

Court of Common Pleas in the State of Ohio
County of Cuyahoga

ANTHONY L. VIOLA)
2820 Mayfield Road - # 205)
Cleveland Heights, Ohio 44118)
MrTonyViola@Icloud.com)
330-998-3290,)

Plaintiff)

-vs.-)

SUSAN KASARIS)
11984 Beckenham Road)
North Royalton, OH 44133)

DEMINA O'SHEA-MORAN)
12430 Deer Creek Dr. #208)
North Royalton 44133)

ROSE KAPTURASKY)
562 Edward Ln)
Campbell, OH 44405)

KELLY CONNORS)
3450 Leffingwell Road)
Canfield, Ohio 44406)

9190 Springfield Rd, Apt 9D)
Youngstown, OH, 44514-3113)

LISA LAU)
26 Harris Avenue)
Norwalk, OH 44857)

JOHN PATRICK)
101 West Prospect Avenue)
Suite 1400)
Cleveland, Ohio 44115-1093)
216.687.1311)

Complaint
Case: JOHN P O'DONNELL
CV 21 951041

Judge:

COMPLAINT WITH
JURY DEMAND

FILED
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CLERK OF COURTS
CUYAHOGA COUNTY

CV21951041 118168518



KATHRYN K CLOVER)
 206 Springwood Drive)
 Oxford, Oh 45056)
)
 JAYE SCHLACHET)
 55 Public Square)
 Suite 1600)
 Cleveland, OH 44113)
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)
 Defendants)

Now comes the Plaintiff, Anthony L. Viola, respectfully submitting this complaint, and in support of the complaint, hereby states the following:

PARTIES

The names and addresses of the parties in this matter are set forth above.

VENUE AND JURISDICTION

The Plaintiff, Anthony Viola, is, and at all times mentioned herein, a resident of County of Cuyahoga, State of Ohio. All Defendants are residents of the State of Ohio, and most are residents of County of Cuyahoga, State of Ohio. Moreover, the actions that gave rise to this litigation largely took place in Cuyahoga County. Therefore, this Court holds personal jurisdiction over these parties.

STANDING

Plaintiff has suffered an injury that is fairly traceable to the defendants' allegedly unlawful and negligent conduct, and is likely to be redressed by the requested relief. Because the Plaintiff has alleged such a personal stake in the outcome of the controversy, he is entitled to have this Court hear this case. The injury set forth herein is concrete and particularized in this complaint for which this Court has authority to order redress in favor of the Plaintiff.

STATEMENT OF FACTS

1. Plaintiff Anthony L. Viola was simultaneously prosecuted and put on trial in both federal and state court, on identical charges, by the same prosecution team, in what prosecutors called the “Nation’s largest mortgage fraud scheme.”
2. Prosecutors Mark Bennett and Daniel Kasaris claimed the Plaintiff duped lenders including JP Morgan Chase and Citigroup into making ‘no money down’ mortgage loans that did not meet the banks’ underwriting guidelines.
3. Kasaris is currently the Senior Assistant Ohio Attorney General but previously served as an Assistant Cuyahoga County Prosecutor.
4. Plaintiff was convicted in federal court and sentenced to nearly 13 years in jail.
5. Following the federal conviction, but prior to the commencement of the second trial, Daniel Kasaris’ Office Manager, Dawn Pasela, contacted the Plaintiff, stating that Kasaris and Bennett were suppressing proof of the Plaintiff’s innocence. Pasela further alleged that government witness Kathryn Clover committed perjury at the first trial, where she testified that the Plaintiff advised her to make false statements on her loan applications.
6. Following indictments, but prior to either criminal trial, Kasaris directed Ms. Pasela to pose as a graduate student studying criminal defense, and offer to assist the Plaintiff’s defense team.
7. Ms. Pasela reluctantly complied, even donated funds towards Plaintiff’s legal fees, as well as recording a series of post-indictment conversations with the Plaintiff so Bennett and Kasaris could obtain confidential defense trial strategy information, and use Ms. Pasela’s cancelled check to track the defense’s legal and investigative expenses.
8. Ms. Pasela further alleged that Kasaris was having an affair with Clover.

9. As an employee of the Prosecutor's Office, she witnessed Clover and Kasaris interacting and said they often left together, engaged in sexual acts, then returned to the prosecutor's office to resume work on criminal cases.
10. Ms. Pasela offered to testify as a defense witness about her personal knowledge concerning Kasaris' illegal activities, including the romantic relationship with Clover, who also testified in a dozen other criminal cases and was later hired by the Prosecutor's Office.
11. Ms. Pasela further informed the Plaintiff that he was prosecuted in order to protect Kathryn Clover. Clover committed arson at a rental property she owned, and collected insurance money. However, the insurance company found the fire and subsequent insurance payout suspicious and reported the fire to law enforcement, including Daniel Kasaris.
12. Kasaris was instantly enamored with Clover and promised he could make the arson case "go away" if Clover assisted him inside the prosecutor's office.
13. A sexual relationship commenced immediately thereafter, and Clover began working as a government informant and paralegal inside the prosecutor's office.
14. According to Attorney Jaye Schlachet, Clover had access to evidence in Plaintiff's criminal case and Clover destroyed evidence in the Plaintiff's criminal case, Cuyahoga County Common Pleas Court Case no. cv-20-936897, December 29, 2020 submission, pages 11-13
15. When substantially different evidence provided by Ms. Pasela was introduced at the Plaintiff's second trial, actual innocence was established, kindly compare USA v. Viola, 08-cr-506, N.D. Ohio, guilty verdict, with the subsequent acquittal on the exact same charges, Ohio v. Viola, 10-cr-543886 and 10-cr-536877, Cuyahoga County Common Pleas Court.
16. During the second trial, Clover recanted her testimony at the first trial, and the United States Attorney's Office in Cleveland stated in writing that Clover committed perjury during her testimony in federal court.

17. Despite knowing that Clover provided false testimony, Kasaris failed to withdraw her false trial testimony, as is required by law. Instead, Kasaris continued his sexual relationship with Clover and continued to utilize her as a government witness, informing jurors that Clover was a "fact witness" who was providing testimony based on her personal knowledge of events.
18. At no time did Kasaris ever disclose that Clover was, in fact, a paralegal working inside the prosecutor's office, receiving undisclosed financial benefits and having a romantic relationship with him.
19. During the second trial, Bennett and Kasaris became aware that Ms. Pasela was assisting the Plaintiff and had agreed to testify as a defense witness. Kasaris threatened Ms. Pasela with "indictment" and "federal prison" if she appeared in court to testify about the Plaintiff's innocence and misconduct committed by Kasaris and Bennett.
20. Kasaris was aware that Ms. Pasela knew about his affair with Clover, and recalled that Pasela asked co-workers why Clover was spending so much time with Kasaris.
21. During the second trial, Kasaris threatened in writing to prosecute and imprison Ms. Pasela, and even threatened her parents.
22. Kasaris staked out Ms. Pasela's apartment, informing her she would be arrested if she appeared in court, even though she was properly added to the defense witness list and served with a valid subpoena signed by the judge presiding over the trial.
23. Ms. Pasela did not appear in court at the scheduled time. Her Father, Edward Pasela, was concerned he had not heard from his daughter and went to her apartment to check on her, where Ms. Pasela was found dead. No inquiry into the circumstances surrounding her death has ever been conducted.

24. Judge Daniel Gaul, who presided over the second trial, has taken the extraordinary step of stating in writing that the Plaintiff is innocent, was wrongfully incarcerated, and that Kasaris committed "misconduct."
25. In 2020, both the FBI and Justice Department stated in writing that each made materially false statements about evidence in the Plaintiff's criminal cases, Viola . U.S. Department of Justice, 15-cv-242, W.D. Pa., after which the Plaintiff was released from jail after nearly a decade of imprisonment.
26. Since the 1990s, when Kasaris was the Law Director for the City of Norwalk, he has engaged in a near constant series of extra marital affairs, entertaining women at hotel rooms paid for with government funds and using cash seized by police in law enforcement operations to fund his romances.
27. Kasaris portrays himself as a powerful yet benevolent person who can take care of women in distress.
28. Beginning in the 1990s, Kasaris has had a dozen sexual relationships with subordinates inside the Prosecutor's Office. Kasaris has also had affairs with Kathryn Clover, Kelly Connors, Lisa Lau and Rose Kapturasky, among others.
29. Kasaris made little effort to conceal his affair with Clover, often taking her to public locations and inviting her to his apartment located at 14110 Pineforest, Apartment # 103, North Royalton, Ohio. According to Lucas Fairfield and attorney Marcus Sidoti, Kasaris entertained Clover at a Cleveland Indians game.
30. Kasaris also showed several pictures of Clover to his then sister-in-law, Kelly Patrick, asking her if she thought Clover was attractive.
31. Kasaris bragged to Defendant Kelly Connors about his ability to attract beautiful young women, including Clover.

32. Bryan Butler, who dated Clover after her affair with Kasaris wound down, saw frequent sexually-oriented text messages and emails from Kasaris to Clover, expressing his “endless love” for her. Butler viewed Kasaris as a stalker, several decades older than Clover, who wanted to maintain his ability to periodically have sex with her.
33. Butler also confirmed that Clover told him she destroyed evidence in the Plaintiff’s criminal case, and that Kasaris provided Clover with cash as “hush money” to keep her from revealing the affair.
34. Kasaris also had a romantic relationship with his cousin, Kelly Connors. During that relationship, which lasted from 2018 – 2020, Kasaris frequently took Connors to local bars and restaurants and posted pictures on social media.
35. Kasaris promised Connors he would divorce his wife Susan and marry Connors, prompting Connors to ask for proof. In order to convince Connors he was leaving his wife Susan, Kasaris began sharing documents with Connors, including a separation agreement between Daniel and Susan Kasaris, prepared by Attorney Jaye Schlachet.
36. Connors also retained voice mail messages from Kasaris, tape recorded other conversations and possesses various documents confirming that Kasaris routinely broke the law.
37. During the criminal trial of former Niles Mayor Ralph Infante, Connors and Kasaris often spent time together in hotel rooms, where Connors assisted Kasaris in assembling documents for court.
38. On numerous occasions, Kasaris left documents in hotel rooms with Connors, and others.
39. During his affair with Connors, Kasaris stole several thousand dollars from her.
40. When Connors threatened to report him to the police, Kasaris later cash advanced a credit card and/or an insurance policy to replace those funds.

41. Kasaris has used his authority as a prosecutor to intimidate, threaten and silence women he has had affairs with.
42. In 2020, Kasaris family member Kelly Patrick provided Facebook messages written by Susan Kasaris. These written messages prove Susan Kasaris was and is aware of the affair with Clover and discusses Dan Kasaris' frequent marital infidelity, porn addiction, and abusive behavior, including calling his wife and daughters "fat."
43. Later in 2020, Matt Fairfield, the former husband of Clover, came forward and provided a sworn statement that he saw Clover and Kasaris kissing and that Clover admitted she was in love with Kasaris and had to end her marriage to Matt.

Overview of Crimes Committed by Daniel Kasaris

44. Trial testimony, defense exhibits and a detailed record established at second trial – along with a vigorous, decade-long investigation led by former FBI Agent Robert Friedrich – has resulted in documentary evidence proving that Daniel Kasaris committed numerous crimes, and that each and every defendant named in this matter has covered up these criminal activities.
45. The defendants named herein have either directly participated in crimes committed by Kasaris, or enabled, or covered up the following criminal activities:

I. Kasaris Engages in Witness Tampering

46. The Compulsory Process Clause, part of the Sixth Amendment to the United States Constitution, permits criminal case defendants attain witnesses in their favor by way of a court-ordered subpoena. Threatening to prosecute Dawn Pasela, a witness who wished to testify in open court at the Plaintiff's criminal trial, constitutes witness tampering and violates Ohio Revised Code Section 2921.04, "Intimidation of attorney, victim or witness in criminal case."
47. In support of this claim of criminal activities by Kasaris, attached please find:

Exhibit A – Affidavits from the Pasela Family and supporting documents

Exhibit B – Kasaris email threatening to Prosecute Dawn Pasela if she testifies in court.

Exhibit C – Letter from Hon. Daniel Gaul, stating that Kasaris committed “misconduct” during the Plaintiff’s criminal case.

II. Kasaris Knowingly Utilizes Perjured Testimony

48. The United States Supreme Court has made clear that prosecutors are not permitted to utilize false testimony to gain a conviction, and must immediately withdraw testimony known to be false, Napue v. Illinois, 360 U.S. 264 (1959). However, instead of withdrawing Kathryn Clover’s false testimony, Kasaris continued to present Kathryn Clover as a fact witness in multiple criminal proceedings, causing the imprisonment of dozens of citizens.

49. In support of this claim of criminal activities by Kasaris, attached please find:

Exhibit D -- The United States Attorney’s Office in Cleveland has stated in writing that government witness Kathryn Clover “provided false testimony” at criminal trials, USA v. Clover, 10-cr-75, Docket # 46

Exhibit E – Letter from Daniel Kasaris proving he continued utilizing Clover’s perjured testimony in criminal cases, despite his knowledge that she committed perjury.

50. The documents above confirm Kasaris suborned Clover’s perjury, in violation of Ohio Revised Code Section 2921.11.

III. Kasaris Obstructs Justice and Perpetrates a Fraud on the court

51. Recently obtained evidence from the Cuyahoga County Prosecutor’s Office – including nearly 600 pages of emails between Kasaris and Clover – proves that Kasaris had an inappropriate relationship with Clover, and that she was his paralegal inside the prosecutor’s office.

52. Kasaris fraudulently concealed material fact about his affair with Clover from the judiciary, with the intent of misleading the Plaintiff and others into relying on the Concealment, contrary to Statutes governing fraud. Kasaris also obstructed justice by presenting the testimony of his lover in multiple criminal cases, in violation of Section 2921.32, “Obstructing justice.”

53. Attorney John Patrick, working with Kasaris, has often assisted Kasaris subvert the fair administration of justice. Patrick even memorialized an instance when he was not charged

after violently assaulting his wife, stating “police are trying to sweep this under the rug ... if they think no one is watching.”

54. In support of this claim of criminal activities by Kasaris, attached please find:

Exhibit F -- Affidavit of Kelly Patrick

Exhibit G – Written Statements of Susan Kasaris

Exhibit H-- Dan Kasaris E mail from his private Yahoo account to Kathryn Clover, describing “hand jobs” and “banging in the car.”

Exhibit I -- Bryan Butler confirms Clover-Kasaris affair, undisclosed cash payments to Clover and that Clover destroyed evidence in Plaintiff’s criminal case.

Exhibit J – Affidavit of Clover’s former husband, Matthew Fairfield

Exhibit K – Written Statements by Kelly Connors describing her affair with Kasaris.

Exhibit L – Selection of emails between Kasaris and Clover provided by the Cuyahoga County Prosecutor.

Exhibit M – Email from John Patrick

IV. Kasaris Hides Evidence in Criminal Cases

55. Kasaris knowingly made false statements about the existence of evidence in the Plaintiff’s criminal matters, and hid proof of his innocence.

56. Kasaris’ crimes were confirmed when both the FBI and Department of Justice made admissions in 2020 that false statements about evidence in the Plaintiff’s criminal cases were made for a decade, and that courts can no longer rely upon prior representations about evidence. According to the FBI, “The FBI intends to process the additional records” totaling nearly 10,000 pages “expeditiously,” Viola v. Department of Justice, Case: 18-2573, Third Circuit, Document: 99 Page: 2. Earlier in the same litigation, Assistant U.S. Attorney Michael Colville informed the federal judiciary that the United States Attorney’s Office in Cleveland made false statements in affidavits and discovered additional records that were previously

withheld, and that he “regrets those inaccuracies and the resulting inconvenience,” Viola v. Department of Justice, 15-cv-242, W.D. Pa.

57. In support of this claim of criminal activities by Kasaris, attached please find:

Exhibit N – Kasaris claims there is no FBI 302 Interview with a government witness, along with a copy of the FBI Interview provided by Dawn Pasela

Exhibit O – Admissions by the FBI and Justice Department materially false statements were made concerning evidence in the Plaintiff’s criminal case.

NOTE: Plaintiff’s investigative team is in possession of proof Kasaris routinely hid, manufactured, fabricated, altered or destroyed evidence in criminal cases concerning many other criminal defendants.

V. Theft

58. In addition to stealing thousands of dollars from Kelly Connors, Kasaris has funded his affairs with taxpayer funds, while millions of dollars in court-ordered restitution collected by prosecutors for crime victims have been misappropriated. According to a recently obtained ledger of victim funds, over \$10,000 was paid to the Sheraton Hotel, \$5,079 to US Air and nearly \$2,000 to Kasaris.

59. Stealing restitution and stealing thousands of dollars from Connors constitutes a violation of Ohio Revised Code Section 2913.02, Theft.

60. Kindly consult the attached exhibits in support of this misconduct claim:

Exhibit P – A ledger of collection and disbursements of crime victim funds, which include payments to Kasaris under the title “KasDan.”

VI. Violation of Ohio Public Records Laws

61. In order to conceal his illicit affair with Clover, and hide other criminal activities, Kasaris frequently conducted official business utilizing his Yahoo email account affixed with his government signature. As discussed above, Kasaris discussed “hand jobs at work” and “banging in the car” on the Yahoo account.

62. During public records litigation, Kasaris admitted under oath that he utilized his Yahoo email account for official business, stating “For the most part” he followed records laws but he admits utilizing his “Yahoo email account” involving a “criminal prosecution” but “deleted” the “emails from my Yahoo account,” December 1, 2020 affidavit.
63. Kasaris also claimed he only utilized his Yahoo account for North Royalton business when a resident “inadvertently” emailed him on that account. However, in July, 2021, the City of North Royalton located nearly 1,000 pages of emails sent to and from the Kasaris Yahoo account, confirming Kasaris made materially false statements under oath.
64. These actions violate Ohio Revised Code Section 149.43, Availability of public records. In addition, allowing Clover to access then destroy evidence in criminal cases constitutes an obstruction of justice and a violation of Revised Code 149.351, “Prohibiting destruction or damage of records.”
65. Kindly consult the attached exhibits in support of this misconduct claim:

Exhibit Q – Kasaris Affidavit, admitting to the use of a private email account to conduct official business

Exhibit R – Cover letter from the City of North Royalton producing nearly 400 pages of Yahoo emails, (Two of the Yahoo emails are attached as examples) confirming Kasaris made false statements to the Ohio Court of Claims about his Yahoo email account and routinely utilized both a Yahoo account and an official email account to conduct official business.

VII. Destruction of Evidence

66. Attorney Jaye Schlachet has stated in writing that Clover, while working inside the prosecutor’s office for Kasaris, destroyed records and evidence in criminal cases. And previously submitted affidavits from the Pasela and statements by Dawn Pasela confirm that Kasaris signed Ms. Pasela’s name to an evidence log. And attorney Leonard Carr stated in writing that Kasaris “lost” computers that were provided to the Prosecutor’s Office.
67. Kindly consult the Pasela affidavits and Schlachet court filings above, and the following additional exhibits in support of this misconduct claim

Exhibit S – Letter from Attorney Leonard Carr

Exhibit T – Schlachet statement – Clover destroyed evidence

VIII. Fraudulent Special Needs Trust

68. Following the end of the Kasaris-Connors affair, Daniel Kasaris wanted to make certain Connors never spoke about her affair, and wanted to cover his tracks after stealing money from her.

69. Kasaris then solicited the assistance of his brother, Reminger partner John Patrick, who created a special needs trust, controlled by Kasaris. Kasaris also directed Patrick to create powers of attorney that would give the appearance that Kasaris was authorized to take funds from Connors. These actions violate Ohio Revised Code, Section 5804.06, Trust induced by fraud.

70. Kindly consult the attached exhibits in support of this misconduct claim:

Exhibit U – Communications from Kelly Connors

Each Defendant named Herein has Participated in or Concealed Criminal Activities of Daniel Kasaris

Defendant Kelly Connors

71. On an unsolicited basis, Kelly Connors contacted the undersigned, offering to assist the Plaintiff.

72. Connors said Kasaris frequently talked about Dawn Pasela in a sexual way, obsessing over her body and complementing her alluring eyes.

73. Connors sought help unwinding a “special needs trust” set up by Attorney John Patrick, prompting Plaintiff to seek legal advice at how the trust could be terminated.

74. Connors has personal knowledge that Daniel Kasaris intervened with officials in the City of North Olmsted to prevent the prosecution of Attorney John Patrick for violently assaulting his wife Kelly, and for possessing drugs.

75. Connors has a lawful obligation to report criminal activities of Kasaris, and owes a duty to the Plaintiff to fulfill this obligation, as the Plaintiff is a victim of crimes committed by Kasaris.
76. Connors offered to wear a wire to catch Kasaris threatening not to allow her access to funds of she speaks out about her affair, but later changed her mind, stating she was too afraid to move forward.
77. The actions of Connors – contacting the Plaintiff on an unsolicited basis, providing extremely helpful information, then stating she decided not to assist after being threatened by Kasaris, have caused untold distress to the Plaintiff, while allowing Kasaris to continue covering up his theft of funds and illicit affair.

Defendant Susan Kasaris

78. Defendant Susan Kasaris became fully aware of Daniel Kasaris' affair with Kathryn Clover, and threw Dan out of the family home located at 11984 Beckenham Rd, North Royalton, OH, 44133. Daniel Kasaris then moved to an apartment located at 14110 Pine Forest Drive, Apt 103 North Royalton, OH 44133
79. As a licensed real estate agent, Susan Kasaris has benefitted from positive press received by Daniel Kasaris, as well as referrals resulting from his position as Senior Assistant Ohio Attorney General and Ward 6 Councilman in the City of North Royalton.
80. Despite being aware that Daniel Kasaris had a romantic relationship for five years with a government witness, Susan Kasaris put her personal gain over her obligation to report criminal activities by Daniel Kasaris.
81. Susan Kasaris has repeatedly assisted with campaigns, and enjoyed financial benefits from Daniel Kasaris political career, and co-mingled her funds with restitution stolen by Daniel Kasaris. She has participated in and/or covered up criminal activities of Daniel Kasaris and damaged the Plaintiff, **Exhibit V**.

Defendant Demina O'Shea-Moran

82. Like other Kasaris family members, Defendant O'Shea-Moran was fully aware of the Kasaris-Clover affair.
83. Instead of reporting the crimes of Daniel Kasaris, this defendant took an active role in covering up improper activities, and agreed to run the Kasaris campaign committee, and was willing to overlook criminal activities and wrongful incarceration of the Plaintiff and others, for personal gain, **Exhibit W.**

Defendant Rose Kapturasky

84. Beginning in 2016, and continuing through 2018, Defendant Rose Kapturasky had a sexual relationship with Daniel Kasaris, frequently having him spend afternoons and evenings with her at her home.
85. Defendant Rose Kapturasky is aware of the Clover-Kasaris relationship, which was discussed when Daniel Kasaris revealed that affair.
86. Kasaris utilized Government funds to entertain her.
87. Defendant Rose Kapturasky's daughter became alarmed about this relationship, and confronted Dan Kasaris about his marital infidelity and his sexual relationship with Kathryn Clover.
88. As a result of the objections of family members, Defendant Rose Kapturasky ended this affair, but failed to report illicit activities of Kasaris.
89. Defendant Rose Kapturasky informed the Plaintiff's investigative team she was in a relationship with Lou Rivera, and things were happy in her life, and that she was unwilling to report illegal activities of Kasaris.

90. Despite being aware of criminal activities of Kasaris, Defendant Rose Kapturasky has refused to report Kasaris crimes, **Exhibit X**.

Defendant Lisa Lau

91. Defendant Lisa Lau worked as an administrative employee while Dan Kasaris was Law Director for the City of Norwalk.

92. Beginning in the 1990s, Defendant Lisa Lau had an on again – off again romantic relationship with Daniel Kasaris.

93. Defendant Lau once told Kasaris “I can’t do this anymore” and asked Kasaris to stop contacting her, but he continued to communicate with her, both while her husband was alive and following his death.

94. Defendant Lau is fully aware of Kasaris’ romantic relationship with a government witness, but has refused to report this and other criminal activities.

Defendant John Patrick

95. Defendant Patrick is a partner at the law firm of Reminger, LLP and the brother of Senior Assistant Ohio Attorney General Daniel Kasaris.

96. Attorney Patrick has worked closely with Kasaris to contain damage and fall out from the romantic relationships Kasaris has had with government witness Clover and other women.

