

**SUPREME COURT OF PENNSYLVANIA  
WESTERN DISTRICT**

---

Joe Myers, **Appellant**

vs.

Timothy F. McCune, Joseph H. Chivers, John/Jack Murtagh Jr., Graydon Brewer, Carl V. Nanni, Jack Lewis, Jim Gallagher, Hank Leyland, Greg Loverick, Edward Tasse, AK Steel (*now Cleveland Cliffs*) et al, UAW (formerly Butler Armco Independent Union) et al, Angelo Papa, William Cunningham, Michael Lettrich, Maria Milie Jones, Dennis Roman, Nicholas Koch, Adam Hobaugh, John T. Bender, Alice Beck Dubow, Carolyn H. Nichols, Joseph D. Seletyn, **Appellees**

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SEP 17 2020  
SUPREME COURT  
WESTERN DISTRICT

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**Appellant's Notice of Appeal**

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Notice is hereby given that Joe Myers, Appellant above named, hereby appeals to the Supreme Court of Pennsylvania from the UNCONSTITUTIONAL **Non-Precedential Decision** entered in this matter on the 25<sup>th</sup> day of June, 2020.

CIVIL DIVISION  
No. 1892 WDA 2019

Joe Myers  
12137 Emerald Green Court  
Jacksonville, Florida 32246

**SUPREME COURT OF PENNSYLVANIA  
WESTERN DISTRICT**

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CIVIL DIVISION  
No. 1892 WDA 2019

Joe Myers  
12137 Emerald Green Court  
Jacksonville, Florida 32246

## RELATED CASES

*Joseph Myers, (Plaintiff)*

v.

*AK Steel Corporation and Butler Armco  
Independent Union, U.A.W. (Defendants)*

*and*

*Joseph G. Myers, (Plaintiff) v. Joseph  
Chivers, (Defendant)*

Court filings:

- **Complaint – Jury Trial Demanded** dated 4-23-04 but Time/Date Stamped the day before 4-22-04
- **Complaint For Legal Malpractice Breach Of Contract, Failure To Timely File/Breach Of Contract, No Justification Of Fee Charged To Plaintiff** dated 6-1-04 but not Time/Date Stamped until 6-17-04
- **Conflict of Interest** dated 11-20-07

A.D. No. 04-10707

Joe Myers, (**Plaintiff**)

v.

Timothy F. McCune, Joseph H. Chivers,  
John/Jack Murtagh Jr., Graydon Brewer, Carl  
V. Nanni, Jack Lewis, Jim Gallagher, Hank  
Leyland, Greg Loverick, Edward Tasse, AK  
Steel et al, UAW (formerly Butler Armco  
Independent Union) et al, Angelo Papa,  
William Cunningham, Michael Lettrich, Maria  
Millie, Jones, Dennis Roman, Nicholas Koch,  
Adam Hobaugh, (**Defendants**)

Court filings:

- **Complaint** dated 5-29-19
- **Response to SCHEDULING ORDER** dated 9-19-19
- **All Defendants are in Contempt of Court and Obstructing Justice** dated 9-28-19
- **Legal Notice and Violation Warning of Denial of Rights Under Color of Law** dated 10-16-19
- **Amended Legal Notice and Violation Warning of Denial of Rights Under Color of Law** dated 10-18-19
  
- **Amended Court Filing Adding Defendants and For Continued Violation of Plaintiff's Constitutional Rights** dated 10-28-19
- **Response to Motion To Strike by Defendant Koch and to Any Future Court Filings By Any Defendant Trying to Violate Plaintiff's Constitutional Rights** dated 11-25-19
- **Notice of Appeal** dated 12-18-19

- **Concise Statement of Matters Complained of on Appeal** dated 2-4-20

NO. A.D. No. 19-10516

Joe Myers, (**Appellant**)

v.

Timothy F. McCune, Joseph H. Chivers, John/Jack Murtagh Jr., Graydon Brewer, Carl V. Nanni, Jack Lewis, Jim Gallagher, Hank Leyland, Greg Loverick, Edward Tasse, AK Steel et al, UAW (formerly Butler Armco Independent Union) et al, Angelo Papa, William Cunningham, Michael Lettrich, Maria Millie, Jones, Dennis Roman, Nicholas Koch, Adam Hobaugh, (**Appellees**)

Court filings:

- **Superior Court of Pennsylvania Docketing Statement** dated 1-7-20
- **Motion For Relief, Motion For Extension For Rule 1925(b) Order**
- **Response To Rule 1925(b) Fraudulent/Illegal Order Time/Date Stamped 2-4-20**
- **Response to Supreme Court Order** dated 2-18-20, **Writ Of Mandamus, Extraordinary Jurisdiction, Request For Extension For Filing Brief**

Case No.: 1892 WDA 2019

Joe Myers, (**Appellant**)

v.

*Timothy F. McCune, Joseph H. Chivers,  
John/Jack Murtagh Jr., Graydon Brewer, Carl  
V. Nanni, Jack Lewis, Jim Gallagher, Hank  
Leyland, Greg Loverick, Edward Tasse, AK  
Steel et al, UAW (formerly Butler Armco  
Independent Union) et al, Angelo Papa,  
William Cunningham, Michael Lettrich, Maria  
Millie, Jones, Dennis Roman, Nicholas Koch,  
Adam Hobaugh (**Appellees**)*

Court filings:

- ***Appellant's Demur to Non-Precedential Decision and WARNING to the COURT dated 7-2-20***

*John T. Bender, Alice Beck Dubow, Carolyn H. Nichols are added as Appellees for writing the UNCONSTITUTIONAL Non-Precedential Decision and Joseph D. Seletyn is added as a Appellee for filing the UNCONSTITUTIONAL Non-Precedential Decision. Their UNCONSTITUTIONAL and ILLEGAL activity are parties to the conspiracy against Appellant by writing and filing the UNCONSTITUTIONAL Non-Precedential Decision.*

Case No.: 1892 WDA 2019

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## **TABLE OF AUTHORITIES**

1. Declaration of Independence
2. PREAMBLE to the Constitution of the United States of America
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5. Bill of Rights
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7. 42 Pennsylvania Consolidated Statutes Section 2522 – Oath of Office
8. United States Constitution – Article 1 – The Legislative Branch, Section 1 – The Legislature
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deprivation of rights
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15. U.S.C. Code Section 1985 Conspiracy to interfere  
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16. U.S.C. U.S. Code Section 1982 Property rights of  
citizens
17. Shapiro v Thompson, 394 US 618, 22 L Ed 2d 600, 89 S Ct  
1322
18. Norman v. Zieber
19. Brady v. U.S., 397 U.S. 742, 748
20. Cohens v. Virginia, 19 US (6 Wheat) 264, 404, 5 L.Ed 257  
(1821)
21. Butcher's Union Co. v. Crescent City Co., 111 U.S. 746  
(1884)

22. Boyd v. U.S., 116 U.S. 616
23. Williamson v. U.S. Department of Agriculture, 815 F.2d. 369, ACLU Foundation v. Barr, 952 F.2d. 457, 293 U.S. App. DC 101, (CA DC 1991).
24. McCartney v. First City Bank, 970 F.2d 45, 47 (5th Cir.1992)

# Jurisdictional Statement

Appellant filed a **Notice of Appeal** that was recorded in the Commonwealth Court on 12-19-19 to the **Supreme Court of Pennsylvania** since that Court had jurisdiction because of the **Judicial Misconduct** of Appellee Cunningham and the **Attorney Misconduct** by all Appellees with a law license.

NOW, in light of the **Judicial Misconduct** of the **Superior Court of Pennsylvania** judges *now* APPELLEES John T. Bender, Alice Beck Dubow and Carolyn H. Nichols that rendered the **UNCONSTITUTIONAL Non-Precedential Decision** and unlawfully recorded by *now* APPELLEE Joseph D. Seletyn CONFIRMS why this case must have been transferred back to the **Supreme Court of Pennsylvania** initially.

The **Supreme Court of Pennsylvania** must invoke a **Mandamus Order** to strike ALL Appellees/Defendants court filings and UNCONSTITUTIONAL court decisions by the **Commonwealth Court** and **Superior Court of Pennsylvania** for being part of the **CONSPIRACY** against Appellant's

**CONSTITUTIONAL SUBSTANTIVE LAW RIGHTS** do to the illegal termination of Appellant by Appellee AK Steel et al (**now Cleveland-Cliffs**) and attempting to use labor law with the fraudulent Appellee UAW et al when IN FACT ALL Appellees/Defendants knew this case was under CRIMINAL and CIVIL LAW. The very ACT that Appellees/Defendants unlawfully used labor law ALL Appellees/Defendants have committed FRAUD with every court filing.

Section 722 **Direct appeals from courts of common pleas** further VALIDATES why this case should have been before the SUPREME COURT OF PENNSYLVANIA all along. Appellant had questioned the following points regarding ALL JUDICIAL APPELLEES and APPELLEES with a law license in the initial APPEAL:

*The Supreme Court shall have exclusive jurisdiction of appeals from final orders of the courts of common pleas in the following classes of cases:*

*(1) Matters prescribed by general rule.*

*(3) Matters where the qualifications, tenure or right to serve, or the manner of service, of any member of the judiciary is drawn in question.*

*(7) Matters where the court of common pleas has held invalid as repugnant to the Constitution, treaties or laws of the United States, or to the Constitution of this Commonwealth, any treaty or law of the United States or any provision of the Constitution of, or of any statute of, this Commonwealth, or any provision of any home rule charter.*

*(8) Matters where the right to practice law is drawn in direct question.*

**Appellee McCune**, former Butler County District Attorney at the time of Appellant's ILLEGAL and UNLAWFUL termination, does not have Sovereign Immunity when he committed **LEGAL MALPRACTICE** and a **CRIME** for failing to honor his SWORN OATH to uphold the **Constitution of the United States** and

investigate the criminal actions perpetrated against Appellant by Appellee AK Steel (***now Cleveland-Cliffs***).

This also includes APPELLEES John T. Bender, Alice Beck Dubow, Carolyn H. Nichols, William Cunningham and Joseph D. Seletyn for their role in the continued **CONSPIRACY** against Appellant.

**8522. Exceptions to sovereign immunity.**

(a) **Liability imposed.** – “The General Assembly, pursuant to section 11 of Article I of the Constitution of Pennsylvania, does hereby waive, in the instances set forth in subsection (b) **only and only** to the extent set forth in this subchapter and within the limits set forth in section 8528 (relating to limitations on damages), sovereign immunity as a bar to an action against Commonwealth parties, for damages arising out of a negligent act where the damages would be recoverable under the common law or a statute creating a cause of action if the injury were caused by a person not having available the defense of sovereign immunity.”

(emphasis added)

APPELLEES John T. Bender, Alice Beck Dubow, Carolyn H. Nichols and William Cunningham have usurped their power under the **Constitution of the United States of America** by trying to impart their "**Opinion**" as "law" when they know they can only enforce the **CONSTITUTION** which is the **SUBSTANTIVE LAW**.

APPELLEES John T. Bender, Alice Beck Dubow, Carolyn H. Nichols and William Cunningham KNOW only Congress has the power to make laws that they have **taken an oath to uphold and enforce** and they know the **Constitution of the United States of America** is the **SUPREME SUBSTANTIVE LAW** that **ALL OTHER LAWS** have to follow or they are **NOT ENFORCEABLE**.

