

MA 12

Supreme Court of Florida

No. SC13-2384

RECEIVED
JOHN A. TOMASINO
JAN 13 2015
CLERK, SUPREME COURT
BY

IN RE: AMENDMENTS TO THE FLORIDA RULES OF CIVIL PROCEDURE

JANUARY 6, 2015

COMMENTS OF LITIGANT-Patrick Farrell, Sui Juris, Sui Generis

COMES NOW Patrick Farrell state sovereign national, of ONE OF the states united for America, Private Attorney General, Criminal Investigator and Federal Witness, Catholic, Christian, American and Secured Party Creditor, Ex-Patriated to demand mandatory judicial Notice by this honorable Court of a list of former and existing Complaints and documents previously filed and fully incorporated by reference containing relevant adjudicative facts, and to provide formal written notice to all interested Party(s) of same, which are HATE crimes.

The attached lawsuit, CASE # 14-CA-003555, Farrell vs. STATE OF FLORIDA, is a summation of False arrest and Fraudulent Foreclosure that have stolen money and equity from me, and placed into the RICO called the LEE COUNTY JUSTICE CENTER. The Rule change 1.115 is welcome and made in part by my cases.

I have been complaining about mortgage and foreclosure fraud since NOV 14, 2007 in case 07-CA-14942, elements agreed to by this Court and the USA govt.

See case 16 2004 CA 004835 TCIF REO2 v Leibowitz-GMAC sanctioned for fraudulent affidavits of indebtedness and ORDERED to cease and desist in the future, but they continued, creating a new term for it called ROBO-SIGNING.

Had the STATE OF FLORIDA, not to be confused with the State of Florida, actually adhered to the above decision, much time money and aggravation would have been avoided. The proof of this is your Rule change 1.110b for foreclosures. The lower Courts should have listened to me as I have been complaining about the standing issue, since I filed case 07-CA-14942 in NOV 14,2007, and case 07-CA-16767 was filed in response, without standing on DEC 7,2007.

I “defaulted” in AUG 2007 due to Mortgage Fraud, and could not legally contribute to a RICO scheme being done by GMAC and Countrywide.

I am still in the house, due to the lack of standing of GMAC, who was allegedly taken over by OCWEN LOAN SERVICING, but that deal was voided on FEB 6,2014, rendering the illegal summary judgment on APR 30,2014, VOID.

My Motion to show cause, CASE NO. SC14-1580 had the effect of changing the Rule, because Rule 1.110b was not being followed by the lower Court.

SUMMARILY, If discussion is held, I want to be in it.

TAKE MANDATORY JUDICIAL NOTICE of case 2:09-CV-16-FTM-29SPC, Patrick Farrell vs. U.S. CONGRESS, STATE OF FLORIDA, et al, this is THE 44 page “playbook” and manual for all the “blowback” against the banks.

NOV 6,2014 Case PENNINGTON V. OCWEN 1D13-3072 –

Standing must be established at the time of the filing of the foreclosure action.

Focht, 124 So. 3d at 310. A bank must also have standing at the time final judgment is entered. See Boumarate v. HSBC Bank USA, N.A., 109 So. 3d 1239, 1239 (Fla. 5th DCA 2013); Beaumont v. Bank of New York Mellon, 81 So. 3d 553, 555 (Fla. 5th DCA 2012). “Accordingly, we REVERSE the judgment below and direct the trial Court to enter final judgment for Pennington.”

DEC 10,2014 ALVA SOSA, ALEX AMADOR VS. US BANK- NO. 4D13-1657,

Because Bank failed to establish when it allegedly became owner of the note, accordingly, we reverse the summary judgment of foreclosure and remand for entry of an Order of involuntary dismissal of the action.[quoting Morton’s of Chicago v. Lira 48 So.3d 76,80 Fla. 1st DCA 2010.

TAKE MANDATORY JUDICIAL NOTICE OF THE FOLLOWING:

NOV 14, 2007 I filed case 07-CA-14942-Farrell v. GMAC et al

DEC 7,2007 GMAC, WELLS FARGO filed case 07-CA-16767

FL. SUPREME COURT hears arguments from Virginia Townes that “lost note affidavits” were false due to notes “deliberately destroyed upon securitizing to avoid double dipping.”

THEREFORE a “security” cannot file an “original note” because it was destroyed.

Since in my case the "original note" and assignment of mortgage was filed one year after case was filed, it came from COUNTRYWIDE [who made the note], who should have been the party to file a foreclosure.

Since the note NEVER went into the trust, only COUNTRYWIDE can sue.

THEREFORE case 07-CA-16767 WELLS FARGO V. Farrell is and was a fraud from the start, summary judgment on MAR 24,2009 was vacated due to Fraud, and the APR 30,2014 summary judgment is VOID, due to the same assignment of mortgage being used for a false "retroactive" filing.

2012 cases were consolidated

DEC 13 2013 CFPB and all state atty. generals engage OCWEN in Consent Order voiding any and all future fraudulent foreclosures, penalty of \$2 Billion to be disbursed to Farrell and many others, OCWEN CEO must and did resign.

DEC 19,2013 CFPB sues OCWEN for Fraud as averred by Farrell.

FEB 6,2014 New York VOIDS purchase of all GMAC and WELLS FARGO mortgage servicing rights to OCWEN, including Farrell's case.

APR 30,2014 OCWEN moves for and illegally gets summary judgment.

WHEREFORE due to the fact that in early 2009, I filed a copy of case 2:09-CV-16-FTM-29SPC Farrell vs. U.S. Congress, U.S.Treasury STATE OF FLORIDA, 20th Circuit Judges, and asked among other things to VOID lost note affidavits cases, have a moratorium on foreclosures, etc. and this Court did in fact, do exactly

what I asked them to, I should be a part of the conversation about administration of justice by Rules of the Court being made and FOLLOWED.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy has been sent to;
Florida Supreme Court-500 South Duval Street-Tallahassee, Florida, 32399-1927
Committee Chair Kevin B. Cook, Rogers Towers, P.A., 818 A1A N., Suite 208,
Ponte Vedra Beach, Florida 32082-8217
Liaison to the Committee-Ellen Sloyer, 651 E. Jefferson Street, Tallahassee,
Florida 32399-2300

CERTIFICATE OF COMPLAINT

I hereby certify that the font requirements of Fla. R App P 9.210[a][2] have been complied with of the type size and style set forth in this initial brief is 14 point Times New Roman which contains 10 characters per inch.

WITHOUT PREJUDICE-U.C.C.-1-308

A handwritten signature in black ink, appearing to read 'Patrick Farrell', is written over a horizontal line.

Patrick Farrell-in Propria Persona-Attorney In Fact-Sovereign-Secured Party
Creditor-signed "without the united states" and without prejudice/UCC 1-308-
UCC-1 Filing # 2007-356-2344-8 [12/22/07]-Wash. St.- 2904 NW14th Terrace-
Cape Coral, Fl.-33993-D.M.S.R. SEC.112.32- **JANUARY 6, 2015**

Supreme Court of Florida

SEPTEMBER 7, 2014

CASE NO. SC14-1580

Lower Tribunal No. 2D14-2139

362007CA014942A001CH

PATRICK LORNE FARRELL

VS

G.M.A.C. WELLS FARGO

Petitioner

Respondent

Petitioners Motion To Show Cause

SUMMARILY, I Patrick Farrell, a long time Pro Se litigant, due to ERRORS moves this Honorable Court, to dispose of this illegal foreclosure case named, as the law has caught up with this Honorable Court's Rule 1.110b made in 2010, and the Appeals Court's are now routinely reversing and dismissing cases altogether, see attached 2D13-1786 MAY VS. PHH MORTGAGE Sept. 3, 2014.

When this court made Rule 1.110b, the "wasting of Judicial resources" was one aspect that is involved here. This case is 2 cases combined and 7 years old, a massive amount of paper and words, only to come to the one conclusion that the court's are; summary judgment reversed, OR case dismissed, BOTH for lack of standing by "bank" plaintiff's the very same issues we have here.

The 2nd DCA did err by misapplying my payment, then erred by not giving me enough time, and AFTER I intervened they corrected. The 2nd and 4th DCA are in agreement in foreclosure cases filed with a "lost note affidavit" as this case was, and WITHOUT a note, or mortgage or assignment, until a year later, THAT they are insufficient from the start warranting dismissal with prejudice.

I want this court to dispose of this case, as a reversal, although good, will not cancel the case, and the lower court in Lee Co. is blatantly corrupt, granting relief to the wealthy, because they get a portion of the judgments, hence the Lee Co. Courthouse has increased in size by 50% in the last 20 years, to handle the fraud based debt paper, counterfeit money, that is what foreclosures are.

