

Addendum – Designation of Joint Appendix Contents

Plaintiff Appellant, per Sixth Circuit Rule 28 (d), 30(b), hereby designates the following portions of the record below for inclusion in the Joint Appendix

DESCRIPTION OF ENTRY	RECORD ENTRY NO	APPENDIX PAGE NO.
DOCKET SHEET	N/A	01
COMPLAINT filed by Haisam Farran against Kadhair Al-Hemyari on 8/11/2004 with Exhibits:	1	03
▪ (A) Involuntary Order to Active Duty.		09
▪ (B) Public Law 117 STAT.2854.		11
▪ (C) City of Dearborn Count Tax Bill.		13
▪ (D) Mail Log.		15
▪ (E) Verified Complaint to Quiet Title and for Damages.		16
▪ (F) Motion to Set Aside Tax Foreclosure.		21
▪ (G) Order Denying Farran's Motion to Set Aside.		25
▪ (H) Motion to Set Aside Tax Foreclosure (Soldier's Relief Act).		27
ANSWER TO COMPLAINT by Wayne County	2	31
NOTICE TO APPEAR	3	37
AL-HEMYARI ANSWER TO COMPLAINT W/ AFFIRMATIVE DEFENSES by Kadhair Al-Hemyari	5	41
CERTIFICATE OF SERVICE by Wayne County re: ANSWER TO COMPLAINT	7	50
ANSWER TO AFFIRMATIVE DEFENSES by Haisam Farran	8	51
ATTORNEY APPEARANCE: Victor Papakhian, Azzam E. Elder appearing on behalf of Wayne County	9	53
MOTION FOR SUMMARY DISPOSITION Pursuant to FRCP 56(b) & BRIEF in Support of Motion for Summary Disposition by Kadhair Al-Hemyari.	10	57
MOTION FOR SUMMARY DISPOSITION by Wayne County with Exhibits:	11	67
▪ (A) Order Denying Haisam Farran's Motion to Set Aside Tax		86

PAGE 1 OF 3

Foreclosure Sale.		
▪ (B) Motion to Set Aside Tax Foreclosure.		89
▪ (C) Wayne County Quit Claim Deed.		93
▪ (D) City of Dearborn County Tax Bill.		94
▪ (E) Mail Log.		95
▪ (F) Motion to Set Aside Tax Foreclosure (Soldier's Relief Act.)		97
▪ (G) Wayne County Quit Claim Deed.		101
▪ (H) Public Law 117 STAT.2855.		102
▪ RESPONSE TO BOTH DEFENDANT'S MOTION FOR SUMMARY DISPOSITION (p.57 & 67) with Supplemental Brief and exhibits:	12	105
▪ (A) Mail Log.		112
▪ (B) Involuntary Order To Active Duty		113
REPLY TO RESPONSE re: Motion for Summary Disposition & Brief in Support filed by Wayne County with exhibits:	13	118 & 120
▪ (A) Order denying Defendants' Motion for Summary Disposition		125
▪ (B) Conroy --vs-- Danforth		126
NOTICE OF MOTION HEARING		129
ORDER granting Motions for Summary Judgments	14	130
JUDGMENT in favor of Defendants and against Plaintiff.	15	131
NOTICE OF APPEAL by Haisam Farran.	16	132
CERTIFICATE OF SERVICE re: Notice of Appeal	18	133
TRANSCRIPT of Motion Hearing.	17	134
CERTIFICATE OF COUNSEL		180
CERTIFICATE OF SERVICE		181

PAGE 2 OF 3

IN UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN

HAISAM FARRAN,

Plaintiff,

-v-

STATE OF MICHIGAN , WAYNE COUNTY,
and KADHAIR AL-HEMYARI

Defendant.

