

State of New Mexico  
Seventh Judicial District Court  
County of Socorro

Green Lion Media LLC.

AND

T. Reese Janca Executor

vs

Steve Edmondson, d/b/a

Socorro Community Radio, LLC.

Case No#: D-725-CV-2017 -00232

September 28th, 2022

### AFFIDAVIT OF REESE JANCA

RETURN OF UNLAWFUL ENRICHMENT OF PLAINTIFF THROUGH ABUSE OF  
PROCESS

AMENDMENT TO COUNTERCLAIM TO ADD COUNT X FOR ABUSE OF PROCESS

INDIVIDUALLY NAMED PARTY REESE JANCA REQUEST RETURN IMMEDIATELY  
OF THE \$1600.00 UNLAWFUL ENRICHMENT OF PLAINTIFF THROUGH ABUSE OF  
PROCESS BY OPPOSING PARTY FABRICATING A COURT ORDER WITHOUT  
ADJUDICATION AND RETROACTIVELY AWARDED ATTORNEYS' FEES AND  
EXPENSES TO THE OPPOSING PARTY.

REESE JANCA AFFIRMS THE DETAILS IN THE THE ABUSE OF PROCES IN  
INENTIONAL CHARACTER ASSASSINATION BY OPPOSING PARTY AND JUDICIAL  
PARTIALITY ARISING EARLY IN THE CIVIL ACTION BEFORE THE COURT NOW IN  
ITS 5<sup>TH</sup> YEAR.

1. Reese Janca is an individual named party in the civil action before the Court with all  
rights to appear, prosecute and defend any proceeding.

2. I have been denied the right to appear, prosecute and defend against the allegations as an individual and demand my rights before the Bench.
3. Green Lion Media LLC.(GLM), the business named party in the civil action has been insolvent since Steve Edmondson dba Socorro Community Radio LLC. (SCR), committed fraud and extortion on March 6<sup>th</sup> 2018, refused the full sale price in court escrow and committed is extortive threat to wrongfully silence and destroy the KYRN radio station business and value as sold to GLM on May 8<sup>th</sup> 2017.
4. Reese Janca with economic opportunity presented by the ability to work as a General Manager and Broadcast Radio Engineer within GLM's newly acquired Mine Country 102.1FM Radio Station, surrendered his professional salaried position at National Radio Astronomy Observatory to assume the full-time duties at KYRN on September 12<sup>th</sup> 2017.
5. Counterclaim Count I Quantum Meruit & Unjust Enrichment and Count III Interference with Economic Opportunity are injuries and damages sustained by the individually named party Reese Janca in addition to his employer GLM a business party in the civil matter.
6. March 5<sup>th</sup> 2018 Motion for Cessation of Radio Operations and Deposit of Money in Court Registry made no 'claims or assertions' against the disputed contracts '90 Day Repossession Clause' or a request for adjudication on return of equipment.
7. March 5<sup>th</sup> 2018 Motion had NO EQUIPMENT OR PROPERTY EXHIBITS ATTACHED
8. March 19<sup>th</sup> 2019, Attorney Mark Filosa's character assigation of GLM and its executor Reese Janca began with the insinuation at the first hearings closing that Mr. Janca had made social media comments about Judge Mercedes Murphy when in fact he had never

met or faced the Judge prior which had begun to set and statin the relationship tone for the Bench Trial as requested by the Plaintiff.

9. March 23<sup>rd</sup> 2018 Stipulated Order from March 19<sup>th</sup> Hearing on the March 5<sup>th</sup> 2018

Motion for Cessation of Radio Operations and Deposit of Money in Court Registry only stipulated:

- a. Plaintiff's Lawyer shall Return the \$23,030.32 check to the Deschamps's Trust Account no later than Tuesday March 20, 2018.
- b. Plaintiff shall shut off the radio station that is subject matter of this litigation consistent with the Directive from the FCC.
- c. Defendant shall undertake no efforts to thwart said actions
- d. Defendant shall take no efforts to resume Broadcasting without FCC Authorization
- e. Defendant shall have until April 2<sup>nd</sup> 2018 to file a counterclaim

10. No ORDER following the adjudication of the rights and obligations between the parties involved was made in the Stipulated Order demanding the 'transfer of station assets' by the Defendant or stipulating the 'transfer of station assets' was to occur on March 30<sup>th</sup> 2018 or April 23<sup>rd</sup> 2018.

