

## Neil Gillespie

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**From:** "Neil Gillespie" <neilgillespie@mfi.net>  
**To:** "LIVINGSTON, JAMES P" <jlivings@hcsso.tampa.fl.us>  
**Cc:** "Karin Huffer" <legalabuse@gmail.com>; "Alex Newman" <alexnewman\_85@hotmail.com>; "Brian Stuart Kramer" <kramerb@sao8.org>; "Paul F Hill" <phill@flabar.org>  
**Sent:** Monday, January 31, 2101 8:27 AM  
**Attach:** 2010, 10-28-10, Dr. Huffer's letter, NJG.pdf; exh 3, 10-28-10, AFFIDAVIT of NJG, Judge Cook, Sep-28-10 hearing.pdf; exh 5, 11-01-10, AFFIDAVIT of NJG, Judge Cook, contempt order.pdf; Ltr to Mr. Neil Gillespie 011211.pdf  
**Subject:** Re: Response Letter  
 Major Livingston:

This is in response to your letter of January 12, 2011 that confirmed my assertion that Judge Cook ordered me removed from the courtroom September 28, 2010, and that I did not leave voluntarily. Your letter is evidence that Judge Cook falsified a record when she wrote that I voluntarily left the hearing in her contempt order dated September 30, 2010. Attached you will find my affidavit of November 1, 2010, exhibit 5, swearing to the foregoing. Judge Cook falsified a record in violation of Florida Statutes, section 839.13(1) as set forth in my affidavit.

As for the timing and circumstances under which Judge Cook ordered me removed, I take issue with the following. You wrote that "[I] made contact with Deputy Christopher E. Brown concerning your request for an explanation regarding why he escorted you out of the courthouse on September 28, 2010 after a hearing with Judge Martha Cook."

Please be advised that Judge Cook ordered me removed at the beginning of the hearing, not "after" as inferred by your letter. The hearing was transcribed and the relevant pages are part of my affidavit dated November 1, 2010 marked exhibit 5 and attached hereto.

As for the circumstances of the removal, you wrote that "Deputy Brown advised that the Judge ordered you to leave after a disruption in the courtroom." I take issue with the "disruption" characterization. The record shows I made appropriate speaking motions for the circumstances.

Attached you will find Dr. Karin Huffer's letter dated October 28, 2010. Dr. Huffer is my ADA Advocate. Dr. Huffer wrote that she created a reasonable ADA Accommodation request for me and that document was properly and timely filed. Nonetheless Court Counsel David Rowland denied the request by letter dated July 9, 2010.

Dr. Huffer also wrote I have been subjected to ongoing denial of accommodations, exploitation of my disabilities, am routinely denied participatory and testimonial access to the court, discriminated against in brutal ways, ridiculed by the opposition, and accused of malingering by the Judge. Dr. Huffer also wrote that I face risk to life and health and exhaustion of the ability to continue to pursue justice.

Because of the foregoing it was appropriate for me to file a federal ADA/Civil Rights lawsuit against the 13th Judicial Circuit, see Gillespie v 13th Judicial Circuit et al, case no. 5:10-cv-00503, United States District Court, Middle District of Florida, Ocala Division. Judge Cook is a defendant in her capacity as a judge and personally. You can read about the lawsuit and download the complaint on my website at <http://yousue.org/> and here <http://yousue.org/litigation/>

As set forth in my attached affidavit of October 28, 2010, exhibit 3, my lawsuit against Judge Cook and the 13th Judicial Circuit was filed the morning of September 28, 2010 just after the

court opened 8:30am in Ocala, Florida. I had hoped to file the lawsuit weeks earlier but could not. When I arrived in Tampa for the hearing before Judge Cook at 11:00am she was unaware of the lawsuit. Therefore I had a duty to inform her prior to the hearing, and did so by handing a copy of the complaint to Deputy Henderson prior to the hearing and asked him to give it to Judge Cook while she was still in chambers. This was not for service of process, but to inform Judge Cook that she was a defendant in a lawsuit. Rule 3, FRCP, Commencement of Action, a civil action is commenced by filing a complaint with the court.

Deputy Henderson refused to take the complaint from me, and he refused to hand it to Judge Cook in chambers. Instead Deputy Henderson went back to Judge Cook's chambers where I assume he said something to the judge. As such Deputy Henderson left me no choice but to address the issue in open court as shown in the record.

