

Steven Alan Magritz  
C/o Kenneth A. Kraucunas, Notary Public  
P.O. Box 342443  
Milwaukee, Wisconsin 53234

district court of the United States

District of Columbia

---

**Steven Alan Magritz, Complainant**

Against

Case Number: 12CV806 EGS

**Ozaukee County, et al., Respondents.**

---

**VERIFIED BILL QUIA TIMET, and, COMPLAINANT'S VERIFIED  
MOTIONS FOR: JURISDICTIONAL CLARIFICATION, and,  
CLARIFICATION OF UNSIGNED "ORDERS"**

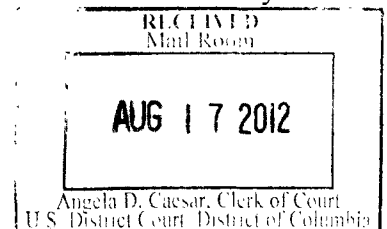
---

**VERIFICATION**

The undersigned Complainant, Steven Alan Magritz, of his own personal knowledge and under the pain and penalty of perjury under the laws of the United States of America, does depose and declare that all of the factual statements made in the instant "VERIFIED BILL QUIA TIMET" and "Motions For: Jurisdictional Clarification, and, Clarification of Unsigned "Orders" are true and correct, except as to those individual statements specifically made upon information and belief, and as to such matters, the undersigned verily believes the same to be true.

**INTRODUCTION**

Complainant, Steven Alan Magritz, filed suit in the "district court of the United States" for the District of Columbia as the only remaining federal court venue wherein a man, in propria persona, could obtain relief or remedy in original jurisdiction. The Equity Jurisdiction of this Court has been invoked as a result of all failed attempts to resolve this matter administratively.



The record clearly indicates that administrative *res judicata* was not and has not been recognized. *See* Complainant's "Exhibit F" incorporated herein by reference. Accordingly, the only proper jurisdiction and venue lies in Equity with the "district court of the United States".

The "United States District Court" for the District of Columbia, and other federal courts, function solely between parties that are "legal fictions". *This is evidenced* in Complainant's instant case by some person or persons with access to both courts in the District of Columbia acting in breach of their fiduciary duty by committing *identity theft* of Complainant's persona and "creating" a "mirror image" case in the "United States District Court" with "STEVEN ALAN MAGRITZ" as the complaining party. Further, said "person(s)" fraudulently converted Complainant's breach of fiduciary suit into a statutory Title 42 Section 1983 "civil rights" suit.

The alleged "Orders" dated June 29, 2012 and July 26, 2012 issued out of the "United States District Court" bore a *different case number* than Complainant's case, were *not* issued by the court in which Complainant's Complaint was filed, were misaddressed to the legal fiction "STEVEN ALAN MAGRITZ" at the post office box rented by the notary public who acts as Complainant's contact person, *have no bearing whatsoever on Complainant's suit* filed in the "district court of the United States", and are deemed by Complainant to be *prima facie* evidence of identity theft and mail fraud.

Complainant herewith revokes, cancels, nullifies *nunc pro tunc* Complainant's "signature" on the Motions to Strike Interlopers' Baum, Rice and Van Hollen's Motion(s) To Dismiss as having been a *mistake*. Complainant was *mislead* by the "Notice of Electronic Filing", *which was not accompanied with a copy of the "ORDER"* dated June 29, 2012, which was issued by a different court with a different case number than Complainant's, and directed to a different Complaining Party than Complainant. Complainant charges the "failure" to send

Complainant a copy of the alleged “ORDER” was intentional and intended to deceive Complainant. Said “ORDER” exposes *on its face* that it was not issued in Complainant’s suit filed in the “district court of the United States” for the District of Columbia. Further, Baum, Rice and Van Hollen’s Motions *were filed in a different court and a different case in a different jurisdiction and venue* than those of Complainant, therefore Complainant’s “response” was a mistake and is herewith revoked, nullified, disavowed nunc pro tunc to preclude officers of the court from “relying” thereupon to the injury of Complainant.

