anonymous newsletter, especially when it was known as early as 2009 that Kulick was the owner of the Leisure Village News. The Board knew this at that time & LVA's attorneys (**Jeffrey Beaumont & Tara Radley**) had proof of this fact yet went ahead with a number of letters to all owners of the LVA that it had been "ascertained the identity of the author/publisher" (last letter dated 7-6-15). If the author/publisher was known to them, how could it be "an anonymous newsletter"? That's the kind of deception given all owners by these attorneys (**Jeffrey A. Beaumont & Tara Radley**).
3. The reason why LVA's insurance carriers will not cover LVA's litigation or provide a defense against Kulick is because the Board would not address defective operating conditions presented by Kulick. All of this litigation could have been avoided if the Board had properly addressed Kulick's concerns.
4. LVA's elections are rigged & only a small clique of homeowners support the Board. About 35% of eligible homeowners vote while the other 65% silent majority does not. This tyranny of a minority rules over this silent majority. This "clique" gets special projects approved by the Board members they elect in an election which most homeowners did not participate.
5. A forthcoming book, *The Leisure Village Story*, has included in it all the State & Federal cases. Still pending are the results of court trial in Case #478277 and pending litigation against LVA, et al (extensive # of defendants) for federal housing discrimination including elderly abuse & anti-Semitism. This is to inform seniors, on a nationwide basis, that when they enter senior retirement communities (HOA) they contract away, via CC&Rs, their individual rights & equality to a Board (and it's legal and insurance representatives) that may turn out to be (like LVA's) corrupt.
6. LVA's pending vote on proposed changes to it's CC&Rs gives homeowners an opportunity to decide whether or not those changes will happen by either not giving the necessary quorum, or voting to reject these changes.

I will always love the Village with all my heart & soul and most Owners & Residents are very fine & decent law-abiding persons. God bless our country & God bless our Village.

R. J. Kulick, Owner of LVA property 32+ years, of a family owned LVA property 40+ years.

S.C.

DEPOSED EXHIBIT B

**CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

R.J. Kulick



Petitioner in Pro Per

Date:

4-20-23

PROOF OF SERVICE VIA U.S. Mail

State of California )

County of Ventura ) ss.

I am a resident of the County of Ventura. I am over the age of eighteen years. My address 38122 Village 38, Camarillo, CA 93012

On 4-20-23, I served the within: Supreme Court of The U.S.

on the interested parties in this action, as follows: Motion For Leave To Proceed in Forma Pauperis & Petition For A Writ of Certiorari, in the U.S. Supreme Court, To U.S. Court of Appeals, For 9th Circuit, Case # 22-55751, are:

Beverly Vandermeulen; et al, at: 200 Leisure Village Dr., Camarillo, CA 93012. Please note: "et al", see (ff) a.) page #: Exhibit A

I declare under penalty of perjury that the foregoing is true & correct.

Dated at Camarillo, CA on

4-20-23

  
R.J. Kulick in Pro Per

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**Form 27. Motion for** Panel Rehearing

*Instructions for this form: <http://www.ca9.uscourts.gov/forms/form27instructions.pdf>*

**9th Cir. Case Number(s)** 22-55751

**Case Name** R.J. Kulick v. Beverly Vandermeulen, et al

**Lower Court or Agency Case Number** D.C. #cv-01179-MEMF-AS

**What is your name?** R.J. Kulick in Pro Per

Please note: Kulick under ADA of 1990

1. **What do you want the court to do? & has no computer & lifelong Dyslexia & elderly!**

The material point of fact that was overlooked in decision, in opening brief, page 21, Exhibit B, 3.b. page #, see item #2. "The Plaintiff reserves the right in U.S. Court of Appeals, For the 9th Circuit, to provide any add'l reasons not provided in this entire Case matter", Kulick will submit a preliminary injunction demonstrating that this relief is "warranted" which will establish that he'd likely succeed on the merits-irreversible harm suffered etc.!!!

2. **Why should the court do this? Be specific. Include all relevant facts and law that would persuade the court to grant your request. (Attach additional pages as necessary. Your motion may not be longer than 20 pages.)**

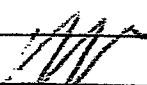
Because above item#1 warrants that Memorandum filed 10-18-22 now be NOT "Affirmed" & now request extension of time to file above Kulick's "reserves the right to provide any add'l reasons" , especially currently under severe/chronic medical hardships/ a lot bedridden with pain well documented & later needs to file Motion En Banc be permitted too for Rehearing, Kulick being denied Due Process in D.C./this 9th Cir, Case too, 10-24-22 correspondence to Hon. Roberts JR, et al, mailed before Memo rec'd today of 10/18, Like millions of others rec'd Honorary Discharge from U.S. military -putting our lives on the line for U.S. Constitution/paid our dues for our day in court to put to rest our concerns, as far as U.S. Supreme Court for a definitive resolve either way, that seems to be heading!!!

**Your mailing address:**

38122 Village 38

**City** Camarillo, **State** CA **Zip Code** 93012

**Prisoner Inmate or A Number (if applicable)**

**Signature**  **Date** 10-25-22

*Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)*

PROOF OF SERVICE VIA U.S. Mail

State of California

County of Ventura ss.

