

# **Mallon v. Padova, 806 F. Supp. 1189 (E.D. Pa. 1992)**

**U.S. District Court for the Eastern District of Pennsylvania - 806 F. Supp. 1189  
(E.D. Pa. 1992)  
November 17, 1992**

---

**806 F. Supp. 1189 (1992)  
Joseph MALLON, God,  
v.  
Honorable John R. PADOVA.  
Joseph MALLON, God,  
v.  
HARVARD LAW SCHOOL.  
Joseph MALLON, God,  
v.  
PHILADELPHIA.  
Joseph MALLON, God,  
v.  
PENNSYLVANIA REAL ESTATE COMMISSION.  
Joseph MALLON, God,  
v.  
PRETENDERS.  
Joseph MALLON, God,  
v.  
CHEVAL MUSIC.  
Joseph MALLON, God,  
v.  
UNITED STATES PRESIDENCY of GEORGE BUSH.  
Joseph MALLON, God,  
v.  
The HYNDES.  
Joseph MALLON, God,  
v.  
THE PEOPLE OF ENGLAND.  
Joseph MALLON, God,  
v.  
Chrissie (Hynde) MALLON.**

**Joseph MALLON, God,  
v.  
UNITED STATES.**

Civ. A. Nos. 92-5825, 92-5885 to 92-5887, 92-5889, 92-5890, 92-5982, 92-5891 to 92-5893 and 92-5981.

**United States District Court, E.D. Pennsylvania.**

November 17, 1992.

\*1190 Joseph Mallon, pro se.

Herbert G. Keene, Stradley, Ronon, Stevens & Young, Philadelphia, Pa., for U.S. Presidency of God.

## **MEMORANDUM**

ROBRENO, District Judge.

Presently before me are eleven separate complaints filed by Mr. Joseph Mallon.

### **I. BACKGROUND**

Mr. Mallon, acting *pro se* and *in forma pauperis*, filed the eleven complaints now before me during a period from October 8, 1992 to October 16, 1992.<sup>[1]</sup> After reviewing \*1191 the complaints and various other materials submitted to the Court by Mr. Mallon in connection with these lawsuits, I issued a temporary restraining order ("TRO") on October 26, 1992, [806 F. Supp. 1186](#).

That same date, I also scheduled a hearing for November 3, 1992... Finally, on that same date I appointed Mr. Herbert G. Keene, Jr., Esquire, of the law firm of Stradley, Ronon, Stevens & Young, to represent Mr. Mallon's interests on the question.

Mr. Keene and Mr. Mallon appeared at the November 3, 1992 hearing, and the Court heard argument from both. Mr. Mallon also submitted various exhibits for the Court's review.

### **II. DISCUSSION**

#### **A.**

The Court will... each of the eleven complaints now pending. I attach hereto an Appendix describing each of the eleven cases. A review of the case descriptions in the

Appendix demonstrates the clear ... of Mr. Mallon's actions; for purposes of this Memorandum, a summary will suffice.

Summarizing Mr. Mallon's complaints is difficult because there is common factual thread running between them. A few general themes, however, can be detected. Mr. Mallon signs most of his complaints as "Honor Holiness God (Judge of God's Court) President Joseph Mallon." He \*1192 claims to be the "possessor" of "a valid U.S. Presidency" and that various entities have refused to "regard" his presidency. He also states that he owns "God's Holy Cross," and makes frequent references to it throughout his pleadings. Mr. Mallon also claims that God's Holy Cross should be on the American flag, and has attached to several pleadings what appears to be a color photocopy of a picture of an American flag with a cross on it.

