

**U.S. District Court
Northern District of Ohio (Cleveland)
CIVIL DOCKET FOR CASE #: 1:19-cv-02589-CAB**

Reo v. Lindstedt
Assigned to: Judge Christopher A. Boyko
Referred to: Magistrate Judge Thomas M. Parker
Case in other court: Court of Common Pleas of Lake County,
19CV001530

Date Filed: 11/05/2019
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Cause: 28:1331 Fed. Question

Plaintiff

Bryan Anthony Reo

represented by **Bryan A. Reo**
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ATTORNEY TO BE NOTICED

V.

Defendant

Martin Lindstedt

represented by **Martin Lindstedt**
338 Rabbit Track Road
Grandby, MO 64844
417-472-6901
PRO SE

Counter-Claimant

Martin Lindstedt

represented by **Martin Lindstedt**
338 Rabbit Track Road
Granby, MO 64844
417-472-6901
PRO SE

Counter-Claimant

**Church of Jesus Christ Christian /
Aryan Nations of Missouri**

V.

Counter-Defendant

Bryan Anthony Reo

represented by **Bryan A. Reo**
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ATTORNEY TO BE NOTICED

Counter-Defendant

Steffani Rossi Reo

Counter-Defendant

Anthony Domenic Reo

Counter-Defendant

Kyle Bristow
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Counter-Defendant

Brett Klimkowsky

Counter-Defendant

Patrick Condon
Judge

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Counter-Defendant

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Counter-Defendant

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Counter-Defendant

U.S. Federal Government

Date Filed	#	Docket Text
11/05/2019	<u>1</u>	Notice of Removal from Court of Common Pleas Lake County, case number 19CV001530 with jury demand, Filing fee paid. 400. Receipt # 14660118694. Filed by Martin Lindstedt. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Notice, # <u>3</u> Exhibit A – Plaintiff's State Court Complaint) (L,MI) (Entered: 11/05/2019)
11/05/2019		Judge Christopher A. Boyko assigned to case. (L,MI) (Entered: 11/06/2019)
11/05/2019		Random Assignment of Magistrate Judge pursuant to Local Rule 3.1. In the event of a referral, case will be assigned to Magistrate Judge Thomas M. Parker. (L,MI) (Entered: 11/06/2019)
11/05/2019	<u>2</u>	Magistrate Consent Form issued. (L,MI) (Entered: 11/06/2019)
11/07/2019	<u>4</u>	Certificate of Service filed by Defendant Martin Lindstedt. Related document(s) <u>1</u> . (Y,A) (Entered: 11/08/2019)
11/07/2019	<u>5</u>	FILING ERROR....Certificate of Service filed by Martin Lindstedt (Duplicate filing <u>4</u>) . (W,Jo) Modified on 11/8/2019 (W,Jo). (Entered: 11/08/2019)
11/08/2019	<u>3</u>	Attorney Appearance by Bryan A. Reo filed by on behalf of Brian Reo. (Reo, Bryan) (Entered: 11/08/2019)
11/14/2019	<u>6</u>	STRICKEN per Order <u>16</u> . Answer, Counterclaim against Brian Reo filed by Martin Lindstedt. (Attachments: # <u>1</u> envelope) (S,SR) Modified on 3/31/2020 (D, I). (Entered: 11/14/2019)
11/14/2019	<u>7</u>	Motion for more definite statement filed by Counter-Defendant Brian Reo. Related document(s) <u>6</u> . (Attachments: # <u>1</u> Proposed Order)(Reo, Bryan) (Entered: 11/14/2019)
11/14/2019	<u>8</u>	Motion to strike <i>Answer and Counter-Claim</i> filed by Plaintiff Brian Reo. Related document(s) <u>6</u> . (Attachments: # <u>1</u> Proposed Order)(Reo, Bryan) (Entered: 11/14/2019)
11/21/2019	<u>9</u>	Supplemental Authority in Support of <u>8</u> Motion to strike , Answer and Counterclaim filed by Brian Reo. Related document(s), <u>6</u> . (Attachments: # <u>1</u> Exhibit Supplemental Authority Order from Judge Oliver)(Reo, Bryan) Modified text on 12/17/2019 (M,L). (Entered: 11/21/2019)
11/26/2019	<u>10</u>	Order referring case to Magistrate Judge Thomas M. Parker for pretrial supervision. Judge Christopher A. Boyko on 11/26/19. (S,HR) (Entered: 11/26/2019)
11/26/2019		Copy of <u>10</u> Order of Referral mailed to Martin Lindstedt at 338 Rabbit Track Road, Granby, MO 64844. (S,HR) (Entered: 11/26/2019)
12/10/2019	<u>11</u>	Report and Recommendation that the Court GRANT Plaintiff Reo's motion to strike (ECF Doc. <u>8</u>) and require Defendant Lindstedt to file an answer that complies with Fed. R. Civ. P. 8. Should Defendant Lindstedt not file a proper answer within 14 days of the court's order, an award of default judgment against Defendant Lindstedt may be warranted. Finally, I recommend that the Court DENY, as moot, plaintiff's motion for a more definite statement (ECF Doc. <u>7</u>). Objections to Report & Recommendation due by 12/24/2019. Magistrate Judge Thomas M. Parker on 12/10/2019. (D,JJ) (Entered: 12/10/2019)
12/10/2019		Copy of <u>11</u> Report and Recommendation, mailed to Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844 on 12/10/2019. (D,JJ) (Entered: 12/10/2019)
12/27/2019	<u>12</u>	Objections to <u>11</u> Report and Recommendation, Motion leave to file amended answer and counterclaims, Motion for appointment of counsel filed by Defendant Martin Lindstedt. (Attachments: # <u>1</u> envelope)(S,SR) (Entered: 12/27/2019)