**United States Constitution – Article 6 – Debts, Supremacy, Oaths:** *This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in*

the Constitution or Laws of any State to the Contrary notwithstanding. (emphasis added)

**United States Constitution – Article 1 – The Legislative Branch, Section 1 – The Legislature:** All legislative Powers herein granted shall be vested in a Congress of the United States, which shall consist of a Senate and House of Representatives. (Emphasis added)

Additionally, ALL APPELLEES have violated **United States Codes** against Appellant:

**U.S.C. Title 18 Section 241 Conspiracy Against Rights**

If two or more persons conspire to injure, oppress, threaten, or intimidate any person in any State, Territory, Commonwealth, Possession, or District in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or



If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured—

They shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill, they shall be fined under this title or imprisoned for any term of years or for life, or both, or may be sentenced to death.

### **U.S.C. Title 18 Section 242 Deprivation of Rights**

#### **Under Color of Law**

Whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States, or to different punishments, pains, or penalties, on account of such person being an alien, or by reason of his color, or race, than are prescribed for the punishment of citizens, shall be fined under

this title or imprisoned not more than one year, or both; and if bodily injury results from the acts committed in violation of this section or if such acts include the use, attempted use, or threatened use of a dangerous weapon, explosives, or fire, shall be fined under this title or imprisoned not more than ten years, or both; and if death results from the acts committed in violation of this section or if such acts include kidnapping or an attempt to kidnap, aggravated sexual abuse, or an attempt to commit aggravated sexual abuse, or an attempt to kill, shall be fined under this title, or imprisoned for any term of years or for life, or both, or may be sentenced to death.

**U.S.C. 18 Section 245 Federally Protected Activities**

**(b)**Whoever, whether or not acting under color of law, by force or threat of force willfully injures, intimidates or interferes with, or attempts to injure, intimidate or interfere with—

**(1)** any person because he is or has been, or in order to intimidate such person or any other person or any class of persons from—

(B) participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States;

**U.S.C. Title 42 Section 1983 Civil action for deprivation of rights**

Every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress, except that in any action brought against a judicial officer for an act or omission taken in such officer's judicial capacity, injunctive relief shall not be granted unless a declaratory decree was violated or declaratory relief was unavailable. For the purposes of this section, any Act of Congress applicable exclusively to the District of Columbia shall be considered to be a statute of the District of Columbia.

**U.S.C. 42 U.S. Code Section 1986 Action for neglect  
to prevent**

Every person who, having knowledge that any of the wrongs conspired to be done, and mentioned in section 1985 of this title, are about to be committed, and having power to prevent or aid in preventing the commission of the same, neglects or refuses so to do, if such wrongful act be committed, shall be liable to the party injured, or his legal representatives, for all damages caused by such wrongful act, which such person by reasonable diligence could have prevented; and such damages may be recovered in an action on the case; and any number of persons guilty of such wrongful neglect or refusal may be joined as defendants in the action; and if the death of any party be caused by any such wrongful act and neglect, the legal representatives of the deceased shall have such action therefor, and may recover not exceeding \$5,000 damages therein, for the benefit of the widow of the deceased, if there be one, and if there be no widow, then for the benefit of the next of kin of the deceased. But no action under the provisions of this section shall be sustained which is not commenced within one year after the cause of action has accrued. (R.S. § 1981.) (emphasis added)

**U.S.C. Code Section 1985 Conspiracy to interfere  
with civil rights**

**(2) OBSTRUCTING JUSTICE; INTIMIDATING PARTY, WITNESS,  
OR JUROR**

If two or more persons in any State or Territory conspire to deter, by force, intimidation, or threat, any party or witness in any court of the United States from attending such court, or from testifying to any matter pending therein, freely, fully, and truthfully, or to injure such party or witness in his person or property on account of his having so attended or testified, or to influence the verdict, presentment, or indictment of any grand or petit juror in any such court, or to injure such juror in his person or property on account of any verdict, presentment, or indictment lawfully assented to by him, or of his being or having been such juror; or if two or more persons conspire for the purpose of impeding, hindering, obstructing, or defeating, in any manner, the due course of justice in any State or Territory, with intent to deny to any citizen the equal protection of the laws, or to injure him or his property for lawfully enforcing, or attempting to enforce, the right of any person, or class of persons, to the equal protection of the laws; (emphasis added)

**(3) DEPRIVING PERSONS OF RIGHTS OR PRIVILEGES**

If two or more persons in any State or Territory conspire or go in disguise on the highway or on the premises of another, for the purpose of depriving, either directly or indirectly, any person or class of persons of the equal protection of the laws, or of equal privileges and immunities under the laws; or for the purpose of preventing or hindering the constituted authorities of any State or Territory from giving or securing to all persons within such State or Territory the equal protection of the laws; or if two or more persons conspire to prevent by force, intimidation, or threat, any citizen who is lawfully entitled to vote, from giving his support or advocacy in a legal manner, toward or in favor of the election of any lawfully qualified person as an elector for President or Vice President, or as a Member of Congress of the United States; or to injure any citizen in person or property on account of such support or advocacy; in any case of conspiracy set forth in this section, if one or more persons engaged therein do, or cause to be done, any act in furtherance of the object of such conspiracy, whereby another is injured in his person or property, or deprived of having and exercising any right or privilege of a citizen of the United States, the party so injured or deprived may have an action for the recovery of damages

occasioned by such injury or deprivation, against any one or more of the conspirators. (R.S. § 1980.)

**U.S.C. U.S. Code Section 1982 Property rights of citizens**

All citizens of the United States shall have the same right, in every State and Territory, as is enjoyed by white citizens thereof to inherit, purchase, lease, sell, hold, and convey real and personal property. (R.S. § 1978.)

**Alexander Hamilton summed up this principle succinctly and clearly in *Federalist #78*.**

*"There is no position which depends on clearer principles, than that every act of a delegated authority contrary to the tenor of the commission under which it is exercised, **is void. No legislative act, therefore, contrary to the constitution, can be valid. To deny this, would be to affirm, that the deputy is greater than his principal; that the servant is above his master; that the representatives of the people are superior to the people themselves; that men acting by***

*virtue of powers, may do not only what their powers do not authorize, **but what they forbid.***” (emphasis added)

“If a law has no other purpose than to chill the assertion of constitutional rights by penalizing those who choose to exercise them, then it is patently unconstitutional.” **Shapiro v Thompson, 394 US 618, 22 L Ed 2d 600, 89 S Ct 1322.**

FUTHERMORE, Appellant called and spoke to **David Devries** from the **PA Attorney General’s** office prior to Appellant’s illegal termination in 2001 and **Devries warned** Appellant that if Appellant or co-workers operated any equipment in violation of Appellee AK Steel et al (now Cleveland-Cliffs) written directives which is PUBLIC POLICY LAW that not only could Appellant and co-workers be held criminally and civilly liable but could go to jail as well. *This illegal practice violated OSHA mandates as well.*



Additionally, the **Supreme Court of Pennsylvania** can only bring sanctions against **ALL APPELLEES** with **Extraordinary Jurisdiction** and direct current Butler County District Attorney Goldinger to honor his **Constitutional OATH and ORDER** him to investigate the criminal activity of Appellee's against Appellant and continued illegal activity at the Butler AK Steel (now Cleveland-Cliffs) plant and prosecute the crimes. If Goldinger refuses to execute his lawful duty then this court must direct the Pennsylvania Attorney General Shapiro to investigate the criminal activity of Appellee's against Appellant and continued illegal activity at the Butler AK Steel (now Cleveland-Cliffs) plant and prosecute the crimes. If Shapiro refuses to execute his lawful duty then this court must direct the United States Attorney General Barr to investigate the criminal activity of Appellee's against Appellant and continued illegal activity at the Butler AK Steel (now Cleveland-Cliffs) plant and prosecute the crimes.

Finally, ONLY the **Supreme Court of Pennsylvania** has **Extraordinary Jurisdiction** to order an injunction to investigate the illegal and unsafe practices of hauling grossly overloaded trailers pulled by tractors not rated for the weight of the trailers and defective heavy equipment Appellant and co-workers were routinely verbally ordered to operate that not only violated Appellee AK Steel's (now Cleveland-Cliffs) written directives but that have become PUBLIC POLICY LAW.

## PROCEDURAL HISTORY

Appellant contends that the **Commonwealth** and **Superior Court of Pennsylvania** *erred* and *committed a crime* by dismissing and denying the Appellant's Complaint. Secondly and more important denying the Appellant's CONSTITUTIONAL RIGHTS and specifically Appellant's RIGHT to a JURY TRIAL. Under the **SUCCESSIVE FOUNDING DOCUMENTS** of the **Declaration of Independence, UNITED STATES CONSTITUTION Article. IV. - The States Section 4, Article. VI. - Debts, Supremacy, Oaths, 7<sup>th</sup>, 9<sup>th</sup>, 10<sup>th</sup> and 14<sup>th</sup> Amendments** of the **Bill of Rights** to the **Constitution of the United States of America** and the **Constitution of the Commonwealth of Pennsylvania** the *Appellant has the enforceable right to truthful information* from Appellee AK Steel et al (now Cleveland-Cliffs) and ALL Appellees.

THIS COURT must obey the SUPREME LAW OF THE LAND!

*"When in the Course of human events, it becomes necessary for one people to dissolve the political bands which have connected them with another, and to assume among the powers of the earth, the separate and equal station to which the Laws of Nature and of Nature's God entitle them, a decent respect to the opinions of mankind requires that they should declare the causes which impel them to the separation. We hold these truths to be self-evident, that all men are created equal, that they are **endowed by their Creator with certain unalienable Rights**, that among these are Life, Liberty and the pursuit of Happiness.— That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed,— That whenever any Form of Government becomes destructive of these ends, it is the Right of the People to alter or to abolish it, and to institute new Government, laying its foundation on such principles and organizing its powers in such form, as to them shall seem most likely to effect their Safety and Happiness... But when a long train of abuses and usurpations, pursuing invariably the same Object evinces a design to reduce them under absolute Despotism, it is their right, **it is their duty**, to throw off such Government, and to provide new Guards for their future security.— Such has been the patient sufferance of these*

*Colonies; and such is now the necessity which constrains them to alter their former Systems of Government.*

***The history of the present King of Great Britain is a history of repeated injuries and usurpations, all having in direct object the establishment of an absolute Tyranny over these States. To prove this, let Facts be submitted to a candid world.***

*He has refused his Assent to Laws, the most wholesome and necessary for the public good.*

*He has forbidden his Governors to pass Laws of immediate and pressing importance, unless suspended in their operation till his Assent should be obtained; and when so suspended, he has utterly neglected to attend to them.*

*He has refused to pass other Laws for the accommodation of large districts of people, unless those people would relinquish the right of Representation in the Legislature, **a right inestimable to them and formidable to tyrants only.***

*He has dissolved Representative Houses repeatedly, for opposing with manly firmness **his invasions on the rights of the people.***

*He has obstructed the **Administration of Justice***

*He has affected to render the Military independent of and superior to the **Civil power**.*

*He has combined with others to subject us to a jurisdiction foreign to our constitution, and **unacknowledged by our laws**; giving his Assent to their Acts of **pretended Legislation**:*

***For depriving us in many cases, of the benefits of Trial by Jury:***

*For taking away our Charters, **abolishing our most valuable Laws**, and **altering fundamentally the Forms of our Governments**: **For suspending our own Legislatures**, and **declaring themselves invested with power to legislate for us in all cases whatsoever**.*

*In every stage of these Oppressions We have Petitioned for Redress in the most humble terms: Our repeated Petitions have been answered only by repeated injury. **A Prince whose character is thus marked by every act which may define a Tyrant, is unfit to be the ruler of a free people**. Nor have We been wanting in attentions to our British brethren. We have warned them from time to time of attempts by their legislature to extend an unwarrantable jurisdiction over us. We have reminded them of the circumstances of our emigration and settlement here. We have appealed to their native justice and magnanimity, and we*

have conjured them by the ties of our common kindred **to disavow these usurpations**, which, would inevitably interrupt our connections and correspondence.

