

notice

ross m delia, beneficiary

on behalf of ROSS M DELIA

22 Leonard Avenue

Northfield, Ohio 44067

January 11, 2025

Face-to-face conversation at the Garfield Heights Courthouse December 5, 2025

Summation/request for corrections

Greetings to the man: **john montello**, who sometimes do act as village of walton hills law solicitor;

Greetings to the man: **alex f grgat**, who sometimes do act as garfield heights municipal courts clerk:

It is my sincere desire to eliminate this controversy and peacefully return all man and woman involved in this situation to honor. This correspondence shall in no way be construed as consent to contract. Any prior presumed/perceived contract(s) between myself and any of the agents or agencies involved in the controversy being discussed herein, was engaged in under duress, and without full disclosure. Those prior presumed agreements are therefore of no valuable consideration to both sides, and, so, are deemed null and void from here forward.

[verbatim transcript with john]

Ross Marley Delia: “Hi John.”

John Montello: “Hi Mr. Delia.”

Ross Marley Delia: “I sent two correspondences, have you read them?”

John Montello: “I’ll read them now.” (Begins to read 7 pages) “This is about traffic camera laws. The Supreme Court says they’re legitimate.”

Ross Marley Delia: “You haven’t read both correspondences. If you continue to read...”

John Montello: “Go ahead and summarize it for me.”

Ross Marley Delia: “The Governor signed a new House Bill 54 law into effect on March 31st. The law became valid on July 1st. Do you know of any Supreme Court rulings on an interpretation of that law since July 1 of this year?”

John Montello: “Uh, no. What did that law deal with, traffic cameras?”

Ross Marley Delia: “The intent of the law now... ORC §4511.097(B)(7)... moves the law from a money funnel to a safety aspect so what’s gonna go on here is that ODOT will be sure towns and villages like Walton Hills get money for salting the roads. They’re to receive money for plows. They don’t need to bring money from traffic tickets to keep the roads safe anymore. What the legislature did John, they created a finite amount of funds that Walton Hills is to receive. Any monies received from camera tickets offset that. Let’s throw some numbers out there, John. Let’s say the state is gonna give the Village \$750,000. John Picuri reports ticket money to the Ohio Department of Taxation. Do you know who John Picuri is?”

John Montello: “No.”

Ross Marley Delia: “OK. Well, he’s in this building and he is the ODOT District Deputy Director for District 12, right, which serves Lake, Geauga, and Cuyahoga County.”

John Montello: (Interrupts) “I think you’re putting way too much time into...”

Ross Marley Delia: “Wait, no. The law has changed...”

John Montello: “I’m just gonna dismiss this. I don’t want you to be upset about a camera ticket and ruin your life over it. I’m just going to dismiss it.”

Ross Marley Delia: “I *require* this hearing, here.”

John Montello: “I’m dismissing it for you, then. You don’t have to bring all these people in and bother everybody about a \$100 ticket. It’s not worth the stress and aggravation in your life. Good luck to you, sir.” (Writes on court paper) “I just dismissed it.” (Laughing) “Take it easy. You’re gonna have a heart attack.”

Ross Marley Delia: “I’m fine, thank you? I feel very healthy.”

[verbatim transcript with alex]

Beverly Welbourne: “Hi Ross, this is Alex Grgat. How did it go?”

Ross Marley Delia: “Hi Alex. Alex, Walton Hills has a Solicitor: John (*Montello*).”

Alex Grgat: “Yes.”

Ross Marley Delia: “I asked John, ‘Have you seen the correspondence?’ He said, ‘No I’ll read it really fast.’ (*He glanced at the document and*) asked for the summary. I said, OK John, let’s just start with the new law signed by the Governor.’ We’re talking about camera tickets. You are aware of this?”

Alex Grgat: “Yes.”