I have filed 20 State and Federal lawsuits since DEC 1996, after being falsely arrested in Sept. 1994, 2 state attorney's were fired [Melissa Skeen and Alane Laboda] [2 Lee Co. Sheriffs were fired Bob Carmichael and Ed Webb] all for aiding and abetting a global child molesting ring, then I bankrupted my accusers [ISKCON] by QUI TAM, 2:01-CV-417-FTM-29DNF, which cost them \$25 Million, I got a \$40,000 surgery paid for by agreeing to drop my Federal Lawsuit. JAN 12,2009 I filed 2:09-CV-16-FTM-29SPC, a 44 page QUI TAM, which the US govt. used to "clawback" Billions for mortgage Fraud against these same parties, for the same reasons I have stated since NOV 14,2007. In that federal suit I said; THAT my case had the same issues of Fraud as 10 million cases across the country

THAT the banks should pay back \$100 Billion in damages,
THAT all COUNTRYWIDE originated notes [mine included] were a Fraud,
THAT all foreclosures filed with a lost note affidavit were a Fraud,
THAT a moratorium on all foreclosures be done for the "robo-signing" issue,
THAT the banks should pay back billions for their bogus losses,
THAT Standard and Poor's should be sued for false appraisals of mortgage bonds.
EVERYTHING I said then came true, just like my claims against ISKCON.
ALL MERS paper and mortgage bonds were bought by the Federal Reserve on
July 25,2011 for \$14.3 Trillion, and sold to banks for pennies on the dollar.
NOV 14,2007 I filed my Mortgage Fraud, TILA and RESPA rescission lawsuit.
DEC 7,2007- The foreclosure suit was filed by GMAC on behalf of the MBS
IMPAC SECURED ASSETS-2005-2, with Wells Fargo as alleged trustee.
The lower court ignored all my correct claims and request for summary judgment.
MAY 2012- GMAC went bankrupt due in part to my lawsuit 2:09-CV-16-FTM-
20SPC that was used by the US Govt. to fine the banks Billions.
DEC 13,2013- CONSENT ORDER signed by the Fl.A.G. - OCWEN did not buy
all of GMAC's mortgages and claims for 3%, they got judgment for \$450,000 for a
\$200K house? Judge Sherra Winesett, who is retiring soon, had a net worth of
\$3,000,000 in 2011 and \$3,600,000 in 2012, by getting a portion of each ruling.
FEB 6,2014- OCWEN purchase of rights from GMAC and Wells Fargo VOID.

APR 2014- OCWEN filed summary judgment on behalf of MBS IMPAC MORTGAGE HOLDINGS-2005-6, which closed on SEPT.9, 2005, WHO IS NOT THE NAMED PLAINTIFF, and my note was not originated until OCT 11,2005! Your Honor's, not only did they not have the standard and necessary papers when the case was filed DEC 2007, they, without assignment, or any cause whatsoever, CHANGED the alleged trust, 8 years after the trust closed! VOID AB INITIO. This is absurd and grounds for dismissal and sanctions ORDERED in 2006.

See case 16 2004 CA 004835 TCIF REO2 v Leibowitz

GMAC sanctioned for fraudulent affidavits of indebtedness and ORDERED to cease and desist in the future, but they continued, to the point of creating a new term for it called ROBO-SIGNING.

WHEREFORE, I move this Court to take this case and dismiss it with prejudice, dismiss all liens in Lee Co. and any other relief the court deems just.

FARRELL'S AFFIDAVIT OF VERIFICATION- I CLAIM THAT;

I DID NOT execute a valid note and mortgage with Pinnacle on OCT 11,2005.

I DID NOT grant equity, property, or title rights to any of the named parties

I, PATRICK LORNE FARRELL©, Sui Juris, hereby verify, under penalty of perjury, under the laws of the United States of America, without the "United States" (federal government), that the above statement of facts and laws is true and

correct, according to the best of My current information, knowledge, and belief, so help me God, pursuant to 28 U.S.C. 1746(1).

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy has been sent to;

2ND DCA-POST OFFICE BOX 327-LAKELAND,FL. 33802-0327

NATE SCHARTZ-6409 CONGRESS AVE. #100-BOCA RATON,FL. 33487

BRADLEY-ARANT -100 N. TRYON ST #2690-CHARLOTTE,N.C. 28202

LEE CO. CLERK OF COURT-PO BOX 310-FT.MYERS, FL. 33902

CERTIFICATE OF COMPLAINE

I hereby certify that the font requirements of Fla. R App P 9.210[a][2] have been complied with of the type size and style set forth in this initial brief is 14 point Times New Roman which contains 10 characters per inch.

WITHOUT PREJUDICE-U.C.C.-1-308

A handwritten signature in dark ink, appearing to read "Patrick Farrell", is written over a horizontal line.

Patrick Farrell-in Propria Persona-Attorney In Fact-Sovereign-Secured Party
Creditor-signed "without the united states" and without prejudice/UCC 1-308
UCC-1 Filing # 2007-356-2344-8 [12/22/07]-Wash. St.- 2904 NW14th Terrace-
Cape Coral, Fl.-33993-D.M.S.R. SEC.112.32-SEPTEMBER 7, 2014

Home Mail Search News Sports Finance Weather Games Answers Screen F



Compose

← ↶ → 🗑 Delete 📁 Move ▾ 🛡 Spam ▾ ⋮ More ▾ ☰ Co Tc

Inbox
 Drafts (3)
 Sent
 Spam (57)
 Trash (2)
 > Folders
 > Smart Views
 Unread
 Starred
 People
 Social
 Travel
 Shopping
 Finance
 > Recent

13-17667 Lee Judge Laboda(4)

People

Jully Jules

Jan 2 at 10:05 AM

me

Jan 2 at 5:14 PM

Jully Jules

Jan 5 at 11:57 AM

To me

This message contains blocked images. [Show Images](#) [Change this setting](#)

Hearing set on 3/9 @ 2PM in person. We'll send the NOH.

If you need any additional information please feel free to contact me. For hearing date coordination please reply to the email sent. It will be greatly appreciated.

<http://www.victorystore.com/media/catalog/product/cache/1/image/700x700/9df78eab33525d08d6e5fb8d27136e95/b/r/breast-cancer-awareness-pink-ribbon-yard-sign.jpg>

Thank You,

Jully Jules Pequeño

Foreclosure Paralegal/Hearing Coordinator

Robertson, Anschutz & Schneid, PL

Description: Description: Description: Description: Description:

Description: Description: Description: Description:

cid:image002.jpg@01CC60B9.DB491D80

6409 Congress Ave Suite 100

Boca Raton, FL 33487

PH:561-241-6901 EXT:1255

FX: 561-241-9181

email:jjules@rasflaw.com

Email for Service: mail@rasflaw.com

> Show message history

2 Attachments Download all ▾

image002.jpg

Download ▾

Sponsored



Spark Networks USA, LLC
 Find a Faithful Relationship

[Home](#) [Mail](#) [Search](#) [News](#) [Sports](#) [Finance](#) [Weather](#) [Games](#) [A](#)



 [Compose](#)

    [Delete](#)  [Move](#)  [More](#)

[Inbox](#)

[Drafts \(2\)](#)

[Sent](#)

[Spam \(19\)](#)

[Trash \(2\)](#)

[Folders](#)

[Smart Views](#)

[Unread](#)

[Starred](#)

[People](#)

[Social](#)

[Travel](#)

[Shopping](#)

[Finance](#)

[Recent](#)

 [Sponsored](#)



Kohl's

Today's Offer at Kohl's: \$10
Off \$30

new rule 1.115

me


 Dec 28


To esloyer@flabar.org

Please let me know when I can be a part of the discussion
since I helped make it.