**They too have been deaf to the voice of justice and of consanguinity.** We must, therefore, acquiesce in the necessity, which denounces our Separation, and hold them, as we hold the rest of mankind, Enemies in War, in Peace Friends. We, therefore, the Representatives of the united States of America, in General Congress, Assembled, appealing to the Supreme Judge of the world for the rectitude of our intentions, do, in the Name, and by Authority of the good People of these Colonies, solemnly publish and declare, That these United Colonies are, and of Right ought to be Free and Independent States; that they are Absolved from all Allegiance to the British Crown, and that all political connection between them and the State of Great Britain, is and ought to be totally dissolved; and that as Free and Independent States, they have full Power to levy War, conclude Peace, contract Alliances, establish Commerce, and to do all other Acts and Things which Independent States may of right do. And for the support of this Declaration, with a firm reliance on the protection of divine Providence, we mutually pledge to each other our Lives, our Fortunes and our sacred Honor. (emphasis added) **The Declaration of Independence**

*"We the People of the United States, in Order to form a more perfect Union, establish Justice, insure domestic Tranquility, provide for the common defence, promote the general Welfare, and secure the Blessings of Liberty to ourselves and our Posterity, do ordain and establish this Constitution for the United States of America."*

*(emphasis added)* **PREAMBLE to the Constitution of the United States of America**

**Article. IV. - The States Section 4 - Republican government**

*"The United States shall guarantee to every State in this Union a Republican Form of Government, and shall protect each of them against Invasion; and on Application of the Legislature, or of the Executive (when the Legislature cannot be convened) against domestic Violence."*

*(emphasis added)* **Constitution of the United States of America**

**Article. VI. - Debts, Supremacy, Oaths** *"This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the*



Constitution or Laws of any State to the Contrary notwithstanding."

(emphasis added) **Constitution of the United States of America**

"THE Conventions of a number of the States, having at the time of their adopting the Constitution, **expressed a desire**, in order to **prevent misconstruction or abuse of its powers**, that **further declaratory and restrictive clauses** should be added: And as extending the ground of public confidence in the Government, will best ensure the beneficent ends of its institution." (emphasis added) **PREAMBLE to the Bill of Rights of the Constitution of the United States of America**

**Amendment 7 - Trial by Jury in Civil Cases. Ratified**

**12/15/1791** "In Suits at common law, where the value in controversy shall exceed twenty dollars, **the right of trial by jury shall be preserved**, and no fact tried by a jury, shall be otherwise reexamined in any Court of the United States, than according to the rules of the common law." (emphasis added) **Bill of Rights of the Constitution of the United States of America**

**Amendment 9 - Construction of Constitution. Ratified**

**12/15/1791** *"The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people."* (emphasis added) **Bill of Rights of the Constitution of the United States of America**

**Amendment 10 - Powers of the States and People. Ratified**

**12/15/1791** *"The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."* (emphasis added) **Bill of Rights of the Constitution of the United States of America**

**Amendment 14 - Citizenship Rights. Ratified 7/9/1868** "1. All

*persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. **No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.***" (emphasis

*added*) **Bill of Rights of the Constitution of the United States of America**

*"WE, the people of the Commonwealth of Pennsylvania, grateful to Almighty God for the blessings of civil and religious liberty, and humbly invoking His guidance, do ordain and establish this Constitution."*

*(emphasis added)* **PREAMBLE to the Constitution of the Commonwealth of Pennsylvania**

**Section 1. Inherent rights of mankind.** *"All men are born equally free and independent, and have certain inherent and inalienable rights, among which are those of enjoying and defending life and liberty, of acquiring, possessing and protecting property and reputation, and of pursuing their own happiness."*

*(emphasis added)* **Constitution of the Commonwealth of Pennsylvania**

Article I, Section 6: "*Trial by jury shall be as heretofore, and the right thereof remain inviolate.*" (emphasis added) **Constitution of the Commonwealth of Pennsylvania**

**42 Pa.C.S.A. § 5104(a) General rule.** "*Except where the right to trial by jury is enlarged by statute, trial by jury shall be as heretofore, and the right thereof shall remain inviolate.*" (emphasis added)

"**The legislature may not**, under guise of extending injunction to new situation, **interfere with right of jury trial in cases covered by Constitution.**" (emphasis added) **Com. v. Dietz, 132 A. 572 (1926)**

**FACTUAL STATEMENT**

ALL Appellees KNEW the stated FACTS of this case and that are detailed in Appellant's **Concise Statement** dated 2-4-20 which Appellant provided in the flash drive to this Court and makes the **Concise Statement** and ALL evidence and court filings on the **Timeline of Corruption** page at **1776ToTyranny.com** as part of this **Notice of Appeal**:

- Appellee AK Steel et al (now Cleveland-Cliffs) entered a CIVIL CONTRACT with Appellant that if Appellant obeyed company directives and the LAW that Appellee would compensate Appellant with future wages, benefits, pension, etc.
- Appellee AK Steel et al (now Cleveland-Cliffs) provided a union hall on AK Steel et al (now Cleveland-Cliffs) property and paid the salaries of the Appellee UAW officers and overtime that the officers did not have to work for which makes ALL

actions that Appellee AK Steel et al (now Cleveland-Cliffs) and Appellee UAW et al a CONSPIRACY against Appellant which is was a FRAUD!

- ALL Appellees KNEW the FACT that Appellee AK Steel et al (now Cleveland-Cliffs) gave Appellant a UNLAWFUL verbal directive to haul the pinion gear on the Stake Truck and not chain down the pinion gear that resulted in the Stake Truck rolling over with Appellant inside when Appellee AK Steel et al (now Cleveland-Cliffs) had pictures of the pinion gear rolling to the side of the Stake Truck raising the rear axle off the ground when co-worker, Dan Redick, was given the same directive. After Appellant's accident Appellant visually was shown the pictures YET Appellee AK Steel et al (now Cleveland-Cliffs) NEVER informed Appellant of the pictures prior to the truck rolling over on Appellant to prevent a similar incident which was a CRIMINAL ACT!

- ALL Appellees KNEW the FACT that Appellant spoke with David Devries from the PA Attorney General's Office regarding the illegal activity at Appellee AK Steel et al (now Cleveland-Cliffs) Butler plant and that Appellant had informed Appellee Tassej yet NOTHING was done by Appellee AK Steel et al (now Cleveland-Cliffs) to correct the illegal activity.
- ALL Appellees KNEW the FACT that Appellant's then legal counsel, Dennis Moskal, sent a letter to Appellee AK Steel et al (now Cleveland-Cliffs), PRIOR to Appellant's ILLEGAL TERMINATION, warning Appellee AK Steel et al (now Cleveland-Cliffs) of the illegal activity yet again NOTHING was done.
- ALL Appellees KNEW the FACT that Appellant contacted Appellee McCune (then Butler County District Attorney) after Appellant's ILLEGAL termination and the CRIMINAL ACTIVITY yet Appellee McCune REFUSED to investigate the CRIMINAL ACTIVITY. The FACT that Appellee McCune

refused to do his job as a District Attorney is a  
CRIME and LEGAL MALPRACTICE!

- ALL Appellees KNEW the FACT that Appellant sent a 300 page document to then **U.S. Attorney General Ashcroft in 2003** via Certified Mail that provided ALL the INCULPATORY EVIDENCE to validate the guilt of Appellees YET not ONE APPELLEE has provided any EXCULPATORY EVIDENCE to prove their innocence in ANY to the court.
- ALL Appellees KNEW the FACT that Appellees Chivers and Papa committed LEGAL MALPRACTICE when they refused to use the INCULPATORY EVIDENCE that Appellant provided them as well as what they could have acquired just as Appellant did.
- All Appellees attempted to use RULES of procedure to usurp Appellant's CONSTITUTIONAL SUBSTANTIVE LAW RIGHTS.
- Superior Court judges and the Commonwealth Court judge committed a CRIMINAL ACT by denying



Appellant's Constitutional Rights and specifically a RIGHT to a trial by jury!

- Both the Commonwealth Court and Superior Court allowed Appellees to not follow the RULES of procedure and now are UNCONSTITUTIONALLY attempting to hold Appellant to the RULES of procedure when the Courts KNOW they cannot dismiss Appellant's SUBSTANTIVE LAW Complaint with RULES.
- ALL Appellees KNEW the FACT that they received the Violation Warning letters that are part of court filings by Appellant yet they chose to commit a TREASONOUS CRIME by denying and circumventing Appellant's GUARANTEED CONSTITUTIONAL RIGHTS.

One of the principal goals of the **Constitution of the Commonwealth of Pennsylvania** is to assure that a just mechanism exists to remedy all unlawful corporation acts

harming employees. To that end, it embraces both an expansive understanding of the conduct which constitutes a violation of the civil rights of the Appellant and awarding of damages.

Thus, the Appellee's are using procedural RULES to side step SUBSTANTIVE LAW, and thus deny the Appellant's RIGHTS under the 7<sup>th</sup>, 9<sup>th</sup>, 10<sup>th</sup> and 14<sup>th</sup> Amendments of the United States Constitution and the State of Pennsylvania Constitution Article I, Section 6.

There is little question, as the Appellant notes, that Appellee AK Steel et al (now Cleveland-Cliffs) failed to answer the Appellant's Complaint. Then the Appellees continually and repeatedly UNCONSTITUTIONALLY used procedural RULES to deny the Appellant's CONSTITUTIONAL SUBSTANTIVE LAW RIGHTS.

The Appellant has REPEATEDLY contended that Appellee AK Steel (now Cleveland-Cliffs) has used procedural RULES so that their argument does not fall within the aegis of the issue. The Appellant has treaded carefully in analyzing this issue, as the Original Court and succeeding appeals Court has failed to engage the Appellant.

**The Superior Court has explicitly refrained;**

1. From addressing the issue of workplace violations safety, and
2. CRIMES committed against Appellant by Appellees, and
3. The CIVIL damages owed to the Appellant.

