

October 22, 2004

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Bowling Green Municipal Court
711 S. Dunbridge Rd., P.O. Box 326
Bowling Green, OH 43402-0326

Accommodation and Action Request

Dear Sir:

I request accessibility and protection under the Americans with Disabilities Act, the ADA, and other law. This includes all actions against me in violation of law, including, but not limited to:

- (1) Judgments, actions, and records constituting a continuing violation of ADA and other law.
- (2) Police records which discriminate by failing to note or rectify the start of discrimination.
- (3) Records and judgments in Bowling Green Municipal Court, Ohio case No.99-CR-B-02306
- (4) Records and judgments in Common Pleas Court of Marion County, Ohio case 01CV-0307.

Why I am addressing this (these) issues in this format

I have a handicap covered by the ADA, based my service-connected disability of "Bi-polar mood disorder" (award-1). During the actions against me, I failed to find a supportive advocate and had to act as my own advocate. Police, prosecutors, and the courts did not provide accessibility. They focused on my "signs of criminal behavior". In court, a national civic group of over 100,000 members submits that I am a dangerous person, and that I "may show up with a gun", based on these documents and enforcement decisions. Where was the ADA and related law?

Pattern of violations against the "mentally ill" as a class

My excessive experience in failing to obtain accommodation, and internet searches, suggests that the "mentally ill" are routinely subjected to violations of ADA and civil rights by government agencies. I also associate with people with mental illness experiencing a lack of accommodation.

"Mental illness" as a sign of criminal behavior

The argument that has overwhelmed me is that "mental illness" is a sign of criminal behavior. Look at the evidence, fears, arguments, and conduct of police, prosecutors, lawyers against me. Trusted friends and family worry that it is true, preventing discussion and creating isolation. The symptoms are confused with motive. Under Ohio's stalking law, 2903.211, "cause mental distress" is criminal, so why is it acceptable causing additional mental distress to the mentally ill?

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I. Inclusion of all parties deemed significant to this action

You may consider it inappropriate to include everyone in this action at one time. However, it is the sum total that I am forced to deal with. My handicap has required me to worry about my own actions, and the actions of every person that I contact. I did not ask for my disability, and only desire to be treated fairly and with respect as intended by ADA and similar law.

II. History and evidence relating to this action

My focus is on the ADA and civil rights violations. The resulting situation is tainted by conduct of officials with a duty to respect these laws. Evidence and witnesses to support my claims have been suppressed as part of the violations. Did officials knowingly deprive, or conspire or attempt to deprive any person of a constitutional or statutory right? (Their actions might be criminal.)

* I could not afford to attach copies of all the evidence, so find it on this private internet site:

<http://www.NiceMike.com/why>

a. Bowling Green, Ohio, Police Department

As members of a civic group, there was contact between myself, a handicapped lady, and other members. Mental illness was an issue, they were afraid of what I might do. I was afraid of what they might do, especially in person. I wrote to this lady about the situation. Then I wrote her parents, whom she lived with. Her parents were worried and contacted the police (report-1).

“An officer came to my work asking me to go outside. He was seriously upset about the letters. I explained about the group, my co-worker was a member, I suffered from “manic depression”, I did not know how to deal with the situation. He said that I am “sick”. I explained I wanted help. He did not care. I wanted to die. The group wanted me to be friends with her, I asked what to do. He said not to contact her, unless she contacts me.”

* The officer did not recognize my ADA or other rights. He did not report the need for medical attention, or that I might be a danger to myself and others. He did note “manic depression”.

I talked about the confrontation with co-workers. One, with criminal law experience, suggested the trouble I would face, who would a jury believe? Later there was contact with the lady as a result of group functions. I did not start contact, so I could not discuss how we could avoid it. This undefined situation bothered me and I wrote the lady’s parents again. The group continued to accept me at meetings. I had no rules to govern what was expected of me, so I started writing again. In the end these letters were to the entire group, sparking the next incident. Though the group later called this harassment, members continued to contact me.

b. Bowling Green Municipal Court (Ohio) and Prosecutors Office

I was threatened with stalking charges (exhibit-4) by the prosecutor. It is documented that the prosecutor attended the groups meetings, discussed issues with the group’s board, and was listed as a member while I was a member (prosecutor-5). Considering the group’s actions, I would expect that he advised them “how to deal with me“. Is this a violation of the ADA or other law?

My response was a complaint against the group (exhibit-11 and 12). He said my request was a civil issue, and that he would deny consideration unless I claimed criminal issues (prosecutor-2). It seems that any discussion of my complaints, rights, or assistance was going to be ignored. Why did the group get so much help, and I received none? I did not even know to document evidence. I gave up on the prosecutors and wrote the civic group again.

“Stalking” charges were filed, case no. 99-CR-B-02306 of Bowling Green Municipal Court, Ohio. **I wrote asking for accommodation** (exhibit-28). The court did not comment on the request, and assigned the Wood County Defenders Office. I first met the actual defender minutes before seeing the Judge. I was told that there was a plea bargain. No one was acting on my complaints of being handicapped. The Judge warned me about my actions. I had no choice but to agree or be ignored. (I felt that the stalking law was violated against me, and no one listened.)

c. Common Pleas Court of Marion County, Ohio

I started writing to members of the civic group nationally (exhibit-32). They filed case no. 01CV-0307 in the Common Pleas Court of Marion County, Ohio (complaint-1). In “Defendant’s Motion for Ordered Accessibility” I asked for accessibility and mentioned threats from the plaintiff’s attorney (accessibility-1). The court did not find the motion “well taken” (exhibit-01). It is claimed I might show up with a gun and jailed (exhibit-38). This year I was e-mailed that the attorney lied in my civil case and was disbarred for other violations (disbar-1). It caused me to review everything, make new discoveries, and gave me motive to take action now.

III. Requested Actions for each party

As a class the “mentally ill” are impaired from understanding how to seek legal help in a timely manner. Due to their symptoms and current social attitudes, it is more likely for valid complaints to be delayed or ignored. Limits on filing legal actions discriminate against the mentally ill. If they understand how weak their position may be, would they try to find help? Should the mentally ill be afraid of legal confrontations, as I have experienced? Many times I was told to give up, and that it was pointless to find help (prosecutor-2, VP-2, others). This is similar to when I was first diagnosed in the army, and punished for symptoms of mental illness (see army-1).

In my case, I request to suppress all evidence, documents, actions, and judgments tainted by the violation of the ADA and other law. For the “mentally ill” as a class, I demand new law and enforcement to protect the needs of this class, and balance those needs against society.

Sincerely,

Michael Lake

PS: I will not discuss any details over the phone, I was fooled into doing this before, and I did not know who was calling. I have also received disturbing phone calls, so I prefer mail, e-mail, or appropriate personal contacts.

References, Evidence, and parties to this action

My roommate Michelle is a witness to some of the events. Evidence not entered into court is in the attached copies (except for tape recordings). I am on disability, and could not afford to include the hundreds of pages. I have placed these materials on this web site:

<http://NiceMike.com/why>

Parties to this action

Bowling Green Municipal Court, Ohio
Marion County Court of Common Pleas, Ohio
US Department of Justice - Civil Rights Division

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