I am a resident of the County of Ventura. I am over the age of eighteen years. My address 38122 Village 38, Camarillo, CA 93012

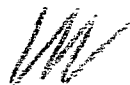
On 10-25-22, I served the within: Motion For Panel Rehearing, 9th Cir. Case#22-55751, D.C. Case #22-cv-01179-MEMP-AS, R.J. Kulick v. Beverly Vandermeulen, et al

on the interested parties in this action as follows:

Beverly Vandermeulen, et al, at: 200 Leisure Village Dr., Camarillo, CA 93012, as Defendants-Appellees in the "et al"-all at same address in the foregoing

I declare under penalty of perjury that the foregoing is true & correct.

Dated at Camarillo, CA on 10-25-22

  
\_\_\_\_\_  
R.J. Kulick in Pro Per

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**Form 27. Motion for** Petition For Rehearing En Banc

*Instructions for this form: <http://www.ca9.uscourts.gov/forms/form27instructions.pdf>*

**9th Cir. Case Number(s)** 22-55751

**Case Name** R.J. Kulick v. Beverly Vandermeulen, et al

**Lower Court or Agency Case Number** D.C. 2:22-cv-01179-MEMF-AS

**What is your name?** R.J. Kulick in Pro Per

Please note: R.J. Kulick under ADA

1. **What do you want the court to do?** of 1990/has no computer/has Dyslexia-

Rule 41(a) Federal Rules of Appellate Procedure/9th Cir. Memorandum/D.C.'s entire Court Orders filed 8-11-22 have violated Plaintiff's rights under U.S. Constitution/reserved the "right to provide any add'l" resubmissions, especially for Due Process/needed "to file Motion En Banc". Wants the foregoing for this Court to do A life/death matter!!!

excuse  
typo  
errors

2. **Why should the court do this? Be specific. Include all relevant facts and law that would persuade the court to grant your request. (Attach additional pages as necessary. Your motion may not be longer than 20 pages.)**

Restore Plaintiff's rights under Articles: (1), (V11), (V111), (1X), (X), (XIV Section 1.)/related Declaration of Independence/Charter of United Nations, since being denied in the foregoing for equality/fairness/Pro Per status on equal to being an attorney at law-illogical/impossible/right to be happy about being denied Due Process a betrayal of The Rule of Law-a gross miscarriage of justice in our judicial system/a tyranny by Officers of the Court at all levels. Inform if this EnBanc denied to Petition Writ of Certioria to U.S. Supreme Court for final definitive resolve-case to rest.

*SEE EXHIBIT A. Also, COVID-19 has changed the Rules*  
**Your mailing address:**

38122 Village 38

**City** Camarillo **State** CA **Zip Code** 93012

**Prisoner Inmate or A Number (if applicable)**

**Signature**  **Date** 11-12-22

*Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)*



**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

**Form 27. Motion for** Panel Rehearing

*Instructions for this form: <http://www.ca9.uscourts.gov/forms/form27instructions.pdf>*

**9th Cir. Case Number(s)** 22-55751

**Case Name** R.J. Kulick v. Beverly Vandermeulen, et al

**Lower Court or Agency Case Number** D.C.-#cv-01179-MEMF-AS

**What is your name?** R.J. Kulick in Pro Per

Please note: Kulick under ADA of 1990

1. **What do you want the court to do?** & has no computer & lifelong Dyslexia & elderly

The material point of fact that was overlooked in decision, in opening brief, page 21, Exhibit B, 3.b. page #, see item #2. "The Plaintiff reserves the right in U.S. Court of Appeals, For the 9th Circuit, to provide any add'l reasons not provided in this entire Case matter", Kulick will submit a preliminary injunction demonstrating that this relief is "warranted" which will establish that he'd likely succeed on the merits-irreversible harm

2. **Why should the court do this? Be specific. Include all relevant facts and law that would persuade the court to grant your request. (Attach additional pages as necessary. Your motion may not be longer than 20 pages.)** suffered etc.!!

Because above item #1 warrants that Memorandum filed 10-18-22 now be NOT "Affirmed" & now request extension of time to file above Kulick's "reserves the right to provide any add'l reasons", especially currently under severe/chronic medical hardships/ a lot bedridden with pain well documented & later needs to file Motion En Banc be permitted too for Rehearing, Kulick being denied Due Process in D.C./this 9th Cir, Case too, 10-24-22 correspondence to Hon. Roberts JR, et al, mailed before Memo rec'd today of 10/18, Like millions of others rec'd Honorary Discharge from U.S. military -putting our lives on the line for U.S. Constitution/paid our dues for our day in court to put to rest our concerns, as far as U.S. Supreme Court for a definitive resolve either way, that seems to be heading!!!

**Your mailing address:**

38122 Village 38

**City** Camarillo,

**State** CA

**Zip Code** 93012

**Prisoner Inmate or A Number (if applicable)**

**Signature** 

**Date** 10-25-22

Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)

PROOF OF SERVICE VIA U.S. Mail

State of California

County of Ventura ) ss.