Furthermore, the **Superior Court of Pennsylvania** nor **ANY Appellee** replied to the following questions of Appellant's Brief:

1. Will Appellee Cunningham and ANY COURT be allowed to continue to usurp and violate the Constitutional Inalienable/Unalienable Rights of Appellant since the Supreme Court has already ruled the Bill of Rights are IN FACT RIGHTS that no government can give or take away from Appellant/Anyone, specifically a RIGHT to a JURY TRIAL that Cunningham has denied Appellant repeatedly and continues to harm Appellant by denying compensatory and punitive restitution awarded by a JURY?
2. Will this Court continue to allow the unconstitutional use of statute of limitations/time bar to be used against Appellant by Appellees which violates all the RIGHTS of Appellant in the Bill of Rights and specifically Amendments 7, 9, 10 and 14 Section 1?
3. Will Appellee Cunningham and ALL other Appellees continue to be allowed to conspire to violate Appellant's Rights under Title 18 Section 241 **Conspiracy Against Rights**, 242 **Deprivation of Rights Under Color of Law** and 254 **Federally protected activities** and continue to harm Appellant by denying compensatory and punitive restitution?
4. Will Appellee AK Steel (*now Cleveland-Cliffs*) continue to be allowed to harm Appellant by the continued violation of Appellant's Constitutional Inalienable/Unalienable Rights and

CONSTITUTIONAL LAWS and continue to harm Appellant by denying compensatory and punitive restitution?

5. Will Appellee McCune go unpunished and not be required to pay restitution to Appellant for NOT investigating the CRIME committed against Appellant when the truck rolled over with Appellant inside the truck after Appellee AK Steel (now Cleveland-Cliffs) verbally ordered Appellant to haul the pinion gear without securing the load even after Appellee AK Steel (now Cleveland-Cliffs) had pictures of the truck almost rolling over on co-worker, Dan Redick, as well as the continued illegal activity against Appellant?
6. Will the Court protect Appellant's property of Appellant's labor and because Appellant's INALIENABLE/UNALIENABLE RIGHTS are guaranteed by the Declaration of Independence and Constitution/Bill of Rights? Butcher's Union Co. v. Crescent City Co., (111 U.S. 746)(1884)
7. Will the Court allow the continued FRAUD of Appellee AK Steel (now Cleveland-Cliffs) and Appellee UAW because Appellee AK Steel (now Cleveland-Cliffs) OWNS Appellee UAW through paying the Appellee UAW officers' salaries and paying the average overtime to the officers' without the officers working the overtime and for providing an on AK Steel property union hall to Appellee UAW validating Appellee UAW is not a

union at all at the Appellee AK Steel (now Cleveland-Cliffs) plant in Butler Pennsylvania?

8. Will the Court allow Appellee Koch to go unpunished for not apprising the Court and Appellant that Appellee AK Steel was being acquired and now owned by Cleveland-Cliffs?
9. Will this Court transfer this case back to the Superior Court of Pennsylvania for a full investigation and prosecutions of all Appellees to enforce the **Writ of Mandamus** and afford Appellant ALL legal remedies mandated by the Constitution of the United States of America?

The Appellant's contention is that Appellee's conduct does not fall within the bounds of the Constitution and the Civil Rights of the Appellant.

**Therefore, Appellant request that this court;**

- A. Grant Appellant's Complaint, and
- B. Award the Appellant Damages as stated, or
- C. Remand back to the Original Court for a Jury Trial.

**In short ALL APPELLEES:**

- A. Have lost sight of the real issue,
- B. Have lost sight of the real parties of interest and
- C. Lost sight of the enormous damages due the Appellant,
- D. Lost all views of the damage to the company(s) reputation,
- E. Lost their counsels position before the Bar, honesty and with it integrity.
- F. Lost the District Court, and Appeals Court ability to interpret the Constitution of the State of Pennsylvania and the United States of America all showing that indeed our State and Nation is in serious trouble.

***Appellant's Demur to the Non-Precedential Decision***

***and WARNING to the Court*** (part of flash drive) court filing

WARNED *John T. Bender, Alice Beck Dubow, Carolyn H. Nichols*

*and Joseph D. Seletyn* that if the appended **ORDER** was not

executed by the Court Appellant will add the *John T. Bender,*

*Alice Beck Dubow, Carolyn H. Nichols and Joseph D. Seletyn* as

***Appellees*** to this ongoing case for aiding and abetting to

***Conspiracy Against Appellant's Rights*** that are protected

by the ***United States Constitution*** and the ***Pennsylvania***

***Constitution*** affirms the SUPREME LAW OF THE LAND.

Additionally, the ***Pennsylvania Constitution*** CLEARLY

STATES the Court cannot use rules of procedure to usurp

***SUBSTANTIVE LAW.***

*"...if such rules are consistent with this Constitution and neither abridge, enlarge nor modify the substantive rights of any litigant" - Pennsylvania Constitution*

It is very clear the lower Courts are attempting to usurp the ***SUBSTANTIVE RIGHTS*** of Appellant by abridging and modifying Appellant's RIGHTS!

**SUBSTANTIVE LAW:** *"That part of the law which the courts are established to administer, as opposed to the rules according to which the substantive law Itself is administered. That part of the law which creates, defines, and regulates rights, as opposed to adjective or remedial law, which prescribes the method of enforcing rights or obtaining redress for their invasion." - Black's Law Dictionary*



**"What is JUDGE?:** A public officer, appointed to preside and to administer the law in a court of justice." - *Black's Law Dictionary*

It is quite evident the judges of the Commonwealth and Superior Court have no idea what **LAW** and **JUSTICE** is when they did not execute the **ORDER!**

Regarding to the **appended UNCONSTITUTIONAL NON-PRECEDENTIAL DECISION** Appellant challenges the following points of the Superior Court:

- The Superior Court affirmed the dismissal of Appellant's Complaint in the lower court which violated Appellant's **Constitutional RIGHTS** of **DUE PROCESS, JURY TRIAL** and **EQUAL PROTECTION of the LAWS** since Appellant filed a **SUBSTANTIVE LAW** Complaint and Appellant **DEMANDED a JURY**

**TRIAL** and this case was NEVER to be heard before a corrupt judge and corrupt attorneys. This Supreme Court also KNOWS that rules of procedure CANNOT EVER usurp **CONSTITUTIONAL SUBSTANTIVE LAW!**

- The Superior Court affirmed that on November 21, 2019 the trial court dismissed Appellant's Complaint which the Supreme Court KNOWS that ACT was UNCONSTITUTIONAL and UNLAWFUL. The Superior Court DID NOT acknowledge that Appellant provided a **VALID SUBSTANTIVE LAW** argument and **INCULPATORY EVIDENCE** and that Appellant NEVER agreed that RULES of procedure could EVER supersede **CONSTITUTIONAL SUBSTANTIVE LAW!**
- Per footnote (1) the Superior Court affirmed the trial court's "**OPINION**" stated that Appellant's Complaints as "largely indecipherable". Appellant stated the Commonwealth and Superior Court

obviously cannot and could not decipher a true legal argument if it bit them in the ARSE because they THINK procedural rules can usurp

**CONSTITUTIONAL SUBSTANTIVE LAW** when **IN FACT** even the **Pennsylvania Constitution** states the Superior Court or any court CANNOT!

- The Superior Court affirmed on May 29, 2019 that Appellant filed a Complaint against Appellee AK Steel et al for Appellant's termination on April 10, 2001 which the Superior Court KNEW the termination was UNLAWFUL and Appellant has PROVED with **INCULPATORY EVIDENCE** that not one Appellee has REFUTED but has only tried to argue RULES to usurp Appellant's CONSTITUTIONAL PROTECTED RIGHTS!
- Per footnote (2) the Superior Court states "Appellant unsuccessfully pursued claims arising from his termination in both state and federal courts." The Superior Court fails to state that Appellant has

provided **INCULPATORY EVIDENCE** to PROVE the **FRAUD** and **CONSPIRACY** that has taken place by ALL APPELLEES since the time of Appellant's UNLAWFUL termination that has even become **CRIMINAL** and the Superior Court refuses to acknowledge and follow the **RULE OF LAW** on Appellant's FACTS and EVIDENCE that would dismiss ALL Appellees court filings if the Superior Court followed the **CONSTITUTIONAL SUBSTANTIVE LAW!** The Superior Court knows Appellant's case in 2001 should have been tried before a JURY and NEVER went to federal court but because of the legal malpractice of Appellees Murtaugh, Chivers and Papa against Appellant, Appellant has had his **CONSTITUTIONAL SUBSTANTIVE LAW RIGHTS USURPED!**

- The Superior Court affirmed Defendants/Appellees filed Preliminary Objections on October 22, 2019 and the trial court held oral argument on them. The

Superior Court KNEW the Preliminary Objections were UNLAWFUL as Appellant **DEMANDED** a **CONSTITUTIONAL SUBSTANTIVE LAW JURY TRIAL** and ALL proceedings from that point forward HAD to be held before a JURY and not the CORRUPT Appellee Cunningham and ALL CORRUPT Appellees with a law license!

- The Superior Court affirmed that on January 7, 2020 the trial court issued an Order directing Appellant to file a Concise Statement of Errors Complained of on Appeal and then trial court filed Rule 1925(a) "**OPINION**" stating the Appellant failed to timely file a Rule 1925(b) Statement. Per footnote (3) the Superior Court states "The trial court docket indicates that the trial court's Rule 1925 was dated January 2, 2020, filed on January 6, 2020 and served on January 7, 2020." What the Superior Court DOES NOT admit on record is Appellant filed the Concise Statement on February 4, 2020 that was

time/date stamped at 9:01 AM yet Appellee Cunningham did not file his 1925 Order until February 4, 2020 and was NOT time/date stamped until 9:36 AM and Appellant never received the 1925 Order in the mail until February 11, 2020 which was 7 days AFTER Appellant filed the Concise Statement. The Superior Court knew Appellant validated this evidence in Superior Court filing by Appellant

***"RESPONSE TO 1925(a) FRAUDULENT/ILLEGAL ORDER TIME/DATE STAMPED 2-4-20"***

Appellant further explained in the aforementioned court filing that Appellant had a very close friend and relative pass away and why the **Concise Statement** was a couple days late YET the Superior Court ignores that EVIDENCE to further CONSPIRE against Appellant!

- The Superior Court concludes that Appellant waived any issue on appeal when Appellant failed to timely file Rule 1925(b) Statement and then relied on Pa.

Superior Court OPINION ***Greater Erie Indus. Devel Corp. v. Presque Isle Downs, Inc.*** YET the Superior Court KNOWS a court can only RENDER an OPINION and if it is UNCONSTITUTIONAL the OPINION can be overruled and is what Appellant intends to do by filing all the way to the Supreme Court of the United States if need be because the Superior Court has failed to state in their UNCONSTITUTIONAL NON-PRECEDENTIAL DECISION that Appellant has REPEATEDLY spelled out that Appellee Cunningham allowed Appellees Koch, Hobaugh and Papa to IGNORE the rules yet want to hold Appellant to the rules which is CRIMINAL on the part of this Court and Appellant as a Sovereign Individual over the Court system will not let that stand.