Patrick Farrell
239-558-5729

3 Attachments [View all](#) [Download all](#)

 FLORIDA.doc #14-CA-003555 [View](#) [Download](#)







 NEW RICO.doc #14-CA-003556 [View](#) [Download](#)

 SUPREME.doc #SC14-1580 [View](#) [Download](#)

[Reply](#), [Reply All](#) or [Forward](#) | [More](#)

[Click to reply all](#)

[Send](#)

 [Tt](#) **B** *I* **A**      [abc](#)

[Home](#) [Mail](#) [Search](#) [News](#) [Sports](#) [Finance](#) [Weather](#) [Games](#) [A](#) [Compose](#)    [Delete](#)  [Move](#)  [More](#) [Inbox](#)[Drafts \(2\)](#)[Sent](#)[Spam \(19\)](#)[Trash \(2\)](#)[> Folders](#)[v Smart Views](#)[Unread](#)[Starred](#)[People](#)[Social](#)[Travel](#)[Shopping](#)[Finance](#)[> Recent](#) [Sponsored](#)


American Express®
Blue Cash Everyday® Card

NEW RULE 1.115(2)

 **me** Dec 28

To kcook@rtlaw.com

I would greatly enjoy praising you for the new rule,
as I am instrumental in what goes on in Florida.
See attached and let me be a part of the discussion.
Patrick Farrell
239-558-5729

[2 Attachments](#) [View all](#) [Download all](#) FLORIDA.doc #14-CA-003555 [View](#) [Download](#) NEW RICO.doc #14-CA-003556 [View](#) [Download](#)[Reply, Reply All or Forward | More](#)**me** Dec 28

To kcook@rtlaw.com

[> Show message history](#)SUPREME.doc #SC14-1580 [View](#) [Download](#)[Reply, Reply All or Forward | More](#)

IN THE 20TH CIRCUIT JUDICIAL DISTRICT
IN AND FOR LEE CO. FLORIDA

Patrick Lorne Farrell, Sui Juris and
Sui Generis, Executor Plaintiff, vs.
STATE OF FLORIDA:
LEE CO. JUSTICE CENTER,
LEE CO. SHERIFF,
LEE CO. STATE ATTORNEY,
JUDGES- SHERRA WINESETT,
ALANE LABODA, JOE FULLER,
LYNN GERALD, JOHN CARLIN,
RICK SCOTT, PAM BONDI
Defendants

2014 DEC 16 AM 9:10

FILED
CLERK OF COURT

BY _____

RACKETEERING COMPLAINT FOR DAMAGES AND DEMAND FOR INJUNCTION

1. COMES NOW Patrick Farrell state sovereign national, of ONE OF the states united for America, Private Attorney General, Criminal Investigator and Federal Witness, Catholic, Christian, American and Secured Party Creditor, Ex-Patriated to demand mandatory judicial Notice by this honorable Court of a list of former and existing Complaints and documents previously filed and fully incorporated by reference containing relevant adjudicative facts, and to provide formal written notice to all interested Party(s) of same, which are HATE crimes.

2. SHORT PLAIN STATEMENT- PREDICATE ACTS OF RACKETEERING

3. Plaintiff a Catholic, Christian was falsely arrested and maliciously prosecuted by defendants for blowing the whistle on the Hindu owned, Jew run, child molesting, criminal sect ISKCON, who had illegal tax status by Jew run IRS.
4. Plaintiff blew the whistle on IMPAC SECURED ASSETS-2005-2 I suffered an illegal summary judgment and in both cases was denied redress in the defendant LEE. CO. JUSTICE CENTER of the STATE OF FLORIDA 20th circuit court, who aided and abetted criminals to collect unlawful debts, in violation of my religious rights, state Constitution, laws and IRS code 501C3.
5. **Plaintiff demands an Injunction to stop proposed sale of his home, RICO damages, other costs, fees, rewards and any Equitable relief conceivable.**

RECEIVED
JOHN A. TOMASINO

JAN 13 2015

CLERK SUPREME COURT

BY _____

6. SHORT PLAIN STATEMENT

7. Since 1993 Defendants have injured Plaintiff, denied and violated his Constitutional rights since he blew the whistle to the Lee Co. Sheriffs about Carl Woodham and ISKCON who had been sexually molesting children since 1977 and again in NOV 2007, when he blew the whistle on GMAC who committed national level mortgage Fraud, both entities went bankrupt due to me.
8. Plaintiff was falsely arrested and maliciously prosecuted by defendant STATE OF FLORIDA and acquitted in 94-2430CF by defendants desire to collect unlawful RICO debt of \$20,000.
9. Plaintiff suffered an illegal summary judgment by defendant's agent in case 07-CA-14942-16767 to aid Wells Fargo/OCWEN to collect an unlawful RICO debt of \$450,000.
10. **WHEREFORE**, Plaintiff sues for RICO, compensatory and emotional damages and costs.

11. SUMMARY OF UNCONSTITUTIONAL RICO ACTS

12. **June 20,1993** Carl Woodham of ISKCON went into a pool with a 5 year old girl in Ft. Myers
13. **Sept. 9,1994** defendants had me arrested in Port Huron Mi for that and brought here, enjoining 10 years of STATE and Federal litigation, causing me damage and ISKCON to go bankrupt.
14. The STATE felony charges of \$20,000 in 1994 were an attempt to collect an unlawful debt and the attempt by the STATE ATTY to raise the charges to 1st degree felonies on NOV 18th 1998, just before trial, would raise the "score" upon a conviction, is the attempt to collect an another unlawful debt, both based on fraudulent affidavits and perjured averments by defendants agents.
15. Defendants allowed GMAC and WELLS FARGO to bring an untenable foreclosure case 07-CA-16767, without standing, against Plaintiff to collect an unlawful debt of \$450,000.

16. JURISDICTION- VENUE - PARTIES

17. Plaintiff confers, consents, accords only to Common Law jurisdiction and DEMANDS A JURY
18. **Jurisdiction** of this court is invoked under Article I of the Fl. Constitution, and F.S. 895.
19. **Venue** is proper in this district as the defendant's illegal acts and omissions occurred here.

20. PLAINTIFF IS THE CORPUS, GRANTOR, BENEFICIARY-AGENT OF GOD

21. Patrick Farrell Sui Juris, in propria persona; of Sovereign capacity, Secured Party Creditor and Citizen de jure, without prejudice, a **Democrat** at 2904 NW14th Terrace; Cape Coral, Fl.33993.
22. Plaintiff is a Baptized, Confirmed Catholic and Christian under the Jurisdiction of GOD's 10 Commandments, the Essene Gospel of Jesus Christ, a Brahmin, Metaphysician, of Vegetarian Doctrine of "Thou Shalt Not Kill" a premise of Christianity, Buddhism, and Vedanta.
23. CHRISTIAN - Do unto others, as you would have them do to you.
24. CATHOLIC - As you sow, so shall you reap.
25. BUDDHISM - What goes around comes around.
26. VEDANTA - Karma, what you do comes back to you.
27. LAW - Redress of Grievances, Due Process, Equal Rights
28. I am the grantor of equity from my Birth Certificate Bond made by USA INC. worth \$1,000,000 and no one can collect a debt, as I have discharged all of it in JAN 2008 per HJR-192, U.C.C.

29. DEFENDANTS ARE SATANIC REPUBLICANS OPERATING C.R.I.S.

30. Defendant STATE OF FLORIDA is a De Facto govt. opposed to De Jure govt. State of Florida.
31. Defendants are non Christian, irreligious, evil, public school meatheads, who ignore laws.
32. The USA INC. is a Jewish religious non profit registered in Delaware in 1989.
33. THE STATE OF FLORIDA is a private corporate debt collection subsidiary of the USA INC. acting by LEE CO. JUSTICE CENTER at 1700 Monroe St. Ft. Myers, Fl.33902. ACTORS are;
34. LEE CO. SHERIFF, STATE ATTY- JUDGES SHERRA WINESETT-ALANE LABODA- JOHN CARLIN, JOE FULLER, LYNN GERALD, JOE SIMPSON who unlawfully enforce the Trading with the Enemy Act using Fraud in Affidavits to make cases to steal Plaintiff's equity.
35. Service is on GOVERNOR RICK SCOTT- The Capitol-400 S. Monroe Tallahassee, FL 32399-0001 and AG PAM BONDI- The Capitol PL-01-Tallahassee, FL 32399-1050.

36. LEE CO. SHERIFF Robert Carmichael fabricated a fraudulent probable cause affidavit in 1993 secured an unlawful arrest warrant JAN 1994 and had Plaintiff falsely arrested.
37. Judge John Dommerich executed the JAN 1994 arrest warrant on false Due Process.
38. LEE CO. SHERIFF Ed Webb took Plaintiff into custody in Port Huron, Mi. in Sept 1994, under color of law, and under false pretenses. On the ride to Fl. Webb threatened to kill me.
39. LEE CO. STATE ATTORNEY filed 2 felonies against Plaintiff charging him \$20,000 that violated Plaintiff's Civil Religious rights of "Thou Shalt Not Steal." and Due Process.
40. LEE CO. BAR member JUDGES since 1933 are not judges, they are administrative agents with private contracts, operating in Admiralty and Maritime jurisdiction, is contrast to Common Law.
41. JUDGE JOE SIMPSON was Plaintiff's defense atty. in 94-2430CF and was fired by me in 1997 for refusing to move to dismiss case 94-2430CF for good cause.
42. STATE ATTY. ALANE LABODA offered the court an illegally taped phone call with Richard Masla and suborned perjury with Carl Woodham in 94-2430CF to maintain prosecution.
43. JAY ROSMAN dismissed Richard and Diane Masla who did perjury, because Richard Masla had \$1,000,000 in assets, and they aided defendants in their RICO scheme against Plaintiff.
44. WILLIAM MCIVER stated [about me] that the Lee Co. Sheriff "Framed a guilty man"
45. JOHN CARLIN granted illegal "rocket docket" summary judgment of foreclosure for Wells Fargo in 07-CA-16767 on MAR 24,2009 that was later vacated, causing Plaintiff damages.
46. SHERRA WINESETT a JEW denied Plaintiff redress in case 07-CA-14942 and granted illegal summary judgment on APR 30,2014 for \$450,000 for OCWEN LOAN SERVICING.
47. GOVERNOR RICK SCOTT received Federal money from \$25 Billion foreclosure settlement and used a \$1,000,000 to improve his mansion instead of giving Plaintiff his portion.
48. AG PAM BONDI received Federal money from \$25 Billion foreclosure settlement and used some for a personal campaign instead of giving Plaintiff his just and due reward.