97. Patrick has utilized his legal training and skills to establish a “special needs trust” for Kelly Connors, allowing Daniel Kasaris to control funds allocated to Connors, and allowing Kasaris to threaten Connors with cutting off funds to her if she speaks out about the affair or Kasaris’ theft of her money.

98. As a licensed attorney, Defendant Patrick is under an obligation to report the use of perjured testimony and report the improper sexual relationship between Prosecutor Kasaris and Kathryn Clover to the Ohio Supreme Court.

99. Pursuant to Ohio Rule of Professional Conduct 8.3(a), "Reporting Professional Misconduct" provides that "A lawyer who knows that another lawyer has committed a violation of the Rules of Professional Conduct that raises a substantial question as to that lawyer's honesty, trustworthiness or fitness as a lawyer in other respects, **shall** inform the appropriate professional authorities," emphasis added.

100. The Supreme Court of Ohio's Board of Commissioners on Grievances & Discipline Advisory Opinion 2016-2 states, "A lawyer has a duty to report unprivileged knowledge of another lawyer's misconduct" under Rule 8.3.

101. The Plaintiff's investigative team has obtained information that Mr. Patrick had a sexual relationship with his administrative employee at the Reminger firm. That employee expressed interest in a longer term relationship, but Attorney Patrick stated he didn't want such a long term romantic relationship, but simply a sexual relationship. Because sexual relationships with subordinate employees violated Reminger's policies, this information was relayed to the law firm, but as of this date, the firm has not responded to an offer to provide our investigative files for their review.

Defendant Jaye Schlachet

102. Defendant Jaye Schlachet is a licensed attorney who represents Daniel Kasaris, Susan Kasaris and Kathryn Cover.

103. Schlachet is integral to the cover up of criminal activities by Kasaris and has been aware that Clover committed perjury for over a decade. However, Schlachet has failed to report this fact to the Plaintiff, to the judiciary or to the Ohio Supreme Court Office of Discipline Counsel.

104. Schlachet has stated in writing Clover had access to evidence – and destroyed evidence – in criminal cases.
105. To assist in covering up criminal activities of Kasaris, Schlachet has failed to fulfill his lawful obligation to report crimes of Kasaris.
106. In furtherance of criminal activities of Kasaris, Schlachet routinely communicates with Kasaris on his aforementioned Yahoo account, subverting the public records laws and covering up Kasaris criminal activities, **Exhibit Y**.
107. Pursuant to Ohio Rule of Professional Conduct 8.3(a), Reporting Professional Misconduct: “A lawyer who knows that another lawyer has committed a violation of the Rules of Professional Conduct that raises a substantial question as to that lawyer’s honesty, trustworthiness or fitness as a lawyer in other respects, **shall** inform the appropriate professional authorities,” emphasis added.

FIRST CLAIM FOR RELIEF: Failure to Report Crimes

108. Plaintiff re-alleges and incorporates by reference each and every statement made and all of the allegations in Paragraphs 1 – 107 of this complaint.
109. Each and every defendant named herein is aware of criminal activities of Kasaris but has ignored or enabled such actions, thereby damaging the Plaintiff.
110. Had the defendants individually or collectively reported the affair between Kasaris and Clover, the undersigned would have been released from prison years earlier.
111. Each and every defendant named herein is currently violating Ohio Revised Code Section 2921.22, Failure to report a crime, also known as misprision of a felony.

112. The Plaintiff earned substantial income prior to his incarceration, but between 2012 and 2020, his annual earnings have averaged less than \$250, damaging the Plaintiff in an exact amount to be determined at trial.

SECOND CLAIM FOR RELIEF: Civil Conspiracy

113. Plaintiff re-alleges and incorporates by reference each and every statement made and all of the allegations in Paragraphs 1 - 112 of this complaint.

114. The actions of each of the Defendants constitute a civil conspiracy, whereby two or more individuals conspired to commit one or more wrongful acts that caused injury to the Plaintiff.

115. Aiding or concealing the commission of a crime is a violation of Ohio law, even if the defendants weren't present during its commission.

116. Each and every defendant named herein helped to conceal one or more crimes committed by Kasaris, thereby helping him avoid arrest.

117. Either through express or implied agreements, Defendants reached a common understanding or agreement with Daniel Kasaris on a shared objective: concealing his criminal activities, in violation of section 2923.02 of the Ohio Revised Code, Complicity.

THIRD CLAIM FOR RELIEF: Negligence

118. Plaintiff re-alleges and incorporates by reference each and every statement made and all of the allegations in Paragraphs 1 - 117 of this complaint.

119. Each and every Defendant named herein had and has now a duty to exercise due care under the circumstances, yet failed to exercise the degree of care required.

120. Covering up a romantic relationship with a government witness, failure to report criminal activities of Kasaris to the proper authorities, participating in criminal activities of Kasaris and turning a blind eye to the improper use of government resources, are all contrary to Ohio law.

121. The Plaintiff's economic losses from reduced income and other injuries were the proximate cause of the injury or loss.

122. A "reasonably prudent person" would not have a sexual relationship with a married prosecutor, destroy evidence in criminal cases, fail to report theft of funds, disobey Ohio law's obligation to report felonies committed by others, run the political campaign of an individual known to have violated the law, or disobey the Ohio Rules of Professional Conduct, yet each and every defendant named herein acted with negligence, damaging the Plaintiff.

FOURTH CLAIM FOR RELIEF: Declaratory Judgment

123. Plaintiff re-alleges and incorporates by reference each and every statement made and all of the allegations in Paragraphs 1 - 122 of this complaint.

124. Pursuant to Ohio Revised Code Chapter 2721, this Court may declare the rights and legal relations of the parties to the subject matter here in controversy. This complaint seeks a declaratory judgment concerning a concrete controversy of parties having adverse legal interests.

125. The facts alleged above are not hypothetical but proven by documents attached hereto.

126. The failure of the defendants to adhere to lawful obligations to report professional misconduct and criminal activities has injured, and will continue to injure, the undersigned.

127. The Plaintiff has a legally protected interest in the fair administration of justice, and that licensed attorneys follow the Ohio Rules of Professional Conduct. Absent a declaratory judgment, the Plaintiff's injuries will continue.

128. Pursuant to Ohio's Declaratory Judgment Act, "Courts of record may declare rights, status, and other legal relations whether or not further relief is or could be claimed."

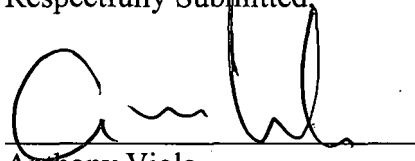
RELIEF REQUESTED

WHEREFORE, Plaintiff respectfully asks this Court to:

- (1) Award monetary damages, both compensatory and punitive, in an amount to be established at trial, along with the costs of this litigation;
- (2) Issue a declaratory judgment that Defendants Schlachet and Patrick, as licensed attorneys, are obligated to follow Rule of Professional Conduct 8.3, and that all other defendants are required to report criminal actions of Kasaris to law enforcement; and
- (3) Award any additional relief deemed equitable by This Court.

Thank you very much for reviewing this submission.

Respectfully Submitted,

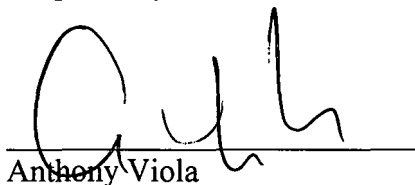


Anthony Viola
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Cleveland Heights, Ohio 44118
MrTonyViola@Icloud.com
(330) 998-3290
August 6, 2021

JURY DEMAND

The Plaintiff demands a trial by jury on all issues triable by right.

Respectfully Submitted,



Anthony Viola

Exhibit A

AFFIDAVIT OF EDWARD PASELA

STATE OF OHIO
COUNTY OF CUYAHOGA, SS:

I, Edward Pasela, depose and state under oath as follows:

1. I was the father of Dawn Pasela, who died on April 25, 2012.
2. For the last three years of her life, Dawn worked for the Cuyahoga County Mortgage Task Force, first as a contract employee and then as a county employee.
3. Dawn served in the capacity of office manager. One of her duties was to maintain the task force's files. After Dawn worked there for a while, she said she was concerned that things were being taken from the files and not returned. She also said some employees had signed her name when they took the files, and she feared they were hiding them from attorneys representing the people the task force was investigating. She particularly expressed concern about the way the cases against Anthony Viola and Susan Alt were being handled. Dawn showed us photos she had taken of file boxes haphazardly stacked in the hallway, which made them easily accessible to almost anyone.
4. Dawn also mentioned that some computers in the office had disappeared, and she couldn't find out why or where they went.
5. Although Dawn was not trained as an investigator, she was asked to go to a fund-raising event for Anthony Viola after he had been indicted and to secretly record what was said. She was also asked to write a check for Viola's defense fund so the prosecutors could determine at which bank the fund was being maintained. Dawn wondered about the propriety of these tactics.
6. Dawn continued to attend events sponsored by Viola's supporters and eventually began to sympathize with him because she felt that prosecutors were withholding documents that could help in his defense.
7. As her disenchantment over what was going on at the task force grew, Dawn began drinking excessively. This finally led to her termination. The task force later asked her to come in to discuss reinstatement, but she declined.
8. After the task force learned that Dawn had been subpoenaed to testify on Viola's behalf, two investigators came to her apartment to pressure her to reveal what Viola wanted her to testify about. She told us that the two men said that it would be wise for her to leave Ohio for a while and that if she testified for Viola she could end up in a federal prison. As a result, Dawn did not testify.

9. Dawn was so frightened that the investigators might return that she moved into our house for 10 or more days and stopped drinking. She also parked her car in our garage so no one would see it. Dawn eventually began to feel stronger physically and emotionally and moved back to her apartment.

10. When we visited Dawn the day before she died, we could tell that she had started drinking again, and we urged her to stop.

11. Dawn was found dead the next day. The cause of death was listed as acute alcohol intoxication. She was only 26.

Further I sayeth naught.

Edward Pasela

Edward Pasela

Sworn and subscribed in my presence this 16th day of December, 2014.

Paul Vargo
NOTARY PUBLIC



PAUL VARGO
NOTARY PUBLIC
STATE OF OHIO
Recorded in
Cuyahoga County
My Comm. Exp. 1/25/17



PAUL VARGO
NOTARY PUBLIC
STATE OF OHIO
Recorded in
Cuyahoga County
My Comm. Exp. 1/25/17

DAWN M. PASELA 06-05
1520 CLEARBROOKE DR., UNIT 103
BRUNSWICK, OH 44212

25-2671
440
700161631

147

PAY TO THE
ORDER OF

C/O Mr. Norman Stark DATE 11-12-09

Tony View De... Fund \$ 25.00

Twenty Five Dollars

DOLLARS

CHASE

JPMorgan Chase Bank, N.A.
Columbus, Ohio 43271
www.Chase.com

MEMO

VIA Debit FUND

D - M. P. H.



822974

DEFENSE SUBPOENA

(Criminal Rule 17)

RECEIVED FOR FILING
03/15/2012 08:34:26
GERALD E. FUERST, CLERK

THE STATE OF OHIO

PRECIPE

DS 822974

Cuyahoga County

Case Number: CR-10- 543886 -A

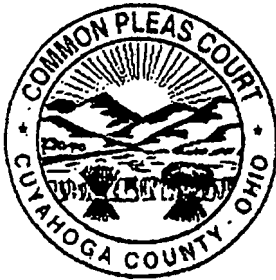
To the Sheriff of Cuyahoga County:
You are hereby commanded to summon:
DAWN PASELA
5676 BROADVIEW ROAD APT. 201
CLEVELAND, OH 44134-0000

JUDGE: DANIEL GAUL
ROOM: JC19D

Please Call Defense Attorney: JOHN B GIBBONS at (216) 363-6086 BEFORE Appearing

TO THE WITNESS

YOU ARE HEREBY ordered to appear, under penalty of law, before the COURT OF COMMON PLEAS, held at the Courts Tower - Justice Center, Lakeside and Ontario Streets, in the City of Cleveland, within and for said County, on the 21st day of March, 2012, at 09:00 o'clock A.M., to testify to all and singular such matters and things which you may know in a certain action in court pending, and then and there to be determined, between the STATE OF OHIO, plaintiff, and ANTHONY L VIOLA (defendant 11873387), on the part of the DEFENSE.



WITNESS, GERALD E. FUERST, Clerk Court of Common Pleas, and the seal of said Court, as Cleveland, Ohio, this 15th day of March, A.D. 2012.

GERALD E. FUERST, Clerk

by _____

FOR SHERIFF'S USE ONLY

RETURN OF SUBPOENA:

On 3/19/12, I STEVEN PRINCE PERSONALLY served the within named for him, them, at their usual place of business or residence, a true and certified copy thereof with all endorsements therein.

SHERIFF FEES			
Service and Returns	\$		
Miles Traveled	\$		CUYAHOGA COUNTY SHERIFF DEPT., Sheriff
Total	\$		
			Deputy-Sheriff <u>PROCESS SERVER</u>

5407 Alber Ave
Parma, OH 44129
440.915.9207
dawn_pasela@hotmail.com

Dawn Pasela

Professional Profile:

Experienced professional manager of administration in a variety of environments. Office manager looking to continue a career in the security industry through investigations. Ambitious Law Enforcement/Information System student with success in coordinating career path with education.

History:

State of Ohio, Attorney General's Office – Mortgage Fraud Task Force
Office Manager 2008-Present

- Direct communications between multiple agency task force members.
- Efficiently communicate with local, state and federal level agencies.
- Design and implement evidence receiving and recording system for documenting chain of custody.
- Convert files to electronic formats and filings for case preparation.
- Prepare cases' documents for trial.
- Design and maintain network of information for task force and deconfliction purposes.
- Evidence processing, including but not limited to receiving evidence, creating chain of custody, converting files for investigators, creating and maintaining case file evidence structure.

Shooz Beachwood, OH
General Manager 2007

- Executed daily operations of financial reporting, employee files, store operations, loss prevention, document retention and reconciliations.
- Trained and managed 45 employees and achieved significant improvements in their productivity, margin and customer relations skills.
- Interpreted company policies to workers' and human resource regulations.
- Instructed computer courses on Microsoft applications and basic computer hardware operation.
- Working knowledge in SAP, ADP, IMS, POS, JDA, Kronos, Macros and Microsoft Excel, Word, Access, PowerPoint and Outlook.
- Conducted and assisted in both internal and external theft cases, check fraud and credit card disputes.

CompUSA Beachwood, OH
Operations/HR Manager 2004 - 2007

- Served as Training Department Coordinator for locations network maintenance, including class set-ups, software requirements, firewall setup, computer configuration, network setup (hardware and software) and computer trouble shooting.
- As Training Department Coordinator, instructed Microsoft Office Application courses to consumers and businesses, instructed employees on computer system use and services.
- Same responsibilities as General Manager of Shooz.

Education:

Cuyahoga Community College
Associate – Law Enforcement
Parma Heights, OH
May 2009

Language:

American Sign Language
English Sign Language

Volunteering:

Youth Challenge 1999-2003
St. Ignatius Soup Kitchen 2002-2004
Parma Animal Shelter 2008
Founder of Student Criminal Justice Club – Tri-C 2008

Exhibit B

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: tonytopaz <tonytopaz@aol.com>
Subject: Re: Final witnesses
Date: Mon, Apr 16, 2012 11:34 pm

OK

she has has a right to have an attorney court appointed for her to represent her. If you confer with john I am sure he will agreee. If I do not raise that issue with the judge and she testifies and admits to being on pain killers or whatever she was on and admits other things and is then indicted all sorts of problems woulexist. Therefore, in the abundance of caution I will suggest that he appoint an attorney for her to deal with her drug abuse issues as well as whatever crimes she may have committed after she was fired.

The purpose of the hearing will be to ascertain if she needs a lawyer. She cant testify without an attorney unless she does not want one. She will be asked incriminating questions and may incriminate herself.

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> 04/16/12 7:49 PM >>>

3 witnesses left: michelle crissey, Steve Greenwald and Dawn Pasela, Gibbons was going to get with all of them, we're trying to have them there first thing ... if they don't show, we'll move to my testimony. If Dawn does not show, I'll ask for a hearing after trial to figure out what, if anything, she knows about computers or discovery.

Thanks,
Tony

-----Original Message-----

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: tonytopaz <tonytopaz@aol.com>
Cc: Donald Cleland <dcleland@cuyahogacounty.us>; Nick Giegerich <lgiegerich@cuyahogacounty.us>
Sent: Sat, Apr 14, 2012 7:59 pm
Subject: Re: MONDAY

thank you

I have to ask the judge to appoint an attorney to represent dawn pasela because she has 5th amendment rights and issues like greenwald and fairfield, just an FYI -I think I mentioned that on the record at least twice She was fired for refusing a drug test in late May 2011 when she was clearly stoned -staggering down the hallway of our office, eyes rolling back into her head, slurred groggy speech--so there is an issue with respect to which drugs she may have abused that day, in addition to the issues surrounding her breaching a statutory mandated confidentiality agreement she signed with the OAG which she apparently broke.

she is apparently subject to prosecution for both of the above issues.

dan kasaris

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor

Exhibit C



THE COURT OF COMMON PLEAS

COUNTY OF CUYAHOGA

JUSTICE CENTER

1200 ONTARIO STREET

CLEVELAND, OHIO 44113

DANIEL GAUL

Judge

(216) 443-8706

February 17, 2017

Anthony L. Viola - ID #32238-160
McKean Federal Correctional Institution
P.O. Box 8000
Bradford, PA 16701

Dear Tony:

I hope you are as well as a person can be in federal prison.

Just thought I would write to express my feelings of regret on your continued incarceration. I had hoped that your exoneration in my courtroom would have assisted you in overturning your federal conviction.

In any case, I am writing to inform you that there is a newly elected Cuyahoga County Prosecutor. His name is Mike O'Malley. His office may be willing to take a fresh look at Daniel Kasaris' misconduct in your case. If Kasaris participated in your federal case, O'Malley's office may be able to intervene, or at least support a post-release remedy before Judge Nugent.

Anyway, this is just a thought. Please let me know if I may assist you in any way.

I regard you as an extremely decent man and I do hope you will have your conviction overturned.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Gaul".

Daniel Gaul
Judge

DG/mtl

Exhibit D

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,)	CASE NO. 1:10 CR 75
)	
Plaintiff,)	JUDGE DONALD C. NUGENT
)	
v.)	
)	
KATHRYN CLOVER,)	GOVERNMENT'S RESPONSE IN
)	OPPOSITION TO CLOVER'S
)	MOTION FOR EARLY
Defendant.)	TERMINATION OF PROBATION

Now comes the United States of America, by and through its counsel, Steven M. Dettelbach, United States Attorney, and Mark S. Bennett, Assistant United States Attorneys, and hereby respectfully moves this Honorable Court to issue an order denying Defendant Kathryn Clover's Motion for Early Termination of Probation for the following reasons:

- (1) This Court sentenced Clover on September 28, 2011 4 years probation with 10 months of house arrest. Clover has only served 1 year and 4 months - not even half of her sentence;

-2-

- (2) The issue of restitution still needs to be determined. However, the parties agreed in the written plea agreement that the loss caused to the lenders by Clover's fraudulent conduct exceeded \$1 million. Accordingly, Clover will have a substantial restitution amount to pay, and her probation should be continued to allow the Court to oversee her restitution;
- (3) As this Court knows, Clover provided false testimony during the trial of this matter. Because of her false testimony, the government did not move for the full amount of 5K1.1 contemplated by the plea agreement and, as such, Clover's sentencing guideline range 15 to 21 months in Zone D, based on an offense level of 14 with a criminal history category of I. Accordingly, Clover should have been sentenced to a term of imprisonment. However, the Court granted defense's request for a further reduction of levels pursuant to 5K1.1 and placed Clover in a range and zone allowing for a sentence of probation. Clover has already been given an extremely favorable sentence and this Court should not give her the additional benefit of the early termination of her probation;
- (4) As part of her plea agreement, Clover was not prosecuted for her role in other mortgage fraud schemes, nor did the government request that this Court take into consideration at the time of sentencing her involvement in other mortgage fraud schemes as "other relevant" conduct, which would have greatly increased her guideline sentencing range. Clover has already

A rectangular area at the bottom of the page has been redacted, obscuring the signature and name of the court official.

-3-

been given an extremely favorable sentence and this Court should not give her the additional benefit of the early termination of her probation;

- (5) The federal government did not prosecute Clover for bankruptcy fraud, nor did the Cuyahoga County Prosecutor's office prosecute Clover for filing a false police report based on her false statements regarding the loss of her diamond ring. Clover has already been given an extremely favorable sentence and this Court should not give her the additional benefit of the early termination of her probation; and,
- (6) The Cuyahoga County Prosecutor's office did not prosecute Clover for her involvement in the companion state prosecution of this mortgage fraud scheme, or for her involvement in various other mortgage fraud schemes. Clover has already been given an extremely favorable sentence and this Court should not give her the additional benefit of the early termination of her probation.

-4-

For the foregoing reasons, the United States respectfully moves this Honorable Court to issue an order denying Defendant Kathryn Clover's Motion for Early Termination of Probation.

Respectfully submitted,

STEVEN M. DETTELBACH
United States Attorney

By: s/Mark S. Bennett
Mark S. Bennett (0069823)
Assistant U.S. Attorney
801 West Superior Avenue
Cleveland, Ohio 44113
(216) 622-3878; (216) 522-8355 (fax)
mark.bennett2@usdoj.gov

Exhibit E



Bill Mason
CUYAHOGA COUNTY PROSECUTOR

Jaye M. Schlachet, Esq.
The Law Office of Jaye M. Schlachet
55 Public Square, Suite 1600
Cleveland, Ohio 44113

September 16, 2011

Re: U.S. Government v. Kathryn Clover

Dear Attorney Schlachet:

I have been informed that Kathryn Clover's sentencing date in the United States District Court for the Northern District of Ohio has been scheduled by the Honorable Judge Don Nugent for September 28, 2011. I am writing you concerning the sentencing date.

As you know you're at the present time is heavily involved in assisting the State of Ohio in several "Mortgage Fraud" investigations and pending cases. She is scheduled to testify on or about October 17, 2011 in the State of Ohio v. Turner Nash in the Courtroom of Daniel Gaul. In addition at the present time she is assisting the State Government in the investigation of top Argent executives who may have been responsible for committing fraud in the selling of mortgage backed securities to investors, and others who may have participated in the tampering with internal Argent loan documents. Her work as already lead to the indictment of several former Argent employees for tampering with these internal loan documents, thereby allowing at least 100 loans to be approved when the approval was contrary to Argent's stated guidelines. She has already testified before a State Grand Jury in that matter and more Grand jury testimony is expected. Moreover, she is also working with State Government Prosecutors in investigating two mortgage brokers and a title company of dubious repute who it appears was closing deals with two huds (and I am not referring to Family Title).

Given the above and on behalf of the State of Ohio and at your request the State Government is requesting that her sentencing be continued until at least the middle of November so that the above matters may be concluded.

OFFICE OF THE PROSECUTING ATTORNEY

The Justice Center • Courts Tower • 1200 Ontario Street • Cleveland, Ohio 44113
(216) 443-7800 • Fax: (216) 443-7601 • Email: prosecutor@cuyahogacounty.us
www.prosecutormason.com

Sincerely

A handwritten signature in black ink, appearing to read 'D. Kasaris', written over a large, faint oval shape.

Daniel J. Kasaris
Assistant County Prosecutor
Supervisor Mortgage Fraud Unit
Cuyahoga County, Ohio
1200 Ontario ST, 9th Floor
216-443-7863
216-698-2270 (fax)

Sent: Thursday, February 23, 2012 10:12 AM

Subject: assistance in investigating crimes

per your request since march of 2010 you have assisted investigators and or investigated the following persons which have lead to indictmetns and or convictions of crimes:

1. denise obrock--argent
2. mike scola--argent
3. angela pasternak--argent
4. Linda Warner--appraiser
5. Gerald Spuzzillo--appraiser
6. Leighann McCarthy--realtor
7. Dale Adams--Mortgage Broker
8. Nick Myles--Broker

this list does not include other person who you provided information on

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

Resumes

Kathryn Clover - Lakewood, OH

Work

Company: Neighborhood progress Inc May 2012 to 2000
Legal intern

Company: Housing advocates inc - Cleveland, OH May 2011 to Oct 2012
Senior law clerk

Company: Cuyahoga county prosecutor's office - Cleveland, OH Mar 2010 to May 2012
Such investigation lead to the indictments and convictions

Company: Chateau management investments - Cleveland, OH Feb 2005 to Aug 2008
Owner and partner

Education

School: Marshall College Of Law, Cleveland State University - Cleveland, OH Jul 2013
J.d.

