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Stan Anthony!!

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Background:

By now most everybody in Cleveland County knows that Mr. Willie Green bought some property on East Dixon Boulevard at the intersection with Main Street. With that purchase Mr. Green became the only black man who owned commercial property on that main thoroughfare-Highway 74- through the city limits of Shelby, North Carolina.

Several years ago, Mr. Green got the idea of building high-end condominiums from the newly approved Shelby 10-year Shelby Master Plan, which specifically cited an urgent need for such housing in the City of Shelby. So, Mr. Willie Green set about to do his due diligence to use his property for that needed purpose. Mr. Willie Green even bought additional land to add an additional ingress and egress to the housing areas of his property.

Along the way, Mr. Green had extensive communications with the City of Shelby's Planning and Zoning Board to make sure everything was done in a top-notch manner. Plans and drawings were developed accordingly. Along with a Zoning/special use permit application (that cost \$500) that spelled out exactly what Mr. Green wanted to do with the property.

The City of Shelby's Planning and Zoning Board, Chaired by Walt Scharer. closely examined Mr. Green's Application and voted unanimously to accept and approve Mr. Green's Application. At the Shelby City Council meeting the Shelby Planning and Zoning Board Chairman Walt Scharer presented their findings and recommended the Shelby City Council approve Mr. Green's Application.

However, at that City of Shelby City Council meeting a large and hostile group of citizens opposed Mr. Green being able to

build the High-end condominiums on his property. The large and hostile group of citizens selected Shelby Resident Stacy Heavner to be their spokesman although Stacy Heavner did NOT live in the vicinity of Mr. Green's proposed project.

Mr. Stacy Heavner, with no credential in zoning, traffic, runoff, or construction told the Shelby City Council that Mr. Green's project had major problems. All Mr. Stacy Heavner's statements have turned out to be false. And Mr. Green has filed a lawsuit against Stacy Heavner. During the "discovery" process in that lawsuit, Stacy Heavner has stated under oath that Shelby City Councilmen Dicky Amaya and David Causby had put him up to making those false statements regarding Mr. Green's Zoning Change Request at the Shelby City Council hearing.

Also, during that subject Shelby City Council meeting hearing, Mr. Willie Green-who had signed the Zoning change request and paid the \$500 fee-asked to speak so as to answer truthfully to the false allegations that were being made. Shelby Mayor Stan Anthony, who had the authority to allow Mr. Green to speak and to answer questions, refused to allow Mr. Green to speak.

Shelby City Council Member Dicky Amaya made the unusual motion "to deny" Mr. Green's application and no reason were given. Only City Council member Charles Webber voted against the motion to deny Mr. Green's zoning change application. This represented the only instance of a Zoning Request being denied in the past two years. And One of two over the past 5 years. It is sad to note that both those applications that were denied were made by "Black" men. Mr. Willie Green and Mr. Scotty Webber. During this time, Shelby City Council member Eric Hendrick had made a similar Zoning Change Request to the Shelby City Council for some family owned property on Kings Road Extension that was objected to by four neighboring property owners. The Shelby City Council approved Councilman Hendrick's request without pause.

Editor's Note: At this Shelby City Council Meeting zoning change request hearing there was ZERO discussion by anybody of any requirement that Mr. Willie Green should have gotten a "Contingency" when he purchased the property in question or that there was any requirement for Mr. Green to have done so. A review of the City of Shelby Zoning Change policies and requirements, there is NO requirement for such a "contingency." A check of the records also showed that no such "contingency" was discussed or required during the approval process for Council Member Eric Hendricks similar Zoning Change Request that was approved by the Shelby City Council.

The Defamation:

After the results of the Shelby City Council's reckless decision to deny Mr. Green's Zoning Change Request, members of the public (including myself) became convinced that the City of Shelby City Council had illegally denied Mr. Green's Zoning Change Request because of multiple examples of systemic corruption in local governmental operations that includes:

(1) Racial Discrimination. Mr. Green is black and all the white Shelby City Council members voted to deny Mr. Green's Zoning Change Request. The only "black" City Council member at that time was Charles Webber, who voted against denying Mr. Green's Zoning Change Request.

