

Objection Evidence of Gag Order Fraud May Have Just Implicated Burmaster in his Attempt to Evade a Fathers Lawsuit

The district family court Judge Burmaster is in two federal civil rights lawsuits from a Kansas pro se father. The defendant dismissed one of those suits days ago by claiming res judicata. The pro se objection is calling fraud of defendant judge.

Case 2:23-cv-02471-JWB-TJJ Document 56 Filed 01/07/24 Page 8 of 8

9. The High Court in order to withstand a motion to dismiss for failure to state a claim under Rule 12(b)(6), a complaint must contain enough allegations of fact to state a claim to relief that is plausible on its face. *Robbins v. Oklahoma*,
A. Plaintiff asserts this Objection and Response to Doc 53, and two case record exhibits attached shows Defendant Judge Burmaster has deceived. And Defendant Judge Burmaster was the one who offered a "Failure to State a Claim" verbiage in his dismissal motion Doc 38. The word "Plausible" means credibility. So if Defendant Judge Paul Burmaster of the Johnson County district family court has deceived for 6 months the entire High Court, the plaintiff, and the county court, with Doc 262 in how he is with his own knowledge his breaking directive on Page 13 section (e) in Kansas Supreme court Summary of Authorities to Consider Whether to Restrict Filing..... Plaintiff withstands the Defendants dismissal upon the Defendants is affirmed as Deceitful and intending to Fool the High Court with Doc 262 material misrepresentation by Burmaster. Doc 262 is violating KSC authorities and Defendant is misrepresenting it like its not. That is fact.
B. And res judicata is silent (*Ningbo Prods. Imp. & Exp. Co. v. Eliau*, 2011 WL 5142756, *9 (S.D.N.Y. Oct. 31, 2011) in this case against Doc 262, since Exhibits A and B affirm the Doc 262 judgement was attained by kind of fraud by defendant Burmaster. The fraud of material misrepresentation of itself as if it was Legit, and as if it wasn't violating Supreme court authorities/rules, page 13 section (e) of Exhibit B. That is a form of fraud as Burmaster deceived the Magistrate James in 2:23-CV02130 with it.

WHEREFORE, the Plaintiff brings only facts into this court and the attached exhibits. The Plaintiff feels it appropriate to ask for re-instatement of 2:23-CV02471. The Plaintiff re-affirm and re-alleges the beforementioned and he places all these facts that a 'Restriction' on Plaintiff's filing based out of Doc 262 false projections from Defendant is very inappropriate and will hinder due process of the law in Plaintiff's other cases, and the Plaintiff wishes not. Plaintiff feels this case cannot affect the other Escalante vs Burmaster civil suit that has gained much merit since Burmaster shows deceit in this High Court. Most respectfully said, the Plaintiff asserts that he means no disrespect but defendant is disrespecting the Domestic Violence system of Kansas, and the Plaintiff's children and the State of Kansas as an entirety is watching the Defendant in this proceeding.

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Kansas City, Kansas Jan 8, 2024 ([Issuewire.com](https://www.issuewire.com)) - A prolific series of civil rights events have been unfolding in multiple federal lawsuits filed by a pro se plaintiff against a Johnson County, Kansas district family court judge. Two lawsuits under 42 § USC 1983 have taken several unexpected and unprecedented turns.

The first lawsuit, Escalante v. Burmaster 2:23-CV02471, filed on October 19, 2023, was one of two federal pro se suits that was scheduled for federal trial in two weeks. However, it encountered a motion to dismiss that was granted by the US District Court on January 6, 2024 on grounds of res judicata as to defendant Judge Paul Burmaster. But there's been an Objection to Res Judicata awarded to defendant

Res judicata is the legal principle that a cause of action cannot be relitigated once a final judgment has been rendered on the merits. Defendant Burmaster's legal counsel, Greg Goheen of MVP Law Firm in Kansas City, Kansas, argued in a motion filed a month ago in 2:23-CV02471 that the doctrine applied given that one of the topics raised in the plaintiff's federal complaint had been previously ruled on by the District Court in a prior lawsuit between Escalante and Burmaster from June 2023. That earlier federal lawsuit, which Goheen referenced, was dismissed in June 2023 as Case 2:23-CV02130. That suit centered around a gag order Judge Burmaster had placed on the Kansas father on March 20, 2023. The US Magistrate overseeing the case dismissed it in June 2023, finding in Document 30 of 2:23-CV02130 that Judge Burmaster had not abused his discretion by issuing the gag order. At the time, Burmaster was presiding over a civil custody case involving the father in Johnson County Court. Burmaster has since been removed from the father's case. The June federal case was dismissed without an opportunity for the issues to be litigated.

