

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

BRYAN ANTHONY REO,

Plaintiff,

v.

MARTIN LINDSTEDT,

Defendant.

Case No. 1:19-cv-02103-SO

Hon. Solomon Oliver, Jr.

REO LAW, LLC

Bryan Anthony Reo (#0097470)

P.O. Box 5100

Mentor, OH 44061

(T): (440) 313-5893

(E): reo@reolaw.org

Pro se Plaintiff

MARTIN LINDSTEDT

338 Rabbit Track Road

Granby, MO 64844

(T): (417) 472-6901

(E): pastorlindstedt@gmail.com

Pro se Defendant

**PLAINTIFF BRYAN ANTHONY REO'S
MOTION FOR CONTEMPT SANCTION**

NOW COMES Bryan Anthony Reo ("Plaintiff"), *pro se*, and hereby propounds upon Martin Lindstedt ("Defendant") and this Honorable Court Plaintiff Bryan Anthony Reo's Motion for Contempt Sanction.

For the reasons that follow Defendant should be ordered to pay Plaintiff a money sanction for Defendant's flagrant contempt of the Court's order issued September 28, 2020, and continuing on a daily basis until compliance occurs.

It is abundantly clear that Defendant received and understood the Court's order issued September 28, 2020 requiring him to remove certain content and refrain from publishing any substantially similar statements. Defendant has elected to disregard and disobey the Court's order. He is quite clearly in contempt.

The Court has noted that civil contempt sanctions are remedial in nature, citing *Hopper v. Plummer*, 887 F.3d 744, 752–53 (6th Cir. 2018). A remedial sanction is one that compensate for injury, damage or costs resulting from a past or continuing contempt of court. In the present situation there is a past and continuing/ongoing contempt of court, it is especially flagrant and blatant, and the Defendant is well-aware of the Court's September 28, 2020 order and his obligations thereunder. More than 200 days have elapsed since the issuance of the injunction. Each of those days of non-compliance represents a day whereby Defendant was able to continue to damage Plaintiff on an ongoing basis. Indeed the Court has since granted summary judgment, and damages, and entered an award of damages to Plaintiff, yet Defendant still continues to maintain the content in question on his website.

This Court ordered Defendant to show cause in an order entered on 2/12/2021 [ECF No. 62] granting Plaintiff's motion for an order to show cause filed 1/1/2021 [ECF No. 60]. Defendant was ordered to respond in writing within 21 days of the date of the order instructing him to show cause why he should not be held in contempt. Defendant filed an outrageous response on 2/23/2021 [ECF No. 63] which contained statements so offensive Plaintiff will not repeat them, except to say that the content speaks for itself and makes it abundantly clear Defendant was well-aware of the Court's order and his obligations arising from the same.

At this time Plaintiff respectfully requests that this Court find that Defendant is in contempt and sanction him as follows. Plaintiff respectfully requests \$1,000.00 [one thousand dollars] per day, for every day of non-compliance, beginning from September, 28, 2020, and continuing until such time that Defendant provides this Court with proof of his compliance with the Order issued by this Court on September 28, 2020.

If Defendant is not going to be sanctioned and will not comply then Plaintiff's only other remedy, as a practical matter, would be to continue suing Defendant in new litigation, which would be a rather poor use of judicial economy under the circumstances. Plaintiff therefore believes that a contempt sanction is the most appropriate, fair, equitable, efficient, and reasonable way to handle the Defendant's flagrant non-compliance, especially in light of the fact that the Defendant received and read the Court's order, knows what he is supposed to do, he simply adopts a flippantly dismissive and insulting attitude towards the Court and Plaintiff and refuses to do it. It is time to sanction the Defendant for his non-compliance to date to compensate Plaintiff for Defendant's refusal to abide by the terms of the injunction and to serve as an incentive to hopefully procure Defendant's compliance going forward.

Respectfully submitted,

REO LAW, LLC

/s/ Bryan Anthony Reo
Bryan Anthony Reo (#0097470)
P.O. Box 5100
Mentor, OH 44061
(T): (440) 313-5893

(E): reo@reolaw.org
Pro se Plaintiff

Dated: May 4, 2021

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Granby, MO 64844
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(E): pastorlindstedt@gmail.com
Pro se Defendant

CERTIFICATE OF SERVICE

I, Bryan Anthony Reo, affirm that I am a party to the above-captioned civil action, and on May 4, 2021, I served a true and accurate copy of Plaintiff Bryan Anthony Reo's Motion for Contempt Sanction and this Certificate of Service upon Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844, by placing the same in a First Class postage-prepaid, properly addressed, and sealed envelope and in the United States Mail located in City of Mentor, Lake County, State of Ohio.

/s/ Bryan Anthony Reo
Bryan Anthony Reo (#0097470)

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Pro se Plaintiff

Dated: May 4, 2021