12/30/2019	<u>13</u>	Opposition to <u>12</u> Motion for leave to file amended counterclaims and Motion for appointment of counsel filed by Bryan Anthony Reo. (Attachments: # <u>1</u> Exhibit 1–Deed of Lindstedt's South Dakota Real Property)(Reo, Bryan) (Entered: 12/30/2019)
12/30/2019	<u>14</u>	Answer to Bryan Reo's series of ongoing frivolous Motions to Strike, a more definite plain answer against Bryan Reo and Reo Counter–Defendants given as well, filed by Martin Lindstedt. Related document(s) <u>8</u> , <u>7</u> . (Attachments: # <u>1</u> Envelope) (L,MI) (Entered: 01/02/2020)
01/08/2020	<u>15</u>	Motion to strike <i>Defendant's docket entry <u>14</u> dated 12/30/19 and/or Motion</i> for more definite statement filed by Plaintiff Bryan Anthony Reo. (Related document(s) <u>14</u> , <u>6</u>). (Reo, Bryan). Added Motion for more definite statement on 2/11/2020 (H,SP). (Entered: 01/08/2020)
01/10/2020		<p>IMPORTANT: Prepare now and avoid delays logging in later. The U.S. District Court for the Northern District of Ohio [OHND] will be upgrading CM/ECF to the Next Generation of CM/ECF [NextGen] on February 10, 2020. Information regarding NextGen can be found <u>on the court's website</u>.</p> <p>Preparing for NextGen CM/ECF is a multi–step process. Step one is to obtain or upgrade your PACER account. Currently, attorneys within a firm may share a PACER account. This will not be allowed with NextGen. Each attorney must have their own upgraded PACER account. If you are using a shared PACER account, register for a new PACER account by clicking <u>here</u>.</p> <p>If you have an upgraded PACER account for another NextGen court or your PACER account was created after August 10, 2014, no further action is required at this time. If neither applies, you must upgrade your legacy PACER account. If this is not done, you will be unable to e–file after February 10, 2020. Instructions for linking your PACER account to your CM/ECF account will be sent in February. If you still have questions, please contact the PACER Service Center at 800–676–6854 or the Clerk's Office Help Desk at 1–800–355–8498. (SL) (ADI) (Entered: 01/10/2020)</p>
01/17/2020	<u>16</u>	Opinion and Order. The Court adopts the Magistrate Judge's <u>11</u> Report & Recommendation; grants Plaintiff's <u>8</u> Motion to Strike; denies as moot Plaintiff's <u>7</u> Motion for More Definite Answer; and orders Defendant to file a compliant Answer within fourteen days of receipt of this Order. Judge Christopher A. Boyko on 1/17/20. (S,HR) (Entered: 01/17/2020)
01/17/2020		Copy of <u>16</u> Opinion and Order mailed to Martin Lindstedt at 338 Rabbit Track Road Granby, MO 64844. (S,HR) (Entered: 01/17/2020)
01/29/2020		As of January 6, 2020 Judge Christopher Boyko has taken Senior Status. Effective February 3, 2020, Judge Boyko is moving his chambers to the Howard Metzenbaum Courthouse located at 201 Superior Avenue, Cleveland, Ohio 44114. His office will be located in the East Chambers Rm 328. The Court will maintain courtroom facilities at Courtroom 15B of the Carl B. Stokes Courthouse so please consult the docket for the location of any upcoming proceedings. The phone number will remain 216 357–7151 so any telephonic conferences will not be affected by the change in location. (SL) (ADI) (Entered: 01/29/2020)
02/03/2020		<p>LAST NOTICE: Prepare now and avoid delays logging in later. The U.S. District Court for the Northern District of Ohio [OHND] will be upgrading CM/ECF to the Next Generation of CM/ECF [NextGen] on February 10, 2020. In order to complete our final transition to NextGen, CM/ECF will be offline starting at 12:00 noon on Friday, February 7, 2020, through 11:59 p.m. Sunday, February 9, 2020. Pursuant to General Order 2020–02, we have established an email box, nextgenfilings@ohnd.uscourts.gov, for submitting documents to be filed during this period.</p> <p>Preparing for NextGen is a two–step process. Step one was to obtain or upgrade your PACER account. Each attorney should have their own individual upgraded PACER account at this time. Step two will be to link your upgraded PACER account to your OHND e–filing account in the NextGen CM/ECF system on or after February 10, 2020. <u>Linking Instructions</u>. You will be unable to e–file until the accounts are linked. If you have any additional questions, please call the Clerk's Office Help Desk at 1–800–355–8498. (SL) (ADI) (Entered: 02/03/2020)</p>