### **JUDICIAL NOTICE**

**NOTICE:** This Court is a Judicial, and not an administrative proceeding.

**NOTICE:** Complainant’s Complaint invoked the Equity Jurisdiction of this Court by and through the causes of action and relief requested set forth therein.

**NOTICE:** Equity Jurisprudence governs this Court; this Court *shall* take Mandatory Judicial Notice of the Maxims governing Equity Jurisprudence.

**NOTICE:** Complainant filed suit against Respondents in Equity, which acts *in personam* against individuals in their personal capacity, not their official capacity.

**NOTICE:** Complainant did not file a Title 42 Section 1983 suit, or any other at law suit, which has been dishonestly claimed, alleged, assumed, presumed, insinuated, et cetera by officers of the court, beginning with the person who prepared the false “Civil Cover Sheet” without Complainant’s consent and over Complainant’s objection. Complainant charges breach of fiduciary duty by officers of the court who are deemed to have committed identity theft in violation of Title 18 section 1028 and mail fraud in violation of Title 18 section 1341 as part of a scheme to deprive Complainant of Complainant’s private property.

**VERIFIED BILL QUIA TIMET**

1. Complainant does **NOT UNDERSTAND**, does **NOT CONSENT TO**, and does **NOT ACCEPT**, the unsigned “ORDERS” dated June 29, 2012 and July 26, 2012 from the “UNITED STATES DISTRICT COURT” which is **not** the court Complainant filed suit in, the captions of which are different from the caption of Complainant’s suit; which name a different complaining party other than Complainant; which labels or denotes the complaining party differently than in Complainant’s suit; which have a completely different case number than Complainant’s suit; and, which were misaddressed to STEVEN ALAN MAGRITZ, P.O. Box 342443, MILWAUKEE, WI 53234, but given to Complainant by the Notary Public, Kenneth A. Kraucunas, who rents P.O. Box 342443.

2. Complainant made a typographical mistake in wording in the caption that stated “**the following public officers** in their individual capacities and in their official capacities ...”. The aforesaid wording “and in their official capacities” was a typographical mistake. Complainant did not, and does not, and is not filing suit against the public officers in their “official capacity” as evidenced throughout Complainant’s entire pleadings, not the least of which is the fact that Complainant invoked this Court’s Equity Jurisdiction, which acts *in personam*, and the naming of the Respondents with their residence address **as required by Local Rule LCvR 5.1 (e)(1)** which reads, “The first filing by or on behalf of a party **shall** have in the caption the name and full residence address of the party.” (emphasis added). As stated in the caption of Complainant’s Complaint, “*Names and addresses of all known Respondents are set forth in Exhibit C, incorporated herein by reference*”. “Exhibit C” listed the **residence address** of each Respondent.

3. ***Complainant is fearful*** that the activities of some person with access to *this* Court, possibly an *inexperienced first-term law clerk*, ***but more likely than not someone acting with mens rea***, ***but certainly not the experienced jurist Emmet G. Sullivan himself***, is using the name of Emmet G. Sullivan d/b/a Judge, and is acting either by mistake or with insufficient knowledge of Equity Jurisdiction and equity pleading, *or with mens rea*, and is therefore acting in a biased and injurious manner against Complainant by denying Complainant due process as well as denying Complainant access to the court. *See* Moore's "Fraud on the court", *infra*.

4. ***Complainant is fearful*** that the fraudulently created "mirror image" suit in the "UNITED STATES DISTRICT COURT" into which attorneys Baum, Rice and Van Hollen have filed numerous false representations, will be used as a pretext by Chancellor Emmet G. Sullivan, or some other person using the name of Emmet G. Sullivan, to fraudulently deny Complainant relief or remedy in the "district court of the United States".

5. ***Complainant is fearful*** that the activities of some person with access to *this* Court, ***more likely than not someone acting with mens rea***, ***has intentionally misrepresented*** Complainant's suit in *Equity Jurisdiction against public officers in their individual capacity as a statutory civil rights action (T42 §1983) against those same public officers in their official capacity*, and is therefore acting in a fraudulent, biased and injurious manner against Complainant by denying Complainant due process as well as denying Complainant access to the court by:

A) Preparing a falsified "Civil Cover Sheet" falsely representing Complainant's suit to be a category "890 Other Statutory Actions" rather than a breach of fiduciary suit brought for violations of Constitutional mandates or prohibitions.