(2) Elimination of Competition: Shelby City Councilman David White is in the business of building and renovating old buildings into high-end housing. Mr. Green's proposed high-end condominiums represented: direct competition with Councilman David White's business interests.

(3) Retaliation: Mr. Green had previously offered another business "partnership" with the City of Shelby that the City of Shelby had publicly advertised in their new 10-Year Masterplan. Although Mr. Green had tailored his business proposal to the City of Shelby exactly as they had advertised, the City of Shelby refused to consider Mr. Green's proposal in such a way that resulted in Mr. Green filing a lawsuit against

the City of Shelby and eventually suing Shelby City Manager Rick Howell in his individual capacity. This particular lawsuit is still winding its way through the North Carolina Court system.

(4) Personal animus: A spitefulness that often develops when a bureaucrat becomes falsely convinced or fixated that he or she has an unauthorized authority over those that they are supposed to serve. And become vengeful when that person complains about being mistreated. (Shelby City Manager Rick Howell has a wide-ranging reputation for just this sort of personality dysfunction.)

(5) A "herd-mentality" for the group to conspire to cover-up unethical and illegal acts of the one: Or the few. Often misidentified as "loyalty." A misguided and/or a misplaced loyalty that each member of the "herd" is obliged to "watch the back" of another member's wrongful behavior-at all costs to the herd-and taxpayers in this case.

(6) An unsavory "tradition" of wrongdoing: The tendency to continue to do things just like they have always been done, no matter that the old way is corrupt, unethical or illegal in accordance with present day policies and laws.

Such a public "uproar" over the unfairness of the treatment of Mr. Willie Green as described above caused the Shelby Star to issue several articles for the purpose of "settling down" the public—a "service" they often provide for the Cleveland County "establishment." For instance, Cleveland County Schools has paid the Shelby Star Hundreds of Thousands of dollars for such services as "Positive Coverage" the was billed to CCS as "Consulting Fees."

Two articles praised (perhaps falsely) Councilman David White for his outstanding (for profit) role, and self-proclaimed "passion," for restoring old Shelby buildings into high-end housing. One article also showed pictures of a restoration in process, which I believe contained several instances of potential building code violations or at least cutting corners

that would not be expected in high-end housing that would be covered up by final construction processes. The building being restored was adjacent to the old Rogers Theater, whose new owner, like Mr. Green but because of different (LGBT) reasons, has been beset with roadblocks in doing business in the City of Shelby. In the Rogers Theater case alleged building code violations doomed the restoration project and the Rogers Theater is now (according to sources) in a potential danger of structural collapse. Councilman David White, to my knowledge, has not been bothered by building code inspections on any of his restoration or other construction projects.

The Shelby Star article that caused Mr. Green to file a defamation lawsuit against (Shelby Mayor) Stan Anthony, in his individual capacity, was published on January 26, 2020 and was titled Diving Deeper into Willie Green's Proposal. The article included several improper statements from several Shelby City Councilmen in regard to why Mr. Green's Zoning Change Request was denied. In Particular, Mayor Anthony made this defamatory statement: "Mr. Green was advised to get a re-zoning contingency in his purchase contract prior to closing and he failed to do so..."

Defamation is defined in legal terms as follows:

n. The act of making untrue (false) statements about another which damages his/her reputation. If the defamatory statement is printed or broadcast over the media it is libel and, if only oral, it is slander. Public figures, including officeholders and candidates, have to show that the defamation was made with malicious intent and was not just fair comment. Damages for slander may be limited to actual (special) damages unless there is malice. Some statements such as an accusation of having committed a crime, having a feared disease or being unable to perform one's occupation are called libel per se or slander per se and can more easily lead to large money awards in court and even punitive damage recovery by the person harmed. Most states provide for a demand for a printed

retraction of defamation and only allow a lawsuit if there is no such admission of error.

The elements of a defamation claim are as follows:

1. a publication to one other than the person defamed;
2. a false statement of fact; that is understood as a. being of and concerning the plaintiff; and b. tending to harm the reputation of plaintiff.
3. If the plaintiff is a public figure, he or she must also prove actual malice.

Truth is an absolute defense to a defamation claim.

Libel is defamation in written form and slander is an oral communication.

