IN THE COURT OF COMMON PLEAS CUYAHOGA COUNTY, OHIO

TSE PROPERTIES, LLC,) CASE NO. CV-09-689650
Plaintiff,) Judge David T. Matia
~VS~	
CHRISTOPHER BARKSDALE,	JOURNAL ENTRY
Defendant.)

PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT, FILED 7/29/10, IS GRANTED. THE COURT, HAVING CONSIDERED ALL THE EVIDENCE AND HAVING CONSTRUED THE EVIDENCE MOST STRONGLY IN FAVOR OF THE NON-MOVING PARTY, DETERMINES THAT REASONABLE MINDS CAN COME TO BUT ONE CONCLUSION, THAT THERE ARE NO GENUINE ISSUES OF MATERIAL FACT, AND THAT PLAINTIFF IS ENTITLED TO JUDGMENT AS A MATTER OF LAW. SUMMARY JUDGMENT IS THEREFORE ENTERED IN FAVOR OF PLAINTIFF AND AGAINST DEFENDANT.

IN GRANTING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT, THE COURT FINDS THAT DEFENDANT HAS ENGAGED IN VEXATIOUS CONDUCT UNDER O.R.C. 2323.52(A)(2). THIS CONDUCT HAS BEEN EXHIBITED IN MULTIPLE CIVIL ACTIONS AND APPELLATE OFFSHOOTS OF THOSE ACTIONS. (SEE ATTACHED EXHIBIT). THE CONDUCT WAS HABITUAL AND PERSISTANT AND WITHOUT REASONABLE GROUNDS AGAINST SEVERAL PARTIES. O.R.C. 2323.52(A)(3). (SEE ALSO HULL V. SAWCHYN, 145 OHIO APP.3D 193 (2001) (8TH DISTRICT).

AMOUNG DEFENDANT'S MULTIPLE CIVIL ACTIONS AND APPEALS ARE SEVERAL ACTIONS INVOLVING PLAINTIFF AND THE 2004 FORECLOSURE OF REAL ESTATE LOCATED AT 3353 EAST 149TH STREET, CLEVELAND, OHIO. (CASE NO. CV-04-547780)

THEREFORE, THE COURT FINDS THAT DEFENDANT CHRISTOPHER S. BARKSDALE IS A VEXATIOUS LITIGATOR UNDER O.R.C. 2323.52 AND ORDERS, ADJUDGES AND DECREES THAT:

DEFENDANT CHRISTOPHER S. BARKSDALE IS DECLARED TO BE A VEXATIOUS LITIGATOR AND IS PROHIBITED FROM DOING ANY OF THE FOLLOWING WITHOUT FIRST OBTAINING LEAVE OF THE APPLICABLE COURT:

- INSTITUTING LEGAL PROCEEDINGS IN THE COURT OF CLAIMS, OR IN A COURT OF COMMON PLEAS, MUNICIPAL COURT, COUNTY COURT OR COURT OF APPEALS;
- 2) CONTINUING ANY LEGAL PROCEEDINGS THAT DEFENDANT BARKSDALE HAD INSTITUTED IN ANY OF THE COURTS SPECIFIED ABOVE PRIOR TO THE ENTRY OF THIS ORDER;
- 3) MAKING ANY APPLICATION, OTHER THAN AN APPLICATION FOR LEAVE TO PROCEED ALLOWING UNDER DIVISION (F)(1) OF O.R.C. 2323.52 IN ANY LEGAL PROCEEDINGS INSTITUTED BY DEFENDANT BARKSDALE OR ANOTHER PERSON IN ANY OF THE COURTS SPECIFIED ABOVE.

THIS ORDER SHALL REMAIN IN FULL FORCE INDEFINITELY AGAINST DEFENDANT CHRISTOPHER S. BARKSDALE. THIS ORDER IS FINAL AND APPEALABLE.

IT IS SO ORDERED!

2-17-10

Date

DAVID T. MATIA, JUDGE

RECEIVED FOR FILING

FEB 1 8 2010

GERALD THERST, CLERK By Deputy

THE STATE OF OHIO

Cuyahoga County

SS. THE COURT OF COMMON PLEAS
WITHIN AND FOR SAID COUNTY.

HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS TRULY
TAKEN AND COPIED FROM THE ORIGINAL

NOW ON FIZE IN MY OFFICE.
WITNESS MY MAND AND SEAL OF SAID COURT THIS 2516

DAY OF

A.D. 2012

GERALD E. FUERST, Clerk

By

Deputy

61711215

IN THE COURT OF COMMON PLEAS CUYAHOGA COUNTY, OHIO



TSE PROPERTIES, LLC
Plaintiff

Case No: CV-09-689650

Judge: DAVID T MATIA

CHRISTOPHER BARKSDALE
Defendant

COURT COST ASSESSED TO THE DEFENDANT(S).

JOURNAL ENTRY

96 DISP.OTHER - FINAL

PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT, FILED 07/29/2009, IS GRANTED.
PLAINTIFF'S MOTION TO STRIKE, FILED 9/01/09, IS MOOT.
DEFENDANT CHRISTOPHER BARKSDALE MOTION IN LIMINE TO PRECLUDE DEFENSE, FILED 02/01/2010, IS MOOT.
OSJ. FINAL.

Judge Signature

Date

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CLERK OF COURT SUPREME COURT OF OHIO