

IN THE COURT OF COMMON PLEAS  
SUMMIT COUNTY, OHIO

MEMBER WILLIAMS, et al.,

Plaintiffs,

v.

KISLING, NESTICO & REDICK,  
LLC, et al.,

Defendants.

Case No. CV-2016-09-3928

Judge James Brogan

**DEFENDANT SAM GHoubrial, M.D.'S  
SUPPLEMENT TO FEBRUARY 23,  
2024, MOTION FOR CIVIL  
CONTEMPT, AND TO SHOW CAUSE  
WHY PLAINTIFFS' COUNSEL  
SHOULD NOT BE HELD IN CRIMINAL  
CONTEMPT.**

Now comes Defendant Sam Ghoubrial, M.D. ("Dr. Ghoubrial"), be and through undersigned counsel, and hereby submits this Supplement to his Motion For Civil Contempt And To Show Cause Why Plaintiff's Counsel Should Not Be Held in Criminal Contempt.<sup>1</sup> This Supplement is necessary due to Plaintiff's Counsel's continued knowing and intentional violations of this Court's February 12, 2024, Order filing the deposition transcript of Julie Ghoubrial under seal, and the February 20, 2024, Nunc Pro Tunc Order barring the possession, use, or distribution of that deposition transcript.

Despite this Court's clear and unambiguous Orders relative to the deposition transcript of Julie Ghoubrial, Plaintiff's counsel Peter Pattakos has continued to violate those Orders with impunity. Attorney Pattakos' complete and total disregard for the authority of this Court and its Orders is truly shocking. As the Court is aware from undersigned counsel's February 23, 2024, email advising the Court, Mr. Pattakos posted about the substance of Julie Ghoubrial's deposition

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<sup>1</sup> Defendant's 2/23.24 Motion For Civil Contempt And To Show Cause Why Plaintiff's Counsel Should Not be Held in Criminal Contained is incorporated herein by reference.

testimony on his social media accounts (both X and Facebook) on February 22, 2024. *See* February 23, 2024, email exchange, attached as Exhibit A.<sup>2</sup>

Attorney Pattakos' continued violations of this Court's Orders cannot be ignored. This is especially true in light of his response to undersigned counsel's February 23, 2024, email to the Court after becoming aware of Mr. Pattakos' social media posts that are in clear violation of this Court's Orders of February 12<sup>th</sup> and February 20<sup>th</sup>. In his email response, Mr. Pattakos does not deny that he violated this Court's Orders when he posted about Julie Ghoumbrial's deposition and testimony on his social media accounts. Inexplicably, Mr. Pattakos tries to justify his knowingly wrongful conduct by claiming that 1): those Orders do not exist; and 2) he has a First Amendment right to violate Orders he does not agree with. *See* Exhibit A. Again, the level of disrespect for this Court and its Orders is truly astonishing.

Mr. Pattakos should be held in civil contempt for his continued flagrant violations of this Court's Orders. He should also be ordered to appear and show cause why he should not also be held in criminal contempt. It is clear from his conduct to date, and his comments to counsel and the Court, that Mr. Pattakos will continue to violate the Court's Orders when he sees fit because he believes there are no consequences for his actions and that his means justify his ends. The authority and Orders of the Court must be respected by counsel and the parties. Mr. Pattakos' blatant disrespect for the Court and its Orders must be addressed and severe sanctions are warranted.

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<sup>2</sup> The offending social media posts are not being attached hereto because doing so would run afoul of this Court's Orders relative to the possession, use, and distribution of the deposition transcript.

Respectfully submitted,

/s/ Bradley J. Barmen

Bradley J. Barmen, Esq. (0076515)

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*Counsel for Defendant*

*Sam N. Ghoubrial, M.D.*

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing was filed electronically with the Court on this 4<sup>th</sup> day of March, 2024. The parties may access this document through the Court's electronic filing system.

/s/ Bradley J. Barmen

Bradley J. Barmen (0076515)

*Counsel for Defendant*

*Sam N. Ghoubrial, M.D.*

**From:** Peter Pattakos <[peter@pattakoslaw.com](mailto:peter@pattakoslaw.com)>  
**Sent:** Friday, February 23, 2024 12:58 PM  
**To:** [jbrogan39@yahoo.com](mailto:jbrogan39@yahoo.com)  
**Cc:** LeAnn Backer <[LCBacker@cpcourt.summitoh.net](mailto:LCBacker@cpcourt.summitoh.net)>; Barmen, Brad <[Brad.Barmen@lewisbrisbois.com](mailto:Brad.Barmen@lewisbrisbois.com)>; [ekennedy@weismanlaw.com](mailto:ekennedy@weismanlaw.com); [dgoetz@weismanlaw.com](mailto:dgoetz@weismanlaw.com); [JCOHEN@CRKLAW.COM](mailto:JCOHEN@CRKLAW.COM); Mannion, Tom <[Tom.Mannion@lewisbrisbois.com](mailto:Tom.Mannion@lewisbrisbois.com)>; [zbalac@pattakoslaw.com](mailto:zbalac@pattakoslaw.com); [ggipson@pattakoslaw.com](mailto:ggipson@pattakoslaw.com)  
**Subject:** [EXT] Re: Norris v. KNR et al

Judge Brogan,

In response to Mr. Barmen's email below I am attaching a courtesy copy of the Motion for Clarification that I filed yesterday. Needless to say we will be opposing Defendant's contempt motion, including on grounds that we cannot be held in contempt of orders that did not exist, and that lawyers have First Amendment rights too.

Respectfully,

Peter Pattakos  
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330.836.8533 office; 330.285.2998 mobile  
[peter@pattakoslaw.com](mailto:peter@pattakoslaw.com)  
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This email might contain confidential or privileged information. If you are not the intended recipient, please delete it and alert us.

On Fri, Feb 23, 2024 at 12:47 PM Barmen, Brad <[Brad.Barmen@lewisbrisbois.com](mailto:Brad.Barmen@lewisbrisbois.com)> wrote:

Judge Brogan:

Despite your order sealing the Julie Ghoubril depo transcript, Mr. Pattakos is publicly disclosing the substance of that transcript on his social media accounts. Attached is his X (Twitter) post from yesterday. He's also posted this on his Facebook account. I just became aware of this, and I wanted you to know as soon as possible.

Based on this, I will be supplementing the Motion for Contempt and to Show Cause that I filed earlier this week. I will also be responding the Motion to Clarify filed by Plaintiff.

Your attention to this matter is greatly appreciated.

**EXHIBIT "A"**

*Tavia Galonski, Summit County Clerk of Courts*

Regards

Brad Barmen



**Brad J. Barmen**  
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