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STATE OF OHIO )

)

SS: Merit Affidavit of Frank P. Wood

COUNTY OF RICHLAND )

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# A Blueprint for Wrongful Imprisonment

-by Frank P. Wood

A Blueprint for Wrongful Imprisonment  
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Richland, Ohio

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Frank P. Wood (#A504-107)

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Frank P. Wood  
Frank P. Wood

-Σ-

Printed on recycled toilet paper.



Just kidding, but please recycle. Our *Planetary Family* and progeny are depending on it.



We did not inherit the earth from our ancestors.  
We borrowed it from our children.  
-Native American proverb

## DEDICATION

♪ We belong in a world that must be strong,  
because that's what dreams are made of. ♪

-Van Halen, *Dreams*

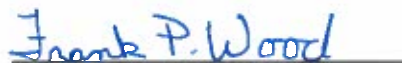
To those who suffer unjustly the effects of penury, poverty, and unwarranted abuse:

Like a block of steel being passed through a fire, onto an anvil, and then beaten with a hammer, suffering turns our potential into ability. Having embraced my suffering, as Christ embraced the Cross, accepted it for what it is, and then utilized it to my advantage, with deep fervor, I have poured my pain onto parchment and brought my suffering to fruition: this work. It is my most sincere desire that this document will provide some insight and encouragement that will help you find your way home; to those you hold most dear.

For now, I encourage you to stand firm on the pile of your broken dreams. And, every time your pile is added to, know that you stand a little bit higher, enabling you to see a little bit farther. Continue to do so until your path is clear. Between now and then, I strongly encourage you to never give up, and to do as I do, and that is to remain...

**UNBROKEN.**

With an unbreakable spirit,

  
Frank P. Wood, *One of Many*

*Aah-Ooh!*

-300

## THE PROCESS

*Achoo!*

Oh, I'm sorry. It's just  
that I'm allergic to "bullshit."

*-i Robot*

Dear Reader:

Before proceeding, I implore you to understand that I spent four (4) months typing this document on a prison computer that is over 10 years old, and that has been used in, at least, one (1) other prison. During this process, I created multiple Word and PDF files for easy management. As I advanced in the development of this project, and made necessary corrections, I had to overwrite them. Unfortunately, some corrections did not take while some corrections made themselves. Please, allow for me to explain.

As I made changes and corrections to the Word files and saved them as PDFs, alignments and margins shifted; punctuation marks appeared, disappeared, or moved; two (2) items became one (1); and the like. Bummer. Basically, I got scrambled eggs.

With the above in mind, while using a computer that would shift margins, change font size, or adjust line spacing – WHILE TYPING – I learned never to overwrite either a Word or a PDF file on a haunted OS! Ergo, always delete the old and create new to salvage, at least, some of the corrections. Savvy?

Upon completion of this literary manifesto, events took place that were beyond my control. (*Wink!*) As I was forced into printing the first draft without a final edit, the initial draft is being presented to you as a finished product. Why? I do not have the time to do this twice, and I now have extremely limited access to another computer. However, I will utilize my typewriter and/or a pen when necessary to make critical corrections prior to signing and notary.

In the end, I thank the *Creator* that content is clear and present in regards to proof of my factual innocence, actual perps, and county corruption. What more, as you overlook a plethora of editing flaws, I thank you for your patience and understanding.

Now, let us sally forth and explore the most elaborate spread of "bullshit" that you and I have ever seen.

Sincerely,

Frank P. Wood

Vision – Focus – Commitment – Sheer Will – Determination

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## QUICK GUIDE

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Chapter 01 .....1

¶001

### LEGAL PROLOGUE

<sup>1</sup> Compliments to Wilbur Smith.

<sup>2</sup> Pro se [Latin] (1817) For oneself; on one's own behalf; without a lawyer. Garner, p.1416.

<sup>3</sup> Per curiam. An opinion rendered by a court composed of more than one judge. Rothenberg, p.350.

<sup>4</sup> Prima facie case. (1805) 2. A Party's production of enough evidence to allow the fact-trier to infer the fact at issue and rule in the party's favor. Garner, p.1382.

<sup>5</sup> [¶ ] and [¶ -¶ ] will be used to locate and cross-reference data throughout this Affidavit. Some may be left vacant for future revisions.

Chapter 02 .....3

¶011

### FRANK P. WOOD'S OPENING STATEMENT

<sup>6</sup> Σ: Sigma. The 18<sup>th</sup> letter in the Greek alphabet, used to represent the Sigma Particle in physics. In finance, my favorite course of study, it means *the sum total of*. So whenever you the Reader, see Σ at the end of a statement or section in this Affidavit, I encourage you to apply what you just read to the *sum total of* that which came before it. Thank you. It's a process.

<sup>7</sup> Caveat. [Latin "Let him or her beware"] (16c) 1. A warning. Garner, p.216.

<sup>8</sup> Malfeasance. (17c) A wrongful, unlawful, or dishonest act; esp., wrongdoing or misconduct by a public official. Garner, p.1100.

<sup>9</sup> A complete list of (Exhibits), and the (Exhibits) themselves, are located at the back of this Affidavit in APPENDIX-A. (See APPENDIX-B for WORKS CITED).

<sup>10</sup> 'Tp.' refers to Transcript page and 'Ln.' refers to Line number of the materially altered and incomplete Trial Record concerning State of Ohio v. Frank P. Wood, Medina County Case No. 05CR0365.

<sup>11</sup> Truly an intelligent and visionary author.

<sup>12</sup> Latin: Who benefits?

<sup>13</sup> Modus Operandi: [Latin "a manner of operating"] (17c). A Method of operating or a manner of procedure; esp., a pattern of criminal behavior so distinctive that investigators attribute it to the work of the same person. Garner, p.1157.

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Chapter 03 .....9

¶036

PRE-INDICTMENT FACTS: PART I

<sup>14</sup> ibid: used to reference work cited immediately before, as in (Exhibit- ).

<sup>15</sup> Little Groot from *Guardians of the Galaxy Vol.2*. Stan Lee. Marvel Comics.™

<sup>16</sup> Rocket from *Guardians of the Galaxy*. Stan Lee. Marvel Comics.™

<sup>17</sup> ‘Crim.R.’ refers to Ohio Criminal Rules.

Chapter 04 .....15

¶055

CLAIM OF ACTUAL INNOCENCE

<sup>18</sup> Implanted/Transplanted Memory #1.

Chapter 05 .....17

¶060

THE TRIAL COURT-DECLARED CYNICAL JURY  
WITH  
COURT-ACKNOWLEDGED AND STATE-UTILIZED PERJURY

<sup>19</sup> At the time of our affair, Danielle was married and I was single.

<sup>20</sup> Mistrial. (17c) 1. A trial that the judge brings to an end without a determination on the merits because of procedural error or serious misconduct occurring during the proceedings. Garner, p.1154.

<sup>21</sup> Tainted evidence. (1876) Evidence that is inadmissible because it was directly or indirectly obtained by illegal means. Garner, p.678.

<sup>22</sup> Atty. Stanley had no direct involvement until *after* the fraudulent revoking of my \$200,000.00 cash bond.

<sup>23</sup> In camera [Law Latin “in a chamber”] (1782) 1. In the judge’s private chambers. Garner, p.878.

<sup>24</sup> Jeopardy. (14c) The risk of conviction and punishment that a criminal defendant faces at trial. Garner, p.963.

<sup>25</sup> Transcript. (14c) A handwritten, printed, or typed copy of testimony given orally; esp., the official record of proceedings in a trial or hearing, as taken down by a court reporter. Garner, p.1726.

<sup>26</sup> Abuse of discretion. (18c) 1. An adjudicator’s failure to exercise sound, reasonable, and legal decision-making. Garner, p.12.

<sup>27</sup> In subsidum. [Latin] In aid of. Garner, p.919.

<sup>28</sup> *In subsidum* #1.

<sup>29</sup> *In subsidum* #2.

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<sup>30</sup> Deposition (14c) 1. A witness's out-of-court testimony that is reduced to writing (usu. by a court reporter) for later use in court or for discovery purposes. Garner, p.534.

<sup>31</sup> Latin for "public." Paul, that plug's for you and yours. *Ooh Rah!*

<sup>32</sup> Structural error. (1980) A defect in a trial mechanism or framework that, by deprivation of basic constitutional protections, taints the trial process making it unreliable...• This error is prejudicial and requires automatic reversal. Garner, p.660.

<sup>33</sup> LEXIS is a legal research database used by lawyers, courts, prisoners, and the like. West Law is another database. "State v. Perry" is the case name while "2004 Ohio LEXIS 263" is the case address or citing."HN1" and "HN8" refer to where in the Court's "decision" or "ruling" the information cited came from. You can look up any case, law, rule, or code I cite on either LEXIS or West Law.

<sup>34</sup> Justice. (17c) 4. The fair and proper administration of laws. Garner, 995.

Chapter 06 .....28

¶105

PRE-INDICTMENT FACTS: PART II

<sup>35</sup> Discovery (16c) 3. The facts or documents disclosed. Garner, p.564.

<sup>36</sup> Guilty conscience speaks #1.

Chapter 07.....35

¶131

LACK OF SUBJECT MATTER JURISDICTION [¶043]

<sup>37</sup> Direct evidence. (16c) 1. Evidence that is based on personal knowledge or observation and that, if true, proves a fact without inference or presumption. Garner, p.675.

<sup>38</sup> During the first week of April of 2015, at my request, Atty. Stanley went to the Medina County Clerk of Courts and obtained a copy of (State's Exhibit 4: Akron Children's Hospital's medical report regarding S.L.) The report was presented during Trial, and remains part of the Record. I received it from Atty. Stanley on or about April 14, 2015.

<sup>39</sup> Closing statement. (1875). 1. CLOSING ARGUMENT. Garner, p.311.

<sup>40</sup> Closing argument. (1828) In a trial, a lawyer's final statement to the judge or jury before deliberation begins, in which the lawyer requests the judge or jury to consider the evidence and to apply the law in his or her client's favor. Garner, p.311.

<sup>41</sup> Cynical. 2. Selfishly or callously calculating. Pickett, p.288.

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<sup>42</sup> ‘Civ. R.’ refers to Ohio Civil Rules of Court.

<sup>43</sup> Best evidence. (17c) Evidence of the highest quality available, as measured by the nature of the case rather than being offered as evidence. • Term is usu. applied to writings and recordings. Garner, p. 674.

<sup>44</sup> Denovo. (1536) Anew. Garner, p.528.

Chapter 08 .....43

¶162

LIFE HAPPENS

<sup>45</sup> <https://www.law.uc.edu/institutes-centers/ohio-innocence-project/significant-cases>.

Chapter 09 .....47

¶177

MY LACK OF SPECIAL KNOWLEDGE, MOTIVE  
AND EASY ACCESS REGARDING S.L.

<sup>46</sup> U.S.C.S. is the United State’s Code Service, a.k.a. the United States Code Annotated. Literally, Federal Law.

<sup>47</sup> Implanted/Transplanted Memory #2.

<sup>48</sup> Unindicted allegation #1.

Chapter 10 .....50

¶185

PRE-TRIAL FACTS: PART III

<sup>49</sup> Unindicted allegation #2.

<sup>50</sup> Implanted/Transplanted Memory #3.

<sup>51</sup> Implanted/Transplanted Memory #4.

<sup>52</sup> Unindicted allegation #3.

<sup>53</sup> Implanted/Transplanted Memory #5.

<sup>54</sup> Unindicted allegation #4.

<sup>55</sup> Conspiracy. A group or combination of people who join together for the purpose of committing an unlawful act. Rothenberg, p.106.

<sup>56</sup> Recant. (16c) 2. To withdraw or renounce prior statements or testimony formally or publicly... Garner, p.1459.

<sup>57</sup> Sidebar conference. (1925) 1. A discussion among the judge and counsel... outside the jury’s hearing. Garner, p.1592.

<sup>58</sup> Illegally suppressed evidence #1.

<sup>59</sup> Impeach. (14c) 1. To charge with a crime or misconduct; esp., to formally charge (a public official) with a violation of public trust. Garner, p. 869.

See also: impeach. To call the integrity of a public official into question.

Rothenberg, p.225.

<sup>60</sup> *In subsidium* #3.

<sup>61</sup> “App.R.” refers to Rules of Appellate Procedure; a.k.a., “Appellate Rules”.

<sup>62</sup> In using “id.” I am identifying the location of the quote presented in the cited legal authority; a.k.a. “case law”.

Chapter 11 .....64

¶227

## GRAND JURY PROCEEDINGS

<sup>63</sup> Voir dire examination. An examination of potential jurors to determine whether they are fit to serve or to determine if they should be challenged (French).

Rothenberg, p.519.

<sup>64</sup> Due process of law. The regular course of events in the administration of justice, respecting the rights of every person, giving him the time and the right to defend himself without interference and without fear that the law will be unfair to him. Rothenberg, p.154.

<sup>65</sup> Equal Protection of the Law. This phrase grants everyone the equal right to the enjoyment of liberty and the pursuit of happiness, as well as the right to receive the same consideration as everyone else, under the laws of his community, his state, and the federal government. Rothenberg, p.162.

<sup>66</sup> To the best of my knowledge, Det. Kollar now works in Ashtabula County, Ohio.

<sup>67</sup> Chief Prosecutor Dean Holman lost the 2016 election and was succeeded by S. Forrest Thompson.

<sup>68</sup> Fabricated evidence. Evidence that is either false or so altered that it is deceitful; manufactured evidence. Rothenberg, p.181.

<sup>69</sup> See also O.R.C. § 2313.41 Challenge to array; O.R.C. Chapter 2939 Grand Jury; Ohio Constitution art. I § 10; Crim.R.16(B)(1), Testimony by defendants and co-defendants; Crim.R.16(J)(2), Transcript of testimony.

<sup>70</sup> I do not know who the stenographer was for my Grand Jury hearing. However, I do believe he or she was a member of the Medina County Court Reporters, Inc. out of Medina, Ohio.

<sup>71</sup> Malicious prosecution. (17c) 1. The institution of a civil or criminal proceeding for an improper purpose and without probable cause. Garner, p.1102.

I do not know who the stenographer was for my Grand Jury hearing. However, I do believe he or she was a member of the Medina County Court Reporters, Inc. out of Medina, Ohio.

<sup>72</sup> “§§” means “Sections” of the statute cited.

<sup>73</sup> Sic. [Latin “so, thus”] (1859) Spelled or used as written• Sic, invariably bracketed and usu. set in *italics*, is used to indicate that a preceding word or phrase in a quote is reproduced as it appeared in the original document. Garner, p.1592.

<sup>74</sup> Inter alia. [Latin] (17c) Among other things. Garner, p.932.

Chapter 12 .....78

¶270

### ARREST

<sup>75</sup> Miranda rule (warnings). A requirement that before any questioning by law enforcement authorities takes place, individuals receive warnings regarding their privilege against self-incrimination, right to remain silent, and to be represented by an attorney. Rothenberg, p.295.

Chapter 13 .....80

¶282

### YOUR LIFE AND THE LAW

<sup>76</sup> “U.S.” and “S.Ct.” refer to U.S. Supreme Court rulings.

Chapter 14 .....86

¶301

### ARRAIGNMENT

<sup>77</sup> Arraignment. (16c) The initial step in a criminal prosecution whereby the defendant is brought before the court to hear the charges and enter a plea. Garner, p.130.

<sup>78</sup> Recusal. (1949) Removal of oneself as a judge or policy-maker in a particular matter, esp. because of conflict of interest. Garner, p.1467.

<sup>79</sup> Missing-Incomplete-Altered Trial Record #1.

<sup>80</sup> There should be a Federal Law that governs “Excessive” or reasonable bail as a percentage of income per degree of felony. No exceptions.

