

GLG 25-2

From: Gary Shaw <gshaw924@gmail.com>

Date: On Friday, February 21st, 2025 at 1:05 PM

Subject: In Re Enas

To: A K <ak@southfield.city>, Philip McCollum <psmccollum@gmail.com>

Clerk Rev. Kuehner:

I have obtained a copy of the Judicial Commission Report, which is undated. There are many inaccuracies, most of which my client's Motion to Correct Error and Appeal address. Three points however must be addressed now.

First, the PJC **denied** my request on January 16, 2025 to have thirty days to respond to the January 13 **charges**. The only reason that a response was filed within thirty days is because the clock was ticking on an appeal from the final judgment of censure which came three days after the charges were issued.

Second, the PJC should stipulate that they were in fact functioning as a grand jury. At page 4 of the Report it appears that three witnesses were interviewed. And despite the assurance that the members of the PJC, "**were careful to not ask any leading questions**", as counsel for Nathan Enas, I was not invited to participate to protect my client from biased questions or prejudicial answers. This is the type of secrecy seen only in grand jury proceedings. This needs to be noted as a judicial fact at the time this matter is reviewed by the full court.

Third, at page five of the report, there is this statement: "**A subject of discussion was whether it would be appropriate to charge Mr. Enas with teaching heresy.**" This was not disclosed on January 16, 2025, and thus I was not able address this matter in my Motion to Correct Error or Appeal. Either the PJC must amend its charges of January 13 to add a specific count of heresy, or any reference to heresy should be **stricken** from the report on the basis that it represents prejudice to my client.

For these reasons, and as noted in our Motion and Appeal, counsel requests 30 minutes on March 7, 2025 to address its Motion to Correct Error (a/k/a as a Petition to Correct Error), 30 minutes for the PJC, and 10 minutes rebuttal for the Petitioner.

Respectfully submitted,

Gary L. Shaw
Atty. No. 120-49