I am a resident of the County of Ventura. I am over the age of eighteen years. My address 38122 Village 38, Camarillo, CA 93012

On 10-25-22, I served the within: Motion For Panel Rehearing, 9th Cir. Case#22-55751, D.C. Case #22-cv-01179-MEMF-AS, R.J. Kulick v. Beverly Vandermeulen, et al

on the interested parties in this action as follows:

Beverly Vandermeulen, et al, at: 200 Leisure Village Dr., Camarillo, CA 93012, as Defendants-Appellees in the "et al"-all at same address in the foregoing

I declare under penalty of perjury that the foregoing is true & correct.

Dated at Camarillo, CA on 10-25-22

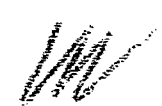
  
\_\_\_\_\_  
R.J. Kulick in Pro Per

EXHIBIT A, page 2 of 2

PROOF OF SERVICE VIA U.S. Mail

State of California

County of Ventura ss.

I am a resident of the County of Ventura. I am over the age of  
eighteen years. My address 38122 Village 38, Camarillo, CA 93012


On 11-12-22, I served the within: USCA-9, Motion For Rehearing  
En Banc, 9th Cir. Case#22-55751, D.C. Case#2:22-cv-01179-MEMF-AS,  
R.J. Kulick v. Beverly Vandermeulen, et al

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Beverly Vandermeulen, et al, at: 200 Leisure Village Dr.,  
Camarillo, CA 93012, as "et al" as all Defendants-Appellees, all  
at same address in the foregoing.

I declare under penalty of perjury that the foregoing is true &  
correct.

Dated at Camarillo, CA on 11-12-22

  
\_\_\_\_\_  
R.J. Kulick in Pro Per

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

Form 27. Motion for Opposition To Entire Order filed 1-25-23 As  
Unconstitutional/Discrimination/Bias/Abusive  
Instructions for this form: <http://www.ca9.uscourts.gov/forms/form27/instructions.pdf>

9th Cir. Case Number(s) 22-55751

Case Name R.J. Kulick v. Beverly Vandermeulen; et al.,

Lower Court or Agency Case Number D.D.#2:22-cv-01179-MEMF-AS

What is your name? R.J. Kulick in Pro Per

1. What do you want the court to do?

A panel rehearing & if denied a rehearing en banc. Since, just cause exists in Motion dated 10-25-22 for panel rehearing & Motion dated 11-12-22 for Petition For Hearing En Banc. STOP the tynanny of ALL Officers of the Court at ALL levels/Judges decide when there is NO doubt in their good conscience/no law is permanent/final resolve U.S. Supreme Court.

2. Why should the court do this? Be specific. Include all relevant facts and law that would persuade the court to grant your request. (Attach additional pages as necessary. Your motion may not be longer than 20 pages.)

Reason(s) related & inter-related to Constitution's Articles STILL to (1), (V11), (V111), (1X), (X1V-Section 1.), written by lawyers for lawyers with enforcement by a gun. Those died/injured for it in Vain for any Court to deny Due Process/equality/fairness. In good conscience this Court can NOT turn its back on foregoing. Kulick like millions of others rec'd Honorary Discharge from U.S. military to enforce it. We put our lives on the line for it That's what this entire litigation is ALL about. Kulick prays for Reconsiderations in this motion if the U.S. Rule of Law is to have any meaning!!! It's NOT "intimely" just the opposite for the greater good of society.

Your mailing address:

38122 Village 38

City Camarillo

State CA

Zip Code 93012

Prisoner Inmate or A Number (if applicable)

Signature

Date

1-28-23

Feedback or questions about this form? Email us at [forms@ca9.uscourts.gov](mailto:forms@ca9.uscourts.gov)

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State of California )

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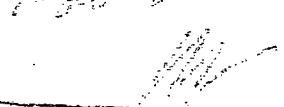
on 1-25-23, I served the within: USCA-9, Motion for Opposition  
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Bias/Abusive, Case#22-55751, D.C. Case#2:22-cv-01179-MEMF-As,  
R.J. Kulick v. Beverly Vandermeulen: et al

on the interested parties in this action as follows: For:

Beverly Vandermeulen; et al, at: 200 Leisure Village Dr.,  
Camarillo, CA 93012, as "et al" as all Defendant(s)-Appellees,  
all at same address in the foregoing

I declare under penalty of perjury that the foregoing is true &  
correct.

Dated at Camarillo, CA on 1-25-23

  
R.J. Kulick in Pro Per



*Leisure Village News*  
P.O. Box 2254  
Camarillo, CA 93011

June 2015

Leisure Village News is an OPINION & ANALYSIS publication of Leisure Village Association, Inc., independent of the LVA, and provides facts not found in the Village Voice or elsewhere. What is published are documented facts, believed true and correct, without malicious intent. When only one side of a story is given to members of the LVA, then LVN will provide the other side.