- B) Preparing a falsified “Civil Cover Sheet” falsely representing Complainant’s suit to be a “42 USC 1983” Cause of Action rather than a suit against public officers in their individual capacity for breach of fiduciary duty.
- C) Preparing a falsified “Civil Cover Sheet” falsely representing Complainant to be “Pro se” rather than presenting himself as a man in his proper person in inherent jurisdiction.
- D) Preparing a falsified “Docket Sheet”, not for the “district court of the United States” in which Complainant filed suit, but for the “U.S. District Court”, which falsely reads “Cause: 42:1983 Civil Rights Act”; “Nature of Suit: 890 Other Statutory Actions”; “*Public Officers in their official (sic) capacities (sic) and (sic) official capacities ...*”, among other false representations.
- E) Mailing misaddressed mail to STEVEN ALAN MAGRITZ, P.O. Box 342443, Milwaukee, WI 53234, rather than correctly addressed mail to Steven Alan Magritz, c/o Kenneth A. Kraucunas, Notary Public, P.O. Box 342443, Milwaukee, Wisconsin 53234.
- F) Making use of the United States mail by sending an unsigned alleged “ORDER” in an attempt to deceive Complainant.
- G) Mailing postmarked July 30, 2012 an unsigned alleged “ORDER” dated July 26, 2012 from the “UNITED STATES DISTRICT COURT”, which is **not** the court in which Complainant filed suit. Complainant filed suit in the “district court of the United States”.
- H) Mailing postmarked July 30, 2012 in an envelope from the “UNITED STATES BANKRUPTCY COURT” an unsigned alleged “ORDER” dated June 29, 2012 from the “UNITED STATES DISTRICT COURT”, which is **not** the court in which Complainant filed suit. Complainant filed suit in the “district court of the United States”.

- I) Mailing **unsigned** alleged “ORDERS” naming as the complaining party “STEVEN ALAN MAGRITZ”, which is **not** Complainant. Complainant is Steven Alan Magritz.
- J) Mailing **unsigned** alleged “ORDERS” denominating the complaining party as “Plaintiff”, whereas the complaining party in Complainant’s suit is denominating “Complainant”.
- K) Mailing **unsigned** alleged “ORDERS” for a case denoted “Civil Action No. 11-806 (EGS)”, which is **not** Complainant’s suit. Complainant’s suit is denoted “Case Number: 12CV806 EGS”.
- L) *Failing to recognize* established Maxims set forth in Complainant’s Motions To Strike, which now are revoked, *supra*, which have governed Equity Jurisprudence for *centuries*, *Maxime ita dicta quia maxima est ejus dignitas et certissima auctoritas atque quod maxime omnibus probetur.*<sup>1</sup> *Principia probant non probantur.*<sup>2,3</sup>
- M) Attempting to block or deny Complainant access to the Equity Jurisdiction of the “district court of the United States” as evidenced by creating a “mirror image” suit in the “UNITED STATES DISTRICT COURT”.
- N) Attempting to block or deny Complainant access to the “district court of the United States” for the District of Columbia as evidenced by communications from the UNITED STATES DISTRICT COURT rather than from the district court of the United States.
- O) Ignoring Complainant’s pleading in equity to the Equity Jurisdiction of this Court as evidenced by the aforesaid referenced “ORDERS”.
- P) Attempting to convert the Equity Jurisdiction of this Court to Law Jurisdiction, *supra*.

---

<sup>1</sup> A maxim is so called because its dignity is *maximum* and its authority the most certain, and because approved at the *maximum* by all.

<sup>2</sup> Maxims have an inherent probative force, and need not to be proved.

<sup>3</sup> 2 Kent’s Com., 553. So fundamental are these maxims that he who disputes their authority is regarded as beyond the reach of reason.