Most, if not all, of the complaints involve an entity that has not "dealt with" or "regarded" Mr. Mallon. It appears as if Mr. Mallon has previously sent many of the defendants various communications, and that the defendants have ignored them. Mr. Mallon, for example, has sued Harvard Law School, claiming that various communications that he has written to Harvard were sent back. Mr. Mallon claims that he has performed various other unspecified "law work" that Harvard "has a duty to deal with...."<sup>[3]</sup> In another suit, Mr. Mallon has sued Ms. Chrissie Hynde, a well known rock music performer and leader of the rock band called "The Pretenders." Mr. Mallon alleges that Ms. Hynde is his wife, and he brings claims against her on the grounds that she doesn't "communicate" with him, that she is "too far away," and that she is not "doing her part." Mallon has also sued, in separate actions, The Pretenders and Ms. Hynde's parents, claiming, *inter alia*, that they did not "deal with" communications from Mr. Mallon. Other defendants sued by Mr. Mallon include the President of the United States and "the People of England." In connection with his various complaints, Mr. Mallon has also submitted various "songs" that he has written, as well as assorted essay-type documents such as "President Joseph Mallon's Wednesday, August 7, 1991 Presidential Speech Dealing With Marijuana and Drugs," "President Joseph Mallon's Monday, September 16, 1991 Presidential Speech Dealing With Important Music Matters," "President Joseph Mallon's Wednesday, October 16, 1991 Presidential Speech Dealing With Rock and Roll," and "Some Dreams I, GOD, President Joseph Mallon, Had Involving My Wife, Chrissie (Hynde) Mallon."

Suffice it to say that the complaints are ... merit. A complaint may be...

## B.

Mr. Mallon's appointed counsel<sup>[6]</sup> sets forth three significant arguments...

..... Mr. Mallon has filed fourteen ... lawsuits in this Court in the span of five months. See note 1, *supra*. In connection with one of those suits, Mr. Mallon made approximately sixty separate filings... The eleven cases now before me were filed during an eight day period. Mr. Mallon has filed a multitude of ... pleadings in these eleven cases. Many of these pleadings were submitted even after the entry... Although

these pleadings are technically not in contravention... because they did not purport to initiate new actions, that Mr. Mallon found it necessary to submit so many ... documents leads the Court to conclude...that future... The fact that Mr. Mallon sued Judge Bartle for dismissing his case against the United States, and has now sued Judge Padova for dismissing Mr. Mallon's case against Judge Bartle, further confirms Mr. Mallon's litigious propensities.<sup>[9]</sup>

Dismissal under § 1915(d) is an inadequate solution in situations such as that now presented. As the Third Circuit has stated:

### **III. CONCLUSION**

For the foregoing reasons, the Court finds ... the complaints at issue...

### **ORDER**

AND NOW, TO WIT, this 17th day of November, 1992, IT IS ORDERED that:

### **APPENDIX**

92-5825 *Mallon v. Judge Padova*. Mr. Mallon alleges that Judge Padova "dismissed [Mallon's] complaint without [Mallon] getting a chance to say anything about it." He claims that Judge Padova was "not regarding my serious and factual statements" and dismissed the complaint without "freedom of speech" and "due process."

92-5885 *Mallon v. Harvard Law School*. Mr. Mallon makes ... references to certain "law work" that he has done, and says that Harvard has a duty to deal with his law work. He claims to have written a law book that Harvard is somehow ignoring. He also states that he attended law school at one point, and that various work needs to be done concerning his "lawyer's license."

92-5886 *Mallon v. Philadelphia*. Mr. Mallon claims that the City has not dealt with his God's Miracle Cross, and that it didn't respond to his February, 1984 communication to the City. He claims that the Mayor did not properly earn his position. He claims that the City caused property in Philadelphia "to be regarded as not belonging to plaintiff." He also claims that the 1991 mayoral election was invalid.

92-5887 *Mallon v. Pennsylvania Real Estate Commission*. Mr. Mallon says that he sent reports of "valuable real estate" to the Commission, but that it has failed to deal with the reports appropriately. He states that in March of 1985, a representative of the Commission visited the property, but didn't grant him the relief he wanted. It's not clear whether Mr. Mallon is or was the owner of the property that he is referring to. Mr. Mallon also says that the Commission is somehow interfering with his valid real estate license.

92-5889 *Mallon v. The Pretenders*. Mr. Mallon claims that the Pretenders did not "deal with" a communication to them. He also claims they injured him by moving to England.

92-5890 *Mallon v. Cheval Music*. Defendant allegedly "misdealt" with important communications. Mr. Mallon states: "The person who the communication was specifically to, a famous celebrity, did not even once communicate back to the plaintiff in regard to any aspect of any of the very important communication sent to the defendant acting as the celebrity's agent and sole source of reasonable communication. ..."

92-5891 *Mallon v. The Hyndes [Parents of Chrissie [Hynde] Mallon]*. Mr. Mallon has sued the parents of Chrissie Hynde, alleging that they "cut off all postal service communication and telephone communication from me to Akron, Ohio," and also England, where Chrissie Hynde was residing. He says that he wrote a book that he sent to "his wife" by way of Akron, but that the book was sent back without "being dealt with."