<sup>81</sup> Missing-Incomplete-Altered Trial Record #2.

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Chapter 15 .....93

¶320

FIRST BOND HEARING AND RELEASE

<sup>82</sup> Missing-Incomplete-Altered Trial Record #3.

<sup>83</sup> Presence of the defendant violation #1.

Chapter 16 .....95

¶327

A WORD ON THE MEDINA POLICE REPORT

<sup>84</sup> Thank you, Wilbur Smith. Love your work.

Starting Page

<sup>85</sup> Guilty conscience speaks #2.

<sup>86</sup> Matthew 7:6.

<sup>87</sup> Matthew 25: 41-46. Reap it!

Chapter 17 .....106

¶346

A WORD ON DISCOVERY

Chapter 18 .....113

¶364

WHILE OUT ON BOND

<sup>88</sup> Scapegoat: A preacher once told me that the ancient Hebrews would whisper their sins into the ear of a goat and release it into the wilderness. The belief was that, by engaging in this form of confession and cleansing, they would escape punishment for their sins. Hence, the term.

<sup>89</sup> Toll. vb. (15c) 2. (Of a time period, esp. a statutory one) to stop the running of;... Garner, p.1716.

<sup>90</sup> Presence of the defendant violation #2.

<sup>91</sup> Missing-Incomplete-Altered Trial Record #4.

<sup>92</sup> Nunc pro tunc. [Latin] “now for then.” A *nunc pro tunc* is traditionally used to correct clerical errors now that were made back then. Again, this was a deliberate correction.

<sup>93</sup> Missing-Incomplete-Altered Trial Record #5.

<sup>94</sup> Altered-Incomplete Docket #1.

<sup>95</sup> Missing-Incomplete-Altered Trial Record #6.

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<sup>96</sup> Criminal Dockets can be obtained through your local Clerk of Court's web site.  
I recommend you print and compare annually, if possible.

<sup>97</sup> Both Dockets were printed and forwarded to me by Atty. Stanley.

Chapter 19 .....121

¶395

SECOND BOND HEARING

<sup>98</sup> Missing-Incomplete-Altered Trial Record #7.

Chapter 20 .....123

¶404

AN UP-TO-DATE SUMMARY

<sup>99</sup> V.O.C.A.L. was formed because, as I have shown you, such bogus convictions are founded on hearsay, implanted/transplanted memories, "untruthful" and perjured testimony, he-said she-said, no physical evidence, no eye-witnesses, and the emotions of a "cynical" Jury.

<sup>100</sup> Guilty conscience speaks #3.

Chapter 21 .....128

¶416

FRAUD UPON THE COURT

Chapter 22 .....130

¶423

PRE-TRIAL HEARINGS

<sup>101</sup> Missing-Incomplete-Altered Trial Record #8.

<sup>102</sup> Unknown Subject.

<sup>103</sup> Exempli gratia: [Latin]: for example.

<sup>104</sup> First Merit Bank on south Court in Medina, Ohio: The **same place** Danielle and I banked.

<sup>105</sup> It should be non-optional State and Federal Law that **all** criminal proceedings be audio-video recorded. Known as *verbatim reporting*, this would induce honesty, reduce corruption, and aid in the verifying the veracity of a witness. Actions *do* speak louder than words.

Starting Paragraph

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Chapter 23 .....138

¶452

THE LAW OF THE ECHO

<sup>106</sup> Apologies. I do not recall where I read this before or who wrote it. However, it is most fitting at this juncture.

Chapter 24 .....139

¶456

THE TENTH MAN RULE

<sup>107</sup> I studied these books, and more, with the mindset of compare/contrast. Remarkable results.

Chapter 25 .....146

¶479

PICTURES OF PICTURES

<sup>108</sup> There was **not one** single picture of S.L. in my possession (Exhibit-33).

<sup>109</sup> Solicit. 3. To entice into evil or illegal action. Pickett, p.1075.

<sup>110</sup> Fraud upon the court occurs at [¶500], [¶724a-¶724o], [¶947-¶955], [¶1037], [¶1335-¶1337], [¶721].

<sup>111</sup> Supra: refers to a previously cited legal authority (reviewing court decision/case law).

<sup>112</sup> Dr. Reed testified *voir dire*, outside the presence of the “cynical” Jury because Judge Collier dismissed them beforehand.

<sup>113</sup> Corruption. (14c) 1. Depravity, perversion, or taint; an impairment of integrity, virtue, or moral principle; esp., the impairment of a public official’s duties by bribery. Garner, p.422.

<sup>114</sup> French: Shit!

<sup>115</sup> *In subsidium* #4.

<sup>116</sup> Collusion. 1. An agreement to defraud another or to do or to obtain something forbidden by law [as in my wrongful conviction], [Emphasis added]. Garner, p.321.

Chapter 26 .....173

¶552

FINAL PRE-TRIAL FACTS

<sup>117</sup> Operation of law. A term referring to the determination of rights and obligations merely through application of existing laws covering a situation. Rothenberg, p.330.

Chapter 27 .....179

¶578

AN UP-TO-DATE SUMMARY OF  
MALFEASANCE, MISCONDUCT,  
AND  
MALEVOLENT MACHINATIONS

<sup>118</sup> How far would you go to protect your family secrets?

Chapter 28 .....184

¶581

MY WAY

<sup>119</sup> The title of *Book Two* of this four-book series, I expect a late-2020 release. Follow my Exoneration Team on FB and my web site for news, publications, and updates on court filings and proceedings.

<sup>120</sup> Federal Courts want you to show “colorful claims” to obtain requested relief. I guess (Exhibit-03) was a little too black and white. Perhaps this Affidavit will be deemed of the right color palette, eh?

<sup>121</sup> A military maneuver where ground troops (infantry and artillery) form a square. If one man went down, he was pulled to the middle as another took his place and the square would readjust with precision movement. The square is a combination of the Roman Legion formations (Rome occupied Britain in the fourth century A.D.) and the ancient over-lapping shield wall. But it operated in all four (4) directions at once! It literally functioned like a flexible living organism. If an enemy managed to punch a hole in it, the square would give way, swallow the enemy whole, and reform. With sides 50 men wide and 20 men deep, a brilliant and formidable force.

<sup>122</sup> Russian: Damn it!

<sup>123</sup> German: My God!

<sup>124</sup> Known as *combat fatigue*, a post-traumatic stress disorder (PTSD), true *shell shock* is what happens to the central nervous system after prolonged exposure to the shock waves of continuous bombings. Eventually, the nerves become so damaged that the body continuously tremors with no relief for life. This confirms how prolonged suffering and abuse affects the mind, as well.

<sup>125</sup> Term used by General Schwarzkopf during the Persian Gulf War of 1991 to describe surprise attacking an enemy with an overwhelming force that would stun the enemy into confusion and inaction. Known as *Tenderizing the Enemy* ☺, this method of attack was immediately followed by the insertion of Marines. *Ooh Rah!*

<sup>126</sup> If you don't know who you are, or you're not who you want to be, read to understand Ms. Frank.

Chapter 29 .....192

¶596

TRIAL FACTS: PART I

<sup>127</sup> Missing-Incomplete-Altered Trial Record #9.

<sup>128</sup> There were no African-Americans in the Jury to represent a significant portion of my peer community.

<sup>129</sup> *In subsidium* #5.

<sup>130</sup> Notice how an alleged victim is declared a 'victim' and an alleged offender is declared an 'offender' prior to trial and verdict. Disturbing.

<sup>131</sup> Material evidence. Legitimate, pertinent evidence; evidence that is so important and so related to the issues being disputed that a judge or jury may consider it as the vital, decisive factor in the case. Rothenberg, p.384.

<sup>132</sup> Probative facts. Evidentiary facts; facts that tend to prove the matter at issue. Rothenberg, p.384.

<sup>133</sup> Relevant evidence. Testimony and evidence that bear directly on the issues being discussed or disputed. Rothenberg, p.416.

<sup>134</sup> Just because someone said it, a court ruled on it, or you saw it on the web, this does not make it true, rendering the publications mere propaganda. "Cui bono?"

<sup>135</sup> *In subsidium* #6.

<sup>136</sup> Missing-Incomplete-Altered Trial Record #9.

<sup>137</sup> Presence of the defendant violation #3.

<sup>138</sup> Missing-Incomplete-Altered Trial Record #10.

<sup>139</sup> Presence of the defendant violation #4.

<sup>140</sup> Missing-Incomplete-Altered Trial Record #11.

<sup>141</sup> Missing-Incomplete-Altered Trial Record #12.

<sup>142</sup> Strike. 1. To strike a word or passage [or question], means to delete it. Rothenberg, p.466.

<sup>143</sup> Sustain. (13c) 4. (Of a court) to uphold or rule in favor of <objection sustained>. Garner, p.1676.

Starting Paragraph

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- <sup>144</sup> Curative instructions. (1890) A court's instruction to the jury to disregard something that should not have happened in open court \*\*\*. Garner, p.988.
- <sup>145</sup> Guilty conscience speaks #4.
- <sup>146</sup> Implanted/Transplanted Memory #6.
- <sup>147</sup> The winnowing fork never fails.
- <sup>148</sup> One of the few honest and impartial judges in this world, she took the time to *listen to understand*.
- <sup>149</sup> Missing-Incomplete-Altered Trial Record #13.
- <sup>150</sup> *In subsidium* #7.
- <sup>151</sup> Missing-Incomplete-Altered Trial Record #14.
- <sup>152</sup> Missing-Incomplete-Altered Trial Record #15.
- <sup>153</sup> Presence of the defendant violation #5.
- <sup>154</sup> *In subsidium* #8.
- <sup>155</sup> Ex parte. [Latin "from the part"] (18c). On or ~~from~~ one party only, usu. without notice to or argument from the adverse party. Garner, p.697.

Chapter 30 .....226

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TRIAL FACTS: PART II

- <sup>156</sup> Thanks to Atty. Stanley's Paralegal, this document was first emailed to his office by the Medina County Commissioners in April 2018. I then received it from him in early March 2018.
- <sup>157</sup> Dr. Dawn Lord and Dr. Sandra McPherson have both publicly criticized Dr. LeSure's protocols with children.
- <sup>158</sup> Collusion. An agreement between two or more people to defraud another, or to obtain something they are not entitled to [AS IN MY FREEDOM & YOUR TAX DOLLARS]. Rothenberg. p.90. [EMPHASIS ADDED].
- <sup>159</sup> Prior to S.L. and I meeting.
- <sup>160</sup> *In subsidium* #10.
- <sup>161</sup> One of S.L.'s previously treating psychologists (Exhibit-44).
- <sup>162</sup> As a reminder, at no place in the Trial Record did K.S. or S.L. testify that they were afraid of me (Tp.1-560). In fact, S.L. specifically testified that she was **not** afraid of me [¶193], (Tp.246, Ln.10-21).
- <sup>163</sup> Daniel Goleman, Ph.D. is a Harvard graduate and professor.
- <sup>164</sup> Parrot and Parrott, *Breaking the Cycle of Divorce*. See also: *Saving Your Marriage Before it Starts* (cannot recall author). If you want a successful marriage, A.C.O.D. or not, I highly recommend you S-T-U-D-Y these two (2) books, as did I.

Starting Paragraph

Starting Page

- <sup>165</sup> That's what drives our Stock Market.
- <sup>166</sup> Greek school of philosophy founded by Zeno (circa 308 B.C.).
- <sup>167</sup> R.S. Seigel?
- <sup>168</sup> WVIZ, Cleveland, *ideastream* (2016).
- <sup>169</sup> The process by which the abused captive becomes so dependent upon the captor for their survival needs, that the captive begins to take care of and protect the captor. See also *Biderman's Chart of Coercion* at <http://www/refocus.org/coerchrt.html>.
- <sup>170</sup> Guilty conscience speaks #5.
- <sup>171</sup> *In subsidium* #11.
- <sup>172</sup> Implanted/Transplanted Memory # 7, and Unindicted allegation # 5.
- <sup>173</sup> \*\*\*: Used to show there is additional text that is not used/cited.
- <sup>174</sup> Neuroscientist: Scientists in various fields (who) work together to study the structure, function, and chemical composition of the brain. This study is called neuroscience or neurobiology. Fetzer. B Volume 2, p.551. [In other words, *really smart people*].
- <sup>175</sup> [ ]: My emphasis based on Trial facts and neuroscience.
- <sup>176</sup> Elicit. 1. To bring out: EVOKE. 2. To call forth (e.g., a reaction). 3. To educe. Pickett, p.372.
- <sup>177</sup> Latin: the minimum
- <sup>178</sup> Latin: Asshole!
- <sup>179</sup> Sex, money, authority, power, and the like can also be addictions.
- <sup>180</sup> Try using ASL to tutor a recovering crack addict in third grade math. No easy task, mind you. Literally, I pounded my head on the table a few times in pure frustration and disbelief.
- <sup>181</sup> ASL also helps me understand what others are doing around me.
- <sup>182</sup> Learn Mindfulness Meditation and the art of Presence of Mind. Powerful tools for calming the mind and refocusing your energy.
- <sup>183</sup> As I shared some of these experiences with members of my family and Atty. Stanley, I learned that it was very therapeutic to talk it through.
- <sup>184</sup> You should have seen S.L. testify. Every time the courtroom door opened, she looked at it in fear. She had the same look when Danielle caught her telling me about Scott dropping his towel in her bedroom [¶960], (Exhibit-08: p.D-3, ¶2).

Chapter 31 .....286

¶872

MY LACK OF SPECIAL KNOWLEDGE,  
MOTIVE, AND EASY ACCESS REGARDING K.S.

- <sup>185</sup> I heard that raising boys is much easier. I do not doubt that.

Chapter 32 .....290

¶891

WORD TO THE ABUSED IN THIS WORLD

## Starting Paragraph

## Starting Page

<sup>186</sup> Close to her age, Peter was the only child of the other family in hiding.

<sup>187</sup> She had her family, faith, food, shelter, and books: things she valued.

<sup>188</sup> You are not at fault for the abuse you received.

<sup>189</sup> In Greek mythology, Icarus was the son of Daedalus. He escaped from Crete by flying with wings made by Daedalus, but Icarus flew so high that the sun's heat melted the wax that kept feathers and frame together, and he fell to his death in the sea.

<sup>190</sup> Daniel Bernoulli. Swiss mathematician of the 1700s. Conceived *Bernoulli's Principle* which explains lift: how birds and planes fly, and pitchers throw curve balls. Also known as *Bernoulli's Law*, it explains how boats sail into the wind. Yes, wind pulls a sail rather than pushes it. Amazing!

<sup>191</sup> Imprinting. Rapid learning of species-specific behavior patterns that occurs with exposure to the proper stimulus at a sensitive period of early life. Anderson, p.885.

Chapter 33 .....300

¶913

### WORD TO THE READER

<sup>192</sup> French: That's life, my friend.

<sup>193</sup> Latin: I SHALL ENDURE!

Chapter 34 .....310

¶946

### TRIAL FACTS: PART III

<sup>194</sup> Missing-Incomplete-Altered Trial Record #16.

<sup>195</sup> There can be no doubt that S.L. was afraid of, at least, Danielle.

<sup>196</sup> The things that come to light in hindsight!

<sup>197</sup> Bolstering also occurs at [¶684-¶722], [¶1055], [¶1071], [¶1140], [¶1096, 4-¶1099], [¶1140], [¶1382-¶1403].

<sup>198</sup> Latin: "and so forth"

<sup>199</sup> I remain under the impression that it is always best to win a case by lying to the Jury at the last possible moment.

<sup>200</sup> *In subsidium* #12.

<sup>201</sup> *In subsidium* #13.

<sup>202</sup> By comparison, LeSure specializes in, or so she claims, working with children who have experienced trauma, have medical conditions, or have suffered sexual abuse, but proffered no such credentials like Dr. Reed's (Tp.413, Ln.9-17).