- Per footnote (5) the Superior Court states that "In light of our disposition, we deny Appellant's June 10, 2020 "Application for Relief" requesting that this

Court reschedule oral arguments and "Appellant's Demur of Recent Orders." YET the Superior Court KNOWS that Appellant provided PROOF that Appellee Papa LIED and YET the Court is trying to impose UNCONSTITUTIONALLY applied RULES to DENY and USURP Appellant's **CONSTITUTIONAL SUBSTANTIVE RIGHTS!**

Appellant then gave a warning that if the *Superior Court of Pennsylvania* chooses to ignore the **LAWFUL** argument of Appellant then Appellant has no choice but to hold the *Superior Court of Pennsylvania* in **CONTEMPT OF COURT** for **OBSTRUCTION JUSTICE** of the Appellant.

In light of Appellant's FACTUAL STATEMENT the Superior Court and specifically John T. Bender, Alice Beck Dubow, Carolyn H. Nichols, Joseph D. Seletyn are NOW Appellees and were **SERVED** with appended **Violation**



**Warning** letters for **Denial of Rights Under Color of Law** with ALL Appellees names on each letter for the continued conspiracy against Appellant.

One last point to be made from the excerpt below of court ruling "**United States v. Shive**" that the Supreme Court of Pennsylvania understands is that INDIVIDUAL RIGHTS are protected by the Constitution of the United States of America and the courts are bound to be a court of justice yet the Commonwealth and Superior Court have USURPED Appellant's INDIVIDUAL CONSTITUTION RIGHTS and ALL Appellees must be prosecuted for their conspiracy against Appellant.

**"In courts of justice, the law of the land is the law of every case, criminal as well as civil, the safety of the public, the rights of individuals do not depend on their opinion of what the law ought to be, but on what it is. The ministers of justice are not the makers of the laws, judges and jurors are, in the words of the defendant's counsel, magistrates to enforce and execute the laws; they are as much bound by them as the criminal they condemn.** We sit here by the

authority of the law, our duty is prescribed and defined by law, **and if we willfully violate or disregard it**, if we sentence a prisoner without a previous law prescribing a punishment, or acquit in opposition to the enacted and established law of the country, **we should be the greatest criminals in the nation.** We are judges of law, but what is law? **Not the opinions of judges and jurors merely, it is the will of the people**, expressed through that department of the government, **to whom they have confided the lawmaking power.** An act of congress is the exercise of that power conferred by the nation; a judgment of the supreme court affirming its validity and decreeing its binding force, is the constitutional exercise of the judicial power of the nation, confided to that high tribunal. And when a law thus carries with it the imposing authority of the people, the states of this union, and of every department of the government created by the constitution, shall the ministers of justice, its sworn administrators, be the first to trample under their feet the supreme law of the land? Shall we, the creatures of the law, the servants of the constitution, dare to assume the power of abrogating its provisions, disobeying its injunctions, and dispensing with its penalties? **The sixth article of the constitution, declares itself and all laws and treaties made pursuant thereto, to be the supreme law of the land, and that all judges shall be bound thereby**, notwithstanding

any thing in the law or constitution of any state to the contrary.”

(emphasis added)

The aforementioned **PREAMBLE to the Bill of Rights** was written and ratified because the States were still concerned the Constitution was not restrictive enough and Appellees *John T. Bender, Alice Beck Dubow, Carolyn H. Nichols and William Cunningham* PROVED why the STATES were concerned because we unfortunately have EVIL and CORRUPT judges like the Appellees mentioned above which is **TREASON.**

*“When a judge acts where he or she does not have jurisdiction to act, the judge is engaged in an act or acts of treason.” – Cohens v. Virginia, 19 US (6 Wheat) 264, 404, 5 L.Ed 257 (1821)*

*“It is the duty of all officials whether legislative, judicial, executive, administrative, or ministerial to so perform every official act as not to violate constitutional provisions.” – Williamson v. U.S. Department of*

**Agriculture, 815 F.2d. 369, ACLU Foundation v. Barr, 952 F.2d. 457, 293 U.S. App. DC 101, (CA DC 1991).**

*"In considering a motion to dismiss for failure to state a claim under Rule 12(b)(6), the court must accept all well-pleaded facts as true and view them in the light most favorable to the plaintiff." – **McCartney v. First City Bank, 970 F.2d 45, 47 (5th Cir.1992)***

*"Among these unalienable rights, as proclaimed in the great document, is the right of men to pursue their happiness, by which is meant the right to pursue any lawful business or vocation, in any manner not inconsistent with the equal rights of others, which may increase their prosperity or develop their faculties, so as to give them their highest enjoyment. The common business and callings of life, the ordinary trades and pursuits, which are innocuous in themselves, and have been followed in all communities from time immemorial, must therefore be free in this country to all alike upon the same conditions...The property which every man has in his own labor, as it is the original foundation of all other property, so it is the most sacred and inviolable." – **Butcher's Union Co. v. Crescent City Co., 111 U.S. 746 (1884)***

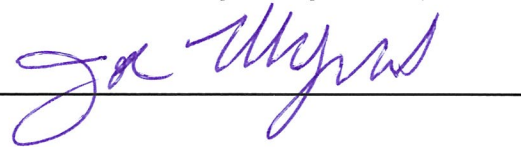
*"The court is to protect against any encroachment of Constitutionally secured liberties."* – **Boyd v. U.S., 116 U.S. 616**

**Norman v. Zieber**, 3 Or at 202-03 Fraud. *An intentional perversion of truth for the purpose of inducing another in reliance upon it to part with some valuable thing belonging to him or to surrender a legal right. A false representation of a matter of fact... which deceives and is intended to deceive another so that he shall act upon it to his legal injury. ... It consists of some deceitful practice or willful device, resorted to with intent to deprive another of his right, or in some manner to do him injury... (Emphasis added) –Black's Law Dictionary Fifth Edition, page 594. Then take into account the case of McNally v. U.S., 483 U.S. 350, 371-372, Quoting U.S. v Holzer, 816 F.2d. 304, 307 Fraud in its elementary common law sense of deceit.. includes the deliberate concealment of material information in a setting of fiduciary obligation. A public official is a fiduciary toward the public,... and if he deliberately conceals material information from them he is guilty of fraud.*

The entirety of this writ should issue, and the full weight of the **Constitution** must be followed to the prosecution of ALL Appellees and the compensatory and punitive damages restored to Appellant.

The **SUPREME COURT** has only one duty and that is to follow the **United States Constitution** and **STRIKE** all **ORDERS** from the Commonwealth and Superior Court of Pennsylvania and execute the attached **ORDER**.

Dated this 7<sup>th</sup> day of September, 2020



Joe Myers

12137 Emerald Green Court

Jacksonville, FL 32246

904-254-6472

[1776ToTyranny@gmail.com](mailto:1776ToTyranny@gmail.com)

## **CERTIFICATE OF COMPLIANCE**

I hereby certify that this court filing complies with the Constitution of the United States of America and ALL judges are bound thereby, Article 6.

Dated this 7<sup>th</sup> day of September, 2020

/s/ Joe Myers

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**IN THE SUPREME COURT OF PENNSYLVANIA WESTERN DISTRICT**

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Joe Myers

***APPELLANT***

vs.

Timothy F. McCune, Joseph H. Chivers, John/Jack W. Murtagh Jr., Graydon Brewer, Carl V. Nanni, Jack Lewis, Jim Gallagher, Hank Leyland, Greg Loverick, Edward Tasse, AK Steel et al, UAW et al (formerly Butler Armco Independent Union), Angelo Papa, William Cunningham, Michael Lettrich, Maria Milie Jones, Dennis Roman, Nicholas Koch, Adam Hobaugh, John T. Bender, Alice Beck Dubow, Carolyn H. Nichols, Joseph D. Seletyn

***APPELLEES***

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**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_ 2020, upon the facts and evidence provide by Appellant, it is hereby ORDERED by the Supreme Court that:

- (a) All ORDERS by the Commonwealth and Superior Court related to this case to date are hereby STRIKEN from the record as well as ALL Briefs filed by Appellees as the Appellees perverted the LAW and did not honor their sworn oath to the Constitution;



- (b) Appellant is awarded either the full punitive and compensatory damages requested of \$100 Million from Appellee AK Steel and \$10 Million per each Appellee or a JURY TRIAL is scheduled;
- (c) That Supreme Court of Pennsylvania invokes an injunction on Appellee AK Steel et al (now Cleveland Cliffs) Butler plant for the ALL criminal activity and specifically the hauling of the coils on grossly overloaded trailers coming down a steep hill with a 90 degree bend in it to an intersection Appellee AK Steel allows the public at large to enter their property to purchase material from Hecketts Slag a public company when Appellee AK Steel written directives (Public Policy Law) state to obey the Pennsylvania Motor Code both inside and outside the plant;
- (d) The Supreme Court of Pennsylvania strips the license of ALL Appellees that were judges, legal counsel or prothonotary in the conspiracy against Appellant and NEVER allowed to practice law in the United States;
- (e) The Supreme Court of Pennsylvania invokes criminal charges against ALL Appellees with a law license for their part in the conspiracy against Appellant.

BY THE COURT

\_\_\_\_\_ J.

**NON-PRECEDENTIAL DECISION - SEE SUPERIOR COURT I.O.P. 65.37**

|                               |   |                          |
|-------------------------------|---|--------------------------|
| JOE MYERS,                    | : | IN THE SUPERIOR COURT OF |
|                               | : | PENNSYLVANIA             |
| Appellant                     | : |                          |
|                               | : |                          |
|                               | : |                          |
| v.                            | : |                          |
|                               | : |                          |
|                               | : |                          |
| TIMOTHY F. MCCUNE, JOSEPH H.  | : | No. 1892 WDA 2019        |
| CHIVERS, JOHN/JACK W. MURTAGH | : |                          |
| JR., GRAYDON BREWER, CARL V.  | : |                          |
| NANNI, JACK LEWIS, JIM        | : |                          |
| GALLAGHER, HANK LEYLAND, GREG | : |                          |
| LOVERICK, EDWARD TASSEY, AK   | : |                          |
| STEEL ET AL, UAW (FORMERLY    | : |                          |
| BUTLER ARMCO INDEPENDENT      | : |                          |
| UNION).                       | : |                          |

Appeal from the Order Entered November 21, 2019  
 In the Court of Common Pleas of Butler County Civil Division at No(s):  
 A.D. No. 19-10516

BEFORE: BENDER, P.J.E., DUBOW, J., and NICHOLS, J.

JUDGMENT ORDER BY DUBOW, J.: **FILED JUNE 25, 2020**

Appellant, Joe Myers, appeals *pro se* from the November 21, 2019 Order entered in the Butler County Court of Common Pleas sustaining the Preliminary Objections filed by all defendants, and dismissing Appellant's Complaint with prejudice. We affirm.

On May 29, 2019, Appellant filed *pro se* a Complaint against the defendants arising from his April 10, 2001 termination by his prior employer

AK Steel.<sup>1, 2</sup> The defendants filed Preliminary Objections, and, on October 22, 2019, the trial court held oral argument on them. Following oral argument, on November 21, 2019, the trial court sustained the Preliminary Objections and dismissed the case with prejudice.