92-5892 *Mallon v. People of England*. Mr. Mallon says that the people of England "were outrageously unreasonable and caused a very bad situation" and that they "excessively did not deal with anything pertaining to me when there was a lot that had to be and was supposed to be dealt with." He says \*1197 they were involved with terrorism and showed no "reasonableness."

92-5893 *Mallon v. Chrissie (Hynde) Mallon*. Mr. Mallon alleges that Ms. Hynde is his wife, and that she has failed to deal with him. He says that Hynde is "not doing her part," that she is "too far away," and that she "didn't communicate" with him. He states that "I demand all that she is, and has, as a very minimum of at least that, and plus, I demand my children from her, too; in other words, I demand as compensation, all of my wife's and our my children's possessions, life, and even rights, and I have to own and possess all that is of my wife and children."

92-5981 *Mallon v. United States*. Mr. Mallon claims that the United States has failed to deal with him. He states that the recent presidential debates "caused me damage because instead of me being dealt with, I was still left out in the middle of nowhere...." He says he must be dealt with because of, among other things, his United States Presidency, his "law work," and his law cases in this Court.

92-5982 *Mallon v. United States Presidency of George Bush*. Mr. Mallon says that President Bush did not carry out his presidency properly, and that President Bush has not dealt with Mr. Mallon's U.S. presidency. He says the White House has not responded to his communication, and President Bush "has not been properly regarding the reality of my GOD'S MIRACLE CROSS and the fact of me being God." He also seeks to impeach President Bush, citing incidents involving taxes and the war in Kuwait.

## NOTES

[1] Mr. Mallon has filed three actions other than those now before me. The first, an action against the United States of America filed by Mr. Mallon on June 3, 1992 (Civil Action 92-3242), was dismissed by the Honorable Harvey Bartle, III on September 3,

1992 pursuant to the grant of a motion to dismiss the complaint. After that dismissal, Mr. Mallon filed one action against Judge Bartle and the United States District Court (Civil Action 92-5226), and a separate action against the United States Attorney for the Eastern District of Pennsylvania (92-5227). These latter actions were dismissed as frivolous by the Honorable John R. Padova on September 28, 1992. Mr. Mallon has appealed all three dismissals to the United States Third Circuit Court of Appeals. Those appeals are still pending. Additionally, it appears that some of the claims now before me were raised as part of Mr. Mallon's initial lawsuit against the United States. It is also worth noting that the docket reflects that Mr. Mallon made approximately sixty separate filings in connection with that initial lawsuit.

[2] Specifically, ... as follows:

.....

[9] Also relevant is the following colloquy that took place between the Court and Mr. Mallon at the November 3, 1992 hearing:

THE COURT: ... Are you planning to file any additional actions in this Court?

MR. MALLON: In regard to these matters involved?

THE COURT: Yes.

MR. MALLON: No. Something would have to happen to make that cause be necessary.

THE COURT: Such as what?

MR. MALLON: *Some kind of wrong that would justify a grounds for a law case.*

Transcript from November 3, 1992 Hearing, p. 26 (emphasis added). Given that the stated "grounds" in support of Mr. Mallon's existing actions ..., the Court has no reason to believe that Mr. Mallon will not continue to bring suit over whatever "wrong" he may perceive in the future based on similar... grounds.

.....

[11] Needless to say, the injunction imposed today will be dissolved in the event that Mr. Mallon, upon application to this Court, can demonstrate, some time in the future, a change in circumstances sufficient to justify such a dissolution.

References –

Mallon v. Padova (1992). Case opinion from the U.S. District Court for the Eastern District of Pennsylvania. 806 F. Supp. 1189 (E.D. Pa. 1992). Retrieved from <http://law.justia.com/cases/federal/district-courts/FSupp/806/1186/1747649/>

Mallon v. Padova (1992). Case opinion from the U.S. District Court for the Eastern District of Pennsylvania. 806 F. Supp. 1189 (E.D. Pa. 1992). Retrieved from <http://law.justia.com/cases/federal/district-courts/FSupp/806/1189/1747799/>

Mallon (2016). Law Work from the Old Files. *Mallon Law Legacy Archives* (1991-1993). Retrieved from Own Law Legacy Archives.