

IN THE COURT OF COMMON PLEAS
CHESTER COUNTY, PENNSYLVANIA
CIVIL ACTION

JOHN RYAN MILLER
Plaintiff

v.

OCTORARA AREA SCHOOL DISTRICT
Defendant

No. 2026-08128-MJ

PRAECIPE TO DISCONTINUE

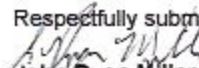
TO THE PROTHONOTARY:

Pursuant to Pennsylvania Rule of Civil Procedure 229, Plaintiff John Ryan Miller, proceeding *pro se*, respectfully requests that the above-captioned action be marked **DISCONTINUED**.

Plaintiff's contemporaneous **ADA Title II Accessibility Notice**, dated August 26, 2026, is attached as **Exhibit A** solely to preserve in the record the circumstances informing Plaintiff's decision to discontinue this action.

Plaintiff does not request adjudication of any issue identified in Exhibit A through this Praecipe.

Respectfully submitted,


John Ryan Miller

Plaintiff, *pro se*

P.O. Box 256 Kimberton, PA 19442

610-656-2208

CulturalContrarian@protonmail.com

FILED
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OFFICE OF THE
PROTHONOTARY
CHESTER CO. PA.

**IN THE COURT OF COMMON PLEAS
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Defendant

No. 2026-08128-MJ

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TO THE PROTHONOTARY:

Pursuant to Pennsylvania Rule of Civil Procedure 229, Plaintiff John Ryan Miller, proceeding *pro se*, respectfully requests that the above-captioned action be marked **DISCONTINUED**.

Plaintiff's contemporaneous **ADA Title II Accessibility Notice**, dated August 26, 2026, is attached as **Exhibit A** solely to preserve in the record the circumstances informing Plaintiff's decision to discontinue this action.

Plaintiff does not request adjudication of any issue identified in Exhibit A through this Praecipe.

Respectfully submitted,

John Ryan Miller
Plaintiff, *pro se*
P.O. Box 256 Kimberton, PA 19442
610-656-2208
CulturalContrarian@protonmail.com

Date: August 26, 2026

CERTIFICATE OF SERVICE

I certify that on August 26, 2026, I served a true and correct copy of the foregoing **Praecipe to Discontinue and Exhibit A** upon counsel for Defendant Octorara Area School District by:

HAND DELIVERY

John Ryan Miller, Pro Se

P.O. Box 256 Kimberton, PA 19442

CulturalContrarian@protonmail.com

John Ryan Miller

EXHIBIT A

ADA TITLE II ACCESSIBILITY NOTICE

Correspondence to Chester County ADA Coordinator dated August 26, 2026

August 26, 2026

Via Hand Delivery

ADA Coordinator

Chester County Court of Common Pleas
Chester County Justice Center
201 West Market Street
West Chester, PA 19380

Re: ADA Title II Accessibility Notice
Miller v. Octorara Area School District
No. 2026-08128-MJ
September 11, 2026 Hearing

Dear ADA Coordinator:

I am writing concerning the hearing scheduled for September 11, 2026, in *Miller v. Octorara Area School District*, No. 2026-08128-MJ.

I am an individual with disabilities affecting, among other things, effective communication, information processing, and memory. I have previously attempted to obtain disability-related access to proceedings within the Chester County Justice Center. Those experiences have left me without reasonable confidence that I can enter the courthouse and participate in another judicial proceeding with effective and equal access.

This concern is not hypothetical.

On repeated visits to the Chester County Justice Center, I have attempted to enter with assistive electronic devices that I use because of disability. Courthouse security personnel have required me to surrender or secure those devices before proceeding beyond the lobby. When I have attempted to address their disability-related function, I have been directed to secure the devices or faced the prospect of enforcement if I did not comply.

The practical result has been consistent: **assistive technology upon which I rely outside the courthouse has not reliably remained available to me after entering the building.**

My concern has also extended to access inside the courtroom.

In a previous judicial proceeding, I specifically requested CART/real-time transcription as an auxiliary aid for effective communication. I did not receive it. Because I nevertheless required disability-related assistance to participate meaningfully, I personally incurred the expense of obtaining outside support. That individual was subsequently removed from the proceeding, leaving me without that support while I remained responsible for the expense I had incurred attempting to obtain effective access.