Hide details

PHONES & ADDRESSES

Name	Address	Phone
Kathryn K Clover	206 Springwood Dr, Oxford, OH 45056	(513) 523-4470
Kathryn Clover	13935 Lake Ave, Lakewood, OH 44107	(216) 221-5955
Kathryn E Clover	2750 Fair, Lancaster, OH 43130	(740) 653-9079
Kathryn E Clover	2750 Fair Ave, Lancaster, OH 43130	(740) 653-9079
Kathryn K Clover	3233 Dellwood Rd, Cleveland, OH 44118	(216) 320-0301
Kathryn E Clover	435 Eastwood Ave, Lancaster, OH 43130	(740) 653-9079
Kathryn Clover	517 Herbert Pl Nw, Canton, OH 44703	
Kathryn Clover	1093 Norka St, Akron, OH 44307	
Kathryn Clover	717 Sylvan Ct Ne, Canton, OH 44704	
Kathryn Clover	1512 2Nd St Se, Canton, OH 44707	
Kathryn K Clover	4236 Riggs Rd, Oxford, OH 45056	
Kathryn Clover	202 Young Ave Se, Canton, OH 44707	
Kathryn Clover	206 Springwood Dr, Oxford, OH 45056	(513) 284-****

ORGANIZATIONS

Name / Title	Company / Classification	Phones & Addresses
Kathryn Clover	REINE MODEL MANAGEMENT LLC	
Kathryn Clover	CHATEAU MANAGEMENT LLC	
Kathryn K Clover	MKM TALENT GROUP, LTD	
Kathryn Clover	CHATEAU MANAGEMENT INVESTMENTS LLC	

SOCIAL NETWORKS

GooglePlus

Kathryn K Clover age ~38

Lived in: Oxford, OH, Westlake, OH, Cleveland, OH, Lakewood, OH, Olmsted Falls, OH, North Olmsted, OH, Westerville, OH, Columbus, OH, Cincinnati, OH, Hamilton, OH



Exhibit F

Affidavit of Kelly Patrick

State of Ohio
County of Cuyahoga

I, Kelly Patrick, hereby depose and state under oath the following:

- (1) I was married to Attorney John Patrick from May 2001 to July 2011. John is a corporate partner at Reminger, a Cleveland-based law firm. We had two children together.
- (2) John Patrick is biological brothers with Senior Ohio Attorney General Dan Kasaris. I met Dan and his wife Susan Kasaris in 1999. Throughout my marriage, I was close with Dan and Susan. I hosted many family parties at our home. Dan and Susan's children were very close with me and eventually my children, their eldest daughter frequently spending the night at our home.
- (3) Despite divorcing in 2011, I remained close and was in regular communications with Dan. In 2012, Dan sent me an email referencing a picture of him and bragged how he was young when he started drinking alcohol. In that email, Dan also copied Kat Clover. Dan and I would talk frequently because I created and built a family tree for my children, researching not only my family but also John and Dan's family history. And despite being divorced, I still visited John's house when Dan was visiting, often taking pictures of everyone together.
- (4) In 2016, Susan Kasaris discovered that her husband Dan was having an affair and Dan moved out of the family home on Beckingham, sometimes staying at John's home. During this time, Susan reached out to me for support. For over a year, from October 7, 2016 through October 17, 2017, we exchanged messages about Dan seeking counseling for his excessive drinking and his sexual relationships outside of the marriage. In one message, Susan discusses Dan's "affair" and in another, she states "He must not want her because he isn't divorcing me." In addition to this affidavit, I am providing print outs of all of the messages between Susan and me.
- (5) Susan's messages confirm that Dan had left twice during this time after his affair was publicized. Susan and I exchanged messages sharing details of our alcoholic and abusive marriages to John and Dan. She repeatedly told me Dan called her and her daughter "fat." Susan described Dan's "mid-life crisis" with his excessive drinking and out of control behavior.
- (6) During a visit to John's house, John complained to me about Dan's behavior. John claimed that his brother was drinking a lot, taking pills, and obsessed with finding girls to have sex with. Dan complained that he could not get an erection when he was with his wife and sought out sexual relationships with other females to determine whether or not he could sustain an erection.
- (7) During a visit to John's home, I found several bottles of prescription medications prescribed to Dan Kasaris for anxiety and pain.

- (8) My communications with Susan abruptly ended in October, 2017 after Dan Kasaris and John Patrick discovered them. Susan wrote that “why are you sending John an e mail Dan is in alcoholic counseling! ... I can’t talk ... I asked you not to talk about our convo” and then she blocked me from Facebook Messenger.
- (9) In addition to written messages between Susan and me, I also have in my possession e mails from Dan Kasaris describing his “hand jobs we got from co-workers,” among other admissions.
- (10) I am coming forward now and providing this information in hopes that it will be helpful to others. I am very concerned that Dan Kasaris committed misconduct during his prosecution of criminal cases and I felt compelled to make the information in my possession available to the public.

Further affiant sayeth naught.

Kelly Patrick

Kelly Patrick

6/27/20

DATE

NOTARY:

[Handwritten Signature]

3/29/24

Exhibit G

Dan is messed up . He is seeking help and I am happy about that

Nov 28, 2016, 9:53 AM

Kelly Patrick

I didn't. I worked all weekend. John invited me over but I said no. It was hard. And I'm in a bad mood today, mad at him.

Nov 28, 2016, 9:50 AM

Susan Kasaris

Hello. It was nice. How was urs. Did u have the kids

Nov 28, 2016, 9:42 AM

Kelly Patrick

How was your thanksgiving? Dan come around? Anything getting better?

Nov 28, 2016, 9:06 AM

Kelly Patrick

I do now. Took me years to figure that out.

Oct 27, 2016, 1:00 PM

Susan Kasaris

Kelly, I hope you know that isn't true.

Oct 27, 2016, 12:57 PM

Kelly Patrick

He would tell me I'm needy and insecure if I wanted him to say I love you and that I looked good.

Oct 27, 2016, 12:56 PM

Susan Kasaris

You dont deserve that

Oct 27, 2016, 12:56 PM

Kelly Patrick

I fell into that trap again this past time I tried with John. He wouldn't tell me I looked good or that he loved me. But he'd want sex.

Oct 27, 2016, 12:54 PM

Susan Kasaris

I take care of myself and eat right. That is all I care about

Oct 27, 2016, 12:49 PM

Susan Kasaris

Dan wouldn't tell me I'm fat.....but he would infer it

Oct 27, 2016, 12:47 PM

Susan Kasaris

OMG! that is insane. I hope you realize it isn't true. Ridiculous

Oct 27, 2016, 12:46 PM

Kelly Patrick

Oh for sure. John's obsessed with porn. John would tell me all the time how bad I looked and would have to stop eating or start working out more. I have had years of self esteem issues because of all that.

Oct 27, 2016, 12:45 PM

Susan Kasaris

They are jaded by the Internet fake women

Oct 27, 2016, 12:44 PM

Susan Kasaris

I was a size 8 when I met him. Strange.

Oct 27, 2016, 12:44 PM

Susan Kasaris

I am a size 10..... or size 12 my whole life. How funny

Oct 27, 2016, 12:43 PM

Susan Kasaris

Yeah. Dan thinks I'm fat. I'm like take a look at all these 50 yr oldswhatever. lol

Oct 27, 2016, 12:42 PM

Kelly Patrick

That made me laugh. They don't talk about this kind of shit. They bash women and fat people whenever I've been around them.

Oct 27, 2016, 12:41 PM

Susan Kasaris

Really??? I thought Dan told John. My bad for thinking they actually talked about it...

Oct 27, 2016, 12:40 PM

Kelly Patrick

I had no idea. No idea.

It hurts..I know!

Nov 28, 2016, 10:01 AM

Susan Kasaris

I understand. It is sad.

Nov 28, 2016, 10:00 AM

Kelly Patrick

I'm mad because it's his issues that are blocking us from being a family. He's an asshole and all he cares about is his alcohol.

Nov 28, 2016, 9:59 AM

Kelly Patrick

I won't. That's good that Dan is getting help.

Nov 28, 2016, 9:59 AM

Susan Kasaris

Please dont repeat

Nov 28, 2016, 9:58 AM

Susan Kasaris

Why r u mad at him

Nov 28, 2016, 9:57 AM

Susan Kasaris

Yes.he has been in counseling for awhile

Nov 28, 2016, 9:57 AM

Kelly Patrick

Dan is getting help??

Nov 28, 2016, 9:54 AM

Susan Kasaris

They play with our emotions!

Nov 28, 2016, 9:54 AM

Susan Kasaris

That is good...you were strong!

Nov 28, 2016, 9:53 AM

Susan Kasaris

(R)

Nov 28, 2016, 11:09 AM

Kelly Patrick

Of course he is. That's all he ever wanted was sex, no relationship or connection with anyone. And there will be women who jump all over him. He has no shortage of women to fuck.

Nov 28, 2016, 11:08 AM

Susan Kasaris

Idk. He is probably ly suppressing his feelings

Nov 28, 2016, 11:07 AM

Kelly Patrick

Fucking loser. He's 51 and that's what he aspires to be.

Nov 28, 2016, 11:07 AM

Susan Kasaris

That he just wants sex.....no drama

Nov 28, 2016, 11:06 AM

Kelly Patrick

What?

Nov 28, 2016, 11:03 AM

Susan Kasaris

That is what John told Dan

Nov 28, 2016, 11:03 AM

Kelly Patrick

That's what they want. Someone to fuck and not tell them what to do.

Nov 28, 2016, 11:00 AM

Susan Kasaris

Again...the media image of women

Nov 28, 2016, 10:59 AM

Kelly Patrick

They both did. They'll never find women to tolerate them.

Nov 28, 2016, 10:39 AM

Susan Kasaris

That is crazy. He constantly told me I was a good Mom. Typical stuff that guys say when they have ever an affair. He messed himself up

Nov 28, 2016, 11:13 AM

Susan Kasaris

He has self confidence issues

Nov 28, 2016, 11:13 AM

Kelly Patrick

Yep, calls Demi and Melanie fat all the time.

Nov 28, 2016, 11:13 AM

Susan Kasaris

He is fat..lol

Nov 28, 2016, 11:13 AM

Susan Kasaris

His daughters are fat? Wth

Nov 28, 2016, 11:13 AM

Kelly Patrick

He sat in John's backyard eating shit food complaining about how fat you and his daughters are and how he is working out and taking care of himself.

Nov 28, 2016, 11:12 AM

Susan Kasaris

Last summer we were together

Nov 28, 2016, 11:11 AM

Susan Kasaris

Dan has other issues

Nov 28, 2016, 11:09 AM

Kelly Patrick

No, last summer.

Nov 28, 2016, 11:09 AM

Susan Kasaris

When was that...in 2012

Nov 28, 2016, 11:09 AM

Kelly Patrick

That's what Dan told me he wanted too.

My kids are pissed at him for it

Nov 28, 2016, 11:21 AM

Susan Kasaris

Dan makes fun of fat people constantly. It is just wrong

Nov 28, 2016, 11:19 AM

Susan Kasaris

He is skewed by the media image of women

Nov 28, 2016, 11:19 AM

Susan Kasaris

I do know Dan loves me. He shows ot daily. That said why it is difficult

Nov 28, 2016, 11:18 AM

Susan Kasaris

Idk why this happens. It sucks

Nov 28, 2016, 11:18 AM

Kelly Patrick

I'm better off without John. I don't really know why this is my life, dealing with him.

Nov 28, 2016, 11:15 AM

Susan Kasaris

Just more bad raising issues

Nov 28, 2016, 11:15 AM

Susan Kasaris

Oh brother

Nov 28, 2016, 11:14 AM

Kelly Patrick

And of course they blamed you for buying bad food and making them fat.

Nov 28, 2016, 11:14 AM

Susan Kasaris

He called demi family to her face on Easter and they got in a big fight

Nov 28, 2016, 11:14 AM

Kelly Patrick

He is fat!!!

Kelly Patrick

Omg susan. How fucking horrible. That will stay with her for a long time.

Nov 28, 2016, 11:29 AM

Susan Kasaris

Cried a lot

Nov 28, 2016, 11:28 AM

Kelly Patrick

How did demi react?

Nov 28, 2016, 11:27 AM

Susan Kasaris

Kelly...i am not fat. I know that

Nov 28, 2016, 11:27 AM

Susan Kasaris

Again..improper raising

Nov 28, 2016, 11:26 AM

Susan Kasaris

I know. That is just wrong!

Nov 28, 2016, 11:25 AM

Kelly Patrick

What kind of parent does that?

Nov 28, 2016, 11:24 AM

Susan Kasaris

Correction

Nov 28, 2016, 11:24 AM

Susan Kasaris

*he called demi fat to her face

Nov 28, 2016, 11:23 AM

Kelly Patrick

John says the same stuff about fat people too. Watching too much porn and playboy.

Nov 28, 2016, 11:22 AM

Susan Kasaris

Nov 28, 2016, 12:01 PM

Susan Kasaris

Idk....i just don't get it

Nov 28, 2016, 12:00 PM

Susan Kasaris

Han is obsessed with it

Nov 28, 2016, 12:00 PM

Kelly Patrick

Why are they so preoccupied with weight?

Nov 28, 2016, 12:00 PM

Susan Kasaris

I dont care about being a skinny minny.....there are way more important things in life

Nov 28, 2016, 12:00 PM

Susan Kasaris

Seriously kelly....i am like 15 lbs overweight but I am healthy

Nov 28, 2016, 11:59 AM

Susan Kasaris

Demi didn't talk to Dan for 2 months after that

Nov 28, 2016, 11:59 AM

Kelly Patrick

I saw her fb post.

Nov 28, 2016, 11:59 AM

Susan Kasaris

Melanie is safe at Oosu...fyi

Nov 28, 2016, 11:58 AM

Kelly Patrick

What shitty men they are.

Nov 28, 2016, 11:41 AM

Susan Kasaris

That was the day he left

Nov 28, 2016, 11:33 AM

Nov 28, 2016, 12:06 PM

Susan Kasaris

Becuz he wants our family life and he is embarrassed by his actions

Nov 28, 2016, 12:05 PM

Kelly Patrick

He's living a double life. He's one man to John and another one to you. He doesn't want John to know this side of him.

Nov 28, 2016, 12:04 PM

Kelly Patrick

John and I once had a good thing too. But it's been more bad years than good.

Nov 28, 2016, 12:04 PM

Susan Kasaris

He didn't want that girl...if he did...why didn't he divorce me?

Nov 28, 2016, 12:04 PM

Susan Kasaris

Idk what I want anymore

Nov 28, 2016, 12:03 PM

Susan Kasaris

The affair was him lashing out over his internal issues

Nov 28, 2016, 12:03 PM

Susan Kasaris

U dont see what we really have b4 the affair

Nov 28, 2016, 12:02 PM

Kelly Patrick

After all this, why do you want him?

Nov 28, 2016, 12:02 PM

Susan Kasaris

It is how u feel

Nov 28, 2016, 12:01 PM

Susan Kasaris

I dont care if Dan gains 50 lbs

..I told him that ...looks don't matter to me

Exhibit H

Fwd:

June 21, 2020 at 3:13 PM

From Kelly Patrick

To Tony Viola

----- Forwarded message -----

From: **Danny Kasaris** <danieljkasaris@yahoo.com>

Date: Mon, Sep 3, 2012 at 8:31 PM

Subject: Re:

To: John Rydarowicz <johnr72hd@yahoo.com>

Cc: Guy Garramone <guy.j.garramone@uscg.mil>, Vincent G. Farris Esq. <vfarris@vfarrislaw.com>, cdstancliff@comcast.net <cdstancliff@comcast.net>, DEBBIE <debmatash@aol.com>, Ed Roman <edrom157@hotmail.com>, kasarisforward6@juno.com <kasarisforward6@juno.com>, Kelly Patrick <kellym821@gmail.com>, me1farrell@sbcglobal.net <me1farrell@sbcglobal.net>, Paul Logan <paul.logan@mayflowerwollam.com>, Pj Forgach <pjforgach@gmail.com>

<http://thepostnewspapers.com/royalton/>

check out dem and mel

Daniel J. Kasaris
Assistant Cuyahoga County Prosecutor
Representing the Residents of Ward 6
North Royalton City Council
North Royalton, Ohio
440-305-4226

From: John Rydarowicz <johnr72hd@yahoo.com>
To: dan kasaris <danieljkasaris@yahoo.com>
Sent: Monday, September 3, 2012 4:56 PM
Subject: Re:

Dan:
Was that at mom's house on Viola?
LoveDad

From: dan kasaris <danieljkasaris@yahoo.com>
To: Kat Clover <kclover24601@yahoo.com>; John Rydarowicz <johnr72hd@yahoo.com>
Sent: Monday, September 3, 2012 2:30 PM
Subject:

As u can see I started early..grabbed my dzia beer bottle and away I went..nothing like a Stroh s. Hahahah

Fwd:

June 22, 2020 at 11:54 AM

From Kelly Patrick

To Tony Viola

----- Forwarded message -----

From: **dan kasaris** <danieljkasaris@yahoo.com>

Date: Mon, Sep 3, 2012 at 11:00 PM

Subject: RE:

To: Kelly Patrick <kellym821@gmail.com>

Yes they r..i have some with Tom that r awesome..ok..one night he was working til 5 and I needed the car cause I was closing..no Tom..so I took my mothers car and went to work..i get there and I see the car rocking back and forth..all steamed up in McDonald's parking lot..i jumped on the bumper and up popped 2 heads..tom and a female coworker he was banging in the car...then there were the hand jobs we got from co workers in the cooler.hahahaha...alot of memories.hahahaha..john worked at the Boardman McDonald's ..he wanted 2 work there or maybe they figured 3 of us were 2 much...

From: Kelly Patrick

Sent: 9/3/2012 10:42 PM

To: dan kasaris

Subject: RE:

That is pretty cool. They're creating memories they'll remember for the rest of their lives.

On Sep 3, 2012 10:39 PM, "dan kasaris" <danieljkasaris@yahoo.com> wrote:

I like Dem and mel working 2 gether send me back 2 1982 to 1985 when Tommy and I worked 2 gether..

From: Kelly Patrick

Sent: 9/3/2012 10:10 PM

To: dan kasaris

Subject: RE:

And John's texting me what you're telling him!

On Sep 3, 2012 10:07 PM, "dan kasaris" <danieljkasaris@yahoo.com> wrote:

Yep..hey emailing u and texting John hahaha

From: Kelly Patrick

Sent: 9/3/2012 9:51 PM

To: dan kasaris

Subject: Re:

It's sad. It's not easy to see or hear about people suffering. So many people don't realize the consequences of what you do to your body will always catch up to you in some way.

On Mon, Sep 3, 2012 at 9:48 PM, dan kasaris <danieljkasaris@yahoo.com> wrote:

no haven't talked 2 her 2 day..she was waiting for result of cat scan 2 see if it spread as of 2 weeks ago it hadnt spread..wont operate for another week in the mean time it grows..need 2 get him stronger I guess..

From: Kelly Patrick

Sent: 9/3/2012 9:38 PM

Exhibit I

BB

I Bryan Butler, DOB January 3, 1980, was advised of the nature of the investigation by Investigator Robert Friedrich, and make the following statement:

I met Kathryn Clover (known to me as Katie) in grade school. We went to high school through our sophomore year at Talawanda High School in Oxford, Ohio. I never dated Katie in school, but we exchanged greetings and made small-talk in the school hallways. The second semester of my sophomore year I moved to Hamilton City County. I believe this was in 1998. After graduation I worked with my stepdad cleaning carpets for about 20 years.

BB

Katie and I got back together again through Facebook in 2015. We had a mutual friend named Chris Evans. Katie and Chris both commented on a post I made and subsequently Katie messaged me. I responded and asked Kathy where she was living. She replied that she was back in Oxford, but she travels between Miami and New York. She said the reason she was living at home was because her mother had Alzheimer's.

I believe my first date with Katie was in November 2015 before Thanksgiving. I picked Katie up at her home in Oxford, Ohio where she was living with her parents. Her parents were at home when I arrived, and I met them. Two weeks later in November 2015 I received a call from Katie to meet her in Houston Woods State Park. I characterized myself as a "observant guy" and noticed that Katie would constantly pick up her phone and then put it down. I asked her why she was so secretive with her phone. Katie responded, "I didn't want to tell you, but I have a stalker who was a boyfriend" or words to that effect. I told her that if she had a problem that I could take care of it for her. Katie responded that I could not get involved because her ex-boyfriend was named Dan Kasaris and very dangerous. She further elaborated that Dan was a county prosecutor in Cuyahoga County. She said that Dan would not leave her alone and was infatuated with her.

A couple of weeks later in December 2015 I met Katie again in Houston Woods. She confided in me about her past. She said she had worked for a modeling agency, stole the clientele, and opened up her own agency. A short time later she turned it into a brothel. Katie never told me where the modeling agency was located. She said the brothel was raided which was how she got in trouble.

BB

She then talked about her former husband, **Matt Fairfield**. She told me **Matt** was serving a life sentence and further he was abusive. He would have friends over and watch them rape her. **Katie** went to a prosecutor in regards to domestic violence and met **Dan Kasaris**. She said the first time they met it was very professional but by the third time they were sleeping together. **Katie** said that sex with him was great for his age. She said she felt comfortable with him, and it was a way to have him on a string. She said they broke up after the trial, and he was stalking her. **Katie** said she was sexually involved with **Dan Kasaris** from the time she met him until at least the time she began going out with me.

The next time **Dan's** name came up was a few days later. I was at **Katie's** house. She was taking a shower. I was in her bedroom when her phone went off right next to me. I picked up the phone and saw the name **Dan Kasaris**. I recall this was in December 2015. It was then I found out that **Katie** was lying about her ending her relationship with **Dan** and about him being a stalker. There were many messages between the two of them. One of which I recall said, "can we meet?" I also saw a message from **Dan** asking, "does he know?" I think this meant me. Another message said, "how long can we keep this from him" or words to that effect. **Dan** also said they needed to meet, he loved her, missed her and cannot wait to be with her again. The messages on her phone went back and forth.

I saw a personal journal which belonged to **Katie** in her bedroom. I started to read her journal. It did say she had been sleeping with **Dan**. She mentioned how awesome their sex life was and how she hated being away from him. When **Katie** came back into the room, I confronted her. She tried to minimize her relationship with **Dan** telling me that she was trying to get out of the relationship and she had made a big mistake.


I also saw the name **Tony Viola** in her journal and asked her about him. **Katie** admitted they were in real estate in Cleveland. She further admitted that she stole **Tony's** laptop and burned it in a field. She also said that she had stolen paper documents from **Tony** and after shredding them she bagged them up and threw them away in different neighborhoods.

In January I started to back out of my relationship with **Katie**. This was right after I had an accident on January 3, 2016, which is my birthday. We had gone to **Dave & Buster's** in Springdale, Ohio, and we both had several drinks. When I returned to Oxford, I was stopped by an Oxford Police Officer and cited for DUI. This was the last time I saw **Katie**, although I spoke to her on my cell phone infrequently.

