



CITY COUNCIL AGENDA ITEM

TO: Members of the Troy City Council
FROM: Lori Grigg Bluhm, City Attorney *LSB*
 Allan T. Motzny, Assistant City Attorney *ATM*
DATE: June 16, 2015
SUBJECT: Terrell Bishop v. City of Troy, et al. Lawsuit

Terrell Bishop filed a lawsuit against the City and individual Troy police officers and fire department employees, as well Oakland County individuals and entities. A copy of the lawsuit (excluding the numerous exhibits) is attached. The lawsuit is based on the City's investigation and prosecution of Plaintiff for arson and aggravated stalking. After a long preliminary examination, the Plaintiff was bound over for the criminal trial, since the Court determined that there was sufficient evidence and probable cause to believe Plaintiff committed the felonies of arson and stalking. After a lengthy jury trial in the Oakland County Circuit Court, the Plaintiff was found guilty of the crimes, and he is now serving time in prison. Plaintiff has filed an appeal from his felony criminal convictions, which is still pending in the Michigan Court of Appeals.

Plaintiff filed this civil lawsuit in Oakland County Circuit Court, and it has been assigned to Judge Phyllis C. McMillen. In his complaint, Plaintiff alleges false evidence was used against him and that the defendants violated his constitutional rights. He claims he was unlawfully arrested and falsely imprisoned. He argues that he was deprived of life, liberty, and property without due process of law and that he was denied his right to equal protection of the law. The Plaintiff brings this lawsuit under 42 USC Section 1983, seeking damages in excess of 30 million dollars. He is representing himself.

The following proposed resolution authorizes our office to defend the City's and individual Troy defendants' interests in this matter. Please let us know if you have any questions about this new lawsuit.

PROPOSED RESOLUTION:

RESOLVED, that the City Attorney is hereby authorized and directed to represent the City of Troy and the individual Troy defendants in any and all claims and damages in the matter of *Terrell Bishop v. City of Troy, et al.* (Oakland County Circuit Court Case No. 15-147455 CZ). The City Attorney is also authorized to pay necessary costs and fees in the defense of the action.

*Rec'd
6/10/20*

STATE OF MICHIGAN 6th JUDICIAL DISTRICT JUDICIAL CIRCUIT COUNTY PROBATE	SUMMONS AND COMPLAINT	CASE NO. C 2
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Court address 1200 N. Telegraph Rd., Pontiac, MI. 48341	Court telephone no. 248-853-0581
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Plaintiff's name(s), address(es), and telephone no(s). Terrell Bishop Michigan Reformatory 1342 West Main St. Ionia, MI. 48846 #619748
Plaintiff's attorney, bar no., address, and telephone no. Pro se

v

Defendant's name(s), address(es), and telephone no(s). City (Kristine Shuler (Robert Wolfe (James Mork of (Daniel Bachleda (Shawn Hugg Troy (Peter Hullinger (William E. Bolle Oakland (Meagan M. Hill Co. (Robert W. Vanwert (Jeramey Peters-C/O (Auburn Hills
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SUMMONS NOTICE TO THE DEFENDANT: In the name of the people of the State of Michigan you are notified:

1. You are being sued.
2. **YOU HAVE 21 DAYS** after receiving this summons to **file a written answer with the court** and serve a copy on the other party **or take other lawful action with the court** (28 days if you were served by mail or you were served outside this state). (MCR 2.111(C))
3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.

Issued	This summons expires	Court clerk
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*This summons is invalid unless served on or before its expiration date.
This document must be sealed by the seal of the court.

COMPLAINT *Instruction: The following is information that is required to be in the caption of every complaint and is to be completed by the plaintiff. Actual allegations and the claim for relief must be stated on additional complaint pages and attached to this form.*

Family Division Cases

There is no other pending or resolved action within the jurisdiction of the family division of circuit court involving the family or family members of the parties.

An action within the jurisdiction of the family division of the circuit court involving the family or family members of the parties has been previously filed in _____ Court.