Ross Marley Delia: “Then I asked, ‘Do you know who John Picuri is?’ He said, ‘I don’t know who that is.’ I said, ‘This is a big deal, because. Picuri is going to determine how much of your camera ticket money doesn’t get sent from Ohio Treasurer to you, since you got it that way. There’s no extra gain in the money because the legislators hear the public’s outcry.’ As I tried to explain that to John, he got frustrated, and said, ‘I’m just going to dismiss this. We don’t have time for this. You’re going to have a heart attack!’

I (said that I) feel very healthy, and I’m not very concerned at all (about that). I witnessed upstairs what may be considered a waste of taxpayers' money.”

Alex Grgat: “The one thing I think we can all share, in tandem, is, originally, those camera tickets... there wasn’t any legislation on them. They were all going to Mayor’s Courts, and Cities were kind of running their own bag in their city. The confusion at the public has and that they always like throwing out is ‘Didn’t the Supreme Court make these illegal?’ The only thing the Supreme Court determined in 2022 is that all of these cases have filed in a municipal court, so as much as, very much, I respect your frustration, as somebody that’s more of a libertarian type, let me tell you, I very much evaluate the situation the same as you do. We are just, and you’ve got to recognize, this is just a traffic violation that they couldn’t make traffic, so they’re trying to circumvent the system by making it civil. And so we can’t stop what’s coming into the Court. Newburgh Heights is the filer, or Walton Hills. You’d be surprised. Amongst the public, us. You’d be surprised how many of those get thrown out just because somebody has fought it. The second they see the golden goose is about to get slayed, they (*Newburgh Heights or Walton Hills prosecutors*) just dismiss it so that (*the ticket recipient*) can’t (*object publicly and shed light on their circumventing the courts system by falsely making a traffic violation into something else*) do so. I will tell you, as I tell most people

similarly situated, your feelings are very justified, and I don't think this mill is going to continue forever."

Ross Marley Delia: "Let's talk about that mill and let's talk about the feeling you and I have inside that something isn't right here. This new legislation does say that a police officer may issue a ticket only if he is present, and I'm getting *(from the wording of)* this witness statement that the police officer isn't present. But let's review the correspondence that you've been in receipt of... They were addressed to you..."

Alex Grgat: "Right"

Ross Marley Delia: "What we have here is an issue with the chain of command where the Governor signs legislation, HB 54, and the mayors know that this all goes into effect July 1st. But yet they're not changing their procedure..."

Alex Grgat: "So the caveat, little loophole you've got to remember – is that that house bill is applicable to Traffic law and this is a civil case. OK? That's why they've created a whole lane outside of the system so they can circumvent those and I'll tell you that's why it takes one or two..."

Ross Marley Delia: "The reason I wanted you to be in receipt of this letter... Alex, don't you have a bit of culpability allowing cases to come to this court when you know that they're not putting a policeman at the site of the camera?"

Alex Grgat: "So that piece right there whether or not there's an officer at the camera or at the site – That's something that gets adjudicated in the court room - so as far as that goes, it would take somebody coming to his pre-trial."

Ross Marley Delia: "Can you call the mayor and say 'Hey Mayor, you and I have both received correspondence from this man who wants to bring us to honor? He says we're culpable. I spoke to him face to face, (he) says I'm culpable and you're culpable because we're not following the chain of command from the Governor."

Alex Grgat: "That's why I want to double down on that demand from the governor is only applicable to traffic law, and this is in the civil realm. I just want to explain my role as a clerk: I just manage the building. When pipes burst, I am responsible for that. (I am responsible) for the staff of the Clerk's office and my only role is to take a filing, time stamp it and give it to the judges."

Ross Marley Delia: "Are you a member of the Clerk of Courts Association?"

Alex Grgat: "I am, Sir."

Ross Marley Delia: "The association offers you some protections. Don't they say you have some sort of obligation to speak up when something is goes on in the court room?"

