



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

**Court of Common Pleas**

**MOTION TO...**  
**December 1, 2023 13:16**

By: LINDA L. WOEBER 0039112

Confirmation Nbr. 3031100

GEORGEANNA M. SEMARY

CV 23 984974

vs.

LESLIE ANN CELEBREZZE, ET AL.

**Judge:** ANDREW J. SANTOLI

**Pages Filed:** 3

IN THE CUYAHOGA COUNTY  
COURT OF COMMON PLEAS

GEORGEANNA M. SEMARY,	:	Case No. CV-23-984974
	:	
Plaintiff,	:	JUDGE ANDREW J. SANTOLI
	:	
v.	:	<b>DEFENDANT JUDGE LESLIE ANN</b>
	:	<b>CELEBREZZE’S MOTION TO</b>
LESLIE ANN CELEBREZZE, et al.,	:	<b>STRIKE PORTIONS OF THE</b>
	:	<b>SUBPOENA SERVICE RETURNS</b>
Defendants.	:	<b>FILED BY PLAINTIFF FROM THE</b>
	:	<b>RECORD</b>

Now comes Defendant, the Honorable Leslie Ann Celebrezze, and joins in Third Parties Mark E. Dottore and the Dottore Companies, LLC’s Motion to Strike Portions of the Subpoena Service Returns filed by Plaintiff from the Record (“Dottore Motion to Strike”). Defendant concurs with the grounds for striking the language set forth in the memorandum in support of the Dottore Motion to Strike.

Argument

Ohio Rule of Civil Procedure 12(F) provides that, “Upon motion made by a party before responding to a pleading or, if no responsive pleading is permitted by these rules, upon motion made by a party within twenty-eight days after the service of the pleading upon him or upon the court's own initiative at any time, the court may order stricken from any pleading any insufficient claim or defense or any redundant, immaterial or scandalous matter.” In addition to the grounds asserted in the Dottore Motion to Strike, which highlight the inherent power of the courts to manage their own dockets, this Court has the authority, under Rule 12(F), to strike from any pleading “redundant, immaterial or scandalous matter.” As pointed out in the Dottore Motion to Strike, the language

reciting the alleged text message, based on the recollection of a witness who has not yet been deposed or otherwise authenticated her “transcript” of the unavailable text, is redundant and immaterial to the duces tecum description in the Subpoena.

Inclusion of the language is not only unnecessary, it is a transparent attempt to get the substance of an unauthenticated document, lacking all indicia of reliability, into the court’s record for the purpose of facilitating publication on counsel’s website and by media outlets that have routinely and selectively copied such material.

This is a new case, with no case management schedule, which is currently awaiting ruling on a comprehensive motion to dismiss six of the eight claims asserted by Plaintiff.<sup>1</sup> The efforts of Plaintiff and her counsel to nevertheless use such tactics to try the case without judge or jury should not be countenanced.

Respectfully submitted,

/s/ Linda L. Woeber  
LINDA L. WOEBER (0039112)  
LISA M. ZARING (0080659)  
MONTGOMERY JONSON LLP  
600 Vine Street, Suite 2650  
Cincinnati, Ohio 45202  
(513) 768-5239  
[lwoeber@mojolaw.com](mailto:lwoeber@mojolaw.com)

***Counsel for Defendant Judge Leslie Ann  
Celebrezze***

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<sup>1</sup> Plaintiff’s 68-page Complaint likewise includes redundant, immaterial, and scandalous matter in its 227 paragraphs and 24 pages of exhibits, failing entirely to comply with Civ. Rule 8’s mandate that a complaint “shall contain a short and plain statement of the claim showing that the party is entitled to relief.” However, Defendant chose not to file a motion to strike at that stage, instead focusing on the insufficiency of the alleged causes of action.

**CERTIFICATE OF SERVICE**

A true and accurate copy of the foregoing Motion was electronically filed with the Court on this 1st day of December, 2023, and by way of the Court's electronic notification system notice of this filing was provided to all registered parties.

/s/ Linda L. Woeber  
LINDA L. WOEBER (0039112)