Defamation is not considered a criminal wrong, but rather a tort or a civil wrong. ... A statement of defamation is a false statement of fact, not an opinion. Opinions are not considered to be defamatory in nature. Additionally, for statements to be considered defamatory, they must be said to a third party.

Now, what makes Mayor Stan Anthony's statement defamatory???

The Defamatory Statement alleged is "Mr. Green was advised to get a re-zoning contingency in his purchase contract prior to closing and he failed to do so..."

1. Mr. Green was advised... Mr. Green has stated that he was NOT advised of any such thing. Therefore, a false statement was made by Shelby Mayor Stan Anthony in his statements that were published in the Shelby Star as previously noted.
2. Get a Rezoning Contingency prior to closing... Getting a rezoning contingency prior to closing is not a requirement for getting a piece of property rezoned in the City of Shelby. Shelby City Councilman Eric Hendrick had a rezoning request before the Shelby City Council about the same time that Mr. Green. Councilman Erick Hendrick's property was approved for rezoning without even a thought that he did not have any such

“contingency.” AND a “contingency” was not mentioned in any way on Mr. Green’s Zoning Request application form. The City of Shelby Rezoning policies and requirements do not require such a “contingency.” The Planning and Zoning Board’s review and recommendations to approve Mr. Green’s request had no concerns regarding any such contingency. Nor was it discussed or even mentioned as a reason to deny Mr. Green’s zoning change request at the full City of Shelby’s Council Meeting where Mr. Green’s Rezoning Request Application was denied and Mr. Green was not allowed to speak in favor of his own application or to answer any questions from the Council or the public.

3. He (Mr. Green) failed to do so. Mr. Willie Green did NOT fail to do anything that was “required” to properly obtain a Rezoning request approval. Except for failing to have white skin. The City of Shelby’s Planning and Zoning Board clearly proved, beyond any shadow of doubt, that Mr. Green met the letter of the law and Shelby’s policies and requirements by their voting to approve Mr. Green’s zoning change application and recommended the entire City Council to do likewise at the City of Shelby’s Hearing on the matter.

4. He (Mr. Green) failed to do so. Mr. Green is a former NFL player with two Superbowl Rings. After retiring from the NFL, Mr. Green has engaged in various business enterprises that require perfect execution of sound and ethical business practices. Any such claim that Mr. Green, in his business activities, has failed to properly and ethically executed his “due diligence” in any way tarnishes and damages Mr. Green’s reputation in the eyes of past business associates, clients, financial institutions as well as any future business associates, clients and partners. Any right-thinking person with any semblance of business understanding and experience would know that this would be the case.

Every part of Mayor Stan Anthony’s alleged defamatory statement meets the previously noted of defamation:

1. The Statement was published in the Shelby Star, which has a

circulation that is greater than one.

2. Mayor Stan Anthony's statement is materially false and severely damages the reputation of Mr. Willie Green and his Company 5-Star Athletic Development, Inc.

3. Even if both Mayor Stan Anthony and Mr. Green are "public figures," malicious intent is clearly shown because Mayor Anthony's statements are made-up and baseless as are his (Mayor Anthony), and the City Council's reason for denying Mr. Green's rezoning request application to begin with. As well as attacking Mr. Green's business expertise in the false statement that Mr. Green had failed "to do something that would be considered a basic due diligence item if the allegation was true. Malicious intent was also found in Shelby City Manager's similar acts against Mr. Willie Green by Superior Court Judge W. Todd Pomeroy in Judge Pomeroy ruled against City Manager Howell's contention that he had "immunity" for his defamation against Mr. Green on another, but similar legal matter.

4. Malicious intent is also indirectly shown by Mayor Stan Anthony, City Manager Rick Howell, Councilmen Violet Dukes, David Causby, David White, Dicky Amaya and Eric Hendricks by false statements that have been generated and passed around in the community. False and defamatory statements clearly made to shear and tarnish Mr. Green's reputation and prevent Mr. Green from doing business in Shelby or with the City of Shelby. Such statements that Mr. Green is a Muslim and Mr. Green wants to move a million "niggers" into Shelby to go to his sports facility. Sworn statements provided by Mr. Stacy Heavner are that Councilmen Dicky Amaya and David White told him (Heavner) that Mr. Green wanted Shelby to pay him \$100,000 to build his high-end condominiums. All this is a clear indication of systemic racism, corruption, a planned scheme and a coordinated and orchestrated effort to prevent a black man from doing such high-level business in the City of Shelby. False and Defamatory Statements were also made by City of Shelby officials to City of Gastonia officials. All in individual or combination of incidents which clearly show the

malicious intent that Shelby and Cleveland County officials are well known for.