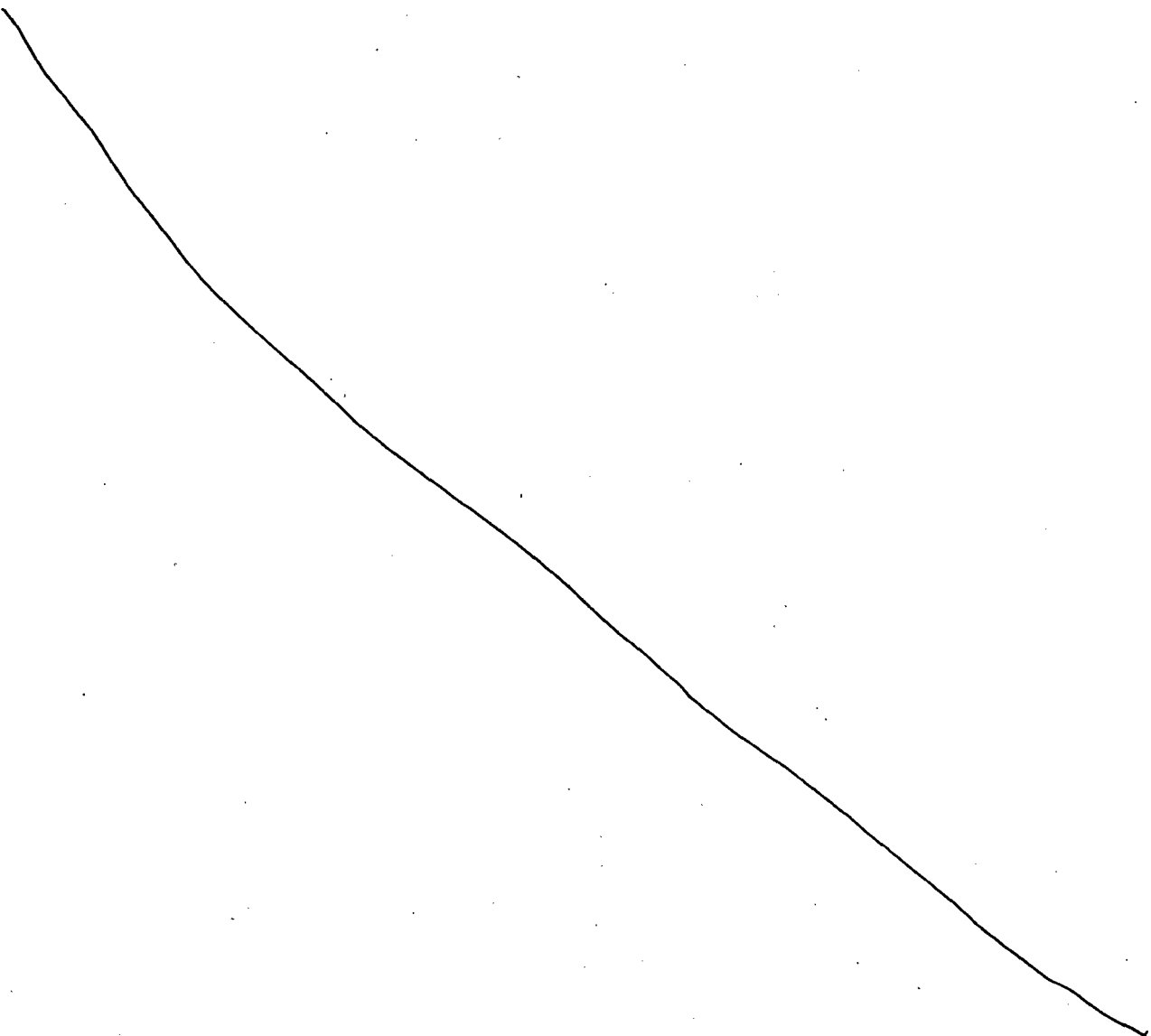
BB

In the middle of March 2016 I received a Restraining Order. I was to have no contact with Katie. I was arrested on April 22, 2016 for Aggravated Vehicular Assault. This was regarding the accident I had on January 3, 2016. The so-called accident was no more than a minor scrape on her car, there was no impact. The incident happened in Springdale, Ohio. The only reason I was pulled over when we arrived in Oxford was because Katie had called her brother and told him I had kidnapped her and her car. I could not make bond and was held in jail for approximately seven months. I went on trial and was acquitted in a day and a half.

I have read this page and two others. To the best of my recollection my statement is the truth.

Signed: 
Date: 7-28-2020

Witness: Robert S. Friedrich
Date: 7/28/20



BB

Exhibit J

SWORN AFFIDAVIT

I, Matthew Fairfield, swear under the penalty of perjury that the following statement is true and correct:

- 1) I was married to Kathryn Clover from 2006-2010. We lived together during this time in Cleveland, Ohio.
- 2) From 2005-2008, Kathryn purchased rental properties with Paul Lesniak using Realty Corporation of America, a real estate brokerage owned by Tony Viola. She later rented office space from Viola where she was affiliated with Transcontinental Lending and Pacific Guarantee Mortgage. However, she presented herself as Tony Viola's Partner.
- 3) I visited her office several times and on one occasion I overheard a phone conversation she was having with a mortgage rep about "altering" loan documents. When I ask her about this, she said "Don't say anything. Tony can never know I am doing this. He'd never let this deal close if he knew what I was doing."
- 4) In 2009, Kathryn was indicted for mortgage fraud. Shortly after the indictment, I entered our home and found Kathryn shredding documents she had brought home from her office and compiling computer hard drives (3 total) to destroy. When I asked her what she was doing, she said she was getting rid of things because she was cooperating with the prosecutor as their "key witness" to get herself out of trouble and set up Viola to take the fall in her case.
- 5) Over the next few months, I became very concerned about the amount of time Kathryn was spending at the prosecutor's office and that she was meeting prosecutor Dan Kasaris outside of the office at all hours of the day and night. I saw that her email account showed numerous email communications between the two of them. I read the text messages between Kathryn and Dan, which included sexual photos of both of them.
- 6) During this time she was not employed but regularly had huge amounts of cash - thousands of dollars in hundred dollar bills - on her person.

- 7) December 2009, Kathryn had forgotten that she had asked me to pick her up from school and I saw her exit the building and get into an unknown vehicle. I followed this car to a bar in Lakewood where she jumped out of the car and kissed Kasaris who was waiting for her to arrive.
- 8) In February 2010, I confronted Kathryn about the texts, emails, and the rendezvous with Dan Kasaris at the Lakewood bar. I demanded to know what was going on. It was then she admitted she had been having a sexual affair with Kasaris.
- 9) Later in 2010 Kathryn told me that she was in love with Dan Kasaris and wanted to end our marriage. We were subsequently divorced by 2011.

Around May, 2020, I became aware that Tony Viola had been released from prison. I heard his broadcast on a national radio show shortly afterwards. I reviewed his website to learn that he has a federal case pending that directly pertains to missing evidence in his original criminal case, the same evidence that I witnessed being destroyed by Kathryn Clover.

Under the penalty of perjury, I swear the foregoing is true and correct and comports with any and all previous statements I have made regarding this matter.

OFFICIAL STAMP
RAYNA MARIE HERNANDEZ
NOTARY PUBLIC - OREGON



Date 7/27/20

Matthew Fairfield

Matthew Fairfield

Notary Public *Rayna Hernandez*
07-27-2020

STATE OF OREGON
COUNTY OF KLAMATH

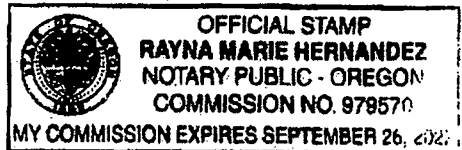
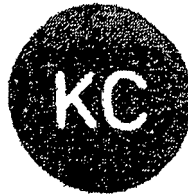


Exhibit K



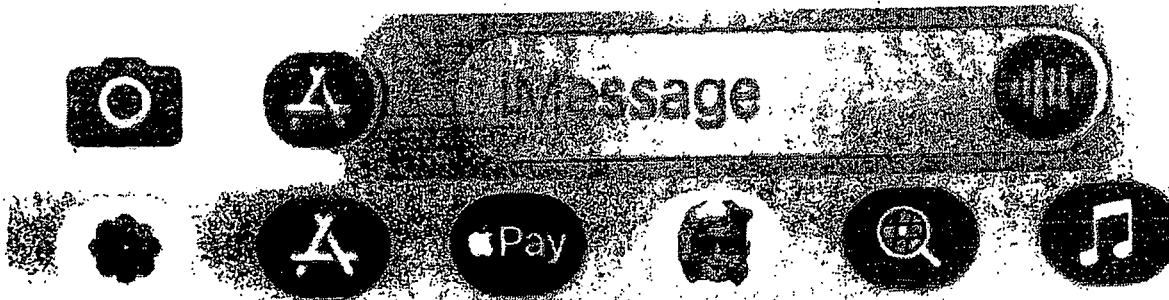
Kelly >

Sounds good Tony
I read a really good
article with numerous
case studies...
I thought it might
interest you. I emailed it.

I found something I want
to discuss.

I saw that and just
finished reading it, it
was really good and I
can use some of those
cases it listed out so
thanks for that!!

Fri, Aug 14, 5:21 PM





Kelly >

iMessage
Thu, Aug 13, 10:24 PM

Can you talk?

Fri, Aug 14, 8:16 AM

Hey there, sorry I missed your text! I leave for work around 915 this am... text me s time to call during the day, my boss is cool and I can step away or I'm home after 6 all night! Looking forward to chatting with you soon



iMessage





Kelly >

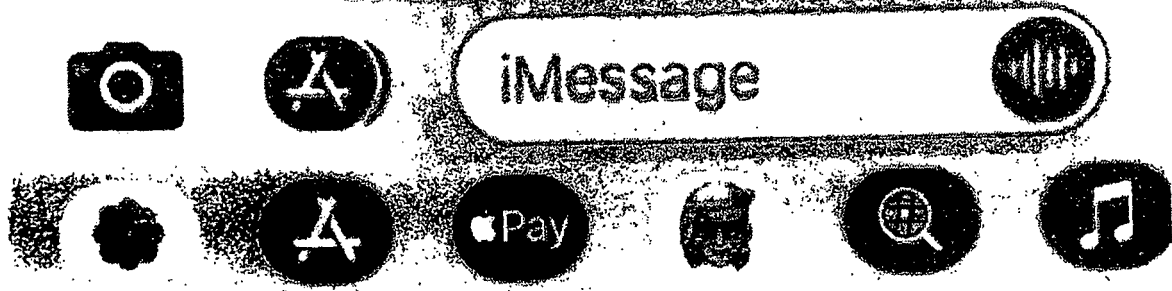
U two look good
She is pretty

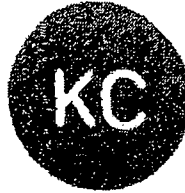
She's hilarious... very
fun and bubbly

Mon, Aug 17, 6:58 PM

Hey Tony... I got caught
up with a friend today.
I will reach out
tomorrow.
I apologize.

Perfect... friends may
stop by around 130
tomorrow but the AM is
wide open!! Take care &
I'm looking forward to





Kelly >

stop by around 130 tomorrow but the AM is wide open!! Take care & I'm looking forward to chatting with you again soon

Sun, Aug 30, 11:39 AM

I'll call ya in a few!!

Ok

Sun, Aug 30, 4:02 PM

Hey there... I'm home alone for the rest of the evening... call anytime!!



Kelly >

That lady on your FB is hot 🍑

U 2 look cute

Party Jen? She's a sweetheart!! People say we look good together... we had a blast going out before all of this mortgage fraud BS

Yes

U two look good

She is pretty

She's hilarious... very fun and bubbly



iMessage





Kelly >

Your just so dangerous



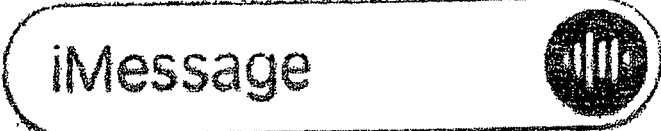
Blows my mind

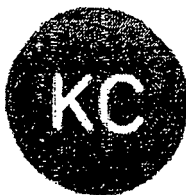
I'm a bad ass! The jail
shit was kind of good for
my image with the
ladies ... it really
enhanced my street
cred!!!

Haha

That lady on your FB is
hot 🤔

U 2 look cute





Kelly >

No problem ... later is great! I am allowed to walk around the block from 430 - 5 today... other than that, I'm around!!

Oh geez!

SMH

Your just so dangerous

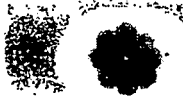


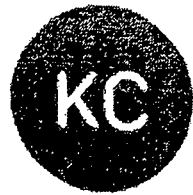
Blows my mind

I'm a bad ass! The jail shit was kind of good for my image with the ladies ... it really enhanced my street



iMessage





Kelly >

Hope you have a good night Tony. 😊

Mon, Aug 17, 11:56 AM

Hey there... all done with work stuff for the day ...call anytime that works for you!!

Mon, Aug 17, 1:15 PM

I was in the shower.. i will try you later Tony. Sorry I missed you.

No problem ... later is great! I am allowed to walk around the block





Kelly >

the night so call if you want ... I work tomorrow till 3 and I'm off Sunday and Monday! I'm going to e mail you some stuff this weekend! And thank you again for contacting me!

Fri, Aug 14, 9:07 PM



I will talk to you over tge weekend
Hope you have a good night Tony. 😊

Mon, Aug 17, 11:56 AM



Re:

August 21, 2020 at 12:50 PM

From Tony Viola

To connorsjazz@gmail.com

Hey there and I totally hear what you are saying ... I actually just sent you an e mail with a witness statement.

I promised not to record you and I didn't ... I also promised not to hurt you and I won't ... I don't want to hurt anyone generally and I don't want to hurt you in particular. I don't want to do anything that causes you trouble or takes away your financial resources or access to medical care. I feel very grateful to you for confirming what we all thought ...

We have a big team of people (lawyers, investigators, documents and funds) and you are always welcome to any or all of it when / if it ever helps. And please, back up and copy the key documents you have, you don't have to do that with me but, as your friend who cares about you, you need a safe deposit box or a trusted person to have a full set in case something changes and you need it. I've prayed for you, too. I say a rosary each day and offer it up for you, for your healing and recovery and in thanks for you being courageous and reaching out ... I hope we can keep communicating whenever you feel it's safe ... I wanted to give you some space & not bombard you with calls, but I don't want you to think I don't care about you. I consider you a friend and want the best for you ... so take care and thank you for everything ... and when you can, let me know if I can call to say hi or please let me know how you're doing or what's on your mind.

Take care,

Tony Viola
MrTonyViola@icloud.com
(330) 998-3290

On August 21, 2020 at 12:34 PM, connorsjazz@gmail.com wrote:

Hi Tony,

I have been thinking and praying about everything. I cannot share anything with you after all that was done on my behalf by Dan.

Efforts made by him and things done that nobody else would have been able to do to meet my needs during the most horrific time of my life.

I have so much to lose on many many levels by even talking to you.

I have felt ill about everything and so sorry this has happened to you and others. I am very sensitive to injustice and your case has bothered me for years.

I trust all said is in confidence from both sides and I will praying for all truth to be revealed and for your future.

You are very kind. I knew you would be.

It sounds like you are moving forward and have great representation and friends as well as the evidence you need to receive vindication...If there could ever even be such a thing for someone who has lost so very much.

God bless you Tony.

Re: Some documents, just FYI

August 16, 2020 at 6:13 PM

From connorsjazz@gmail.com

To Tony Viola

So basically they made Clover out to be a whack job who was suffering and needed rehabilitation?
With Dan's signature on it?

I will call you later if that is ok?

This appears incredibly evil.

Sent from my iPhone

On Aug 16, 2020, at 4:10 PM, Tony Viola <mrtonyviola@icloud.com> wrote:

Hey there, hope your weekend has been going well.

I thought I'd send you some crazy documents ... Kathryn Clover lied at my first trial and told Dan and the federal prosecutor Mark Bennett but they refused to recall her so she could correct her false statements ... the documents are attached, and it's completely illegal to imprison someone on testimony prosecutors KNOW is false ... Clover said she was bullied into lying and recanted at the second trial, and I believe her, and I'm not mad at her but at the prosecutors for this ...

Talk to you soon,

Tony

<kaplan supporting documents.pdf>

August 7, 2020 at 2:47 PM

From connorsjazz@gmail.com

To Tony Viola

Who did she burn your computer for?

Dan?

Was it evidence in your case that Dan gave her to destroy? One of the computers that went missing?

How many cases/people are in prison based on these investigations handled by Dan's office?

You do know he thinks he is tight with Yost? And DeWine...

They call him.

I entertained for DeWine and McCain years ago for a private event.

It is what I used to do for a living.

Anyways,

Have a good weekend.

Joyous

Happy and Free

Sent from my iPhone

Re: Bryan Butler Statement

August 7, 2020 at 3:00 PM

From connorsjazz@gmail.com

To Tony Viola

I read all that online.

He used to tell me all about Tommy's behaviors at work. Tommy is a pastor now. He is actually a really nice guy.

Sent from my iPhone

On Aug 7, 2020, at 3:48 PM, Tony Viola <mrtonyviola@icloud.com> wrote:

Here's another gem ...

On August 7, 2020 at 12:26 PM, connorsjazz@gmail.com wrote:

Oh my.

What a mess.

She must have had lousy sex her whole life because Dan was the worst ever.

An oaf.

Sloppy, incompetent and selfish.

She sounds like a witness that would not receive much sympathy if she got on the stand.

She is a criminal by nature. She sounds pathological.

I have to believe that Dan is attracted to chaos and danger.

His lack of discernment is baffling and has given me pause for three years.

Sent from my iPhone

On Aug 7, 2020, at 3:11 PM, Tony Viola <mrtonyviola@icloud.com> wrote:

Let me know what you think of this when you have time!

We have other stuff, too, so if there's something I can send you, think about anything that would be helpful and we'll see what we have!

Take care & let's talk again soon!

Re: Hey there & a quick update!

August 27, 2020 at 10:24 AM

From connorsjazz@gmail.com

To Tony Viola

I grew up in Liberty. Graduate of Liberty.
I never heard of this.
I will look into it.
Her name is familiar.

Your getting Dan's emails? Who is providing them?

I covet your prayers Tony.
Your in mine as well.

I have been trying to find a new place and a new car. I am a spaz as of late. Been practicing for my Conceal Carry.

Thank you on the compliment 🦋 I was out w my friend at my favorite restaurant. You would like the place. It is actually a culinary school. The food is superb.

We will talk soon 🦋
Hang in there.

Sent from my iPhone

On Aug 27, 2020, at 10:36 AM, Tony Viola <mrtonyviola@icloud.com> wrote:

Hey there, I didn't want to comment on Facebook but you look GREAT in your pictures!!! I know you've been though quite a lot and I pray for your healing and recovery and for your happiness.

We're supposed to get 500 pages of Clover-Dan emails either tomorrow or Monday & I hope it confirms a romantic relationship, which would automatically toss my conviction and re-open other cases where Clover testified ... we have a few other good things happening so after I get some stuff, I'd like to touch base with you next week, but only if it's OK though. I actually have a Youngstown question for you. My investigator is helping a family investigate the unsolved murder of their Mom / sister and the family liked the Tony web site and they want me to help them create a web site to ask for leads, WhoMurderedLoriLynn.com. No one seems to trust the police, but lots of people have information ... some folks say the police know who did it but are protecting him ... I was wondering if you had any thoughts ... here's an article about that ...

<https://www.wfmj.com/story/40295366/reward-offered-in-unsolved-liberty-murder>

Anyways, nothing urgent, just a quick hello from here & a short update ... Take care & hope to chat soon!

Tony

Tony Viola
MrTonyViola@icloud.com
(330) 998-3290

11/3/2020

iCloud Mail

Prosecutorial Misconduct | DA Misconduct | CIP

August 14, 2020 at 4:40 AM

From connorsjazz@gmail.com

To Tony Viola

I found this to be one of the better reads....

<https://californiainnocenceproject.org/issues-we-face/prosecutorial-misconduct/>

Sent from my iPhone

Exhibit L

From: Kasaris, Daniel
Sent: Wednesday, February 22, 2012 7:40 AM
To: Sarah; Kathryn Clover
Subject: Re: Wow!!
Attachments: Daniel Kasaris.vcf

so i would be south african ?

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/21/2012 2:26 PM >>>

I'm in!

From: Sarah <solidgoldsarah@live.com>
To: Kathryn Clover <kclover24601@yahoo.com>
Cc: Daniel Kasaris <dkasaris@cuyahogacounty.us>
Sent: Tuesday, February 21, 2012 12:52 PM
Subject: Re: Wow!!

How about African American sister wives? Maybe We'd fit in with the rest of the scenery? If Dan wants to come he can always be an African American orthodox Jewish guy- I think both are good decoys

"Diamonds are Formed Under Pressure"

On Feb 21, 2012, at 12:45 PM, Kathryn Clover <kclover24601@yahoo.com> wrote:

i say we dress like sister wives mormons.. or is that too obvious lol

From: Sarah <solidgoldsarah@live.com>
To: Kathryn Clover <kclover24601@yahoo.com>
Cc: Daniel Kasaris <dkasaris@cuyahogacounty.us>
Sent: Tuesday, February 21, 2012 12:16 PM
Subject: Re: Wow!!

Finally!!! A reason to go somewhere incognito w our wigs!!

Omg I would seriously love to just watch her and the place in action- we could always go in masks and pretend we r coming from a masquerade! They just had one on my soap opera and it looked fun!

"Diamonds are Formed Under Pressure"

On Feb 21, 2012, at 11:55 AM, Kathryn Clover <kclover24601@yahoo.com> wrote:

i def think we need a recon mission.....

From: Sarah <solidgoldsarah@live.com>
To: Daniel Kasaris <dkasaris@cuyahogacounty.us>
Cc: Kathryn Clover <kclover24601@yahoo.com>
Sent: Tuesday, February 21, 2012 11:51 AM
Subject: Re: Wow!!

I like the bresler game!

"Diamonds are Formed Under Pressure"

On Feb 21, 2012, at 11:22 AM, "Daniel Kasaris" <dkasaris@cuyahogacounty.us> wrote:

nice answer miss attorney 2b

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/21/2012
11:21 AM >>>
lol hahahaha.....

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Sarah <solidgoldsarah@live.com>; Kathryn Clover <kclover24601@yahoo.com>
Sent: Tuesday, February 21, 2012 11:14 AM
Subject: Re: Wow!!

what was well played?? my speed??
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/21/2012
11:11 AM >>>
Oh I think a field trip is so necessary.... words can't describe!!! (well played Ms. Sarah lol)

From: Sarah <solidgoldsarah@live.com>
To: Daniel Kasaris <dkasaris@cuyahogacounty.us>; Kat <kclover24601@yahoo.com>
Sent: Tuesday, February 21, 2012 11:01 AM
Subject: Wow!!

Go to Facebook and search "the way it used to be bar and grill"
and you will find breslers new place of employment! We should go
visit her for happy hour one day- im sure the food there is
awesome too (sarcasm for those of us that are a little slow (Dan)
hee hee)
:)

"Diamonds are Formed Under Pressure"

<Daniel Kasaris.vcf>

From: Kasaris, Daniel
Sent: Wednesday, February 22, 2012 7:40 AM
To: Sarah;Kathryn Clover
Subject: Re: Wow!!
Attachments: Daniel Kasaris.vcf

go steffano and marlena

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
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216-698-2270 (fax)

>>> Sarah <solidgoldsarah@live.com> 2/21/2012 5:31 PM >>>

Omg the greenman is the BEST disguise and Kat already has the costume haha!!
Yes, I am not afraid to admit that my daily show for 17 yrs has been the pathetic acting and horrible story lines of Days of Our Lives- but I absolutely love it- I scheduled college classes around it (that was before TiVo or dvr) man, I'm getting old!