<sup>203</sup> To the contrary, Dr. LeSure did not make the list. ☹

<sup>204</sup> Missing-Incomplete-Altered Trial Record #17.

Starting Paragraph

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<sup>205</sup> Guilty conscience speaks #6.

<sup>206</sup> *In subsidium* #14

<sup>207</sup> Guilty conscience speaks #7.

<sup>208</sup> Latin: therefore, hence.

<sup>209</sup> Dismissal with prejudice. A judgment dismissing a case because the Plaintiff's contentions have not been proved and, furthermore, the judgment bars the Plaintiff from future action on the same issue. Rothenberg, p.147.

<sup>210</sup> I've done your job for you. You're welcome.

<sup>211</sup> Areas of ocean along the equator where sailors of old, literally, prayed for wind and relied on current and oar to pass through.

<sup>212</sup> *In subsidium* #15.

<sup>213</sup> Missing-Incomplete-Altered Trial Record #18 (pictures of pictures) and #19 (calendar of October 2004).

Chapter 35 .....344

¶1044

CLOSING STATEMENTS: PART I

<sup>214</sup> Evidentiary facts. Those facts that are essential in proving the matter at issue; facts that are derived from testimony of witnesses or from other sources. Rothenberg, p.169.

Chapter 36 .....348

¶1057

CLOSING STATEMENTS: PART II

<sup>215</sup> Reader, by now you know I love movie one-liners. ☺

<sup>216</sup> As the Jury forgot the divorce was the result of our affair, thereby ignoring motive, I paid the retainer for Atty. Stanley to file on Danielle's behalf with a company check around mid-August of 2004. When Danielle told Scott that I had done this, he was infuriated because, just like when Lynda took K.S. from Robyn, Danielle had no legal representation. By this action, I broke Scott's control over Danielle, but only for a brief respite.

<sup>217</sup> \*\*\*, the questioning of an opposing witness. Rothenberg, p.122.

<sup>218</sup> Of that I have no doubt.

<sup>219</sup> I had to keep myself from laughing when she said this because she actually *pouted* when she said it. And every time she shouted to object, she whined like a petulant child with "You Honor..." All I could think was, '*Are you for real, lady?*' Quite unbecoming for a public official.

<sup>220</sup> Implanted/Transplanted Memory #8 and Unindicted allegation #6.

Starting Paragraph

Starting Page

<sup>221</sup> Implanted/Transplanted Memory #9 and Unindicted allegation #7.

<sup>222</sup> Important?

<sup>223</sup> Flagrant. 1. Conspicuously bad or offensive. Pickett, p.433.

<sup>224</sup> We know that: 1) belief determines behavior; 2) the only truth is action; 3) and action is distilled intent. Therefore, *nothing* a prosecutor says to a jury is by *accident*. Confirming, Pros. Eisenhower had access to recorded testimony and continuously referred to her notes during Closing Statement [¶977-¶979] that she had a full weekend to prepare.

Chapter 37 .....361

¶1094

JURY INSTRUCTIONS

<sup>225</sup> Missing-Incomplete-Altered Trial Record #20.

<sup>226</sup> Presence of the defendant violation #6, and a blatant 6<sup>th</sup> Amendment violation of my right to counsel.

<sup>227</sup> *In subsidium* #16.

<sup>228</sup> I went to spank one child my whole life: J.Z., Robyn's middle daughter. Walked in the room and took one look at her, already in tears from having her moment, I froze, turned, and walked out of the room. I then pointed at Robyn and told her, "That's your job because I'm not doing it." You need to understand that J.Z. would fall asleep on my chest regularly, and, of her own accord, used to call me "Frankie Daddy". Yeah, that was it for me. That little angel broke my heart. ☺

Chapter 38 .....374

¶1121

VERDICT

<sup>229</sup> Atty. Stanley was the one who pointed him out to me.

<sup>230</sup> Missing-Incomplete-Altered Trial Record #21.

<sup>231</sup> Missing-Incomplete-Altered Trial Record #22. *Whoa!*

Chapter 39 .....380

¶1133

SENTENCING

<sup>232</sup> Missing-Incomplete-Altered Trial Record #23.

<sup>233</sup> Please note that both articles were written by Denise Sullivan, dsullivan@ohio.net; a reporter who never interviewed me, but is still, and always, welcome to do so.

Starting Paragraph

Starting Page

Chapter 40 .....383

¶1155

A WORD ON JUDGE COLLIER

<sup>234</sup> *In subsidium* #17.

<sup>235</sup> Justice. 1. The attempt by judicial means to be fair and to give each party his due, under the law. Rothenberg, p.259.

Chapter 41 .....386

¶1167

INEFFECTIVE ASSISTANCE OF COUNSEL

<sup>236</sup> Sua sponte. Latin: “of one’s own accord; voluntarily.” Garner, p.1650.

Chapter 42 .....397

¶1179

POST-TRIAL FACTS

<sup>237</sup> Ohio Supreme Court Registration Number.

<sup>238</sup> Joyce Kimbler replaced her retired husband James Kimbler [¶302] on the Bench. Having taken the Bench years after my Trial, I have no idea why she recused.

<sup>239</sup> Recusal. (1949) Removal of oneself as a judge or policy-maker in a particular matter, esp. because of conflict of interest. Garner. p.1467.

<sup>240</sup> Laissez-faire. [French “Let (people) do (as they choose)”] (1825). Garner, p.1007.

<sup>241</sup> Habeas Corpus. [Law Latin “that you have the body”] (18c) A writ employed to bring a person before a court, most frequently to ensure that the person’s imprisonment or detention is not illegal (habeas corpus ad subjiciendum) • \*\*\*. Also termed \*\*\*; Great Writ. Garner, p.825.

<sup>242</sup> *In subsidium* #18.

Chapter 43 .....407

¶1220

COURT REPORTER DONNA A. GARRITY

<sup>243</sup> Brief. A condensed, abbreviated written statement of a larger document [as in my Trial Record]. A brief is prepared by an attorney to serve as the basis for argument in a lawsuit. It included points of law that the lawyer intends to establish. Rothenberg, p.68-69.

<sup>244</sup> The Latin, *bona fides*, is often used in law.

Starting Paragraph

Starting Page

<sup>245</sup> The Latin, *mala fides*, is often used in law.

<sup>246</sup> Thanks, Gunner! Inside joke, Reader.

Chapter 44 .....414

¶1240

THE AHA! MOMENT

<sup>247</sup> Author of *The Goal*

<sup>248</sup> For the book (*The Goal*), and for making me a better *pro se* litigant.

Chapter 45 .....422

¶1257

THE EVER-CHANGING DOCKET

<sup>249</sup> Altered-Incomplete Docket #2.

<sup>250</sup> Altered-Incomplete Docket #3.

<sup>251</sup> Altered-Incomplete Docket #4.

<sup>252</sup> Altered-Incomplete Docket #5.

<sup>253</sup> Altered-Incomplete Docket #6.

<sup>254</sup> Altered-Incomplete Docket #7.

<sup>255</sup> Altered-Incomplete Docket #8.

<sup>256</sup> Altered-Incomplete Docket #9.

<sup>257</sup> Altered-Incomplete Docket #10.

<sup>258</sup> I claim no political party allegiance. I am a Patriot who loves my Country.

Further, I am definitely a bipartisan who sees the pros and cons on both sides, who wishes we could all just get along just once without worrying about our own vested interests. Besides, politics are either too sticky one moment and too slippery the next. I prefer philosophy, finance, economics, and fishing. ☺

<sup>259</sup> Altered-Incomplete Docket #11.

<sup>260</sup> In subsidium #1 of 19 total, with 18 belonging to Judas, uh, I mean Judge Collier.

<sup>261</sup> Romanian: “bullshit!”

<sup>262</sup> Russian: “bullshit!”

<sup>263</sup> Altered-Incomplete Docket #12.

Chapter 46 .....438

¶1298

THE “NOTICE” AND SUBSEQUENT FILINGS

<sup>264</sup> A direct violation of my U.S. 6<sup>th</sup> Amendment right to counsel.

Starting Paragraph

Starting Page

<sup>265</sup> Presence of the defendant violation #7.

<sup>266</sup> *In subsidium* #19 for Judge Collier.

<sup>267</sup> This quote has been modified to suit my needs. Original content comes from A.G. Riddle's *The Atlantis Plague*, © 2014, p.35 as "We were splitting the atom before you were splitting firewood."

<sup>268</sup> To learn more about them, contact Crime Victim Services, Tannisha Bell, Section Chief, 150 E. Gay Street, 25<sup>th</sup> Floor, Columbus, Ohio, 43215. (614) 466-5610. And, please, feel free to direct their office to: [www.freefrankpwood.com](http://www.freefrankpwood.com).

Thanks. ☺

<sup>269</sup> Something I am still open to.

<sup>270</sup> *In subsidium* #20 for Judge Collier.

<sup>271</sup> See Footnote 110 at [¶500].

<sup>272</sup> Implanted/Transplanted Memory #9 and #10.

<sup>273</sup> Unindicted allegation #6 and #7.

<sup>274</sup> Tampering with witnesses occurred with the Saligas and every Implanted/Transplanted Memory and Unindicted allegation revealed.

<sup>275</sup> Altered-Incomplete Docket #13.

<sup>276</sup> *In subsidium* #21 for Judge Collier.

<sup>277</sup> Altered-Incomplete Docket #14.

<sup>278</sup> Altered-Incomplete Docket #15.

<sup>279</sup> *In subsidium* #2 for the Ninth District.

Chapter 47 .....454

¶1353      THE EXONERATING EFFECTS OF THE MEDICAL RESEARCH

<sup>280</sup> Scott and Danielle had no conscience about putting this child through the humiliation and trauma of the exam, knowing they were lying. Very *sick* and *twisted* people, indeed.

Chapter 48 .....465

¶1379      JUDGE PATRICIA ANN COSGROVE

<sup>281</sup> Another U.S. 6<sup>th</sup> Amendment violation.

<sup>282</sup> *In subsidium*: Three (3) counts for Judge Cosgrove. That's a total of 26 that I could discover.

<sup>283</sup> No. I didn't get this far on my own.

Starting Paragraph

Starting Page

Chapter 49 .....477

¶1410

FRANK P. WOOD’S CLOSING STATEMENT

<sup>284</sup> George W. Bush enacted this 180-page read. Most enlightening, it can be readily accessed on the Internet.

<sup>285</sup> Ohio Jury Instructions. Volume Four. Criminal. 2004.

Chapter 50 .....494

¶1452

PERSONAL EPILOGUE

<sup>286</sup> With respect and admiration for Loui Zamperini, an Italian-American WWII P.O.W., whose life story reminded me that ‘*soldiers never give up*’.

Notary Public .....495

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A WORD TO ATTORNEY RONALD R. STANLEY .....500

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## THE BIG BONE

Do unto others.

-Basic Biblical and Life Principle

As an opening word to those who hurt the girls, then hurt the girls to hurt me, placed this *Fraudulent Shame upon My Family*, and perpetuate this *Insolent Injustice*:

This Affidavit/book, appropriately dubbed '*The Big Bone*', is a perpetual gift to you from the distinguished law firm of

Dewey, Screwem, & Howe,  
-*The Three Stooges*

and me.

Enjoy.



-Σ-

## THE REALITY

There is no spoon.

-Neo, *The Matrix*

¶001

LEGAL PROLOGUE

I choose to let my heroics be of the mind and heart.  
-Taita the Slave (1870 B.C. Egypt)<sup>1</sup>

¶002 I, Frank P. Wood, Affiant in the instant matter, having been duly advised of the penalty of perjury under the laws of the State of Ohio, declare that I am fit and competent to testify, that I have direct personal knowledge of that facts contained hereinafter, and that these facts are true and accurate to the best of my knowledge, belief, and experiences.

¶003 Currently I am *The Innocent Man*, a prisoner, who is unethically and unlawfully incarcerated at the Richland Correctional Institution, 1001 Olivesburg Road, Mansfield, Ohio, 44905, in direct violation of my *Human and Constitutional Rights*.

No one shall be subject to arbitrary arrest, detention, or exile.  
-Universal Declaration of Human Rights, Article 9  
The United Nations and its General Assembly

¶004 As an incarcerated *pro se*<sup>2</sup> litigant without a law degree, *pro se* litigant's claims are to be "liberally construed" and "held to less stringent standards" than those of a lawyer. Urbania v. Thomas, 270 F.3d 292, 295 (6<sup>th</sup> Cir. 2001), (citing Cruz v. Beto, 405 U.S. 319 (1972)); Hanes v. Kerner, 405 U.S. 519 (1972) (*per curiam*).<sup>3</sup>

¶005 This Affidavit/book (and accompanying Exhibits) has been assembled in a *pro se* capacity according to State and Federal Law to the best of my nonprofessional abilities. Further, as I am solely responsible for the contents of this document, the following legal truth is in my actual favor:

---

<sup>1</sup> Compliments to Wilbur Smith

<sup>2</sup> Pro Se [Latin] (1817) For oneself; on one's own behalf; without a lawyer. Garner, p.1416.

<sup>3</sup> Per curiam. An opinion rendered by a court composed of more than one judge. Rothenberg, p.350.

Indeed, no more than affidavits is necessary to make the prima facie case.<sup>4</sup>  
United States v. Kis, 658 F.2d 526, 536 (7<sup>th</sup> Cir. 1981);  
Cert. denied. 50 U.S.L.W. 2169; S.Ct.1982.

¶006 Consistent with Rule 45 (D) of the Rules of Superintendence for the Courts of Ohio (Effective July 1, 2009), [¶051], [¶1303],<sup>5</sup> there are neither confidential nor personal identifiers present regarding the two alleged assault victims in this case. Their real names will be represented by the initials “S.L.” or “K.S.” Anyone else who was a minor at the time of Trial will have their names either represented by initials or “REDACTED.” All pictures of those who were minors then, including my family, will have their faces blocked out for privacy and protection.

¶007 This Affidavit reflects events perpetrated by multiple individuals who were in positions of *trust*, both public and private, before, during, and after Trial regarding State of Ohio v. Frank P. Wood, Medina County Case No. 05CR0365.

¶008 To *trust* means to *allow without fear*.

¶009 This Affidavit/book has been assembled in this fashion to be utilized in various legal proceedings and public presentations.

¶010 As Affiant and Author, the Reader has my express permission to download, store, copy, transmit, share, and quote contents of this Affidavit/book, in part or in full, for media and legal presentations, only [¶1405]. Also, if this Affidavit/book is viewed at [www.freefrankpwood.com](http://www.freefrankpwood.com), or if anyone linked here through *Frank P. Wood* at *Facebook*, the Reader also has my express permission to download, store, copy, transmit, share, and quote contents, in full only, for private use.

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<sup>4</sup> Prima facie case. (1805) 2. A Party’s production of enough evidence to allow the fact-trier to infer the fact at issue and rule in the party’s favor. Garner, p.1382.

<sup>5</sup> [¶ ] and [¶ -¶ ] will be used to locate and cross-reference data throughout this Affidavit. Some may be left vacant for future revisions.