On January 7, 2020, the trial court issued an Order directing Appellant to file a Concise Statement of Errors Complained of on Appeal pursuant to Pa.R.A.P. 1925(b) within 20 days of entry of the Order. The Order stated that “the failure of [Appellant] to timely file a concise statement means that he has not preserved any issues for appellate review.”<sup>3</sup> Order 1/7/20. Accordingly, the trial court’s order required Appellant to file his Rule 1925(b) statement by January 27, 2020.

On February 4, 2020, the trial court issued its Rule 1925(a) Opinion indicating that Appellant had failed to file a Rule 1925(b) Statement and had,

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<sup>1</sup> In its November 21, 2019 Opinion in support of its Order sustaining the defendants’ Preliminary Objections, the trial court characterized Appellant’s Complaints as “largely indecipherable in terms of presenting a factual or legal basis for a claim against any of the [d]efendants.” Opinion, 11/21/19, at 1.

<sup>2</sup> In 2004, Appellant unsuccessfully pursued claims arising from his termination in both the state and federal courts.

<sup>3</sup> The trial court docket indicates that the trial court’s Rule 1925 Order was dated January 2, 2020, filed on January 6, 2020, and served on January 7, 2020.

thus, failed to preserve any issues for appellate review. Two days later, on February 6, 2020, Appellant filed an untimely Rule 1925(b) Statement.<sup>4</sup>

We conclude that Appellant waived any issues on appeal when he failed to file a timely Rule 1925(b) Statement. **See, e.g., Greater Erie Indus. Devel. Corp. v. Presque Isle Downs, Inc.**, 88 A.3d 222, 227 (Pa. Super. 2014) (*en banc*) (finding appellate issues waived were appellant failed to file timely Rule 1925(b) statement).

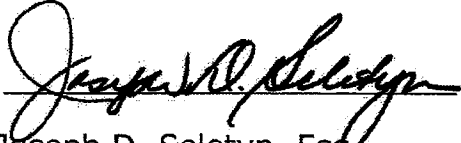
Order affirmed.<sup>5</sup>

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<sup>4</sup> Appellant's sprawling 55-page Rule 1925(b) Statement is an inarticulate reiteration of the claims he advanced in his prior pleadings.

<sup>5</sup> In light of our disposition, we deny Appellant's June 10, 2020 "Application for Relief" requesting that this Court reschedule oral arguments and "Appellant's Demur of Recent Orders."

Judgment Entered.

A handwritten signature in black ink, appearing to read "Joseph D. Seletyn". The signature is written in a cursive style with a large initial "J" and a long horizontal stroke at the end.

Joseph D. Seletyn, Esq.  
Prothonotary

Date: 6/25/2020

**IN THE SUPERIOR COURT OF PENNSYLVANIA  
WESTERN DISTRICT**

Joe Myers, **Appellant**

vs.

Timothy F. McCune, Joseph H. Chivers,  
John/Jack W. Murtagh Jr., Graydon  
Brewer, Carl V. Nanni, Jack Lewis, Jim  
Gallagher, Hank Leyland, Greg Loverick,  
Edward Tasse, AK Steel et al, UAW  
(formerly Butler Armco Independent  
Union) et al, Angelo Papa, William  
Cunningham, Michael Lettrich, Maria Milie  
Jones, Dennis Roman, Nicholas Koch,  
Adam Hobaugh, **Appellees**

**Superior Court Docket No. 1892 WDA 2019**

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**Appellant's Demur to Non-Precedential  
Decision and WARNING to the COURT**

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Notice is hereby given that Joe Myers, Appellant above named, hereby files a Demur to the UNCONSTITUTIONAL order entered in this matter on the 25<sup>th</sup> day of June, 2020.

CIVIL DIVISION

Joe Myers  
12137 Emerald Green Court  
Jacksonville, Florida 32246  
904-254-6472

## RELATED CASES

*Joseph Myers, (Plaintiff)*

v.

*AK Steel Corporation and Butler Armco  
Independent Union, U.A.W. (Defendants)*

*and*

*Joseph G. Myers, (Plaintiff) v. Joseph  
Chivers, (Defendant)*

Court filings:

- **Complaint – Jury Trial Demanded** dated 4-23-04 but Time/Date Stamped the day before 4-22-04
- **Complaint For Legal Malpractice Breach Of Contract, Failure To Timely File/Breach Of Contract, No Justification Of Fee Charged To Plaintiff** dated 6-1-04 but not Time/Date Stamped until 6-17-04
- **Conflict of Interest** dated 11-20-07

A.D. No. 04-10707

Joe Myers, (**Plaintiff**)

v.

*Timothy F. McCune, Joseph H. Chivers,  
John/Jack Murtagh Jr., Graydon Brewer, Carl  
V. Nanni, Jack Lewis, Jim Gallagher, Hank  
Leyland, Greg Loverick, Edward Tasse, AK  
Steel et al, UAW (formerly Butler Armco  
Independent Union) et al, Angelo Papa,  
William Cunningham, Michael Lettrich, Maria  
Millie, Jones, Dennis Roman, Nicholas Koch,  
Adam Hobaugh, (**Defendants**)*

Court filings:

- **Complaint** dated 5-29-19
- **Response to SCHEDULING ORDER**  
dated 9-19-19
- **All Defendants are in Contempt of  
Court and Obstructing Justice** dated 9-28-  
19
- **Legal Notice and Violation Warning  
of Denial of Rights Under Color of Law**  
dated 10-16-19
- **Amended Legal Notice and Violation  
Warning of Denial of Rights Under Color  
of Law** dated 10-18-19



- ***Amended Court Filing Adding Defendants and For Continued Violation of Plaintiff's Constitutional Rights*** dated 10-28-19
- ***Response to Motion To Strike by Defendant Koch and to Any Future Court Filings By Any Defendant Trying to Violate Plaintiff's Constitutional Rights*** dated 11-25-19
- ***Notice of Appeal*** dated 12-18-19
- ***Concise Statement of Matters Complained of on Appeal*** dated 2-4-20

NO. A.D. No. 19-10516

**Joe Myers, (Appellant)**

v.

*Timothy F. McCune, Joseph H. Chivers,  
John/Jack Murtagh Jr., Graydon Brewer, Carl  
V. Nanni, Jack Lewis, Jim Gallagher, Hank  
Leyland, Greg Loverick, Edward Tasse, AK  
Steel et al, UAW (formerly Butler Armco  
Independent Union) et al, Angelo Papa,  
William Cunningham, Michael Lettrich, Maria  
Millie, Jones, Dennis Roman, Nicholas Koch,  
Adam Hobaugh, (Appellees)*

Court filings:

- **Superior Court of Pennsylvania  
Docketing Statement** dated 1-7-20
- **Motion For Relief, Motion For  
Extension For Rule 1925(b) Order**
- **Response To Rule 1925(b)  
Fraudulent/Illegal Order Time/Date  
Stamped 2-4-20**
- **Response to Supreme Court Order  
dated 2-18-20, Writ Of Mandamus,  
Extraordinary Jurisdiction, Request For  
Extension For Filing Brief**

Case No.: 1892 WDA 2019

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**APPELLANT'S DEMUR TO NON-PRECEDENTIAL  
DECISION AND WARNING TO THE COURT**

Appellant files this **DEMUR** to the recent UNCONSTITUTIONAL decision rendered by John T. Bender, Alice Beck Dubow and Carolyn H. Nichols and unlawfully recorded by Joseph D. Seletyn.

Appellant provides the appended **Violation Warning Letters for Denial of Appellant's Rights Under Color of Law** as part of this court filing to WARN *John T. Bender, Alice Beck Dubow, Carolyn H. Nichols and Joseph D. Seletyn* that if the appended **ORDER** is not executed by the Court Appellant will add the *John T. Bender, Alice Beck Dubow, Carolyn H. Nichols and Joseph D. Seletyn* as **Appellees** to this ongoing case for aiding and abetting to **Conspiracy Against Appellant's Rights** that are protected by the **United States Constitution** and the **Pennsylvania Constitution** affirms the SUPREME LAW OF THE LAND. Additionally the **Pennsylvania Constitution** CLEARLY STATES the Court cannot use rules of procedure to usurp **SUBSTANTIVE LAW**.

"...if such rules are consistent with this Constitution and neither abridge, enlarge nor modify the substantive rights of any litigant" – Pennsylvania Constitution

It is very clear this Court is attempting to usurp the **SUBSTANTIVE RIGHTS** of Appellant by abridging and modifying Appellant's RIGHTS!

**SUBSTANTIVE LAW**: "That part of the law which the courts are established to administer, as opposed to the rules according to which the substantive law itself is administered. That part of the law which creates, defines, and regulates rights, as opposed to adjective or remedial law, which prescribes the method of enforcing rights or obtaining redress for their invasion." - Black's Law Dictionary

**"What is JUDGE?":** A public officer, appointed to preside and to administer the law in a court of justice." - Black's Law Dictionary

It is quite evident the judges of this Court have no idea what **LAW** and **JUSTICE** are if they do not execute the appended **ORDER!**

Regarding to the UNCONSTITUTIONAL **NON-  
PRECEDENTIAL DECISION** Appellant challenges the following points:

- This Court affirmed the dismissal of Appellant's Complaint in the lower court which violated Appellant's **Constitutional RIGHTS** of **DUE PROCESS, JURY TRIAL** and **EQUAL PROTECTION of the LAWS** since Appellant filed a **SUBSTANTIVE LAW** Complaint and Appellant **DEMANDED a JURY TRIAL** and this case was NEVER to be heard before a corrupt judge and corrupt attorneys. This Court also KNOWS that rules of procedure CANNOT EVER usurp **CONSTITUTIONAL SUBSTANTIVE LAW!**

- This Court affirmed that on November 21, 2019 the trial court dismissed Appellant's Complaint which this Court KNOWS that ACT was UNCONSTITUTIONAL and UNLAWFUL. This Court DOES NOT acknowledge that Appellant provided a **VALID SUBSTANTIVE LAW** argument and **INCULPATORY EVIDENCE** and that Appellant NEVER agreed to rules of procedure that has nothing to do with **CONSTITUTIONAL SUBSTANTIVE LAW!**
- Per footnote (1) this Court stated the trial court's "**OPINION**" stated that Appellant's Complaints as "largely indecipherable". Appellant states this Court and the trial court obviously cannot and could not decipher a true legal argument if it bit them in the ARCE because they THINK procedural rules can usurp **CONSTITUTIONAL SUBSTANTIVE LAW** when **IN FACT** even the **Pennsylvania Constitution** states this Court or any court CANNOT!