However, in this recently dismissed federal lawsuit, the pro se plaintiff filed a formal objection on Sunday Jan 8th, 2024, this 48 hours after the case dismissed asserting that the District Court's ruling in June 2023 regarding the gag order was erroneous, and that it was effective at even deceiving the High Court.

If one examines the images provided as Exhibits A and B that the Plaintiff offered the Kansas High Court, it appears the plaintiff may be correct. Exhibit A from doc 56 is the gag order, Document 262, also is from Doc 56 and it contains no expiration date, making it effectively permanent. But the plaintiff's Exhibit B shows Kansas Supreme Court guidelines stating that gag orders must contain an end date and cannot be permanent.

The gag order issued over 9 months ago does not comply with Kansas Supreme Court rules, and Burmaster relied on it to secure dismissal of Escalante v. Burmaster by arguing res judicata applied due to the prior ruling regarding the gag order. However, the primary issue raised in 2:23-CV02471 is not the gag order but rather an allegation that Burmaster has been procedurally abusing a protection order against the father.

On Friday, the District Court agreed with Burmaster and issued Document 53 dismissing the federal case, instructing the pro se plaintiff to refile without the gag order claim. This is a fair outcome on its face, as neither the District Court nor Burmaster challenged the father's allegations regarding abuse of the protection order.

Document 56 received consent to be filed, from Federal Judge Broomes. The High Court Honorable stated that the Plaintiff had 10 days to give legal objection to the dismissal, and the Plaintiff shows potential overcoming circumstances to bring the case back to life. This would then again make two active Burmaster lawsuits. The doc 56 is still pending in the closed case asserts that Burmaster committed a form of fraud in moving for dismissal based on res judicata given the gag order, which has violated Kansas Supreme Court rules for over nine months during which time Burmaster presented it as valid. The prior magistrate overseeing the initial lawsuit failed to note the gag order's noncompliance. These new allegations and exhibits raised in the plaintiff's objection raise concerns about Burmaster's conduct in both the state and federal courts. If the District Court finds the gag order was misrepresented, Burmaster could face serious consequences.

