

FILED

08/22/2023

Bowen Greenwood
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Case Number: DA 23-0033

**Sharon McCrea's
Appellant Brief
DA 230033**

FILED

AUG 18 2023

Bowen Greenwood
Clerk of Supreme Court
State of Montana

THE SUPREME COURT OF THE STATE OF MONTANA

SHARON MCCREA,

APPELLANT'S BRIEF

Plaintiff & Appellant,

DA 23-0033

v.

CONNIE SUE LARSON, ESTATE OF MARTINNE
E. CHEW, CHICAGO TITLE INSURANCE COMPANY,
LOANCARE ACCOUNT SERVICING, and Any Other
Party, i.e. John Doe,

Defendants and Appellees.

Whereby Sharon McCrea, Plaintiff and Appellant, will as best as this typewriter will permit, then resorting to handwriting, addresses the Montana Supreme Court in regard to Appeal number DA 23-0033.

Due to the time restraints thrown at McCrea with continued harassment, right up through Monday, July 31, 2023, and McCrea needing to get to her very low level job where pre-release persons surround the already wage choking environment, I will highlight as best as possible what the Montana Supreme Court needs to know.

Thank you for hearing my petition. I do appreciate this consideration.

Because you are familiar with the record as presented to you by a distorted document file and by a Summary Judgment by Judge Kutzman, based on false records and an altered case to the point of criminality, I will not go into elaborate detail as to the findings of the case other than to state that the records upon which Judge Kutzman relied were inaccurate, filings removed from the record, substitute filings, particularly the Complaint by McCrea are altered and not the original records, as well as other to be revealed aspects of the case.

When McCrea embarked on this first rejected Injunction by the Eighth Judicial District Court Clerks, she was due at a Physician's appointment for pre-thyroid appointment soon to be pending surgery. September 3, 2023, McCrea was to be three hours away at her appointment, which the Court Clerks knew of a few days earlier, where they insisted that for McCrea to file her already prepared Injunction, brought to the Court, that she must have a complaint attached.

McCrea labored over present day Court writings and communications where, she wondered if legal ease had subsided to plain straight forward English, and also, do I address or refer to myself as "I" as a pro se litigant, or do I refer to myself in the third person or as I observed in reading the Judges responses much later do I refer to myself by my last name of "McCrea?"

My writings were clear and plain and succinct, but I moved back and forth referring to myself using "I" and "plaintiff," and eventually McCrea. Not until I became at ease with the case and well into numerous filed documents beyond answers and replies, did I begin launching full on into what was at hand. So the opening that I phoned the opposing counsel to talk with him about the sale of the lot and also that I was saddled with abject worry regarding my diagnosis regarding the thyroid cancer, and missing my appointment, not to again mention, how should my writing commence in addressing the Court, this is not my initial complaint.

Additionally, one of the documents I submitted with the complaint was removed and replaced by a document that would be useless. Additionally, the ACLU item was submitted ACLU received letter, was submitted much later in my submissions, after 2021.

The Court record not only does not have my responses to each of the Defendant's Answers and responses which were all filed before the end of 2020, this includes both Chicago Title Insurance Company's answer and Levine's answer for each of the respective defendants, but recreated and showed submitted in October of 2020 a Motion for a More Definitive Statement, which was actually submitted in 2022, late.

Chicago Title and LoanCares ridiculous answer, which I shot down their shoddy legal determination as to what was happening with me as Plaintiff, determining through their submitted research that I was sitting on piles of money and not making payments, where it demonstrated and I pointed out that it demonstrated their abject control of my cell phone and communications.

So I rose to the occasion, shot down all the theories and contrived facts that were submitted in these answers and responses, and ALL OF THOSE DOCUMENTS WERE ELIMINATED AND REMOVED FROM THE RECORD.

Furthermore, I noticed in perusing the record at the Montana Supreme Court, that items you received, I did not receive from Bill Levine, namely the letter from Emily created to appear that Chicago Title had informed anyone of their transfer of a non-loan within their care that appears they are doing something they did in fact not do.

That letter in your possession, if I remember correctly, dated July of 2018, in fact was created after-the-fact for this litigation. The letter was never prepared and sent until after the litigation, and never sent at all to ^{me}. The letter did not exist prior to this litigation, including Bill Levine's contrived amortization schedule with missed payments and irregular determinations as to what I paid.

Contrast this with the fact that Levine for Larson and the Chew Estate also included or had substituted with the Court additional documents including this Emily letter and the supposed "no judge's signature" warrant, none of which were provided me in his answer.

So many substitutions and items pulled from the record and additions for Larson, Estate of Chew, Chicago Title, LoanCare and their attending attorneys creates a very different story.

The Court needs to know that I was unable for months on end to access any research

or case law, particularly due to another redirecting my search materials and commandeering my phone, where I spent time attempting to thwart these intrusions, where as I collected my own photographs and evidence, the persons locked me out of five phones, two, they damaged the screen as I observed looking at it with it turning black and lines running through it until it turned black. There were also many times I went without a phone once damaged.

Libraries, and the only legal material law library being the University of Providence, did not permit public members in until very late 2021, where it was tenuous inquiring to use the library in 2022, and people were still wearing masks. Public libraries permitted one hour only during the pandemic, and I utilize the Great Falls Public Library as little as possible since receiving back a late left behind flashdrive a day later, back in 2010 with all my work materials and resume removed and replaced with photos of what appeared to represent clothed porn.

Because of my diligence, ability to catch a lie and discrepancy, my ability to protect myself and rise to the occasion, these agents of opposing counsel absolutely pounded on me day-and-night physically via the body devices, physically damaging my property, vehicles and rifling through my litigation documents and personal documents as much as needed to recreate a completely remiss appearance on my part when in actuality despite all the setbacks thrown at me, I was an inherent threat to their position, as I rose to the occasion.

