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United States District Court for the Western District of Michigan

8/14/24, 7:29 AM

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United States District Court Western District of Michigan (Southern Division (1)) CIVIL DOCKET FOR CASE #: 1:23-cv-01097-PLM-RSK

Fenton v. Story et al

Assigned to: District Judge Paul L. Maloney Referred to: Magistrate Judge Ray Kent Cause: 42:1983 Other Civil Rights Date Filed: 10/13/2023 Jury Demand: Plaintiff

Nature of Suit: 370 Other Fraud Jurisdiction: Federal Question

plaintiff

Jeffrey Ryan Fenton

represented by Jeffrey Ryan Fenton

17195 Silver Parkway #150 Fenton, MI 48430 (810) 428-6500 PRO SE

V.

defendant

Virginia Lee Story individually and in their official capacities

defendant

Michael Weimar Binkley individually and in their official capacities

defendant

Kathryn Lynn Yarbrough individually and in their official capacities

defendant

Elaine Beaty Beeler individually and in their official capacities

defendant

Sara B. McKinney individually and in their official capacities

defendant

Mary Elizabeth Maney Ausbrooks individually and in their official capacities

defendant

Alexander Sergey Koval individually and in their official capacities

defendant

Henry Edward Hildebrand, III

individually and in their official capacities

defendant

Charles M. Walker

individually and in their official capacities

defendant

Roy Patrick Marlin

individually and in their official capacities

defendant

Thomas E. Anderson

individually and in their official capacities

defendant

Samuel Forrest Anderson

individually and in their official capacities

defendant

Frank Goad Clement, Jr.

individually and in their official capacities

defendant

Andy Dwane Bennett

individually and in their official capacities

defendant

William Neal McBrayer

individually and in their official capacities

defendant

James Michael Hivner

individually and in their official capacities

defendant

John Brandon Coke

individually and in their official capacities

defendant

Sandra Jane Leach Garrett

individually and in their official capacities

defendant

Story Abernathy Campbell Ashworth

McGill Walters An Association of

Attorneys

defendant

Rothschild & Ausbrooks PLLC

defendant

Bank of America, N.A.

defendant

Spragins, Barnett & Cobb PLC also named as Spragins, Bartnett & Cobb, PLCNS in complaint

defendant

BancorpSouth Bank

defendant

Rubin Lublin TN, PLLC

defendant

Tennessee, State of

defendant

Williamson, County of

Tennessee

defendant

Tennessee Administrative Office of the Courts

defendant

Tennessee Court of Appeals Middle Division

defendant

Chancery Court for Williamson County Tennessee

Date Filed	#	Docket Text		
10/13/2023	1	COMPLAINT with jury demand against Samuel Forrest Anderson, Thomas E. Anderson, Mary Elizabeth Maney Ausbrooks, BancorpSouth Bank, Bank of America, N.A., Elaine Beaty Beeler, Andy Dwane Bennett, Michael Weimar Binkley, Chancery Court for Williamson County Tennessee, Frank Goad Clement, Jr, John Brandon Coke, Sandra Jane Leach Garrett, Henry Edward Hildebrand, III, James Michael Hivner, Alexander Sergey Koval, Roy Patrick Marlin, William Neal McBrayer, Sara B. McKinney, Rothschild & Ausbrooks PLLC, Rubin Lublin TN, PLLC, Spragins, Barnett & Cobb PLC, Virginia Lee Story, Story Abernathy Campbell Ashworth McGill Walters An Association of Attorneys, Tennessee Administrative Office of the Courts, Tennessee Court of Appeals Middle Division, Tennessee, State of, Charles M. Walker, Williamson, County of, Kathryn Lynn Yarbrough filed by Jeffrey Ryan Fenton (Attachments: # 1 Affidavit, # 2 Affidavit of Mom # 3 Appendix 1, # 4 Appendix 2, # 5 Appendix 3, # 6 Appendix 4, # 7 Appendix 5, # 8 Appendix 10-1, # 9 Appendix 10-2 - Part 1 of 3, # 10 Appendix 10-2 - Part 2 of 3, # 11 Appendix 10-2 - Part 3 of 3, # 12 Appendix 11 - Part 1 of 2, # 13 Appendix 11 - Part 2 of 2 # 14 Appendix 12 - Part 1 of 3, # 15 Appendix 12 - Part 2 of 3, # 16 Appendix 12 - Part 3 of 3, # 17 Appendix 13-1 - Part 1 of 2, # 18 Appendix 13-1 - Part 2 of 2, # 19 Appendix 13-2 - Part 1 of 2, # 20 Appendix 13-2 - Part 2 of 2, # 21 Appendix 13-3 - Part 1 of 3, # 22		