The action remains is no longer pending. The docket number and the judge assigned to the action are:

Docket no.	Judge	Bar no.
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General Civil Cases

There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint.

A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has been previously filed in _____ Court.

The action remains is no longer pending. The docket number and the judge assigned to the action are:

Docket no.	Judge	Bar no.
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VENUE

Plaintiff(s) residence (include city, township, or village) 1342 W. Main St., Ionia, MI.	Defendant(s) residence (include city, township, or village) 500 W. Big Beaver, Troy, MI. 48084
Place where action arose or business conducted Oakland County	

5-26-15
Date _____
Signature of attorney/plaintiff _____

If you require special accommodations to use the court because of a disability or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

PROOF OF SERVICE

SUMMONS AND COMPLAINT
Case No. _____

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFICATE / AFFIDAVIT OF SERVICE / NONSERVICE

OFFICER CERTIFICATE

I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required)

OR

AFFIDAVIT OF PROCESS SERVER

Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: (notarization required)

- I served personally a copy of the summons and complaint,
- I served by registered or certified mail (copy of return receipt attached) a copy of the summons and complaint,

together with _____
List all documents served with the Summons and Complaint

_____ on the defendant(s):

Defendant's name	Complete address(es) of service	Day, date, time

- I have personally attempted to serve the summons and complaint, together with any attachments, on the following defendant(s) and have been unable to complete service.

Defendant's name	Complete address(es) of service	Day, date, time

I declare that the statements above are true to the best of my information, knowledge, and belief.

Service fee	Miles traveled	Mileage fee	Total fee
\$		\$	\$

Signature _____

Name (type or print) _____

Title _____

Subscribed and sworn to before me on _____ Date _____ County, Michigan.

My commission expires: _____ Date _____ Signature: _____

Deputy court clerk/Notary public

Notary public, State of Michigan, County of _____

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received service of the summons and complaint, together with _____ Attachments

_____ on _____ Day, date, time

Signature _____ on behalf of _____

STATE OF MICHIGAN

JUDICIAL DISTRICT
JUDICIAL CIRCUIT
COUNTY PROBATE

SUMMONS AND COMPLAINT
Page 3 of 102 pages

CASE NO.

C 2

8th

Court address 1200 W. Telegraph Rd.
Pontiac, MI. 48341

Court telephone no.

248-858-0581

1. NOW COMES, Mr. Bishop, Plaintiff, in Pro Per, who brings this Civil Action under 42 USC § 1983 against named Defendants in their private and official capacity, for violations of Plaintiff's Constitutional rights under the Fourth Amendment and the Fourteenth Amendment alleging Defendants committing unlawful arrest, false imprisonment and deprived Plaintiff of life, liberty and property, without due process of law; and denied Plaintiff his right to equal protection of the laws. Further, violations of Plaintiff's Michigan Constitutional rights under Mich. (1963) Art 1 §§ 2,17,20.

2. Mr. Bishop has been damaged by loss of family, life, prosperity, liberty, business, work, property, the pursuit of happiness and being emotionally damaged. Mr. Bishop has been separated from his children, is suffering from defamation of character, and has suffered from physical and mental abuse from being incarcerated, as a result of Defendants' unlawful arrest, false imprisonment and deprivation of life, liberty and property without due process of law and denial of the equal protection of the laws, which violated Mr. Bishop's constitutional rights. Therefore is entitled to his damages, costs and attorneys' fees. Accordingly, Plaintiff, Mr. Bishop is seeking damages in the amount of thirty million(\$30,000,000.00) from Defendants. The Plaintiff as the prevailing party to the Action before this Honorable Court, the Court would be proper to tax Defendants for its court costs and fees under 28 USC § 1920, and 28 USC § 1923 (a); Mich. Court Rule 22.625(A)(F).

3. Plaintiff demands trial by jury in this Action.

4. WHEREFORE, Plaintiff respectfully prays that;

- a. Damages sought in the amount of thirty million (\$30,000,000.00) be granted;
- b. That Defendant-is taxed for court costs and fees upon entry of Judgement in favor of Plaintiff;
- c. That any other relief that Plaintiff would be entitled to upon the Court's discretion should be Granted.