49. AFFIDAVIT OF MATERIAL FACTS IN SUPPORT OF COMPLAINT

50. **1967** Swami Bhaktivedanta Prabupada came to the United States and began ISKCON.

51. **1973** I became genuinely Krsna Conscious after saving someone's life.

52. **1977**, 3 Jewish men with high ranking in ISKCON poisoned and murdered Swami Prabupada, and took over the \$400,000,000 unlawfully tax exempt criminal RICO enterprise.

53. Those men were Kirtanananda, Tamal Krsna and Bhavananda. **Child sex abuse** became rampant throughout the unlawfully tax exempt criminal RICO enterprise.

54. Kirtanananda [Keith Ham] was **set up** by the other two and went to prison for RICO.

55. Tamal Krsna was **set up** and murdered in a staged car crash by Bhavananda.

56. Bhavananda is known to be a brutal homosexual pedophile, now runs the #1 ISKCON temple in the world in Mayapur India. **These are the Satanists that defendants aided and abetted.**

57. **1990** the US federal government indicted Kirtanananda on racketeering, mail fraud, and conspiracy to murder two whistleblowers who threatened to reveal his sexual abuse of minors.

58. **MARCH 29, 1991**, Kirtanananda was convicted on nine of the 11 charges but the Court of Appeals, said that child molestation evidence had unfairly prejudiced the jury against Kirtanananda, who was not charged with those 2 crimes.

59. 94-2430CF STATE OF FLORIDA VS. FARRELL- SET UP BY CARL WOODHAM

60. **June 20,1993** Carl Woodham an ISKCON member since 1972 came to the home of Richard Masla, went into a pool with a 5 year old girl who asked to squeeze his penis, he fled the area.

61. **On June 20,1993** I was at the home of Curtis, Brenda Skupny [Republican Committeewoman] watching game 6 of the NBA finals, because my TV was in the shop.

62. **June 28,1993** Woodham called the Lee Co. Sheriff and blamed Plaintiff for his act.

63. **June 29,1993** Robert Carmichael came to the home and asked Plaintiff if he knew of an incident of child abuse, and Plaintiff told him about ISKCON's long history of child abuse as stated

above and Carl Woodham being in ISKCON and at the home about a week earlier.

64. **From June 20th to June 30th** I was at the home of Curtis and Brenda Skupny, doing a work project every morning at their home. They and their son testified to that at trial.

65. **AUG 1993** Woodham testified to the Lee Co. Sheriff about his June 20th incident in the pool.

66. **Fl. Rule of Criminal Procedure Regarding Proximity to a crime scene; a person who is at the scene, where a crime occurs, with the alleged victim, and flees IS THE PREPETRATOR.**

67. **SEPT 1993** lee co. sheriff Robert Carmichael ignored ISKCON's long public history of child abuse, used the Carl Woodham act, swore an affidavit that falsely stated Plaintiff was in the pool on June 20,1993 and that the child did in fact squeezed Plaintiff's penis until he ejaculated.

68. No evidence or statements were made to that effect by any child or witnesses.

69. **Carmichael made up 2 felonies; one for June 20, 1993 act of Carl Woodham in the pool and one for June 28,1993 when Woodham called the sheriff and made the first report.**

70. **JAN 1994** Carmichael got Judge John Dommerich to sign a warrant for Plaintiff's arrest.

71. **SEPT 1994** Plaintiff was taken into custody in Michigan by Ed Webb a Lee Co. Sheriff and brought into LEE CO. JUSTICE CENTER. Webb was later fired from the sheriffs office for performing oral sex 75 times on 5 young boys, but was never arrested or charged.

72. **SEPT 1994** Plaintiff was falsely charged \$20,000 for 2 felonies by MELISSA SKEEN acting under color of law for defendant STATE OF FLORIDA.

73. **SEPT 1994** Melissa Skeen was fired by the state atty. for charging Plaintiff.

74. **Defendants sustained the charges to collect an unlawful debt = Racketeering.**

75. **SEPT 1994** Plaintiff paid \$20,000 cash bond to the defendant STATE OF FLORIDA by and through the LEE CO. JUSTICE CENTER to release him after 3 weeks in custody.

76. **OCT 1994** STATE ATTY. Elizabeth Ciardello made a new charging information that **added a felony** in JAN 1993 with no evidence whatsoever to do so.

77. **1995-** Plaintiff told the Democrat Fl. Atty. General and the D.H.R.S. Dept. of Health and Rehabilitative Services about ISKCON and their long history of child abuse, they then sent investigators to the Alachua Fl. ISKCON temple. AS A RESULT OF MY REPORT.
78. **In May 1996**, 12 ISKCON children testified to the GBC [Governing Body Commission] of ISKCON of acts of child abuse by the ISKCON teacher, who was arrested by the Alachua Co. Sheriff and went to prison, due to my complaining.
79. **1995** Melissa Skeen sued the state atty. for wrongful termination and years later lost the case.
80. **1996** Skeen supervisor Sheri Pollster Chappell swore an affidavit in that case that stated Skeen routinely filed cases WITHOUT PROBABLE CAUSE, with her last being against Plaintiff and on behalf of ISKCON [the hare krsna cult] who had a long recorded history of child abuse.
81. **DEC 1996-Case 96-1990SC**, Farrell vs. Masla, **Judge John Dommerich**, who signed the arrest warrant, ruled in favor of Farrell, due to the statement of Carl Woodham to the sheriff for his act of being in the pool with the alleged victim on June 20,1993.
82. **JAN 1997** I went to the defendant LEE CO. SHERIFFS office and filed an 8 count perjury complaint, and was thrown out of the office by sheriff Tom Wallace. I took the same complaint to the defendant STATE OF FLORIDA attorney, who refused to drop the case.
83. **Therein are two acts of Racketeering to continue a fraudulent arrest.**
84. **JOE SIMPSON** was my defense attorney, and in FEB 1997, I demanded and watched the Dept. of HRS videotape of the alleged victim, and she said nothing about Plaintiff to suggest a crime.
85. Plaintiff demanded that Joe Simpson use Judge Dommerich's ruling and dismiss the case. He refused, I sued him and defendant STATE OF FLORIDA later used him as a 20th Circuit Judge.
86. **JOE SIMPSON** and the defendant LEE CO. JUSTICE CENTER conspired together to keep the unlawful charges alive to maintain the interest gained on my \$20,000, using C.R.I.S.
87. **MAR 1997** I called Richard Masla, a defendant witness and told him about Carl Woodham

- being in the pool and asked him to drop the charges. Masla, upon the direction of state attorney Alane Laboda illegally taped the call and gave the tape to the defendant Alane Laboda.
88. STATE ATTORNEY ALANE LABODA had the witnesses change their 1993 testimony of an incident OUTSIDE the home in the pool, to an incident IN the home in 1997 depositions.
89. **1997** Defendant Alane Laboda brought Carl Woodham to the witness stand and offered his suborned perjury and the illegal tape, which was the “new” version of an alleged crime.
90. Carl Woodham stated that he and Richard Masla [the step father of the alleged victim] thought that Plaintiff was a child abuser and wanted to **set him up**.
91. Within 5 minutes Judge Anderson threw him off the stand, held up the NEWS-PRESS and TIME article detailing ISKCON’s long history of child abuse naming the Alachua, Fl. temple as being “ground zero” and all the defendants witnesses were ISKCON members from Alachua.
- 92. This resulted in Judge Anderson throwing out all the evidence.**
93. Judge Anderson strongly suggested that the STATE drop the charges to Alane Laboda.
94. Farrell complained to the Fl. BAR and Laboda was fired for her criminal act of submitting an illegally taped phone call and offering suborned perjury of Carl Woodham.
95. Defendant STATE OF FLORIDA later then employed Laboda as a 20th Circuit Judge.
- 96. In AUG 1997 I filed case 97-6279CA Farrell v. Masla, WOODHAM.**
97. **NOV 18, 1998** STATE OF FLORIDA agent Maida Wasserman tried to amend the charges to more severe felonies to “raise the score” for more profit for the STATE, at the start of the trial.
98. After defendant presented their case the court dismissed the groundless charge in JAN 1993.
99. After 5 minutes the jury asked the court if count 1 and 2 were the same act, 1 being the act of Carl Woodham on June 20th and count two being the reporting of that same act on June 28th.
- 100. The court said it believed that to be the case. After 45 minutes Farrell was acquitted.**
- 101. JUDGE JAY ROSMAN** During proceedings in case 97-6279CA, FARRELL VS. MASLA

WOODHAM, et al which was consolidated with case 99-8973CA, Judge Jay Rosman, dismissed the Maslas from suit because the Maslas were rich, that Carl Woodham was the cause and they aided defendant in making a fraudulent case to collect an unlawful debt.