V. Order Setting Hearings and Filings Restrictions.

The court must issue an order that coordinates its findings to explain why restrictions are justified and that articulates the proposed restrictions the litigant must meet to be allowed to file. Although the court may narrow the filing restrictions during briefing, a written order must be entered. That order must be entered on the *court's* 10th, 20th, 30th, 40th, 50th, 60th, 70th, 80th, 90th, 100th, 110th, 120th, 130th, 140th, 150th, 160th, 170th, 180th, 190th, 200th, 210th, 220th, 230th, 240th, 250th, 260th, 270th, 280th, 290th, 300th, 310th, 320th, 330th, 340th, 350th, 360th, 370th, 380th, 390th, 400th, 410th, 420th, 430th, 440th, 450th, 460th, 470th, 480th, 490th, 500th, 510th, 520th, 530th, 540th, 550th, 560th, 570th, 580th, 590th, 600th, 610th, 620th, 630th, 640th, 650th, 660th, 670th, 680th, 690th, 700th, 710th, 720th, 730th, 740th, 750th, 760th, 770th, 780th, 790th, 800th, 810th, 820th, 830th, 840th, 850th, 860th, 870th, 880th, 890th, 900th, 910th, 920th, 930th, 940th, 950th, 960th, 970th, 980th, 990th, 1000th, 1010th, 1020th, 1030th, 1040th, 1050th, 1060th, 1070th, 1080th, 1090th, 1100th, 1110th, 1120th, 1130th, 1140th, 1150th, 1160th, 1170th, 1180th, 1190th, 1200th, 1210th, 1220th, 1230th, 1240th, 1250th, 1260th, 1270th, 1280th, 1290th, 1300th, 1310th, 1320th, 1330th, 1340th, 1350th, 1360th, 1370th, 1380th, 1390th, 1400th, 1410th, 1420th, 1430th, 1440th, 1450th, 1460th, 1470th, 1480th, 1490th, 1500th, 1510th, 1520th, 1530th, 1540th, 1550th, 1560th, 1570th, 1580th, 1590th, 1600th, 1610th, 1620th, 1630th, 1640th, 1650th, 1660th, 1670th, 1680th, 1690th, 1700th, 1710th, 1720th, 1730th, 1740th, 1750th, 1760th, 1770th, 1780th, 1790th, 1800th, 1810th, 1820th, 1830th, 1840th, 1850th, 1860th, 1870th, 1880th, 1890th, 1900th, 1910th, 1920th, 1930th, 1940th, 1950th, 1960th, 1970th, 1980th, 1990th, 2000th, 2010th, 2020th, 2030th, 2040th, 2050th, 2060th, 2070th, 2080th, 2090th, 2100th, 2110th, 2120th, 2130th, 2140th, 2150th, 2160th, 2170th, 2180th, 2190th, 2200th, 2210th, 2220th, 2230th, 2240th, 2250th, 2260th, 2270th, 2280th, 2290th, 2300th, 2310th, 2320th, 2330th, 2340th, 2350th, 2360th, 2370th, 2380th, 2390th, 2400th, 2410th, 2420th, 2430th, 2440th, 2450th, 2460th, 2470th, 2480th, 2490th, 2500th, 2510th, 2520th, 2530th, 2540th, 2550th, 2560th, 2570th, 2580th, 2590th, 2600th, 2610th, 2620th, 2630th, 2640th, 2650th, 2660th, 2670th, 2680th, 2690th, 2700th, 2710th, 2720th, 2730th, 2740th, 2750th, 2760th, 2770th, 2780th, 2790th, 2800th, 2810th, 2820th, 2830th, 2840th, 2850th, 2860th, 2870th, 2880th, 2890th, 2900th, 2910th, 2920th, 2930th, 2940th, 2950th, 2960th, 2970th, 2980th, 2990th, 3000th, 3010th, 3020th, 3030th, 3040th, 3050th, 3060th, 3070th, 3080th, 3090th, 3100th, 3110th, 3120th, 3130th, 3140th, 3150th, 3160th, 3170th, 3180th, 3190th, 3200th, 3210th, 3220th, 3230th, 3240th, 3250th, 3260th, 3270th, 3280th, 3290th, 3300th, 3310th, 3320th, 3330th, 3340th, 3350th, 3360th, 3370th, 3380th, 3390th, 3400th, 3410th, 3420th, 3430th, 3440th, 3450th, 3460th, 3470th, 3480th, 3490th, 3500th, 3510th, 3520th, 3530th, 3540th, 3550th, 3560th, 3570th, 3580th, 3590th, 3600th, 3610th, 3620th, 3630th, 3640th, 3650th, 3660th, 3670th, 3680th, 3690th, 3700th, 3710th, 3720th, 3730th, 3740th, 3750th, 3760th, 3770th, 3780th, 3790th, 3800th, 3810th, 3820th, 3830th, 3840th, 3850th, 3860th, 3870th, 3880th, 3890th, 3900th, 3910th, 3920th, 3930th, 3940th, 3950th, 3960th, 3970th, 3980th, 3990th, 4000th, 4010th, 4020th, 4030th, 4040th, 4050th, 4060th, 4070th, 4080th, 4090th, 4100th, 4110th, 4120th, 4130th, 4140th, 4150th, 4160th, 4170th, 4180th, 4190th, 4200th, 4210th, 4220th, 4230th, 4240th, 4250th, 4260th, 4270th, 4280th, 4290th, 4300th, 4310th, 4320th, 4330th, 4340th, 4350th, 4360th, 4370th, 4380th, 4390th, 4400th, 4410th, 4420th, 4430th, 4440th, 4450th, 4460th, 4470th, 4480th, 4490th, 4500th, 4510th, 4520th, 4530th, 4540th, 4550th, 4560th, 4570th, 4580th, 4590th, 4600th, 4610th, 4620th, 4630th, 4640th, 4650th, 4660th, 4670th, 4680th, 4690th, 4700th, 4710th, 4720th, 4730th, 4740th, 4750th, 4760th, 4770th, 4780th, 4790th, 4800th, 4810th, 4820th, 4830th, 4840th, 4850th, 4860th, 4870th, 4880th, 4890th, 4900th, 4910th, 4920th, 4930th, 4940th, 4950th, 4960th, 4970th, 4980th, 4990th, 5000th, 5010th, 5020th, 5030th, 5040th, 5050th, 5060th, 5070th, 5080th, 5090th, 5100th, 5110th, 5120th, 5130th, 5140th, 5150th, 5160th, 5170th, 5180th, 5190th, 5200th, 5210th, 5220th, 5230th, 5240th, 5250th, 5260th, 5270th, 5280th, 5290th, 5300th, 5310th, 5320th, 5330th, 5340th, 5350th, 5360th, 5370th, 5380th, 5390th, 5400th, 5410th, 5420th, 5430th, 5440th, 5450th, 5460th, 5470th, 5480th, 5490th, 5500th, 5510th, 5520th, 5530th, 5540th, 5550th, 5560th, 5570th, 5580th, 5590th, 5600th, 5610th, 5620th, 5630th, 5640th, 5650th, 5660th, 5670th, 5680th, 5690th, 5700th, 5710th, 5720th, 5730th, 5740th, 5750th, 5760th, 5770th, 5780th, 5790th, 5800th, 5810th, 5820th, 5830th, 5840th, 5850th, 5860th, 5870th, 5880th,