* See following page for documents enclosed.

STATEMENT OF FACTS

(Please provide details. You may attach additional pages.)

(American Bar Association Rule 3.4 and Equivalent Michigan Rule of Professional Conduct) Provides that an attorney shall not unlawfully "conceal a document or other material having potential evidentiary value."

This Rule governing the practice of law forbids attorneys from anticipatory obstruction of justice. Assistant Prosecuting Attorney Meagan M. Hill gave knowing assistance in fabricating a false and fraudulent authorization for a warrant application, the Complaint and Register of Action including SCAO approved Form MC240 order for pretrial release/custody (See attached Exhibit 2)

(Continued on attached pages)

Venue: City of Troy

Principal ex-employee involved: Meagan M. Hill, formerly known as Meagan Villerot

Employeeessinvolved: Kristine Shuler, Police
Robert Wolfe, Police
Daniel Bachleda, Police
James Mork, Police
Gustke , Police
S. Salter, Police
Peter Hullinger, Fire
Shawn Hugg, Fire
Clement J. Waldmann, Court
Robert W. Vanwert, Court
Grace M. Hutchens, Court
William E. Bolle, Court

Complaint regarding: Fabricating false and fraudulent documents for presentation to a State Court.

Documents involved: Troy Police Report #CR 130017747-004
Troy Fire Report #2013-0001342-000
Complaint/General Information Pros.
Order No.13-04048

Please see 67 page document/Exhibits attached

STATEMENT OF FACTS

(Continued)

Showing A.P.A. Hills handwriting on this custody form dated October 7, 2013, unsigned by the District Court Judge, yet used to hold the Defendant in care and custody of the Oakland County Jail unlawfully. Further, A.P.A. Hill submitted a electronic form of (SCAO Form MC 200 Bindover/Transfer After Preliminary Examination Felony). This form was transmitted to the Oakland County Circuit Court Criminal Division and the Michigan State Police Criminal Justice Information Center on 10/15/13, containing false statements (specifically) in section (2). Examination waiver is listed (Attorney Douglas K. Oliver P35810).

The Defendant on 10/7/13 was not represented by an attorney. Further, in section (3) adult bindover states examination was waived on 10/7/13, which Defendant never waived his preliminary (see Exhibit 3). The actual form which is used in preliminary examination waivers and bindovers has been "concealed" by A.P.A. Hill (see example form Exhibit 4). However, this fabrication and fraudulent document is reflected in the Register of Actions transmitted by the 52-4 Judicial District Court Clerk (see attached copy Exhibit 4). All forms stated above require a District Judge's signature, yet contains none. Assistant Prosecuting Attorney Meagan M. Hill defrauded the Courts, the State, and mainly Mr. Bishop by tampering with evidence (see attached Affidavit) and concealing and fabricating false documents for presentation to a State Court, mischaracterizing

her action to the Court (see attached Exhibits #5 transcript pages 12 & 13 from Arraignment Hearing on 10/30/13)(Please note this Exhibit is extremely edited and unlawfully revised which is part of a related pending matter with the Michigan Judicial Tenure Commission RFI No. 15-21543). This corrupt behavior was knowing, willful, and intentional purposeful misbehavior with a sense of depravity perversion and taint by Attorney Hill.

The fabricated false and fraudulent documents used for presentation in 52-4 District Court between the dates of June 3, 2013, and October 7, 2013 to obtain a false warrant and subpoena in order to conduct a false District Court Arraignment and partial Preliminary Examination based on a falsified police report, Troy Police Report #CR 130017747-004 by Officer Kristine Shuler (which can be verified as false by comparing this report with both Troy Police DVDs of lock-up interviews conducted on 6/8/13 listed as evidence #1300177747-00)(see attached Affidavit).