¶011

FRANK P. WOOD'S OPENING STATEMENT

Just as shadows of birds in the sky  
Move along with them,  
Beings are followed by  
The right and wrong they have done.  
-Buddah

¶012 My Fellow Americans, what you are about to read is a shocking truth based on clear facts and not clouded conjecture. As intellectuals,

you undoubtedly know better than to fall in love with your  
own theories to the exclusion of facts or reasoning. Do me  
the pleasure of behaving similarly as a detective [¶470].  
-Asimov, p.234

Therefore, I implore you to set aside any subconscious biases and preconceived notions, and read to understand every single word of this Affidavit with pure *objectivity*. Repetitively, if necessary. In doing so, you will see the actual perpetration of a manifest miscarriage of justice, and that the

truth, though it may run thin, never breaks,  
and it always flows over the lie  
as oil over water.  
-Cervantes (Part II, Ch.X, ¶1)

¶013 CAVEAT:<sup>7</sup> The contents of this Affidavit may seem offensive at times [¶344], for this is a SEX CASE with two (2) young girls as alleged victims. Yes, they were abused, but not by me. These poor girls; sweet, bright, and funny kids. Unfortunately, one was used as an emotional whipping post while the other was the family trophy. They were used as instruments for revenge

---

<sup>6</sup> Σ: Sigma. The 18<sup>th</sup> letter in the Greek alphabet, used to represent the Sigma Particle in physics. In finance, my favorite course of study, it means *the sum total of*. So whenever you the Reader, see Σ at the end of a statement or section in this Affidavit, I encourage you to apply what you just read to the *sum total of* that which came before it. Thank you. It's a process.

<sup>7</sup> Caveat. [Latin "Let him or her beware"] (16c) 1. A warning. Garner, p.216.

and weapons of destruction, both in and amongst their families, and against me. True, they were tools and weapons of choice. Please, read on.

¶014 Apologies for those with delicate constitutions, but when harsh realities come to light, they tend to be seasoned with gall [¶344]. What are these harsh realities? Glad you asked. For starters, the injustice you are about to explore was paid for with your tax dollars. True and your hard-earned dollars continue to pay for my wrongful imprisonment year after year, after year... Further, many of you will discover that fraud, collusion, conspiracy, perjury, cover-up, and the deprivation of *Human and Constitutional Rights* happen on a regular basis in your home town! You will also see patterns of corruption and manipulations of court records by public officials. Frightening as it sounds, I suggest you steel yourself before we press on with this satirical and sardonic literary onslaught against malfeasance,<sup>8</sup> misconduct, and malevolent machinations. Indeed, we are about to test the mettle of many [¶198-¶199], [¶1027].

¶015 How did this all come about? It all began with a few poorly informed choices, trusting the wrong people, and two of the oldest motives for revenge: *Sex & Money* (Exhibits-03, 08, 09).<sup>9</sup> However, let us not forget the third: *Family*. Yes, (Exhibit-08) reveals that I took custody of a mere pawn of a child from the grandmother and rightfully returned her to my former wife Robyn Spencer-Speelman ("Robyn"): a State's witness. I accomplished this and ensured Robyn keeping custody of her second daughter by hiring four (4) attorneys in Ohio, Kansas, and Florida. Robyn never paid a dime, and I never asked her to (Tp.396, Ln.24-Tp.397, Ln.7).<sup>10</sup>

---

<sup>8</sup> Malfeasance. (17c) A wrongful, unlawful, or dishonest act; esp., wrongdoing or misconduct by a public official. Garner, p.1100.

<sup>9</sup> A complete list of (Exhibits), and the (Exhibits) themselves, are located at the back of this Affidavit in APPENDIX-A. (See APPENDIX-B for WORKS CITED).

<sup>10</sup> 'Tp.' refers to Transcript page and 'Ln.' refers to Line number of the materially altered and incomplete Trial Record concerning State of Ohio v. Frank P. Wood, Medina County Case No. 05CR0365.

¶016 Oddly enough, Robyn once told me, “I got her back!” But (Exhibit-08) reveals she was a stay-at-home-mom while I worked and paid for the lawyers. She never even said ‘Thank you’.

*Ungrateful*

¶017 And to think... they called *me* the monster.

¶018 At this juncture, Reader, I must inform you of the oddity that neither extended family nor friends of family of the alleged victims testified for the State. They kept a tight nucleus to maintain control and avoid being exposed. But not tight enough. Or, perhaps, too tight.

¶019 Supporting, as will be shown, neither my sole witness, M. Douglas Reed, Ph.D.: the State’s *Leading Expert* (Exhibit-46), nor myself were allowed to testify before what the Trial Court (“Judge Collier”) declared to be a “cynical” Jury (Tp.135, Ln.7-11). In addition, I was not permitted to present ANY evidence of significant exculpatory value. It only gets worse from here.

¶020 Reader, as your eyes take in the horror, I must apprise you that my materially altered and incomplete Trial Record is on file with the Medina County Clerk of Courts, and will verify all that I say. So, Reader, as you peruse this Affidavit and court records, let your objective eye be a winnowing fork and do as I have done:

Sift the wheat from the chaff.

-Basic biblical and life principle

¶021 Perhaps I should elaborate on the *winnowing wheat* concept. You see, I was lied to and lied about. Unfortunately, the lies about me were repeated, both in the media and in the appellate courts. Ever been lied about? Painful. Is it not? Especially when people betray, neglect, ignore, reject, abandon, and abuse you for over a decade... because of a *lie*.

Abuse is the lowest form of understanding.

-Frank P. Wood

¶022 Yes, this case is one big lie,

but the media repeated it, and a lie repeated becomes perception,  
and perception is reality. Perception is also very hard to change.

-Riddle, p.63<sup>11</sup>

¶023 So how do I change the wrong perception? Reveal the truth. How do I reveal the truth?

Sift fact from fiction; truth from lies; wheat from the chaff. To do this, I have studied and carefully analyzed my trashed Trial Record, laws cited herein, court rulings cited and/or presented, and additional documents proffered as (Exhibits). I have cross-compared them, aligned them with my memories and experiences, sifted the wheat, and presented every grain to you.

¶024 Reader, we are literally building a mosaic that my 14<sup>th</sup> century Italian ancestors would be honorably proud of. Every page of this Affidavit, every (Exhibit), they are the *tesserae*, the tiles of our mosaic. And on them, painted in fine lines, are pieces of a picture. By the time we are done, and the final tile is set in its proper place, I guarantee our mosaic will look exactly like a bushel of wheat. Quite true, for not unlike this Affidavit, it will resemble a basket of grain; a vessel of truth.

¶025 Before we sally forth, you must know that this case is absolutely **VOID** of any DNA, physical or medical evidence of any kind, or a single eyewitness to the alleged indicted charges (Exhibit-02), [¶572]. To the contrary, this case is heavily laden with the grains of

- 1) Implanted/Transplanted Memories
- 2) Lies and manipulations
- 3) Half-truths and withheld information
- 4) Jury tampering

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<sup>11</sup> Truly an intelligent and visionary author.

- 5) Perjury
- 6) Suppressed evidence
- 7) Witness tampering
- 8) Altered court records: felony criminal conduct of public officials
- 9) Destroyed evidence
- 10) And the like

¶026 Now, with UNCONTESTED State's evidence proving my factual innocence on both counts, as will be shown, what we have here is a case of anomalous wrongdoing. Under the weight of such mighty circumstances, Cicero, Ancient Rome's greatest Prosecutor, would pose the following question:

*"Cui bono?"*<sup>12</sup>

*"Who benefits?"*

Indeed, *who benefits* from my wrongful imprisonment?

¶027 In consideration of such a life-probing question, please understand that there is absolutely NO SYMMETRY between these UNRELATED allegations. True, for even the M.O.s<sup>13</sup> are different. One charge alleges sexual *conduct*, while the other sexual *contact*. Why? You are right on point, Reader. There are two (2) different perpetrators. One perp performed sexual conduct with his legal guardian daughter in Put-In-Bay, Ottawa County, Ohio (a place I have never been), while the other perp performed sexual contact with his niece in Medina County, Ohio; my County of wrongful conviction.

¶028 Supporting, you will see these two (2) perps had

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<sup>12</sup> Latin: Who benefits?

<sup>13</sup> Modus Operandi: [Latin "a manner of operating"] (17c). A Method of operating or a manner of procedure; esp., a pattern of criminal behavior so distinctive that investigators attribute it to the work of the same person. Garner, p.1157.

- 1) Special knowledge
- 2) Motive
- 3) Easy access

to the alleged victims. Yes, in regards to the children, these two (2) men were in long-term positions of trust. This gets real ugly from here on out, so please bear with me for now and I will explain these elements regarding PERP #1 in [¶177-¶184] and PERP #2 in [¶872-¶890].

Thanks.

¶029 I knew who did this to me and why, but now I know how. This deep understanding has helped me reverse-engineer the elements of this wrongful conviction, primarily, utilizing State's evidence. Now I am able to show you who engaged in county corruption to try to cover this up to protect themselves, and who lied under oath to protect others: *Family Secrets*.

So fragile are the reputations of public officials.  
So desperately those who do not deserve it  
cling to their freedom.

-Frank P. Wood, *The Innocent Man*

¶030 TRUISM:                      The pole of power is greasy.  
                                                 -Max Lucado

¶031 Reader, at the end of this journey, with PERP #1, PERP #2, and my factual innocence well-established, I will pose Cicero's surgical question to you once more, as my Jury. For now, I ask that you be my Judge.

¶032 Further, let it be known that my life was under investigation for nearly a year, and I attended a **recorded** police interview and let them search my home [¶496] without a warrant (both without the presence of counsel and of my own volition). Then my case was "closed" and "terminated," only to be arrested and released on a \$200,000.00 cash bond until it was fraudulently revoked. Still, while out on bond, knowing I was being set up to be sent to prison, or

worse, I never ran. Why? Only a guilty coward would have run, and I am *neither*.

Never take credit or blame for what is not yours.

-My Dad, a good man

¶033 Before proceeding, I seek your patience and understanding. As this *Insolent Injustice* spans from 1998 to date, it is complicated and intricate. Consider, if you will, a 3-dimensional spider web in the shape of a sphere, with every point connected to the others. Therefore, it may take a while to come full-circle on a specific point, fact, or topic. Also, please bear with my offbeat sense of humor, and my literally skills, or lack thereof. I am neither an author nor an editor. In addition, should I misquote an author, it is unintentional. I read a lot. Literally, a *lot*.

¶034 Now let us begin with

The Shaw-Frank Redemption,

-Respect for Andy Dufresne

for by the time we are finished with this journey, I trust that you will find me, the Defendant, Frank P. Wood, to be '*Not Guilty*' of these heinous, bogus, and insolent charges.

¶035 Thank you.

-Σ-

Chapter 03

¶036

#### PRE-INDICTMENT FACTS: PART I

To accept the future, once must understand the present.

To understand the present, one must examine the past.

-Frank P. Wood, *The Wrongfully Imprisoned*

¶037 In April of 1998 I opened a small business as *Frank P Wood, D.B.A. The Wood Construction Company*. In 2004 I obtained S-Corp status as *Ironwood Construction, Incorporated* (Exhibit-01).

¶038 I met and hired Ryan Spencer ("Ryan") in June of 1999. I met his sister Robyn in

November of 1999. At this time, I did not know that she was one month pregnant with her soon-to-be ex-husband's child because she told me they had not been intimate in nearly a year. Still, a child was born of our marriage and DNA later confirmed the child was not mine (Tp.360, Ln.1-6). Regardless, it was an honor to be there for the all the classes and doctor's appointments, and to be Robyn's birthing partner. The most frightening and beautiful experience I ever had.

¶039 Robyn and I married on May 12, 2000 and were divorced on January 31, 2002 (Tp.359, Ln.6-11). After our divorce, Robyn and I continued to see each other socially, and I continued to provide financial support for her and the children (Tp.372, Ln.22-24); much more than the Record reveals.

¶040 Unbeknownst to me, Robyn's daughter K.S., the alleged victim of the F-3 Gross Sexual Imposition charge (GSI), allegedly came home from school after a "good touch, bad touch" class between "July and September" of 2004 [¶112] and claimed someone had improperly touched her between August and October of 2000 (Tp.421, Ln.24-Tp.422, Ln.2), (Exhibit-02). With K.S.'s date of birth being --/--/-- (ibid),<sup>14</sup> she would have been approximately four and a half (4 ½) years old at the time of the alleged incident, and eight and a half (8 ½) years old at the time of alleged reporting. A remarkable memory for a child to narrow down a three (3) month period out of nearly 10 years of her young life. But, wait! There's more!

¶041 As will be explained in definitive detail [¶428-¶434], Robyn's mother Lynda Spencer ("Lynda") had custody of K.S. and I fought to get her back with attorneys in two States (Exhibit-08). While in Lynda's custody, K.S. also lived with Uncle Ryan: **PERP #2** from late-October of 1999 to late-July of 2000. At that time, custody was reversed and K.S. was returned to Robyn. I then moved Robyn and her three (3) girls out of Medina, Ohio and into a rental home in

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<sup>14</sup> ibid: used to reference work cited immediately before, as in (Exhibit- ).

Chippewa Lake, Ohio: the alleged crime scene (Tp.375). I moved us at night, and in the rain, to get us away from her family. Eventually Lynda hired a private investigator to track us down seeking visitation. A real nut job, that one. I literally watched her injure herself to get my attention away from Robyn and focused on her. Whenever I entered the Spencer Home, Lynda would come at me and start sniffing me all over as if she was ruttin' for grubs. She would tell me, "Oh, you smell so good." Felt like I was being violated by a barnyard animal! Then her mood switched when I bought Robyn a car for her use. Her direct comment was, "That's too much," as if she actually had a say in the matter. At one point, as will be shown, Robyn and I had to file a series of Civil and Temporary Protection Orders [¶444], [¶680], [¶815] **against Lynda and Ryan**. One of which was filed because she, Lynda, tried to run me over with K.S. in the back seat of the car.

♪ [Psycho music] ♪

Three (3) kinds of crazy, that one. So, with that tile set, let us look at the custody issue a little more closely.

¶042 As noted above, custody was reversed and K.S. came to live with us in late-July of 2000 [¶437]. We then moved to Chippewa Lake, the alleged crime scene, around October 1, 2000. Dates of alleged abuse ran from August to October of 2000. Robyn and I separated between March and April of 2001 (Tp.372, Ln.10-13). Therefore, with K.S. just leaving the home of Lynda and Uncle Ryan towards the *beginning* of the indicted dates of alleged abuse, while living with me for about eight (8) months, the State somehow narrowed the alleged assault down during Trial to the *single month* of October 2000 in Chippewa Lake, Ohio (Tp.382), which is, of course, a huge pile of –

• • •

Groot: I am Groot.<sup>15</sup>

["bullshit."]

Frank: Groot! Great to see you!

[Fist bump and brotherly hug]

Frank: Where's Rocket?<sup>16</sup>

Groot: I am Groot.

Frank: Great. Can't wait to see him. But remember...

• • •

¶043 "bullshit" is what former Assistant Prosecutor Ann Eisenhower ("Pros. Eisenhower") declared S.L.'s testimony to be [¶948] because her testimony revealed *whom* she was with, *where* she was, and *when* it happened, regarding the alleged F-1 rape, and that she wasn't with me [¶131-¶159], (Exhibits-03 and 09).

• • •

Groot: I am Groot.

Frank: No worries, mate. Have a seat, relax, and feel free to add from the *Tree of Knowledge* at any time.

Groot: I am Groot.

• • •

¶044 Sorry, Folks. We're old friends. I was a carpenter by trade. When I first met Groot, I saw a bookcase and he saw besties. Once those sticky tears of sap began to run, that was it. We've been tight ever since. He's also a hugger. Very sensitive and a really good guy with a strong

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<sup>15</sup> Little Groot from *Guardians of the Galaxy Vol.2*. Stan Lee. Marvel Comics.™

<sup>16</sup> Rocket from *Guardians of the Galaxy*. Stan Lee. Marvel Comics.™

sense of loyalty. Glad to have him on my side.

¶045 Continuing... In “May of 2005” I ceased all financial support to Robyn (Tp.380, Ln.13-Tp.381, Ln.6). Immediately afterwards, Robyn took K.S. to Job & Family Services and “not the police” on or prior to June 16, 2005 (Tp.365, Ln.21-Tp.366, Ln.3), [¶052]. Nearly four-and-a-half (4 ½) years lapsed between alleged incident and reporting, while nearly a year lapsed between allegation and reporting: when the money stopped (Exhibit-03: p.9-10).