The Mayor Stan Anthony Lawsuit for defamation:

After the defamatory statements made by Shelby Mayor Stan Anthony were published in the Shelby Star, Mr. Willie Green sent numerous messages to Mayor Stan Anthony and the other Shelby City Council members requesting clarification of their statements, a retraction and offers to settle the matter in a fair and equitable manner. No retraction or even a reply was ever made by anybody from the City of Shelby leadership.

Then, and only then did Mr. Willie Green file a lawsuit in "Small Claims" Court against Shelby Mayor Stan Anthony in order to hopefully force Anthony to retract his false and defamatory statements and settle the matter. Anthony refused. The Small Claims Court Magistrate Judge dismissed the case stating the case was too complicated for her expertise to make a proper ruling on. Mr. Green raised the case to the District Court level and Mayor Stan Anthony raised it to the Superior Court level. Mayor Anthony is represented by a taxpayer paid attorney, Martha Thompson. Mr. Green is paying his own legal bills.

Following the Rick Howell failed attempt to get his defamation lawsuit dismissed, before having to answer Mr. Green's complaint, on the ground of immunity; Shelby Mayor Stan Anthony tried a different approach, for the very same reason- to avoid having to testify under oath, by filing a Motion for Summary Judgement in accordance with Rule 56 of the North Carolina Rules of Civil Procedure. Both Motions for Dismissal and Motions for Summary Judgement are commonly and unethically used and abused by governmental agencies against private individuals who are paying for their own legal representation. Although such improper court filings as introducing frivolous actions for the purpose of delay and to increase the costs of litigation are violations of Rule 11 of the North Carolina

Rules of Civil, it is almost universally done by governmental agencies as Rule 11 violations make tons of money for lawyers and judges are lawyers too. All totally "in on" the concept of making money for lawyers.

The Hearing on Mayor Stan Anthony's Motion for Summary Judgement:

It is a long-standing lawful right in the United States of America and North Carolina that all public trial and hearings are open to the public. No questions asked. Such a right for public hearings is a part of the US Constitution's established purpose of NOT having to TRUST governmental agents to do their jobs properly and lawfully, but to allow the public to access all trials and hearings in order to maintain a system of "Checks and Balances" over the power of corruption that often surfaces when governmental actors remain in office too long. It is the old saying that "power corrupts and absolute power corrupts absolutely." The "sunshine" of public attendance tends to limit such an accumulation of power and the attendant increase of corruption before the public votes to remove the corrupted governmental agent. From dog catcher all the way up to Judges. Even Supreme Court Judges can be removed by impeachment.

However, the recent advent of the Coronavirus Pandemic has given rise to many opportunities to remove many established "rights" from members of the public. Judges too have found the opportunity to remove public attendance from public hearings. "Virtual" hearings it is called. Technical improvements such as ZOOM, WebX and other means of communication have provided the technical means of holding court hearings while also denying the public from attending.

Of course, Zoom, WebX etc. have the capability of being recorded, saved and be made available to the public as public records. All totally compliant with longstanding "rights" of "checks and balances." But, Cleveland County Courts, under the

administration of Senior Superior Court Forrest Donald Bridges have seen fit to use "Virtual Hearings" as a method of exclusion of the public from otherwise public hearings.

Such is the situation with Shelby Mayor Stan Anthony's September 21, 2020 virtual hearing regarding his "Motion for Summary Judgement" in Mr. Willie Green, doing business as 5-Star Athletic Development vs Stan Anthony. My Public Records Request to the NC Courts to view that WebX held hearing has not been provided and it appears clear that it will NOT be provided. It also appears that Judge Bridges and the NC Courts have gone to these Virtual Hearings and not recorded and saved the Videos as a Public Record. Such a clear, purposeful and corrupt abuse of power is unacceptable. According to me and MY interpretation of Public Records laws.

