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6 *Attorneys for Defendant*

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
8 **IN AND FOR THE COUNTY OF MARICOPA**

9
10 **LAURA OWENS,**

11 Plaintiff,

12 vs.

13 **GREGORY GILLESPIE,**

14 Defendant.

Case No.: CV2021-052893

15 **MOTION TO STRIKE**
16 **PETITIONER’S “DECLARATION OF**
17 **FRAUD, PERJURY,**
18 **IMPERSONATION, EXTORTION,**
19 **AND ADDITIONAL ILLEGAL**
20 **ACTIONS TAKEN BY THE**
21 **DEFENDANT AND HIS COUNSEL”**

(Honorable Alison Bachus)

22 Defendant, GREGORY GILLESPIE, through undersigned counsel, requests the
23 Court strike Plaintiff’s Declaration of Fraud, Perjury, Impersonation, Extortion, and
24 Additional Illegal Actions Taken by the Defendant and his Counsel (“Declaration”)
25 pursuant to Rule 7.1(f)(1), *Arizona Rules of Civil Procedure*.

- 26 1. On August 11, 2021, Plaintiff filed her Complaint, alleging abortion coercion,
27 domestic violence, and intentional infliction of emotional distress.
28 2. Defendant filed a *Motion to Dismiss* on September 24, 2021.

1 3. Plaintiff filed a non-Rule conforming *Motion to Seal* on September 24, 2021
2 just hours after receiving Defendant’s *Motion to Dismiss*.

3 4. Plaintiff filed her “Declaration” October 4, 2021 (also non-rule conforming).

4 5. The Declaration must be struck pursuant to Rule 7.1(f)(1)).

5 6. In her Declaration, Plaintiff alleges, among other things:

6 a. Defendant and Counsel fraudulently drafted emails between Plaintiff
7 and a law firm in California;

8 b. Defendant and Counsel impersonated a California attorney;

9 c. Defendant and counsel were involved in extortion.

10 7. Neither counsel nor Defendant tampered with Plaintiff’s email or the email
11 system of a law firm in California. This allegation alone warrants sanctions from the Court.

12 8. Further, in Plaintiff’s relentless attempts to blame Defendant for documents *she*
13 fabricated, Plaintiff has inadvertently admitted that the documents are indeed fictitious.

14 9. If Petitioner is pregnant, the remedy is found in A.R.S. § 25-803.

15 10. Striking the Filing is Proper Pursuant to Arizona Rule of Civil Procedure
16 7.1 as A.R.C.P., Rule 7.1(f)(1) provides the court may strike “any part of a filing that is
17 prohibited, or not authorized, by a specific statute, rule, or court order.” As this is not a
18 permitted pleading pursuant to A.R.C.P. Rule 7, it must be stricken.

19 11. Rule 11 Sanctions are Warranted. Although Defendant is not formally
20 seeking A.R.C.P. Rule 11 sanctions at this time, he reserves the right to seek sanctions if
21 Plaintiff’s vexatious litigation continues.

22 **WHEREFORE**, Defendant hereby respectfully requests the following:

1 A. That this Court strike Plaintiff's Declaration of Fraud, Perjury, Impersonation,
2 Extortion, and Additional Illegal Actions Taken by the Defendant and his
3 Counsel;
4

5 B. That this Court award Defendant his attorneys' fees and costs pursuant to A.R.S.
6 §§ 12-341, 12-349, and Rule 11, *Arizona Rules of Civil Procedure*; and
7

8 C. That this Court grant such other and further relief as deemed appropriate.
9

10 **RESPECTFULLY SUBMITTED** this 7th day of October 2021.

11 **WOODNICK LAW, PLLC**

12 

13 _____
14 Gregg R. Woodnick

Kaci Y. Bowman

Attorneys for Defendant

15 **ORIGINAL** of the foregoing e-filed
16 This 7th day of October 2021, with:

17 Clerk of Court
18 Maricopa County Superior Court
19 201 W. Jefferson Street
Phoenix, Arizona 85003

20 Honorable Alison Bachus
21 Maricopa County Superior Court

22 **COPY** of the foregoing document
23 e-mailed the same day to:

24 Laura Owens
25 11440 N. 69th Street
26 Scottsdale, AZ 85254
lauramichelleowens@gmail.com

27 *Plaintiff Pro Per*

28 By: /s/Sara Seeburg