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		United States District Court for the Western District of Michigan 8/14/24, 7:29 A
		Appendix 13-3 - Part 2 of 3, # 23 Appendix 13-3 - Part 3 of 3, # 24 Appendix 13-4 - Part 1 of 2, # 25 Appendix 13-4 - Part 2 of 2, # 26 Appendix 13-5, # 27 Appendix 14-1 - Part 1 of 2, # 28 Appendix 14-1 - Part 2 of 2, # 29 Appendix 14-2 - Part 1 of 2, # 30 Appendix 14-2 - Part 2 of 2, # 31 Appendix 15 - Part 1 of 3, # 32 Appendix 15 - Part 2 of 3, # 33 Appendix 15 - Part 3 of 3, # 34 Appendix 16, # 35 Appendix 17 - Part 1 of 2, # 36 Appendix 17 - Part 2 of 2, # 37 Appendix 18, # 38 Appendix 19, # 39 Appendix 20, # 40 Appendix 21) (ems) (Entered: 10/17/2023)
10/13/2023		RECEIPT: in the amount of \$402.00, receipt number 500000088; for civil case filing fee (ems) (Entered: 10/17/2023)
10/13/2023		SUMMONS NOT ISSUED as to defendants Samuel Forrest Anderson, Thomas E. Anderson, Mary Elizabeth Maney Ausbrooks, BancorpSouth Bank, Bank of America, N.A., Elaine Beaty Beeler, Andy Dwane Bennett, Michael Weimar Binkley, Chancery Court for Williamson County Tennessee, Frank Goad Clement, Jr, John Brandon Coke, Sandra Jane Leach Garrett, Henry Edward Hildebrand, III, James Michael Hivner, Alexander Sergey Koval, Roy Patrick Marlin, William Neal McBrayer, Sara B. McKinney, Rothschild & Ausbrooks PLLC, Rubin Lublin TN, PLLC, Spragins, Barnett & Cobb PLC, Virginia Lee Story, Story Abernathy Campbell Ashworth McGill Walters An Association of Attorneys, Tennessee Administrative Office of the Courts, Tennessee Court of Appeals Middle Division, Tennessee, State of, Charles M. Walker, Williamson, County of, Kathryn Lynn Yarbrough (summonses not provided at time of filing by plaintiff as he stated he had them at home and would present them at a later date) (ems) (Entered: 10/17/2023)
10/17/2023	2	NOTICE of receipt of case (ems) (Entered: 10/17/2023)
10/17/2023		Copy of Receipt of Case Notice 2 sent via U.S. Mail to Jeffrey Ryan Fenton (ems) (Entered: 10/17/2023)
10/18/2023	3	ORDER OF RECUSAL: District Judge Jane M. Beckering recused from this case; case to be reassigned; signed by District Judge Jane M. Beckering (rmw) (Entered: 10/18/2023)
10/18/2023	4	NOTICE that this case is reassigned to District Judge Paul L. Maloney for all further proceedings pursuant to Order 3 by Judge Jane M. Beckering; Judge Jane M. Beckering no longer assigned to the case (ems) (Entered: 10/18/2023)
10/18/2023		Copy of Order of Recusal 3, Notice Regarding Reassignment of Case 4 sent via U.S. Mail to Jeffrey Ryan Fenton (ems) (Entered: 10/18/2023)
10/18/2023	5	PRO SE APPLICATION for electronic filing and service by plaintiff Jeffrey Ryan Fenton (ems) (Entered: 10/19/2023)
10/19/2023	6	ORDER REFERRING CASE to Magistrate Judge Ray Kent; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, acr) (Entered: 10/19/2023)
10/20/2023		Copy of Order Referring Case to Magistrate Judge 6 sent via U.S. Mail to Jeffrey Ryan Fenton (ems) (Entered: 10/20/2023)
10/20/2023	Z	MOTION for order to maintain venue by plaintiff Jeffrey Ryan Fenton; (ems) (Entered: 10/20/2023)
12/13/2023	8	REPORT AND RECOMMENDATION re 1; objections to R&R due within 14 days; signed by Magistrate Judge Ray Kent (flw) (Entered: 12/13/2023)
12/13/2023	2	ORDER denying 5 pro se application for electronic filing and service; signed by Magistrate Judge Ray Kent (flw) (Entered: 12/13/2023)
12/13/2023		Copy of Report and Recommendation 8, Order on Pro Se Application for Electronic Filing and Service 2 sent via U.S. Mail to Jeffrey Ryan Fenton (slk) (Entered: 12/13/2023)
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United States District Court for the Western District of Michigan

