

FILED
COURT OF APPEALS

IN THE ELEVENTH DISTRICT COURT OF APPEALS

Clerk, Building: Trumbull County Courthouse

JUL 05 2019

164 High Street NW

TRUMBULL COUNTY, OH.
KAREN INFANTE ALLEN, CLERK

Warren - Ohio - 44481

RE: State of Ohio, VS. Claudia C. Hoerig,
(Plaintiff-Appellee), (Defendant-Appellant).

Name of Trial Court: Trumbull County Common Pleas

Trial Court Case No.: 2007-CR-269

Court of Appeals Case No.: 2019-TR-00012 (?)

MOTION OF DISCHARGE AND ACQUITTAL

I, Claudia C. Hoerig, come hereby prose to request the Dismissal and Acquittal of my Criminal Case No. 2007-CR-269, because:

- 1- I was totally misinformed by my Public Defenders about the content of my case and I never, to this date, received a paper copy of my Discovery Packet. I am aware of most its content.
- 2- My trial counsel's deliberately failed to prepare for my trial and to investigate my case because they were threatened by local politicians, by Prosecutor Dennis Watkins, by the media and by County's authorities and they had to choose

between keeping their job and being ethical.
Obviously they chose to keep their job and let me fry.

3 - My defense team was unable to provide
me with effective defense because they have been
pressured by Prosecutor Dennis Watkins, among
other officials.

MR. Matthew Pentz, was forced to retire
for trying to provide me with effective defense.

Following suit, Detective Scott Dixon was warned
to stop investigating my case and transcribing all
the voice recordings in Claudia's computer,
which proved her true side of the story.

Following suit, Public Defender David Ruzzo
lost his job because at the last minute he decided
to fight for the truth and exposed Pizzulo who is
a powerful local member of the police force.

MR. John Cornely is basically being forced to
provide me with make-believe defense because he
is also being threatened.

they are getting rid of all the evidence,
getting rid of all the people that know about the
LIES and MANIPULATIONS and how I was set up and
never got a chance to defend myself.

MR. John Cornely has been forced to be an accessory in
keeping me from my Discovery Packet. And Cornely will be the
next person to be forced into retirement or private practice if he
ever provide me with my full Discovery Packet.

MR. CORNELLY IS SIMPLY HAVING TO CHOOSE BETWEEN
KEEPING HIS JOB AND BEING ETHICAL TO ME.

Prosecutor Dennis Watkins is retiring to avoid being preventively jailed/arrested and prosecuted for his crimes and FRAUD in my case and other cases. He probably will run and hide in Brazil where he has made many friends in high places.

4- I was never aware of my entire case, whether in Brazil or in Ohio, thanks to Prosecutor Dennis Watkins, who articulated politically to keep me in the dark.

5- I was never able to defend myself because for 12 years I never had access to any of my files, my case files, starting with the 2007 files in Brazil with Prosecutor Dennis Watkins still keeps secret, but which now, thanks to ^{the work of} my family and friends in Brazil, the secret files are available online in a Blog to expose Prosecutor Dennis Watkins' FRAUD and personal crimes:

<https://claudiahoerig2007.wordpress.com>

<http://claudiahoerig.Case03.home-blog>

6- I am a victim of Media slender by Prosecutor Dennis Watkins, Congressman Tim Ryan and Congressman John Boccieri, who ~~had~~ secured a fake story with CBS/48-HOURS TV show on November 25/2017, which led to my illegal extradition and plain kidnapping.

7- I am a victim of Gross misconduct by trial counsels, prosecutors, police, detectives, investigators, marshals, sheriffs, jurors, judges and witnesses.

8- I am not aware of the content of this APPEAL that was filed by I don't know who under the direction of Public Defender John Cornely. I don't even know the lawyer that prepared the Appeal, or even if an Appeal was really filed. I was told today by someone in Brazil that the number of the Appeal is No. 2019-TR-00012, but I am not even sure if that is indeed that is a reliable information. I am not being able to defend myself as I am being kept uninformed, I have no counsel's assistance, I am unduly incarcerated and I have no access to my case records.

9- The issue of the SPEEDY TRIAL violation was not addressed by Judge Andrew Logan in the trial Court as directed by the ruling in my Federal Appeal in the "United States District Court", in Youngstown (Ohio), Case No. 4:18-CV-2181-JRA, dated 9/21/2018.

