IN THE MUNICIPAL COURT OF CLARK COUNTY, OHIO

FILED

ERIC R. CROW, et al.

2016 NOV 30 AM 9:09

Plaintiffs,

JUDY A. FERGUSON, CLERK
MUNICIPAL COURT

CASE NO. 15CVF02981

v.

BY _____ DEPUTY

MARGARET BALDINO

ENTRY

Defendant.

* * * * * * * * * * * *

This matter came before the Court on the following *pro se* filings submitted by the defendant, all of which were filed with the Court on November 28, 2016: (1) the defendant's "Memorandum Matter of Procedure"; (2) the defendant's "Motion To Dismiss Evidence of Material Defect"; (3) the defendant's "Motion to dismiss 3 photos M-4 Ceiling Tiles"; and (4) the defendant's "Motion to dismiss 1 photo T-45 Plaintiff's Door".

In her "Memorandum Matter of Procedure", the defendant requests that this case be scheduled for another pretrial conference. The defendant's request for a pretrial conference, filed three days before the scheduled trial date, is not timely filed. IT IS ORDERED that the defendant's request for a pretrial conference is denied.

In the defendant's three remaining *pro se* filings that were filed November 28, 2016, the defendant asserts a multitude of factual allegations, and with some of them the defendant has submitted unauthenticated evidentiary materials in the form of exhibits, photographs and digital discs of apparent videos and/or photos. Each of the three filings also contains a prayer seeking an order dismissing the plaintiffs' complaint.

To the extent that the three filings might possibly be construed as motions for summary judgment, they are denied, for the reason that they have been filed without the leave of court required after the case has been scheduled for trial. Rule 56(A), Ohio Rules of Civil Procedure.

To the extent that the three filings are an attempt to introduce evidence outside of the trial, they are inadmissible as evidence, and will be disregarded by the Court. The parties will have the opportunity to present evidence at trial.

Thomas E. Trempe, Judge

cc: Andrew Elder, Attorney for Plaintiffs
Margaret Baldino, *Pro se* Defendant

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JUDGE THOMAS E. TREMPE
CLARK COUNTY MUNICIPAL COURT