I need to point out that I did not understand that the amended complaint came on randomly submitting an amended complaint. I thought I must ask permission for this amendment, which was never granted.

I did not elaborate at the Pre-Trial Conference that I was surprised to have been asked at closing to sign a trust indenture instead of a contract for deed. There were no discussions of length in any manner about the case except that the men (Chris Sweeney and Bill Levine) were arrogantly swinging off the lampshades of their comradery with Judge Kutzman. Chris Sweeney made up his understanding of facts with wrong dates without any documentation in front of him, admitting so and then I corrected his comradery presentation of facts that were totally inaccurate.

What I intended to show at trial upon a document appearing/surfacing where the last summary judgment was granted and trial cancelled, is that on Thursday, November 12, 2009, I received at my home a Wall Street Journal with the name and address of an individual completely noncongruent with my address. I took the Wall Street Journal to the named party and address only to be told no one ever lived there by that name. I had been praying whether to sign the papers or not on Friday, November 13, 2009, where I wanted the lot and to build a home, but who knows what might happen and I had paid off student loans and car loans and other credit but this was much larger.

I felt the answer to my prayer lay in that on the cover of the Wall Street Journal was the image of Tibetan monks in a group, where I sponsor for school a Tibetan student and their family. Due to loss of my State job in July 2022, the supervisor claiming that

she was letting me go, due to my being harassed, which had to do mostly with this case and perhaps less with my job, I have not been able to sponsor this family any longer in the capacity needed for him to continue his undergraduate studies. These are the results and affects of everyone's greed and needs.

So I felt this was a loving nudge from my higher power that it would be safe for me to move forward and sign the contract. That contractual arrangement for payment to the Larson's and the Larson's alone was signed on Friday, November 13, 2009.

I was working on November 3, 2009. The documents you see before you from opposing counsel and the defendants are altered and backdated.

Furthermore, as I detailed and chronicled everything the Court Clerks did and said to me in all my documentation submitted to the Court, it was insisted upon by the Court Clerks that I supply them with the original of my documents which were mangled at the edges, white out every where, and I only once submitted a document that was typed on a computer much later into the case as we approached trial, with a simple line long separating the headers for that document, which I will submit with all my documents outside of this brief via registered mail tomorrow or the next day according to my schedule permitting.

Anyone can create an amortization schedule on a computer. I was NOT BEHIND ON PAYMENTS, AND IF YOU DO NOT HAVE THE DOCUMENT THAT STATES I BECAME ASTUTE GOING IN TO SEE EMILY WHEN I REALIZED MY DROPPED PAYMENTS WERE NOT BEING RECORDED, THEN WE ARE IN A REAL CRIMINAL STATE IN OUR COURT SYSTEM. I ramped up my efforts to ensure not one payment was not recorded, where in deep winter I would drop my payments in the slot provided at Chicago Title. I had to begin calling and verifying that Emily recieved and processed payments due to hearing that they did not receive my dropped payments.

So well in advance, sights were on this property and to strip me of it. My November payment was held and then cashed later as a premeditated show of strength, likely with Levine and his agents paying attention, where Levine claims for Larson that a last stab at a payment was made by me in 2019. It was not and show me the check idiot!

My initial affidavit is not on file that I presented well into my case where Judge Kutzman is claiming I had no affidavit asserting my presentations were factually attested to.

I did indeed in my response^{to} Chicago Title's and LoanCare's answer to my Complaint, which is stripped of the file, claim the defendants and their agents through their attorneys have and are the persons assaulting my life and commandeering my phone and accessing my communications and damaging my property. I asserted this throughout the entire case and as we closed in on the trial and I noted I had absolute evidence in this impinging and criminal regard, Kutzman dissolved the trial via summary judgment and then began redesigning the court case and pulling and stripping filed documents from the case. Page, 7 of Judge Kutzman's Order Granting Summary Judgment, I did not learn upon

further inquiry that LoanCare had taken over the processing of payments. In fact, LoanCare had been holding out to the IRS eight months prior that they were commandeering my property I paid taxes on for over nine years and paid faithfully on that they were taking over my property and they had exhorbient interest listed at the time, and that document has not been found by me.

Due to needing to get this to the Court, I would not rely on anymore of what Judge Kutzman elaborates on regarding the hearing. His offices and the Court and the Taylor person claimed to handle his transcripts have not responded or returned my phonecalls, where I made a filing late winter in regard to getting that transcript.

I must go to work now and I will send supporting documentation via registered mail within the next day or so.

What has transpired is purely criminal and Fraud on the Court and the Ninth Circuit Court has dealt with this succinctly, although I have no time to elaborate on the case law.

Do you not think it grieves the persons who have longest roots in this state we hold so dear that our Courts are as corrupt beyond belief and the need to spar with a pro se litigant in such fashion is unconscionable.

Inclosing, had you not had my job eliminated, I would not have found the deed. I found the deed on March 25, 2023.

August 2, 2023

Dated this 2nd of August 2023

Sharon M. McCrea

Sharon McCrea, pro se, Appellant

I, Appellant/Plaintiff, Sharon McCrea, have sent a true and accurate copy of Appellant's Brief and supporting documents to both Bill Levine, of Marra, Evenson, & Levine, P.O. Box 1525, Great Falls, MT 59803 and Chris Sweeney of Moulton Bellingham, P.O. Box 2559, Billings, MT 59103 2559.

August 3, 2023

Dated this 2nd of August, 2023

Sharon McCrea

Sharon McCrea, pro se, Appellant & Plaintiff