

Ohio Circuit Court of Record  
seated at Chillicothe

Rebekah Franks, *sui juris*, ) Case No. 23-LAK-001  
as the living woman,  
Claimant.

-vs- ) JUDGMENT ON DEFAULTED  
CLAIMS

Kandy Fatheree, Gary James, )  
Alison Breaux, Sandra Kurt, )  
Rimma Avanesyan, Ilene Shapiro,  
Tricia Wain, Dale Degler, Job Perry,  
Paul Kelley, Micah Bergey, )  
Justin Leidel, Aaron Coates, )  
Wesley Johnston, and Bernard  
Rochford,  
Respondents.

Handwritten initials: JF, KB, RL

NOW ON this 20 day of April, 2023, this Court, upon being duly convened, having been lawfully formed after having provided all lawful public Notices, being non-corporate and wholly without profit motives, now being a Constitutional court of record administering common law since 2021, bowing only to the ultimate sovereignty of the Creator, consistently with the 1781 Constitution for the united States of America, the Declaration of Independence, the Northwest Ordinance, and Magna Carta, among other treatises and founding documents, having reviewed Claimant Rebekah Franks' verified Petition, attached Notices, exhibits, proofs of service and affidavits of non-response, FINDS that the Respondents above named in their capacities as living men and women, not as corporate fictional entities or "persons", were lawfully served with Notices of Liability as to which they are all now in default. This Court further FINDS that such Notices, dated January 7, 2023, January 13, 2023, and February 16, 2023, also contain on their face all relevant terms of an offer of a binding self-executing contract, which Respondents accepted by their conduct and silence.

WHEREFORE this Court accepts the parties' authorization to incorporate the terms of said Contract into this Judgment binding the above named Respondents and Claimant Franks. On or about March 31, 2023 our clerk provided each Respondent with Claimant's March 22, 2023 Petition, Summons and instructions allowing each an additional ten (10) days in which to respond. As of the date of this Judgment, not one has responded. We therefore grant Judgment to Claimant on her defaulted claims and related Orders as set forth hereinbelow.

Upon a thorough review of the Petition and associated documents, we hereby further FIND by a preponderance of the uncontroverted evidence, as follows:

1. All of the allegations of Claimant's March 22, 2023 Petition are true, correct, and admitted to be so.

2. At all times relevant to the claims before us, Respondents have each acted as living people regardless of having also acted as agents for the fictitious entities known as COUNTY OF SUMMIT, bearing Dun and Bradstreet number 002969700, JUDICIARY COURTS OF THE STATE OF OHIO, bearing Dun and Bradstreet number 361736028 and described in the Dun and Bradstreet database as "out of business", CITY OF STREETSBORO, bearing Dun and Bradstreet number 782108674, GATEWAY TOWING & RECOVERY, COUNTY OF PORTAGE, bearing Dun and Bradstreet Number 001739700, THE SUPREME COURT OF OHIO, bearing Dun and Bradstreet Numbers 623060845, 623060878, and 623060951, and STATE OF OHIO, among possible other affiliated, subsidiary, or parent entities and/or corporations.

3. This Entry also applies not only to Respondents Fatheree, James, Breaux, Kurt, Avanesyan, Shapiro, Wain, Degler, Perry, Kelley, Bergey, Leidel, Coates, Johnston, and Rochford, as living people. It also applies to Respondents' unnamed agents and principals to the degree that any such unnamed agents or principals may have aided and abetted or intend to continue to aid and abet in the commission of the acts harming Claimant, as described in the Petition.

4. One Nicole Jones is also documented in online records as principal or agent of Respondents Leidel and Coates by virtue of doing business publicly as RAVENNA MUNICIPAL COURT, which purports to be managed by at least four (4) separate private, for profit corporations, one being known as COUNTY OF PORTAGE, and no less than three (3) others, considered to be branches of the private, for profit cabal of corporations known as THE SUPREME COURT OF OHIO. All four corporations have the same address as Nicole Jones, who, as agent for two of the above named Respondents, and in her role with RAVENNA MUNICIPAL COURT also defaulted on claims of participation in the commission of the January 2, 2023 abduction of Claimant and the harm thereby caused.

