

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA -- ATLANTA DIVISION**

WILLIAM M. WINDSOR,)	
Plaintiff)	
)	
v.)	CIVIL ACTION NO.
)	
JUDGE WILLIAM S. DUFFEY,)	1:11-CV-01922-TWT
MAID OF THE MIST)	
CORPORATION, MAID OF THE)	
MIST STEAMBOAT COMPANY,)	
LTD., JUDGE ORINDA D. EVANS,)	
JUDGE JULIE E. CARNES, JUDGE)	
JOEL F. DUBINA, JOHN LEY, AND)	
JAMES N. HATTEN,)	
Defendants.)	
_____)	

REQUEST FOR CONSENT TO FILE MOTION TO STRIKE

William M. Windsor (“Windsor or “Plaintiff”) hereby files this REQUEST FOR CONSENT TO FILE MOTION TO STRIKE pursuant to O.C.G.A. 9-11-11.1

(b). Windsor shows the Court as follows:

1. Windsor has sent Anti-Slapp Demand Letters to each attorney and their clients.

2. O.C.G.A. 9-11-11.1 (b) states:

“For any claim asserted against a person or entity arising from an act by that person or entity which could reasonably be construed as an act in furtherance of the right of free speech or the right to petition government for a redress of grievances under the Constitution of the United States or the

Constitution of the State of Georgia in connection with an issue of public interest or concern, both the party asserting the claim and the party's attorney of record, if any, shall be required to file, contemporaneously with the pleading containing the claim, a written verification under oath as set forth in Code Section 9-10-113. Such written verification shall certify that the party and his or her attorney of record, if any, have read the claim; that to the best of their knowledge, information, and belief formed after reasonable inquiry it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law; that the act forming the basis for the claim is not a privileged communication under paragraph (4) of Code Section 51-5-7; and that the claim is not interposed for any improper purpose such as to suppress a person's or entity's right of free speech or right to petition government, or to harass, or to cause unnecessary delay or needless increase in the cost of litigation. If the claim is not verified as required by this subsection, it shall be stricken unless it is verified within ten days after the omission is called to the attention of the party asserting the claim. If a claim is verified in violation of this Code section, the court, upon motion or upon its own initiative, shall impose upon the persons who signed the verification, a represented party, or both an appropriate sanction which may include dismissal of the claim and an order to pay to the other party or parties the amount of the reasonable expenses incurred because of the filing of the pleading, including a reasonable attorney's fee.”

3. This Civil Action has been about the right of free speech and the right to petition government for redress of grievances under the U.S. Constitution and the Georgia Constitution regarding a matter of public interest.

4. O.C.G.A. 9-11-11.1 (d) provides:

“All discovery and any pending hearings or motions in the action shall be stayed upon the filing of a motion to dismiss or a motion to strike made pursuant to subsection (b) of this Code section. The motion shall be heard not more than 30 days after service....”

5. Windsor moves this Court to strike all filings by or on behalf of the Plaintiffs and to deny any and all future filings that are not verified as required by O.C.G.A. 9-11-11.1.

6. Windsor moves the Court to set a hearing on this motion not more than 30 days from October 14, 2011.

WHEREFORE, Windsor asks that this Court:

(1) set a hearing on this motion not more than 30 days from October 14, 2011;

(2) grant this Request;

(3) allow Windsor to file a Motion;

(4) strike all filings by or on behalf of the Plaintiffs and deny any and all future filings that are not verified as required by O.C.G.A. 9-11-11.1; and

(5) grant such other relief as this Court feels is appropriate.

This 14th day of October, 2011.



William M. Windsor

Pro Se

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Facsimile: 770-234-4106

Email: williamwindsor@bellsouth.net

VERIFICATION OF WILLIAM M. WINDSOR

I, William M. Windsor, swear that I am authorized to make this verification and that the facts alleged in the foregoing are true and correct based upon my personal knowledge, except as to the matters herein stated to be alleged on information and belief, and that as to those matters I believe them to be true.

In accordance with 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct based upon my personal knowledge.

This 14th day of October 2011.

A handwritten signature in black ink, appearing to read "William M. Windsor", written over a horizontal line.

William M. Windsor

CERTIFICATE OF COMPLIANCE

I hereby certify that this pleading has been prepared in Times New Roman
14-point font.

A handwritten signature in black ink, appearing to read "William M. Windsor", written in a cursive style. The signature is positioned above a horizontal line.

William M. Windsor

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CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing by United States mail,
proper postage affixed thereto, addressed as follows:

CHRISTOPHER J. HUBER
ASSISTANT U.S. ATTORNEY -- Georgia Bar No. 545627
600 Richard B. Russell Federal Bldg.
75 Spring Street, S.W. -- Atlanta, Georgia 30303
Telephone: (404) 581-6292 -- Facsimile: (404) 581-6181
Email: chris.huber@usdoj.gov -- Counsel for Judge Orinda D. Evans

This 14th day of October, 2011.



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