- This Court affirmed on May 29, 2019 that Appellant filed a Complaint against Appellee AK Steel et al for Appellant's termination on April 10, 2001 which this Court KNOWS the termination was UNLAWFUL and Appellant has PROVED with **INCULPATORY EVIDENCE** that not one Appellee has REFUTED but has only tried to argue rules to usurp Appellant's CONSTITUTIONAL PROTECTED RIGHTS!
- Per footnote (2) this Court states "Appellant unsuccessfully pursued claims arising from his termination in both state and federal courts." This Court fails to state that Appellant has provided **INCULPATORY EVIDENCE** to PROVE the **FRAUD** and **CONSPIRACY** that has taken place by ALL APPELLEES since the time of Appellant's UNLAWFUL termination that has even become **CRIMINAL** and this Court refuses to acknowledge and follow the **RULE OF LAW** on Appellant's FACTS and EVIDENCE that would dismiss ALL Appellees court filings if this



Court followed the **CONSTITUTIONAL SUBSTANTIVE LAW!** This Court knows Appellant's case in 2001 should have been tried before a JURY and NEVER went to federal court but because of the legal malpractice of Appellees Murtaugh, Chivers and Papa against Appellant, Appellant has had his **CONSTITUTIONAL SUBSTANTIVE LAW RIGHTS USURPED!**

- This Court affirmed Defendants/Appellees filed Preliminary Objections on October 22, 2019 and the trial court held oral argument on them. This Court KNEW the Preliminary Objections were UNLAWFUL as Appellant **DEMANDED** a **CONSTITUTIONAL SUBSTANTIVE LAW JURY TRIAL** and ALL proceedings from that point forward HAD to be held before a JURY and not the CORRUPT Appellee Cunningham and ALL Appellees with a law license!
- This Court affirmed that on January 7, 2020 the trial court issued an Order directing Appellant to file a

Concise Statement of Errors Complained of on Appeal and then trial court filed Rule 1925(a) "**OPINION**" stating the Appellant failed to timely file a Rule 1925(b) Statement. Per footnote (3) this Court states "The trial court docket indicates that the trial court's Rule 1925 was dated January 2, 2020, filed on January 6, 2020 and served on January 7, 2020." What this Court DOES NOT admit on record is Appellant filed the Concise Statement on February 4, 2020 that was time/date stamped at 9:01 AM yet Appellee Cunningham did not file his 1925 Order until February 4, 2020 and was NOT time/date stamped until 9:36 AM and Appellant never received the 1925 Order in the mail until February 11, 2020 which was 7 days AFTER Appellant filed the Concise Statement. This Court knew Appellant validated this evidence in Superior Court filing by Appellant "**RESPONSE TO 1925(a) FRAUDULENT/ILLEGAL ORDER TIME/DATE STAMPED 2-4-20**"

Appellant further explained in the aforementioned court filing that Appellant had a very close friend and relative pass away and why the Concise Statement was a couple days late YET this COURT ignores that EVIDENCE to further CONSPIRE against Appellant!

- This Court concludes that Appellant waived any issue on appeal when Appellant failed to timely file Rule 1925(b) Statement and then relied on Pa. Superior Court OPINION ***Greater Erie Indus. Devel Corp. v. Presque Isle Downs, Inc.*** YET this Court KNOWS a court can only RENDER an OPINION and if it is UNCONSTITUTIONAL the OPINION can be overruled and is what Appellant intends to do by filing all the way to the Supreme Court of the United States if need be because this Court has failed to state in their UNCONSTITUTIONAL NON-PRECEDENTIAL DECISION that Appellant has REPEATEDLY spelled out that Appellee Cunningham allowed Appellees Koch, Hobaugh and Papa to IGNORE the rules yet

want to hold Appellant to the rules which is  
CRIMINAL on the part of this Court and Appellant as  
the Sovereign over this Court will not let that stand.

- Per footnote (5) this Court states that "In light of our  
disposition, we deny Appellant's June 10, 2020  
"Application for Relief" requesting that this Court  
reschedule oral arguments and "Appellant's Demur of  
Recent Orders." YET this Court KNOWS that  
Appellant provided PROOF that Appellee Papa LIED  
and YET the Court is trying to impose  
UNCONSTITUTIONALLY applied rules to DENY and  
USURP Appellant's **CONSTITUTIONAL**  
**SUBSTANTIVE RIGHTS!**

If the *Superior Court of Pennsylvania* chooses to ignore the **LAWFUL** argument of Appellant then Appellant has no choice but to hold the *Superior Court of Pennsylvania* in **CONTEMPT OF COURT** for **OBSTRUCTION JUSTICE** of the Appellant.

In light of Appellant's FACTUAL STATEMENT this Court and specifically *John T. Bender, Alice Beck Dubow, Carolyn H. Nichols, Joseph D. Seletyn* and the Superior Court of Pennsylvania must STRIKE all Appellees court filings and this Court's recent UNCONSTITUTIONAL decisions or consider yourselves **SERVED** with appended **Violation Warning** letters for **Denial of Rights Under Color of Law** with your names on each letter for your continued conspiracy against Appellant.

The entirety of this writ should issue and the full weight of the Constitution must be followed to the prosecution of ALL Appellees and the compensatory and punitive damages restored to Appellant.

This **Court** has only one duty and that is to follow the **United States Constitution** and **STRIKE** all **ORDERS** from this COURT and execute the attached **ORDER**.

Dated this 2<sup>nd</sup> day of July, 2020

A handwritten signature in cursive script that reads "Joe Myers". The signature is written in black ink and is positioned above a solid horizontal line.

Joe Myers pro se

12137 Emerald Green Court

Jacksonville, FL 32246

Phone: 904-254-6472

Email: 1776ToTyranny@gmail.com

**IN THE SUPERIOR COURT OF PENNSYLVANIA WESTERN DISTRICT**

---

**Superior Court Docket No. 1892 WDA 2019**

---

Joe Myers

***APPELLANT***

vs.

Timothy F. McCune, Joseph H. Chivers, John/Jack W. Murtagh Jr., Graydon Brewer, Carl V. Nanni, Jack Lewis, Jim Gallagher, Hank Leyland, Greg Loverick, Edward Tasse, AK Steel et al, UAW et al (formerly Butler Armco Independent Union), Angelo Papa, William Cunningham, Michael Lettrich, Maria Milie Jones, Dennis Roman, Nicholas Koch, Adam Hobaugh,

***APPELLEES***

---

**ORDER**

AND NOW, this \_\_\_\_\_ day of July 2020, upon the facts and evidence provide by Appellant, it is hereby ORDERED by the Superior Court that:

- (a) All ORDERS by the Superior Court related to this case to date are hereby STRIKEN from the record as well as ALL Briefs filed by Appellees as the Appellees perverted the LAW and did not honor their sworn oath to the Constitution;

- (b) Appellant is awarded either the full punitive and compensatory damages requested of \$100 Million from Appellee AK Steel and \$10 Million per each other Appellee or a JURY TRIAL is scheduled;
- (c) That part of this case to be transferred BACK to the Supreme Court of Pennsylvania so that ALL Appellees with a law license are stripped of their license and NEVER allowed to practice law in the United States;
- (d) That part of this case to be transferred back to the Supreme Court of Pennsylvania so an injunction is imposed on Appellee AK Steel et al (now Cleveland Cliffs) Butler plant for the continued criminal activity of hauling the coils on grossly overloaded trailers coming down a steep hill with a 90 degree bend in it to an intersection Appellee AK Steel et al allows the public at large to enter their property to purchase material from Hocketts Slag a public company;
- (e) That part of this case to be transferred back Supreme Court of Pennsylvania so the Court can contact Cleveland-Cliffs the new owner of Appellee AK Steel et al to inform them of this legal issue.

BY THE COURT

\_\_\_\_\_J.




Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

▶ Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|   |   |
|---|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, Florida 32246 | Name and address of Notice Recipient<br><b>Alice Beck Dubow</b><br>310 Grant Street, Suite 600<br>Pittsburgh, PA 15219-2297 |
|---|---|

Citizen's statement:  
Violation of my RIGHTS under The United States of America Constitution of a JURY TRIAL, DUE PROCESS and EQUAL PROTECTION of the LAWS  
Violation of U.S. Codes, Title 18 Section 241, Section 242, Section 254, Section 35559 / Title 15 Section 2087 / Title 29 Section 654 / Title 42 Section 1983

I certify that the forgoing information stated here is true and correct.  
Citizen's signature  
▶  | Date ▶ July 2, 2020

**Legal Notice and Warning**

Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.

Attempting to cause a person to do something by telling that person that such action is required by law, when it is not required by law, may be a felony.

18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States ... shall be fined under this title or imprisoned not more than one year, or both.

18 USC §245 provided that Whoever, whether or not acting under color of law, intimidates or interferes with any person from participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States; [or] applying for or enjoying employment, or any perquisite thereof, by any agency of the United States; shall be fined under this title, or imprisoned not more than one year, or both.

42 USC §1983 provides that every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress.

**Warning**, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

**You are advised** to cease and desist with your demand and to seek *personal* legal counsel if you do not understand the law.

Notice of Service:  
I, Joe Myers certify that I personally delivered this notice to above named recipient and address on July 2, 2020 at As part of Superior Court filing

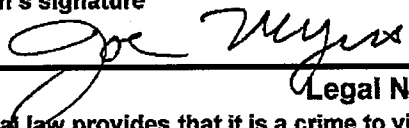
Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

▶ Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|   |   |
|---|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, Florida 32246 | Name and address of Notice Recipient<br><b>John T. Bender</b><br>310 Grant Street, Suite 600<br>Pittsburgh, PA 15219-2297 |
|---|---|

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Violation of my RIGHTS under The United States of America Constitution of a JURY TRIAL, DUE PROCESS and EQUAL PROTECTION of the LAWS  
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**Citizen's signature**  
▶  Date ▶ July 2, 2020

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**Warning, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.**

**You are advised to cease and desist with your demand and to seek *personal* legal counsel if you do not understand the law.**

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

▶ Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen

Joe Myers  
12137 Emerald Green Court  
Jacksonville, Florida 32246

Name and address of Notice Recipient

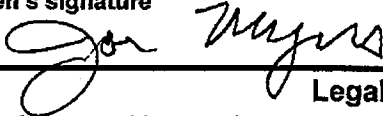
Joseph D. Seletyn  
310 Grant Street, Suite 600  
Pittsburgh, PA 15219-2297

Citizen's statement:

Violation of my RIGHTS under The United States of America Constitution of a JURY TRIAL, DUE PROCESS and EQUAL PROTECTION of the LAWS  
Violation of U.S. Codes, Title 18 Section 241, Section 242, Section 254, Section 35559 / Title 15 Section 2087 / Title 29 Section 654 / Title 42 Section 1983

I certify that the forgoing information stated here is true and correct.

Citizen's signature

▶ 

Date ▶ July 2, 2020

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**Warning**, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

**You are advised** to cease and desist with your demand and to seek *personal* legal counsel if you do not understand the law.

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I, Joe Myers certify that I personally delivered this notice to above named recipient and address on July 2, 2020 at As part of Superior Court filing

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Denial of Rights Under Color of Law**

▶ Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen

Joe Myers  
12137 Emerald Green Court  
Jacksonville, Florida 32246

Name and address of Notice Recipient

Carolyn H. Nichols  
310 Grant Street, Suite 600  
Pittsburgh, PA 15219-2297

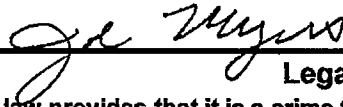
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Violation of U.S. Codes, Title 18 Section 241, Section 242, Section 254, Section 35559 / Title 15 Section 2087 / Title 29 Section 654 / Title 42 Section 1983

I certify that the forgoing information stated here is true and correct.

**Citizen's signature**

▶



Date ▶ July 2, 2020

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**You are advised** to cease and desist with your demand and to seek *persona*/ legal counsel if you do not understand the law.