5. We therefore now join said Nicole Jones as Respondent, just as we may in the future, for enforcement purposes, join any other agent or principal of any of the originally named Respondents. Our clerk is directed to serve a copy of this Judgment to said additional, specifically named Respondent, Nicole Jones, at the following address, which is also the one used by the entity known as RAVENNA MUNICIPAL COURT:

[c/o] 203 West Main Street,  
Ravenna, Ohio [44266].

6. Respondents Breaux and Avanesyan are BAR members and therefore disabled from serving in positions of public trust, by virtue of the still enforceable 13<sup>th</sup> Article to the people's 1781 Articles of Confederation. Breaux and Avanesyan are likewise unregistered foreign agents because they admittedly follow directives of various foreign legal fictions known as AMERICAN BAR ASSOCIATION, a subsidiary or branch of INTERNATIONAL BAR ASSOCIATION, all in violation of Respondents' Foreign Agent Registration Act, which sets the

policy for members of the corporate conglomerate of legal fictions masquerading as "government".

7. None of the Respondents has taken a lawful oath of office.

8. Respondents have at no time accused Claimant of having caused any harm, loss, or injury to any living soul.

9. Respondents Fatheree, James, Kurt, Shapiro, Wain, Degler, Perry, Kelley, Bergey, Leidel, Coates, Johnston, and Rochford have never had any authority beyond the pseudo-authorization which Respondent Breaux purports to give them. Since Breaux has never had any authority to instruct anyone to harm anyone else, including without limitation, Claimant Rebekah Franks, the remaining Respondents cannot possibly have had any authority to have committed any of the acts set forth in Claimant's verified March 22, 2023 Petition for Judgment on Defaulted Claims. Respondents do not deny this.

10. Not one of the Respondents nor any of his or her agents or principals, including when acting as a legal fiction, claims any ownership interest in the people's roadway upon which Claimant Franks was peaceably exercising her Constitutionally protected right to travel for non-commercial purposes before Respondents or their agents abducted her there, during the latter hours of January 2, 2023 and/or early hours of January 3, 2023.

11. Notwithstanding their utter lack of authority to do so, Respondents continue to engage in the offensive acts described in Claimant's Petition and attached Notices. Respondents have admitted now on four (4) occasions to the truth of all statements of fact and conclusions of law contained in such Petition and Notices, and have therefore consented to the Contract created thereby which establishes their liabilities. Each of said Respondents acted in concert with one another and each is liable a man or woman, not as an agent of any legal fiction corporation.

12. Respondents' superiors or corporate principal(s), for whom they may claim to act, have no authority to provide them with any "immunity" and none of Respondents claim such "immunity" in any event.

13. Respondents have consented to be bound by all terms of the Contract created by Claimant's Notices and the contract offer contained therein, as the Notices informed them they would be, by their (a) silence and by (b) continued threats of "arrest" of Claimant Franks and thievery of her private property. Her unrebutted affidavit stands as truth, even in Respondents' corporate legal fiction world [UCC Sec. 1-206] as well as in the world of people who live under God. Holy Bible, KJV, 1 Pet. 1:25; Heb. 6:13-15.

14. Notwithstanding their defaults and contractual duties to Claimant, said Respondents have continued to act in derogation of their admitted lack of authority to interfere with Claimant's Constitutionally protected right to travel. Respondents' tribunals have no subject matter jurisdiction over living people who decline to act as legal fictions. Respondents' actions have admittedly harmed and continue to harm Claimant.