¶046 Now, regarding the alleged GSI, no report from Job & Family Services made it to my Discovery File or the “cynical” Jury. As to *why*, I will show you in [¶526] and [¶684-¶732, 2].

¶047 Continuing, on July 21, 2017 my Co-counsel from Trial, Attorney Ronald R. Stanley (“Atty. Stanley”), filed a Public Records Request with the Medina City Police Department in Medina, Ohio. Two (2) weeks later he received an email from the Medina P.D. that contained 29 pages pertaining to, for the most part, K.S. and the alleged GSI. Talk about a game changer!

¶048 [Intentionally left blank].

. . .

Rocket: Oh, yeah.

Frank: Rocket! My good man. How have you been?

[Hand-paw-shake]

Rocket: On the run. Saving the galaxy is hazardous business.

Frank: I bet. Listen, chill with Groot for a bit and let me know if I miss anything.

Rocket: Gotchya’.

Frank: Thanks.

. . .

¶049 Folks, Rocket and I met when an intergalactic bounty hunter chased him to Earth [¶415].

Rough days can create unbreakable bonds.

• • •

Rocket: That was one big hairy hunter. By the way, you never did tell me how you learned to move like that.

Frank: Some things are better left unspoken.

Rocket: So be it.

• • •

¶050 Going forward... Pursuant to Crim.R.16,<sup>17</sup> Discovery and inspection, Section (C) allows for a prosecutor to turn over evidence to a defense lawyer and declare it “counsel only” material that my Attorney may “orally communicate” to me. Since the police report was received through a Public Records Request, and none of it was designated “counsel only” material, I can use this information.

¶051 Utilizing only certain pages from the police report as (Exhibit-04), I will white-out, black-out, and/or REDACT as much as needed to ensure the privacy protection of others. This will be consistent with Rule 45(D) [¶006]. My goal is merely to sift the wheat from the chaff.

¶052 Within (Exhibit-04), p.1 confirms the alleged GSI was reported on 6/16/05 [¶045], and on p.2 the same date is applied to Madjerich, David A., Social Worker. Also on p.2, the *Complainant* is listed as *Confidential*. This alone raises suspicion, but, due to motive, points to one specific person: Lynda [¶041], (Exhibit-08).

♪ [Suspenseful music] ♪

¶053 Yes, from time to time I do provide [closed captioning] and utilize quotes from various sources to drive points home. It’s *pro se* artistic license. ☺

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<sup>17</sup> ‘Crim.R.’ refers to Ohio Criminal Rules.

¶054 For your appraisal, Robyn later testified for the State as Robyn Spencer-Speelman (Tp.358). Her testimony, that of K.S. and S.L., Scott and Danielle Sadowsky, Officer Travis McCourt, Det. Mark Kollar, Dr. Suzanne LeSure, and Nurse Practitioner Donna Abbott; all State's witnesses, benefitted the Defense more so than the State. With that said, let us press on.

-Σ-

Chapter 04

¶055

### CLAIM OF ACTUAL INNOCENCE

¶056 Before proceeding, I seek to clarify the presence and the contents of (Exhibit-03: my UNCONTESTED Claim Of Actual Innocence) ("COAI"). The COAI, either via contents or in full, has been presented in *every* court from the Trial Court to the U.S. Supreme Court. Comprised *solely* of State's evidence from the face of my materially altered and incomplete Trial Record, no reviewing court will adjudicate its merits with a legally valid evidentiary hearing. Regardless, its highly distinguishable merits reveal, regarding the alleged F-1 rape:

- 1) The two (2) oldest motives for revenge: *Sex & Money*
- 2) The alleged F-1 rape of S.L. was signed in for invest with Dr. Suzanne LeSure prior to the occurrence of an alleged incident
- 3) Fraud and conspiracy
- 4) Court-acknowledged and State-utilized perjury
- 5) Who sexually assaulted S.L.
- 6) My own factual innocence
- 7) A lack of subject matter jurisdiction because the combined testimonies of S.L. and Scott and Danielle placed S.L. in Put-in-Bay, Ohio; three (3) counties away, and "not at Frank Wood's house" (Exhibit-03: p.7)

¶060

THE TRIAL COURT-DECLARED CYNICAL JURY  
WITH  
COURT-ACKNOWLEDGED AND STATE-UTILIZED PERJURY

¶061 During the testimony of Danielle, it came to light that my Co-counsel, Atty. Stanley, was her divorce attorney (Tp.122, Ln.22-Tp.123, Ln.16); a divorce that was the result of our affair.<sup>19</sup>

¶062 As the drama unfolded (Tp.124-141), fearful of what Atty. Stanley knew, Pros. Eisenhower moved for a “mistrial”<sup>20</sup> (Tp.129, Ln.1-4), [¶1065], and “tainted evidence”<sup>21</sup> was discussed (Tp.130, Ln.10-20). To verify that Atty. Stanley did NOT help me prepare for Trial, Lead-counsel F. Harrison Green (“Atty. Green”) attempted to submit documents that I assembled while out on bond<sup>22</sup> for an “in camera”<sup>23</sup> inspection [¶152], [¶354], [¶442], [¶972, 7],[¶724f, 5]. The Trial Court: Judge Christopher J. Collier (“Judge Collier”) refused them (Tp.129, Ln.21-Tp.130, Ln.9). Judge Collier then admitted “jeopardy attached”<sup>24</sup> to me (Tp.132, Ln.1-2), and that I was “adversely affected” (Tp.132, Ln.22), but did nothing about it. So my corrupted Trial Record, a.k.a. transcript of proceedings,<sup>25</sup> reveals.

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<sup>19</sup> At the time of our affair, Danielle was married and I was single.

<sup>20</sup> Mistrial. (17c) 1. A trial that the judge brings to an end without a determination on the merits because of procedural error or serious misconduct occurring during the proceedings. Garner, p.1154.

<sup>21</sup> Tainted evidence. (1876) Evidence that is inadmissible because it was directly or indirectly obtained by illegal means. Garner, p.678.

<sup>22</sup> Atty. Stanley had no direct involvement until *after* the fraudulent revoking of my \$200,000.00 cash bond.

<sup>23</sup> In camera [Law Latin “in a chamber”] (1782) 1. In the judge’s private chambers. Garner, p.878.

<sup>24</sup> Jeopardy. (14c) The risk of conviction and punishment that a criminal defendant faces at trial. Garner, p.963.

<sup>25</sup> Transcript. (14c) A handwritten, printed, or typed copy of testimony given orally; esp., the official record of proceedings in a trial or hearing, as taken down by a court reporter. Garner, p.1726.

8) **Implanted/Transplanted Memories**. You see, according to Social Worker Tricia Carchedi, S.L.'s "mother," legal guardian Danielle Sadowsky, **TOLD** S.L. that "Frankie" raped her (Exhibit-03: p.7), (Tp.301, Ln.1-8).<sup>18</sup> [¶192], [¶579, 10], [¶1048, 2]. Yes, Danielle Sadowsky told the *Temple Virgin* (Exhibit-14) S.L.

**"Frankie raped you"**

Well, now *that* was less than brilliant.

¶057 Pertaining directly to the *unrelated* alleged F-3 GSI [¶684-¶723, 2]:

- 1) K.S. testified *twice* that she did not recall being at an alleged crime scene with me
- 2) Asst. Pros. Eisenhower made a "pact" with this State child witness to during Trial (Tp.394, Ln.17-18), thereby engaging in
  - i. Witness tampering
  - ii. Coached testimony
- 3) As to the charge itself, the Trial Court declared, "What I'm hearing her say is, "No, it didn't happen" (Tp.390, Ln.4-5)

¶058 Regarding the Jury:

- 1) The Trial Court declared certain members of the Jury to be "cynical" in nature (Tp.135, Ln.7-11)

¶059 So much for a reliable Trial Mechanism. But how this and the Court-acknowledged and State-utilized perjury came about are best explained in the next chapter.

-Σ-

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<sup>18</sup> Implanted/Transplanted Memory #1.

¶063 The Collier Court then proceeded to announce that Atty. Stanley had information that would prove Danielle Sadowsky: the *State's Star Witness*, to be "untruthful" in her testimony (Tp.132, Ln.24-25), and that the Jury "know[s]" and "believe[s]" that he had that information (Tp.134, Ln.24-25), [¶527]. Shortly thereafter, Judge Collier said,

Finally, gentlemen, ladies, each of you watched me as I struggled with the Jury on voir dire for over a day. And I think you saw what disturbed me the most was the cynical attitude of some of the jurors toward the legal system. Mrs. Polca comes to mind (Tp.135, Ln.7-11), [¶1131, 2].

¶064 Knowing I was not being tried by an impartial Jury under the U.S. 6th Amendment, Judge Collier did absolutely nothing [¶579, 17]. What more, he permitted the "untruthful" Danielle to continue on with her false, misleading, and self-conflicting testimony (as will be shown). Hence, the **Court-acknowledged and State-utilized perjury** [¶056], (Exhibit-03: p.9).

¶065 Judge Collier then declared his emotional attachment to the proceedings and verbally attacked Atty. Stanley with

You made this place that I love into something that diminishes us all (Tp.136, Ln.2-3), and then refused to let him step down from the Trial (Tp.140, Ln.2-5).

¶066 Emotionally attached, rendering him unfit to command, Judge Collier then denied the State's motion for mistrial (Tp.137, Ln.8-9), [¶083], [¶164].

¶067 Prior to this outburst, Judge Collier actually posed the following question:

Would lawyer take such a position unless he truly believed that his client is telling the truth and the former client's lying? (Tp.134, Ln.6-8).

¶068 No. A lawyer would not.

¶069 In this light, Judge Collier's subjective feelings should have been kept in check, leaving his emotional outburst on Atty. Stanley unjustified; for Judge Collier never made an attempt to question Atty. Stanley in chambers regarding his presence and what he knew. He just ran with

his emotions that tainted the Trial proceedings, rendering his decision-making process unreliable. For verification of this assertion, there were “two” (2) alternate Jurors (Tp.544, Ln.15-18) available that he could have used to replace, at least some, of the “cynical” Jurors [¶611]. The alternates were white, female, mid- to late-thirties. One had brown hair, the other sandy.

¶070 With Danielle as the second of thirteen State witnesses (Exhibit-47: Tp.3), Atty. Stanley was forced to remain at my side in silence for the duration of the Trial (Tp.133, Ln.3-10), with *no explanation* to the “cynical” Jury. Nevertheless, Pros. Eisenhower sought to remedy that with her own lies and manipulations. Follow me on this, please.

¶071 After Pros. Eisenhower complained to strike any questions that may have come from “Danielle Sadowsky’s privileged information” (Tp.138, Ln.1-9), the following colloquy between Court and State took place:

THE COURT: Every question could come from privileged information.

MS. EISENHOWER: That’s correct, Your Honor.

THE COURT: That’s the problem. That’s the problem.

MS. EISENHOWER: And I need to build a record for that.

THE COURT: I appreciate what you’re doing. I would be doing exactly the same thing (Tp.138, Ln.10-20), [¶1056].

¶072 Encouraged and supported by Judge Collier, Pros. Eisenhower did just that. During Closing Statements she told the “cynical” Jury, regarding Atty. Stanley’s presence, that

He didn’t participate. He’s sitting over there at the Defendant’s instructions, at the Defendant’s instructions to intimidate the witness that I have brought in here because *he knows things* (Tp.525, Ln.7-11) [*emphasis added*].

¶073 In the most absurd, biased, and irrational fashion, Judge Collier actually said that, regarding Closing Statements,

This is closing argument, it's not evidence (Tp.514, Ln.1-2).

Basically, in the Collier Court, you are allowed to misstate evidence and lie to a "cynical" Jury with no repercussions. More on this later [¶1053], [¶1105, 4, 5].

¶074 As

Slander is spoken  
[and]  
Libel is written,  
-Spiderman

for Pros. Eisenhower to speak this lie in public forum is slander and defamation of character. Most unbecoming for a Government Prosecutor. True, because *Atty. Stanley is a good man whom I trust at my kitchen table*. What more, he did no wrong. For verification of this assertion, at my request, via verbal retainer, Atty. Stanley stood by my side during Trial to serve as a legal buffer and filter between Atty. Green and myself. Further, as Atty. Stanley has yet to charge me a damn dime he has stood by my side for over a decade "*because he knows things.*" Things both Pros. Eisenhower and Danielle feared. As

Fear is a motivator,  
-Brother Curt

it should be crystal why Pros. Eisenhower moved for mistrial and attacked Atty. Stanley's presence and character in front of the "cynical" Jury. That was tacky, in all reality.

¶075 Atty. Stanley never violated attorney-client privilege with Danielle. Had he divulged anything to me, I most certainly would have used it by now. It's not like I'm enjoying my stay at *Chez Grafton*.

¶076 Setting yet another tile in place, regarding Atty. Stanley's presence and the case at bar, we now see where the **credibility** resides [¶1058]. Σ

¶077 In consideration of the above, consistent with the Code of Professional Responsibility,

Disciplinary Rule (“DR”) 6-101 Failing to act competently,

(A) A lawyer shall not:

(3) Neglect a matter entrusted to him [¶1029, 1, ii, c]

¶078 Holding an elected post, Judge Collier, a lawyer by degree and license, engaged in a blatant form of abuse of discretion,<sup>26</sup> and acted *in subsidium*<sup>27</sup> the State when he neglected to

1) Remove/replace the Court-declared “cynical” Jurors<sup>28</sup>

2) Remove the Court-declared “untruthful” Danielle from Trial<sup>29</sup> [¶083], [¶579, 10, ii]

Had he replaced the “cynical” Jurors, my U.S. 6<sup>th</sup> Amendment right to be tried by an “impartial” jury would have been preserved. Supporting,

Everyone is entitled in full equality to **a fair and public hearing** by an independent and impartial tribunal, in the determination of his rights and obligations and of any criminal charge against him.

-Universal Declaration of Human Rights, Article 10

The United Nations and its General Assembly

Further, had he removed the “untruthful” Danielle, my U.S. 6<sup>th</sup> Amendment right to be “confronted with the witnesses” against me would also have been preserved. This is critical because other than the bogus charges (Exhibit-02), Atty. Green had no idea as to what additional lies he had to defend and refute. With no Pre-Trial deposition<sup>30</sup> from the “untruthful” Danielle, there was no statement to hold her to [¶090].

¶079 Ultimately, the Court-acknowledged perjury left me sentenced with materially false information [¶090]. To the chagrin of many, the public’s confidence in the local judiciary has

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<sup>26</sup> Abuse of discretion. (18c) 1. An adjudicator’s failure to exercise sound, reasonable, and legal decision-making. Garner, p.12.

<sup>27</sup> In subsidium. [Latin] In aid of. Garner, p.919.

<sup>28</sup> In subsidium #1.

<sup>29</sup> In subsidium #2.

<sup>30</sup> Deposition (14c) 1. A witness’s out-of-court testimony that is reduced to writing (usu. by a court reporter) for later use in court or for discovery purposes. Garner, p.534.

now been undermined by this lack of honor, integrity, and basic fairness. Surprisingly, this was done by a *Publius*<sup>31</sup> Official who occupied a position of trust by majority vote.

¶080 With public trust violated, the Ohio Supreme Court declared that

Ohio Cod Prof. Resp. DR 1-102(A)(3), and Ohio R. Prof. Conduct 8.4(b) prohibit a lawyer from engaging in illegal conduct that involves moral turpitude or that reflects adversely on the lawyer's honesty or trustworthiness. DR 1-102(A)(4) and Rule 8.4(c) both prohibit a lawyer from engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation. (Disciplinary Counsel v. Calabrese, 2015 Ohio LEXIS 1383, HN3). [¶1404-¶1406, 3].