Notice of Service:

I, Joe Myers certify that I personally delivered this notice to above named recipient and address on July 2, 2020 at As part of Superior Court filing

CERTIFICATE OF SERVICE

I, the undersigned, certify that the foregoing **APPELLANT'S DEMUR TO NON-  
PRECEDENTIAL DECISION AND WARNING TO THE COURT** was served on the following via  
U.S. Mail, First-Class, this 2<sup>nd</sup> day of July, 2020.

**Erie County Courthouse  
Att: William Cunningham  
140 West 6<sup>th</sup> Street  
Erie, PA 16501**

**Frost Brown Todd LLC  
Union Trust Building / Att: Nicholas J. Koch  
501 Grant Street, Suite 800  
Pittsburgh, PA 15219**

**JonesPassodelis PLLC  
Gulf Tower /Att: Ms. Jones & Mr. Letterich  
707 Grant Street, Suite 3410  
Pittsburgh, PA 15219**

**Angelo Papa  
318 Highland Ave  
New Castle, PA 16101**

**Graydon Brewer  
48 Crystal Drive  
Oakmont, PA 15139-1051**

**Murtagh, Hobaugh & Cech  
Att: Adam Hobaugh  
P.O. Box 816  
Wexford, PA 15090**

**Murtagh, Hobaugh & Cech  
Att: Adam Hobaugh  
110 Swinderman Road  
Wexford, PA 15090**

**Marshall Dennehey Warner Coleman & Goggin  
Union Trust Building / Att: Dennis Roman  
501 Grant Street, Suite 700  
Pittsburgh, PA 15219**

  
\_\_\_\_\_  
Joe Myers


Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br><b>William R. Cunningham</b><br>First Floor, County Courthouse<br>300 South Main Street<br>Butler, PA 16003-1208 |
|--|--|

Citizen's statement:  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

I certify that the forgoing information stated here is true and correct.  
**Citizen's signature**  
►  | Date ► October 17, 2019

**Legal Notice and Warning**

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18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States ... shall be fined under this title or imprisoned not more than one year, or both.

18 USC §245 provided that Whoever, whether or not acting under color of law, intimidates or interferes with any person from participating in or enjoying any benefit, service, privilege, program, facility, or activity provided or administered by the United States; [or] applying for or enjoying employment, or any perquisite thereof, by any agency of the United States; shall be fined under this title, or imprisoned not more than one year, or both.

42 USC §1983 provides that every person who, under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia, subjects, or causes to be subjected, any citizen of the United States or other person within the jurisdiction thereof to the deprivation of any rights, privileges, or immunities secured by the Constitution and laws, shall be liable to the party injured in an action at law, suit in equity, or other proper proceeding for redress.

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Notice of Service:  
I, Joe Myers certify that I personally delivered this notice to above named recipient  
and address on October 17, 2019 at Priority U.S. Mail

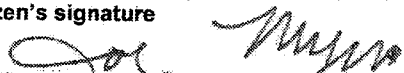
Form **COL**

### Violation Warning Denial of Rights Under Color of Law

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Timothy F. McCune c/o Marie Milie Jones and Michael Lettrich<br>Gulf Tower<br>707 Grant Street, Suite 3410<br>Pittsburgh, PA 15219 |
|--|--|

Citizen's statement:  
 Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
 Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

I certify that the forgoing information stated here is true and correct.  
 Citizen's signature  Date ► October 17, 2019

#### Legal Notice and Warning

**Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.**

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**


► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br><b>Michael Lettrich</b><br>Gulf Tower<br>707 Grant Street, Suite 3410<br>Pittsburgh, PA 15219 |
|--|---|

Citizen's statement  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

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**Citizen's signature**

► 

Date ► October 17, 2019

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

▶ Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br><b>Marie Millie Jones</b><br>Gulf Tower<br>707 Grant Street, Suite 3410<br>Pittsburgh, PA 15219 |
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Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

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▶  | Date ▶ October 17, 2019

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**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Nicholas Koch<br>Union Trust Building<br>501 Grant Street, Suite 800<br>Pittsburgh, PA 15219 |
|--|--|

Citizen's statement:  
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Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

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►  | Date ► October 17, 2019

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

▶ Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>AK Steel et al c/o Nicholas Koch<br>Union Trust Building<br>501 Grant Street, Suite 800<br>Pittsburgh, PA 15219 |
|--|---|

Citizen's statement:  
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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Edward Tassej c/o Nicholas Koch<br>Union Trust Building<br>501 Grant Street, Suite 800<br>Pittsburgh, PA 15219 |
|--|--|

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|   |   |
|---|---|
| Name and address of Citizen:<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient:<br>Adam Hobaugh<br>110 Swinderman Road<br>Wexford, PA 15090 |
|---|---|

Citizen's statement:  
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Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>John/Jack Murtagh Jr. c/o Adam Hobaugh<br>110 Swinderman Road<br>Wexford, PA 15090 |
|--|--|

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► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Carl Nanni c/o Adam Hobough<br>110 Swinderman Road<br>Wexford, PA 15090 |
|--|---|

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► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Jack Lewis c/o Adam Hobaugh<br>110 Swinderman Road<br>Wexford, PA 15090 |
|--|---|

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**Warning**, you may be in violation of Federal Law and persisting with your demand may lead to your arrest and/or civil damages! Also understand that the law provides that you can be held personally responsible and liable, as well as your company or agency.

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Notice of Service:

I, Joe Myers certify that I personally delivered this notice to above named recipient and address on October 17, 2019 at Priority U.S. Mail



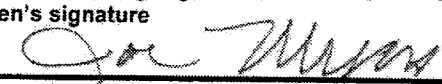
Form **COL**

### Violation Warning Denial of Rights Under Color of Law

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient:<br>Jim Gallagher c/o Adam Hobaugh<br>110 Swinderman Road<br>Wexford, PA 15090 |
|--|---|

Citizen's statement:  
 Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
 Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

I certify that the foregoing information stated here is true and correct.  
**Citizen's signature**  
 ►  | Date ► October 17, 2019

#### Legal Notice and Warning

**Federal law provides that it is a crime to violate the Rights of a citizen under the color-of-law. You can be arrested for this crime and you can also be held personally liable for civil damages.**

Attempting to cause a person to do something by telling that person that such action is required by law, when it is not required by law, may be a felony.

18 USC §242 provides that whoever, under color of any law, statute, ordinance, regulation, or custom, willfully subjects any person in any State, Territory, Commonwealth, Possession, or District to the deprivation of any rights, privileges, or immunities secured or protected by the Constitution or laws of the United States ... shall be fined under this title or imprisoned not more than one year, or both.

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 and address on October 17, 2019 at Priority U.S. Mail

Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen

Joe Myers  
12137 Emerald Green Court  
Jacksonville, FL 32246

Name and address of Notice Recipient

Hank Leyland c/o Adam Hobaugh  
110 Swinderman Road  
Wexford, PA 15090

Citizen's statement:

Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 3555b / Title 15 Section 2087 / Title 29 Section 654

I certify that the forgoing information stated here is true and correct.

**Citizen's signature**

► 

Date ► October 17, 2019

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Greg Loverick c/o Adam Hobaugh<br>110 Swinderman Road<br>Wexford, PA 15090 |
|--|--|

Citizen's statement:  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

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Citizen's signature

► 

Date ► October 17, 2019

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

Name and address of Citizen:

Joe Myers  
12137 Emerald Green Court  
Jacksonville, FL 32246

Name and address of Notice Recipient:


UAW et al c/o Adam Hobough  
110 Swinderman Road  
Wexford, PA 15090

Citizen's statement:

Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

I certify that the forgoing information stated here is true and correct.

Citizen's signature

► 

Date ► October 17, 2019

**Legal Notice and Warning**

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Notice of Service:

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**


► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Dennis Roman<br>Union Trust Building<br>501 Grant Street, Suite 700<br>Pittsburgh, PA 15219 |
|--|---|

Citizen's statement:  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 28 Section 654

I certify that the forgoing information stated here is true and correct.

**Citizen's signature**

► 

Date ► October 17, 2019

**Legal Notice and Warning**

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |  |
|--|--|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Joseph Chivers c/o Dennis Roman<br>Union Trust Building<br>501 Grant Street, Suite 700<br>Pittsburgh, PA 15219 |
|--|--|

Citizen's statement.  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

I certify that the forgoing information stated here is true and correct.

Citizen's signature

► 

Date ► October 17, 2019

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br><b>Angelo Papa</b><br>318 Highland Avenue<br>New Castle, PA 16101 |
|--|---|

Citizen's statement:  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

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**Citizen's signature**  
►  | Date ► **October 17, 2019**

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Form **COL**

**Violation Warning  
Denial of Rights Under Color of Law**

► Violation Warning—18 U.S.C. §242; 18 U.S.C. §245; 42 U.S.C. §1983

|  |   |
|--|---|
| Name and address of Citizen<br><b>Joe Myers</b><br>12137 Emerald Green Court<br>Jacksonville, FL 32246 | Name and address of Notice Recipient<br>Graydon Brewer<br>48 Crystal Drive<br>Oakmont, PA 15139 |
|--|---|

Citizen's statement  
Violation of my Rights under The United States of America Constitution of a JURY TRIAL and DUE PROCESS  
Violations of U.S. Codes, Title 18 Section 241, Section 242, Section 245, Section 35559 / Title 15 Section 2087 / Title 29 Section 654

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Citizen's signature

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Date ► October 17, 2019

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CERTIFICATE OF SERVICE

I, the undersigned, certify that the foregoing APPELLANT'S NOTICE OF APPEAL was served on the following via U.S. Mail, First-Class, this 7<sup>th</sup> day of SEPTEMBER, 2020.

**Erie County Courthouse  
Att: William Cunningham  
140 West 6<sup>th</sup> Street  
Erie, PA 16501**

**Superior Court of Pennsylvania  
Att: John T. Bender  
310 Grant Street, Suite 600  
Pittsburgh, PA 15219-2297**

**Frost Brown Todd LLC  
Union Trust Building / Att: Nicholas J. Koch  
501 Grant Street, Suite 800  
Pittsburgh, PA 15219**

**Superior Court of Pennsylvania  
Att: Alice Beck Dubow  
310 Grant Street, Suite 600  
Pittsburgh, PA 15219-2297**

**JonesPassodelis PLLC  
Gulf Tower /Att: Ms. Jones & Mr. Letterich  
707 Grant Street, Suite 3410  
Pittsburgh, PA 15219**

**Superior Court of Pennsylvania  
Att: Carolyn H. Nichols  
310 Grant Street, Suite 600  
Pittsburgh, PA 15219-2297**


**Angelo Papa  
318 Highland Ave  
New Castle, PA 16101**

**Superior Court of Pennsylvania  
Att: Joseph D. Seletyn  
310 Grant Street, Suite 600  
Pittsburgh, PA 15219-2297**

**Graydon Brewer  
48 Crystal Drive  
Oakmont, PA 15139-1051**

**Murtagh, Hobaugh & Cech  
Att: Adam Hobaugh  
110 Swinderman Road  
Wexford, PA 15090**

**Marshall Dennehey Warner Coleman & Goggin  
Union Trust Building / Att: Dennis Roman  
501 Grant Street, Suite 700  
Pittsburgh, PA 15219**

  
\_\_\_\_\_  
Joe Myers