02/03/2020	<u>17</u>	Amended Answer as ordered to Bryan Reo with Counter-claims against Reo and Additional Reo Plaintiffs and Reo Counter-Defendants, Lake County Ohio Court of Common Pleas, Judge Patrick Condon, State of Ohio, and U.S. Federal Government filed by Martin Lindstedt. Related document(s) <u>11</u> . (Attachments: # <u>1</u> Envelope) (J,G) (Entered: 02/05/2020)
02/05/2020	<u>18</u>	Motion to strike <i>Defendant's docket entry 17 dated 2/3/2020, and/or Motion for more definite statement filed by Plaintiff Bryan Anthony Reo. (Related document(s) <u>17</u>) (Reo, Bryan). Added Motion for more definite statement on 2/11/2020 (H,SP). (Entered: 02/05/2020)</i>
02/24/2020	<u>19</u>	Motion to strike Bryan Reo's latest incessant motion to strike and for a more definite statement filed by Defendant Martin Lindstedt. Related document(s) <u>18</u> . (Attachments: # <u>1</u> Envelope)(S,AN) (Entered: 02/24/2020)
03/01/2020	<u>20</u>	Motion to strike <i>Defendants Document Docket Entry 19 Dated 2/24/2020</i> , filed by Plaintiff Bryan Anthony Reo. Related document(s) <u>19</u> . (Attachments: # <u>1</u> Proposed Order)(Reo, Bryan) (Entered: 03/01/2020)
03/03/2020	<u>21</u>	Case Management Conference Notice and Order: A case management conference will be held on 4/9/2020 at 11:00 AM at Chambers 11B before Magistrate Judge Thomas M. Parker. Magistrate Judge Thomas M. Parker on 3/3/2020. (Attachments: # <u>1</u> Attachment A – Position Statement, # <u>2</u> Attachment B – Preliminary Estimate/Budget). (D,JJ) (Entered: 03/03/2020)
03/03/2020		Copy of <u>21</u> Case Management Conference Notice and Order, mailed to Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844 on 3/3/2020. (D,JJ) (Entered: 03/03/2020)
03/11/2020	<u>22</u>	WITHDRAWN per Order [non-document] dated 3/30/2020; Related ECF Doc. <u>24</u> . Motion to continue Case Management Conference filed by Plaintiff Bryan Anthony Reo. Related document(s) <u>21</u> . (Reo, Bryan) Modified to withdraw document on 3/30/2020 (D,JJ). (Entered: 03/11/2020)
03/13/2020	<u>23</u>	Original Summons mailed to defendant for service upon Kyle Bristow, Patrick Condon, Brett Klimkowsky, Lake County Ohio Court of Common Pleas, Anthony Domenic Reo, Steffani Rossi Reo, State of Ohio, U.S. Federal Government. (Attachments: # <u>1</u> Praecipe for Issuance, # <u>2</u> Envelope, # <u>3</u> Return Envelope) (J,G) (Entered: 03/13/2020)
03/17/2020	<u>24</u>	Motion to withdraw document <u>22</u> Motion to Continue filed by Plaintiff Bryan Anthony Reo. (Reo, Bryan) (Entered: 03/17/2020)
03/17/2020	<u>25</u>	Motion to dismiss for lack of jurisdiction , Motion to dismiss for failure to state a claim with Brief in Support, Exhibit and Declaration of K. Bristow, filed by Counter-Defendant Kyle Bristow. Related document(s) <u>17</u> . (Bristow, Kyle) (Entered: 03/17/2020)
03/19/2020	<u>26</u>	Reply Motion to Strike Bryan Reo's Latest Incessant <u>20</u> Motion to strike and Request for Rule 11 F.R.C.P. Sanctions filed by Defendant Martin Lindstedt. Related document(s) <u>20</u> . (Attachments: # <u>1</u> Tax Forms, # <u>2</u> Online Posts, # <u>3</u> Envelope) (J,G) (Entered: 03/19/2020)
03/24/2020	<u>27</u>	Order In light of General Orders 2020-5 and 2020-5-1, the Court cancels all in-person and telephone Case Management and Status Conferences through May 1, 2020. In lieu of the CMCs and Status Conferences, the parties shall file enhanced Rule 26 Reports or Joint Status Reports as described herein. All existing deadlines on civil proceedings for discovery, amendments, mediations, special master duties and dispositive motions are extended sixty days. Judge Christopher A. Boyko on 3/24/2020. (Entered: 03/24/2020)
03/30/2020		Order [non-document]: The court grants plaintiff's <u>24</u> motion to withdraw. Plaintiff's motion to continue the case management conference <u>22</u> is denied as moot. However, in light of General Order 2020-05 and 2020-05-01, the Case Management Conference set for 4/9/2020 is hereby rescheduled for 5/15/2020 at 11:00 AM and will be conducted by telephone before Magistrate Judge Thomas M. Parker. The parties shall send an email to Parker_Chambers@ohnd.uscourts.gov to request call-in instructions for the case management conference. Magistrate Judge Thomas M. Parker on