Here is the other side of the story, especially the questionable, fraudulent practices engaged in as follows:

LVN's May 2014 edition addressed a legal action that, in essence, claims that a "member" has violated the current LVA governing documents (CC&Rs). The Board – **Linda Grant, Robert Riveles, Theodore Lansing, John Mayer, Rita Linsey** – and its legal vendors – **Jeffrey A. Beaumont, Larry F. Gitlin, Lisa A. Tashjian** and **Tara Radley** of the law firm **Beaumont Gitlin Tashjian** – have filed a lawsuit without merit, which is an abuse of process, and a bogus and malicious prosecution against an LVA "member" of 28+ years. The court in judicial error issued a Temporary Restraining Order (TRO) against this "member" based on heresay. The CC&Rs & ByLaws are invalid, being ambiguous and a defective election process. That lawsuit is also based on perjury, obstruction of justice, and the appearance of civil RICO and patterns of racketeering, libel and slander. The State Bar of California has evidence of **Beaumont's** pattern of violations of the Rules of Professional Conduct and the State Bar Act, especially his extortion methods. The Declarations of **Robert Scheaffer**, LVA General Manager, and of **Denise D. Sutton**, employed by **Tolman & Wiker Insurance Services** – the Board's insurance vendor – were perjurious statements, and false and misleading statements to the court constituting an obstruction of justice.

The Board, **Beaumont** and a small clique are inciting unjust resentment and hatred against this "member" when this "member" exercised good conscience and due diligence in LVA matters. This lawsuit is a retaliation against this "member" for this "member's" concern about Board members that engage in unlawful activities to cover-up their fiduciary failure to correct legitimate defective conditions, especially current invalid LVA governing documents. **Beaumont** received about \$36,000+ in legal fees for current governing documents. If the Board had to pay out of their own pockets do you think for one second that they would bring this kind of lawsuit against this "member". The LVA election processes were rigged; the nominating committee and Candidates Nite are still rigged. It is meaningless to vote for a candidate when that elected candidate can then be removed by the Board without any reason. About 65% of eligible voters do not vote, which makes about less than 35% of eligible voters electing Board members. LVA election process is in violation of a Superior Court ruling against any rules that impede a candidate's ability to have their name on the ballot without a nominating committee endorsement or via petition. Public statements made at Open Board Meeting and published in Village Voice, and sent via U.S. mail by **Grant** and **Beaumont**, were hate-mongering tactics against this "member" to suppress existing defective conditions created by past and current Boards and its dishonest legal and insurance vendors. **Grant**, current President of LVA, has a pattern of hate-mongering and violation of the CC&Rs that is public record. **Beaumont** has the same hate-mongering pattern.

On May 27, 2015, there was a VCSC Mandatory Settlement Conference for this "member" and the Board. Unfortunately, the Board refused a very generous out of court settlement. The court appointed settlement officer, VCSC Judge Frederick Bysshe, informed this "member" that he was a person of integrity, while Bysshe chastised **Beaumont** for illegal writing in his Brief. Now this case is scheduled for a jury trial on November 2, 2015, VCSC Case #56-2013-00444977-CU-BC-VTA, Leisure Village Association vs. Robert Kulick (this "member"). Any member can go to the court records department to review this case file, which is not the version that the Board and **Beaumont** falsely allege.

Thus far, not including **Beaumont's** legal fees and costs for that Mandatory Settlement Conference and its Brief were "at least \$35,000 and counting." Should the Board prevail, this case will go into the Appeal process and, if necessary, as far as the U.S. Supreme Court to protect seniors nationwide in senior retirement communities from dishonest Board of Directors and their dishonest legal and insurance vendors. When this "member" sought the California Office of Attorney General about LVA's Board, he was informed that the CA Office of Attorney General was given no law enforcement powers in the Davis-Stirling Act by the legislators, and to go to local D.A. But, the VC D.A. does not get involved in disputes within a senior retirement community. Those Boards refused to respond, and stonewalled in a pattern of violations of the Davis-Stirling Act that has been well documented. So, now what's ahead are a lot of litigation expenses that could generate in the millions of dollars and may necessitate special assessments. There is also the possibility that because of their ill-actions in this current litigation, the Board may be forced to put the LVA into bankruptcy. **Grant** violated the rules of Candidates Nite by making personal attacks on this "member", and she admits to having a "big mouth". Her former husband, while they were still married, was found by the State Bar, CA of practicing law without a license, and did so from their residence in LVA.

**Grant**, in cahoots with her then husband, **Arnold Grant**, had a letter sent to this "member" with threats against him, amongst other things, which are public record. This "member's" experience(s) with **Grant** has found her to be a degenerate liar and cheat. The Board refused to take any disciplinary actions against them in using their LVA residence for business purposes, and for **Grant's** violation of the rules of conduct on Candidate Nite. There were other violations by members of the Board and members that the Board refused to enforce any violation of the CC&R, which is a double standard. When a member expresses some concerns about how the LVA is run, that member is told "if you don't like it here, why don't you move?" That's easy to say, but for most members, who are not in the best of health and maybe a financial hardship, it's not easy to up and move. The Boards have a small clique of supporters who get projects to benefit themselves, which most members don't participate in. Significant assessments are wasted in maintenance and the running of LVA operations. The Board created the most serious insurance coverage situation and has blamed this "member" for it. This "member" had every right to contact the insurance carrier about this situation, and the CA Department of Insurance found the insurance carrier in violation of their rules.

So, one must be patient and non-judgemental before all of this story has been revealed. Otherwise, this lynch mob mentality will continue to exist, spreading like a cancer. One should not jump to rash, emotional judgements based on what **Grant** and **Beaumont**, Board members **Riveles**, **Lansing**, **Mayer** and **Linsey**, or this small clique have said about this "member".

