

**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.

Mag. Thomas M. Parker

PLAINTIFF'S MOTION FOR LEAVE  
PARTIAL SUMMARY JUDGMENT

[1:19-cv-02615]

**REO LAW, LLC**

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**MARTIN LINDSTEDT**

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*Pro se Defendant*

**PLAINTIFF ANTHONY DOMENIC REO'S MOTION FOR LEAVE TO MOVE FOR  
PARTIAL SUMMARY JUDGMENT**

NOW COMES Anthony Domenic Reo ("Plaintiff") in 1:19-cv-2615, represented by the undersigned counsel, and hereby propounds upon Martin Lindstedt ("Defendant") and this Honorable Court Plaintiff Anthony Domenic Reo's Motion for Leave To Move for Partial Summary Judgment.

This motion is made on the basis that this Court issued a scheduling order on 4/29/2019 (ECF No. 17) which provided a deadline for dispositive motions as September 14, 2020, Plaintiff moved for summary judgment on 6/12/2020 (ECF No. 18), summary judgment was granted as to liability and damages (due to admissions) on 4/18/2021 (ECF No. 43), and that judgment was

vacated via the Sixth Circuit via a mandate issued 2/23/2023 (ECF No. 84), and with this Court deciding which of Defendant's responses to admissions constitute admissions and which constitutes denials, Plaintiff wishes to narrow the issues remaining for trial by moving (out of rule) for partial summary judgment. Hence Plaintiff must seek leave and accordingly Plaintiff does seek said leave.

Specifically, Plaintiff seeks leave to move for (partial) summary judgment on the issues of Count I (defamation per se) regarding, (1) false and defamatory statement, (2) about plaintiff, (3) published without privilege to a third party, (4) with fault of at least negligence on part of defendant. Plaintiff also seeks leave to move for (partial) summary judgment on the issue of Count II (invasion of privacy false light) regarding (1) defendant placing plaintiff in a false light that would be highly offensive to a reasonable person and (2) defendant had knowledge of or acted in reckless disregard as to the falsity of the publicized matter and the false light in which plaintiff would be placed in. Plaintiff further seeks leave to move for (partial) summary judgment as to Count IV (permanent injunction).

The issue of damages will remain in dispute.

Specifically, this Court has noted that Defendant has essentially admitted to the publications in question while disputing the falsity or defamatory nature of the same. (ECF No. 123, PageID # 1233).

If the statements are indeed false (if Defendant is unable to demonstrate the truth with record evidence) then Defendant was at least negligent<sup>1</sup> (if not reckless or malicious) in making the publications. Simply put, prior to accusing a man of having an affair with his own son, and married son at that, one ought to be absolutely sure that the allegations are not only true but absolutely true with concrete proof. Even the most salacious scandalous tabloid rag, with some evidence in hand, would have been hesitant to publish the sort of statements that Defendant readily published about Plaintiff, statements that Defendant published despite his already admitting he has no documentary evidence to prove the truth of his statements.

However, a review of the record will reveal that Defendant's denial of the falsity or defamatory nature of the statements is not based on any record evidence, and indeed Defendant has maintained he has no documentary or otherwise admissible evidence to support his defense. Plaintiff's accompanying motion for partial summary judgment, will demonstrate that no evidence exists in the record to support Defendant's defenses and Defendant, by his own admission, has no such evidence, because none exists, because the statements/publications made by Defendant were and are false.

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<sup>1</sup> Defendant's malice can also be inferred from the fact he is already subject to an unsatisfied \$105,400.00 judgment held by Bryan Anthony Reo for libel and false light that has been upheld at every level of appeal, including to the United States Supreme Court, and yet he continues to make outrageous publications and communications to third parties about Plaintiff Anthony Domenic Reo and Bryan Anthony Reo. The manner in which Defendant references Plaintiff in the pleadings further reveals his scienter is malice, both common law ill-will hatred/vexatious malice and Sullivan actual malice. Defendant clearly had a reckless disregard as to the veracity of his own statements or actual knowledge of their falsity, and he made the publications seeking to maliciously injure Plaintiff.

Plaintiff contemporaneously attaches the proposed motion for partial summary judgment and all exhibits affixed thereto, requesting leave to have this filing and its attachments accepted.

Respectfully submitted,

**REO LAW, LLC**

/s/ Bryan Anthony Reo

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*Pro se Defendant*

**CERTIFICATE OF SERVICE**

I, Bryan Anthony Reo, affirm that I am Counsel to a Party to the above-captioned civil action, and on August 9, 2023, I served a true and accurate copy the foregoing document 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

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*Counsel for Plaintiff Anthony Domenic Reo*

Dated: August 9, 2023