

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN

U.S. DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN  
FILED

Steven Alan Magritz,  
Petitioner

v.

JON E. LITSCHER,  
Respondent

2019 FEB -4 P 1:29

Case No. 18-C-0455  
STEPHEN C. DRIES  
CLERK

**DEMAND FOR GRANTING OF Fed. R. Civ. P.  
RULE 60 MOTION FOR RELIEF FILED  
DECEMBER 20, 2018, Civil L. R. 7**

On December 20, 2018, I, Steven Alan Magritz, petitioner in the above captioned case, filed a motion for relief with this Court pursuant to Fed. R. Civ. P. Rule 60 (b)(3), fraud, and fraud upon the court by officers of the court; Rule 60(b)(4), the judgment is void; and Rule 60(b)(6), "bias" or "prejudice" by presiding officer Lynn Adelman. Along with my motion was a Praecipe to the Clerk, a Certificate of Service on respondent's attorney, and a twenty-two (22) page Memorandum in support subscribed under the penalty of perjury of the laws of the United States of America. Lynn Adelman was *disqualified*. I charge Lynn Adelman's "Decision and Order" evidences "Behaviour" (Article III, Section 1, Constitution) constituting rebellion against the Constitution (Fourteenth Amendment, Section 3, and Title 18 U.S.C. § 2383), and cause for removal from the bench.

Civil L. R. 7(b) requires the respondent's response to my Rule 60 motion, by memorandum and other papers in opposition, be filed within 21 days of service of

my motion. The Certificate of Service evidences the Rule 60 motion was mailed postage prepaid to respondent's attorney, Daniel J. O'Brien, on December 20, 2018.

I have not received any response from respondent opposing my Rule 60 motion. PACER does not evidence any response by respondent in opposition to my Rule 60 motion, nor does it evidence any request for enlargement of time to respond.

Civil L. R. 7(d) states in pertinent part, "Failure to file a memorandum in opposition to a motion is sufficient cause for the Court to grant the motion."

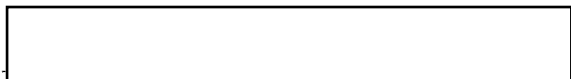
Respondent has failed to file any opposition to my Rule 60 motion for relief, therefore this Court, *acting as an impartial referee*, must grant my motion.

Further, respondent is *precluded* judgment due to fraud upon this Court.

**THEREFORE**, I demand relief as set forth in my December 20, 2018, MOTION FOR RELIEF, Fed. R. Civ. P., Rule 60, specifically:

- 1) vacate Adelman's November 28, 2018, DECISION AND ORDER, Dkt. 16,
- 2) vacate Clerk Dries' November 28, 2018, JUDGMENT, Dkt. 17, and,
- 3) grant my motion for summary judgment filed July 20, 2018, Dkt. 11.

Dated this February 4, 2019 A.D.



Steven Alan Magritz