

May 26, 2018

page 1

Jeffrey Smith
6066 Bayberry Dr. Cincinnati Ohio 45242

Harry Holbert
Sycamore Township Planning & Zoning Official
8540 Kenwood Road
Sycamore Township, Ohio 45236-2010

Re: -May 18,2018 I issued my decision¹ to your phone recorder.
-Meeting all your concerns expressed on your appearance in person May 9, 2018.
-Opportunity to appeal my disposition has expired today with this notice to you.
-Mandamus reserved demonstrates reservation in federal actions I extended.
-My discretion to supplement my federal actions as provided includes my prior precedents in Ohio and Federal Rule of Law, as it was my rulings respected.

Dear Mr. Holbert,

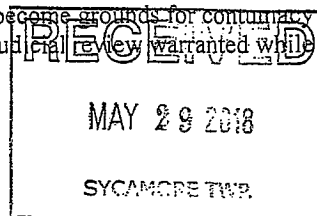
I contacted you May 18, 2018 at 11:25 am at your number (513) 792-7252 which you provided. I left for you a message on your message recorder. I have no verbal response from you except additional escalation notices beginning on May 10, 2018 which are now moot that you failed to respond to the options and facts I provided for you in good faith and attempt to satisfy any concerns. YOU HAVE YIELDED. Then it became my authority on cause to extend apprehensions to your escalation that criminally ignored civil discourse when "Notice of Violation" cannot be transformed to an Ohio decision and your attempt to do so is an improper action without cause I regard as a shuffle crime that began on or before May 10, 2018. To these matters I do not yield and you lack any record or do not have a recognizable record of my consent that you needed to proceed.

The Crimes, with my opinion on matters already decided on mandate:

I regard your citations as improper decisions by an Ohio official unsupported and without particularity thus I find you to be engaged in inappropriate criminal harassment without cause². Without lawful disclosure and by my proper authority warranted I

¹ My wife Melissa heard your concerns when you met her in appearance at 6066 Bayberry Dr. and agreed to continue after 14 days. That she or I had met your concerns was established when I called you in issuance on May 18, 2018 final and appealable. I have warranted "no-knock" authority in Ohio and authority to extend it on my discretion by February 2011 ORDER of Ohio Judge Dinkelacker joined in federal district court actions thereafter. Your actions un-warranted after May 9, 2018 were crimes and I wield contumacy authority to convict them unless you claimed a right to trial. You have not done so, so I regard the matters resolved by options yielded as you have demonstrated.

² Upon MAY 9, 2018 your appearance termed "COURTESY LETTER", All communication forthwith from Mr. Holbert and on behalf of the township became grounds for contumacy with my prerogative extended from that of a sovereign individual by judicial review warranted while state officials "stepped back" from criminal apprehension duty.



decided you have committed a serious crime with my prerogative to return to the federal court with lawful demands you will have to meet. To respond appropriately, you and the State of Ohio will need to post funds in the amount of record as terms of the liability to me before you get to respond. The actions you demand are improper without prior petition to gain the authorities you need to support your position.

You never did reference a specific code violation nor have you provided an actionable option before bringing irreparable imposition by your demands that I regard as improper "sentence" without due process where I could challenge in defense. Your notices would be considered decisions if you were eligible for formal adjudication but because you failed to disclose such, I could not appeal your decision or could not re-acquire my right to defend myself. In "shuffle", you evaded your burden of proof for seeking to change the status quo as I may freely prior establish the status quo before you imposed on me and as you cannot bring your perspectives to bear without warrant on cause.

I have foreclosed your action by the authorities properly vested in me. My authoritative posture in this and prior adjudication became judicially warranted as yielded to me and with my common-law prerogative judicially joined in federal courts attained the "true precedent" anticipated by the John Marshal SCOTUS in 1803 Marbury v. Madison and by rulings in the next quarter century that reserved the pathway I utilize bringing common-law authority in federal courts when a sovereign individual like me is judicially joined as I demonstrated.

I never yielded to show that when Ohio officials like you yielded rather than step up to your duty to properly adjudicate your claims, ITS DISPOSITIVE. I ask for your patience awaiting my next federal filing and you should cease and desist on my good faith notice of decisions I made herein and my patiently informing you.

Without disclosure of the complainant when meeting with my wife, the basis for your appearance as you told my wife was evidence of a fraud apprehend able by me when you proceeded without appropriate prior legal grounds. Your May 9, 2018 promise in a "Courtesy Letter" becomes evidence of fraud. Had you preserved an option for formal adjudication, the petition you need would be "frivolous" incapable of overcoming what by your acts you have proven to be fraud beginning May 10, 2018 allowing my decision to be issued in finality on May 18, 2018 and your opportunity to appeal expired today.