By way of background, in August 2005 I sued my former lawyers Barker, Rodems & Cook for about \$8,000 the lawyers unlawfully took from a settlement. Mr. Rodems is unlawfully representing the firm against me, a former client in a matter that is the same as the prior representation. His independent judgment as a lawyer is compromised by his conflict of interest in this case. On March 6, 2006 Mr. Rodems intentionally disrupted the tribunal with a strategic maneuver to gain an unfair advantage. Mr. Rodems submitted a sworn affidavit that misrepresented an argument we had during a phone call to set a hearing to disqualify him as counsel. In February 2010 Kirby Rainesberger of the Tampa Police Department determined that Mr. Rodems was not right or accurate in representing to the court as an "exact quote" language that clearly was not an exact quote. You can read about the matter here: <http://yousue.org/inquiry-ryan-c-rodems-esq/>

Initially I had a good working relationship with Judge Nielsen and his judicial assistant Myra Gomez. I prevailed on Defendants' Motion to Dismiss and Strike September 26, 2005. But after Rodems' stunt Judge Nielsen did not manage the case properly, favored Defendants in rulings, and responded to me sarcastically from the bench. Judge Nielsen later recused himself as trial judge.

In 2007 I hired Gainesville attorney Robert W. Bauer to represent me. The record shows more hostility from Mr. Rodems, including threats of sanctions. Mr. Rodems filed two section 57.105 motions against Mr. Bauer. Rodems filed four section 57.105 motions against me. Mr. Rodems obtained sanctions of \$11,550 against me for discovery errors and a misplaced defense to a phony libel counterclaim. Rodems voluntarily withdrew the counterclaim September 28, 2010. It was an abuse of process to extort a settlement.

Mr. Bauer represented me for over a year. One of his last statements on the record was the following: "...Mr. Rodems has, you know, decided to take a full nuclear blast approach instead of us trying to work this out in a professional manner. It is my mistake for sitting back and giving him the opportunity to take this full blast attack." (transcript, August 14, 2008, emergency hearing, the Honorable Marva Crenshaw, p. 16, line 24).

Mr. Bauer is now facing a bar inquiry over the representation, Florida Bar File No. 2011-00,073(8B). You can read about it here: <http://yousue.org/bar-complaint-of-robert-w-bauer/>

I regret bringing a lawsuit in Hillsborough County, a jurisdiction plagued by scandal, unprofessional behavior, and worse, as shown here: <http://yousue.org/13th-judicial-circuit-hillsborough-co-florida/>

From the outset Judge Cook has denied me the basic requirements of justice, fairness and equality that we should all expect from our courts. Acting under the color of law, Judge Cook's falsification of records and other such are willful acts to intended to deprive or conspire to deprive me of my rights. I

request you investigate this matter.

At this time I do not believe it is safe for me to enter the Edgecomb Courthouse or attend any hearings in the 13th Judicial Circuit. My concerns extend beyond Mr. Rodems' stunts. I am concerned with judges acting unlawfully under the color of law and worse. I am also disappointed by the behavior of Deputy Henderson as described above. And you have my concerns about statements attributed to Deputy Brown.

Please advise what I can expect from you and an investigation of Judge Cook. Thank you.

Sincerely,

Neil J. Gillespie  
8092 SW 115th Loop  
Ocala, FL 34481  
(352) 854-7807

cc: Dr. Karin Huffer  
Alex Newman, Liberty Sentinel Media  
Brian S. Kramer, Esq., Florida Bar File No. 2011-00,073(8B)  
Paul Hill, General Counsel, TFB

----- Original Message -----

**From:** [LIVINGSTON, JAMES P](#)  
**To:** '[neilgillespie@mfi.net](mailto:neilgillespie@mfi.net)'  
**Sent:** Wednesday, January 12, 2011 10:25 AM  
**Subject:** Response Letter

Mr. Gillespie,

Attached is a copy of your letter dated 11/13/2010, along with my response letter dated today. The original response letter will go out today via U.S. Mail.

Thank you,

James P. Livingston  
Major - Court Operations Division  
Hillsborough County Sheriff's Office  
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