- Q) Attempting to block or deny Complainant relief from unjust enrichment of third parties caused by public officers in breach of their fiduciary duty by acting outside the scope of their duties by taking private property for public use without just compensation, as evidenced by the content and tone of the aforesaid “ORDERS”.
- R) Attempting to block or deny Complainant relief from unjust enrichment of third parties caused by public officers in breach of their fiduciary duty by acting outside the scope of their duties by impairing the obligation of contracts, *supra*.
- S) Attempting to block or deny Complainant relief from the acts of public officers acting in breach of their fiduciary duty, which caused Complainant an injury.
- T) Attempting to block or deny Complainant relief from the acts of public officers acting in insurrection and rebellion to the Constitution of the United States of America.

**MOTIONS FOR: JURISDICTIONAL CLARIFICATION, and,  
CLARIFICATION OF UNSIGNED “ORDERS”**

*It will hereinafter be presumed that an inexperienced first-term law clerk, or more likely than not someone acting with mens rea, is “using” the name of Emmet G. Sullivan although the aforesaid unsigned “ORDERS” dated June 29, 2012 and July 26, 2012 purport to be “Signed” by Emmet G. Sullivan d/b/a Judge.*

Professor Moore, in Moore's Federal Practice ¶60.33, writing about “Fraud on the court” says, “And, while less obvious, an abnegation by the judge of his judicial function, although no actual fraud was perpetrated, may well be a ‘legal’ fraud by him upon the judicial institution.” *See 7 Moore's Federal Practice ¶60.33 at 510–11.* And, “Fraud upon the court” should, we believe, embrace only that species of fraud which does or attempts to, defile the court itself, or is



a fraud perpetrated by officers of the court so that the judicial machinery can not perform in the usual manner its impartial task of adjudging cases that are presented for adjudication. *Moore's Federal Practice* ¶ 60.33, at 515 (2d ed. 1978).

Complainant shows this honorable Court as follows:

1. Complainant filed suit in the “district court of the United States” for the District of Columbia, **not** the “UNITED STATES DISTRICT COURT” for the District of Columbia.
2. Complainant tendered payment when filing the aforesaid Complaint with Postal Money Orders which directed: “Pay to district court of the United States”, which tender was accepted, **thereby creating a contract** with the “district court of the United States”.
3. *Complainant filed suit against public officers in their individual capacity, not* against public officers in their official capacity.
4. Complainant has not consented, does not consent, and will not consent in the future, to the hypothecation or collateralization or securitization or pledging or other “use”, in any manner or shape or form or title or name or description or guise *whatsoever*, Complainant’s Complaint filed with the “district court of the United States” for the District of Columbia, to or for the benefit of the United States, or any “court”, or any other “person”.
5. Complainant’s suit filed in the aforesaid Court invoked Equity Jurisdiction of the Court.
6. Complainant is “Steven Alan Magritz”, **not** STEVEN ALAN MAGRITZ.
7. Complainant receives mail pursuant to a private contract with a notary public as properly evidenced in Complainant’s Complaint, viz, Steven Alan Magritz, c/o Kenneth A. Kraucunas, Notary Public, P.O. Box 342443, ... **not** STEVEN ALAN MAGRITZ, P.O. Box 342443, ...

8. The aforesaid notary handed Complainant misaddressed envelopes to “STEVEN ALAN MAGRITZ” containing the aforesaid “ORDERS” from the “UNITED STATES DISTRICT COURT”.

9. Complainant’s suit was assigned the following: “Case Number: 12-CV-806 EGS”, **not** “Civil Action No. 11-806 (EGS)” as indicated on the aforesaid “ORDERS” from the “UNITED STATES DISTRICT COURT”.

10. The aforesaid “ORDERS” obviously do not pertain to Complainant or to Complainant’s suit filed in the “district court of the United States”.

### **COMPLAINANT’S VERIFIED MOTIONS**

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, as **Chancellor** and as a **fiduciary of the Public Trust**, to forthwith fully disclose, *as required by fiduciaries*, and to validate said disclosure with his personal hand signature, to Complainant why the established Maxims of Equity Jurisprudence which have *governed* Equity practice in both the United States of America as well as England *for centuries* are being *ignored* by this Court in which Complainant invoked Equity Jurisdiction.

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith **fully** disclose to Complainant **why** the UNITED STATES DISTRICT COURT mailed the aforesaid “ORDER” dated July 26, 2012 rather than the “district court of the United States”, and, to **fully disclose** the difference between the two different courts.

