

**IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA
GENERAL CIVIL DIVISION**

NEIL J. GILLESPIE,

Plaintiff,

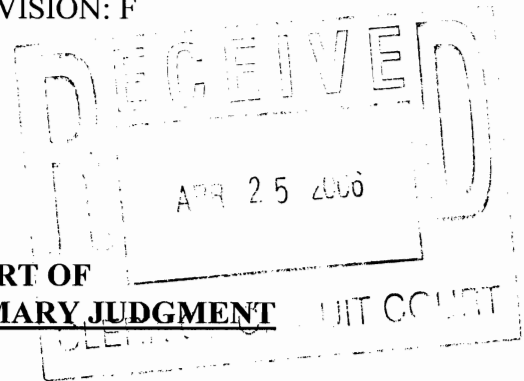
CASE NO.: 05-CA-7205

vs.

BARKER, RODEMS & COOK, P.A.,
a Florida corporation; and WILLIAM
J. COOK,

DIVISION: F

Defendants.



**AFFIDAVIT IN SUPPORT OF
PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT**

STATE OF FLORIDA
COUNTY OF MARION

BEFORE ME, the undersigned authority, personally appeared Neil J. Gillespie,
who, being first duly sworn, deposes and states as follows:

1. My name is Neil J. Gillespie and I am the Plaintiff pro se in this matter. I am over eighteen years of age and competent to testify; and I have personal knowledge of the facts herein set forth.
2. I state that "Exhibit 1" of the Complaint is a true copy of a contingent fee contract provided by the Defendants, and that the contract is not signed.
3. I state that "Exhibit 2" of the Complaint is a true copy of the Closing Statement provided by the Defendants, dated October 31, 2001.
4. I state that "Exhibit 3" of the Complaint is a true copy of the lawful settlement of the Action prepared by the undersigned.

5. I state that “Exhibit 7” of the Complaint is a true copy of the mandate of the United States Court of Appeals, for the Eleventh Circuit, filed December 7, 2001.

6. I state that “Exhibit A” of Plaintiff’s Motion for Summary Judgment is a true copy of Defendants’ letter to Plaintiff dated July 23, 2001.

7. I state that “Exhibit B” of Plaintiff’s Motion for Summary Judgment is a true copy of the contingent fee contract signed by Plaintiff and Defendant Cook on November 3, 2000, at his old law firm, Alpert, Barker, Rodems, Ferrentino & Cook, P.A.

8. I state that “Exhibit C” of Plaintiff’s Motion for Summary Judgment is a true copy of the Statement of Client’s Rights provided by Mr. Cook, and it is not signed.

9. I state that “Exhibit D” of Plaintiff’s Motion for Summary Judgment is a true copy of Defendant Cook’s letter to Plaintiff dated December 6, 2000, announcing the formation of his new law firm.

10. I state that “Exhibit E” of Plaintiff’s Motion for Summary Judgment is a true copy of a client consent form signed by Plaintiff on December 7, 2000.

11. I state that “Exhibit F” of Plaintiff’s Motion for Summary Judgment is a true copy of the Joint Stipulation For Substitution Of Counsel, dated December 12, 2000.

12. I state that “Exhibit G” of Plaintiff’s Motion for Summary Judgment is a true copy of the Notice Of Lien filed by Jonathan L. Alpert, Esquire, December 12, 2000.

13. I state that “Exhibit H” of Plaintiff’s Motion for Summary Judgment is a true copy of a Joint Stipulation For Dismissal With Prejudice, submitted November 6, 2001, signed by William J. Cook, Esquire, and Lara R. Fernandez, Esquire, with a Certificate Of Interested Persons And Corporate Disclosure Statement attached.

14. I state that "Exhibit I" of Plaintiff's Motion for Summary Judgment is a true copy of Defendants letter to Plaintiff dated May 9, 2003.

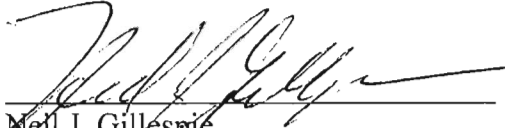
15. I state that "Exhibit J" of Plaintiff's Motion for Summary Judgment is a true copy of Defendants' Expense Listing in the Amscot Action.

16. I state that "Exhibit K" of Plaintiff's Motion for Summary Judgment is a true copy of Plaintiff's check to Amscot and a receipt for transaction no. 263310.

17. I state that "Exhibit L" of Plaintiff's Motion for Summary Judgment is a true copy of the Release And Settlement Agreement dated October 30, 2001.

18. I state that "Exhibit M" of Plaintiff's Motion for Summary Judgment is a true copy of Mr. Barker's letter to Plaintiff dated June 23, 2003.

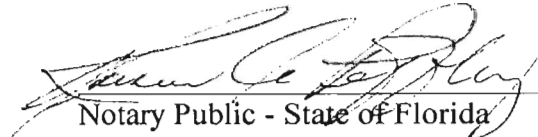
FURTHER AFFIANT SAYETH NAUGHT.


Neil J. Gillespie
8092 SW 115th Loop
Ocala, Florida 34481

STATE OF FLORIDA
COUNTY OF MARION

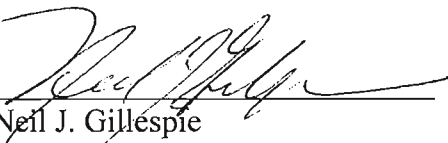
I HEREBY CERTIFY that the foregoing instrument was acknowledged before me this 25 day of April, 2006, by Neil J. Gillespie, who is personally known to me or has produced FL. DL. as identification and who did take an oath.




Notary Public - State of Florida

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing affidavit was furnished by hand delivery to Ryan Christopher Rodems, Attorney at Law, Barker, Rodems & Cook, P.A., Attorneys for Defendants, 400 North Ashley Drive, Suite 2100, Tampa, Florida 33602, this 25th day of April, 2006.


Neil J. Gillespie