I cannot afford, financially or functionally, to repeat that experience.

I am not recounting these events to ask the ADA Coordinator to adjudicate what occurred previously, assign motives, or resolve a dispute concerning another judicial proceeding. I identify them because they directly inform the decision I must now make concerning the September 11 hearing.

Courthouse Entry Is Part of the Accessibility Problem

My concern cannot be resolved solely by determining what accommodation might be available once I reach Courtroom 2.

I have no desire to arrive at courthouse security and identify myself as an individual with a disability, explain my disability, describe or justify an assistive device, ask deputies to locate an ADA administrator or supervisor, or negotiate whether I may proceed into the building.

Nor do I wish to be removed from the ordinary security line, surrounded by personnel, questioned about disability-related matters, intimidated by the possibility of enforcement or arrest, or otherwise required to negotiate disability access at the courthouse entrance.

My objective is equal access—not a specially negotiated encounter at courthouse security.

Based upon my previous experiences, I presently have no reliable basis to assume that an accommodation addressed through the Court's ADA administrative process would necessarily be known, understood, or implemented consistently by the security personnel I might encounter when entering the Justice Center.

I recognize that addressing such an institutional issue may require coordination, policy consideration, communication, or training extending beyond my individual proceeding and beyond the limited time preceding September 11.

I do not believe that issue should be resolved through an improvised encounter between an individual with disabilities and whichever security personnel happen to be working when that individual arrives at the courthouse.

Accordingly, I am **not** asking the ADA Coordinator to create an expedited or individualized security protocol for me before September 11.

My Decision Concerning the September 11 Hearing

The September 11 hearing also occurs immediately following previously scheduled medical appointments during a period in which my established accommodations and supports are particularly important. I do not believe it is necessary to disclose the nature of that medical care in this correspondence.

Under the totality of these circumstances, I have concluded that I am not willing to enter another judicial proceeding without reasonable confidence that I will have effective disability access throughout the process of entering the building and participating in the proceeding.

I am not willing to risk an enforcement encounter over possession or disability-related use of an assistive device.

I am also not financially able or willing to continue privately purchasing disability-related assistance as a substitute for effective access to a public judicial proceeding, particularly when my previous experience demonstrates that privately obtained support may subsequently be excluded from the proceeding.

I therefore intend to **respectfully discontinue my mandamus action rather than appear for the September 11 hearing under these circumstances.**

This is not the outcome I sought.

The mandamus action was filed to seek judicial enforcement of an Office of Open Records Final Determination. When the Court subsequently scheduled an evidentiary hearing concerning my request to proceed *in forma pauperis*, I was prepared to substantiate the financial circumstances supporting that request.

My decision to discontinue the action should not be understood as a representation that the underlying Right-to-Know matter has been resolved, that enforcement is no longer substantively warranted, or that disability accommodations were unnecessary.

It means something considerably narrower:

I am unwilling and financially unable to continue pursuing this particular judicial remedy when doing so requires me to enter an environment in which my previous experiences provide me no reasonable confidence that I can retain and utilize the disability-related supports necessary for effective access.

I anticipate attaching a copy of this correspondence to my filing discontinuing the mandamus action so that the record accurately reflects the circumstances informing my decision.

I am providing this communication separately to the ADA Coordinator because the accessibility concerns described here may extend beyond my individual civil action and may warrant administrative review under the Court's responsibilities pursuant to Title II of the Americans with Disabilities Act.

I respectfully request that this correspondence be preserved through the appropriate ADA administrative process rather than unnecessarily incorporated into a publicly accessible case file beyond the copy I independently choose to attach to my discontinuance filing.

If there is an appropriate confidential administrative process through which these accessibility concerns may be reviewed independently of my discontinued civil action, you may provide that information to me in writing.

No immediate accommodation or intervention concerning the September 11 hearing is requested through this correspondence.

Thank you for your attention.

Respectfully,

John Ryan Miller

Plaintiff

Miller v. Octorara Area School District

No. 2026-08128-MJ