		3/30/2020.(D,JJ) (Entered: 03/30/2020)
03/30/2020		Copy of Order [non-document] dated 3/30/2020 mailed to Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844 on 3/30/2020. (D,JJ) (Entered: 03/30/2020)
03/30/2020		Order [non-document]: On March 30, 2020, the court received an ex parte e-mail communication from Bryan Reo requesting that the court modify its order by rescheduling the case management conference scheduled by a non-doc order dated March 30, 2020. Please note that any and all requests to modify orders of the court or to excuse participation in a case management conference, must be made by motion. The court will not engage in any ex parte communication and will not respond to such requests made by e-mail. IT IS SO ORDERED. Magistrate Judge Thomas M. Parker on 3/30/2020. (D,JJ) (Entered: 03/30/2020)
03/30/2020		Copy of Order [non-document] dated 3/30/2020, mailed to Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844 on 3/30/2020. (D,JJ) (Entered: 03/30/2020)
04/10/2020	<u>28</u>	Joint Report of Parties' Planning Meeting of <i>Plaintiff Bryan Reo and Third-Party Defendant Kyle J. Bristow</i> filed by Kyle Bristow. (Bristow, Kyle) (Entered: 04/10/2020)
04/14/2020	<u>29</u>	Attorney Appearance by Lisa M. Zaring filed by on behalf of Patrick Condon. (Zaring, Lisa) (Entered: 04/14/2020)
04/14/2020	<u>30</u>	Attorney Appearance by Lindsay M. Upton filed by on behalf of Patrick Condon. (Upton, Lindsay) (Entered: 04/14/2020)
04/17/2020	<u>31</u>	Motion to dismiss for lack of jurisdiction with memorandum in support filed by Counter-Defendant State of Ohio. Related document(s) <u>17</u> . (Walton, Michael) (Entered: 04/17/2020)
04/17/2020	<u>32</u>	Attorney Appearance by Halli Brownfield Watson filed by on behalf of State of Ohio. (Watson, Halli) (Entered: 04/17/2020)
04/19/2020	<u>33</u>	Reply to <i>Martin Lindstedt's Response to Bristow's 12(b)(2) and (b)(6) motion</i> filed by Kyle Bristow. Related document(s) <u>25</u> . (Bristow, Kyle) (Entered: 04/19/2020)
04/20/2020	<u>34</u>	Response to 25 Motion to Dismiss for Lack of Jurisdiction and Alleged Failure to State a Claim under Federal Rules of Civil Procedure 12(B)(2) and 12(B)(6) (Doc 25) filed by Martin Lindstedt. (Attachments: # <u>1</u> Envelope)(S,AN) (Entered: 04/21/2020)
05/13/2020	<u>35</u>	Motion to dismiss for failure to state a claim filed by Counter-Defendant Patrick Condon and Lake County Ohio Court of Common Pleas. Related document(s) <u>17</u> . (Attachments: # <u>1</u> Brief in Support)(Upton, Lindsay) (Entered: 05/13/2020)
05/15/2020	<u>36</u>	Defendant's Report of Refused Rule 26(f) and L.R. 16.3(b) Planning Meeting Deliberately Denied by Bryan Reo and Kyle Bristow Refusing to Arrange Said Meeting (Doc. 25), filed by Martin Lindstedt. (Attachments: # <u>1</u> Exhibit #1, Agree to the "Conference" at 1:24 p.m. 24 Feb 2020, # <u>2</u> Envelope)Related document(s) <u>25</u> .(S,AN) (Entered: 05/15/2020)
05/15/2020		Minutes of proceedings [non-document] before Magistrate Judge Thomas M. Parker. The court conducted a case management conference by telephone on May 15, 2020. Bryan Anthony Reo, Martin Lindstedt, Kyle Bristow, Lindsay Upton (on behalf of defendants, Judge Patrick Condon and the Lake County Court of Common Pleas), and Halli Watson and Michael Walton (on behalf of the State of Ohio) participated in the case management conference. The court established a case management schedule, which is reflected in the court's case management order. (Court Reporter: H. Geizer. Time: 40 minutes). (D,JJ) (Entered: 05/15/2020)
05/15/2020	<u>37</u>	Case Management Conference Plan/Order. This case is assigned to the standard track. Deadline for Completing Service is June 15, 2020. Discovery due by 9/1/2020. Dispositive Motions due by 11/2/2020. See Order for additional information and requirements/deadlines. Magistrate Judge Thomas M. Parker on 5/15/2020. (D,JJ) (Entered: 05/15/2020)
05/15/2020		Copy of Minutes of Proceedings of Case Management Conference, and <u>37</u> Case Management Conference Plan/Order, mailed to Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844 on 5/15/2020. (D,JJ) (Entered: 05/15/2020)