Upon May 10, 2018 appearance termed "NOTICE OF VIOLTION" made all communication from Mr. Holbert and on behalf of the township to be decisions in the State of Ohio as regarded by others but undisclosed to me denied my opportunity for my defense and cause I then apprehended without limit of the Incorporation of supreme limits of the constitution of the republic on the states that became the rule of law on or before my appearance in precedent or over a century ago as legislated or amended by charter provision.

It was my cause joined judicially and by yielded extension of my sovereign individual prerogative in matters my objections then appearances to "step up" to assume the authorities yielded to me was respected by judicial review and their duty to join me in pursuit of law and order. By mandamus and reservations I prior procured, my authority to resolve these matters with the township was assured.

Any action you take now is retaliation improper to your coming opportunity to express remorse, and failure to respect the command responsibility state officials yielded to me.

Your case # SYCC180161 lacks particularity without facts and law supporting your claims then instantly on the basis or violating your May 9, 2018 promise became evidence of malice. Your case # SYCC 180152 became evidence of fraud on May 10, 2018 with your challenge to my May 18, 2016 decision rendered to your complaint in my jurisdiction a ruling I could make on the federal precedents I prior established³. The Township needed petition and bonded fulfillment of terms or negotiable funds to bring allegations like you improperly entertain.

SYCAMORE TOWNSHIP HAS NO LEGAL REMEDIES TO PURSUE AGAINST ME⁴ and no Ohio court can take jurisdiction from my federal authority⁵ also

³ All of my decisions including in these matters are supported either on federal contumacy authority yielded to me by both the Ohio courts and the federal Title III courts with action demonstrated on my own sovereign discretion to extend the warrants and my bringing common-law to federal Title III action joined when I provided my decisions subject to judicial opportunity for review and no respondent stepped up to their challenge opportunity. Discretion I demonstrated gained "true precedent" by state and/or federal judicial deference and respect by all parties were clearly afforded to me in federal action. It is my authority to render issuance prior joined. By prior exception and the limited reach of Incorporation with my provision of an opportunity for challenge that established the first demonstrated common-law extensibility of federal judicial order that established on the precedent of my decisions respected when parties with opportunity to challenge yielded to me and when a judicial ruling withheld in the 6th Circuit Case 15-4067 on and before September 22, 2016 was understood to be dispositive, the district court rendering only my efforts to provide protection for other parties to be "frivolous" and like in the Ohio courts any "prior restraint" violating the 2nd form of the First Amendment allowed me to consider a ruling by ORDER "dismissed" to mean the judge had in appearance joined me, my version of history in fact, and my cited law became recognizable decision, the court's ruling issued by my authority appealable, then without controversy on timeline expiration limiting the other parties, the Rule of Law I joined. On my mandamus petition in appearance now being prepared, I have the discretion to consider these matters similarly resolved.

⁴ Sentencing and restitution by federal order is expected on my next appearance in federal action already provided. Without court avenues to prosecute, your citations always on and after May 10, 2018 were unwarranted decision by an official without warrant moot, your decisions prove fraud, and your demands should you continue in frivolous demurer or now attempt to originate a petition for formal adjudication improper for which I have no obligation to answer.

By judicial deference and my state and federal warrants that require no prior notice (a "no-knock" police action I gained when yielded, the Ohio authorities chose to defend then withheld that they needed the opportunity to challenge I provided) it became my common-law prerogative to decide the matters, prior true precedent provides grounds that I bring to closure now.

The opinion associated with my decisions is forthcoming by mandamus pursuant to FRAP 21 excepted of any Ohio response as provided. The next review will be of sentencing terms and restitution judgment expected by federal order as all controversy has already resolved when I prevailed. You should not presume any constitutional crisis as no opportunity for such has survived. Precedent of common law as established now leave the township with no case to prosecute thus demands as impositions on me are improper.

having already yielded to me you necessarily either “stepped back” from your responsibility to yield it to me or like before you respected my individual sovereign common-law discretion lawfully demonstrated to create my Ohio then federal precedents referenced as petitions 1:10-cv-718 and 1:12-cv-648 on cause and my standing to decide the matters in absence of a counter claim petition by the perpetrators I apprehended in due process. With necessity and exercise of my authority to include the superior command responsibility supreme I demonstrate as I have done before in court actions on necessity of cause as I have provided ⁶.

⁵ See the attached letters below. Your escalations apparent for your contempt for being on-its-face evident that your notices were without prior disclosure, and unwarranted – defective in conception and unlawful indifference to federal limits established by Incorporation bringing the limits of the charter of the republic to bear on state and local officials, Sycamore Township cannot now enter these matters in any court. My decisions properly supported and issued then surviving your opportunity to challenge in appeal were lawful. With your notice reference to proceeding identified by a case it became fact by your hand that I had no opportunity to challenge in defense so I find a shuffle conspiracy transpired in criminal violation of the U.S. Constitution while I wield contumacy authority to convict you and the township as the perpetrators apprehended for misconduct by authority I gained by extension and common-law discretion applied for law and order established as my decision on my prerogative joined on judicial deference already provided just outcome apparent on the face you have yielded and I have not and my decision in disposition is final now, your acts should cease without delay for I consider this matter to be ending without further opportunity for an Ohio appeal.