The LVN very much appreciated the donations made by members to help support the cost to publish the Leisure Village News. The LVA is a great place to live and enjoy the good life, just as long as you don't voice any questionable legitimate concerns of wrongdoing by the Board and just pay your assessments.

God bless our country and the Village.

Joe Byrne, Editor

April 24, 2019: This letter is an opinion based on facts believed to be true and correct and without intent to be malicious to anyone. With updated facts from my letters of 8-8-18, 6-15-18 & 2-11-19.

To Owners: RE: Leisure Village Association, 3-14-19 Beaumont Tashjian Letter.

1. VCSC, Case#56-2013 444977, LVA v. Kulick was the basis for U.S. Supreme Court Case #18-6743 which had in it evidence in support that the jury verdict against Kulick in Case #444977, was the result of a bias by trial judge (Vincent O'Neill), & perjury and obstruction of justice by witnesses (**Linda J. Grant, Robert Schaeffer & Denise D. Sutton**), anti-Semitism against Mrs. Kulick (Tini), a Holocaust survivor, by attorneys (**Jeffrey A. Beaumont & Tara Radley**) who were aided and abetted by LVA's General Manager (**Robert Schaeffer**), a violation of CA Dept. of Insurance regulations by LVA's insurance carrier (PIC) and perjury and obstruction of justice by attorney **Tara Radley**. O'Neill's initial acceptance of hearsay evidence poisoned the well against Kulick. The appeals court concluded LVA's attorneys fees were not warranted, however O'Neill had the discretion to award them which was not appealed. Because the CA Supreme Court denied a hearing, this state case was moved into the federal courts as far as the U.S. Supreme Court for a definitive conclusion. When the U.S. Supreme Court denies a hearing, it's not based on whether a case has merit. All of the foregoing is public record. Any court awards (judgements) will be paid. Case #444977 was in retaliation and to force Kulick from publishing the Leisure Village News, which addressed the correction of existing defective operating conditions within the LVA. Kulick refused to rollover and decided to defend himself which unfortunately resulted in a miscarriage of justice against him. At all times Kulick acted in good conscience and felt absolutely this was the right thing to do. The two voluntary bankruptcies were Chapter 13 to pay off on a monthly basis all judgements (court awards) that kept mounting against him. Each was voluntarily dismissed.
2. VCSC Case 56-2016 478277, Kulick v. LVA, **Robert Schaeffer** (current LVA General Mgr.), **Linda J. Grant** (past LVA BOD), **Robert Riveles/Theodore Lansing/Charles Kiskaden** (current LVA BOD), **Patrick Price/John Mayer/Donald Marquardt/Rita Linsey/Gerald Rosen** (past LVA BOD), **Robert Ellis** (deceased past LVA BOD), **Jeffrey A. Beaumont** (current LVA attorney of record), **Larry F. Gitlin** (was LVA attorney of record with Beaumont Gitlin & Tashjian), **Lisa A. Tashjian/Tara Radley** (current LVA attorneys of record with Beaumont Gitlin Tashjian now Beaumont Tashjian); is now U.S. Supreme Court Case #18-6907 which will determine whether Defamation will be returned to the trial court for re-trial. If so, then any attorneys fees awarded (judgements) would be denied. The pending court trial for Declaratory Relief & Injunction, has attorneys fees and cost to be awarded to the prevailing party which are already very considerable before this court trial scheduled for 9-16-19. A prior tentative ruling by this trial court has given Kulick a basis for prevailing in Declaratory Relief & Injunction. This matter in part has to do with the Leisure Village News not being an anonymous newsletter, especially when it was known as early as 2009 that Kulick was the owner of the Leisure Village News. The Board knew this at that time & LVA's attorneys (**Jeffrey Beaumont & Tara Radley**) had proof of this fact yet went ahead with a number of letters to all owners of the LVA that it had been "ascertained the identity of the author/publisher" (last letter dated 7-6-15). If the author/publisher was known to them, how could it be "an anonymous newsletter"? That's the kind of deception given all owners by these attorneys (**Jeffrey A. Beaumont & Tara Radley**).
3. The reason why LVA's insurance carriers will not cover LVA's litigation or provide a defense against Kulick is because the Board would not address defective operating conditions presented by Kulick. All of this litigation could have been avoided if the Board had properly addressed Kulick's concerns.
4. LVA's elections are rigged & only a small clique of homeowners support the Board. About 35% of eligible homeowners vote while the other 65% silent majority does not. This tyranny of a minority rules over this silent majority. This "clique" gets special projects approved by the Board members they elect in an election which most homeowners did not participate.
5. A forthcoming book, *The Leisure Village Story*, has included in it all the State & Federal cases. Still pending are the results of court trial in Case #478277 and pending litigation against LVA, et al (extensive # of defendants) for federal housing discrimination including elderly abuse & anti-Semitism. This is to inform seniors, on a nationwide basis, that when they enter senior retirement communities (HOA) they contract away, via CC&Rs, their individual rights & equality to a Board (and it's legal and insurance representatives) that may turn out to be (like LVA's) corrupt.
6. LVA's pending vote on proposed changes to it's CC&Rs gives homeowners an opportunity to decide whether or not those changes will happen by either not giving the necessary quorum, or voting to reject these changes.