11. Reese Janca upon verifying the Special Temporary Authority to go silent was filed by Steve L. Edmondson dba SCR with the FCC on the 21<sup>st</sup> of March did comply with March 23<sup>rd</sup> 2018 Court Orders not to thwart or resume broadcasting without FCC Authorization.

12. FCC Approved the falsified Special Temporary Authority to go silent on April 3<sup>rd</sup>, 2018.

13. Reese Janca upon receiving the remainder of his \$23,030.32 less Attorney Deschamps fees did leave the State of New Mexico on 26<sup>th</sup> of March until April 1<sup>st</sup> 2018 and gave his attorney no authority to arrange the 'transfer of assets' with the opposing party.

14. March 25<sup>th</sup> 2018 email authored by Steve L. Edmondson dba Socorro Community Radio LLC., submitted with the 'Request for Production' to the Court and opposing counsel, identifies the seller's breach of contract motivation with the October 24<sup>th</sup> 2017 change in the 80-year-old home studio rule allowing Edmondson to operate now from Iowa.

Quote:

- a. "I need to have him give me back control of anything and everything related to the station immediately."
- b. I will come and get the equipment at the end of the week if we can get him to agree to give it to us ***or compel him to give it to us.***

15. March 25<sup>th</sup> 2018, Steven L. Edmondson dba SCR knew that NO COURT ORDER was in effect to ORDER GLM or Reese Janca to 'transfer station assets' and made plans to travel from Iowa to New Mexico without a Court Order or Agreement between parties.

16. April 2<sup>nd</sup> 2018 Attorney Mark Filosa did wholly and intentionally fabricate combative character traits of Reese Janca to stain and prejudice the Bench against the opposing party within the Motion for Return of Items and Cessations of any allied or related Radio Operations at Steve Edmondson dba SCR directive to 'compel him to give it to us' without consideration to the obligations of Steve Edmondson dba SCR or the rights of GLM or Reese Janca

- a. 13. **Plaintiff does not believe** the Defendant will cooperate with Mr. Deschamps, leave alone the Court.
  - b. 14. In that regard, the **Court's intervention is necessary to effectuate this transfer in compliance with the Court order** hearing and federal regulations.
  - c. 15. The **Court should award significant damages against the Defendant** for the Plaintiff's travel to New Mexico, and allied expenses including but not limited to attorney's fees.
17. No Court Order was in effect on the morning April 23<sup>rd</sup> 2018, when Reese Janca received a panicked phone call from Attorney Deschamps at 6am asking if I could deliver some assets in good faith to his office before the afternoons hearing on the "Motion for Return of Items and Cessation of any Allied or Related Radio Operations."
18. Defendant's Attorney Lee Deschamps failed to represent his client April 23<sup>rd</sup> and April 24<sup>th</sup> 2018 continuing a campaign of character assassination of Reese Janca claiming as reported in El Defensor Chieftain April 26<sup>th</sup> 2018 that his client was mentally unstable.
19. May 2<sup>nd</sup> 2018, Attorney Lee Deschamps withdrew from representation of GLM and Reese Janca which was approved by opposing parties Attorney Mark Filosa on May 10<sup>th</sup> 2018.
20. May 2<sup>nd</sup> 2018 to May 14<sup>th</sup> 2018, Reese Janca was represented Pro Se and has been wrongfully decreed in Contempt without adjudication to determine the rights and obligation between the parties while having his Character assassinated by opposing counsel in an intentional abuse of process.