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		Diffied States District Court for the Western District of Interingen	
12/29/2023	10	MOTION for extension of time to file objection to report and recommendation by plaintiff Jeffrey Ryan Fenton; (jlg) (Entered: 12/29/2023)	
12/29/2023	11	DECLARATION in support of objection to 12/13/2023 report and recommendation by plaintiff Jeffrey Ryan Fenton (jlg) (Entered: 12/29/2023)	
12/29/2023	12	DECLARATION of ADA abuse in chancery court by plaintiff Jeffrey Ryan Fenton (jl Modified textnon 1/2/2024 (jjm). (Entered: 12/29/2023)	
01/02/2024	13	ORDER granting 10 motion for extension of time to file objections; objections to 8 of 1/10/2024; signed by Magistrate Judge Ray Kent (flw) (Entered: 01/02/2024)	
01/03/2024		Copy of Order on Motion for Extension of Time to File 13 sent via U.S. Mail to Jeffre Ryan Fenton (jjm) (Entered: 01/03/2024)	
01/19/2024	14	OBJECTION by plaintiff Jeffrey Ryan Fenton to Report and Recommendation 8 (Attachments: # 1 Exhibit A) (ems) (Entered: 01/22/2024)	
01/19/2024	15	DECLARATION re 14 in support of Objection to Report and Recommendation by plaintiff Jeffrey Ryan Fenton (ems) (Entered: 01/22/2024)	
01/19/2024	16	MOTION for extension of time to serve parties by plaintiff Jeffrey Ryan Fenton; (Attachments: # 1 Proposed Summons) (ems) (Entered: 01/22/2024)	
01/19/2024	17	MOTION for protective order by plaintiff Jeffrey Ryan Fenton; (Attachments: # 1 Attachment 1) (ems) Modified date filed on 1/22/2024 (ems). (Entered: 01/22/2024)	
01/19/2024	18	DECLARATION of Marsha Ann Felton regarding son Jeffrey Ryan Fenton and Tennessee legal proceedings by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4 Attachment 4, # 5 Attachment 5, # 6 Attachment 6, # 7 Attachment 7, # 8 Attachment 8, # 9 Attachment 9, # 10 Attachment 10) (ems) (Entered: 01/22/2024)	
01/19/2024	19	EXHIBIT of Tennessee Court Motions in Chronological Order by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4 Attachment 4, # 5 Attachment 5, # 6 Attachment 6, # 7 Attachment 7, # 8 Attachment 8, # 2 Attachment 9, # 10 Attachment 10, # 11 Attachment 11, # 12 Attachment 12, # 13 Attachment 13, # 14 Attachment 14) (ems) (Entered: 01/22/2024)	
01/19/2024	20	EXHIBIT of Response in Tennessee Chancery Court by plaintiff Jeffrey Ryan Fenton (ems) (Entered: 01/22/2024)	
01/19/2024	21	BRIEF by plaintiff Jeffrey Ryan Fenton of Memorandum of Law regarding court actions in Tennessee (Attachments: # 1 Attachment 1) (ems) (Entered: 01/22/2024)	
01/19/2024	22	EXHIBIT of Transcript of Proceedings from August 1, 2019 by plaintiff Jeffrey Ryan Fenton (ems) (Entered: 01/22/2024)	
01/19/2024	23	EXHIBIT of Transcript of Hearing from August 29, 2019 by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4 Attachment 4 - Audio CD) (ems) (Entered: 01/22/2024)	
01/19/2024	24	DECLARATION re 23 certifying the authenticity and accuracy of 8/29/2019 transcript of evidence and audio recordings of hearing by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Exhibit 1, # 2 Exhibit 2) (ems) (Entered: 01/22/2024)	
01/19/2024	25		