JUDGE : Cook, Julian Abele, Jr.
DECK : S. Division Civil Deck
DATE : 08/13/2004 @ 11:38:18
CASE NUMBER : 2:04CV73123
CMP FARRAN V. WAYNE CNTY ET AL
(DA)

~~MAGISTRATE JUDGE PEPE~~

MORRIS H. GOODMAN (P14166)
Attorney for Plaintiff
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Dearborn, MI 48126
(313) 846-1900

DAVID GHANNAM (P43407)
Attorney for Defendant Kadhair Al-Hmyari
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Dearborn, MI 48126
(313) 945-6161

RICHARD G. STANLEY (P30552)
Attorney for Wayne County Treasurer
600 Randolph, Ste. 253
Detroit, MI 48226
(313) 224-5030

COMPLAINT

NOW COMES PETITIONER, HAISAM FARRAN, by and through his attorney,

MORRIS GOODMAN, who states as follows:

- 1- Plaintiff, Haisam Farran, is a Master Sergeant in the U.S. Marines on special assignment at the U.S. Embassy in Yemen. Since 911, Plaintiff has spent his time overseas on special assignment for durations in excess of 4 to 5 months. Plaintiff was called for duty service for the period of October, 15, 2001 to October 14 2003. Then his service was extended until September 30, 2004.

(See Attached Order for Service, EXHIBIT A)

TTUZYUW RULSMX0001 2530002-UUUU--RHMCSUU

ZNR UUUU

R 1000022 SEP 03 ZYB ZEX

FM CG MCRSC KANSAS CITY MO

TO HQBN HQMC ARLINGTON VA

INFO CMC WASHINGTON DC//RAM-7/MPP-60/PEL/PO/ME/MRA/MB//

..COMARFORRES//G-1//

CG MCRSC KANSAS CITY MO//G3//

BT

UNCLAS//NO1571//110337-3/0//

PASS TO: CWO4 H M FARRAN USMCR//

MSGID/GENADMIN//

SUBJ/MODIFICATION TO PRESIDENTIAL RECALL; CASE OF CHIEF WARRANT OFFICER 4 HAISAM M FARRAN ::f 0364765050 1310/0000/0000 USMC / 6443 CHASE

/ DEARBORN, MI 481260000//

REF/A/DOC/CMC IAMM DTD 20030908.

REF/B/DOC/ROWS ORDERS TRACKING: 110337 (DTD 20011012)// RMKS/

1. YOU HAVE BEEN INVOLUNTARILY ORDERED TO ACTIVE DUTY FROM YOUR RESIDENCE IN SUPPORT OF OPERATION ENDURING FREEDOM (MOB) AS PRESCRIBED IN EXECUTIVE ORDER 13223, UNDER THE PROVISIONS OF TITLE 10, USC, SEC 12302, AND DETERMINED AS EXEMPT FROM THE FIVE YEAR CUMULATIVE SERVICE LIMIT PER TITLE 38, USC, CHAP 43 (USERRA), FOR THE PERIOD 15 OCT 2001 TO 14 OCT 2003 (730 DAYS). YOU ARE ASSIGNED TO PART MOB ON SUCH A DATE THAT WILL ENABLE YOU TO REPORT TO THE CO, MOB PROC CENTER, 3035 BARNETT AVE, QUANTICO, VA 22134 NO LATER THAN 2359 ON 16 OCT 2001 FOR DUTY WITH DIA, DHS WASHINGTON DC, RUC: 59252, MCC: 012.

FFA: TAD EXCESS (RUC 54008 MCC 010) DIA, DHS, WASHINGTON, DC 22214. FOR DUTY WITH DIA

(MCO P1000.6 PARA 4407 AND P1001R.1 PARA 4205.4). MEMBER ORDERED TO SERVICE ADDITIONAL PERIOD OF DUTY FROM 15 OCT 2003 TO 30 SEP 2004

(352 DAYS), UNDER THE PROVISIONS OF TITLE 10, USC, SEC 12301(d). MEMBER MUST ENDORSE THIS MODIFICATION OF ORDERS. THIS PERIOD OF SERVICE COUNTS TOWARDS THE FIVE YEAR CUMULATIVE SERVICE LIMIT PER TITLE 38, USC, CHAP 43 (USERRA). THIS ADDITIONAL PERIOD CAN BE MODIFIED AT ANY GIVEN TIME TO MEET THE NEEDS OF THE MARINE CORPS. YOU ARE A MEMBER OF RESERVE RUC 88834.

