

IN THE MUNICIPAL COURT OF CLARK COUNTY, OHIO
CIVIL DIVISION

FILED
2016 NOV 28 PM 2:11
BY A. FERGUSON, CLERK
MUNICIPAL COURT
DEPUTY

Eric and Theresa Crow
5335 Lehman Road
Springfield, Ohio 45502
Plaintiff's,

and

Andrew H. Elder,
Elder & Elder,
Attorney at Law
2233 N. Limestone Street
Springfield, Ohio 45503
Attorney for Plaintiffs,

Memorandum
Matter of Procedure

-v-

Margaret Baldino
1734 Yardley Circle
Centerville, Ohio 45459
Defendant,

In re: Case No. 15CVF02981

Margaret Baldino, Defendant in this case, state as follows:

Notice is given by the Defendant to the Court that Defendant acknowledges the error in signing the wrong page in the submission to the Court on November 22, 2016.

The wrongful signing was in the presence of the Court Clerk, to rectify,

- 1.) The Defendant now tenders a replacement "**Defendant's Answer to Plaintiff's Response to Defendant's Motion to Dismiss**" and is attached herein, signed.
- 2.) A replacement **Elder Waiver** is attached herein, unsigned, as it should have been when these documents were submitted.
- 3.) The error made by the Defendant was not intentional.

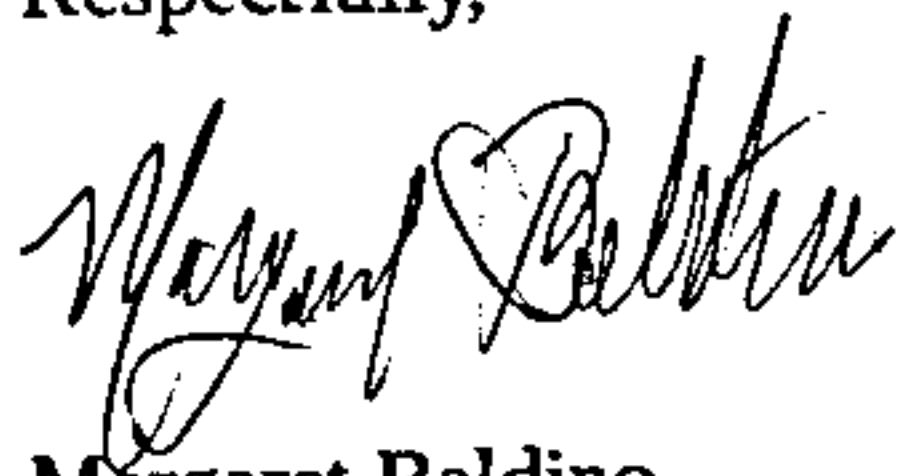
4.) As a separate matter touching on Procedure, having learned recently by the Defendant, it is in regard for Defendant's protection that mention be made of the September 20, 2016 visit to the Court in which the Defendant, her paid Attorney Mr. Heath, and Andrew Elder, Plaintiffs' Attorney, had come together before the Court for what was to be the Pre-Trial Conference.

For the record, it should be noted that while the Defendant had been led to believe that Mr. Heath was representing her in this present Case and Action, that in actuality what had followed a closed-door session between Mr. Heath and the Judge in this Matter, Mr. Heath emerged to inform the Defendant that he no longer could represent and fulfill his obligations to the Defendant, this done without written notice and seemingly without reason.

The Pre-Trial Conference was summarily concluded with the Judge's instruction that Trial was set for 10 weeks and 2 days later, December 1, 2016.

As pertaining to the aforementioned, it is requested of the Honorable Judge to allow for another Pre-Trial Conference where, without the aid of Mr. Heath, that the Plaintiff's Initial Claim might be assessed whether or not a valid Claim has been brought before the Court pertaining to the matter.

Respectfully,



Margaret Baldino
1734 Yardley Circle
Centerville, Ohio 45459
(727) 278-0954

CERTIFICATE OF SERVICE

A Copy of this Notice was mailed to the Plaintiff
and their Attorney on the 28 day of November 2016