15. We further FIND from a search of Respondents' corporate records in item number CR 2021-10-3811-B that, instead of making any attempt to mitigate that harm, Respondents, in particular Respondent Breaux, escalated it on February 15, 2023 by issuing a "CAPIAS" directing the remaining Respondents and their agents to inflict new acts of common law kidnapping, battery and statutory identity theft upon Claimant Rebekah Franks. Respondent Breaux, aided and abetted by Respondents Johnston and Kurt, committed this most recent assault upon Claimant even though at that time (February 15, 2023) Respondents Breaux, Johnston, and Kurt had already been served with and had already defaulted upon Claimant's January 7, 2023 and January 13, 2023 Notices of Liability.

16. Unlike lawful arrest warrants that may be issued by a true court of record, a lawful arrest warrant would be supported by an affidavit of probable cause to believe that the target of the warrant had caused injury, harm or loss, and thereby be consistent with the Fourth Amendment to the U.S. Constitution. Respondents' "arrest warrants" or "CAPIAS" threats, on the contrary, are based not on allegations that Claimant caused injury, loss, or harm to anyone, but on nothing more than corporate policy enactments supported by no Constitutionally mandated affidavit of probable cause. The existence of corporate policy enactments such as OHIO REVISED CODE Sections 2941.36 and 2941.37 has no application to Claimant or any other man or woman who refuses to act as a legal fiction "person". Such corporate policy bylaws may apply to the entity's agents or contractors but not to sovereign people, such as Claimant, who do not knowingly consent to such corporate policies. We therefore FIND that any such "arrest warrants", whether issued under the auspices of corporate item numbers 21 CRA 02797 or CR-2021-10-3811-B, or some other corporate identifier, are void *ab initio* and wholly unenforceable.

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17. Respondents Breaux and the other Respondents have not only been threatening or actually inflicting kidnappings, assaults, batteries, and emotional distress upon Claimant, they have also been appropriating her private property to their corporate uses, by means of acts constituting identity theft in violation of Respondents' own claimed corporate policies, such acts having been committed during Respondents' *ultra vires* "booking" procedures. Respondents continue to this day to refuse to return to Claimant her own biological property which they admittedly took from her by force during said kidnappings.

18. Respondent Degler continues to exacerbate his original theft of Claimant's automobile, refusing to restore it to her without extortionate demands for payment.

19. We make no finding at this time as to any direct participation by Respondents Bergey and Rochford in the crimes, offenses, torts, and other harm admittedly committed by their fellow agents, including without limitation, the other named Respondents. We reserve jurisdiction to make appropriate findings pertaining to Respondents and other, not yet named agents of the corporations acting as *de facto* branches of "government". Any future findings as to Respondents or as to their *de facto* agents or principals as yet unnamed, will be based on their future conduct in either observing the proper enforcement of these Orders or refusing to do so.

20. In assessing the agreed-to compensation set forth by the parties' Contract created by the defaulted Notices, we FIND it reasonable to conclude that Claimant lives in a condition of fear

that she will again be kidnapped and battered, for which continuing harm she should be compensated as agreed.

21. Respondents' acts set forth hereinabove are creating private and public nuisances in that their assaultive, violent and extortionate acts harm, annoy and physically disturb living people such as Claimant in the peaceful enjoyment of their God-given, Constitutionally protected rights to travel the public roadways unimpeded. We further FIND that, although we do impose the agreed-upon financial liabilities upon the Respondents as set forth hereinbelow, such monetary awards are likely to be insufficient to abate the nuisance Respondents routinely create and maintain, and we therefore invoke our equity powers to impose injunctive and declaratory relief as well.