2. AS REQUESTED IN REFERENCE (A), REFERENCE (B) IS MODIFIED AS FOLLOWS: THE PURP OF THIS MOD IS TO CHANGE END DATE TO 30 SEP 2004 VICE 14 OCT 2003 ,AND CORR PER DIEM EST.

3. APPROPRIATION FOR THE PERIOD OF 15 OCT 2001 - 30 SEP 2002 (351 DAYS) IS:

P/A: PAYGROUP: 000 COMPONENT CODE: KM P/A NUMBER: C2FFLM
EST COST: \$72,360.71

PER DIEM: AA 1721106.27AO 000 000270 067443 2D 003731 M00084203731
EST COST: \$69,078.50 SON: M0008402T003731

TRAVEL : AB 1721106.27AO 000 000270 067443 2D 003731 M00084203731
EST COST: \$598.00 SON: M0008402T003731

APPROPRIATION FOR THE PERIOD OF 01 OCT 2002 - 30 SEP 2003 (365 DAYS) IS:

P/A: PAYGROUP: 010 COMPONENT CODE: KM P/A NUMBER: C30BBL
EST COST: \$75,071.64

PER DIEM: AA 1731106.27AO 000 000270 067443 2D 002655 M00084302655
EST COST: \$73,000.00 SON: M0008403T002655

TRAVEL : AB 1731106.27AO 000 000270 067443 2D 002655 M00084302655
EST COST: \$0.00 SON: M0008403T002655

FUNDING THIS PERIOD OF DUTY SUBJECT TO PASS OF FY 2003 APPNS ACT, OR A CONTINUING RESOLUTION AUTHORITY.

APPROPRIATION FOR THE PERIOD OF 01 OCT 2003 - 30 SEP 2004 (366 DAYS) IS:

P/A: PAYGROUP: 010 COMPONENT CODE: KM P/A NUMBER: C407SN EST COST: \$75,071.64

EXHIBIT A

TTUZYUNF RULSMJX0001 2530002-UUUU--RHMCSUU.

ZNR UUUU

R 100002Z SEP 03 ZYB ZEX

FM CG MCRSC KANSAS CITY MO

TO HOBN HQMC ARLINGTON VA

INFO CMC WASHINGTON DC//RAM-7/MPP-60/PPL/PO/MP/MRA/MB//

COMARFORRES//G-1//

CG MCRSC KANSAS CITY MO//G3//

BT

UNCLAS//NO1571//110337-3/O//

PASS TO: CWO4 H M FARRAN USMCR//

MSGID/GENADMIN//

SUBJ/MODIFICATION TO PRESIDENTIAL RECALL; CASE OF CHIEF WARRANT OFFICER 4 HAISAM

M FARRAN ::f 0364765050 1310/0000/0000 USMC / 6443 CHASE

/ DEARBORN, MI 481260000//

REF/A/DOC/CMC IAMM DTD 20030908.

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3. APPROPRIATION FOR THE PERIOD OF 15 OCT 2001 - 30 SEP 2002 (351 DAYS) IS:

P/A: PAYGROUP: 000 COMPONENT CODE: KM P/A NUMBER: C2FP1M
EST COST: \$72,360.71
PER DIEM: AA 1721106.27AO 000 000270 067443 2D 003731 M00084203731
EST COST: \$69,078.50 SON: M0008402T003731
TRAVEL : AB 1721106.27AO 000 000270 067443 2D 003731 M00084203731
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