10 - My DUE PROCESS was violated per my Appeal case no. 19-3091 with the United States Court of Appeals in Cincinnati (Ohio), dated Feb/6/2019.

11 - There is a massive amount of evidence missing that Prosecution and the judge concealed from my case file, MEDICAL RECORDS, hundreds of Voice Recordings, my mail and emails, Karl's shoes, my Bank Statements, Transcripts, my 3 Administrative Appeals in Brazil in the Justice Department: Cases:

- (a) MJ/EXT/08000.007874/2007
- (b) MJ/PERDA/08018.011847/2011
- (c) MJ/REQUISICAO/08000.015681/2013

And most of my case files related to my 5 Federal Appeals in Brazil, related to the illegal Loss of my Nationality, which have not been exhausted!

So, why was I extradited before my appeals in Brazil were exhausted?

Article XI of the TREATY between Brazil and USA says:
"The determination that extradition based upon the request therefore should or should not be granted shall be made in accordance with the domestic law of the requested State, and the person shall have the right to use such remedies and recourses as are authorized by such law".

So, why did Prosecutor Dennis Watkins used
Political help of Congressmen Tim Ryan and
John Boccieri to Rob Claudia of her Constitutional
Right in accordance with his Article XI of the TREATY
and in accordance with domestic Law No. 818/1949,
Articles 22, 23 and 36?

Has anyone ever looked into what Law 818 says?
It is impossible to anyone who resides in Brazil to lose
its Nationality simply because of dual-nationality.
Whether Brazilian-born or Foreigner naturalized!
the Decree of my Loss of Nationality dated
July 13/2013 states that Claudia's Loss of Nationality
was based on domestic Law no. 818!!!

Has anyone ever disclosed that information in her
file case? No! Why not? Because the truth is that it is
illegal to declare Loss of Nationality simply because of
Dual-Nationality. Read Law no. 818 - Articles
22, 23 and 36.

Law no. 818 was Replaced in 2017 by Law no.
13445, Articles 75 and 76, which clarifies the language
and states that no one who Resides in Brazil can lose its
nationality simply because of dual-nationality. The cause
of Loss is not dual-nationality. The cause of loss is for
ceasing to Reside in Brazil + ceasing to have any ties
with Brazil. It is necessary to meet these 2 criterias!

Foreigners with dual citizenship
need to meet ~~these~~ 2 criteria for ~~loss~~
loss of citizenship.

Brazilian-born need to meet
3 criteria:

- (a) Cease to reside in Brazil permanently.
- (b) Cease to have "any" ties with Brazil
- (c) And request "voluntarily" the loss.

issue
The question of VOLUNTARY is not
in relationship to acquiring dual-nationality.
It is related to VOLUNTARY ~~Requesting~~^{Requesting}
the Loss. Claudia never voluntarily or
involuntarily "requested" the Loss.

Loss to the Brazilian-born can
only occur if a formal, unequivocal and
voluntary request is made to the Brazilian
Government while residing outside of Brazil.

Request cannot be made if the person
resides in Brazil, has Brazilian-born parents,
is married to a Brazilian-born, owns a
business, owns real estate, pays professional
dues, pays taxes, votes. Come on!

Do you want more ties than that?

Come on Dennis Watkins!

Obey the laws!

How can a defendant compete with a corrupt justice system?

Claudia was extradited illegally because there was use of Political Pressure by Congressmen Tim Ryan and John Boccieri and the fake TV story by CBS News / 48-HOURS-STORY, featuring Erin Moriarty, Paul Hoerig (pedophile), Dennis Watkins and Congressmen Ryan and Boccieri, which were personal friends of "military" Karl Hoerig.

DECLARATION - I am an incarcerated litigant and I certify that I put this MOTION in the prison's internal mail system on this date:

July - 2 - 2019. I also certify that a copy of this Motion is being mailed to Public Defender John Cornely (0072393) - Office of the Ohio Public Defender - 250 East Broad Street - Suite 1400 - Columbus - Ohio - 43215 - Email: John.Cornely@odp.ohio.gov Phone: (614)466-5394.

Date: July - 2 - 2019 (Tuesday)

Defendant-Appellant's Signature: Claudia C. Hoerig

Claudia C. Hoerig
DCI # W102849
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Dayton - Ohio - 45417

Email:

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