¶081 Pursuant to the Ohio Revised Code ("O.R.C.") Section ("§") 2921.11, Perjury

(A) No person, in any official proceeding, shall knowingly make a false statement under oath or affirmation, or knowingly swear or affirm the truth of a false statement previously made, when either statement is material.

With the "untruthful" Danielle as the State's Star Witness, her testimony was considered

Material (14c) 3. Of such a nature that knowledge of the item would affect a person's decision-making. Garner, p.1125.

Therefore, as it was illegal for Danielle to present perjured material testimony to a "cynical"

Jury, *with greater force*, it was also illegal for Judge Collier to acknowledge it and ignore it, and

to allow for Pros. Eisenhower to use it (See Exhibits-84 and 85). In all actuality, Danielle's

mouth was like a loose cannon: no one knew when it was going to go off or in what direction

[¶1029, 1, i].

¶082 In support, the

Ohio Code. Prof. Resp. DR 1-102(A)(5) and Ohio R. Prof. Conduct 8.4(d) both prohibit a lawyer from engaging in conduct that is prejudicial to the administration of justice. (Calabrese, at HN5). [¶1029, 1, ii, d].

¶083 Prejudice, in this highly specific situation, is described as

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<sup>31</sup> Latin for "public." Paul, that plug's for you and yours. *Ooh Rah!*

Actions favoring one side of litigation, not based upon the merits of the case but upon the bias and prejudice of a judge. Such an attitude of favoritism displayed by a judge would render him or her unqualified to preside over the matter (Rothenberg, p.374).

This is especially true as Judge Collier's emotional outburst on Atty. Stanley [¶065-¶066] became the catalyst and compass for his irrational decision-making process regarding the twin errors [¶078, 1, 2], and for the remainder of my Trial. Oh, we're far from done. Trust me.

¶084 Judge Collier is no rookie to the courtroom or the criminal trial, and my Trial was not his first. What am I getting at? He knew exactly what he was doing. He deliberately ignored Constitutional Law, acted *in subsidium* the State, and created two (2) structural errors<sup>32</sup> that steered the case to wrongful conviction.

¶085 For a clear understanding of how the Supreme Court of Ohio views and applies the *structural error doctrine*, I encourage you to read State v. Perry, 2004 Ohio LEXIS 263, HN1 and HN8<sup>33</sup> [¶612].

¶086 Continuing... Judge Collier was supposed to be an administrator of justice,<sup>34</sup> and not an advocate of injustice. He willfully allowed for Court-acknowledged and State-utilized perjury to be presented to a Court-declared "cynical" Jury (See Exhibits-84 and 85). So, as the testimony was unreliable, the verdict has been rendered disposable. Yes, and we're just getting started. However, having leveled the landscape from the start, it is obvious that

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<sup>32</sup> Structural error. (1980) A defect in a trial mechanism or framework that, by deprivation of basic constitutional protections, taints the trial process making it unreliable...• This error is prejudicial and requires automatic reversal. Garner, p.660.

<sup>33</sup> LEXIS is a legal research database used by lawyers, courts, prisoners, and the like. West Law is another database. "State v. Perry" is the case name while "2004 Ohio LEXIS 263" is the case address or citing."HN1" and "HN8" refer to where in the Court's "decision" or "ruling" the information cited came from. You can look up any case, law, rule, or code I cite on either LEXIS or West Law.

<sup>34</sup> Justice. (17c) 4. The fair and proper administration of laws. Garner, 995.

The truth is not arrived at by majority vote.

-Ken Follett

¶087 Only a new trial with an impartial Jury, an objective Judge, and the absence of the “untruthful” Danielle will correct the problem. Σ

¶088 Upon the declaration of the “cynical” Jury, Lead-counsel Green failed to object, move for mistrial, and protect my U.S. 6<sup>th</sup> Amendment right to be tried by an “impartial jury” as a “rational trier of fact” under Jackson v. Virginia, 433 U.S. 307, 324 (1979). What more, I never affirmatively waived this right.

As you can release heat without light, but not light without heat, for a “cynical” Jury to arrive at a reliable verdict has the same potential chance for success as cold fusion. Some things are simply not possible.

-Frank P. Wood

¶089 Now, digging deeper into the State’s use of the “untruthful” Danielle’s perjury, the American Bar Association (ABA) Standards of Criminal Justice Relating to Prosecutor Function, Part V- The Trial, Standard 3-5.6 Presentation of Evidence demands that

(a) A prosecutor should not knowingly offer false evidence, whether by documents, tangible evidence, or the testimony of witnesses, or fail to seek the withdrawal thereof upon discovery of its falsity [¶948].

¶090 Yes, as with Judge Collier, Pros. Eisenhower also should have sought the removal of the “untruthful” Danielle and her perjured testimony. Failure to do so permitted me to be wrongfully convicted and illegally sentenced with materially false information [¶079]. You see, the State knew it could rely on Danielle to LIE according to the questions asked and get any answer it wanted or that would bolster its bogus position [¶078]. So not knowing exactly what lies my attorney had to defend against, the State’s presentation of perjury violated my U.S. 6<sup>th</sup> Amendment right to be properly “confronted with the witnesses against” me through effective cross-examination. This was a clear violation of the 6<sup>th</sup> Amendment’s Confrontation Clause,

which is also known as a Crawford Violation under Crawford v. Washington, 541 U.S. 36 (2004), [¶579, 18].

¶091 Lead-counsel Green failed to object to the presentation of Danielle's "untruthful" testimony and protect my 6<sup>th</sup> Amendment right to the Confrontation Clause, and to protect me from being sentenced with materially false information [¶1339] under United States v. Rone, 558 F.2d 336, 375 (7<sup>th</sup> Cir. 1977); Wright v. Pickaway Corr. Inst., 2009 WL 1850170, S.D. Ohio, 2009 and many others. The Prosecutor's *use* of the "untruthful" testimony violated Mooney v. Holohan, 294 U.S. 103, 112 (1935); Alcorta v. Texas, 355 U.S. 28 (1957); Napue v. Illinois, 360 U.S. 264 (1959); Giglio v. United States, 405 U.S. 1950 (1972); Durley v. Mayo, 351 U.S. 277 (1956); Pyle v. Kansas, 317 U.S. 213; and Berger v. United States, 1935 U.S. LEXIS 308, HN5.

¶092a No. I never affirmatively waived my rights to the Confrontation Clause of the U.S. Constitution (Davis v. Alaska, 415 U.S. 308, 318 (1974); Brady v. Maryland, 373 U.S. 383 (1963)), and I never will (See Exhibits-84 and 85).

¶092b WORD TO THE UNWARY: *Never* waive a Constitutional right  
under any circumstances. *Never!!!*

¶093 Coming full-circle, I never *interpreted* the facts in my COAI (Exhibit-03). I merely *presented* them in the chronological order in which the events occurred. So what unnerved the State into the position of failure to challenge? The answer is quite simple, really. You see, it's not just the facts presented, but the *timing* of the events that disturbs them. Further, for the State to challenge my COAI, it would have to challenge its own evidence. This would merely prove both my Trial and conviction to be what they are: FRAUDULENT.

When you're right you make a lot of sound.  
When you're wrong you make a lot of silence.  
-Unknown

**The State has elected to make a lot of silence. Σ**

¶094 In the most unambiguous manner, my UNCONTESTED COAI is the *Touchstone of Truth*, and it speaks volumes. True, much like the State's *Octaves of Silence*; deafening.

¶095 Also, at Ln.2 on p.7 of the COAI, what reads "(Tp.47, Ln.10-23)" should read '(Tp.74, Ln.10-23)'; and what reads "Dr. Douglas M. Reed, Ph.D." should read 'M. Douglas Reed, Ph.D.' Apologies for any confusion. I'm no typist.

¶096 Historically, on October 16, 2011 I wrote Assistant Attorney General Erin C. Reed regarding the COAI (Exhibit-05). I made special note that she elected not to challenge the claim and asked her to withdraw the State's argument via motion. Ms. Reed never responded, but Attorney General Mike DeWine did. In his response, he made special note that Ms. Reed was "no longer representing this office in its Habeas Corpus Division" (Letter not available at this time). Interesting, eh?

¶097 Then, on January 29, 2013 I wrote Chief Prosecutor Dean Holman about the COAI and the fact that no one would challenge, and the District Court's mention of "innocence" (Exhibit-06). A *must* read.

¶098 In the letter I then asked Chief Pros. Holman to work with me on Clemency as a 'safe out' with a 'no harm-no-foul' ending for all parties involved. But he refused to respond. This might be the "Copy of letter" listed on p.3 of my Docket with an "Action date" of "27/Feb/2006" (Exhibit-07). Please notice that, in regards to the letter, the Docket reads "No document" instead of "View".

¶099 Former Chief Pros. Holman failed to act on my COAI, as did Judge Collier and Asst. Pros. Matthew A. Kern. Under Model Rules of Professional Conduct, Advocate Rule 3.8: Special Responsibilities of a Prosecutor,

(g) When a prosecutor knows of [new], *credible and material evidence* creating a reasonable likelihood that a convicted defendant did not commit an offense of which the defendant was convicted, the prosecutor shall [emphasis added], [emphasis added]:

(1) promptly disclose the evidence to an appropriate court or authority, and

(ii) undertake further investigation, or make reasonable efforts to cause an investigation, to determine whether the defendant was convicted of an offense that the defendant did not commit.

(h) When a prosecutor knows of *clear and convincing* evidence establishing that a defendant in the prosecutor's jurisdiction was convicted of an offense that the defendant did not commit, the prosecutor shall seek to remedy the conviction [emphasis added].  
[¶1029, 1, ii, f].

¶100 Q: If my COAI was not *clear and convincing*, then why has it gone uncontested by the State?

A : Because the *credible and material evidence* is theirs.

¶101 Under the weight of the totality of circumstances, the Court of Judge Collier and the Medina County Prosecutor's Office have utterly failed, for

It is a non-optional social convention to free the innocent. Σ  
-Me

¶102 Reader, should the above-cited (Exhibits), and those that follow, need clarification, I have included the following to fill in any Pre-Trial gaps and assist with the remainder of this document:

1) (Exhibit-08: My Pre-Trial History With Robyn Spencer-Speelman)

2) (Exhibit-09: My Pre-Trial History With Danielle Sadowsky-Smith)

Although these two (2) (Exhibits) have been presented in multiple legal proceedings, and have gone willfully ignored by Court and State, they will provide for you, the Reader, a clear understanding of who is who, and what actually transpired. This is especially true because they are fully supported by my abused Trial Record. As a note, they were recently retyped for

legibility and REDACTIONS, and recent revisions are located in [ ] for easy reading.

¶103 For your appraisal, Lead-counsel Green refused to let me testify despite my repeated demands and kept telling me, “They didn’t prove their case.” As my wrongful conviction proves otherwise, the old sayings hold true:

It’s not what you know but what you can prove,  
-Unknown

and

You can still prove a lie via “cynical” Jury.  
-FPW

¶104 So not only did I not testify, (Exhibit-07) reveals that Atty. Green failed to subpoena a single witness on my behalf, despite my hand-written list [¶576]. Naturally (Exhibits-08 and 09) represent what would have been the core of my testimony. Let it be known that I am more than willing to sit through cross-examination or interview regarding them.

-Σ-

Chapter 06

¶105 PRE-INDICTMENT FACTS: PART II

¶106 In October of 2003, I arrived at the home of Scott (“Scott”) and Danielle Sadowsky in Medina, Ohio. Working as a subcontractor for another builder, my presence at the Sadowsky home was to perform warranty repairs around windows installed by another contractor. Shortly after our first meeting, Danielle and I began an affair (Tp.84-85).

¶107 At the time of our meeting, Danielle and Scott had one biological son: A.S., and one legal guardian daughter: S.L. (Tp.84, Ln.1-7).

¶108 Danielle moved in with me around mid-July of 2004 (Tp.87, Ln.7-16). A.S. and S.L. moved into my home on an intermittent and part-time basis, “three nights a week” (Tp.114,

Ln.25-Tp.115, Ln.5) around mid-August. As Danielle was “always around” (Tp.120, Ln.18-23), [¶179], the children were with us from Tuesday through Thursday, while they were with Scott from Friday through Monday (Tp.85, Ln.15-22), (See Exhibit-03: p.7-8).

¶109 Danielle became aware that she was pregnant during the first few days of September 2004 (Tp.86, Ln.16; Tp.144, Ln.12-13). Danielle immediately told Scott she was pregnant, but not me [¶242]. This is because there was a “50% prior probability” that the child she was carrying was Scott’s (Exhibit-10). In addition, I did not know Danielle was pregnant until A.S. and S.L. told me, putting Danielle on the spot. When I asked Danielle if she told Scott, she told me the children told him. So Danielle told the children first? I highly doubt that.

¶110 By now you see that (Exhibit-10) reveals that the child born of our affair is my son and not Scott’s. Had Danielle known the baby was mine, pre-alleged incident, Scott would rightfully be in prison.

. . .

Groot: [Gasp!]

Rocket: Run with it.

Frank: Very well. Setting tiles in their proper place...

. . .

¶111 Danielle found out she was pregnant during the first few days of September of 2004 (Tp.86, Ln.16). Shortly thereafter, I was falsely accused of “vaginal rape” regarding S.L. (Tp.537, Ln.9-Tp.538, Ln.3), and the case was signed in with Dr. Suzanne LeSure of Cornerstone Psychological Services for invest on September 24, 2004 (Tp.407, Ln.7-16). Yes, prior to the indicted dates of October 1<sup>st</sup>-3<sup>rd</sup> (Exhibit-02), while Danielle was sleeping in my bed and she *never* told me. Σ

¶112 Does September of 2004 sound familiar? It should. Recall that K.S. came forward between “July and September” of 2004 [¶040]. To fabricate a case takes time, coordination, and orchestration. Please, read on.

¶113 Regarding S.L., the initial investigative report from September 24, 2004 was improperly withheld from my Discovery File<sup>35</sup> [¶347], and the “cynical” Jury. This is significant because it will tell who signed the case in against me, and why they did it **before** the indicted dates of the alleged rape: October 1<sup>st</sup>-3<sup>rd</sup>. But don’t worry, Reader. All questions have answers and I will get you there. For starters...

¶114 Q: Since I was falsely accused of “vaginal rape,” why was S.L. taken to a psychologist first and not a doctor?

A: Patient and careful planning. **Implanted/Transplanted Memories** take time to develop and take root. Scott had to be sure he could take revenge for our affair and cover up his sins at the same time.

¶115 Supporting the above Q&A, recall that S.L.’s legal guardian “mother” Danielle told S.L. that I had raped her (Tp.301, Ln.1-8), (Exhibit-03: p.12), (Exhibit-18: p.2 of 5, second section from bottom).

¶116 **Query**: With proven **Implanted Memories**, does it not strike you as suspect that the case was signed in for invest with Dr. LeSure **after** Danielle’s pregnancy announcement to Scott, but **prior** to the indicted dates of alleged abuse? [¶579].

¶117 Truly someone must be in the possession of clairvoyant capabilities. This is especially true since Scott, Danielle, and S.L. all testified that S .L. was in Put-In-Bay, Ohio during the alleged sexual assault, while S.L. spent the entire weekend of alleged abuse with her legal

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<sup>35</sup> **Discovery** (16c) 3. The facts or documents disclosed. Garner, p.564.

guardian “dad” Scott, and “not at Frank Wood’s house” (Tp.247, Ln.7-16), (Exhibit-03: p.8), (Exhibit-32), [¶1147-¶1148]. Further, the State declared this testimony to the “cynical” Jury as “evidence” with

**“no evidence to the contrary. None”**  
(Tp.524, Ln.19-24), (Exhibit-03: p.7-9).

¶118 In support of the Put-In-Bay testimony, I now present the following (Exhibit-11: Who or what destroyed the Sadowsky marriage?). Please note that both Scott and Danielle “resented” S.L., neither wanted her in the home, and they held her responsible as the “contributing factor” to their divorce. Now is a good time to ask:

Query: Why did Danielle leave the sanctity of her marriage bed?