⁶ Why Ohio lost discretion to extend Police Power without a warrant

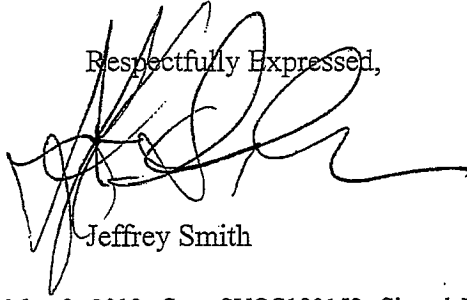
Ohio executive and legislative leaders become culpable in conspiracy when they failed to respect their duty by Incorporation that brings the limits of the charter of the republic of the United States to bear where states’ officials consider any matters – such conduct I can, did, and do regard as efforts reactionary in threat to the Republic and a conspiracy to defraud me and the union of the people a crime when they ignore what was understood or they should have known, whether or not I also regarded them to have YIELDED to my authority as provided. Trying to shuffle their burden of proof or acting in a manner they cannot or demonstrate they did not proceed, and now by *res judicata* Ohio cannot proceed and Mr. Holbert cannot or did not properly proceed with lawful escalations eligible to be formally adjudicated or by administrative actions alone that will fail to establish by hearings what is evasion improper that hides their command responsibility they have forsaken for which I now wield power on proper authority with contumacy as proper extension of my authorities I wield then by my own regard on what was demonstrated to be criminal conduct by others that I regard as perpetrators thereafter and conduct that proves on-its-face was by fact and law without regard to intent apprehend-able... so I did apprehend (being found on November 1, 2012 that my actions were not “mis-apprehensions” in case 11-4317 by ORDER of the federal 6th Circuit Court of Appeals. Challengeable on opportunity I provided then and again now such opportunity properly in verbal or written form in protection of the perpetrators. Protection for them I needed and did provide to them made necessary by reactionary behaviors or improper conduct by their counsel or attorneys they employ or have access to... I prevailed by their YIELDING and due process was preserved, jurisdiction assured.

Judges confess when they have ignored the law and their duty to join me in absence of a cause presented by the perpetrators. Regard is deference when it covers up what should have been known, for as before in matters I properly had standing to bring in federal adjudications - had this progressed to formal adjudications like before demonstrated, Ohio and its officials knew or should have known they could not prevail and the conduct by Mr. Holbert and others demonstrates that a state that regards their own decisions to be effected without warrant and without prior permission actually had engaged in crimes against the republic. Like mandamus in formal proceedings, I now express my opinions on the outcomes and reasons for the precedents my decisions with common-law prerogative provide.

May 26, 2018

page 5

Respectfully Expressed,

A handwritten signature in black ink, appearing to be 'Jeffrey Smith', written over the typed name below.

Jeffrey Smith

Attached: SEE LETTERS: May 9, 2018, Case SYCC180152, Signed Harry L. Holbert Jr.; May 10, 2018, Case SYCC180161, Signed Harry L. Holbert Jr.; May 17, 2018, Case SYCC180152, Signed Harry L. Holbert Jr.



COURTESY LETTER

May 09, 2018

SMITH JEFFREY C & MELISSA
6066 BAYBERRY DR
CINCINNATI OH 45242-8024

RE: Sycamore Township Code Violations
Case: SYCC180152
Parcel ID: 060000930135

8540 Kenwood Road
Sycamore Twp, OH
45236-2010
PH (513) 791-8447
FX (513) 792-8564

To Whom It May Concern:

An inspection of the property at 6066 BAYBERRY DR in Sycamore Township, Ohio found it to be in violation of the Sycamore Township Zoning Resolution and/or the International Property Maintenance Code.

Board of Trustees
Dennis W. Connor
Thomas J. Weidman
Jim LaBarbara

•Please see attached Codes that are being violated.

Fiscal Officer
Robert C. Porter III

This is not a violation notice, but rather a courtesy to alert you to the problem
Please avoid further action by complying with the inspector written remedies attached to this letter. A follow-up inspection on this complaint will occur seven (7) days from the date on this notice. If you have any questions, please feel free to contact me.

Law Director
R. Douglas Miller

Sincerely,

Administrator
Greg Bickford, AICP

Superintendent
Tracy Kellums

Fire Chief
Rob Penny

Zoning Administrator
Harry L. Holbert, Jr.

