

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

Case No. 2:23-cv-51

PHILIP C. BELLFY, PhD,
Plaintiff,

Hon. Paul L. Maloney
Magistrate Judge Maarten Vermaat

v.

MICHAEL T. EDWARDS and
JOCELYN K. FABRE,
Defendants.

Philip C. Bellfy, PhD
Plaintiff in pro per
5759 S. Ridge Rd.
Sault Ste. Marie, MI 49783
(906) 632-8060
phil.bellfy@gmail.com

GREWAL LAW PLLC
Daniel V. Barnett (P82372)
Attorneys for Defendant Jocelyn K. Fabre
801 Broadway Ave NW Ste 302
Grand Rapids, MI 49504-4463
(616) 259-8463
dbarnett@4grewal.com

MADDIN, HAUSER, ROTH
& HELLER, P.C.
David M. Saperstein (P49764)
Harvey R. Heller (P27351)
Attorneys for Defendant Michael T. Edwards
28400 Northwestern Hwy., Second Floor
Southfield, MI 48034
(248) 827-1885
dsaperstein@maddinhauser.com

PLAINTIFF BELLFY'S ANSWER TO R+R (34)

The R&R recommends that the Defendants' Motion for dismissal be granted on the grounds that I failed to state a claim upon which my relief is based.

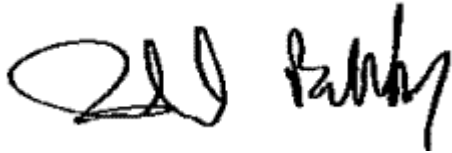
Then, the R&R recommends that I should be sanctioned for making a claim upon which my relief is based: namely, that the Defendants claim that they sent me a Notice of Hearing on the 18th of April, 2022, when the metadata embedded in the Notice shows that it was created on the 27th of April, 2022, more than a week after it was purported to have been sent to me.

Consequently, I feel stuck on the fence between these two conflicting statements as I compose this Answer: (1) I either failed to state a claim, or (2) I did state a claim.

So, let me suggest a resolution to this conundrum: (1), grant the defendants' Motions for Dismissal (making them happy), and (2) deny the Motion for Sanctions (making me happy).

PROOF OF SERVICE (electronically filed)

Philip C. Bellfy, PhD Plaintiff's Signature

A handwritten signature in black ink, appearing to read "P. Bellfy", written in a cursive style.

Date 10-31-2023

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