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8/14/24, 7:29 AM United States District Court for the Western District of Michigan Attachment 12, # 13 Attachment 13, # 14 Attachment 14, # 15 Attachment 15) (ems) (Entered: 01/22/2024) EXHIBIT of recorded phone call by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Audio 01/19/2024 26 CD) (ems) (Entered: 01/22/2024) DECLARATION about Arons & Associates divorce planning by plaintiff Jeffrey Ryan 01/19/2024 27 Fenton (ems) (Entered: 01/22/2024) DECLARATION about phone call with Trustee John McLemore by plaintiff Jeffrey Ryan 01/19/2024 28 Fenton (ems) (Entered: 01/22/2024) DIGITAL EXHIBIT (Disc 1 of Audio/Video Files) by plaintiff Jeffrey Ryan Fenton (ems) 01/19/2024 29 (Entered: 01/22/2024) DIGITAL EXHIBIT (Disc 2 of Audio/Video Files) by plaintiff Jeffrey Ryan Fenton (ems) 30 01/19/2024 (Entered: 01/22/2024) ORDER ADOPTING IN PART AND REJECTING IN PART REPORT AND 01/25/2024 31 RECOMMENDATION 8 and acting on 7; signed by District Judge Paul L. Maloney (Judge Paul L. Maloney, cmc) (Entered: 01/25/2024) Copy of Order Regarding Report and Recommendation 31 sent via U.S. Mail to Jeffrey 01/25/2024 Ryan Fenton (ems) (Entered: 01/25/2024) DECLARATION about Jeffrey Fenton's Disabilities by plaintiff Jeffrey Ryan Fenton (jjm) 32 03/25/2024 (Entered: 03/26/2024) DECLARATION (part I of 2) about professional and judicial misconduct during 8/1/2019 03/25/2024 33 hearing in Chancery Court by plaintiff Jeffrey Ryan Fenton (jim) Modified text on 3/26/2024 (jim). (Entered: 03/26/2024) DECLARATION (part 2 of 2) about professional and judicial misconduct during 8/1/2019 03/25/2024 34 hearing in Chancery Court by plaintiff Jeffrey Ryan Fenton (jjm) Modified text on 3/26/2024 (ijm). (Entered: 03/26/2024) DECLARATION regarding service fees by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 35 03/25/2024 03/26/2024) MOTION for order named as motion for prepayment of service fees by plaintiff Jeffrey 03/25/2024 36 Ryan Fenton; (Attachments: # 1 Proposed Order) (jim) (Entered: 03/26/2024) DECLARATION about financial and family structure by plaintiff Jeffrey Ryan Fenton 03/25/2024 37 (jim) (Entered: 03/26/2024) EXHIBIT (part 1 of 2) regading conspiracy against rights under color of law by plaintiff 38 03/25/2024 Jeffrey Ryan Fenton (jim) (Entered: 03/26/2024) EXHIBIT (part 2 of 2) regading conspiracy against rights under color of law by plaintiff 39 03/25/2024 Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024) EXHIBIT of Tennessee Petition of Remonstrance by plaintiff Jeffrey Ryan Fenton (jjm) 40 03/25/2024 (Entered: 03/26/2024) EXHIBIT of Tennessee Rules of Judicial and Professional Conduct by plaintiff Jeffrey 03/25/2024 41