Alex Grgat: “I have no impact on adjudication, how the law is distributed. That gets sorted out in the courtroom, so my job is to be a keeper of the record, make sure that all the exhibits are protected and safe. Everything is exposed and is available to the judges because they are the tryer of fact. I’ve seen instances where the cases take it to the fullest degree and there’s a few that are going to go to the appellate system. I’ve also watched Judge Nicastro tell the defendant, ‘Sir, you’ve got a very strong case here; unfortunately. the statute requires me to judge certain ways, but I do think you have something on appeal.’ That case is going very high and it’s probably going to change the law if Senator Cerino doesn’t put together a bill to get rid of camera tickets. There’s a lot of momentum behind it. We have two different political parties as judges. Our republican judge very strongly in belief this bill will be passed.”

Ross Marley Delia: “Alex, your candor is much appreciated. I am grateful to have this dialog right now. I think it is important to go back... There was an attempt on the reputation of i, the man. I had to not be a productive member of society today but come here and take care of things. I had asked in the correspondence that you had stamped, I stated that you must dismiss this matter now because if I have got to come in and educate people about the ORC... I don’t do that for free. I have a fee. I published the fee. Do you remember?”

Alex Grgat: “Yes.”

Ross Marley Delia: “How often do you get a fee schedule?”

Alex Grgat: “Not often.” (laughs)

Ross Marley Delia: “I’ve established something here. A response was not received. I had to come in and do this work even though you and I agree they may not be following the chain of command.”

Alex Grgat: “So as for as the letter directed to me. No matter if the letter is titled to me, *every letter* goes to the judges. So, I can’t really correspond.”

Ross Marley Delia: “Everybody’s got copies of the letters. What we have here is a situation that you said is going to continue. It’s unfortunate for other men and women. That’s all I have for you, Alex. Beverly, and Anita, I don’t know what more we can do with this conversation. Alex is taking on the position of keeping the building warm. And it’s very warm here.”

Alex Grgat: “Sorry for any of the educations that were raised throughout the process. (To Beverly) and as far as any of these correspondences go (Beverly’s notices to be admitted without electronic surveillance), my role isn’t to respond unless directed by the judge because they all go to the judge. It’s for that reason their response may be an entry, or sometimes nonresponse is their response. They will only do that if they really want to adjudicate it or hear your side of a story in the courtroom. If they determine that, then you may be able to compel them more. Even if you (Beverly) want to be

in that room versus remotely. Sometimes the judges may not give an answer, and it could be because it's not enough notice. Even then, they may decide 'non-answer, I want the docket to stand as it is.' I apologize for the aggravation. I don't want you to feel as though your situation was neglected."

Ross Marley Delia: "Anita, Beverly, do you have other questions for Alex?"

Beverly Welbourne: "No".

Should you recall differently than that which is documented here, or should you wish to *clarify* or correct the record, please do so in writing within 30 days of the date of this letter to the address listed above. Thank you again for your time.

i, do hereby attest and affirm the foregoing to be true and complete to the best of my understanding and recollection, and, am eager to testify to same, in any open court in front of a jury of my peers, or, in front of a man or woman who do lawfully act as a competent magistrate in this matter.

Affiant further sayeth naught on this _____ day of January in the Year of Our Lord, 2026.

/s/_____

ross m delia, beneficiary
on behalf of ROSS M DELIA

cc: alex grgat, Garfield Heights Municipal Clerk of Courts
john montello, Walton Hills
dave kwiatkowski, Chief of Police, Walton Hills
don kolograf, Mayor, Walton Hills
michael gervase, agent, Walton Hills
matthew burke, Mayor, Garfield Heights
edward fadel, Prosecutor / timothy riley, Assistant Prosecutor
deborah J. nicastro, Judge / sergio digeronimo, Judge
john picuri, District Deputy Director, ODOT
michael c. o'malley, Cuyahoga County Prosecutor / nailah k. byrd, Cuy Clerk of Courts
dave yost, Ohio State Attorney General
david m. toepfer, US Attorney for the Northern District of Ohio, / pamela bondi, US Attorney General