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith **fully** disclose to Complainant **why**, when Complainant has a **bona fide contract** with the “*district court of the United States*”, Complainant receives *no communication from the “district court of the United States”* wherein Complainant filed Complainant’s suit.

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith fully disclose to Complainant *why this Court is not functioning pursuant to Equity Jurisdiction as invoked by Complainant's Complaint.*

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith fully disclose to Complainant whether the UNITED STATES DISTRICT COURT is acting in Equity Jurisdiction, Law Jurisdiction, admiralty or maritime jurisdiction, or some "other" jurisdiction. *If "other", then specify and **fully** disclose.*

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith fully disclose to Complainant why the aforesaid "ORDERS" are captioned "STEVEN ALAN MAGRITZ" rather than Steven Alan Magritz as denoted in the Complaint.

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith **fully** disclose to Complainant **why** the aforesaid "ORDERS" indicate they relate to "Civil Action No. 11-806 (EGS)" rather than "Case Number: 12CV806 EGS".

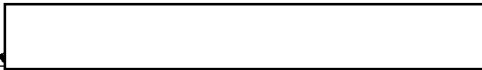

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to forthwith fully disclose to Complainant why communications via mail, if they are meant for Complainant, are not properly mailed to "Steven Alan Magritz, c/o Kenneth A. Kraucunas, Notary Public, P.O. Box 342443, Milwaukee, Wisconsin 53234, as set forth in Complainant's Complaint.

**ENCLOSED HEREWITH** are the misaddressed mailings, the aforesaid "ORDERS" dated June 29 and July 26, 2012, which were obviously crafted, designed, and intended to deceive Complainant, to deny Complainant due process, and to deny Complainant access to the Court, written by *someone* who is "using" the name of Emmet G. Sullivan d/b/a Judge, *both of which were handed to Complainant by the Notary Public on August 2, 2012*, which Complainant

does **NOT RECOGNIZE**, does **NOT CONSENT TO**, and does **NOT ACCEPT**, and which are being timely “**returned**” to **Emmet G. Sullivan as not applicable** to Complainant or Complainant’s suit filed with the “district court of the United States” invoking Equity Jurisdiction. The aforesaid returned “ORDERS” are identified and exposed in their deceitful intent by the following markings: A) “Improper jurisdiction and venue” with an arrow pointing to the name of the court, “UNITED STATES DISTRICT COURT”; B) “Incorrect party” with an arrow pointing to the name, “STEVEN ALAN MAGRITZ”; C) “Incorrect case number” with an arrow pointing to “Civil Action No. 11-806 (EGS)”.

**COMPLAINANT MOVES** this honorable Court, in the person of Chancellor Emmet G. Sullivan, to *forthwith* **GRANT** Complainant’s Motion For Partial Summary Judgment. *Respondents have not filed any response or opposition whatsoever to Complainant's suit filed within the jurisdiction or venue of this Court wherein Complainant filed suit, there is no genuine dispute as to any material fact, and Complainant is entitled to Judgment as a matter of law.*



Dated this August 13, 2012.

BY:   
Steven Alan Magritz 

**CERTIFICATE OF SERVICE**

I certify that all 43 Respondents for whom a summons has been issued by the Court are being served a copy of the following documents signed by Steven Alan Magritz on this August 13, 2012 by way of first class, postage prepaid United States mail, mailed to their respective residence address indicated in Complainant’s filings with the clerk of this court.

- 1) “JUDICIAL NOTICE” dated August 13, 2012.
- 2) “MOTION TO DEMAND PRESIDING JUDGE READ ALL PLEADINGS COMPLAINANT FILES WITH THIS COURT, AND ADHERE ONLY TO CONSTITUTIONALLY COMPLIANT LAW AND CASE LAW, AND MORE PARTICULARLY, THE “BILL OF RIGHTS” AND THE MAXIMS OF EQUITY JURISPRUDENCE, IN ITS RULINGS” dated August 13, 2012.
- 3) “VERIFIED BILL QUIA TIMET, and, COMPLAINANT’S VERIFIED MOTIONS FOR: JURISDICTIONAL CLARIFICATION, and, CLARIFICATION OF UNSIGNED “ORDERS” dated August 13, 2012.