It seems that all the public has to go on is the Judge's Order that is associated with that Public Hearing where the public was excluded. Court Orders still have to be filed as paper documents and filed with the Clerk of Court. In this instance, the opportunity to attend the public hearing that I was excluded from is not necessary to form a public opinion on whether the Court Order is corrupt or not. The Court Order signed by Judge Forrest Donald Bridges on October 6, 2020 and filed with the Clerk of Court on October 7, 2020 is clear as a bell under an inspection by an average citizen. The Ruling is Corrupt obviously planned to be corrupt. Actually, it is almost too corrupt and may be purposefully so, such that an Appeals Court will most likely overturn it. Which would be a Rule 11 Violation on Judge Bridges' part. Anyway, let's get along with analyzing Judge Bridges' Order. A full copy will be attached at the end of this article. The Case Number is 20-CVS-585.

The Order signed by Judge Forrest Donald Bridges on October 6, 2020.

The heading of Judge Bridges' October 6, 2020 Order is ORDER

GRANTING DEFENDANT'S MOTION FOR SUMMARY JUDGEMENT. It is a one-page document and we will go one paragraph at a time.

First Paragraph:

THIS CAUSE COMING ON to be heard before the Honorable Forrest D. Bridges at the September 21, 2020 Cleveland County civil superior term of court, upon motion of Defendant, through counsel, for Summary Judgment pursuant to Rule 56 of the Rules of Civil Procedure;

This first paragraph is mostly informational, except for Rule 56.

Rule 56 basically says in order to succeed in a motion for summary judgment, a movant (Mayor Stan Anthony) must show
1) that there is no genuine dispute as to any material fact, and

2) that the movant is entitled to judgment as a matter of law. "Material fact" refers to any facts that could allow a fact-finder to decide against the movant. North Carolina Rule 56 says that Material facts should NOT be established by the Judge holding the hearing under Rule 56.

According to the NC School of Government, the record must be viewed by the Court in the light most favorable to the party against whom judgment is sought. Which, in this case is Mr. Willie Green doing business as 5-Star Athletic Development.

The NC School of Government also says: When entering an order on a summary judgment motion, the trial court should not include findings of fact, even if a party requests them pursuant to Rule 52. The court's task is to determine only whether genuine issues of material fact exist, and not to decide those facts one way or the other.

Read on:

The Second Paragraph says:

And the court (Judge Bridges), after hearing arguments of counsel for the parties and having considered the Pleadings,

the proffered discovery, affidavits and matter of public record for which judicial notice is hereby taken, and having considered the law, finds that Defendant is entitled to judgment as a matter of law;

After reading this paragraph and considering the fact that discovery is NOT finished, that Mayor Stan Anthony has refused, in his answer to Mr., Green's lawsuit as well as discovery questions, to actually answer anything. Every question regarding points of fact have been objected to in Anthony's responses under some hopeful loophole that Anthony's lawyer, Marth Thompson, can pin a legal "Hail Mary" to. There has been no evidence subject to cross examination produced by the Mayor. Anthony's affidavit produced by Walt Scharer certainly appears to be perjury that was suborned by Anthony and Thompson. Scharer's affidavit that he told Anthony that he told Mr. Green to get a contingency had been shot through with holes, modified when Mr. Green proved the statements were false and the modified affidavit that was filed with the Clerk of Court had defects that would require additional modification. Truth, when modified is not the truth anymore. So how can Judge Bridges fall for such s that.

Judge Bridges states that he considered the law-but neglected to tell us what law he was considering. Yes, Rule 56 is a law. Yes, Rule 56 allows a Motion for Summary Judgement to be filed and upheld under the proper circumstances. But, take for instance, the legal definition of Defamation is a tort and against the law. And the elements of Defamation that are included above. No matter how bad, wrong, hurtful to a reputation a statement may be, TRUTH is the perfect defense. NOWHERE does Mayor Stan Anthony provide truth as his defense. Loophole, only loopholes to the law are all you hear from Mayor Stan Anthony. Nowhere does Judge Forrest Donald Bridges mention truth in this paragraph of his ruling or in any other paragraph. Truth is the only material fact that shows whether or not Mayor Stan Anthony deserves a Summary Judgement in this

matter. And, truth is totally absent in Anthony's pleadings as well as Judge Bridges' Court Order.