102. **JUDGE WILLIAM MCIVER** at a hearing in case 99-8973CA, in response to Plaintiff's averments, stated; "The Lee Co. Sheriff's framed a guilty man, like the L.A. sheriff's in the O.J. Simpson case," Thereby admitting the defendant Sheriff framed Plaintiff.

103. **In 2000** the 20th Circuit Chief Judge Ordered that I could not proceed my claims in the LEE CO. JUSTICE CENTER, and made me use the courthouse in Naples.

104. **In 2001** Plaintiff filed 2:01-CV-417-FTM-29DNF-Farrell v. ISKCON,FLORIDA, IRS et al,

105. **In June 2002** Plaintiff got a \$40,000 spine surgery approved by Howard Soliman a **Jewish** Director of HUMANA, if I dropped the lawsuit against the **Jewish** IRS and others. I did.

106. **In 2003** During proceedings in case 2:01-CV-417-FTM-29DNF, Judge John Steele dismissed all defendants except Carl Woodham and Lee Co. Sheriff Robert Carmichael, because he stated that these two men concocted the false arrest of Plaintiff.

107. Due to my complaints, the DEMOCRAT A.G. BOB BUTTERWORTH of the State of Florida made ISKCON make their own child protection office for \$5 Million.

108. I demanded the Dept. HRS be disbanded due to WASTE, FRAUD AND ABUSE of taxpayer money, used against me, while genuine child abuse in ISKCON was being ignored

109. **The HRS was changed to the D.C.F.S. and BOB BUTTERWORTH, was made the Director, because of following my direction and prosecuting ISKCON.**

110. The Democrats in the IRS [CHARLES ROSOTTI] and the USA A.G. punished ISKCON for \$20,000,000 several ISKCON members went to prison, all due to Plaintiff's Qui Tam.

111. Plaintiff spent \$20,000 to bond out in case 94-2430CF and another \$20,000 to prosecute his claims in 97-6279CA, but was denied any and all relief by the LEE CO. JUSTICE CENTER.

112. 2ND SET OF CONSTITUTIONAL VIOLATIONS BY DEFENDANTS

113. In **MAY 2006** in case 16-2004-CA-4835- TCIF REO2,LLC vs. MARTIN LEIBOWITZ, in the Circuit Court for Duval County an Order demanding GMAC pay sanctions for Fraud Upon the Court, using fraud in an Affidavit of Indebtedness in an amount of about \$9,000.
114. The Court also Ordered that *“affidavits filed in future foreclosure actions in Florida accurately memorialize the actions and conduct of the affiants.”*
115. GMAC ignored Order and continued it’s Fraud on the Court and Plaintiff in cases:
- 116. 07-CA-14942 PATRICK FARRELL VS. GMAC, et al**
- 117. 07-CA-16767 WELLS FARGO [as trustee] GMAC vs. PATRICK FARRELL**
118. **NOV 14, 2007** Plaintiff filed mortgage fraud case 07-CA-14942 against COUNTRYWIDE, GMAC and others who originated the bank note and was denied all summary judgments and redress by judges Joe Fuller, Sherra Winesett, John Carlin and Lynn Gerald.
- 119. NOV 26,2007** GMAC, WELLS FARGO lost all servicing rights to mortgages, including Plaintiff’s in America Home Mortgage bankruptcy case 07-11047, by Court Order.
120. Again GMAC as alleged servicer for Wells Fargo, ignored the Order.
121. **DEC 7,2007** GMAC and Wells Fargo filed a fraudulent, untenable foreclosure case 07-CA-16767 naming Plaintiff and Bank of America as defendants, naming IMPAC SECURED ASSETS-2005-2 as plaintiff and they were given two illegal summary judgments both made by a “Late Contribution” assignment of mortgage into a trust already closed 3 years earlier.
122. **JAN 2008** Plaintiff filed UCC-1 and sovereignty documentation, took the STRAWMAN and the U.S. Treasury \$1,000,000 Birth Certificate Bond and discharged the alleged bank note mortgaged debt with a Bill of Exchange to the U.S. Treasury, as per UCC and HJR-192.
123. **JAN 31, 2008** PINNACLE and IMPAC went out of business, but the Clerk and Court allowed the case to continue with an assignment of mortgage dated after their demise.

124. **APR 2008** Plaintiff filed discharge and Default notice with the defendant Clerk of court.
125. Defendant LEE CO. CLERK refused to issue Default against GMAC-WELLS FARGO.
126. **JULY 2008** Judge Elizabeth Adams, in case 07-CA-14942, granted me a Default Judgment against PINNACLE FINANCIAL for \$300,000 for the loan closing Fraud, which was assumed by Bank of America, GMAC and Wells Fargo.
127. **JULY 2008** Bank of America bought all of Countrywide's notes and mortgages for 3%, thereby assuming the default judgment of about \$300,000, as the note NEVER went into the alleged MBS, that was the plaintiff in case 07-CA-16767.
128. **SEPT 2008** Judge Lynn Gerald denied Plaintiff summary judgment.
129. **NOV 26,2008** the alleged "original" bank note was filed one year after case was filed by Wells Fargo which assumed the Default Judgment, and Voided case for lack of standing.
130. **JAN 12, 2009** Plaintiff filed **QUI TAM 2:09-CV-16-FTM-29SPC**, caused the USA INC. to retaliate against the banks with Consent Orders and fines, some was to be given to me.
131. Plaintiff sent out 100 copies of this case to Wash. DC and Richard Cordray which caused all the blowback against the banks, including the Fl. Supreme Court VOIDING "lost note affidavits" refund of TARP, Consent Orders by USA INC. and the creation of the CFPB
132. I claimed [correctly] that my one note and case 07-CA-14942-FARRELL VS. GMAC, et al, was evidence of loan origination, securitization and foreclosure Fraud in 10,000,000 cases.
133. I sent 2:09-CV-16-FTM-29SPC [Sherri Pollster Chappell] to President Barack Obama, and told him Sherri Chappell should be made a Federal Judge, due to her position against ISKCON and for Plaintiff. He later appointed her as Judge.
134. I told the USA INC. to create an agency to review the issues and they made the CFPB.
135. I later told the USA INC. to appoint Richard Cordray to head the CFPB, they did.
136. **JAN 13,2009** Wells Fargo filed an "assignment of mortgage" into their alleged trust.

137. Since this is 3 years after the trust closed on DEC 31,2005, this is a Void premise.
138. Plaintiff moved for summary judgment and was again denied by Lynn Gerald.
139. **MAR 24, 2009** defendant John Carlin granted a rocket docket judgment to foreclose, in direct contrast to Judge Gerald's ruling that there was material facts in dispute.
140. **JAN 2010** Plaintiff filed QUI TAM against the bogus MBS IMPAC SECURED ASSETS, and sent it to the Fl. Supreme Court, demanding they VOID lost note affidavits in my case.
141. **FEB 2010** the Fl. Supreme Court made Rule 1.110b requiring verification of foreclosure cases and voiding those cases, like mine, which could not make standing Retroactively.
142. **SEPT 2010** due to Plaintiff's QUI TAM there was a national moratorium on foreclosures, which Voided robo-signed affidavits of indebtedness and assignments of mortgage and the STATE OF FLORIDA made the Fl. Foreclosure Bench Book to Rule on cases.
143. **OCT 14, 2010** defendant Sherra Winesett E mail shows she was aware of the Fl. Bench Book, which was a statewide guide [Rule 1.110b] on how to rule on foreclosure cases, especially the issue of standing, which Wells Fargo and GMAC never had in 07-CA-16767.
144. **NOV 2010** the **summary judgment** of MAR 24,2009 was **vacated** due to Fraud within the assignment of mortgage, made 3 years too late by ROBO SIGNER JEFFREY STEPHAN.
145. **BANK OF AMERICA**
146. **NOV 2010** is when Bradley-Arant took over the case. They are located at 100 No.Tryon St. Charlotte, North Carolina, which is the same address as Bank of America headquarters.
147. Upon belief Bradlay-Arant is representing Bank of America, since the Countrywide bank note was bought by BOA and never put into the MBS- IMPAC SECURED ASSETS.
148. Defendant Sherra Winesett is invested in Bank of America and has a conflict of interest.
149. Plaintiff moved her to recuse herself and defendant refused and ruled against Plaintiff.
150. **In 2011** the Federal Reserve engaged in Consent Orders with GMAC and Wells Fargo,

ordering them for refund TARP funds as Plaintiff asked them in 2:09-CV-16-FTM-20SPC.