"Diamonds are Formed Under Pressure"

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hour one day- im sure the food there is awesome too
(sarcasm for those of us that are a little slow (Dan)
hee hee)
:)

"Diamonds are Formed Under Pressure"

<Daniel Kasaris.vcf>

From: Kasaris, Daniel
Sent: Tuesday, February 21, 2012 1:21 PM
To: Sarah;Kathryn Clover
Subject: Re: Wow!!
Attachments: Daniel Kasaris.vcf

na na na
trailer park boys and their friends
i will be julian

your soap opera????
dan

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>>> Sarah <solidgoldsarah@live.com> 2/21/2012 12:52 PM >>>

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Sent: Tuesday, February 21, 2012 1:17 PM
To: Sarah; Kathryn Clover
Subject: Re: Wow!!
Attachments: Daniel Kasaris.vcf

agree totally

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Sent: Tuesday, February 21, 2012 11:14 AM
Subject: Re: Wow!!

what was well played?? my speed??
dan

[REDACTED]

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Thursday, February 2, 2012 9:49 AM
Subject: Re: KAT CLOVER AKRON PROPERTIES

[REDACTED]

[REDACTED]

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/2/2012 9:29 AM >>>

[REDACTED]

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Gary Stein <gstein@cuyahogacounty.us>; Nicole DiSanto <ndisanto@cuyahogacounty.us>
Cc: Jaye Schlachet <jaye@schlachetlaw.com>; Mark Bennett <Mark.Bennett2@usdoj.gov>
Sent: Thursday, February 2, 2012 8:51 AM
Subject: KAT CLOVER AKRON PROPERTIES

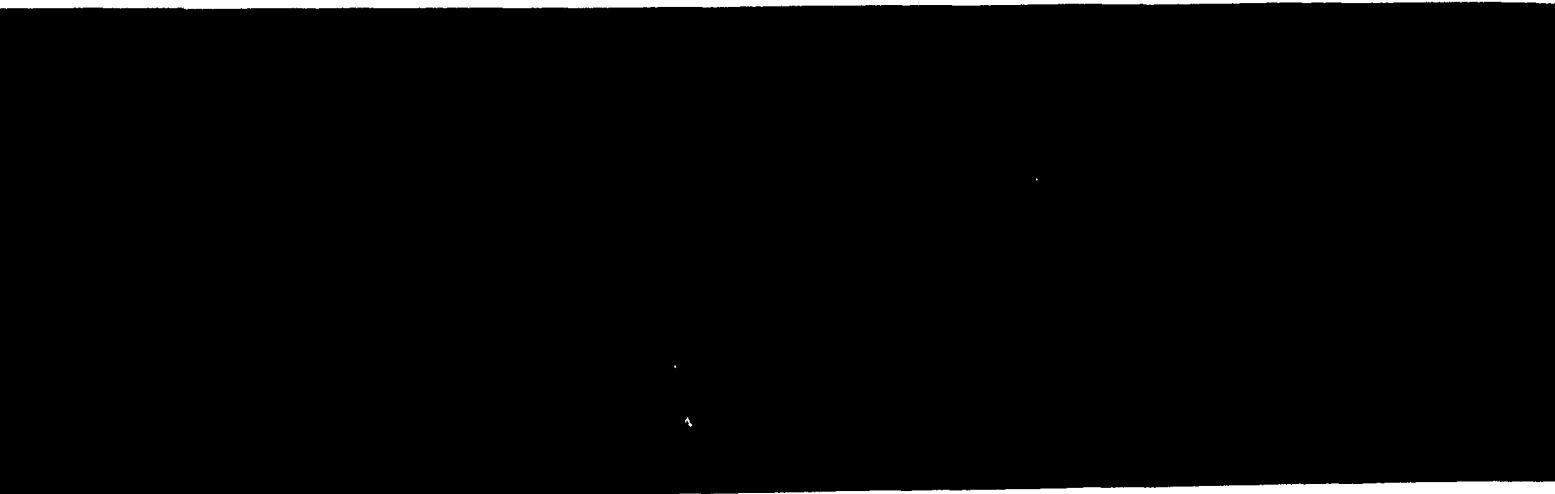
[REDACTED]

1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/2/2012 9:29 AM >>>



From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Gary Stein <gstein@cuyahogacounty.us>; Nicole DiSanto <ndisanto@cuyahogacounty.us>
Cc: Jaye Schlachet <jaye@schlachetlaw.com>; Mark Bennett <Mark.Bennett2@usdoj.gov>
Sent: Thursday, February 2, 2012 8:51 AM
Subject: KAT CLOVER AKRON PROPERTIES



thx
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

From: Kasaris, Daniel
Sent: Tuesday, October 18, 2011 1:45 PM
To: Kathryn Clover
Subject: Re: Friday
Attachments: Daniel Kasaris.vcf

PLEASE DO YOUR SCHOOL WORK MISS CLOVER

dan

Daniel J. Kasaris
Assistant County Prosecutor
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216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 10/18/2011 1:36 PM >>>

If you needed me earlier I could be there at noon? Let me know, sorry for the multiple emails

From: Kathryn Clover <kclover24601@yahoo.com>
Sent: Monday, January 23, 2012 3:25 PM
To: Kasaris, Daniel; Kathryn Clover
Subject: Re: viola

yes i am aware that everyone in the world can see it. got it. not a fan.
now we just have to mitigate . what else can you do

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Monday, January 23, 2012 3:24 PM
Subject: Re: viola

look I agree but that report is public record now--every one has access to it. I mean everyone and everything in it is there for whomever to read and I dont like that one bit.

as far as intimidation concerned that is NOT going to happen.
I have full faith in you and in your ability to handle Tony and in our ability to prepare you for tony and what may happen.
We can discuss milano later. I dont care what I have been told that is an anomaly or was an anomaly. Like I said I have full faith in you, your abilities and in our ability to prepare you for it.

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>>> Kathryn Clover <kclover24601@yahoo.com> 1/23/2012 3:20 PM >>>
well a bunch of shit that happened during that trial sucks but whats done is done.
we deal with it and figure it out.

the one thing we have is that tony thinks i am intimidated becaue i was intimidated by milano. he has no idea what he is going up against. i will take him on any day.

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Monday, January 23, 2012 3:18 PM
Subject: Re: viola

COMPLETELY AGREE

ok
kat that report being public is not good ok, it just isnt.
I am sorry that it was ever filed--it could be a game changer

From: Kasaris, Daniel
Sent: Monday, January 23, 2012 3:29 PM
To: Kathryn Clover
Subject: Re: viola
Attachments: Daniel Kasaris.vcf

i don't know ok

try and keep it out and the stuff in it out but it is not just these proceeds I am concerned about ok --I am concerned about your future as well.

i am concerned about a lot of things

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>>> Kathryn Clover <kclover24601@yahoo.com> 1/23/2012 3:10 PM >>>

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Monday, January 23, 2012 1:51 PM
Subject: Re: viola

dan

Daniel J. Kasaris
Assistant County Prosecutor
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216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 1/23/2012 1:17 PM >>>

i am going to take him down and make him pay for ruining my life. bring it tony.

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Monday, January 23, 2012 3:29 PM
Subject: Re: viola

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From: Kasaris, Daniel
Sent: Tuesday, January 24, 2012 7:09 AM
To: Kat Clover
Subject: Re: viola
Attachments: Daniel Kasaris.vcf

me2--found an exercise on line been doing it
kicks my 48 year old butt--hahahahaha

Daniel J. Kasaris
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>>> "Kat Clover" <kclover24601@yahoo.com> 1/24/2012 2:00 AM >>>
Roundhouses are accurate. Taken up kickboxing in my spare time.

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-----Original message-----

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: kclover24601@yahoo.com
Sent: Mon, Jan 23, 2012 23:21:10 EST
Subject: Re: viola

kat I am not worried about tony "super tony" viola ok
you are correct you should hear these jail recordings--his arrogance is amazing --truely amazing.
you are also correct he does underestimate you --most people involved in these cases do --I dont. We dont
Yes you will take him down, yes you will do well on cross against him.

jumping jacks no--practicing roundhouses yes

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>>> Kathryn Clover 01/23/12 3:34 PM >>>
yeah, do you think i am doing jumping jacks over here? no... but you have to deal with
what youre given. come on, all of us are smarter than tony.... seriously.
tony's problem is his arrogance, and his underestimation of you, nick and me. mainly me.

[REDACTED]

From: Kasaris, Daniel
Sent: Tuesday, January 31, 2012 1:52 PM
To: Kathryn Clover
Subject: Re: housing clinic
Attachments: Daniel Kasaris.vcf

i never said that you did --i recall discussing grand jury procedures and restraints with you. Apparently some evidence was tossed in some case here because a detective received a grand jury subpoena first in stead of a prosecutora receiving it first. Or if not tossed our office became concerned that the evidence could be and bill issued a policy statement that all grand jury subs are to go to prosecutors first and the prosecutor can then distribute it to whomever needs to see it to assist in the investigation. We are ok

All that we shared with you regarding the argent case I know you ahve not shared with anyone. We trust you and know that you would not compromise anything. We can discuss that next week when we meet again.
ok--yea let me know about those records--thanks for reminding me
at you request I will be resending the email regarding sapper and his jail sentence
thx
dan

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>>> Kathryn Clover <kclover24601@yahoo.com> 1/31/2012 1:46 PM >>>

I have not done any info spreading. I am aware of ethical obligations. nything i discussed with Kramer were things that were public knowledge due to the newspaper article about argent indictment

i wont be back in to housing clinic until next week. i can try, but good luck. he is out of town again.

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Tuesday, January 31, 2012 1:43 PM
Subject: Re: housing clinic

this was from 2008 article so it could not have come from you--at least what is in the paper

we will discuss grand jury rules and information spreading. It is ok you are not in any trouble.

YOU are correct we subd it from the housing clinic --you said that the files were a mess I recall. But i forgot about it with all that is going on

No never received it--can you check on that and see what is going one and let me know
Nick found that article on line and brought it to me.

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Sent: Tuesday, January 31, 2012 1:46 PM
To: Kasaris, Daniel; Kathryn Clover
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Nick found that article on line and brought it to me.

Nicole is no long working the argent case--the drama there is enough to give me a stroke or heart issues---!

Dan

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216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 1/31/2012 1:34 PM >>>
oh. you sub'd her file remember? like 3 or 4 months ago? dont think you ever got it

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Tuesday, January 31, 2012 10:52 AM
Subject: Re: housing clinic

From: Kasaris, Daniel
Sent: Tuesday, January 31, 2012 2:01 PM
To: Kathryn Clover
Subject: Re: sappers computer
Attachments: 55960.mddata.png; 142919.JPG; 142920.JPG; 142921.JPG; 143531.JPG; Daniel Kasaris.vcf

ok

chuck wilson has my external drive on it as he is reinstalling the sapper computer stuff on it as my external hard drive was I was havign issues with opening his some of the pictures. Chuck also indicates that he will be able to restore deleted videos to so I said put them on the hard drive so I have them. Once I get the hard drive back I will secure all the pics you want.

here are a few that i did find before i began to have issues opening data on the computer
i will get you want you need all the animals and any doc pic I will get for you
going to grand jury now

dan

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>>> Kathryn Clover <kclover24601@yahoo.com> 1/31/2012 1:52 PM >>>
if you have them please

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: kclover24601@yahoo.com
Sent: Tuesday, January 31, 2012 1:46 PM
Subject: sappers computer

earlier you indicated that you wanted pics from sappers computer--pics of your pets and of your vocal teacher--
do you still want them?

please advsie
thank you
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

From: Kasaris, Daniel
Sent: Wednesday, February 1, 2012 10:24 AM
To: Kat Clover
Subject: Re: binders
Attachments: Daniel Kasaris.vcf

ok
if you need help I am here
dan

Daniel J. Kasaris
Assistant County Prosecutor
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216-443-7863
216-698-2270 (fax)

>>> "Kat Clover" <kclover24601@yahoo.com> 2/1/2012 9:38 AM >>>

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-----Original message-----

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kat Clover <kclover24601@yahoo.com>
Sent: Wed, Feb 1, 2012 08:36:59 EST
Subject: Re: binders

[REDACTED]

From: Kasaris, Daniel
Sent: Wednesday, February 1, 2012 10:27 AM
To: Kat Clover
Subject: Re: audience
Attachments: Daniel Kasaris.vcf

yes you can (chuckle) yes you can --i know you can--you know this stuff real well--an expert

i dont like when profs bring in the feds on this stuff like they are all that--you know what I mean.--and I would be more than willing to help you or your class
if you want me to send you my outline again i will

what class is it?

have tony v. today going to set a trial date today I hope and want--so does the "podfather"

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> "Kat Clover" <kclover24601@yahoo.com> 2/1/2012 9:41 AM >>>
I will work on ideas. And really? U think I can't educate them lol. I got this

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-----Original message-----

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: kclover24601@yahoo.com
Sent: Wed, Feb 1, 2012 09:11:03 EST
Subject: audience

[REDACTED]

Is there anyway to seal your federal sentencing memorandum so that I may try and keep it from Tony Viola.
I do not want Viola trying to mess with her over the report.

fyi don cleland, arvin clar and another sheriff deputy received awards for Matt Fairfield and his arrest and conviction. They all have kat to thank

please advise

thx
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

From: Kathryn Clover <kclover24601@yahoo.com>
Sent: Wednesday, February 1, 2012 6:19 PM
To: Kasaris, Daniel; Kathryn Clover
Subject: Re: Fwd: RE: kat clover sentencing memo

k

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: kclover24601@yahoo.com
Sent: Wednesday, February 1, 2012 6:15 PM
Subject: Fwd: RE: kat clover sentencing memo

----- Forwarded Message -----

see jay's response
s.o.l.
will file whatever I need to
we'll discuss

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

Too late to seal it as I understand it. How about a motion in limine. He won't know how to reply to it will he?

Jaye M. Schlachet, Esq.
The Law Office of Jaye M. Schlachet
55 Public Square, Suite 1600
Cleveland, Ohio 44113
(216) 456-2488 (Office)
(216) 456-2499 (facsimile)
Jaye@schlachetlaw.com
<http://schlachetlaw.com>

From: Daniel Kasaris [mailto:dkasaris@cuyahogacounty.us]
Sent: Wednesday, February 01, 2012 1:54 PM
To: Jaye Schlachet
Subject: kat clover sentencing memo

jay
state of ohio v. tony viola is scheduled to commence on March 21, 2012 in Judge Gaul. Kat will be one of the first witnesses. My guess is that she will testify the following Monday.

From: Kasaris, Daniel
Sent: Thursday, February 2, 2012 10:17 AM
To: Kathryn Clover
Subject: Re: KAT CLOVER AKRON PROPERTIES
Attachments: Daniel Kasaris.vcf

congradulations
i have 1.3 gigs of information of yours to go through-ahahah
yes he will he already did yesterday
I will make sure.

thx
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/2/2012 10:07 AM >>>

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Thursday, February 2, 2012 9:49 AM
Subject: Re: KAT CLOVER AKRON PROPERTIES

Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/2/2012 9:29 AM >>>

From: Kasaris, Daniel
Sent: Wednesday, January 11, 2012 2:27 PM
To: Kat Clover
Subject: Re: luke fairfield
Attachments: Daniel Kasaris.vcf

I told Mitch that I would speak on Luke's behalf as part of the arrangement I have with Luke. I agree with you. I don't think Luke should be in prison or should go. House arrest for him in appropriate. The nickname for his judge is Going Going (to prison) Gauhn (pronounced gone). But like Nugent she was a county prosecutor and a state judge so I should relate well to and with her. I don't think Luke is a criminal. I think he is a good guy who did criminal acts. I have learned over the years that there is a difference between a criminal and a person who does criminal acts but is not a criminal. Am I making sense.

I agree he is not sapper. He is not vindictive, plotting to destroy the world or his enemies in it.

I am waiting to hear back from Mitch.

I did not like the fact that his mother fed with you sending you post but when she needed a favor I took care of her and helped her out.

I will let you know. Do you want to attend his sentencing?

Dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> "Kat Clover" <kclover24601@yahoo.com> 1/11/2012 1:42 PM >>>

Okay thanks, I got it.

I also would ask that you speak on his behalf. His mom shouldn't have 2 sons in prison and despite whatever happened between luke and I, he was like my own brother. He has good in him. Matt doesn't. There is the difference.

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-----Original message-----

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kat Clover <kclover24601@yahoo.com>
Sent: Wed, Jan 11, 2012 13:00:53 EST
Subject: Re: luke fairfield

Sent: Thursday, February 23, 2012 10:12 AM
Subject: assistance in investigating crimes

per your request since march of 2010 you have assisted investigators and or investigated the following persons which have lead to indictmetns and or convictions of crimes:

1. denise obrock--argent
2. mike scola--argent
3. angela pasternak--argent
4. Linda Warner--appraiser
5. Gerald Spuzzillo--appraiser
6. Leighann McCarthy--realtor
7. Dale Adams--Mortgage Broker
8. Nick Myles--Broker

this list does not include other person who you provided information on

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

From: Kasaris, Daniel
Sent: Thursday, February 23, 2012 10:18 AM
To: Kathryn Clover
Subject: Re: assistance in investigating crimes
Attachments: Daniel Kasaris1.vcf

in with dave p now I will get back to you when done
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/23/2012 10:17 AM >>>

thanks, but I can't really put names on a resume... how would you suggest I word it:
Professor Lind wondered if it would be possible for me to put something like,
"pro bono assistance in the investigation, prosecution and investigation in mortgage fraud with the
mortgage fraud task force of Cuyahoga County..."
thoughts?

(As you know I am trying to get into the Housing Court to do work with helping people who have gone
through foreclosure get title out of their names etc.. volunteer at first, but hope to turn it into a job by
summer)

thanks so much-

He wants to make sure I show my ability and things I have done, but I don't want overstep anything

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: kclover24601@yahoo.com
Sent: Thursday, February 23, 2012 10:12 AM
Subject: assistance in investigating crimes

per your request since march of 2010 you have assisted investigators and or investigated the following persons
which have lead to indictments and or convictions of crimes:

1. denise obrock--argent
2. mike scola--argent
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4. Linda Warner--appraiser
5. Gerald Spuzzillo--appraiser
6. Leighann McCarthy--realtor
7. Dale Adams--Mortgage Broker
8. Nick Myles--Broker

this list does not include other person who you provided information on

dan

From: Kasaris, Daniel
Sent: Thursday, February 23, 2012 11:24 AM
To: Kathryn Clover
Subject: Re: assistance in investigating crimes
Attachments: Daniel Kasaris1.vcf

yes you are
my mind is wrapped up in tony v. now but yes once done with this i will have some more stuff for you too look at with argent

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/23/2012 11:16 AM >>>
Am I not currently doing so? I am still assisting w Argent

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Kathryn Clover <kclover24601@yahoo.com>
Sent: Thursday, February 23, 2012 11:12 AM
Subject: Re: assistance in investigating crimes

something like this is fine with me

march of 2010-August 2011
Assisted Cuyahoga County Prosecutor's office Mortgage Fraud Unit in investigating crime committed by Lender Employees, Appraiser, Realtors, and Mortgage Brokers. Such investigation lead to the indictment and or conviction of a number of people involved in committing more than \$10,000,000.00 worth of mortgage fraud in Cuyahoga County.

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> Kathryn Clover <kclover24601@yahoo.com> 2/23/2012 10:29 AM >>>
ok thanks, no worries, I said that I would get it to him this weekend!
I just wanted to clear it with you obviously

From: Kathryn Clover <kclover24601@yahoo.com>
Sent: Thursday, March 22, 2012 4:10 PM
To: Kasaris, Daniel; Kathryn Clover
Subject: Re: trina

that he liked her but they were not together- he wanted it but it wasnt a relationship
more like in his head

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: solidgoldsarah@live.com; kclover24601@yahoo.com
Sent: Thursday, March 22, 2012 4:06 PM
Subject: trina

what do you know about the love of tonys life

trina

thx
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)



Michael C. O'Malley
Cuyahoga County Prosecutor

August 28, 2020

Mr. Anthony Viola
2820 Mayfield Road #205
Cleveland Heights, Ohio 44118

Re: Public Record Requests for Cuyahoga County Prosecutor's records regarding
Daniel Kasaris emails

Dear Mr. Viola:

I am an Assistant Prosecuting Attorney assigned to review and respond the public records requests that you made on July 18, 2020 requesting emails from former Assistant Prosecuting Attorney Daniel Kasaris' personal Yahoo email account. Specifically, you state that you are seeking:

1. All e mails [sic] from this Yahoo account that mention my name, "Anthony Viola" or "Tony Viola."
2. All e mails [sic] from this Yahoo account that mention "Dawn Pasela," a former employee of your office who is deceased...; and
3. E mails [sic] between Prosecutor Kasaris and Kathryn Clover, or e mails that mention 'Kathryn Clover.'"

The CCPO does not possess any records in response to your first two requests. In response to your third request, attached please find 572 pages of records that are responsive to your request. Redactions to these records have been made to remove attorney work product, trial preparation records, and grand jury materials, which are exempt from public disclosure under Ohio Revised Code §149.43(A)(1)(g) and (A)(1)(v).

Sincerely,

/s/ Nora E. Poore
Nora E. Poore
Assistant Prosecuting Attorney

Exhibit M



Kelly Patrick <kellym821@gmail.com>

charges

1 message

kellym821@aol.com <kellym821@aol.com>
 To: kellym821@gmail.com

Thu, Aug 5, 2010 at 10:28 PM

I'll ask him today when I see him

>>> <Kmp514@aol.com> 3/10/2009 1:49 PM >>>
 Email Walt and ask him to resend it to you.

As for the charges, unfortunately you put yourself in a position I can't trust you. My criminal attorney is a male, my divorce attorney is a female.

In a message dated 3/10/2009 1:33:07 P.M. Eastern Daylight Time, jpatrick@reminger.com writes:

Friday night, you said that your attorney was going to call the police to tell them that we are getting divorced and to determine if Dan is improperly influencing who gets the 1 charge. Since the matter did not make the blotter and we have not heard anything in almost 6 weeks, it occurs to me that the police are trying to sweep this under the rug and may not do anything at all, if they think no one is watching. Its my conclusion that if someone starts calling them, they will have to treat us as common criminals. Please ask your attorney what she thinks. She will likely say that your support award depends on me continuing to earn my wages. If you'd like, I can have Mark call her to discuss this issue and get her input on the agreement. If I knew what actions to do to show I am part of our team, I will certainly do it. Since my secretary has access to my emails, I deleted the email that I sent to Walt right after I sent it.

>>> <Kmp514@aol.com> 3/10/2009 12:45 PM >>>
 I have a text message that says one of us will be getting one charge. Who is telling you that if my attorney is "monitoring" the police more charges can occur?

The conversation Friday night is being taken out of context to fit your facts. I repeat I am not working together as a team until the actions are reciprocated by you.

Please forward me the email you sent Walt.

Thank you

Kelly

In a message dated 3/10/2009 12:39:08 P.M. Eastern Daylight Time, jpatrick@reminger.com writes:

Friday night you repeated that we need to be a team to get through things and I could not agree more. I will prepare something in writing and we will

revise it accordingly until you are satisfied with its contents. The writing will state that we will each support the other and cooperate with each other

to the extent needed, regardless of who gets charged and that the entire police matter will not be used for any purpose between us for custody or otherwise. It appears that the choice is that one of us can get charged very lightly, or we can both get charged with 3 counts. If the police think their actions are being monitored by your attorney or otherwise, they will likely charge both of us with 3 counts each. Although 1 count may not jeopardize my wages, 3 counts against both of us may very well. Obviously, awards of child support and alimony greatly depend on me continuing to earn wages.

Thanks

>>> <Kmp514@aol.com> 3/10/2009 11:56 AM >>>

I want to stress, in writing, that the day after the fight, when I thought we were working together as a team, on the phone I said I would take the charges if it meant your job. Since then we have found out that we are getting treated as cops family and the dynamics have changed in our marriage and I am no longer willing to take the charges, especially since the charges are not likely to impact your job.

If for some reason I do get charged, I will want in writing, a legal document, that says you will not use this against me in custody or ever for that matter.

Thank you,

Kelly

*****Worried about job security? Check out the 5 safest jobs in a recession. (http://jobs.aol.com/gallery/growing-job-industries?ncid=emlcntuscare00000002)

This is a privileged and confidential communication. If you are not the intended recipient, you must: (1) Notify the sender of the error; (2) Destroy this communication entirely, including deletion of all associated attachment files from all individual and network storage devices; and (3) Refrain from copying or disseminating this communication by any means.

*****Worried about job security? Check out the 5 safest jobs in a recession. (http://jobs.aol.com/gallery/growing-job-industries?ncid=emlcntuscare00000002)

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This is a privileged and confidential communication. If you are not the intended recipient, you must: (1) Notify the sender of the error; (2) Destroy this communication entirely, including deletion of all associated attachment files from all individual and network storage devices; and (3) Refrain from

Kelly Patrick <kellym821@gmail.com>
 To: John Patrick <JPatrick@reminger.com>

Mon, Mar 5, 2012 at 9:44 AM

I understand your angle and next time I will approach the situation differently. However, I very well could see you telling B it was ok to hit people. You have very unusual and unhealthy ways of handling yourself and stress. I want the kids to be nice people but still not be pushovers. I want them to know it's ok to stand up for themselves and be true to how they feel about something. Violence is rarely the answer to solving problems and right now B thinks it's ok to hit people when they scare him and when they bully him. He is way too young to completely understand how to handle a bully and telling him it's ok to hit and fight is not appropriate in my eyes. Nor is it what the school educates the kids to do. I don't want so many different answers from school, to you, to me and then the kids grow up confused not knowing who and what to believe.