I will always love the Village with all my heart & soul and most Owners & Residents are very fine & decent law-abiding persons. God bless our country & God bless our Village.

R. J. Kulick, Owner of LVA property 32+ years, of a family owned LVA property 40+ years.



## REASONS FOR GRANTING THE PETITION

Reason is for this Court to provide a federal decision that will protect senior citizens that join & live-in condominiums & other common-interest developments, from corrupt Board of Directors & their legal vendors & their insurance representative & their General managers, et al. See Exhibit B, which provides the basic "reasons" why this kind of "federal decision" needed on a nationwide scope & scale. Which will give the State's DOJ enforcement powers to "protect". In CA, its DOJ has NO "enforcement power". CA passed the Davis-Stirling Act in 1985 (Legislature), civil code, the act became sections 1350 through 1378. But, effective 1-1-14, those sections of that code were repealed & replaced with a new Part 5, starting with section 4000. Because of Assembly Bill 805, Common Interest Development Reorganization Rules & Regulations. But, still "NO enforcement" given CA's DOJ. This is why "Reasons For Granting The Petition".

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

R2, 9, 23  
**FILED**

4/25  
JAN 25 2023

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

R. J. KULICK,

Plaintiff-Appellant,

v.

BEVERLY VANDERMEULEN; et al.,

Defendants-Appellees.

No. 22-55751

D.C. No. 2:22-cv-01179-MEMF-AS  
Central District of California,  
Los Angeles

ORDER

Before: SILVERMAN, GRABER, and BENNETT, Circuit Judges.

Kulick's petitions for panel rehearing and rehearing en banc (Docket Entry  
No. 7) are rejected as untimely.

No further filings will be entertained in this closed case.

3-11-23, Via U.S. mail, Extremely Urgent to: Chief Justice Roberts, JR. in his capacity as Administrator & for his forward a copy of this matter to: Associate Justices: Also, to: Scott S. Harris, Clerk: From: R.J. Kulick in Pro Per, 38122 Village 38, Camarillo, CA 93012: Your Honor Roberts, Jr., Administrator: 1) I, R.J. Kulick, declare under the penalty of perjury that everything in this matter below is true & correct to the best of my knowledge & belief & abilities (suffer under ADA of 1990 with side-effects from medication(s) & lifelong Dyslexia condition-excuse typo error(s) & elderly-senior person & to do anything or go anywhere for anything an extreme medical hardship(s) due to severe & chronic pain level 8 on pain scale 1-10, take Tramadol for relief when possible from Kaiser & COVID-19 situation-taken (3) booster shots & currently confined to home & a lot of bedrest needed & have NO computer nor knowledge how to use), Signed: R.J. Kulick Dated: 3-11-23: 2) Request extension of (90) day deadling to file Motion For Leave To Proceed In Forma Pauperis in petition for writ of certiorari in USCA-9, Case#22-55751, Kulick v. Vandermeulen, et al, request this extension beyond current deadline 4-25-23. Please note: 3-3-23 letter to me from Mr. Harris by Ms. Nesbitt in another case matter, Kulick v. Stubba, et al, Application #22A778 in which Justice Kagan on 3-3-23 extended time to & including 5-13-23". Await your & Mr. Harris written confirm of receipt of this matter-which will be greatly appreciated: Respectively/sincerely, R.J. Kulick c: party(s) of concern

MERLIN TECH PHARMACY  
809 MOBIL AVENUE  
CAMARILLO, CA 93010-6318  
(805) 388-7888  
(805) 388-8322  
Fax - (805) 388-8142  
1:47:28PM  
2/3/2023

Bill to:  
MMSKULR00  
KULICK, ROBERT  
38122 VILLAGE 38

CAMARILLO, CA 93012-0000

Ship to:

MMSKULR00  
KULICK, ROBERT  
38122 VILLAGE 38

CAMARILLO, CA 93012-0000

Ship Date: 2/3/2023

Method: VMCAL

Action: ONACCOUNTS/Invoice #: MMS26649

Line Item Code	Type	Quantity	Price	Total
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001 RENTAL/WEK  
RENTAL WEEK (7 DAYS)

SCOOTER

SALE	0	1.0	150.00	Tax: 0.00
Allow/Discount			0.00	
002 SERVICE				150.00

SERVICE CALL (1 HOUR)

SCOOTER REPAIR

SALE	0	1.0	150.00	Tax: 0.00
Allow/Discount			0.00	
Thank You				150.00

Subtotal:				\$300.00
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Gift:

Cash:

Check:

Credit:

Check #:

Auth #:

Card #:

ABSOLUTELY NO RETURNS ON ALL MEDICAL ITEMS

Signature  
Register #:  
Number

PROOF OF SERVICE VIA U.S. Mail

State of California

County of Ventura ss.

I am a resident of the County of Ventura. I am over the age of eighteen years. My address 38122 Village 38, Camarillo, CA 93012

On 3-11-23, I served the within: U.S. Supreme Court a letter dated 3-11-23, to: Chief Justice Roberts, Jr., in his capacity as Administrator & including Scott S. Harris, Clerk, for request of extension of time beyond deadline 4-25-23 to file Motion For Leave To Proceed in Forma Pauperis in petition for writ of certiorari in USCA-9, Case#22-55751, Kulick v. Vandermeulen, et al.

on the interested parties in this action as follows: For:

Beverly Vandermeulen, et al, at: 200 Leisure Village Dr., Camarillo, CA 93012

I declare under penalty of perjury that the foregoing is true & correct.

