

STATE OF MICHIGAN JUDICIAL DISTRICT 22nd JUDICIAL CIRCUIT COUNTY PROBATE	SUMMONS AND COMPLAINT	CASE NO. 13-1034 13 PZ David S Swartz
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Court address 202 E. Huron, Ann Arbor MI48103	Court telephone no. (734) 222-3270
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Plaintiff's name(s), address(es), and telephone no(s). DAVID H. RAAFLAUB P29975 432 Ainsworth Circle Ypsilanti, MI 48197 734 695 1085
Plaintiff's attorney, bar no., address, and telephone no. PRO SE

v

Defendant's name(s), address(es), and telephone no(s). WASHTENAW COUNTY BOARD OF COMMISSIONERS 220 N. Main St. Ann Arbor, MI 48103 734 222 6850
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SUMMONS NOTICE TO THE DEFENDANT: In the name of the people of the State of Michigan you are notified:

1. You are being sued.
2. **YOU HAVE 21 DAYS** after receiving this summons to **file a written answer with the court** and serve a copy on the other party **or take other lawful action with the court** (28 days if you were served by mail or you were served outside this state). (MCR 2.111(C))
3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.

Issued	This summons expires	Court clerk
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*This summons is invalid unless served on or before its expiration date.
 This document must be sealed by the seal of the court.

COMPLAINT *Instruction: The following is information that is required to be in the caption of every complaint and is to be completed by the plaintiff. Actual allegations and the claim for relief must be stated on additional complaint pages and attached to this form.*

Family Division Cases

There is no other pending or resolved action within the jurisdiction of the family division of circuit court involving the family or family members of the parties.

An action within the jurisdiction of the family division of the circuit court involving the family or family members of the parties has been previously filed in _____ Court.

The action remains is no longer pending. The docket number and the judge assigned to the action are:

Docket no.	Judge	Bar no.
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General Civil Cases

There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint.

A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has been previously filed in _____ Court.

The action remains is no longer pending. The docket number and the judge assigned to the action are:

Docket no.	Judge	Bar no.
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VENUE

Plaintiff(s) residence (include city, township, or village) Ypsilanti MI	Defendant(s) residence (include city, township, or village) City of Ann Arbor, County of Washtenaw
Place where action arose or business conducted City of Ann Arbor, MI	

Date: Oct 16, 2013 Signature of attorney/plaintiff: David H. Raaflaub

If you require special accommodations to use the court because of a disability or if you require a foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

STATE OF MICHIGAN
IN THE WASHTENAW CIRCUIT COURT

DAVID H. RAAFLAUB,

Plaintiff,

13-1034 PZ
David S Swartz

v.

WASHTENAW COUNTY BOARD OF
COMMISSIONERS,

Defendant.

David H. Raaflaub, JD, P29975, Plaintiff, pro se
432 Ainsworth Circle
Ypsilanti, MI 48197
734 695 1085

Washtenaw County Board of Commissioners, Defendant
220 N. Main
Ann Arbor, Michigan 48104
734 222 6850

There is no other similar or same case now or ever pending in this or another court.

APPLICATION AND COMPLAINT FOR WRITS
OF QUO WARRANTO AND PROHIBITO

Plaintiff demands to know by what authority Defendant has to enact the following resolution on October 16, 2013:

Washtenaw County
Clerk/Register

OCT 21 2013

RECEIVED

**A RESOLUTION CALLING FOR THE REPEAL OF MICHIGAN'S STAND YOUR GROUND LAW AND
FOR STRENGTHENING OF FIREARM REGULATIONS**

OCTOBER 16, 2013

WHEREAS, Stand Your Ground laws threaten to lead to unnecessary use of deadly force by eliminating the common-law duty to retreat and break off a confrontation where that can be accomplished with reasonable safety; and

WHEREAS, research by the Urban Institute suggests a troubling pattern of racial disparity in the application of Stand Your Ground laws in states with those laws; and

WHEREAS, research by Texas A&M shows that after state passes Stand Your Ground measures, they saw no drop in robberies, burglaries or aggravated assaults. Instead, an increase in murders was observed; and

WHEREAS, in a Tampa Bay Times review of 192 cases of deaths in which the Florida Stand Your Ground law led to the release of the killer, 70% of the victims were unarmed; and

WHEREAS, in 2006, Michigan passed Public Act 309, the Michigan Self Defense Act, which mirrors the Stand Your Ground laws of other states; and

WHEREAS, Public Act 309 of 2006 effectively eliminated Michigan's long standing common law necessity requirement for lawful use of deadly force; and

WHEREAS, the Washtenaw County Board of Commissioners believes that Public Act 309 of 2006 can place an unreasonable burden on prosecutors to overcome the presumption that a defendant claiming self defense acted upon a reasonable and honest belief of imminent death, great bodily harm, or sexual assault, especially in cases in which the only witness who could rebut the presumption is dead; and

WHEREAS, Public Act 319 of 1990, the Firearms and Ammunition Act, impedes local units of government from protecting the public health, safety and welfare by preventing the establishment of reasonable local regulations concerning the sale, transfer, transportation or possession of firearms and ammunition;

BE IT THEREFORE RESOLVED that the Washtenaw County Board of Commissioners calls upon the Michigan State Legislature and Governor Snyder to repeal Public Act 309 of 2006 and Public Act 319 of 1990; and

BE IT FURTHER RESOLVED that the Washtenaw County Board of Commissioners call upon the Michigan State Legislature to adopt common-sense gun regulations such as improved background checks, strengthened gun-free zones, and limits on the sale of high-capacity magazines; and

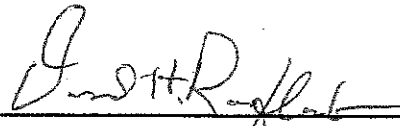
BE IT THEREFORE RESOLVED, this resolution shall be transmitted to Governor Rick Snyder, Senate Majority Leader Randy Richardville, State Senator Rebekah Warren, Speaker of the House Jase Bolger, State Representatives Jeff Irwin and Adam Zemke, and to members of the Michigan House and Senate Judiciary Committees.

By what authority does the Board able to draw conclusions of law?

By what authority does the Board have to represent Washtenaw County in seeking change in State Law.

Wherefore Plaintiff demands a Writ of Quo Warranto and Prohibito directed to the Defendant.

Dated: October 15, 2013

A handwritten signature in black ink, appearing to read "David H. Raaflaub", written over a horizontal line.

David H. Raaflaub
Plaintiff