

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN THE MATTER OF WOODMAR REALTY)
COMPANY, INC.,) Civil No. 3151 AS
)
Debtor)

MEMORANDUM AND ORDER

This court and the undersigned Chief Judge now exercise what authority may EXIST under Title 28 U.S.C. § 137.

This case is now brought to the attention of this court by a high volume of correspondence and filings from Attorney Andrew D. Jackson and Owen W. Crumpacker, apparently acting *pro se*, and at least one recent filing by the United States Attorney for the Northern District of Indiana on or about November 7, 1995.

Such dispute as may exist is at this time beyond the purview of this court in the exercise of its judicial notice. The reorganization in question has a long, convoluted and complicated history, much of which is beyond the actual knowledge of this Judge, let alone within judicial knowledge. It is claimed by Attorney Jackson and by Mr. Crumpacker that a sum of money, namely \$48,903.81, is being held by the Clerk of this court and that the same should be disbursed to the Woodmar Realty Company.

The first thing that this court must do is select an appropriate procedure for the prompt, early and correct disposition of the issues that have been raised in this high volume of correspondence and telephone calls. Whatever decision is to be made in this regard by this court must be done formally in a formal proceeding on the record with all interested parties notified and hopefully represented. In order to expedite the decisional process in this case, the issue with regard to the existence of any funds and the entitlement to any fund or funds that may be held or under the control of the Clerk of this court is now REFERRED to United States Magistrate Judge Andrew P. Rodovich stationed in

GOVERNMENT
EXHIBIT

"B"

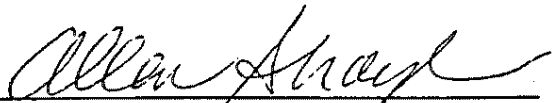
Hammond, Indiana, to conduct an evidentiary hearing, to hear sworn testimony from all necessary parties and witnesses and to give appropriate notice to all interested parties who can be identified as well as their counsel.

After such an evidentiary hearing is to be completed in Hammond, Indiana, United States Magistrate Judge Andrew P. Rodovich shall, in writing, file a Report and Recommendation setting forth in detail his proposed findings and conclusions of law under 28 U.S.C. § 636(b)(1)(B).

It is the further **ORDER** of this court that Magistrate Judge Rodovich should exercise fairly but firmly his judicial discretion to limit his consideration of this case to the precise issue at hand, namely, whether there is such a fund of money and then if there is, who is entitled to it. The parties and counsel are now **ORDERED** to desist from unnecessarily dealing with irrelevancies of the distant past in this agonizingly long and convoluted proceeding.

This court is also aware of the Order of the Honorable Richard A. Posner, now Chief Judge of the United States Court of Appeals for the Seventh Circuit, sitting by designation in this district, of the Order filed in H83-70, Crumpacker v. Gettinger, and H83-706, Crumpacker v. Kanz and attaches hereto a copy of the same. It is not the intent of this court to in any way modify or violate the aforesaid order by Judge Posner and the same remains, as far as this court is concerned, in full force and effect. It is binding in this proceeding. **IT IS SO ORDERED.**

DATED: December 7, 1995



CHIEF JUDGE
UNITED STATES DISTRICT COURT

cc: The Honorable Andrew P. Rodovich
Philip Klingeberger, AUSA
Andrew D. Jackson

IN THE
UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

FILED

JUL 12 1984

At _____ M.
RICHARD E. TIMMONS, CLERK
U.S. DISTRICT COURT
NORTHERN DISTRICT OF INDIANA

OWEN W. CRUMPACKER,
Plaintiff,

v.

ROBERT GETTINGER, et al.,
Defendants.

No. H 83-700

OWEN W. CRUMPACKER,
Plaintiff,

v.

MORTON B. KANZ, et al.,
Defendants.

No. H 83-706

ORDER

Owen W. Crumpacker is hereby permanently ENJOINED from filing (or having filed on his behalf) in any federal district court without leave of that court, any lawsuit arising out of or related to any of the following subjects:

The Woodmar Realty Reorganization,

Property condemned by the United States for the
Indiana Dunes National Lakeshore,

Property condemned by the State of Indiana,

Highway or harbor construction on the property
condemned by the State of Indiana,

The dissolution of Crumpacker's law firm in 1973, and
the formation of the firm of Abrahamson, Reed,
and Tanasijevich,

\$70,000 and documents claimed by Abraham Kushner and
Steve and Doris Gersack,

Crumpacker's arrest in 1975,
Crumpacker's arrest and hospitalization in 1978,
Crumpacker's eviction from his law offices in 1978,
The Apple Valley Trailer Park cases,
State of Indiana Disciplinary Commission proceedings,
Crumpacker's disbarment by the Indiana Supreme Court,
Past or future Indiana Supreme Court proceedings
enforcing contempt citations for the unauthorized
practice of law,
Crumpacker's campaigns for Congress,
Crumpacker's stays in the State Prison Farm in 1982
and 1984,
Charges of "fraud upon the court" allegedly occurring
in any lawsuit involving any of the above matters,
Newspaper or magazine accounts of any of the above.

Mr. Crumpacker is hereby ENJOINED from filing any suit in any state or federal court, without leave of this court, against any non-judicial federal court personnel.

Mr. Crumpacker is hereby ENJOINED from filing in state court any case related to or arising out of the above matters that is within the exclusive jurisdiction or the removal jurisdiction of the federal courts.

Mr. Crumpacker is ORDERED to append to any future state court complaint concerning any subject related to or arising out of the above matters, a copy of this Order and the accompanying Opinion.


Mr. Crumpacker is hereby ENJOINED from filing in any federal court any motion for in forma pauperis status as long as any funds awarded to him in H 75-212 remain in this district court's registry.

The following procedures are to be followed in order to comply with this injunction. In seeking leave to file a complaint concerning the above-listed topics, in this or any other federal district court, Mr. Crumpacker (or anyone else acting in his behalf) must file with the complaint a motion captioned "Motion Pursuant to Court Order Seeking Leave to File." The following documents must be attached to that motion: 1) a copy of this Order and accompanying Opinion; 2) a sworn affidavit certifying that the claims he wishes to present

are new claims never before raised by him in any state or federal court; 3) a list of the full captions of each and every suit previously filed by him or on his behalf against each and every defendant to the suit he wishes to file; 4) a copy of each such complaint and a certified record of its disposition. A copy of this Order must be served on each defendant when and if leave to file the new case is granted. The same procedure is to be followed to obtain leave of this court to file any suit in state court against any non-judicial federal court personnel.

Upon failure to comply with any of the terms of this injunction, Mr. Crumpacker may be found in contempt of this court and punished accordingly. Any defendant in any state or federal court suit who believes that Mr. Crumpacker has failed to comply with the terms of this injunction may file an affidavit to that effect with the Clerk of the Court, Northern District of Indiana, Hammond Division, under the H 83-700 docket number.

IT IS SO ORDERED



Richard A. Posner
United States Circuit Judge*

Dated: July 10, 1984.

* Sitting by designation in the Northern District of Indiana.