22. Respondent Breaux's initiation of new threats of violence on or about February 15, 2023, after she had twice conceded the wrongfulness of her January, 2023 kidnap of the Claimant, supports the appropriateness of our imposition of exemplary or punitive damages. Such damages are required in order to send a message not only to Respondent Breaux and those who directly aided and abetted her, but also to deter other members of the *de facto* tribunals and their agents, who may portray themselves as the people's "public servants", from further displays of similarly egregious conduct. Without the clerical as well as armed assistance of the remaining Respondents, Breaux's February 15, 2023 threats may not have been able to have created the same atmosphere of terror in which Claimant and the public generally live today every time they attempt to travel on the public roadways. Respondents Breaux, Avanesyan, Johnston, Kurt, Fatheree, James, and Degler, while posing as "public servants", as well as their agents and principals, knowingly and admittedly participated in the commission of new acts of domestic terrorism, consisting of, without limitation, common law assault, battery, kidnapping, conversion, and intentional infliction of emotional distress, all of which acts clearly appear designed to publicly humiliate and terrorize Claimant and the public at large. We therefore FIND that Breaux and those Respondents who enabled her February 15, 2023 actions, should be subject to punitive damages.

23. Like the other Respondents, Respondent Degler's has now four times conceded the wrongfulness of his January, 2023 thievery of Claimant's only means of travel. The need to impose exemplary or punitive damages is likewise evident. Without Respondent Degler's profiteering from the extortion scheme being operated by the other Respondents, the degree of harm being imposed on Claimant and other members of the public might not have been as grave, or lingering. Punitive damages are required in order to send a message to others who wish to engage in businesses that harm others.

24. While the findings this Court makes today are required to be based merely on a preponderance of the evidence, there is in fact no dispute about the facts and the crimes that such facts support, even beyond a reasonable doubt. We therefore conclude that the interests of justice would best be served by referring the actions of the Respondents in this matter to a common law grand jury of the people, for further investigation.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. Judgment is hereby GRANTED to Claimant Rebekah Franks and against Respondents, jointly and severally, in the following agreed-to sums:

A. \$10,680,000.00 (Ten Million Six Hundred Eighty Thousand Dollars):

B. \$44,000.00 (Forty-Four Thousand Dollars) plus additional daily charges of \$500 from March 22, 2023, the date Claimant filed her Petition herein, through the date Respondent Degler, his agents, or principals restore to Claimant the use of her stolen automobile.

2. The above referenced Judgment sums are due and owing as set forth hereinabove by each said Respondent, jointly and severally, upon the file-stamped date of this Judgment of liability. The monetary provisions of this Judgment are all based on the definition of a dollar as a measure of weight according to the Coinage Act of 1792 and 1900, which defines a dollar as being 24.8 grains of gold, or 371.25 grains of silver. The use of debt-based currency to discharge this liability will not be acceptable.

3. Additional Judgment in the punitive sum of \$1,000,000.00 (One Million Dollars) to Claimant Rebekah Franks and against Respondents Breaux, Avanesyan, Johnston, Kurt, Fatheree, and James, said judgment for punitive damages to be owed by these separately named Respondents jointly and severally.

4. Additional Judgment in the punitive sum of \$500,000.00 (Five Hundred Thousand Dollars) to Claimant Rebekah Franks and against Respondent Degler. Said sum is in addition to Respondent Degler's joint and several liabilities set forth at paragraph 1 hereinabove.

5. All proceedings bearing "SUMMIT COUNTY COMMON PLEAS COURT" or "RAVENNA MUNICIPAL COURT" corporate identifiers CR 2021-10-3811-B, 21 CRA 02797 or others pertaining to the same alleged facts, are hereby declared to be utterly null, of no effect, and void *ab initio*. All agents and principals of said so-called "courts", their affiliates, subsidiaries and parent corporations, whether or not specifically named herein, are therefore ENJOINED and PROHIBITED from interfering in any manner with Claimant's freedom, property, or right to travel.

6. All Respondents are hereby ENJOINED and prohibited from directly or indirectly engaging in further communications, publications, or other acts threatening or inflicting violence upon Claimant, whether based on the pretext of demanding payments or serving "warrants" emanating from corporate proceedings Respondents refer to as CR 2021-10-3811-B or 21 CRA 02797 or otherwise. All agents of COUNTY OF SUMMIT, JUDICIARY COURTS OF THE STATE OF OHIO, CITY OF STREETSBORO, GATEWAY TOWING & RECOVERY, THE SUPREME COURT OF OHIO, COUNTY OF PORTAGE and/or STATE OF OHIO, among possible other affiliated, subsidiary, parent corporations or associated entities are hereby PROHIBITED from initiating or maintaining any contact with Claimant Rebekah Franks or committing any act interfering in any way with her rights to personal liberty or to freely travel on the public roadways of the Ohio republic.

