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Jon Myers

Tort for Intentional Infliction

SJC Full Court Clerk<SJCCommClerk@sjc.state.ma.us>

Jon Myers

Supreme Judicial Court for the Commonwealth of
Massachusetts

RE: No. FAR-30803

JON MYERS

vs.

DAVID NATHAN MYERS & another

NOTICE OF DOCKET ENTRY

Please take note that the following entry was made on the
docket.

DENIAL of petition to reconsider denial of FAR application.

Very truly yours,

The Clerk's Office

Dated: June 24, 2026

To:

Jon Myers

David Nathan Myers

Nomi Stolzenberg

Jon Myers

Tort for Intentional Infliction

SJC Full Court Clerk <SJCCommClerk@sjc.state.ma.us>

Jon Myers

Supreme Judicial Court for the Commonwealth of
Massachusetts

Telephone

RE: Docket No. FAR-30803

JON MYERS

vs.

DAVID NATHAN MYERS & another

Middlesex Superior Court No. 2581CV00692

A.C. No. 2025-P-0785

NOTICE OF DENIAL OF APPLICATION FOR FURTHER
APPELLATE REVIEW

Please take note that on May 14, 2026, the application for
further appellate review was denied.

Very truly yours,

The Clerk's Office

Dated: May 14, 2026

To: Jon Myers

David Nathan Myers

Nomi Stolzenberg

Jon Myers

Tort for Intentional Infliction

NOTICE: Summary decisions issued by the Appeals Court pursuant to M.A.C. Rule 23.0, as appearing in 97 Mass. App. Ct. 1017 (2020) (formerly known as rule 1:28, as amended by 73 Mass. App. Ct. 1001 [2009]), are primarily directed to the parties and, therefore, may not fully address the facts of the case or the panel's decisional rationale. Moreover, such decisions are not circulated to the entire court and, therefore, represent only the views of the panel that decided the case. A summary decision pursuant to rule 23.0 or rule 1:28 issued after February 25, 2008, may be cited for its persuasive value but, because of the limitations noted above, not as binding precedent. See Chace v. Curran, 71 Mass. App. Ct. 258, 260 n.4 (2008).

COMMONWEALTH OF MASSACHUSETTS

APPEALS COURT

25-P-785

JON MYERS

vs.

DAVID NATHAN MYERS & another.¹

MEMORANDUM AND ORDER PURSUANT TO RULE

23.0

This is an appeal in one of a series of cases between Jon Myers and various family members.² On March 20, 2025, the plaintiff filed a request seeking approval to file a suit

¹ Nomi Stolzenberg.

² E.g., Myers vs. Myers, Mass. Super. Ct., No. 1381CV04678 (Middlesex County); Myers vs. Myers, Mass. Super. Ct., No. 1281CV01904 (Middlesex County); Myers vs. Myers, Mass. Super. Ct., No. 0881CV02800 (Middlesex County); Myers vs. Kaplan, Mass. Super. Ct., No. 0681CV04384 (Middlesex County). See Bogertman v. Attorney Gen., 474 Mass. 607, 616 (2016) (court can take judicial notice of facts "that are indisputably true").

against David Nathan Myers and Nomi Stolzenberg.³ On March 21, 2025, a Superior Court judge denied the request because "the complaint, as drafted, does not meet the pleading requirements of Mass. R. Civ. P. 8," 365 Mass. 749 (1974), and "fail[s] to give the defendant[s] fair notice of what the plaintiff's [claims are] and the grounds upon which [they rest]" (quotation omitted). The judge also noted that "claims in tort . . . must be brought within three years." The judge denied the plaintiff's motion for reconsideration on May 27, 2025. Judgment entered dismissing the plaintiff's complaint with prejudice the same day. This appeal followed.⁴

"[A] judge has inherent power . . . to dismiss a complaint on his or her own initiative." National Grange Mut. Ins. Co. v. Walsh, 27 Mass. App. Ct. 155, 157 (1989). The plaintiff does not attempt to explain any error in the judge's conclusions, thus waiving any such claim, see Mass. R. A. P. 16 (a) (9) (A), as appearing in 481 Mass. 1628 (2019), and we discern none.

Judgment affirmed.

³ Although not readily ascertainable from the plaintiff's brief, it appears the plaintiff previously "entered into a 2011 settlement agreement wherein he agreed to 'cease and desist from . . . filing or threatening to file any and all lawsuits on any matter whatsoever against any of his family members.'" Myers v. Myers, 102 Mass. App. Ct. 1118 (2023), cert. denied, 144 S. Ct. 1116 (2024). A subsequent agreement for judgment precluding the plaintiff "from filing a new suit . . . against any relative . . . without first obtaining leave from the Regional Administrative Justice" was "entered as an order of the court" (quotation omitted). Id. See Bogertman, 474 Mass. at 616.

⁴ The plaintiff's notice of appeal lists the prejudgment orders denying his request to commence a new lawsuit and denying his motion for reconsideration. Those orders are reviewable in this appeal from the final judgment in this matter. See Mass. R. A. P. 3 (c) (1), as appearing in 491 Mass. 1601 (2023).

Jon Myers

Tort for Intentional Infliction

By the Court (Desmond,
D'Angelo & Smyth, JJ.⁵),

Paul Little

Clerk

Entered: February 12, 2026.

JUDGMENT

DOCKET NUMBRER

2581CV00692

CASE NAME

Myers, Jon

vs.

Myers, David Nathan et al

**Trial Court of
Massachusetts
The Superior court**

Michael A. Sullivan, Clerk
of Court
Middlesex County

**COURT NAME &
ADDRESS**

Middlesex county Superior
Court – Woburn
200 Trade Center
Woburn, MA 01801

⁵ The panelists are listed in order of seniority.

Jon Myers

Tort for Intentional Infliction

This action came before the Court, Camille Sarrouf,
presiding, and upon consideration thereof,

It is ORDERED and ADJUDGED:
that the matter is hereby dismissed with prejudice

DATE JUDGMENT
ENTERED
05/27/2025

CLERK OF COURTS/
ASST. CLERK

Date/Time Printed: 05-27-2025 10:52:51

SCV131: 05/2016

**Additional material
from this filing is
available in the
Clerk's Office.**