151. **JULY 25,2011** the Jew owned Federal Reserve, IRS and Treasury made a UCC-1 in Mass. for \$14.3 Trillion, with the American citizen's as collateral [by their Birth Certificates] and gave it to the Dept. of Defense Finance Division, to pay off and discharge all outstanding mortgages in the MERS system, and mortgage backed security bonds including Plaintiff's.
152. Since Plaintiff's UCC-1 and Discharge was 3 years earlier, the subject note and mortgage of cases 07-CA-14942 and 16767 is discharged and Voided.
153. Plaintiff again moved for summary judgment against GMAC ,et al and was denied.
154. **In 2012** the USA INC. attorney general sued the banks for assurance of payment.
155. **In 2012** GMAC went bankrupt due in part to Plaintiff's Qui Tam, just like ISKCON.
156. **DEC 12,2013 the Consumer Financial Protection Bureau, sued and engaged OCWEN LOAN SERVICING in a Consent Judgment to stop OCWEN from buying the mortgage servicing rights from GMAC and Wells Fargo for 3%, due to OCWEN committing fraud.**
157. **Said consent Order was for \$2 Billion, with some to be given to Plaintiff.**
158. **FEB 3, 2014** the USA INC. agreed with Plaintiff as the subject note was NEVER put into that MBS trust that falsely claimed to be a plaintiff in 07-CA-16767. The USA in case 10-cv-01465-JFA- USA+SYZMONIAK VS. AHMS, ET AL] stated that 3,500 MBS "trusts" were empty of notes and mortgages, including GMAC-WELLS FARGO in case 07-CA-16767.
159. **FEB 6,2014** the New York Dept. of Financial Services halted OCWEN from purchasing the mortgage servicing rights of GMAC and Wells Fargo and continuing fraudulent foreclosures.
160. **MAR 2014** despite CONSENT JUDGMENT, OCWEN filed a summary judgment and submitted a fraudulent AFFIDAVIT OF INDEBTEDNESS, like the 2006 Leibowitz case.
161. **The Affidavit was made in July 2013, it claims a debt of \$450,000, although OCWEN allegedly bought the debt for 3% or \$13,500, but it says, OCWEN is the successor in**

interest to GMAC, and acting on behalf of IMPAC MORTGAGE HOLDINGS-2005-6, although the plaintiff since DEC 2007 was named IMPAC SECURED ASSETS-2005-2.

162. Plaintiff submitted evidence of the 2010 Fl. Foreclosure Bench Book, and recent Appeal Court rulings including FOCHT V. WELLS FARGO, whereby, following said Bench Book and the Fl. Supreme Court Rule 1.110b, the Courts are REVERSING AND REMANDING summary judgments, for the disputed material fact of banks having no standing.

163. Despite evidence, laws, rules, case precedent, STATE OF FLORIDA agent Sherra Winesett granted an illegal final summary judgment for a fraud based RICO debt of \$450,000.

164. **APR 30,2014** summary judgment was granted by defendant Sherra Winesett, who used the Voided, unlawful, illegal assignment of mortgage as premise for her ruling. This is the very same assignment of mortgage that was used in MAR 2009 and was Vacated due to Fraud.

165. **SPECIFICALLY**, Winesett read from the assignment of mortgage that stated Wells Fargo took the mortgage instrument for value received on or before NOV 21,2007, claiming they had no knowledge of Plaintiff's lawsuit 07-CA-14942.

166. Nov 21,2007 is the date of the Green Certified Mail Card Plaintiff sent to GMAC, NOTIFYING them of lawsuit 07-CA-14942.

Subject to subsection (c) and Section 3-106(d), "holder in due course" means the holder of an instrument if the holder took the instrument (i) for value, ...and (vi) without notice that any party has a defense or claim in recoupment described in Section 3-305(a).

167. Since I filed UCC-1 lien and Accepted For Value the note and mortgage in JAN 2008, and GMAC WELLS FARGO filed their assignment in JAN 2009, a year later, Plaintiff's claim is first and the only valid claim, as supported by the FL. Supreme Court;

168. **See CITY OF PALM BAY V. WELLS FARGO BANK N.A. 114 So. 3d 924 [Fla. 2013]**

169. **"First in time [Plaintiff] first in line."**

170. The debt was liquidated for 3%, yet Winesett granted an illegal 100% payoff of \$450,000.

171. Fl. law allows a limit of payoff of what a party paid for the alleged debt.

172. Since then Fl. Appeal Court cases are involuntarily dismissing the cases altogether, because lack of standing at the inception of the case, coupled with the fact that a case is over the 5 year Statute of Limitations, that Voids the prosecution of foreclosure, just as Plaintiff's case.

173. **NOV 6,2014 Case PENNINGTON V. OCWEN 1D13-3072 --Standing must be established at the time of the filing of the foreclosure action. Focht, 124 So. 3d at 310. A bank must also have standing at the time final judgment is entered. See Boumarate v. HSBC Bank USA, N.A., 109 So. 3d 1239, 1239 (Fla. 5th DCA 2013); Beaumont v. Bank of New York Mellon, 81 So. 3d 553, 555 (Fla. 5th DCA 2012). "Accordingly, we REVERSE the judgment below and direct the trial Court to enter final judgment for Pennington."**

174. **DEC 10,2014 ALVA SOSA, ALEX AMADOR VS. US BANK- NO. 4D13-1657,**

175. **Because Bank failed to establish when it allegedly became owner of the note, accordingly, we reverse the summary judgment of foreclosure and remand for entry of an Order of involuntary dismissal of the action.[quoting Morton's of Chicago v. Lira 48 So.3d 76,80 Fla. 1st DCA 2010.**

176. **THEREFORE**, as early as 2006 and continuing through DEC 10,2014, and using case law from 2010, the defendant STATE OF FLORIDA by and through it's agent SHERRA WINESETT, within the LEE CO. JUSTICE CENTER, and filed by defendant LEE CO. CLERK, committed an act of Racketeering by trying to collect an unlawful debt of \$450,000.

177. **SUMMARY, IN BOTH CASES 94-2430CF AND 07-CA-16767**, I was Retaliated against for QUI TAM's, in violation of Fl. Constitution, the Religious Freedom Restoration Act, Civil Rights, and Whistleblower Retaliation-RRR-SEC. 1203[b][6] so that defendants could collect unlawful debts against Plaintiff for profit in their C.R.I.S. on behalf of ISKCON and WELLS

- FARGO, which are predicate acts of Racketeering, in contrast to the USA INC. federal Orders.
178. **In both cases** the RICO enterprises got tax exemption based on Fraud and I was retaliated against, violating both my Religious and Constitutional rights and costing me money damages.
179. **In both cases** the State and Federal Govt. agencies, taxed or fined the enterprises based upon my complaints, and Plaintiff is due a Qui Tam reward from existing Consent Orders.
180. **In both cases** the defendants allowed criminals ISKCON and WELLS FARGO to cross the court's threshold, without legal standing to do so, to collect an unlawful RICO debt.
181. **In both cases** where Plaintiff was falsely called defendant, the alleged plaintiff therein, ISKCON and GMAC, went bankrupt, due to my QUI TAM response.
182. **In both cases** the Collateral or charge was grossly over appraised or illegally inflated.
183. **In 94-2430CF** the claim was that I asked a child to touch me, that was turned into 3 felonies for the purpose of collecting an unlawful debt of \$20,000, and maintained for several years.
184. **In case 07-CA-14942** the subject home was worth \$265,000, falsely appraised at \$465,000, the foreclosure judgment was \$450,000 but was allegedly bought in 2013 for 3% or \$13,500.
185. Defendants are all Republicans and are corrupt, stupid criminals who always lie.
186. **WHEREFORE**, Plaintiff sues defendants for Equitable Relief, especially voiding the summary judgment and any liens on the home, compensatory, emotional damages and costs, and any other relief this Court deems just and proper.
187. **Plaintiff adopts the foregoing and charges defendant STATE OF FLORIDA:**
188. **COUNT 1-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2.3,9- RICO ACT**
189. STATE ACTOR ROBERT CARMICHAEL produced a fraudulent probable cause affidavit that caused an arrest warrant that caused Plaintiff to be taken into custody, in Port Huron, Mi. over a year later, causing Plaintiff financial and emotional distress.
190. **WHEREFORE**, Plaintiff demands equitable relief.