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

← Improper jurisdiction and venue

STEVEN ALAN MAGRITZ,  
Plaintiff,  
v.  
OZAUKEE COUNTY, et al.,  
Defendant.

← Incorrect Party

← Incorrect case number

Civil Action No. 11-806 (EGS)

ORDER

Defendants filed a motion to dismiss the complaint on January 26, 2012. Because a ruling on defendants' motion potentially could dispose of this case, the Court hereby advises the pro se plaintiff of his obligations under the Federal Rules of Civil Procedure and the rules of this Court. See *Fox v. Strickland*, 837 F.2d 507 (D.C. Cir. 1988); *Neal v. Kelly*, 963 F.2d 453, 456 (D.C. Cir. 1992).

The plaintiff is advised that the Court will rule on the defendant's motion taking into consideration the facts proffered in the complaint, along with the plaintiff's response or opposition to the motion. The plaintiff's attention is directed to Local Civil Rule 7(b), which states:

Within . . . such . . . time as the Court may direct, an opposing party shall serve and file a memorandum of points and authorities in opposition to the motion. If such a memorandum is not filed within the prescribed time, the Court may treat the motion as conceded.

Local Civil Rule 7(b). Additionally, the plaintiff is directed to

From: "UNITED STATES BANKRUPTCY COURT"  
postmarked July 30, 2012

RECEIVED  
Mail Room  
AUG 17 2012  
Angela D. Caesar, Clerk of Court  
U.S. District Court, District of Columbia

I do NOT recognize consent  
I do NOT accept

Rule 6(d) of the Federal Rules of Civil Procedure which provides:

When a party may or must act within a specified time after service and service is made [by mail or by other means consented to in writing by the person served], 3 days are added after the period would otherwise expire . . . .

Fed. R. Civ. P. 6(d). The Court may treat as conceded any motion not opposed within the time limits outlined above. Alternatively, the Court may consider on the merits any motion not opposed within the time limits outlined above. Thus, failure to respond to the defendant's motion in this case carries with it the risk that the case will be dismissed.

Accordingly, it is hereby

ORDERED that, on or before July 23, 2012, the plaintiff shall file his opposition or other response to the motion filed on behalf of the defendants. If the plaintiff fails to respond timely, the Court may grant the motion as conceded, and may dismiss the complaint.

SO ORDERED.

Signed: Emmet G. Sullivan  
United States District Judge  
June 29, 2012



*I do NOT recognize consent*  
*I do NOT accept*



UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

← Improper jurisdiction and venue

_____	
STEVEN ALAN MAGRITZ,	)
	)
Plaintiff,	)
	)
v.	)
	)
OZAUKEE COUNTY, et al.,	)
	)
Defendant.	)
_____	

← Incorrect Party

← Incorrect case number

Civil Action No. 11-806 (EGS)

ORDER

On June 27, 2012, a motion to dismiss was filed on behalf of forty defendants in the above-captioned action. An Order directing plaintiff to respond to the motion to dismiss by July 23, 2012 was entered on June 29, 2012 and mailed to plaintiff. A second motion to dismiss was filed on behalf of defendants Adam Y. Gerol, Andrew T. Corning, and Sandy A. Williams on July 6, 2012.

On July 23, 2012, plaintiff filed identical motions to strike the two motions to dismiss.<sup>1</sup> In the motions to strike, plaintiff refers to defendants' counsel Deborah Baum as an "interloper," accusing her of fraud and of making false statements to the Court. Plaintiff does not respond to the grounds alleged in the first motion to dismiss, with the exception of the issue of whether defendants were acting in their official capacity. Rather, plaintiff states that he "reserves the right to address the issues

<sup>1</sup> Plaintiff also moved to strike two motions for admission pro hac vice that the Court has already granted.

From: "UNITED STATES DISTRICT COURT"  
past marked July 30, 2012

*I do NOT recognize consent*  
*I do NOT accept*

of venue and jurisdiction should the Court so desire." Mot. to Strike at 9. Plaintiff does not appear to respond specifically to any of the issues raised in the second motion to dismiss.

