

STATE OF VERMONT

SUPERIOR COURT
Washington Unit

CIVIL DIVISION
No. 22-CV-3730

MANETIRONY CLERVRAIN, et al.,
Plaintiffs,

v.

STATE OF VERMONT,
Defendant.

ENTRY

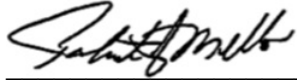
On October 21, 2022, a person identifying as Manetirony Clervrain, with an Indiana address, filed a document in this court identified in the caption as “Notice of Controversies Claim.” It is also labeled, “Motion for Mitigating *Financial Burden* or (IFP) or Pauperis Status [sic] by the National Treatment Principals Act (‘NTPA’).” The document consists of 18 pages of single-spaced text, is utterly incomprehensible throughout. Nowhere in the document can the Court find language asserting a comprehensible legal claim or request for legal relief, and nothing in it bears any apparent relation to the only named defendant, the State of Vermont. The following day, a document was filed by the same person labeled “Notice for [‘State Officials’], [‘Senators Concerns’], or Public Interest by the Universal Nationality Choice Act (‘UNCA’).” This document is 127 pages of single-spaced text that again is utterly incomprehensible.

To the extent that these documents are intended by the filer to be pleadings, Rule 8(e)(1) requires the allegations to be “simple, concise, and direct.” By signing the pleading, the signer certifies that, among other things, “it is not being presented for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation.” V.R.C.P. 11(b)(1). Pleadings far afield of these obligations may be stricken on motion of a party or on the court’s own initiative under Rule 12(f). See 5C Wright & Miller, Fed. Prac. & Proc. Civ. § 1382 (3d ed.). In extreme cases, the entire pleading may be stricken and dismissal entered. See *Salahuddin v. Cuomo*, 861 F.2d 40, 42 (2d Cir. 1988) (“Dismissal, however, is usually reserved for those cases in which the complaint is so confused, ambiguous, vague, or otherwise unintelligible that its true substance, if any, is well disguised.”).

This is an extreme case. Though the court receives more or less incomprehensible filings from time to time, the level of incomprehensibility here far exceeds the ordinary, and it infects the filings with no respite from beginning to end. There is no way for the court to process these filings consistent with the overarching goal of the rules to “secure the just, speedy, and inexpensive determination of every action.” V.R.C.P. 1.

The court, on its own motion, therefore strikes these filings. Leave to amend within 14 days is granted. In the absence of amendment reasonably calculated to comply with the spirit of the rules, this case will be dismissed.

SO ORDERED this 27th day of October, 2022

A handwritten signature in black ink, appearing to read "Robert A. Mello", written over a horizontal line.

Robert A. Mello
Superior Judge