Case 2:29-cv-00141-JWB-JCL Document 36-1 Filed 02/04/24 Page 24 of 24

EXHIBIT B

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EXHIBIT A

U.S. DISTRICT COURT, DISTRICT OF COLUMBIA FILED 03/04/03 PAGE 2 OF 2

3. In the interests of the expeditious and efficient administration of justice, so public, so numerous, of the public may be served, and so employees time and energy not misapplied by the Executive's practice of repeated requests for information, for reasons 6)(1), 6)(2), 6)(3), 6)(4), 6)(5), 6)(6), 6)(7), 6)(8), 6)(9), 6)(10), 6)(11), 6)(12), 6)(13), 6)(14), 6)(15), 6)(16), 6)(17), 6)(18), 6)(19), 6)(20), 6)(21), 6)(22), 6)(23), 6)(24), 6)(25), 6)(26), 6)(27), 6)(28), 6)(29), 6)(30), 6)(31), 6)(32), 6)(33), 6)(34), 6)(35), 6)(36), 6)(37), 6)(38), 6)(39), 6)(40), 6)(41), 6)(42), 6)(43), 6)(44), 6)(45), 6)(46), 6)(47), 6)(48), 6)(49), 6)(50), 6)(51), 6)(52), 6)(53), 6)(54), 6)(55), 6)(56), 6)(57), 6)(58), 6)(59), 6)(60), 6)(61), 6)(62), 6)(63), 6)(64), 6)(65), 6)(66), 6)(67), 6)(68), 6)(69), 6)(70), 6)(71), 6)(72), 6)(73), 6)(74), 6)(75), 6)(76), 6)(77), 6)(78), 6)(79), 6)(80), 6)(81), 6)(82), 6)(83), 6)(84), 6)(85), 6)(86), 6)(87), 6)(88), 6)(89), 6)(90), 6)(91), 6)(92), 6)(93), 6)(94), 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Defendant Burmaster's Fraud upon the Kansas Federal Court in Doc 39 in US Case District of Kansas Case 2:23-CV02471 Escalante vs. Burmaster. Fraud Exception Exhibits A and B disqualify Burmaster's dismissal motion claim of res judicata.

The original paper contains 0 sections, with 5 passages identified by our machine learning algorithms as central to this paper.

Paper Summary

Section 1

SUMMARY PAGE 1

All persons may "have their day in court" regardless of race, sex, religion, national origin, or socioeconomic means. This High Court has denied the Plaintiff his day in Court in 2-23-CV02471, with the beforemanner *Re* Judiciala grounds given from Defendant Bumstar, and furthermore this High Court, has stated essentially that Plaintiff can re-file a new civil action for 1983, but the High Court intent to apply *Respondeat Superior*. And these Restrictions, are underlined by the High Court, statements that have been affected by Defendant's Judge's Dec 202 Order over the Plaintiff on March 20, 2023 in Johnson County Case 18-CV03813.

[illegible]

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