Plaintiff also sets forth no legal basis upon which the Court should take the extreme measure of striking defendants' motions to dismiss, rather than considering them on their merits.

As set forth in the Court's June 29, 2012 Order, a plaintiff is required to respond to a motion to dismiss or risk dismissal of the case. In the Order, the Court advised plaintiff of his obligations under the Federal Rules of Civil Procedure and the rules of this Court. See *Fox v. Strickland*, 837 F.2d 507 (D.C. Cir. 1988); *Neal v. Kelly*, 965 F.2d 453, 456 (D.C. Cir. 1992). The Court reiterates the substance of its June 29, 2012 Order below:

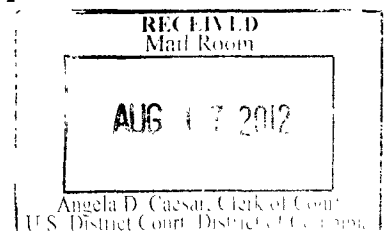
The plaintiff is advised that the Court will rule on the defendants' motions taking into consideration the facts proffered in the complaint, along with the plaintiff's response or opposition to the motions. The plaintiff's attention is directed to Local Civil Rule 7(b), which states:

Within . . . such . . . time as the Court may direct, an opposing party shall serve and file a memorandum of points and authorities in opposition to the motion. If such a memorandum is not filed within the prescribed time, the Court may treat the motion as conceded.

Local Civil Rule 7(b). Additionally, the plaintiff is directed to Rule 6(d) of the Federal Rules of Civil Procedure which provides:

When a party may or must act within a specified time after service and service is made [by mail or by other

*I do NOT recognize consent*  
*I do NOT accept*





means consented to in writing by the person served], 3 days are added after the period would otherwise expire .

Fed. R. Civ. P. 6(d). The Court may treat as conceded any motion not opposed within the time limits outlined above. Alternatively, the Court may consider on the merits any motion not opposed within the time limits outlined above. Thus, failure to respond to the defendant's motion in this case carries with it the risk that the case will be dismissed.

Accordingly, it is hereby

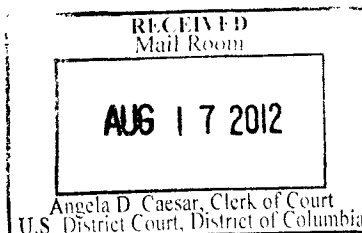
**ORDERED** that [16] plaintiff's motion to strike defendants' June 25, 2012 motion to dismiss and defendants' June 27, 2012 motions for leave to appear pro hac vice is **DENIED**; and it is

**FURTHER ORDERED** that [17] plaintiff's motion to strike defendants Carol, Goring and Williams' July 6, 2012 Motion to Dismiss is **DENIED**; and it is

**FURTHER ORDERED** that, on or before August 24, 2012, plaintiff shall file oppositions or other responses to the motions to dismiss filed on behalf of defendants on June 25, 2012 and July 6, 2012. If the plaintiff fails to respond timely, the Court may grant the motions as conceded, and may dismiss the complaint.

**SO ORDERED.**

Signed: Emmet G. Sullivan  
United States District Judge  
July 26, 2012



USAIC  
Stevenson  
August 5

district court of the United States

District of Columbia

---

**Steven Alan Magritz**, Complainant

Against

Case Number: 12CV806 EGS

**Ozaukee County**, et al., Respondents.

---

**ORDER GRANTING COMPLAINANT'S MOTION  
TO READ ALL PLEADINGS, ETC.**

---

Complainant Steven Alan Magritz filed a motion titled "Motion To Demand Presiding Judge Read All Pleadings Complainant Files With This Court, And Adhere Only To Constitutionally Compliant Law And Case Law, And More Particularly, The "Bill Of Rights" And The Maxims Of Equity Jurisprudence, In Its Rulings" requesting the presiding officer of this Court personally read and then rule upon all pleadings and motions in compliance with the Constitution of the United States of America, and all officers of this Court uphold and abide by their oath of office and perform their duties as public officers and fiduciaries of the Public Trust, which motion is hereby **GRANTED**.

---

Chancellor Emmet G. Sullivan  
district court of the United States  
District of Columbia