¶119 Ponderable: Scott and Danielle told S.L. that I caused the divorce and broke up her happy home (Internal Exhibit-B of Exhibit-81). Given the fact that Danielle told S.L. that I raped her, I wonder what S.L. would say now if she knew the truth (Exhibit-11), [¶1382].

. . .

Groot: I am Groot!

[“Boom!”]

Rocket: Personally, I would **not** want to be on the receiving end of that one.

Frank: Hell hath no fury...

. . .

¶120 Now, Scott needed a scapegoat for his sins and to take revenge for the affair, but it had to be a one-shot-deal. To do this, I became the logical choice by a matter of presence and convenience, and Danielle became his pitbull [¶205]. To work his malevolent machinations effectively, Scott had to turn Danielle against me and play her *second greatest weakness*: her cursed vanity [¶336], [¶579, 6].

¶121 You see, Danielle once told me,

“I’m the most vain person you’ll ever meet.”

Upon hearing those words I should have ran because

Vanity is the Devil’s favorite sin.

-Unknown

¶122 So how did Scott use Danielle’s vanity against me? Recall the “50% prior probability” in (Exhibit-10). Next, our son was born in May of 2005. About three (3) days after his birth, Danielle called me to tell me that she gave our son Scott’s last name for “practical reasons.” But paternity was not established until five (5) months later in October of 2005 (ibid). I verified the last name while out on bond by going to the City of Akron Ohio’s Health Department and purchasing a certified copy of our son’s Birth Certificate. As the “50% prior probability” explains a lot, it is lucid that Scott told Danielle the baby she was carrying was his. Yes, despite the fact that Danielle and I were steadily intimate for several months prior to her pregnancy [¶187].

¶123 Now we’re all on the same tile and can see, without any obstruction, that Danielle gave our son Scott’s last name **before** paternity was established. This reveals the lack of honor and integrity of the State’s Star Witness. You know... the one with the Court-acknowledged “untruthful” testimony.” Σ

¶124 So how did Danielle’s vanity control her actions? Easy. Danielle could not handle the public humility of the father of her child going to prison. In fact, Danielle cannot handle stress at all. She told me that when her mother moved in with her and Scott, the stress level was so high that she broke out in hives and her pancreas shut down, thus inducing her Type I Diabetes (Tp.144, Ln.20-21). So Danielle made a choice: a choice controlled by Scott that would eliminate her shame, humility, and stress. Funny. I remember every time we argued about Scott’s

control over her, I received, “But Scott said...” as if he spoke the *Word of God*. It was quite annoying, really. No, I mean it was extremely annoying.

¶125 At this juncture, it seems most fitting to introduce Danielle Sadowsky to you, who is now known as “Danielle Smith.” As (Exhibit-12) I have enclosed a picture of her with her new husband, Brad Smith, from her *Facebook* page. Look familiar? No. That’s ‘Blonde in a Bottle’. Ashamed of her actions, after Trial she dyed her hair to avoid being recognized. Why? Recall her vanity. Her guilt ate at that vanity so much that, after I went to prison, she told my sister, “I feel like such a sinner.”<sup>36</sup> My, how a guilty conscience will speak [¶187].

¶126 Next we have (Exhibit-13), the ‘About Danielle’ page from her *Facebook* account. The “3 BEAUTIFUL children” she mentioned are A.S., G.S., and B.S. No ‘S.L.’ But, during Trial, Danielle testified that she loves her daughter (Tp.101, Ln.21-22).

Where’s that love now?

¶127 Now notice where Danielle says, “I love the freedom honesty brings” (ibid). I’m sorry, but, should memory serve, didn’t Judge Collier declare her to be “untruthful” in her testimony because her divorce attorney *knows things*?

¶128 Then she ridiculously promotes her life philosophy with

“those who mind don’t matter and those who matter don’t mind.”

-Dr. Seuss

¶129 Really? Now Danielle declares that she can do what she wants, regardless of right or wrong, and, if you disagree, you are deemed irrelevant; much like the mindset of an abusive and deceptive person. Need more proof? Turn to (Exhibit-19: Letter to The Ohio Innocence Project (“OIP”); May 12, 2016: p.2, ¶1). Here you will see that on 4/27/16 Danielle convinced a new judge to allow her new husband to illegally adopt my son. My son was never told the truth, and

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<sup>36</sup> Guilty conscience speaks #1.

therefore he did not make an informed decision. This is kidnapping. What more, I filed for visitation, pay child support out of my prison pay, filed to stop his name change, filed to stop the adoption, and presented the COAI in the process. Yes, all of my efforts went ignored by the court. In time. In time.

¶130 As with S.L. and my son, it is evident that **Danielle will harm the mind of a child for self-preservation and her cursed vanity**. Think about it... Someday soon, *Karma, Fate*, and *Destiny* will be calling upon Danielle. Then, S.L. and my son will know the truth and turn on her. The worst part? The pain S.L. and my son will suffer because of her. I have read the Christian *Bible, Koran (Quran), Torah*, the Tenets of Buddhism, the works of Augustine, and the ilk. Any time something is repeated, it's a warning that drives a message home. And, properly translated, "Woe unto ye" from the *Bible* is a polite way of saying

"Sucks to be you"  
-FPW

So be it and so be it.

• • •

Rocket: Prophetic and apocalyptic.

Frank: Thanks.

Groot: I am Groot?

Frank: No, but thanks for asking. Held my son once when he was 11 weeks old. I think about him every day. Wrote him my life story beginning with my great-grandparents and ending in 2012. This way he'll know that I never gave up on getting to him.

Rocket: Give out before you give up.

Frank: Amen, Reverend. Amen.

• • •

¶131 LACK OF SUBJECT MATTER JURISDICTION [¶043]

¶132 Within my COAI (Exhibit-03), State's direct evidence<sup>37</sup> proves that S.L., the alleged rape victim and *Temple Virgin* (Exhibit:14: Akron Children's Hospital's Physical Examination Data page)<sup>38</sup> spent the entire indicted weekend of alleged abuse in "Put-In-Bay" celebrating her "tenth birthday"

"on"

her birthday with her legal guardian "dad" ("Scott"), and "not at Frank Wood's house" (Exhibit-03: p.7).

• • •

Rocket: Out of the mouths of babes.

Frank: Indeed.

• • •

¶133 S.L.'s voluntary-in-court testimony was further solidified by two (2) key State witnesses: Scott and Danielle (ibid) (p.7). Later, during Closing Statements,<sup>39 40</sup> Pros. Eisenhower told

<sup>37</sup> Direct evidence. (16c) 1. Evidence that is based on personal knowledge or observation and that, if true, proves a fact without inference or presumption. Garner, p.675.

<sup>38</sup> During the first week of April of 2015, at my request, Atty. Stanley went to the Medina County Clerk of Courts and obtained a copy of (State's Exhibit 4: Akron Children's Hospital's medical report regarding S.L.) The report was presented during Trial, and remains part of the Record. I received it from Atty. Stanley on or about April 14, 2015.

<sup>39</sup> Closing statement. (1875). 1. CLOSING ARGUMENT. Garner, p.311.

<sup>40</sup> Closing argument. (1828) In a trial, a lawyer's final statement to the judge or jury before deliberation begins, in which the lawyer requests the judge or jury to consider the evidence and to apply the law in his or her client's favor. Garner, p.311.

the “cynical”<sup>41</sup> Jury,

She sat here and told you, “a couple of days before my tenth birthday.”  
And that’s evidence. That’s evidence. There’s been no evidence to the  
contrary. None (Tp.524, Ln.19-24).

¶134 No greater truth need be spoken. Σ

¶135 Authenticating Pros. Eisenhower’s declaration, the indicted dates of October 1<sup>st</sup>-3<sup>rd</sup> of 2004 fell on a Friday, Saturday, and Sunday (Exhibit-15: Calendar of October 2004). Danielle testified that S.L. was with Scott “typically” every Friday through Monday (Tp.87, Ln.17-22), and Scott testified that S.L. was with him “traditionally” every Friday through Monday (Tp.185, Ln.8-9), (Compare with [¶108] and [¶959]). This was confirmed where S.L. testified that she “always got to be with dad on the weekends” (Tp.250, Ln.21-22), and that the weekend of her tenth birthday party was her “dad’s weekend” (Tp.247, Ln.15-16). S.L. further testified, “it happened” right before her tenth birthday (Tp.230, Ln.4-8), and on these specific dates: October 1<sup>st</sup>-3<sup>rd</sup> of 2004, “...it really hurt... In my private” (Tp.230, Ln.12-16). This testimony was solidified where S.L. testified,

“Well I – I really enjoyed the birthday, but it was the two days before  
that really – he hurt me the two days before” (Tp.230, Ln.6-8).

Remarkably, as S.L. was asked about my “dog,” she blurted out “the two days before” **TWICE**.

¶136 Now, with S.L.’s birthday falling on Sunday, October 3<sup>rd</sup> (Exhibit-02), and having testified that she celebrated her birthday

“on”

her birthday, she also testified that she had another birthday party when she got back to my house on Tuesday, October 5, 2004 (Tp.247, Ln.7-19). Therefore, whether it was the *two days before*

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<sup>41</sup> Cynical. 2. Selfishly or callously calculating. Pickett, p.288.

Sunday, October 3<sup>rd</sup>, or Tuesday, October 5<sup>th</sup>, S.L. was sexually assaulted, in some manner, in Put-In-Bay, Ohio on the indicted, testified to, and confirmed dates of abuse concerning October 1<sup>st</sup>-3<sup>rd</sup> of 2004, while she celebrated her tenth birthday with her “dad” and “not at Frank Wood’s house” (Exhibit-03). And, as Pros. Eisenhower declared,

“There’s been no evidence to the contrary. None” [¶189], [¶1048, 1].

¶137 Reader, remember this statement. We will come back to this later in [¶947-¶954].

¶138 To better see the bigger picture, Put-In-Bay is in Ottawa County, Ohio: a place I have never been. What more, in the most logical fashion, due to my affair with and impregnation of Mrs. Sadowsky, it is highly unlikely that I was in Put-In-Bay celebrating S.L.’s tenth birthday with Mr. Sadowsky. Regarding such,

When ever you eliminate the impossible, no matter how implausible, what ever remains must be the truth.

-Arthur Conan Doyle, *The Sign of the Four*

¶139 [Ring announcer’s voice]

Ladies and gentlemen... I now present to you... PERP #1! (Exhibit-16: Facebook picture of Scott Sadowsky), [¶955].

¶140 Look familiar?

¶141 I wonder how the State feels reading this and *knowing* that PERP# 1 testified for them and placed himself at the crime scene.

Right turn, Clyde.

-*Every Which way but Loose*

¶142 Unfortunately for me, the “cynical” Jury could not crystallize this absolute truth in their malicious minds. What’s worse is that back in 2008-2009 I wrote the Ottawa County Prosecutor’s Office and their Job & Family Services with this evidence (letters not available at this time). In the end, neither office responded [¶1023].

*Fools!*

¶143 To sally forth, and to the contrary of Ottawa County, I was indicted and tried in Medina County for this charge. Further, there are NO additional indicted charges pertaining to S.L. in Medina County, *and* this charge is UNRELATED to K.S. and the alleged GSI. Indeed, an alleged GSI that Judge Collier admitted, “didn’t happen” (Exhibit-03: p.10, ¶3; Tp.390, Ln.4-5), [¶1148].

¶144 With voluntary in-court testimony alleging incidents in two (2) separate counties, the unrelated charges did not belong *in* the same indictment (Exhibits-02 and 25). How they got there will be revealed in [¶227]. For now, having reached the premise of the *lack of subject matter jurisdiction*, we must now apply these State-proffered and proven facts to the appropriate laws, and follow our thoughts to their logical conclusions.

¶145 The U.S. 6<sup>th</sup> Amendment declares that

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial by an impartial jury of the state and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with witnesses against him; to have compulsory process for obtaining witnesses in his favor; and to have the assistance of counsel for his defense.

¶146 Holding true to the *Spirit of the Law* above, and calling for its *strict interpretation and application* to the case at bar, as “district” is synonymous with “jurisdiction,” a “court of common pleas has original jurisdiction of all crimes and offenses” (O.R.C. § 2931.03), “in all cases throughout his area of jurisdiction” (O.R.C. § 2931.02). Clearly proper jurisdiction would give a court the authority to act, provided that venue establishes “jurisdiction of the subject matter” (O.R.C. § 2901.12(A)) pursuant to Civ. R. 3(B)(3),<sup>42</sup> which states

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<sup>42</sup> ‘Civ. R.’ refers to Ohio Civil Rules of Court.

(B) Venue: Where proper

Any action may be venued, commenced, and decided in any court in any county. When applied to county and municipal courts, "county," as used in this rule, where appropriate, as the territorial limits of those courts. Proper venue lies in any one or more of the following counties:

(3) A county in which the defendant conducted activity that gave rise to the claim for relief.

¶147 Although my affair with and impregnation of Mrs. Sadowsky gave Mr. Sadowsky *rise* to seek relief in Medina County, State's evidence and my COAI verify that S.L. was sexually assaulted in Ottawa County.

¶148 Exceeding its "territorial limits," the Trial Court prejudiced me of my U.S. 5<sup>th</sup> and 14<sup>th</sup> Amendment rights to Due Process and Equal Protection of the Law when Judge Collier failed to send me to Ottawa County to be tried in the appropriate "district" by an "impartial" Jury pursuant to the U.S. 6<sup>th</sup> Amendment. This is specifically because State's Direct Evidence proves the Trial Court forfeited subject matter jurisdiction through lack of venue, leaving my F-1 sentence void. Judge Collier heard the testimony. He has no excuse.

¶149 In harmony, the Supreme Court of Ohio declared that a

void judgment is one rendered by a court lacking subject matter jurisdiction or the authority to act. Pratts v. Hurley, 102 Ohio St. 3d 81, 2004 Ohio 1980 P12. (citing State v. Peeks, 2006 Ohio App. LEXIS 6231, 2006-Ohio-6256, HN5).

¶150 In summation, Medina County had neither authority nor legal right to indict me on the alleged F-1 rape. Therefore, this charge must be vacated in its entirety and the accompanying Life-Portion of my sentence declared VOID.

¶151 There are three (3) elements that justify this conclusion of law and fact:

- 1) S.L. was, in some manner, sexually assaulted in Put-In-Bay, Ottawa County
- 2) I was definitely *not there*

3) State's best evidence<sup>43</sup> (Exhibit-14), and direct evidence (Exhibit-03) repeatedly prove that "vaginal intercourse" [¶1109, 8], a rape, never happened. Σ

¶152 As I was tried by a "cynical" Jury on both allegations at the same time, the dual Trial deprived me of a reliable verdict due to the socially and emotionally inflammatory nature of the allegations, and the Jury's "cynical" mindset. Therefore, Atty. Green failed to protect me under Crim.R.14 Prejudice by joinder of the offenses [¶377], and motion to sever the charges and file for change of venue at two (2) separate and distinct times:

- 1) Had he conducted an adequate Pre-Trial investigation with my documents, documents the Trial Court refused for *in camera* inspection [¶060], he could have filed for the depositions of S.L., Scott, and Danielle and questioned them accordingly. This would have been most revealing (Exhibit-09: p.D-6, ¶5)
- 2) He should have motioned to sever as soon as S.L. testified that she was in Put-In-Bay with Scott and "not at Frank Wood's house" [¶1147-¶1148], [¶1170, 7]

¶153 Fortunately for me, the Supreme Court of Ohio declared that subject matter jurisdiction is "never waived" (State v. Davis, 2011 Ohio LEXIS 2381, HN11), allowing for me to file and raise this claim at any time and obtain a *denovo*<sup>44</sup> review.