As for us, I'm not sure what you think I'm forgetting. What bothers me is how easily you toss the blame onto me for everything that happened in our relationship. You have never apologized or taken responsibility for any of your actions throughout the 12 years we were together. It's so easy to just blame me for everything and you play the victim role. As I said in a previous email, a relationship never fails because of one person. It takes two people to make and break something. You damaged me greatly throughout our relationship but I don't continue to beat a dead horse the way you do with me.

[Quoted text hidden]

John Patrick <JPatrick@reminger.com>
 To: Kelly Patrick <kellym821@gmail.com>

Mon, Mar 5, 2012 at 7:00 PM

Kelly, I am not beating a dead horse and our past is not something I bring up unless needed. You ask why I have walls up with you or why I don't trust you. My answer is that you took action to jeopardize my job and career, something that is fundamental to the lives of the 4 of us. You also consistently told me that you were seeking to take away my parental rights and that you would jeopardize Dan's job for being known by certain policeman. You told people I was a threat to kill you and that I was an alcoholic that was actively destroying your life and the lives of our kids. Although I don't generally care what people think of me, coming from my wife of 10 years, people may elevate the credibility behind these things. These are things that ruin lives. Call me unforgiving or playing victim, but I can't have these threats as part of my life and I need to proceed cautiously for myself and those dependant on me and Dan and those dependant on him.

To the contrary, my response to stress is very healthy and productive. It takes 2 to build and maintain a relationship, but only one to destroy it. I am dumfounded that you think it takes 2. Nevertheless, I want to continue to gradually open doors and windows with you and I think we are progressing to that end.

John Patrick, Esq. - 216-430-2207 (direct)
 Reminger Co., L.P.A.

From: Kelly Patrick [mailto:kellym821@gmail.com]
Sent: Monday, March 05, 2012 9:44 AM
To: John Patrick
Subject: Re: Clarification

[Quoted text hidden]

John Patrick <JPatrick@reminger.com>
 To: Kelly Patrick <kellym821@gmail.com>

Mon, Mar 5, 2012 at 7:34 PM

True, violence is not always the answer. Its the choice of last resort. But you can't negotiate with violence when confronted with it. As humans, our natural instincts are to be physical and respond to violence with violence. These instincts that have allowed man to evolve should be recognized and encouraged, not attacked or dissuaded. Once the basic instincts are validated by us and allowed to be experienced without feeling guilt or confusion, we teach discipline and judgment. There will be mistakes along the way. That is the process. Life is the process to teach them. But we can't let teach them that natural instincts are wrong or to hesitate to respond. They can't be lulled into a false sense of security in public and sedated by the suburban sanitized version of life that gets kids killed every day in the real world. Bullies

Exhibit N

From: Bennett, Mark (USAOHN) (USAOHN) <Mark.Bennett2@usdoj.gov>
To: tonytopaz <tonytopaz@aol.com>
Cc: Daniel Kasaris (p4dxk@cuyahogacounty.us) <p4dxk@cuyahogacounty.us>
Subject: RE: Newcomb 302 request from Tony Viola
Date: Sun, Apr 8, 2012 8:45 pm

I have checked the system and do not have a 302 for Mr. Newcombe. I have inquired with the agents and other AUSAs on the case to see if one was created and they can provide. I will not be in the office next week. But they can respond directly to Mr. Kasaris.

Mark S. Bennett
Assistant United States Attorney
801 W. Superior Ave., Suite 400
Cleveland, Ohio 44113
216.622.3878 (direct)
216.522.2403 (fax)
mark.bennett2@usdoj.gov

From: tonytopaz@aol.com [<mailto:tonytopaz@aol.com>]
Sent: Sunday, April 08, 2012 6:20 PM
To: Bennett, Mark (USAOHN)
Subject: Re: Newcomb 302 request from Tony Viola

Mr. Kasaris says he does not have Mr. Newcomb's 302, if possible, kindly reforward that, thank you.

Tony

-----Original Message-----

From: Bennett, Mark (USAOHN) (USAOHN) <Mark.Bennett2@usdoj.gov>
To: 'tonytopaz@aol.com' <tonytopaz@aol.com>; 'dkasaris@cuyahogacounty.us' <dkasaris@cuyahogacounty.us>
Sent: Sun, Apr 8, 2012 10:31 am
Subject: Re: Newcomb 302 request from Tony Viola

Mr. Viola,

I have provided those to Mr. Kasaris. I am sure he will provide pursuant to local rule and the Court's trial order

Mark Bennett

From: tonytopaz@aol.com [<mailto:tonytopaz@aol.com>]
Sent: Saturday, April 07, 2012 03:47 PM
To: Bennett, Mark (USAOHN); dkasaris@cuyahogacounty.us <dkasaris@cuyahogacounty.us>
Subject: Newcomb 302 request from Tony Viola

Mr Bennett - I am respectfully requesting that you e mail me a copy of the Argent witness, Mr. Steve Newcomb, his 302 statement summary. He testified on direct exam on Friday and will resume this coming week. Thank you.

Tony Viola

and this was my response to mark.
I do not have any newcomb 302

dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

Attached Message

From: Daniel Kasaris <dkasaris@cuyahogacounty.us>
To: Mark (USAOHN) Bennett <Mark.Bennett2@usdoj.gov>
Cc: Jeffrey P. (FBI) Kassouf <Jeffrey.Kassouf@ic.fbi.gov>; John (USAOHN) Siegel <John.Siegel@usdoj.gov>
Subject: Re: Viola - 302s of lender, Rich and Calo
Date: Sun, 08 Apr 2012 12:56:01 -0400

mark
this is what you sent
I do not have a 302 for steve newcomb
thx
dan

Daniel J. Kasaris
Assistant County Prosecutor
Cuyahoga County, Ohio
1200 Ontario ST. 9th Floor
216-443-7863
216-698-2270 (fax)

>>> "Bennett, Mark (USAOHN)" <Mark.Bennett2@usdoj.gov> 2/29/2012 5:25 PM >>>
Dan,

I have not found the interview of Steve Newcomb from Argent, but you probably already have that one. In addition, please be advised that we have put all of our trial exhibits on a disk and will send that disk, along with the Colley disk out tomorrow.

Thanks,
Mark

P.S. I also included a summary of our interview of Viola. I also have his typed letter to me with all of the attachments from early on where he admitted to the fact he should have realized these deals were questionable. Let me know if you want that.

Mark S. Bennett
Assistant United States Attorney
801 W. Superior Ave., Suite 400
Cleveland, Ohio 44113
216.622.3878 (direct)
216.522.2403 (fax)
mark.bennett2@usdoj.gov

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/22/2011

On February 18, 2011, SCOTT NEWCOMBE, was telephonically interviewed, by Forensic Accountant Ron Saunders, Special Agent Jeffrey Kassouf and Special Assistant United States Attorney Micah Ault, after being advised of the nature of the interview and the identity of the interviewing personnel, NEWCOMBE provided the following information:

NEWCOMBE worked at ARGENT MORTGAGE, and transferred over to Citigroup Global once Argent was sold to Citigroup. NEWCOMBE is involved in ACC Capital as they wind down Argent.

Argent was a loan originator.

During the years 2005-2006 Argent processed a significant number of loans.

Argent required the borrower provide a down payment, which was generally provided through a cashiers check.

Argent had a stated loan program. These loans were typically higher risk, so they carried a higher interest rate on the loan. In the stated income loan program, the borrower states their income on the loan application, also known as a 1003. Argent required the borrower to sign a certification or letter as to their income.

Argent originated their loans through mortgage brokers. The mortgage brokers were required to go through an approval process before Argent would accept any loans.

The loans were assigned to the underwriting department if the loan met the underwriting guidelines a conditional loan approval with various terms was issued.

Final approval on the loan would be issued after the loan conditions were met.

Argent would send various loan documents to the title company to be signed at closing. Once the title company closed the loan and completed the documents, they would send the completed

Investigation on 02/18/2011 at Cleveland, Ohio

File # 329A-CV-71645

Date dictated _____

by SA Jeffrey P. Kassouf

329A-CV-71645

Continuation of FD-302 of SCOTT NEWCOMBE, On 02/18/2011, Page 2

documents back to Argent. Once this was done Argent would fund the loan.

The account executive, was the sales representative in the field who dealt with the mortgage brokers.

The account manager oversaw the underwriter and funding processes.

Underwriting approved the loans, if there were any exceptions or conditions not met the account manager could override or waive a condition, if it made good business sense.

It was important to underwriting to pull the borrower's credit report. The credit score drove the loan process.

The borrower's income was important to assess the risk of repayment.

A debt to income ratio was calculated based upon the income provided in the 1003.

Purchase loans required proof of the down payment.

The appraisal was required to be done by a disinterested third party.

The appraiser dealt with the mortgage broker, who submitted the appraisal report to Argent. Once received the appraisal would be sent for a desk review. If any followup by the desk review was needed they could call the appraiser.

The Account Manager and Underwriter placed heavy reliance that the 1003 was completed accurately and truthfully.

If the borrower was self employed a third party letter from a Certified Public Accountant was needed.

Argent required 5% of the down payment must be from the borrowers own funds, regardless of the Loan to Value.

Gift funds had to come from an immediate family member. If a gift was provided a gift letter was required, stating the funds were given truly as a gift and no repayment was required.

329A-CV-71645

Continuation of FD-302 of

SCOTT NEWCOMBE

, On 02/18/2011 , Page

3

Argent did not accept third party down payments from a down payment provider.

Argent accepted seller second mortgages, also known as seller carry backs. The loan contract stating the terms and conditions was required to be provided to Argent. If a seller second was entered into Argent expected this was a legitimate transaction which would be repaid.

At one point Argent allowed only the buyer HUD Settlement Statement, however, their policy switched to requiring both the buyer and seller side. Argent switched this policy when it was discovered unauthorized third party disbursements were being made on the loans.

Closing costs were based upon the purchase agreement. The closing costs were capped at a certain percentage. Therefore the seller could only provide a certain maximum percentage.

Any money going to the buyer would need to be disclosed to Argent.

Exhibit O



U.S. Department of Justice

United States Attorney
Western District of Pennsylvania

Joseph F. Weis Jr. U.S. Courthouse
700 Grant Street
Suite 4000
Pittsburgh, Pennsylvania 15219

412/644-3500

September 27, 2019

The Honorable Susan Paradise Baxter
United States District Judge
U.S. Courthouse
17 South Park Row, Room A-240
Erie, PA 16501

RE: Anthony L. Viola v. USDOJ FBI, et al.
Civil Action No. 15-242E

Dear Judge Baxter:

In June 2018, the Court granted summary judgment to the federal defendants in this Freedom of Information Act case, the Federal Bureau of Investigation (FBI) and Executive Office for U.S. Attorneys (EOUSA). The plaintiff, Anthony L. Viola, appealed that ruling to the U.S. Court of Appeals for the Third Circuit, where the appeal remains pending.

In the course of preparing the government's brief on appeal, government counsel discovered that the *Vaughn* index that EOUSA prepared and the government filed with this Court incorrectly described some of the documents at issue. The government has now moved in the Third Circuit to vacate this Court's judgment in favor of EOUSA and remand for further proceedings—in which EOUSA will reprocess the documents at issue and submit a new *Vaughn* index and declaration—once the Third Circuit has resolved the remaining issues in the appeal.

September 27, 2019

Page 2

Because the Third Circuit appeal remains pending, this Court presently lacks jurisdiction, and the government does not ask that the Court take any action at this time. The government is filing this letter simply to avoid any delay in notifying the Court of the inaccuracies in EOUSA's prior submission. The government regrets those inaccuracies and the resulting inconvenience to the Court.

Respectfully submitted,

SCOTT W. BRADY
United States Attorney

/s/ Michael C. Colville
MICHAEL C. COLVILLE
Assistant U.S. Attorney
(412) 894-7337

IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

ANTHONY L. VIOLA,

Plaintiff-Appellant,

v.

U.S. DEPARTMENT OF JUSTICE, FEDERAL
BUREAU OF INVESTIGATION; U.S. DEPART-
MENT OF JUSTICE, EXECUTIVE OFFICE FOR
U.S. ATTORNEYS; CUYAHOGA COUNTY
MORTGAGE FRAUD TASK FORCE; and
KATHRYN CLOVER,

Defendants-Appellees.

No. 18-2573

**FEDERAL DEFENDANTS' MOTION TO EXPAND THE SCOPE OF
THE PARTIAL REMAND**

In this Freedom of Information Act (FOIA) action, plaintiff Anthony L. Viola seeks records from the Federal Bureau of Investigation (FBI), the Executive Office for U.S. Attorneys (EOUSA), and the Cuyahoga County Mortgage Fraud Task Force. In October 2019, counsel for the federal defendants discovered that the *Vaughn* index submitted to the district court in support of EOUSA's withholdings contained inaccuracies. The federal defendants therefore requested a partial remand to allow EOUSA to reprocess responsive records and submit a new *Vaughn* index and declaration to the district court. The other parties to this appeal did not oppose the motion, and this Court granted it on October 31, 2019.

When EOUSA reprocessed the responsive records on remand from this Court, it referred to the FBI a number of records for which the FBI was the custodian. When the FBI received those records, it discovered that they had not been processed during the initial phase of district court litigation. The FBI investigated why the records were not initially processed and found that, when it had initially searched for and gathered records, it had inadvertently failed to obtain all portions of the responsive records. The FBI thus determined that, in addition to the records referred from EOUSA, it must now process the previously unprocessed responsive records within its own investigative files. The FBI intends to process the additional records expeditiously and then to provide the district court with a supplemental declaration and *Vaughn* index.

Because the federal defendants' motion for a partial remand asked for a remand only as to EOUSA, not the FBI—and because this Court granted the motion without saying anything further about the scope of the remand—it appears that the district court may currently lack jurisdiction to consider a supplemental declaration and *Vaughn* index, and adjudicate any resulting disputes, as to the FBI. The federal defendants accordingly request that the partial remand be expanded to include the FBI.

The Cuyahoga County Mortgage Fraud Task Force does not oppose this request. Viola intends to file a response.

CONCLUSION

The Court should vacate the district court's judgment with respect to the FBI and remand with instructions that the FBI be permitted to produce a supplemental

declaration and *Vaughn* index after it processes additional records. This appeal should continue to be held in abeyance until the district court has completed proceedings on remand as to the FBI and EOUSA.

Respectfully submitted,

SHARON SWINGLE

/s/ Daniel Winik

DANIEL WINIK

D.C. Bar No. 1015470

Attorneys, Appellate Staff

Civil Division, Room 7245

U.S. Department of Justice

950 Pennsylvania Avenue NW

Washington, DC 20530

(202) 305-8849

June 29, 2020.

Exhibit P

Customer Name:
Customer ID: FORF.20%

Receipt Number: 121113-2
Date: 12/11/13
Reference: 121113-2

<u>ITEM / INVOICE</u>	<u>DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
	Dep to LETF - Restitution CR 535936 / Julius Graves			2.50
	Dep to LETF - Restitution CR 535949 / Richard			25.00
	Dep to LETF - Restitution CR 527972 / James Leoni			16.87
	Dep to LETF - Restitution CR 563827 / Sharon Stucko			20.00
	Dep to LETF - Restitution CR 536179 / Edreaysia			10.00
	Dep to LETF - Reimb CC Land Revitzin / Uri Gofman			88,690.05
	Dep to LETF - Dept Homeland Security v. Haarouni			7,852.39

Viola
Co-defendant

Viola
Co-defendant **GOFMAN**

Payment Method: Check

Subtotal: 98,516.61
Sales Tax: 0.00
98,516.61

Receipt Number: 121113-2
Date: 12/11/13
Reference: 121113-2

<u>ITEM / INVOICE</u>	<u>DESCRIPTION</u>	<u>QUANTITY</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
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	Dep to LETF - Dept Homeland Security v. Haarouni			7,852.39

Payment Method: Check

Subtotal: 98,516.61
Sales Tax: 0.00
98,516.61

**Cuyahoga County Prosecutor's Office
Cash Account Register
For the Period From Jan 1, 2012 to Dec 31, 2013
1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
			Opening Balance			375,152.78	375,152.76
1/1/12	07491	Payment	cleohisup		100.00		375,052.76
1/4/12	010412	Payment	humrescou		100.00		374,952.76
1/4/12	0104121	Payment	paypal		16.48		374,936.28
1/30/12	13012	Receipt	Forfeitures.20%	13012		3,487.82	378,424.10
1/30/12	130121	Receipt	Forfeitures.20%	13012		7,029.23	385,453.33
1/31/12	Annual Fee	Gen. Jrnl.			1,686.88		383,766.47
1/31/12	013112	Payment	lawenf		0.70		383,765.77
1/31/12	07432	Payment	cleohisup		100.00		383,665.77
1/31/12	07433	Payment	cleohisup		100.00		383,565.77
1/31/12	07434	Payment	gerfuecle		50.00		383,515.77
1/31/12	07435	Payment	gerfuecle		50.00		383,465.77
1/31/12	07436	Payment	gerfuecle		50.00		383,415.77
1/31/12	07437	Payment	gerfuecle		50.00		383,365.77
1/31/12	07438	Payment	gerfuecle		50.00		383,315.77
1/31/12	07439	Payment	gerfuecle		50.00		383,265.77
1/31/12	07440	Payment	gerfuecle		50.00		383,215.77
1/31/12	07441	Payment	gerfuecle		50.00		383,165.77
1/31/12	07442	Payment	gerfuecle		50.00		383,115.77
1/31/12	07443	Payment	gerfuecle		50.00		383,065.77
1/31/12	07444	Payment	gerfuecle		50.00		383,015.77
1/31/12	07445	Payment	gerfuecle		50.00		382,965.77
1/31/12	07446	Payment	gerfuecle		50.00		382,915.77
1/31/12	07447	Payment	gerfuecle		50.00		382,865.77
1/31/12	07448	Payment	gerfuecle		50.00		382,815.77
1/31/12	07449	Payment	gerfuecle		50.00		382,765.77
1/31/12	07450	Payment	gerfuecle		50.00		382,715.77
1/31/12	07451	Payment	gerfuecle		50.00		382,665.77
1/31/12	07452	Payment	gerfuecle		50.00		382,615.77
1/31/12	07453	Payment	gerfuecle		50.00		382,565.77
1/31/12	07454	Payment	secofsta		5.00		382,560.77
1/31/12	07455	Payment	secofsta		5.00		382,555.77
1/31/12	07457	Payment	secofsta		5.00		382,550.77
1/31/12	07458	Payment	secofsta		5.00		382,545.77
1/31/12	07459	Payment	secofsta		5.00		382,540.77
1/31/12	07460	Payment	secofsta		5.00		382,535.77
1/31/12	07461	Payment	secofsta		5.00		382,530.77
1/31/12	07462	Payment	secofsta		5.00		382,525.77
1/31/12	07463	Payment	secofsta		5.00		382,520.77
1/31/12	07464	Payment	secofsta		5.00		382,515.77
1/31/12	07465	Payment	secofsta		5.00		382,510.77
1/31/12	07466	Payment	secofsta		5.00		382,505.77
1/31/12	07467	Payment	secofsta		5.00		382,500.77
1/31/12	07468	Payment	secofsta		5.00		382,495.77
1/31/12	07469	Payment	secofsta		5.00		382,490.77
1/31/12	07470	Payment	secofsta		5.00		382,485.77
1/31/12	07471	Payment	secofsta		5.00		382,480.77
1/31/12	07472	Payment	secofsta		5.00		382,475.77
1/31/12	07473	Payment	secofsta		5.00		382,470.77
1/31/12	07474	Payment	cleclilaw		250.00		382,220.77
1/31/12	07475	Payment	flitra		105.00		382,115.77
1/31/12	07476	Payment	flitra		1,346.00		380,769.77
1/31/12	07477	Payment	mnjtec		930.20		379,839.57
1/31/12	07478	Payment	mnjtec		4,189.15		375,650.42
1/31/12	07479	Payment	mnjtec		1,793.60		373,856.82
1/31/12	07480	Payment	mnjtec		3,531.00		370,325.82
1/31/12	07481	Payment	cleohisup		100.00		370,225.82
1/31/12	07456	Void Pmnt	secofsta		5.00		370,220.82
2/1/12	07529	Payment	flitra		790.60		369,430.22
2/2/12	07482	Payment	ptsame		332.50		369,097.72
2/2/12	07483	Payment	ptsame		1,025.05		368,072.67
2/2/12	07484	Payment	ptsame		707.75		367,364.92

**Cuyahoga County Prosecutor's Office
Cash Account Register
For the Period From Jan 1, 2012 to Dec 31, 2013
1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
8/28/12	07818	Payment	ptsame		1,539.95		398,325.39
8/28/12	07819	Payment	ptsame		1,044.15		397,281.24
8/28/12	07820	Payment	ptsame		1,754.65		395,526.59
8/28/12	082812	Payment	wall		112.10		395,414.49
8/29/12	082912	Payment	cleunista		350.00		395,064.49
8/30/12	07822	Payment	radbrt		220.28		394,844.21
8/30/12	07823	Payment	buscar		799.65		394,044.56
8/30/12	07824	Payment	willis		128.38		393,916.18
8/30/12	07825	Payment	sowign		124.81		393,793.57
8/30/12	07826	Payment	gerfuecle		50.00		393,743.57
8/30/12	07827	Payment	gerfuecle		50.00		393,693.57
8/30/12	07828	Payment	gerfuecle		50.00		393,643.57
8/30/12	07829	Payment	gerfuecle		50.00		393,593.57
8/30/12	07830	Payment	gerfuecle		50.00		393,543.57
8/30/12	07831	Payment	gerfuecle		50.00		393,493.57
8/30/12	07832	Payment	gerfuecle		50.00		393,443.57
8/30/12	07833	Payment	gerfuecle		50.00		393,393.57
8/30/12	07834	Payment	gerfuecle		50.00		393,343.57
8/30/12	07835	Payment	gerfuecle		50.00		393,293.57
8/30/12	07836	Payment	gerfuecle		50.00		393,243.57
8/30/12	07837	Payment	gerfuecle		50.00		393,193.57
8/30/12	07838	Payment	gerfuecle		50.00		393,143.57
8/30/12	07839	Payment	gerfuecle		50.00		393,093.57
8/30/12	07840	Payment	gerfuecle		50.00		393,043.57
8/30/12	07841	Payment	gerfuecle		50.00		392,993.57
8/30/12	07842	Payment	gerfuecle		50.00		392,943.57
8/30/12	07843	Payment	gerfuecle		50.00		392,893.57
8/30/12	07844	Payment	gerfuecle		50.00		392,843.57
8/30/12	07845	Payment	gerfuecle		50.00		392,793.57
8/30/12	083012	Payment	attman		330.00		392,463.57
8/30/12	07821	Void Pmnt	caljul		50.00		392,413.57
8/31/12	083112	Receipt	Forfeitures.20%	083112		22,060.14	414,473.71
8/31/12	0831122	Receipt	Forfeitures.20%	083112		733.65	415,207.36
8/31/12	0831123	Receipt	Forfeitures.20%	083112	KARKA	468,829.03	884,036.39
9/4/12	07847	Payment	filtra		598.20		883,438.19
9/4/12	07848	Payment	filtra		1,041.20		882,396.99
9/4/12	07849	Payment	filtra		789.20		881,607.79
9/4/12	07850	Payment	wilang		97.01		881,510.78
9/4/12	07851	Payment	frijar		55.28		881,455.52
9/4/12	07852	Payment	wollob		8,457.62		872,997.90
9/4/12	07853	Payment	ohicse		88.00		872,909.90
9/4/12	090412	Payment	paypal		16.48		872,893.42
9/4/12	07846	Void Pmnt	filtra		598.60		872,296.82
9/4/12	07846V	Void Pmnt	filtra		598.60		872,893.42
9/5/12	07854	Payment	cleohisup		100.00		872,793.42
9/5/12	07855	Payment	cleohisup		100.00		872,693.42
9/5/12	07856	Payment	nicand		199.87		872,493.55
9/5/12	07857	Payment	nicand		269.79		872,203.76
9/5/12	07858	Payment	ciemet		360.00		871,843.76
9/5/12	07859	Payment	willis		416.52		871,427.24
9/5/12	07860	Payment	matter		128.21		871,301.03
9/6/12	07861	Payment	ohisupcou		200.00		871,101.03
9/6/12	07862	Payment	ptsame		515.85		870,585.18
9/6/12	07863	Payment	radbrt		220.28		870,364.90
9/6/12	07864	Payment	filtra		1,691.00		868,673.90
9/7/12	07865	Payment	filtra		696.20		867,977.70
9/7/12	07866	Payment	filtra		630.20		867,347.50
9/7/12	07867	Payment	clerapcri		520.00		866,827.50
9/7/12	090713	Payment	websto		577.17		866,250.33
9/10/12	07868	Payment	terslm		492.00		865,758.33
9/10/12	07869	Payment	norcoabah		114.00		865,644.33
9/12/12	07870	Payment	cleohisup		100.00		865,540.69
9/12/12	07870	Payment	cleohisup		100.00		865,450.69