05/22/2020	<u>38</u>	Order: As further explained in the court's order, the court DENIES, as moot, Lindstedt's motion for leave to file amended answer and counterclaims and motion for appointment of counsel (ECF Doc. <u>12</u>); and DENIES, as moot, plaintiff's motion to strike and motion for more definite statement (ECF Doc. <u>15</u>). The court DENIES plaintiff's motion to strike and motion for more definite statement (ECF Doc. <u>18</u>), and Lindstedt's motion to strike and request for Fed. R. Civ. P. 11 sanctions (ECF Doc. <u>26</u>). The court DENIES, as moot, Lindstedt's motion to strike (ECF Doc. <u>19</u>), plaintiff's motion to strike (ECF Doc. <u>20</u>). The court encourages the parties to avoid further rhetoric and immaterial commentary in their filings, and to attempt to show courtesy and respect, despite their differences. Magistrate Judge Thomas M. Parker on 5/22/2020. (D,JJ) (Entered: 05/22/2020)
05/22/2020		Copy of <u>38</u> Order mailed to Martin Lindstedt, 338 Rabbit Track Road, Granby, MO 64844 on 5/22/2020. (D,JJ) (Entered: 05/22/2020)
05/22/2020	<u>39</u>	Reply Motion to <u>31</u> Motion to dismiss for lack of jurisdiction and alleged failure to state a claim under 11th amendment of state immunity for violating the first 10 amendments (Bill of Goods) and F.R. Civ. Proc 12(B)(2) and (6) (Doc 31) filed by Martin Lindstedt. (Attachments: # <u>1</u> Envelope)(S,AN) (Entered: 05/22/2020)
05/24/2020	<u>40</u>	Answer to Defendant Martin Lindstedt's Counterclaim filed by Bryan Anthony Reo. Related document(s) <u>17</u> . (Attachments: # <u>1</u> Exhibit 1– Judgment from Lake County Common Pleas) (Reo, Bryan) (Entered: 05/24/2020)
05/29/2020	<u>41</u>	Reply in support of <u>31</u> Motion to dismiss for lack of jurisdiction filed by State of Ohio. (Walton, Michael) (Entered: 05/29/2020)
06/16/2020	<u>42</u>	Reply to response to <u>35</u> Motion to dismiss for failure to state a claim filed by Martin Lindstedt. (Attachments: # <u>1</u> Exhibit 1, Judgment, # <u>2</u> Envelope)(S,AN) (Entered: 06/16/2020)
06/22/2020	<u>43</u>	Motion for leave <i>to move for summary judgment</i> filed by Plaintiff Bryan Anthony Reo, Counter–Defendant Bryan Anthony Reo. (Attachments: # <u>1</u> Proposed Order (Reo, Bryan) (Entered: 06/22/2020)