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03/25/2024

EXHIBIT (part 1 of 4a) small individual exhibits with web URLS by plaintiff Jeffrey Ryan

Ryan Fenton (ijm) (Entered: 03/26/2024)

Fenton (jim) (Entered: 03/26/2024)

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03/25/2024	43	EXHIBIT (part 1 of 4b) small individual exhibits with web URLS by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	44	EXHIBIT (part 1 of 4c) small individual exhibits with web URLS by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	45	XHIBIT (part 2 of 4a) small individual exhibits with web URLS by plaintiff Jeffrey enton (jjm) (Entered: 03/26/2024)	
03/25/2024	46	EXHIBIT (part 2 of 4b) small individual exhibits with web URLS by plaintiff Jeffrey Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	47	EXHIBIT (part 3 of 4a) small individual exhibits with web URLS by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	48	EXHIBIT (part 3 of 4b) small individual exhibits with web URLS by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	49	EXHIBIT (part 3 of 4c) small individual exhibits with web URLS by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	<u>50</u>	EXHIBIT (part 3 of 4d) small individual exhibits with web URLS by plaintiff Jeffrey Ryan Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	51	EXHIBIT (part 4 of 4a) small individual exhibits with web URLS by plaintiff Jeffrey Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	52	EXHIBIT (part 4 of 4b) small individual exhibits with web URLS by plaintiff Jeffrey Fenton (jjm) (Entered: 03/26/2024)	
03/25/2024	53	DECLARATION of irrefutable proof of a criminal conspiracy spanning state and federal courts by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M) (jjm) (Entered: 03/26/2024)	
06/26/2024	54	EXHIBIT re 30, 29 by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Digital Exhibits) (eod) (Entered: 06/26/2024)	
07/08/2024	55	ORDER REGARDING SERVICE: granting in part and denying in part <u>16</u> motion for extension of time; plaintiff shall serve defendants by 8/22/2024; denying <u>17</u> motion for protective order; denying <u>36</u> motion for prepayment of service fees; signed by Magistrate Judge Ray Kent (fhw) (Entered: 07/08/2024)	
07/09/2024		Copy of Order on Motion for Prepayment of Service Fees, Order on Motion for Extension of Time, Order on Motion for Protective Order <u>55</u> sent via U.S. Mail to Jeffrey Ryan Fenton (jlg) (Entered: 07/09/2024)	
07/12/2024	56	SUPPLEMENT re Exhibit 42, Exhibit 48, Exhibit 52, Exhibit 43, Exhibit 47, Exhibit 50, Exhibit 49, Exhibit 46, Exhibit 46, Exhibit 45, Exhibit 51 by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Attachment 1) (mg) Modified text on 7/24/2024 (mg). (Entered: 07/16/2024)	
07/12/2024	57	EXHIBIT individual email communication exhibits by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Attachment 1) (mg) Modified text on 7/24/2024 (mg). (Entered: 07/16/2024)	
07/12/2024	<u>58</u>	EXHIBIT importan related issues- Tennessee Supreme Court by plaintiff Jeffrey Ryan Fenton (Attachments: # 1 Attachment 1, # 2 Attachment 2, # 3 Attachment 3, # 4	

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		Attachment 4, # 5 Attachment 5) (mg) Modified text on 7/24/2024 (mg). (Enter 07/16/2024)	red:
07/12/2024	<u>59</u>	DECLARATION certifying testimony in video is accurate and true by plaintiff Ryan Fenton (mg) Modified text on 7/24/2024 (mg). (Entered: 07/16/2024)	Jeffrey

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