The Third Paragraph says:

In particular, but not limited to, this court concludes that the alleged defamatory statement, "Mr. Green was advised to get a re-zoning contingency in his purchase contract prior to closing and he failed to do so..." is not a statement that is slanderous per se, as it is not a statement that accuses him of a criminal act, does not accuse him of having a loathsome disease, does not tend to subject him to ridicule, contempt or disgrace, nor does it impeach him in his trade or profession.

Judge Bridges neglects to state that Mr. Green's lawsuit was for Mayor Anthony Defaming him by making a false statement and that the false statement would obviously "impeach" him (Mr. Green) in his trade or profession.

As previously described Mayor Stan Anthony's statement, even as Judge Bridges has properly stated it, meets every single element of defamation, including the public figure part. Apparently Judge Bridges does not grasp the fact that reputation of successfully doing things right is imperative in business. And that such statements as said by Mayor Stan Anthony is damaging as well as subjecting Mr. Green to ridicule, contempt and disgrace. I personally have been told that Mr. Green is a Muslim who wants to bring a million niggers to Shelby. Judge Bridges has to have lived a very sheltered life not to know that all these things are damaging to a person's reputation. And making such a conclusion is ludicrous at best. Corrupt and racist at worst.

The Fourth Paragraph says:

Secondly, this court concludes that the Plaintiff has failed to provide any forecast of evidence that would support a contention that Mayor Anthony acted with malice or in bad faith to overcome public official immunity. Plaintiff merely argues that, because as mayor, Defendant Anthony votes only to break a tie vote, the statement attributed to him would

support an inference of malice, a point for which the Plaintiff offered no authority;

One has to wonder what part of systemic racism, corruption, suborning perjury, lying, conspiring to run Mr. Willie Green out of town, planned schemes and orchestrated mischief and mayhem, on top of defamation, does Judge Forrest Donald Bridges not understand. Also, the authority gained by Judge W. Todd Pomeroy ruling to deny City Manager Rick Howell's Motion to Dismiss on the grounds of immunity Mr. Green's lawsuit against Howell is an authority right under Judge Bridge' nose. Judge Forrest Donald Bridges certainly appears to be severely out of touch, senile or himself corrupt to have written such a disingenuous statement as this. Perhaps Judge Bridges should think very hard about retiring as soon as possible from his high office as Senior Superior Court Judge of the 27B Judicial District-which includes Cleveland and Lincoln Counties.

The Fifth (and last) Paragraph says:

Further, the Plaintiff sues in a corporate capacity, alleging damages to 5 Star Athlete Development, LLC, while complaining of allegedly defamatory statements alleged to have been made about "Mr. Green," the apparent owner of the LLC. Plaintiff has failed to allege that the Plaintiff is the same party or operates as the alter ego of Mr. Green.

Any first-year law student has to know that Corporate entities are not real persons, but legally have many of the same rights as a real person. For better or worse, that is a fact and Judge Forrest Donald Bridges should know that. Mr. Green is the person who owns and operates 5 Star Athlete Development and the two, 5 Star and Mr. Green are in fact the same. Besides, this does not rise to the level of something that Rule 56 applies to. It is not a material fact in the dispute and, if it is some sort of a mistake, like a harmless typo, this Order should be for Mr. Green to correct the minor mistake in his pleadings and this case proceed to a jury trial on its merits.

The subject matter of this article, the Material Facts, are systemic racism (usually covering up an actual corruption), corruption per se, collusion, conspiracy, perjury, suborning perjury, defamation and many other heinous crimes permeate Cleveland County, the City of Shelby officials as well as the judicial system to the core and from top to bottom. Per capita we must be as criminal and corrupt as the City of Chicago during the times of Al Capone and Prohibition. With NO Eliot Ness and his Untouchables in sight.

It is time to demand reform from everybody involved with oversight of any of these examples of corruption. The State Bar for the lawyers. The Judicial Standards Commission for the Judges. And, to the ballot box for every public and elected official.

Also, I am giving permission for any person or group to pass this information along to anywhere that might find this information useful for anybody interested in making positive changes of our governmental operations. Perhaps we are the best in the World. But we certainly can and must strive to make things better.

[Don Bridges-MSJ Order filed 2020-10-07 - Copy](#)