Electronic 09/10/13 03/21/2013 55 / COMPLAINT / CV 18 857905 / Confirmation Nbr 1902678 / CLMDW

Cuyahoga County Prosecutor's Office
Cash Account Register
For the Period From Jan 1, 2012 to Dec 31, 2013
1000 - PNC-Law Enforcement

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
5/7/13	08812	Payment	ptsame		601.35		1,234,584.49
5/7/13	08813	Payment	ptsame		1,184.85		1,233,379.84
5/7/13	08814	Payment	ptsame		405.65		1,232,974.19
5/7/13	08815	Payment	ptsame		325.00		1,232,649.19
5/7/13	08816	Payment	ptsame		484.00		1,232,155.19
5/7/13	08817	Payment	ptsame		605.15		1,231,550.04
5/7/13	08818	Payment	ptsame		325.00		1,231,225.04
5/7/13	08819	Payment	ptsame		1,237.85		1,229,987.19
5/7/13	08820	Payment	ptsame		325.00		1,229,662.19
5/7/13	08821	Payment	ptsame		325.00		1,229,337.19
5/7/13	08822	Payment	cuycouland	GOPMAN	77,958.44		1,151,378.75
5/7/13	08823	Payment	buscar		748.32		1,150,630.43
5/7/13	08824	Payment	accdata		12,810.00		1,138,020.43
5/7/13	08825	Payment	kasdan		250.45		1,137,769.98
5/7/13	08826	Payment	secofsta		5.00		1,137,764.98
5/7/13	08827	Payment	secofsta		5.00		1,137,759.98
5/7/13	08828	Payment	secofsta		5.00		1,137,754.98
5/7/13	08829	Payment	secofsta		5.00		1,137,749.98
5/7/13	08830	Payment	secofsta		5.00		1,137,744.98
5/7/13	08831	Payment	secofsta		5.00		1,137,739.98
5/7/13	08832	Payment	secofsta		5.00		1,137,734.98
5/7/13	08833	Payment	secofsta		5.00		1,137,729.98
5/7/13	08834	Payment	secofsta		5.00		1,137,724.98
5/7/13	08835	Payment	secofsta		5.00		1,137,719.98
5/7/13	08836	Payment	secofsta		5.00		1,137,714.98
5/7/13	08837	Payment	secofsta		5.00		1,137,709.98
5/7/13	08838	Payment	secofsta		5.00		1,137,704.98
5/7/13	08839	Payment	secofsta		5.00		1,137,699.98
5/7/13	08840	Payment	secofsta		5.00		1,137,694.98
5/7/13	08841	Payment	secofsta		5.00		1,137,689.98
5/7/13	08842	Payment	secofsta		5.00		1,137,684.98
5/7/13	08843	Payment	secofsta		5.00		1,137,679.98
5/7/13	08844	Payment	secofsta		5.00		1,137,674.98
5/7/13	08845	Payment	secofsta		5.00		1,137,669.98
5/7/13	08846	Payment	cuycoucle		50.00		1,137,619.98
5/7/13	08847	Payment	cuycoucle		50.00		1,137,569.98
5/7/13	08848	Payment	cuycoucle		50.00		1,137,519.98
5/7/13	08849	Payment	cuycoucle		50.00		1,137,469.98
5/7/13	08850	Payment	cuycoucle		50.00		1,137,419.98
5/7/13	08851	Payment	cuycoucle		50.00		1,137,369.98
5/7/13	08852	Payment	cuycoucle		50.00		1,137,319.98
5/7/13	08853	Payment	cuycoucle		50.00		1,137,269.98
5/7/13	08854	Payment	cuycoucle		50.00		1,137,219.98
5/7/13	08855	Payment	cuycoucle		50.00		1,137,169.98
5/7/13	08856	Payment	cuycoucle		50.00		1,137,119.98
5/7/13	08857	Payment	cuycoucle		50.00		1,137,069.98
5/7/13	08858	Payment	cuycoucle		50.00		1,137,019.98
5/7/13	08859	Payment	cuycoucle		50.00		1,136,969.98
5/7/13	050713	Receipt	Forfeitures.20%	050713		13,439.48	1,150,409.46
5/7/13	08860	Void Pmnt	cuycoucle		50.00		1,150,359.46
5/7/13	08861	Void Pmnt	cuycoucle		50.00		1,150,309.46
5/7/13	08862	Void Pmnt	cuycoucle		50.00		1,150,259.46
5/7/13	08863	Void Pmnt	cuycoucle		50.00		1,150,209.46
5/7/13	08864	Void Pmnt	cuycoucle		50.00		1,150,159.46
5/7/13	08865	Void Pmnt	cuycoucle		50.00		1,150,109.46
5/10/13	051013	Payment	bankofamerica		748.32		1,149,361.14
5/13/13	051313	Payment	-aasample		81.68		1,149,299.46
5/14/13	08866	Payment	diccla		625.20		1,148,674.26
5/15/13	051513	Payment	-aasample		1,999.00		1,146,675.26
5/15/13	08867	Payment	illtra		954.50		1,145,720.76
5/15/13	08868	Void Pmnt	patjos		327.89		1,145,392.87
5/15/13	08869	Void Pmnt	patjos		327.89		1,145,064.98
5/16/13	08869	Payment	parhelpol		40,000.00		1,105,064.98

(X)

**Cuyahoga County Prosecutor's Office
Cash Account Register
For the Period From Jan 1, 2012 to Dec 31, 2013
1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
8/1 9/13		Payment	sheraton		3,895.68		805,501.15
8/2 0/13	08983	Payment	cuycouland	URI GOFMAN	23,010.00		782,491.15
8/2 0/13	08984	Payment	bilyvo		105.20		782,385.95
8/2 0/13	08985	Payment	szipet		180.28		782,205.67
8/2 0/13	08986	Payment	whljoa		218.03		781,987.64
8/2 0/13	08987	Payment	karkri		338.01		781,649.63
8/2 0/13	08988	Payment	zarsco		289.02		781,380.61
8/2 0/13	08989	Payment	sowker		261.78		781,118.83
8/2 0/13	08990	Payment	golfra		231.94		780,886.89
8/2 0/13	08991	Payment	deblor		434.06		780,452.83
8/2 0/13	08992	Payment	thoang		322.07		780,130.76
8/2 0/13	08993	Payment	mcgilm		894.31		779,236.45
8/2 0/13	08994	Payment	intresgro		22,302.33		756,934.12
8/2 0/13	082013	Receipt	NET PROCEEDS	082013		4,154.55	761,088.67
8/2 0/13	082013-3	Receipt	ICAC REIMBRSMNT	082013-3		365.00	761,453.67
8/2 0/13	082013-4	Receipt	GEN FUND REIMBRSM	082013-4		42,718.89	804,172.38
8/2 1/13	082113	Receipt	NET PROCEEDS	082113		25.00	804,197.38
8/2 5/13		Payment	Comfort Inn	Slmnt Chgs f	167.86		804,029.50
8/2 7/13	082713	Receipt	NET PROCEEDS	082713		10,729.20	814,758.70
8/2 7/13	082713-2	Receipt	NET PROCEEDS	082713-2		998.00	815,754.70
8/2 8/13		Payment	cropla		5,467.90		810,286.80
8/2 9/13		Payment	websto		330.15		809,956.65
8/2 9/13	08995	Payment	kaiken		6,000.00		803,956.65
8/3 0/13	08996	Payment	ohisupcou		100.00		803,856.65
8/3 0/13	08997	Payment	ohisupcou		100.00		803,756.65
8/3 0/13	08998	Payment	secofsta		5.00		803,751.65
8/3 0/13	09000	Payment	secofsta		5.00		803,746.65
8/3 0/13	09001	Payment	secofsta		5.00		803,741.65
8/3 0/13	09002	Payment	secofsta		5.00		803,736.65
8/3 0/13	09003	Payment	secofsta		5.00		803,731.65
8/3 0/13	09004	Payment	secofsta		5.00		803,726.65
8/3 0/13	09005	Payment	secofsta		5.00		803,721.65
8/3 0/13	09006	Payment	secofsta		5.00		803,716.65
8/3 0/13	09008	Payment	secofsta		5.00		803,711.65
8/3 0/13	09009	Payment	secofsta		5.00		803,706.65
8/3 0/13	09010	Payment	secofsta		5.00		803,701.65
8/3 0/13	09011	Payment	secofsta		5.00		803,696.65
8/3 0/13	09012	Payment	secofsta		5.00		803,691.65
8/3 0/13	09014	Payment	secofsta		5.00		803,686.65
8/3 0/13	09015	Payment	secofsta		5.00		803,681.65
8/3 0/13	08860V	Void Pmnt	cuycoucle		-50.00		803,731.65
8/3 0/13	08861V	Void Pmnt	cuycoucle		-50.00		803,781.65
8/3 0/13	08862V	Void Pmnt	cuycoucle		-50.00		803,831.65
8/3 0/13	08863V	Void Pmnt	cuycoucle		-50.00		803,881.65
8/3 0/13	08864V	Void Pmnt	cuycoucle		-50.00		803,931.65
8/3 0/13	08865V	Void Pmnt	cuycoucle		-50.00		803,981.65
8/3 0/13	08998	Void Pmnt	secofsta		100.00		803,881.65
8/3 0/13	08907	Void Pmnt	secofsta		100.00		803,781.65
8/3 0/13	09007V	Void Pmnt	secofsta		-100.00		803,881.65
8/3 0/13	09013	Void Pmnt	secofsta		5.00		803,876.65
8/3 0/13	09016	Void Pmnt	bogphi		9,500.00		794,376.65
9/3/13		Payment	hyareg		1,740.00		792,636.65
9/3/13	09017	Void Pmnt	ohisupcou		100.00		792,536.65
9/5/13		Payment	Design Pics, Inc.	McGinty Lap	2,060.00		790,476.65
9/5/13	090513	Receipt	GEN FUND REIMBRSM	090513		22,302.33	812,778.98
9/5/13	090513.2	Receipt	Forfeitures.20%	090513-2		1,413.20	814,192.18
9/6/13		Payment	Nat Org Vic Asst		660.00		813,532.18
9/6/13	09018	Payment	bogphi		8,250.00		805,282.18
9/6/13	09019	Payment	conwil		1,190.77		804,091.41
9/6/13	09020	Payment	ochfra		11,307.39		792,784.02
9/6/13	09021	Payment	eigdis		200.00		792,584.02
9/6/13	09022	Payment	sellph		275.00		792,311.03
9/6/13	09023	Payment	howker		252.50		792,058.53

Electronically filed 03/21/2016 10:56 AM COMPLAINT / CV 16 857905 / Confirmation Nbr. 702078 / CLMDW

**Cuyahoga County Prosecutor's Office
Cash Account Register
For the Period From Jan 1, 2012 to Dec 31, 2013
1000 - PNC-Law Enforcement**

Filter Criteria includes: Report order is by Transaction Date.

Date	Reference	Type	Payee/Paid By	Memo	Payment Am	Receipt Amt	Balance
11/14/13	09151	Payment	nicand		81.71		827,331.92
11/14/13	09152	Payment	smikes		285.51		827,046.41
11/14/13	09153	Payment	mckler		244.97		826,801.44
11/14/13	09154	Payment	ptsame		2,010.80		824,790.64
11/14/13	09141	Void Pmnt	parhelpol		59,540.00		765,250.64
11/14/13	09141V	Void Pmnt	parhelpol		-59,540.00		824,790.64
11/14/13	09143	Void Pmnt	ussecser		61,830.00		762,960.64
11/14/13	09143V	Void Pmnt	ussecser		-61,830.00		824,790.64
11/15/13	111513	Receipt	GEN FUND	111513		7,138.03	831,928.87
11/15/13	111513-2	Receipt	FORF.20%	111513-2		32,307.48	864,236.35
11/15/13	111513-3	Receipt	ICAC	111513-3		2,841.48	867,077.83
11/15/13	111513-4	Receipt	DTAC	111513-4		23,010.00	890,087.83
11/15/13	111513-5	Receipt	GROSS PROCEEDS	111513-5		124,311.54	1,014,399.37
11/18/13		Payment	actra		385.00		1,014,014.37
11/18/13		Payment	usair		5,079.00		1,008,935.37
11/18/13	09155	Payment	clemet		50.00		1,008,885.37
11/18/13	111813	Receipt	BANK CREDIT	111813		17.85	1,008,903.22
11/19/13	09158	Payment	parhelpol		14,462.08		994,441.18
11/19/13	09157	Payment	ohlinvuni		15,018.29		979,422.87
11/19/13	09158	Payment	ussecser		15,018.29		964,404.58
11/19/13	09159	Payment	ohisupcou		100.00		964,304.58
11/19/13	09160	Payment	ohisupcou		100.00		964,204.58
11/20/13	112013	Receipt	GROSS PROCEEDS	112013		44,498.65	1,008,703.23
11/20/13	112013-2	Receipt	FORF.20%	112013-2		13,824.66	1,022,327.89
11/20/13	112013-3	Receipt	BANK CREDIT	112013-3		839.60	1,023,167.49
11/21/13		Payment	usdis		400.00		1,022,767.49
11/21/13	09161	Payment	ohiosup		100.00		1,022,667.49
11/21/13	09162	Payment	ptsame		4,340.90		1,018,326.59
11/21/13	112113	Receipt	BANK CREDIT	112113		419.80	1,018,746.39
11/22/13		Payment	United Airlines		512.00		1,018,234.39
11/25/13		Payment	actra		35.00		1,018,199.39
11/25/13		Payment	amair		763.60		1,017,435.79
11/25/13		Payment	hyareg		393.66		1,017,042.23
11/25/13	09163	Payment	ohlowho		19,840.00		997,202.23
11/25/13	09164	Payment	natdisatt		1,193.00		996,009.23
11/25/13	09165	Payment	ptsame		2,666.00		993,444.23
11/25/13	112513	Receipt	FORF.20%	112513		18,810.80	1,012,255.03
11/27/13	112713	Receipt	FORF.20%	112713		131.50	1,012,386.53
11/27/13	112713-2	Receipt	ICAC REIMBRSMNT	112713-2		5,090.07	1,017,478.60
11/27/13	112713-3	Receipt	GEN FUND	112713-3		2,384.13	1,019,860.73
11/29/13		Payment	natdisatt		7,200.00		1,012,660.73
12/2/13		Payment	sheraton		1,468.00		1,011,202.73
12/3/13	09166	Payment	hyndsight		25,395.00		985,807.73
12/3/13	09167	Payment	spr		818.31		984,989.42
12/4/13		Payment	actra		35.00		984,954.42
12/5/13		Payment	natdisatt		4,955.00		979,999.42
12/5/13		Payment	sheraton		891.00		979,108.42
12/6/13		Payment	spr		818.31		978,290.11
12/10/13		Payment	sheraton		96.00		978,194.11
12/10/13	09168	Payment	buscar		1,005.21		977,188.90
12/10/13	09169	Payment	supcouchi		100.00		977,088.90
12/10/13	09170	Payment	ohiosup		100.00		976,988.90
12/11/13	121113	Receipt	ICAC REIMBRSMNT	121113		1,648.10	978,637.00
12/11/13	121113-2	Receipt	FORF.20%	121113-2	SEE DETAIL ATTACHED	*96,516.61	1,075,153.61
12/11/13	121113-3	Receipt	GEN FUND	121113-3		28,233.00	1,103,386.61
12/11/13	121113-4	Receipt	BANK CREDIT	121113-4		98.39	1,103,485.00
12/12/13	09171	Payment	hamcou		3,098.00		1,100,387.00
12/13/13		Payment	amair		821.60		1,099,565.40
12/13/13		Payment	bankofamerica		1,005.21		1,098,560.19
12/16/13		Payment	natbusins		199.00		1,098,361.19
12/16/13		Payment	NJ Business Service		6.25		1,098,354.94
12/16/13		Payment	sheraton		6,149.26		1,092,205.74
12/16/13	09172	Payment	wieand		177.31		1,092,028.33

Exhibit Q

IN THE OHIO COURT OF CLAIMS

ANTHONY VIOLA,

Respondent,

v.

OHIO ATTORNEY GENERAL'S OFFICE –
PUBLIC RECORDS UNIT,

Respondent.

:
:
: CASE NO. 2020-00507PQ
:
:
: Special Master Jeff Clark
:
:
:
:
:

AFFIDAVIT OF DANIEL J. KASARIS

Daniel J. Kasaris, being first duly cautioned and sworn, testifies as follows:

1. I am an adult, over 18 years of age, and I have personal knowledge of the matters set forth below.
2. I serve as Senior Assistant Attorney General in the Special Prosecutions Section of the Ohio Attorney General's Office ("AGO"). I have held this position since August 12, 2013.
3. Prior to my employment in the AGO, I was an Assistant Prosecutor with the Cuyahoga County Prosecutor's Office from September 1997 to August 9, 2013.
4. During my employment as a prosecuting attorney at the Cuyahoga County Prosecutor's Office, that office criminally prosecuted Mr. Anthony Viola in state court. In my capacity as an Assistant Prosecutor with the Cuyahoga County Prosecutor's Office, I was on a team of attorneys that criminally prosecuted Mr. Viola. After a trial, the jury acquitted Viola of the state charges.

5. Separately, the United States federal government through the United States' Attorney office for the Northern District of Ohio prosecuted Mr. Viola on federal criminal charges. I was not involved in this case.
6. Since beginning my employment with the AGO in 2013, I have not been consulted on or involved in any criminal prosecutions against Mr. Anthony Viola.
7. Since beginning my employment with the AGO, the AGO has not been involved in any criminal prosecutions against Mr. Anthony Viola.
8. Since beginning my employment with the AGO, the AGO has defended against civil lawsuits filed by Mr. Anthony Viola against myself and other AGO employees.
9. I understand that the AGO received a public records request that stated:

"Assistant Ohio Attorney General Daniel Kasaris has used a personal Yahoo account for official business. I'm attaching an example of an e mail from his Yahoo account with an official signature. I'm asking you to look into this Yahoo account and determine whether its use violates Ohio public records laws. I'm also asking you to review that Yahoo account and search for records responsive to my recent records request, which sought all e mails from the inception of his employment in 2013 until the present mentioning the following key words:

--Task Force or Mortgage Fraud Task Force	-- Bryan Butler
-- Dawn Pasela	-- Matt or Matthew Fairfield
-- Kathryn Clover	-- Jay Milano
-- Anthony or Tony Viola	-- Peter Beck
--Mark Bennett	-- Arvin Clar"
--Mortgage Fraud	

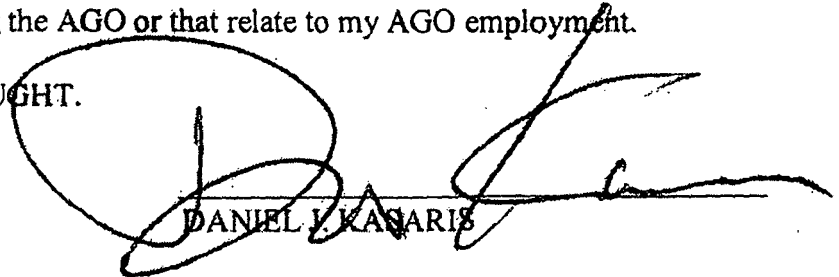
10. I maintain a personal email account with Yahoo.com, Danieljkasaris@yahoo.com.
11. For the most part, I use my email account with Yahoo for personal communications unrelated to my AGO employment.
12. On very rare occasions, I have sent to my Yahoo email account copies of emails that I received on my AGO email account. The emails that I sent from my AGO email account to my Yahoo email account were all duplicates of AGO emails. These emails involved a

criminal prosecution that was separate and unrelated to any matter involving Mr. Viola. Once that criminal case concluded, I deleted the duplicate emails from my Yahoo account. I also saved the emails in my AGO email account to the AGO case file for that case, which are maintained in accordance with the AGO record retention policies.

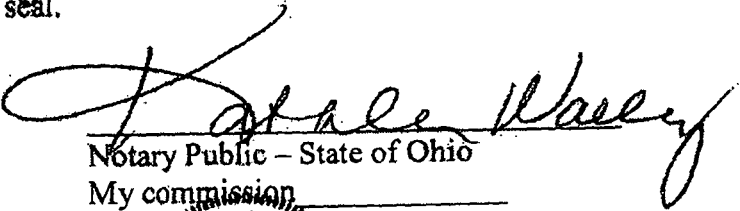
13. I have no emails related to my AGO employment on my personal Yahoo account.

14. I searched my personal email account, Danieljkasaris@yahoo.com, using the search terms listed in the above public records request. That search yielded no emails that relate to any case or matter involving the AGO or that relate to my AGO employment.

FURTHER AFFIANT SAYETH NAUGHT.


DANIEL J. KASARIS

Sworn to and subscribed before me, a Notary Public in and for said county and state, and subscribed in my presence, by the above-named Daniel J. Kasaris, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed, this 15th day of December, 2020, in the City of Youngstown County of Mahoning State of Ohio, in testimony whereof, I set my hand and official seal.


Notary Public – State of Ohio
My commission _____



KATHLEEN WALLEY
Notary Public, State of Ohio
My Commission Expires
May 11, 2024

Exhibit R

RE: Revised Records Request

July 20, 2021 at 6:19 PM

From Dana Schroeder

To Tony Viola

Cc Donna Vozar, Thomas Kelly

📎 072021 Par...RR - Viola.pdf 14.37 MB, 📎 072021 Par... - Viola 2.pdf 5.38 MB

Mr. Viola,

I apologize for the delay, but due to the extensive size of this Public Records Request, it is taking additional time.

I have attached what I have completed so far.

Once all is complete I will send the remaining, tentatively by mid-August.

Thank you

Dana

Dana A. Schroeder, MMC
Director of Legislative Services
Council Office
City of North Royalton
14600 State Road
North Royalton, OH 44133
440-237-4260
Fax 440-237-0470

From: Tony Viola <mrtonyviola@icloud.com>
Sent: Monday, July 19, 2021 6:33 PM
To: Dana Schroeder <dschroeder@northroyalton.org>
Cc: Donna Vozar <dvozar@northroyalton.org>; Thomas Kelly <TKelly@northroyalton.org>
Subject: Re: Revised Records Request

[EXTERNAL EMAIL]

Hello, I have yet to hear back from you concerning Mr Kasaris' Yahoo emails... if I don't hear from you this week, I'll make a filing in the Ohio Court of Claims.

Regards,

Tony Viola
(330) 998-3290
Mrtonyviola@icloud.com

On Jul 14, 2021, at 7:07 PM, Tony Viola <mrtonyviola@icloud.com> wrote:

Hello, I'm writing to follow up on your email below ... have you had the chance to locate the emails in question and when may I receive them?

Thanks,
Tony

From: Danny Kasaris
To: Dan Kasaris
Subject: Edgerton road drainage issue
Date: Tuesday, December 31, 2019 1:33:09 PM

Subject Case law.
<https://www.legale.com/decision/197716259ohiomisc1031150>

Sent from Yahoo Mail on Android

From: Ward6@northroyalton.org
To: danielikasaris@yahoo.com
Subject: FW: Willow Lake Drive
Date: Monday, December 30, 2019 8:17:50 PM

From: Lynne Lloyd [lynnelloyd50@hotmail.com]
Sent: Wednesday, February 05, 2014 11:40 AM
To: Dan Kasaris
Subject: Willow Lake Drive

I am writing to request that you talk to someone about getting the bottom of our street plowed and salted. Our street is a hill and this whole winter it has not been plowed or salted like it has in the past.

I completely understand that the main roads are a priority in plowing and salting and I don't expect the top of our cul-de-sac to be done right away, but the bottom is dangerous.

This morning, despite going very slow and braking early on the hill, I slid with my mini van full of my 4 kids, plus another child, right into oncoming traffic on Ridge Rd. There could have been a serious tragedy.