Harry Holbert
Sycamore Township
Planning & Zoning Official
hholbert@sycamoretownship.org
Phone#: (513) 792-7252
Fax#: (513) 792-8571

Parks & Recreation Director
Mike McKeown

Harry L. Holbert, Jr.
Planning and Zoning Administrator
8540 Kenwood Road
Sycamore Township, Ohio 45236
www.sycamoretownship.org
(513) 792-7252 office
(513) 792-8564 fax
hholbert@sycamoretownship.org

www.sycamoretownship.org

SYCAMORE TOWNSHIP

NOTICE OF VIOLATION



**SYCAMORE
TOWNSHIP**
Hamilton County, OH

May 10, 2018

SMITH JEFFREY C & MELISSA
6066 BAYBERRY DR
CINCINNATI OH 45242-8024

8540 Kenwood Road
Sycamore Twp, OH
45236-2010
PH (513) 791-8447
FX (513) 792-8564

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Fiscal Officer

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Superintendent

Tracy Kellums

Fire Chief

Rob Penny

Zoning Administrator

Harry L. Holbert, Jr.

Parks & Recreation

Director

Mike McKeown

RE: Sycamore Township Code Violations

Case: SYCC180161
Parcel ID: 060000930135
Via certified and ordinary mail

To Whom It May Concern:

An inspection of the property located at **6066 BAYBERRY DR** in Sycamore Township, Ohio found it to be in violation of the Sycamore Township Zoning Resolution and/or the International Property Maintenance Code. You are hereby requested to resolve the noted violations immediately in compliance with the requirements of the Sycamore Township Zoning Resolution and/or the International Property Maintenance Code. In order to avoid further action you must comply with the inspector's written remedies listed under each violation attached to this letter. You have the right to appeal this order pursuant to Chapter 22 of the Sycamore Township Zoning Resolution or Section 111 of the Sycamore Township Property Maintenance Code, as applicable.

FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING TAKEN

A follow-up inspection will occur twenty-one (21) days from the date of this notice. If said violation(s) is (are) not corrected by **05/31/2018 at 12:00 noon** local time, Sycamore Township will be forced to pursue all possible legal remedies against you, including but not limited to, the following: a request may be made to the Sycamore Township Board of Trustees for the property to be declared a nuisance; and you may be cited to the Hamilton County Municipal Court where a fine of up to \$1000.00, plus the costs of court, per violation could be levied against you; the issue may be abated, and the costs assessed against the property as a lien. Please feel free to contact me if you have any questions.

Sincerely,

Harry Holbert
Sycamore Township
Planning & Zoning Official
hholbert@sycamoretownship.org
Phone#: (513) 792-7252
Fax#: (513) 792-8571



8540 Kenwood Road
Sycamore Twp, OH
45236-2010
PH (513) 791-8447
FX (513) 792-8564

Board of Trustees

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Superintendent

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Fire Chief

Rob Penny

Zoning Administrator

Harry L. Holbert, Jr.

Parks & Recreation

Director

Mike McKeown

May 17, 2018

SMITH JEFFREY C & MELISSA
6066 BAYBERRY DR
CINCINNATI OH 45242-8024

NOTICE OF VIOLATION

RE: Sycamore Township Code Violations

Case: SYCC180152
Parcel ID: 060000930135
Via certified and ordinary mail

To Whom It May Concern:

An inspection of the property located at **6066 BAYBERRY DR** in Sycamore Township, Ohio found it to be in violation of the Sycamore Township Zoning Resolution and/or the International Property Maintenance Code. You are hereby requested to resolve the noted violations immediately in compliance with the requirements of the Sycamore Township Zoning Resolution and/or the International Property Maintenance Code. In order to avoid further action you must comply with the inspector's written remedies listed under each violation attached to this letter. You have the right to appeal this order pursuant to Chapter 22 of the Sycamore Township Zoning Resolution or Section 111 of the Sycamore Township Property Maintenance Code, as applicable.

FAILURE TO COMPLY WILL RESULT IN LEGAL ACTION BEING TAKEN

A follow-up inspection will occur fourteen (14) days from the date of this notice. If said violation(s) is (are) not corrected by **05/31/2018 at 12:00 noon** local time, Sycamore Township will be forced to pursue all possible legal remedies against you, including but not limited to, the following: a request may be made to the Sycamore Township Board of Trustees for the property to be declared a nuisance; and you may be cited to the Hamilton County Municipal Court where a fine of up to \$1000.00, plus the costs of court per violation could be levied against you; the issue may be abated, and the costs assessed against the property as a lien. Please feel free to contact me if you have any questions.

Sincerely,

Harry Holbert
Sycamore Township
Planning & Zoning Official
hholbert@sycamoretownship.org
Phone#: (513) 792-7252
Fax#: (513) 792-8571