¶154 For the Record, Atty. Green failed to

- 1) Object to prejudicial joinder
- 2) Motion to sever
- 3) Motion/file for change of venue

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<sup>43</sup> Best evidence. (17c) Evidence of the highest quality available, as measured by the nature of the case rather than being offered as evidence. • Term is usu. applied to writings and recordings. Garner, p. 674.

<sup>44</sup> Denovo. (1536) Anew. Garner, p.528.

and protect my U.S. 6<sup>th</sup> Amendment rights; rights I never affirmatively waived.

¶155 When considering Atty. Green's failures, with lack of affirmative waiver, know the Supreme Court of Ohio declared that

If a defendant did not file a Crim.R.14 motion in a trial court, however, we review claims of prejudicial joinder for plain error. (citation omitted). To prevail under this standard, the defendant must establish that an error occurred, it was obvious, and it affected his or substantial rights. See Crim.R.52(B); (citation omitted) (an error affects substantial rights only if it "affected the outcome of the trial"). We take "[n]otice of plain error \*\*\* with the utmost caution, under exceptional circumstances and only to prevent a manifest miscarriage of justice." (citation omitted). (citing State v. Spaulding, 2016 Ohio LEXIS 2999, HN7).

¶156 For clarity, failure to object with no affirmative waiver constitutes *plain error* in State v. Craft, 1977 Ohio App. LEXIS 6934, HN6 and SYLLABUS 1. This falls under what is cited above: Crim.R.52(B) Plain error, which states that

Plain errors or defects affecting the substantial rights may be noticed although they were not brought to the attention of the court.

¶157 So what exactly is an error? The Supreme Court of Ohio declared a legal error to be [a] deviation from a legal rule. State v. Perry, 2004 Ohio LEXIS 263, HN1.

So any time I show you that I was illegally denied, *prejudiced of*, a Constitutional Right, a Criminal Rule was not adhered to, a Civil Rule was ignored, or the Ohio Revised Code was disregarded, and the like, this is **plain error**.

¶158 In light of the above, regarding the alleged F-1, I now ask you to consider the following:

- 1) Put-In-Bay
- 2) Lack of subject matter jurisdiction
- 3) The Court-declared "cynical" Jury
- 4) The Court-acknowledged and Sate-utilized perjury of the "untruthful" Danielle

5) The **UNCONTESTED** COAI (Exhibit-03)

6) Scott *was* there

7) I *was not* there

8) Proof of a Temple Virgin (Exhibit-14); and there's more to come...

9) **IMPLANTED MEMORIES**

10) The illegal joinder of the socially and emotionally inflammatory nature of the charges in the indictment

In addition, regarding the alleged F-3, Judge Collier declared

11) "What I'm hearing her say is, "No, it didn't happen" (Exhibit-03)

¶159 Can anyone tell me exactly *how* my legal rights were *not* violated?

¶160 By now you can clearly see that had I been tried in Ottawa County for a crime I was not present for, the result of the proceeding would have been different [¶579, 20], [¶1029, 1, ii, b], [¶1212, 9].

¶161 I do believe that the above satisfies the "exceptional circumstances" of Spaulding, and that I have successfully proven that I suffer unjustly the effects of penury and poverty due to a "manifest miscarriage of justice" Spaulding. In all actuality, the above laws and facts require not only that I be retried on the alleged F-1 in Ottawa County, but that I be retried on the alleged F-3 in Medina County, *absent* the socially and emotionally inflammatory effects of the Dual-Trial on the "cynical" Jury, and the "cynical" Jury itself.

-Σ-

Chapt 08

¶162

LIFE HAP

¶163 Reader, in post-consideration of the above, r of something truly important and pertinent. Something people jus through their daily lives, subconsciously striving to live the Holly ified, and commercially-marketed American Dream: LIFE.

¶164 When you go to court, you don't *just* go up in front of a judge, prosecutor, or jury. No. You go up in front of their very lives: their experiences and the emotions attached to those experiences [¶755]. Consider Judge Collier's emotional outburst on Atty. Stanley [¶065-¶066].

• • •

Rocket: Point!

Groot: I am Groot?

["Pizza?"]

Frank: Soon.

• • •

¶165 Now consider what you don't know:

- 1) Is the Jury of a "cynical" mindset? If so, why?
- 2) Were they a victim in a similar case? [¶605-¶613].
- 3) Did a loved one experience something similar?
- 4) Do you look like someone they hate? We tend to *halo affect* a lot.
- 5) Are they hung over or fighting an addiction?
- 6) Did they argue with their spouse last night?
- 7) Were they recently fired?

8) Are they suffering the loss of a loved one?

You just don't know!

¶166 The courtroom is a precarious place. Think about it... Let's say a man woke up late knowing he was called to Jury Duty, but he's more concerned about a deadline at work. Not a happy camper. Before he left the house a phone call from his boss relayed bad news regarding a *new* deadline. Basic annoyance turned into irritation. On the way to the courthouse, some nut cuts him off in traffic. In anger, he blasts his horn and the other guy decides to keep up public relations with his middle finger. Getting hot under the collar, **Kapow!** Flat tire. The fight/flight response kicks in and the brain chose *fight*. Now certain glands are releasing testosterone, cortisone, and/or adrenalin in response to the stimuli. Muscles tense followed by an increase in heart rate, blood pressure, breathing, and alertness. Pupils dilate to take in more data while blood flows to the major muscle groups (legs), and the chemicals and hormones flow through the body, unchecked, for at least 20 minutes, but the psychological impact could last for years.

¶167 Now he's pulling into the courthouse parking lot: somewhere he does *not* want to be. 20 minutes. Impact. He slams his fist on the dashboard and hot coffee hits his crotch. 20 minutes. Impact. He gets in the courtroom and finds out *you* are on trial accused of sexually abusing two (2) young girls. 20 minutes. Impact! Starts remembering all those who did him wrong. 20 minutes. Impact!

¶168 Next thing you know, escalating and enraged with no thought control, contemplating his own failures, insecurities, and ineptitudes, he targets you. Yes, as the above events compound and augment each that came before it, *you* are the source of all his problems. *You* are the obstacle in life that keeps him from his deadline and happiness. *You* are the blockage that must be removed. Then, although innocent, *you* were judged 'guilty' before trial even began. What more,

his mental rolodex flipped and *you* look exactly like the guy who stole his girl back in college.  
Basically, *you* are toast.

¶169 Ever had a day like the above where it all went wrong from the get-go? Sure, with a different set of experiences, but we have all been there at least once in our lives. Now you can see *how* and *why* the “cynical” Jury unjustly took my freedom against the facts. Blinded by cynicism, they couldn’t see the wheat for the chaff. They *wanted* a conviction, and they were going to get one. Especially the tall white woman with the bushy hair who sat in the front row of my Jury. As soon as the Jury Pool was told *why* they were there, she stared me down with anger for the duration of Trial. But that’s alright. Wait until the Twisted Twelve read this!

¶170 Humans are *not* infallible. Neither are the things they build nor the systems they design. Appropriately, consider the judicial system. It was envisioned, designed, and founded by people. I love my country, and our Constitution is nearly perfect [¶290-¶297], but people interpret and implement it based on their opinions; and opinions are founded on experiences; the *sum total of* what we are. Σ

¶171 Welcome to the human race.

• • •

Rocket: Touché.

Groot: I am Groot?

["Tacos?"]

♪ [doorbell rings]

Frank: No, but I think pizza’s here.

• • •

¶172 Reader, if you think me in error, consider this: the United States makes up 5% of the

world's population. Now add this to the *fact* that the U.S. Prison System –

• • •

Rocket: Industry.

• • •

holds 25% of the world's prisoners. As this ratio is *way* out of balance, know that nearly 30% of all Americans have a felony in their backgrounds [¶291]. Now take a minute and visit The Ohio Innocence Project and read about the 17 people they freed.<sup>45</sup> I'm *not* the only one. Life happens.

¶173 Don't get me wrong. Please. We do need prisons. A most unfortunate and necessary evil. I'm in one right now. I *see* it. I *get* it! There are people who simply do not know how the world works. They basically had no family structure, little to no education, and live in constant survival mode. They need help, compassion, and understanding. Someone who will listen; someone they can *trust*.

¶174 From the moment we are born, we take to survive: food, air, comfort, love, warmth, shelter, and the like. Confirming, how did you know to cry when you were hungry and cold? Genetic memory. Some were never taught the balancing act of giving back and paying it forward. To the contrary, I was a self-employed carpenter. I took what was broken, fixed it, and gave it back. My sister is an ER-Certified Nurse. One of my brothers teaches English and music in Japan. Another brother cooks for and takes care of our Mom. Another brother served this country with active duty. We were raised to help and take care of others. As an example: While working for Imhoff Construction in Orville, Ohio, we were building the foundation via poured wall for a dyno building for the Volvo plant. The wall was 16 inches thick, 10 feet high, cut into a hill, and set up with plywood and rods with clips passed through to hold the frame together

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<sup>45</sup> <https://www.law.uc.edu/institutes-centers/ohio-innocence-project/significant-cases>.

while concrete was dumped from the pump truck. One (1) clipped popped. Then two (2). Then the chain reaction started and a ton of concrete was going the wrong way. By clip three (3) I picked up a 6" x 6" that was about 3 ½ feet long and jumped down, landing firmly between Shaggy and Dave. With the timber firmly planted between the moving wall of concrete and the wall of earth, we froze, looked at each other, then *quietly* crawled out. Never had men thank me so profusely in my life! The thing is this, Folks, it was on reflex. That's the selfless man I was raised to be. That's the man I am.

¶175 I know how the world works. Correct me if I am wrong on these two (2) concepts:

- 1) The Law of Life: Give what you want given to you.
- 2) The Lesson of Life: Take what you want taken from you.

-Frank P. Wood

Like I said, I *get* it!

¶176 On every level and facet of life (Exhibit-75), simply put, I do *not* belong here. A mistake, part willful, part inadvertent, has been made. Judge Collier and Prosecutor Eisenhower, and the "cynical" Jury failed miserably. Why? Life happens. And then some [¶466].

-Σ-

Chapter 09

¶177

MY LACK OF SPECIAL KNOWLEDGE, MOTIVE,  
AND EASY ACCESS REGARDING S.L.

We got one!  
-Ghostbusters

¶178 With the lack of subject matter jurisdiction clarified, I must make special note pertaining to the dates and schedule regarding *who* had S.L. and *when*. We have seen that State's testimony reveals S.L. was with Scott *every* Friday through Monday. Settled. The children moved

in with me around mid-August (Exhibit-09: bottom of p.D-1-top of p.D-2), with this schedule in effect. To be forthright, the move-in date was around August 17, 2004. This can be verified because I bought the children beds with one (1) of my company checks, and all corporate checks are recorded and stored for later retrieval. And, as revealed in (Exhibit-03: p.8, ¶2), Danielle and the children moved back in with Scott on October 20<sup>th</sup> of 2004: exactly nine (9) weeks and one (1) day later. Counting days, from move in to move out, I would have been in S.L.'s presence, three (3) days per week, for approximately 28 intermittent and partial days. [¶871], [¶724j, 6]. Remarkably, in violation of Title 18 U.S.C.S. § 1512, Tampering with a witness, victim, or informant<sup>46</sup> [¶195-¶196], Scott and Danielle coached S.L. into alleging I sexually assaulted her "approximately fifty times" (Tp.280), (Exhibit-03: p.12, ¶1), [¶191]. Yes another set of Implanted/Transplanted Memories<sup>47</sup> that went unindicted,<sup>48</sup> [¶579, 10, iii].

¶179 During the timeframe that I knew S.L., I was working and running my business 12-14 hours a day, Monday through Friday, and on weekends I designed projects and contracts. At that time of the year, the construction season was still going strong and I was already signing contracts for the winter, commercial and residential. With both my schedule and Scott's on the table, regarding

1. Special knowledge: S.L. and I got along well, but I did not know her on a deep and personal basis, as did Scott. He was in a long-term position of trust and had her confidence. She depended on him as a father figure and for stability.

2. Motive: Danielle came to me for affection when we met for a *reason*. And while

Danielle and I lived together, we were intimate, literally, every two (2) days (Exhibit-

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<sup>46</sup> U.S.C.S. is the United State's Code Service, a.k.a. the United States Code Annotated. Literally, Federal Law.

<sup>47</sup> Implanted/Transplanted Memory #2.

<sup>48</sup> Unindicted allegation #1.

34: p.Reed-3, Item 17). Obviously, I had no motivational need for additional sexual gratification. To the contrary, in consideration of the COAI (Exhibit-03) and the indicted dates of alleged abuse (Exhibit-02), not only was Scott with S .L. on those dates, he was *not* the one who was regularly experiencing sexual gratification with his wife. Just stating fact. Confirming... Dr. Reed testified

He was being sexually active regularly, therefore, he would not have needed to turn to a pre-pubescent child (Exhibit-34: p.Reed-3, Item 17), [¶1112, c, ii].

3. Easy access: When the children were at my house, Danielle, via her own testimony, was

**“always around”**  
(Tp.120, Ln.18-23), [¶108], [¶761].

To the contrary, Scott lived alone and had the children to himself four (4) days and four (4) nights per week [¶108]. What more, **prior** to my meeting S.L. in August of 2004, Scott and Danielle received “relative placement” of her in early 1999 (Exhibit-81: p.2, ¶2), (Tp.180, Ln.14-15), giving him long-term easy access to her.

i. Compare this knowledge to [¶191]. Here you will see that Scott had sole custody and control of S.L.’s mind and body from October 20, 2004 until Trial in May-June of 2005. That’s where the “approximately fifty times” happened (Tp.280).

¶180 Supporting my *lack* of special knowledge, motive, and easy access to S.L., I seek to remind you of the following:

- 1) 28 partial and intermittent days
- 2) My demanding work schedule
- 3) The Temple Virgin (Exhibit-14)

- 4) “approximately fifty times”
- 5) “Put-In-Bay” and “not at Frank Wood’s house”
- 6) Implanted/Transplanted Memories: “Frankie raped you”
- 7) My regular intimacy with Danielle

¶181 With that said, Dr. Reed testified that I am

“not slick, conning, or manipulative”  
(Exhibit-34: p.Reed-3, Item 14)

Far from being a pathological liar or manipulator, it is evident that I had neither the time, motive, easy access, nor mindset to seduce a child “approximately fifty times” in 28 partial and intermittent days, whose “mother” told her that I raped her (Tp.301, Ln.1-8).

¶182 [Intentionally left blank]

¶183 [Intentionally left blank]

¶184 They messed with S.L.’s head in the most heinous manner [¶508, 2], [¶873], [¶1151, 1], [¶1113].

-Σ-

Chapter 10

¶185

### PRE-TRIAL FACTS: PART III

¶186 As voluntary in-court testimony continued to prove what happened **prior to** (“Pre-Indictment”) the securing of a sham indictment (next chapter), on October 20<sup>th</sup> of 2004, for the first time and alone and under Scott’s *orders* [¶205], [¶579, 4], [¶856, 2], Danielle went to the Montville Twp. P.D. and filed a “report” in which she named me the “potential perpetrator”, and alleged I did something to S.L. earlier that morning (Tp.163, Ln.12-Tp.164, Ln.21), [¶781, 1]. Eventually the Montville P.D. refused to file charges against me, for the first time [¶208], finding