21. Attorney Roy Anuskewicz entered his appearance on behalf of GLM and Reese Janca on May 14<sup>th</sup> 2018.
22. May 16<sup>th</sup> 2018 ORDER
  - a. Defendant Shall have until May 8<sup>th</sup> 2018 to supply further materials.
  - b. Opposing Party was retroactively and unlawfully enriched through 'Abuse of Process' for expenditures on March 30<sup>th</sup> 2018 and April 23<sup>rd</sup> 2018 including attorney's fees prior to May 16<sup>th</sup> 2018 without adjudication and/or resultant Court Order.
23. May 16<sup>th</sup> 2018 Opposing Party Attorney Mark Filosa and Steve Edmondson dba SCR submit Affidavit's for Attorney's Fees and Expenses.
24. June 6<sup>th</sup> 2018, Attorney Roy Anuskewicz Motion to Reconsider/Review is denied without a hearing failing the ethical judicial duty review arguments and legal reasoning with Reese Janca present to appear and defend with Counsel.
25. August 1<sup>st</sup> 2022, The Request for Production served upon the Court and Plaintiff's Party has not been heard or answered at the time of authoring this Affidavit.
26. Reese Janca's personal income from employment and social media post has been wrongfully used to determine 'ability to pay' by the Court and while denying my right to be heard and defend Pro Se and multiple 'Show Cause' hearings.
27. Given Reese Janca has been targeted as an individual through Character Assassination and the wrongful Court Order entered against him as an Individual Party, Reese Janca asserts his right to appear defend and prosecute the 'abuse of process' injuries and damages until fully and wholly restored.

Wherefore, Reese Janca is entitled to an immediate return of the \$1600.00 paid at minimum to satisfy a fabricated and retroactively applied Court Order as an 'abuse of process' by the Court and opposing party necessary to restore the loss of personal income from employment to Mr. Janca that was not earnings or profit of Green Lion Media which has been insolvent since March 6<sup>th</sup> 2018.

## AMENDMENT TO COUNTERCLAIM TO ADD X COUNT FOR ABUSE OF PROCESS TO PURSUE DAMAGES AND ATTORNEY FEES

Reese Janca moves to Amend Counterclaim to add a Tenth Count for 'Abuse of Process' to recover damages and attorney fees for all Court Activity and Attorney fees addressing a fabricated 'Court Order' on April 2<sup>nd</sup> 2018 and awarded May 16<sup>th</sup> 2018 which financially crippled Green Lion Media LLC. and Reese Janca from pursuing legitimate defense and resolution to the Original Complaint which is frivolous and without legal standing. Representing Attorney Roy Anuskewicz specifically withdrew from representation of GLM and Reese Janca for inability to pay in February 2018.

Defendants are due all attorney fees consumed in addressing the 'Contempt Order' and character assassination effectuated upon the Court and perpetrated against Reese Janca for the Plaintiffs abuse of process in filing a frivolous lawsuit without legal standing in Count VII of the Counterclaim and wholly and intentional fabricating a 'Contempt of Court' through a second

'abuse of process' which now seeks to dismiss the Defendant's claims wholly based upon the abuse of process.

Wherefore based upon Reese Janca's Affidavit citing court records incontrovertible evidence, the Defense is entitled to immediate payment of \$1600.00 through an Order to Pay and an Amendment to the Counterclaim with a Tenth Count of 'Abuse of Process' to pursue additional damages and injuries restoration as the Court may deem appropriate upon review.



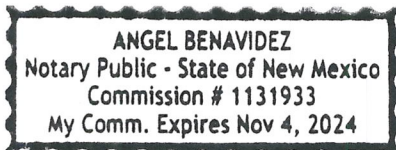
T. Reese Janca  
Individual Party Pro Se  
P.O. Box 949  
Socorro, NM 87801

Subscribed and Sworn To this 28<sup>th</sup> Day of September, 2022 by T. Reese Janca

Commission Expires: 1114124



Notary Public

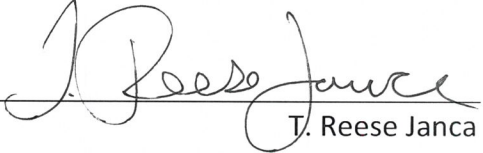




## Certificate of Mailing

I hereby certify that a true and correct copy of the forgoing *Affidavit of Reese Janca* was emailed to Dean Border, Attorney for Steve Edmondson dba Socorro Community Radio LLC. and to Judge Mercedes Murphy and the 7<sup>th</sup> Judicial District Clerk of the Court.

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T. Reese Janca