191. COUNT 2 -FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT

192. STATE ACTOR JOHN DOMMERICH due to Carmichael's fraudulent probable cause affidavit, issued an unlawful, fraudulent arrest warrant on JAN 3,1994 which caused Plaintiff to be taken into custody, by ED WEBB, which caused Plaintiff financial and emotional distress.

193. **WHEREFORE**, Plaintiff demands equitable relief.

194. COUNT 3 -FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT

195. STATE ACTOR ED WEBB. Due to Carmichael's actions, Plaintiff was shackled and handcuffed, by Ed Webb under color of law, in Port Huron, Mi. and brought by auto to the LEE CO. JUSTICE CENTER. Along the way WEBB threatened to kill Plaintiff if he tried to escape.

196. The trip took 2 days, and Plaintiff was unnecessarily restrained, under false imprisonment, and had to sleep in the auto while restrained, and suffered physical and emotional distress.

197. **WHEREFORE**, Plaintiff demands equitable relief.

198. COUNT 4-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT

199. STATE ACTOR MELISSA SKEEN made a fraudulent state charging information falsely stating Plaintiff committed two 2nd degree felonies and charged him \$20,000, in an act of RICO.

200. After 3 weeks of custody in the lee co. jail, Plaintiff paid \$20,000 to get his freedom.

201. **WHEREFORE**, Plaintiff demands equitable relief.

202. COUNT 5-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,21-RICO ACT

203. STATE ACTOR LEE CO. CLERK filed a fraudulent instrument into the public records which to this day have caused Plaintiff damages in his reputation.

204. **WHEREFORE** Farrell demands equity and any other relief the Court deems just and fair.

205. COUNT 6-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT

206. STATE ACTOR LEE CO. SHERIFF refused to drop the charges against Plaintiff and refused to investigate Plaintiff's 8 count perjury complaint against their witnesses, after Judge

John Dommerich's ruling in case 96-1990SC in Dec. 1996.

207. **WHEREFORE**, Plaintiff demands equitable relief.

208. **COUNT 7-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT**

209. STATE ACTOR LEE CO. STATE ATTORNEY refused to drop the charges against Plaintiff and refused to investigate Plaintiff's 8 count perjury complaint against their witnesses, after Judge John Dommerich's ruling in case 96-1990SC in Dec. 1996.

210. **WHEREFORE**, Plaintiff demands equitable relief.

211. **COUNT 8 -FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT**

212. STATE ACTOR ALANE LABODA arranged a criminal act of recording a phone call between Plaintiff and Richard Masla in about MAR 1997, then used that illegally taped phone call at a hearing in case 94-2430CF, in an attempt to support a new version of an alleged crime, after Judge Dommerich's ruling in case 96-1990SC, which clearly showed that the defendant STATE OF FLORIDA had used the act of Carl Woodham in the pool as grounds to arrest and prosecute Plaintiff. Judge Anderson denied the phone call "evidence".

213. Plaintiff filed a complaint with the FL. BAR and Alane Laboda was fired for that act.

214. Defendant STATE OF FLORIDA, by and through Governor Charlie Crist, made ALANE LABODA a judge in the LEE CO. JUSTICE CENTER.

215. **WHEREFORE**, Plaintiff demands equitable relief.

216. **COUNT 9-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT**

217. STATE ACTOR ALANE LABODA put Carl Woodham on the stand in front of Judge Isaac Anderson, to offer his suborned perjury as evidence in case 94-2430CF.

218. STATE witness Carl Woodham admitted he and witness Richard Masla set Plaintiff up

219. Woodham also stated that HE was in the pool with the alleged victim, she asked to squeeze his penis, he ASSUMED Plaintiff was the cause of this, yet fled the area, leaving his 3 and 5

year old daughter in that home, where Plaintiff was living.

220. Judge Isaac Anderson was outraged and dismissed Woodham and all of the STATE's evidence against Plaintiff, and admonished Alane Laboda to drop the case.

221. Defendant STATE OF FLORIDA refused to drop the false charges.

222. WHEREFORE, Plaintiff demands equitable relief.

223. **COUNT 10-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACT**

224. STATE ACTOR MAIDA WASSERMAN after the dismissal by Judge Dommerich and Judge Anderson of all the evidence against Plaintiff, came to the Court on NOV 18,1998 and tried to get the 3rd degree felonies to 1st degree felonies, without evidence in an attempt to collect I higher score and inflated profit from a possible conviction, to make more money in the C.R.I.S. = Court Registry Investment System.

225. WHEREFORE, Plaintiff demands equitable relief.

226. **COUNT 11-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9- RICO ACTS**

227. Against the STATE OF FLORIDA; Farrell was falsely arrested by Lee Co. Sheriff, based on a deliberate fraudulent affidavit, violating Farrell's religious rights under "Thou Shalt Not Bear false witness." Was charged with 2 felonies and \$20,000, violating Farrell's religious rights under "Thou Shalt Not Steal of Covet they neighbor's goods," Fl. Rule of Criminal Procedure Regarding Proximity to a crime scene says; a person who is at the scene, where a crime occurs, with the alleged victim, and who flees the scene, IS THE PREPETRATOR.

228. Carl Woodham was at the scene, with a 5 year old girl who asked to squeeze his penis and he testified that he assumed Plaintiff was the cause of this request, yet he fled the scene leaving his 3 year old and 5 year old daughters, at that same home, where Plaintiff was living.

229. This premise is so outrageous, that Judge John Dommerich and Judge Isaac Anderson threw his testimony out, ruled exclusively in favor of Plaintiff, and Judge John Steele in case 2:01-CV-

417-FTM-29DNF, ruled Plaintiff could sue Carl Woodham and Sheriff Rob Carmichael.

230. Defendants violated Plaintiff due process and Civil Rights by ignoring their own Rules.

231. Defendant maintained the unlawful arrest and prosecution to make more money in C.R.I.S.

232. Had it not been for defendant's egregious acts against Plaintiff, he would never been injured.

233. **WHEREFORE** Farrell demands equity and any other relief the Court deems just and fair.

234. **COUNT 12-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,21-RICO ACT**

235. STATE ACTORS Judges Joe Fuller, Sherra Winesett, denied Farrell due process to redress damages for mortgage fraud in case 07-CA-14942, due to religious, political, monetary, biased policy of the defendants, by denying any and all summary judgments submitted by Plaintiff and the same averments being used by the Fl. Supreme Court and United States Govt. as grounds to make CONSENT ORDERS requiring the defendants in case 07-CA-14942 to refund damages.

236. **WHEREFORE** Farrell demands equity and any other relief the Court deems just and fair.

237. **COUNT 13-FL. CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,21-RICO ACT**

238. STATE ACTORS JUDGES LYNN GERALD, JOHN CARLIN, SHERRA WINESETT

239. Cases 07-CA-14942 and 07-CA-16767 were consolidated in 2012. STATE ACTORS denied Farrell due process by ruling against Plaintiff 100% of the time, in summary judgments in case 07-CA-16767 that was filed without standing by GMAC and WELLS FARGO in DEC 2007.

240. LYNN GERALD denied Plaintiff summary judgment in case 07-CA-16767 on SEPT 15,2008 due to disputed issues of material fact.

241. JOHN CARLIN granted summary judgment for WELLS FARGO despite Judge Gerald's ruling that material facts were in dispute.

242. SHERRA WINESETT denied Plaintiff summary judgment after the Federal Reserve and the United States and the Consumer Financial Protection Bureau engaged and enforced Consent Orders which stated that Plaintiff should be rewarded some relief.

243. SHERRA WINESETT illegally granted summary judgment to Ocwen alleged successor in interest to GMAC on behalf of Wells Fargo in case 07-CA-14942/16767 for \$450,000 on APR 30,2014, despite knowledge by defendants that on FEB 6, 2014, the State of New York HALTED the purchase of OCWEN of the alleged GMAC mortgage servicing rights that included the right to foreclose against Plaintiff.