7. Respondent Fatheree and all the above named Respondents shall forthwith return Claimant's stolen identity documents, including without limitation all fingerprint and "mug shot" records and Claimant's unique DNA samples taken from her on or about January 2 or January 3, 2023. Failure to restore said property as ORDERED shall result in new liabilities for Respondents, including without limitation, contempt sanctions, as this Court may hereafter determine.

8. We also reserve and retain jurisdiction over this matter for purposes of enforcing this Judgment and updating it in the event Respondents or their fellow agents or principals fail to comply with the terms hereof. We hereby reserve jurisdiction to impose additional sanctions, including new liabilities, against Respondents or any other man or woman, not yet named, who, while acting as agent or principal of any named Respondent, may hereafter violate any of our Orders. In order to grant complete relief, we hereby add as Respondent, one Nicole Jones acting on behalf of the legal fiction RAVENNA MUNICIPAL COURT being administered by one of more of the legal fictions known as THE SUPREME COURT OF OHIO. Even without specific Orders making them parties, all Orders pertaining to Respondent Jones apply with equal force to her fellow agents or principals: Kevin Poland, Melissa Roubic, and Mark Fankhauser. We intend to proceed upon our receipt of any verified Notice reporting new or continuing instances of Respondents' prohibited conduct committed against Claimant either directly or indirectly, contrary to this Judgment and Order.

9. Respondents are hereby Ordered to ABATE the public and private nuisances they have created by their scheme consisting of (a) creating roadway emergencies where none had existed; and (b) extorting fines and fees from Claimant or assaulting or battering her under any guise while she exercises her Constitutionally protected right to travel unimpeded on the public roadways of Ohio. Upon Notice to Respondents and to this Court of refusals to comply with this Order of Abatement, any Respondent or corporate code enforcer having Notice of these Orders and found participating in the nuisance scheme shall be required to post a bond of Fifty Thousand United States dollars with this Court, secured by a lien against his or her private property.

10. All Respondents shall, within 30 days of the entering of this Judgment Entry complete in full the Public Servant Questionnaire attached to the January 7, 2023 Notice contained in Exhibit A attached to Claimant's Petition. It may be reprinted from the Docket portion of the Court's website at <https://occr2021.com/dockets/>. Each said response to the Public Servant Questionnaire shall be delivered by certified mail, return receipt requested, to the Ohio Circuit Court of Record:

[c/o] 43 South Paint Street  
Chillicothe, Ohio [45601].

11. All Respondents shall provide fully executed copies of any and all bonds, insurance policies, or underwriter agreements that may partially indemnify Claimant Franks for the harm and losses said Respondents have caused and continue to cause her.

12. All matters, if any, remaining in controversy shall be resolved exclusively by this Court upon proper verified Notice to us.

13. Respondents have agreed to and SHALL waive any and all claims any of them may have against the members of this Ohio Circuit Court of Record or any other man or woman acting to enforce this Judgment. Respondents SHALL hold any such enforcement agents harmless for any acts performed for the purpose of, or incident to, the enforcement of said Contract or judgment arising therefrom.

RESPONDENTS, THEIR AGENTS, AND PRINCIPALS SHALL GOVERN THEMSELVES ACCORDINGLY.

*Luciana Constantino*  
Luciana Constantino

*Keith Belluardo*  
Keith Belluardo

*By: Angela Plaster*  
Angela Plaster



Executed by us as Members of this Court on the date indicated hereinabove without the corporate UNITED STATES and without STATE OF OHIO, their affiliates, subsidiaries, and parent corporations.

The clerk is directed to serve copies of this Judgment Entry upon the parties.