Dated at Camarillo, CA on 3-11-23



R.J. Kulick in Pro Per

PROOF OF SERVICE VIA U.S. Mail

State of California )

County of Ventura ) ss.

I am a resident of the County of Ventura. I am over the age of  
eighteen years. My address 38122 Village 38, Camarillo, CA 93012

On 5-4-23, I served the within: Supreme Court of The U.S.

on the interested parties in this action, as follows: Request For  
A Re-consideration To Have This Case A Filing For A Case #, in the  
U.S. Supreme Court, For USCA9, Case #22-55751, are:

<sup>Wen</sup>  
Beverly Vandermuelen; et al, at: 200 Leisure Village Dr.,  
Camarillo, CA 93012

I declare under penalty of perjury that the foregoing is true &  
correct.

Dated at Camarillo, CA on

5-4-23

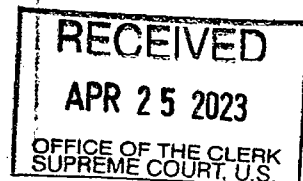


R.J. Kulick in Pro Per

4-20-23

, Via U.S. Mail: Extremely Urgent to: Chief Justice Roberts, Jr., as Administrator, U.S. Supreme Court & also to: Scott S. Harris, Clerk & for Roberts, Jr. as Administrator to forward a copy of this matter to: Associate Justices: From: R.J. Kulick in Pro Per, 38122 Village 38, Camarillo, CA 93012: Your most Honorable Roberts, Jr. as Administrator: 1) I, R.J. Kulick, declare under the penalty of perjury that everything in this matter below is true & correct to the best of my knowledge & belief & abilities (evidence in support given prior that suffering under ADA of 1990 & its side-effects from medications which now more than ever doing anything or going anywhere for anything painful medical hardships-on a pain scale 1 to 10 a level 8 daily-unable to walk let alone enough time & energy to avoid COVID-19 exposure with weak immun system as elderly senior-taken three booster shots-confined a lot to home bedrest & lifelong ~~and~~ Dyslexia condition-obstacle & have no compute nor knowledge how to use one, excuse any typo errors-Dyslexia): Signed: R.J. Kulick *M* Dated: 4-20-23: Subject: 4-10-23 correspondance to:

Chief Justice Roberts, Jr., as Administrator & Mr. Harris, Clerk: 2) Enclosed Forma Pauperis & petition for writ of certiorari for Vandermeulen et al, USCA-9, Case#22-55751, done under tremendous physical pain & greatest of mental fatigue. Nevertheless-trust eligible for a case file #. 3) Currently, attempting to sent this Court for case#s for USCA-9, Case #s 22-55750, 21-55728, hopefully if able to be mailed to you on 4-21-23 & Case #BAP#CC-1114-FTL a USS. BKCYP App Panel of 9th Cir.=to be Hopefully mailed on 4-28-23 & Stubba: et al, USCA-9, Case#22-56092, hopefully to mailed before or on 5-13-23 per Application # given.4) Again, Kulick's sole desire is to have these foregoing named cases filed with case #sato put these matters to rest, even being denied a Court hearing, surifice, giving Kulick, his DAY in court!!!!. Kulick will NOT be able to present these foregoing named cases to this Court in ANY conventional sense due to his progressively poorest of health. Nevertheless, what "presented will be his ONLY manner to address each & every items on the Court forms, mailed to him by this Court. 5) Again, request, since you have this authority under U,S, Constitution & its implicit discretion granted ALL Justices to waiver any part of the Rules of the Court, in Ref: Kulick's unequal & unfair Pro Per status to be on the same level as an attorney at law!!! Well, Kulick needs any "waiver" to have his "DAY" in court!!!!: Looking forward to your written confirm of receipt of this matter & as always greatly appreciated. Most Respectively/sincerely, R.J. Kulick *M* c: party(s) of concern: encls:



UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

JAN 25 2023

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

R. J. KULICK,

Plaintiff-Appellant,

v.

BEVERLY VANDERMEULEN; et al.,

Defendants-Appellees.

No. 22-55751

D.C. No. 2:22-cv-01179-MEMF-AS  
Central District of California,  
Los Angeles

ORDER

Before: SILVERMAN, GRABER, and BENNETT, Circuit Judges.

Kulick's petitions for panel rehearing and rehearing en banc (Docket Entry  
No. 7) are rejected as untimely.

No further filings will be entertained in this closed case.

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

OCT 18 2022

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

R. J. KULICK,

Plaintiff-Appellant,

v.

BEVERLY VANDERMEULEN; et al.,

Defendants-Appellees.

No. 22-55751

D.C. No. 2:22-cv-01179-MEMF-AS

MEMORANDUM\*

Appeal from the United States District Court  
for the Central District of California  
Maame Ewusi-Mensah Frimpong, District Judge, Presiding

Submitted October 12, 2022\*\*

Before: SILVERMAN, GRABER, and BENNETT, Circuit Judges.