244. Plaintiff has had to spend time and money to counteract defendant due process Fraud.

245. **WHEREFORE** Farrell demands damages costs equity and fees for defending said case.

246. **COUNT 14- FL. VIOLATION OF RELIGIOUS FREEDOM RESTORATION ACT-
CHAPTER 98-412 HOUSE BILL 3201- FLORIDA STATUTE 761-RICO ACT-**

247. Defendants STATE OF FLORIDA, LEE CO. JUSTICE CENTER, LEE CO. SHERIFF, LEE SO. STATE ATTORNEY, LEE CO. JUDGES JOE FULLER, SHERRA WINESETT

248. Plaintiff is a Catholic and Christian governed by the 10 Commandments and was violated by defendants who bear false witness in fraudulent affidavits to support case 94-2430CF STATE V. FARRELL, brought by Jews and Hindu's, and case 07-CA-16767 WELLS FARGO V. FARRELL, who are agents of the JEW run USA INC. then use that to steal liberty, money and property by malicious prosecution of both those cases, rendering faulty judgments and covet thy neighbor's goods with a \$20,000 cash bond and a threatened foreclosure in violation of Plaintiff's Religious and civil rights.

249. The first predicate RICO act was the illegal probable cause 1993 probable cause affidavit by agent Robert Carmichael which resulted in an arrest warrant, criminal charges for \$20,000.

250. The last predicate RICO act was that of 20th circuit "judge" sherra winesett and her illegal summary judgment on APR 30,2014 causing Plaintiff financial distress. The United States Govt. gave the STATE OF FLORIDA money to refund to Plaintiff but they kept it.

251. **WHEREFORE**, Plaintiff demands equity, damages for 20 years of criminal Racketeering

252. COUNT 15- CONSTITUTION VIOLATION-ARTICLE I, SEC 2,3,9-RICO ACT

253. Against STATE OF FLORIDA and all defendants

254. From 1994 to 2014 Farrell was falsely arrested by the LEE CO. SHERIFF,

255. Maliciously prosecuted by the STATE ATTORNEY,

256. Denied due process by all the STATE ACTORS,

257. Suffered illegal summary judgments by the 20th circuit judges due to religious political, monetary, biased policy and the Lee Co. Clerk records fraudulent criminal information, false Affidavits and fraudulent foreclosures

258. Defendant STATE OF FLORIDA, a business, operating the C.R.I.S. = Court Registry Investment System, a for profit entity, acting under color of law, by and through alleged “judges” and lawyers, and “sheriffs” took several illegal RICO actions to collect unlawful debts upon Plaintiff, in a RICO scheme over 20 years directly causing financial and other damages.

259. The USA INC. Consent Orders gave money to STATE OF FLORIDA to be refunded to Plaintiff and others, but defendant agent SHERRA WINESETT instead granted summary judgment in direct contrast to the Federal Orders.

260. FL.A.G. PAM BONDI, FL. GOV. RICK SCOTT are using the money as they see fit, instead of using it for the relief of homeowners, like Plaintiff.

261. RICK SCOTT used \$1,000,000 of these federal funds to enhance his own mansion.

262. PAM BONDI used my money for her own political campaign.

263. On DEC 2013 the CFPB and the USA AG filed agreed to Consent Orders and a lawsuit ordering OCWEN to pay \$2 Billion to injured borrowers including Plaintiff.

264. On FEB 6 2014 the New York Dept. of Fin. Serv. Ordered that OCWEN LOAN SERVCING could not purchase the mortgage servicing rights of GMAC and Wells Fargo.

265. MAR 2014 OCWEN filed a summary judgment by Monica Wilson of Bradley Arant.

266. On APR 30,2014 Sherra Winesett, acting in bad faith as a 20th circuit judge, granted an unlawful Summary Judgment for OCWEN LOAN SERVICING and WELLS FARGO.
267. Defendant Winesett relied on the fraudulent assignment of mortgage and made her ruling.
268. The Assignment of mortgage was filed on JAN 13,2009, 3 years after the alleged trust closed, and 1YEAR after IMPAC, PINNACLE, went out of business on JAN 31,2008.
269. It was used for a summary judgment on MAR 24,2009 and vacated due to inherent Fraud.
270. **On NOV 19,2014 the Consumer Financial Protection Bureau drafted Amendment to mortgage rules in RESPA, REG X and TILA REG Z.**
271. On page 5, paragraph 1. it talks about rules for Successor in Interest, "once a servicer confirms it's identity and ownership interest."
272. OCWEN never confirmed it's interest BEFORE the summary judgment, as the New York Dept. of Financial Services Voided the purchase by OCWEN of GMAC and Wells Fargo rights to foreclose and service mortgages **on FEB 6, 2014.**
273. **OCWEN moved for summary judgment using a fraudulent Affidavit, that says they are the successor in interest to GMAC, who filed case 07-CA-16767, acting on behalf of IMPAC MORTGAGE HOLDINGS-2005-6, who is NOT the plaintiff in 07-CA-16767.**
274. Since OCWEN LOAN SERVICING never CONFIRMED it's ownership interest, it cannot move for summary judgment, and defendant STATE OF FLORIDA, by and through it's agent Sherra Winesett, cannot grant a summary judgment, which is THEREFORE, Void Ab Initio.
275. Defendants granted summary judgment to OCWEN to collect an unlawful \$450,000 debt.
276. The judges of the 20th Circuit are biased and prejudicial against Plaintiff, invested in the banks they are ruling for illegally and have engaged in a conspiracy to take Plaintiff's property with forged documents already found to be illegal by the Federal Govt. BEFORE judgment.
277. The Sixth Article of the Constitution of the United States requires, "...all executive and

judicial Officers, both of the United States and of the several States, shall be bound by Oath or Affirmation, to support this Constitution..." The oath was taken by these officers freely and without reservation as the only condition to holding their positions.

278. These officials have failed to perform their office under oath, specifically denying multiple Constitutional rights or specifically acting against or in excess of their office under a color of law: Violation of this oath is a breach of contract with the Plaintiff. As stated by Black's Sixth: a "Contract" is "An agreement between two or more persons which creates an obligation to do or not to do a particular thing"; a "breach or contract" is "Failure, without legal excuse, to perform any promise which forms the whole or part of a contract."

279. **THEREFORE** defendants individually and through the official authority of office, acting in Bad Faith, did conspire individually and collectively and did Breach their Contract and failed to perform services, which by their Oath of Office, they contracted to perform. The conspiracy the subject of this action has existed from SEPT 1993 Affidavit to JAN 1994 arrest warrant in 94-2430CF to the present, with the injuries and damages resulting there from being continuing.

280. Defendants' actions and use of multiple corporate entities, multiple parties, and concerted and predetermined acts and conduct specifically designed to defraud Plaintiff constitutes an "enterprise", with the aim and objective of the RICO enterprise being to perpetrate a fraud upon the Plaintiff through the use of intentional nondisclosure, material misrepresentation, and creation of fraudulent debt documents. Each of the Defendants is an "enterprise Defendant".

281. As a direct and proximate result of the actions of the Defendants, Plaintiff has suffered damages of \$400,000 actual damages, demands repayment, plus other costs and fees.

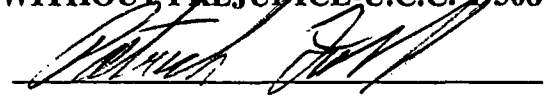
282. **WHEREFORE**, Plaintiff demands redress in the form of a Voiding the summary judgment of foreclosure a nullification of 07-CA-16767 any and all liens on the subject property, equity, damages, attorney fee's and any and all costs the court deems just and Leave to Amend.

283. VERIFICATION

284. I, PATRICK LORNE FARRELL©, *Sui Juris*, hereby verify, under penalty of perjury, under the laws of the United States of America, without the "United States" (federal government), that the above statement of facts and laws is true and correct, according to the best of My current information, knowledge, and belief, so help me God, pursuant to 28 U.S.C. 1746(1).

285. A TRUE BILL IN COMMERCE UNDER COMMON LAW

WITHOUT PREJUDICE-U.C.C.-1,308

A handwritten signature in black ink, appearing to read 'Patrick Lorne Farrell', is written over a horizontal line.

**Patrick Lorne Farrell in Propria Persona-Attorney In Fact-Sovereign-
Secured Party Creditor- signed "without the united states" and without prejudice/UCC 1-308-**

UCC-1 Filing # 2007-356-2344-8 12/22/07]-Wash. St.

2904 NW14th Terrace-Cape Coral, Florida-[33993-9998]-

D.M.S.R. SEC.112.32 --DECEMBER 16, 2014