Further, falsified evidence used by A.P.A. Hill to obtain this warrant is listed on the Complaint/General Information Pros. Order NO. 13-04048, which includes a Michigan State Police Crime Lab Report containing false evidence. A glass jar with gasoline inside listed as obtained from suspect's vehicle, there is no verifiable evidence tag # or police report linking this false evidence with the Complaint/General Information. Also, listed is "any and all records for account # 248-667-1521" including subscriber records. This cellphone number is also listed on the

Prosecutor's subpoena contained in the authorization for a warrant application. (This is a false cellphone number listed to hide the true cellphone number and GPS, cell site tower subscriber records for 248-667-1157)(see Exhibit 6).

A.P.A. Meagan Hill also conspired with Judge William E. Bolle (P10970) on October 7, 2013, to suppress this and other false evidence by requesting a private in-chambers meeting that I was not allowed to participate in. This private meeting was concerning the continuation of the Preliminary Examination. However, at the conclusion of this private in-chambers meeting, Judge Bolle refused to allow presentation of proofs by the Defendant and violated Michigan Law MCL 766.12 and MCR 6.110(C), see Exhibit 1. Also see Exhibit 7 Troy Fire Department Incident Report # 2013-0001342-000 showing that the area of origin of this fire was the Egress/Exit page 1 and page 2 listed fire spread - confined to room of origin. This Report was suppressed by Ms. Hill in order to obtain a false bind-over and ultimate conviction. This Report clearly shows that the fire started on the inside of the house, making it impossible for anyone to have committed a arson from the outside as the above stated police reports reflect.

A.P.A. Hill suppressed, fabricated and obstructed justice by obtaining a false warrant based on a false complaint. Then conducted a partial false preliminary examination on June 20, 2013. Then obtained a false bind-over by conspiring with Judge Bolle on October 7, 2013, unlawfully suppressing evidence and

witnesses. Then submitted false documentation for a bind-over, SCAO Form MC 200 or electronic version listing the preliminary examination as waived. (See Exhibits 1-7).

In summary this perjury, conspiracy and "anticipatory obstruction of justice" was committed with a willfull intent to uncover the eyes of justice or tilt the scales which is a willful intent to deny due process. This obstruction violates Michigan Penal Code 750.505 §§ 2,3,4,5,7,9 and violates Title 18 USC § 1346 "Scheme or artifice to defraud" by perpetrating a scheme or artifice to deprive another of the intangible right of honest services. This is considered fraud and an overthrow of a constitutional form of government and Attorney Meagan M. Hill (P72099) should be held accountable along with all conspiring actors involved including attorneys:

Robert W. Vanwert (P70957)
Douglas K. Oliver (P35810)
Howard S. Arnkoff (P10258)
H. Wallace Parker (P18647)
David E. McGruder (P69898)
Elisha M. Oates (P77414)
Peter L. Menna (P72671)
Kelly Marie Collins (P58638)
Joshua J. Miller (P75215)
Deborah A. Choly (P34766)

These Michigan attorneys listed above are all governed by the Michigan Rules of Professional Conduct and failed to comply with an obligation or prohibition imposed by these Rules.

(Note this () all attorneys listed can provide personal knowledge and information regarding the events that occurred stated in this Complaint.)

No Proof of Venue

Pursuant to MCL 600.8312, venue is proper "in the political subdivision where the violation took place." Defendant is charged with committing aggravated stalking, a violation of MCL 750.411i by means of one or more credible threats against Amy Hardrick. Therefore, the conduct constituting such a violation is the making of a threat. It follows then that, according to the plain meaning of MCL 600.8312, the preliminary examination was to have taken place in the political subdivision where the threats were made.

In this case however, no evidence was presented at the examination concerning the political subdivision within which Defendant was alleged to have made the threats. The police reports provided to Defendant's counsel disclose that Defendant lived in Wayne County. If the alleged threats were made from a particular political subdivision in Wayne County, then the preliminary examination regarding the aggravated stalking charge was to have taken place in that political subdivision in Wayne County. Here, there was no evidentiary support at the preliminary examination to show that venue in Troy, Michigan, or any particular place in Oakland County, was proper.