



Maria Crimi Speth has pointed out that Richeson had not served Maria Crimi Speth with his motion for sanctions 21 days in advance of filing with the Court.

This is clearly a procedural error as she had indicated and Maria Speth is protected under the safe harbor provision, but what she still fails to do is remove the offending pleading.

Maria Speth has claimed that Richeson has committed theft by extortion according to paragraph 102 of her verified complaint.

On Tuesday September 21<sup>st</sup> 2010 at or around 14:06 Hours, this Court asked Attorney Adam Kunz **"Who is asserting this Count"**?

Maria Crimi Speth was present in the Court room.

Adam Kunz then said **"Jaburg & Wilk"**.

This court then proceeded to point out to Adam Kunz and Maria Speth that the theft count was a criminal statute and there needed to be an act of theft of some property or service.

No actual finding was made by this Court that Maria Speth's count of theft by extortion was brought in bad faith.

This Court did however make the comment "***But I am highly skeptical of that as well***".

Richeson was left with the impression that this Court had identified the offending pleading and wanted Adam Kunz and Maria Speth to revisit their claims.

Mrs. Speth knew before filing her verified pleading that nothing had been stolen by Richeson.

Now that this Court brought this fact to her attention, she failed to revise and remove that cause of action from her verified complaint and that is precisely what Richeson complains of and asks that this Court enter sanctions for.

Maria Crimi Speth claims that various Richeson pleadings are factually inaccurate and untrue but makes no specific reference to any statement uttered in the pleading by Richeson.

In response to that Claim, Richeson asserts that all of Richeson's claims in all of Richeson's pleadings are believed to be factually accurate and until this cause of action is

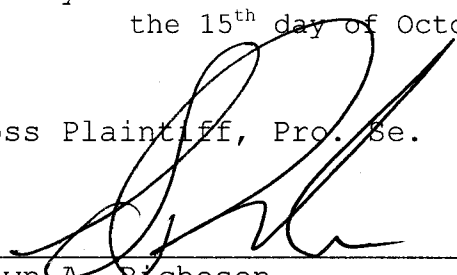
tried on its merits, Richeson reminds Maria Speth that a Jury or Judge is the ultimate fact finder and that Mrs. Speth is free to challenge the facts but she should withhold her fact challenges until trial on the merits.

Today is Friday October 15<sup>th</sup> 2010 and 24 days has elapsed since that hearing.

Should Maria Speth revise her pleadings and remove that knowingly false count of theft by extortion claim from her verified pleading, then Richeson respectfully withdraws his motion for sanctions.

Respectfully submitted to this honorable Court this Friday  
the 15<sup>th</sup> day of October 2010.

Cross Plaintiff, Pro. Se.

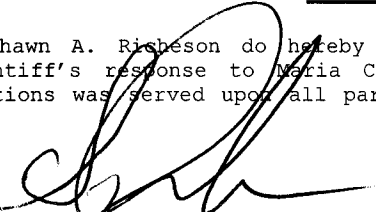


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**CERTIFICATE OF SERVICE**

I, Shawn A. Richeson do hereby certify that a true and correct copy of this cross plaintiff's response to Maria Crimi Speth's response to the Defendant's motion for sanctions was served upon all parties and attorneys this Friday the 15<sup>th</sup> day of October 2010.

  
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Shawn A. Richeson

TO: United States District Clerk  
Sandra Day O'Connor U.S. Courthouse ✓  
401 West Washington Street  
Phoenix, AZ 85003

Please file this in cause of action **10-1931 PHX NVW**