R.J. Kulick appeals pro se from the district court's order denying his motion for a preliminary injunction in his action alleging federal and state law violations.

We have jurisdiction under 28 U.S.C. § 1292(a)(1). We review for an abuse of discretion. *Jackson v. City & County of San Francisco*, 746 F.3d 953, 958 (9th

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\* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

\*\* The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).



Cir. 2014). We affirm.

The district court did not abuse its discretion by denying Kulick's motion for a preliminary injunction because Kulick failed to demonstrate that such relief is warranted. *See id.* (plaintiff seeking preliminary injunction must establish that he is likely to succeed on the merits, he is likely to suffer irreparable harm in the absence of preliminary relief, the balance of equities tips in his favor, and an injunction is in the public interest).

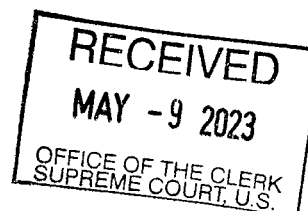
**AFFIRMED.**

5-4-23

Via U.S. Priority Mail: Extremely Urgent to: Chief Justice Roberts, Jr., as Administrator & Scott S. Harris, Clerk, U.S. Supreme Court & Roberts, Jr., as Administrator to forward a copy of this matter to: Associate Justices: From: R.J. Kulick in Pro Per, 38122 Village 38, Camarillo, CA 93012: Subject: Mr. Harris by Ms. Nesbitt dated letter in Ref: "petition is out-of-time" for USCA9 #22-55751, Vandermeulen, et al, case matter in Ref: "Rules 13.1, 29.2 & 30.1" & "time to file a petition for a writ of certiorari-has expired-Court no longer as-power to review petition". ~~PLEASE NOTE: MS. NESBITT ONLY~~ ~~TO KULICK, HIS EX-PRO REASONS FOR HIS PETITION & THIS PETITION~~ ~~2012 IN COURT'S COURT~~ Your Honor(s): 1) This is a request for a Re-Consideration to have this case a filing for a case #. Due to mitigating, prevailing factual circumstances. The judgement entered 10-18-22 was NOT just in error but Unconstitutional. Because, Kulick did in fact establish that a likelihood could succeed on merits & that Kulick would without question suffer irreparable harm when NOT granted preliminary injunction as well as preliminary relief & that the balance of equities tips would be in his favor & an injunction would be in the public interest & especially seniors in retirement communities & HOAs from corrupt BOD & their corrupt legal vendors & insurance reps. Evidence in support of the foregoing, see enclosed copy of 4-20-23 correspondence to Roberts, Jr., et al, "ALL Justices have discretion to waive any part of the Rules of the Court, they have this authority under U.S. Constitution, its implicit". Enclosed copy of Form 27 dated 10-25-22 & copy of Form 27 dated 11-12-22. Enclosed copy of Form 27 dated 1-28-23. And, in Complaint filed 2-18-22 in Clause (5) Kulick is DENIED DUE PROCESS "Before This Court Dismisses This Case For Any Reasons". Kulick's Appellant's Informal Opening Brief-redresses his "unequal & unfair" status being in Pro Per & expected to be on the same level as an attorney at law, illogical & nonsense!!! A Client/Attorney contract is a conflict of interest in favor of the attorney. That on its face makes it IMPOSSIBLE for Kulick or any Client to avoid the tyranny of an attorney, who controls lock, stock & barrel!!! These foregoing encls: best redresses Kulick's "request for Re-consideration". 2) Await, your written confirm of receipt of this matter & returning the "rt'd" Forma Pauperis to you & as always your efforts on behalf of the Rule of Law, greatly appreciated. Also, enclosed copies of June 2015, edition of Leisure Village News & 4-24-19 letter To Owners & Reasons For Granting The Petition:\*

Respectively/sincerely, R.J. Kulick *M* c: party(s) of Concern: encls:

\*also, enclosed copies of Order Filed on 1-25-23 & 3-11-23 correspondence to Roberts, Jr., et al



4-20-23, Via U.S. Mail: Extremely Urgent to: Chief Justice Roberts, Jr., as Administrator, U.S. Supreme Court & also to: Scott S. Harris, Clerk & for Roberts, Jr. as Administrator to forward a copy of this matter to: Associate Justices: From: R.J. Kulick in Pro Per, 38122 Village 38, Camarillo, CA 93012: Your most Honorable Roberts, Jr. as Administrator: 1) I, R.J. Kulick, declare under the penalty of perjury that everything in this matter below is true & correct to the best of my knowledge & belief & abilities (evidence in support given prior that suffering under ADA of 1990 & its side-effects from medications which now more than ever doing anything or going anywhere for anything painful medical hardships-on a pain scale 1 to 10 a level 8 daily-unable to walk let alone enough time & energy to avoid COVID-19 exposure with weak immune system as elderly senior-taken three booster shots-confined a lot to home bedrest & lifelong ~~and~~ Dyslexia condition-obstacle & have no computer nor knowledge how to use one, excuse any typo errors-Dyslexia): Signed: R.J. Kulick *[initials]* Dated: 4-20-23: Subject: 4-10-23 correspondance to:

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