I emailed you about this exact same situation a few years ago and you must have spoken to someone because the past few winters have not been a problem. The bottom of the street was plowed and salted when they were doing Ridge Rd. I appreciated that you were able to address this situation in the past. But, for some reason this winter I have had several skids because they are no longer doing the bottom of the street.

Please let me know if you are able to get some resolution about this.

Thank you,
Lynne Lloyd
6569 Willow Lake Drive
North Royalton, Ohio 44133

Exhibit S

Leonard F. Carr Co., L.P.A.

DIRECTOR OF LAW:
MAYFIELD HEIGHTS

OF COUNSEL:
L. BRYAN CARR

*Attorneys and Counselors at Law
1392 S. O. M. Center Road
Mayfield Heights, Ohio 44124*

TELEPHONE
(440) 473-2277

FAX
(440) 473-0166

CELL
(216) 468-7566

E-MAIL
lc@carrlawfirm.net

March 30, 2010

VIA FACSIMILE (216-781-6242) AND REGULAR U.S. MAIL - 3-30-10

Michael Goldberg, Esq.
Michael J. Goldberg & Associates
323 Lakeside Avenue, Suite 450
Cleveland, Ohio 44113

**Re: *United States of America vs. Anthony Capuozzo, et al.*
U.S. District Court, Northern District of Ohio, Eastern Division
Case No. 1:10 CR 00075-DCN-2
*My Client: Nicholas Myles***

Dear Mr. Goldberg:

This letter is being written pursuant to your request, relative to the captioned matter. I will also notify both the Federal and County Prosecutors that I have no objection to doing so.

From time-to-time during my recent involvement in this case, you and I have discussed the matter of certain documents and computer hardware that had been in my client's possession and then turned over to the Cuyahoga County Prosecutor's Office.

It is my understanding that, in 2006, the County Prosecutor's Office issued a Subpoena to Nicholas Myles, for certain records and computer hardware, relative to his former employer Central National Mortgage. The Subpoena was issued by, or in conjunction with, Assistant County Prosecutor Michael Jackson.

In compliance with the Subpoena, my client (with his wife) delivered several boxes of files and documents, as well as 2 grey Dell desktop computers (hard-drives) to the 9th floor of the Justice Center (the Prosecutor's Office) where a representative of Mr. Jackson received those items into his/her custody and control.

EXHIBIT S-0-1

It is my understanding that the Subpoena was complied with in its entirety, and in the time since the issuance of the Subpoena no complaint has been made by the County Prosecutor's Office that my client failed to comply with same in any fashion.

It is my understanding now that one or more of the computers in question may have been lost or misplaced within the County Prosecutor's Office. It is also my understanding (secondhand) that Prosecutor Jackson does not deny having received the subpoenaed information and computers, but merely cannot recall it as a result of the passage of time.

It is my understanding that, with the issuance of this letter, you will withdraw your previously issued Subpoenas on this subject.

Very Truly Yours,

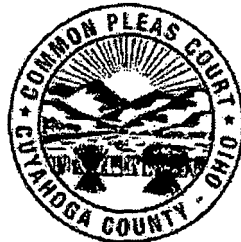


LEONARD F. CARR

/cs

EXHIBIT S- 0-2

Exhibit T



NAILAH K. BYRD
CUYAHOGA COUNTY CLERK OF COURTS
1200 Ontario Street
Cleveland, Ohio 44113

Court of Common Pleas

MOTION TO DISMISS
December 29, 2020 17:09

By: JAYE M. SCHLACHET 0005795

Confirmation Nbr. 2145578

ANTHONY VIOLA

CV 20 936897

vs.

KATHRYN CLOVER

Judge: RICHARD A. BELL

Pages Filed: 15

criminal defendant, did not turn over evidence to him and her actions caused him to be criminally convicted amounting to emotional distress. Defendant had no duty to disclose any evidence or provide any information to Plaintiff, and no allegation is made giving rise to any such request or duty. Moreover, she had rights to defend against her own prosecution as set forth in the Amended Complaint.

Plaintiff fails to set forth a claim for intentional infliction of emotional distress requiring the Amended Complaint to be dismissed and otherwise, based upon the evidence set forth in the pleadings any such claim must be denied.

Spoilation

Plaintiff's cause of action for spoilation of evidence fails to state a claim upon which relief can be granted and otherwise must be denied on the evidence in the pleadings. Pursuant to Smith v. Howard Johnson Co., Inc., 67 Ohio St.3d, 28, 1993-Ohio-229, a plaintiff must prove the following elements to recover on a claim for Spoilation of Evidence: (1) pending or probable litigation involving the plaintiff, (2) knowledge on the part of defendant that litigation exists or is probable, (3) willful destruction of evidence by defendant designed to disrupt the plaintiff's case, (4) disruption of the plaintiff's case, and (5) damages proximately caused by the defendant's acts. Police officers, witnesses or otherwise do not have an obligation to seek out and collect exculpatory evidence. Meluch v. O'Brien, (Cuyahoga Cty., 2007), 2007-Ohio-6633. A claim for spoilation of evidence requires as an element that the purpose of the conduct at issue was to impede pending or probable litigation by the person brining the claim. *Id.* ¶30.

Here, pursuant to Paragraph 10 of Plaintiff's Amended Complaint, Plaintiff alleges "Defendant intentionally destroyed evidence in Plaintiff's court cases in order to avoid any responsibility for her criminal actions..." This statement sufficiently establishes that any attempt to destroy evidence by

Defendant was done for the purpose of defending against her own criminal prosecution and not to impede litigation of Plaintiff.

Defendant was a co-defendant and/or witness in a criminal prosecution(s) against Plaintiff. There is no indication that she was requested to or otherwise had any duty to turn over evidence to Plaintiff in those matters. The threat of a civil cause of action cannot create a duty upon a criminal defendant who has a right against self-incrimination to turn over evidence to another defendant/co-defendant. To the contrary, Defendant was entitled to preserve her own defense. There is no basis to Plaintiff's claim that he reasonably expected exculpatory evidence to be turned over by Defendant as Defendant owed him no duty and has no duty to him in connected criminal prosecutions.

By the specific language set forth in the elements of the offense of spoilage the pending or probable litigation that must be disrupted and cause damages to the individual seeking to bring the cause of action must be civil in nature and the cause of action does not apply to actions taken in connection with a criminal prosecution. The term *litigation* refers to a civil matter while the term *prosecution* refers to a criminal action. As the alleged acts set forth herein are based in connection with criminal prosecutions against Plaintiff who claims to be damaged by the resulting sentence and there is no alleged civil litigation or adverse effect, or damage connected therewith Plaintiff's cause of action must be dismissed/denied.

In its opinions, the court of appeals below emphasized the **qualitative differences between criminal prosecutions and civil litigation** as the reason for its holdings:

"In the criminal proceeding, the burden of proof is upon the state * * *. Moreover, self-incrimination, privilege, and discovery rules are different. In the criminal proceeding, the state may not depose the defendant nor require the defendant to testify involuntarily.

"In a civil proceeding, not only is the burden of proof usually different, it being placed upon plaintiff * * * but also the rules concerning trial procedure, discovery, evidence and constitutional safeguards differ in important aspects."

Walden and Ellis argue that, because they testified in their own defense at trial and were subject to cross-examination, the factors discussed by the court below are not "viable objections" to the application of collateral estoppel. Therefore, they contend, the state has

Exhibit U

August 21, 2020 at 11:34 AM

From connorsjazz@gmail.com

To Tony Viola

Hi Tony,

I have been thinking and praying about everything. I cannot share anything with you after all that was done on my behalf by Dan.

Efforts made by him and things done that nobody else would have been able to do to meet my needs during the most horrific time of my life.

I have so much to lose on many many levels by even talking to you.

I have felt ill about everything and so sorry this has happened to you and others. I am very sensitive to injustice and your case has bothered me for years.

I trust all said is in confidence from both sides and I will praying for all truth to be revealed and for your future.

You are very kind. I knew you would be.

It sounds like you are moving forward and have great representation and friends as well as the evidence you need to receive vindication...If there could ever even be such a thing for someone who has lost so very much.

God bless you Tony.

With care,
Kelly

Sent from my iPhone

Search



Tony

Home

Create



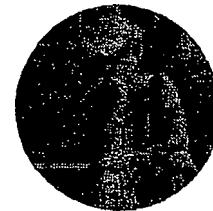
Kelly Connors



Kelly Connors

You're friends on Facebook

Owner/Operator of Stiletto Click Music, INC. LLC
Studied at Dana School of Music YSU



Kelly Connors

AUG 3, 2020, 9:40 AM

Tony, you may want to talk to me.
I have some questions and have been
wanting to sit down w you for about two
years.
We were friends on FB but I was afraid and
blocked you for a bit.
I have been following your story and believe
you.
Is there a way we could meet and talk?

Yes of course! I have a Zoom call for my job
from 10-noon but I am wide open all
afternoon (except 4-5)?and all evening, my #
is 330-998-3390!

I will call you.
I am not good at tech stuff



Type a message...



MORE ACTIONS

Search in Conversation



Edit Nicknames



Change Theme

Change Emoji



PRIVACY & SUPPORT

SHARED PHOTOS

Exhibit V



DATE	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
12/30/2015	201536303192	DOMESTIC FOR PROFIT LLC - ARTICLES OF ORG (LCP)	99.00	0.00	0.00	0.00	0.00

Receipt

This is not a bill. Please do not remit payment.

KASARIS PROPERTIES, LLC
11984 BECKENHAM RD.
NORTH ROYALTON, OH 44133

**STATE OF OHIO
CERTIFICATE**

Ohio Secretary of State, Jon Husted

3843143

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

KASARIS PROPERTIES, LLC

and, that said business records show the filing and recording of:

Document(s)

DOMESTIC FOR PROFIT LLC - ARTICLES OF ORG

Effective Date: 12/28/2015

Document No(s):

201536303192



United States of America
State of Ohio
Office of the Secretary of State

Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 30th day of December, A.D. 2015.

Jon Husted
Ohio Secretary of State



Form 532A Prescribed by:

JON HUSTED
OHIO SECRETARY OF STATE

Toll Free: (877) SOS-FILE (877-767-3453)
Central Ohio: (614) 466-3910

www.OhioSecretaryofState.gov
busserv@OhioSecretaryofState.gov

File online or for more information: www.OHBusinessCentral.com

Mail this form to one of the following:

Regular Filing (non expedite)
P.O. Box 670
Columbus, OH 43218

Expedite Filing (Two business day processing time.
Requires an additional \$100.00)

P.O. Box 1390
Columbus, OH 43218

Articles of Organization for a Domestic RECEIVED Limited Liability Company

Filing Fee: \$99
Form Must Be Typed

DEC 28 2015

CHECK ONLY ONE (1) BOX

OHIO SECRETARY OF STATE

(1) Articles of Organization for Domestic
For-Profit Limited Liability Company
(115-LCA)

(2) Articles of Organization for Domestic
Nonprofit Limited Liability Company
(115-LCA)

Name of Limited Liability Company **KASARIS PROPERTIES, LLC**

Name must include one of the following words or abbreviations: "limited liability company," "limited," "LLC," "L.L.C.," "Ltd.," or "Ltd"

Effective Date
(Optional)

mm/dd/yyyy

(The legal existence of the limited liability company begins upon the filing of the articles or on a later date specified that is not more than ninety days after filing)

This limited liability company shall exist for
(Optional)

Period of Existence

Purpose
(Optional)

The business mission it to provide temporary and/or long-term residential housing to eligible clients.

This business may also provide office space for small businesses and leasing of event rooms / space

for small group functions. Business may function for any other lawful activity.

****Note for Nonprofit LLCs**

The Secretary of State does not grant tax exempt status. Filing with our office is not sufficient to obtain state or federal tax exemptions. Contact the Ohio Department of Taxation and the Internal Revenue Service to ensure that the nonprofit limited liability company secures the proper state and federal tax exemptions. These agencies may require that a purpose clause be provided.

ORIGINAL APPOINTMENT OF AGENT

The undersigned authorized member(s), manager(s) or representative(s) of

KASARIS PROPERTIES, LLC

Name of Limited Liability Company

hereby appoint the following to be Statutory Agent upon whom any process, notice or demand required or permitted by statute to be served upon the limited liability company may be served. The name and address of the agent is

Susan M. Kasaris

Name of Agent

11984 Beckenham Rd.

Mailing Address

North Royalton

City

OH

State

44133

ZIP Code

ACCEPTANCE OF APPOINTMENT

The undersigned, Susan M. Kasaris named herein as the statutory agent
Statutory Agent Name

for KASARIS PROPERTIES, LLC

Name of Limited Liability Company

hereby acknowledges and accepts the appointment of agent for said limited liability company

Statutory Agent Signature

Susan M. Kasaris
Individual Agent's Signature / Signature on Behalf of Business Serving as Agent

By signing and submitting this form to the Ohio Secretary of State, the undersigned hereby certifies that he or she has the requisite authority to execute this document.

Required

Articles and original appointment of agent must be signed by a member, manager or other representative.

If authorized representative is an individual, then they must sign in the "signature" box and print their name in the "Print Name" box.

If authorized representative is a business entity, not an individual, then please print the business name in the "signature" box, an authorized representative of the business entity must sign in the "By" box and print their name in the "Print Name" box.

Susan M Kasaris

Signature

By (if applicable)

Susan M Kasaris

Print Name

Signature

By (if applicable)

Print Name

Signature

By (if applicable)

Print Name

Exhibit W



Designation of Treasurer

Form 30-B
ORC 3517.10

TYPE OF FILING: NEW **UPDATE**

COMMITTEE TYPE: **Candidate** PAC PCE Political Party Legislative Campaign Fund

If update, please check the appropriate reason(s):

Change of Committee Name. Prior Name was: _____

Change of Filing Location. Prior Location was: _____ New Location is: _____

Change of Office Sought. Previous Office Sought: _____ New Office Sought: _____

Change of Treasurer Info Designation or Change of Deputy Treasurer Info

Change of address/phone/email for: Committee Treasurer Deputy Treasurer Candidate

Other Please Explain: _____

Full Name of Committee Friends of Kasuris **PAC # (if Updated)**

Street Address 14110 Pineforest Drive #103 **City** North Reynolds **State** OH **Zip** 44133

Telephone 440-305-4226 **Email** DANIEL.KASURIS@yale.edu

Treasurer DENITA B. SHAR MURAN **Telephone** **Email**

Street Address 12430 Deer Creek Dr. #208 **City** N. Reynolds **State** OH **Zip** 44133

Deputy Treasurer (if any) DANIEL KASURIS **Telephone** 440-305-4226 **Email** DANIEL.KASURIS@yale.edu

Street Address 14110 Pineforest Dr #103 **City** N. Reynolds **State** OH **Zip** 44133

Full Name of Candidate Daniel Kasuris **Email** See above

Street Address 14110 Pineforest Dr #103 **City** N. Reynolds **State** OH **Zip** 44133

Office Sought Undetermined **Subdivision/District** North Reynolds **Party Affiliation/Independent/Non-Partisan** Non **Election Year** 19

PAC is sponsored by: Labor Organization Corporation Not Sponsored

If Sponsored, Name the Sponsor _____ **Acronym Used (if any)** _____

If Ballot Issue PAC, list Issue _____

Is this a Ballot Issue PAC Yes No **List any Affiliated PACs/PCEs** _____

Signature of Treasurer or Deputy Treasurer *[Signature]* **Date (MM/DD/YYYY)** 06/12/2019

Signature of Candidate if Candidate Committee *[Signature]* **Date (MM/DD/YYYY)** 06/15/2019

19 JUN 19 AM 9:02

Exhibit X

Anthony Viola
2820 Mayfield Road # 205
Cleveland Heights, Ohio 44118
(330) 998-3290
MrTonyViola@icloud.com

December 17, 2020

Ms. Rose Switka-Kapturasky
562 Edward Lane
Campbell, Ohio 44405

RE: Daniel Kasaris

Dear Ms. Switka-Kaptura,

I am one of hundreds of individuals prosecuted by Senior Assistant Ohio Attorney General Daniel Kasaris. I was convicted at a first trial, later exonerated at a second trial using evidence Ms. Kasaris and his colleague, Mark Bennett, did not produce before the first trial. My business was destroyed and I was imprisoned for a decade. Details about my case can be found at FreeTonyViola.com.

I have fought these charges since I was indicted and my investigative team uncovered a long term romantic relationship between Mr. Kasaris and the government witness in my case, Kathryn Clover. Ms. Clover testified in my case and in dozens of other cases. Later, however, prosecutors discovered that she testified falsely but failed to withdraw her false testimony. While I was released from jail, my conviction has yet to be vacated and I am working on a court filing to ask a court to dismiss the initial conviction. I am writing to ask for your help. If Mr. Kasaris ever mentioned Ms. Clover to you, or if Mr. Kasaris admitted such an affair, I (and many others) would be particularly grateful if you could provide a statement we can use to have our cases vacated. I'm sure you know that prosecutors are not allowed to have sexual relationships with witnesses who are presented to jurors as "fact witnesses." Many innocent people were imprisoned and are also working hard to expose all that went on during these prosecutions. Simply stated, I am asking for your help -- and I need your help -- to correct serious injustices.

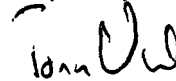
I do not want to intrude on your life, nor do I want to hurt anyone. You didn't testify against anyone under oath in court, and I have no interest in anyone's personal affairs. However, what went on is very wrong, and Mr. Kasaris abused his power and imprisoned many innocent individuals. Lives have been destroyed, families separated, friendships ruined. Mr. Kasaris even went so far as to imprison Ms. Clover's husband after he objected to the affair between his wife and Mr. Kasaris.

I hope you will consider contacting me at the email or mailing address listed above, or that you will simply confirm in writing your knowledge of the Kasaris-Clover affair. If you would like to see any of the other statements we've obtained, or if you want any information about my case, it will be provided immediately. I'm pleased to report that dozens of individuals are working together to bring the truth to light and to hold Mr. Kasaris accountable for what he has done.

I'm sorry to intrude on your life or ask you to relive old and unpleasant memories. If I didn't need some help, I would not bother you, but I'm hoping you'll assist me and many others so we, too, can have convictions vacated and we, too, can move on with our lives and enjoy piece of mind.

Thank you very much for considering this request. I hope to hear from you soon.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "Tony Viola". The signature is written in a cursive style with a large initial "T" and "V".

Tony Viola



Exhibit Y

From: Danny Kasaris
To: John Patrick
Subject: Fw: Dan Kasaris
Date: Monday, January 18, 2021 11:58:01 AM

----- Forwarded Message -----

From: Jaye M. Schlachet <jaye@schlachetlaw.com>
To: Danny Kasaris <danieljkasaris@yahoo.com>
Sent: Monday, January 18, 2021, 10:23:53 AM EST
Subject: FW: Dan Kasaris

I received this today. I told her no comment and told her not to contact me again

From: KMP <truecrimewriter3@gmail.com>
Sent: Monday, January 18, 2021 10:13 AM
To: Jaye M. Schlachet <jaye@schlachetlaw.com>
Subject: Dan Kasaris

Good morning,

I'm a true crime blogger, writing about Assistant Ohio Attorney General Dan Kasaris; more specifically the misconduct of Dan, Mark Bennett, and the relationship between Dan and Kathryn Clover. I'm also writing and investigating the death of the office manager of the Cuyahoga County Mortgage Fraud Task Force, Dawn Pasela.

I was married to Attorney John Patrick, brother of Dan Kasaris, and during recent domestic litigation, John Patrick and his legal team have admitted and provided information about Dan. In 2009, under color of law, Dan intervened and covered up assault and drug charges for his brother John Patrick. John Patrick has made references to knowing about the death of Dawn Pasela. John Patrick has also set up special needs trusts for Dan's mistresses to keep them quiet, like Kathryn Clover.

Please let me know when you have time for a phone call or if you would like me to email you my questions. These articles will be written with or without your cooperation, but before publication I wanted to give you an opportunity to provide information and your perspective.

Thank you,

Kelly Patrick

(440) 503-4592

Truecrimewriter3@gmail.com



Common Pleas Court of Cuyahoga County, Ohio

DESIGNATION FORM TO BE USED TO INDICATE THE CLASSIFICATION OF THE CAUSE

FILED

Anthony Viola

Plaintiff

Vs.

Susan Kasaris, et. al.

Defendant

2021 AUG -6 A 9:33

CLERK OF COURTS
CUYAHOGA COUNTY

Judge: JOHN P O'DONNELL

CV 21 951041

Has this case been previously filed and dismissed? Yes No

Case #: _____ Judge: _____

Is this case related to any new cases now pending or previously filed? Yes No

Case #: _____ Judge: _____

CIVIL CLASSIFICATIONS: Place an (X) in ONE Classification Only.

Professional Torts:

- 1311 Medical Malpractice
- 1315 Dental Malpractice
- 1316 Optometric Malpractice
- 1317 Chiropractic Malpractice
- 1312 Legal Malpractice
- 1313 Other Malpractice

Product Liability:

- 1330 Product Liability

Other Torts:

- 1310 Motor Vehicle Accident
- 1314 Consumer Action
- 1350 Misc. Tort

Workers Compensation:

- 1550 Workers Compensation
- 1531 Workers Comp. Asbestos

Foreclosures:

- Utilize Separate Foreclosure Designation Form

Commercial Docket:

- 1386 Commercial Docket
- 1387 Commercial Docket with Foreclosure

Administrative Appeals:

- 1540 Employment Services
- 1551 Other

Other Civil:

- 1500 Replevin/Attachment
- 1382 Business Contract
- 1384 Real Estate Contract
- 1388 Consumer Debt
- 1390 Cognovit
- 1391 Other Contracts
- 1490 Foreign Judgment
- 1491 Stalking Civil Protection Order
- 1501 Misc. Other
- 1502 Petition to Contest Adam Walsh Act
- 1503 Certificate of Qualification for Employment

Amount of Controversy:

- None Stated
- Less than \$25,000
- Prayer Amount _____

Parties have previously attempted one of the following prior to filing:

- Arbitration
- Early Neutral Evaluation
- Mediation
- None

I certify that to the best of my knowledge the within case is not related to any now pending or previously filed, except as noted above.

Anthony Viola, Pro Se

Firm Name (Print or type)

Address

2820 Mayfield Rd # 205 Cleveland Hts, OH 44118

Address

330-998-3290

Phone

Attorney of Record (Print or Type)

Supreme Court #

Anthony Viola @ icloud.com

Email Address

A. Viola

Signature



Common Pleas Court of Cuyahoga County, Ohio
Nailah K. Byrd, Clerk of Courts

INSTRUCTIONS FOR SERVICE

Anthony Viola
Plaintiff(s)

Clerk Judge: JOHN P. O'DONNELL

CV 21 951041

Judge: _____
Date: _____

Vs.
Susan Kasaris, et. al.
Defendants(s)

Method of Service Requested:

Certified Mail Service Ordinary Mail Service

Personal Service by the Sheriff of _____ County _____

Residence Service by the Sheriff of _____ County _____

Personal Service By Process Server _____

Residence Service by Process Server _____

Civ.R. 4.7 Waiver Requested _____

2021 AUG -6 A 9:33
FILED
CLERK OF COURTS
CUYAHOGA COUNTY

Name(s) and Address(es) of Parties to Serve:

Please see attached list of parties and addresses

Additional Instructions:

Filing Party Name: _____ Supreme Court ID if applicable: _____

Phone Number: _____

For Use by Sheriff or Process Server Only

Number of Service Attempts: _____

Address for Service if Different from address included above: _____

INSTRUCTIONS FOR SERVICE, continued

Kindly serve the following parties via Certified Mail:

SUSAN KASARIS
11984 Beckenham Road
North Royalton, OH 44133

DEMINA O'SHEA-MORAN
12430 Deer Creek Dr. #208
North Royalton 44133

ROSE KAPTURASKY
562 Edward Ln
Campbell, OH 44405

KELLY CONNORS
3450 Leffingwell Road
Canfield, Ohio 44406

And

9190 Springfield Rd, Apt 9D
Youngstown, OH, 44514-3113

LISA LAU
26 Harris Avenue
Norwalk, OH 44857

JOHN PATRICK
101 West Prospect Avenue
Suite 1400
Cleveland, Ohio 44115-1093
t 216.687.1311

KATHRYN K CLOVER
206 Springwood Drive
Oxford, Oh 45056

JAYE SCHLACHET
55 Public Square - Suite 1600
Cleveland, OH 44113
info@schlachetlaw.com
(216) 456-2488