

March 26, 2012

Mr. Michael M. Sevi
Office of the General Counsel
Executive Office of the Governor
The Capitol
400 South Monroe Street, Room 209
Tallahassee, Florida 32399

RE: Thirteenth Circuit JNC nominations to the Governor for County Judge

Dear Mr. Sevi:

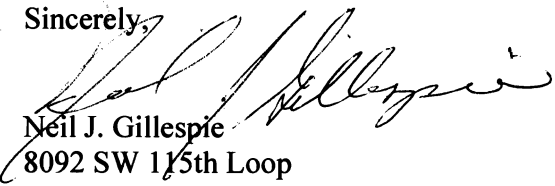
This is a follow-up to my letter of March 21, 2012 against the nomination of Ryan Christopher Rodems to the Governor by the Thirteenth Circuit JNC. Enclosed you will find a copy of the latest pleading in the Supreme Court of Florida Case No. SC11-1622 showing that Mr. Rodems engaged in vexatious litigation against me.

There is a problem with the nomination process of Thirteenth Circuit JNC, which knew Mr. Rodems failed to disclose the Supreme Court of Florida case on his application but nominated him anyway. I notified the Thirteenth Circuit JNC of the Supreme Court of Florida case October 18, 2011 by email to the JNC members, copy enclosed.

In the past Mr. Rodems and his law partner Chris Barker attempted to subvert the Thirteenth Circuit JNC as shown in my complaint of January 2010. The Chief Inspector General made an investigation and report, see CIG Case #201003040004, June 2010.

Thirty-nine individuals (39) applied to the Thirteenth Circuit JNC for the current judicial vacancy according to a press release of February 2, 2012, but only nineteen (19) were interviewed according to the press release dated March 5, 2012. I asked Mr. Gerecke, Chairman of the Thirteenth Circuit JNC, on what basis were 20 applicants denied an interview by the JNC, and he responded only that "JNC deliberations are not public" in his email to me of March 6, 2012, copy enclosed. This is a violation of the public trust, reflects discredit upon the judicial selection process, and suggests partiality in the consideration of applicants. Thank you.

Sincerely,



Neil J. Gillespie
8092 SW 115th Loop
Ocala, FL 34481
Telephone: (352) 854-7807
email: neilgillespie@mfi.net

Enclosures

IN THE SUPREME COURT OF THE
STATE OF FLORIDA

NEIL J. GILLESPIE

Petitioner,

Case No.: SC11-1622

Lower Tribunal No(s): 2D10-5197,
05-CA-7205

vs.

BARKER, RODEMS & COOK, ET AL.

Respondents.

ADDENDUM, REQUEST TO TOLL TIME, AMENDED CERTIFICATE OF SERVICE

RE: PETITIONER'S MOTION FOR LEAVE TO FILE A PROPER
MOTION FOR RECONSIDERATION ON SINGLE ISSUE

1. Petitioner Gillespie hereby makes an addendum to his motion served March 19, 2012, for leave to file a proper motion for reconsideration on a single issue, and states:

2. Paragraph 8 of the motion states:

“Because of the foregoing, Mr. Rodems and Barker, Rodems & Cook, PA should have been disqualified April 25, 2006. Petitioner had a clear legal right to have his case lawfully adjudicated. In turn the circuit court had an indisputable legal duty to lawfully adjudicate the case. Had the circuit court disqualified Mr. Rodems as required by McPartland this case would have been resolved years ago. But the circuit court did not disqualify Mr. Rodems as required by McPartland. Instead Mr. Rodems prevented the lawful adjudication of this case, made numerous false statements of material fact to the court, failed to cooperate with opposing counsel, and disrupted the tribunal for strategic advantage. As set forth in the Petition, Mr. Rodems made false representations to the court to have an arrest warrant issued for the Petitioner for the purpose of forcing a walk-away settlement agreement in the case, and to force a walk-away settlement agreement in Petitioner's federal civil rights and ADA disability lawsuit.”

3. Petitioner makes this addendum to the above paragraph 8:

a. Mr. Rodems pursued vexatious litigation against Gillespie in the form of a libel counterclaim in the Circuit Court, case 05-CA-007205, Hillsborough County, as further

described in Plaintiff's First Amended Complaint, Volume 8 of the Appendix. (A.8). Petitioner alleged "Abuse of Process" at Count 11 for a libel counterclaim commenced by Mr. Rodems against the Petitioner, and pursued vexatiously by Mr. Rodems from January 19, 2006 through September 28, 2010, whereupon Rodems voluntarily dismissed the counterclaim without prejudice. Petitioner retained counsel to defend the vexatious litigation brought by Mr. Rodems on behalf of Mr. Cook and Barker, Rodems & Cook, P.A. and incurred over \$30,000 in legal fees by attorney Robert W. Bauer, a referral from the Florida Bar Lawyer Referral Service for libel. Mr. Bauer then encourage Petitioner to reinstate dismissed claims in the litigation.

SEPARATE REQUEST TO TOLL TIME

4. Pursuant to Rule 9.300(d)(10), Petitioner belatedly requests the Court to toll time.

AMENDED CERTIFICATE OF SERVICE

5. Petitioner belatedly served his motion of March 19, 2012, for leave to file a proper motion for reconsideration on a single issue, March 21, 2012 as follows:


HON. JAMES BIRK HOLD, Clerk of the Second District Court of Appeal, 1005 E. Memorial Blvd., P.O. Box 327, Lakeland, FL 33801.

HON. PAT FRANK, Clerk of the Circuit Court, Hillsborough County, Thirteenth Judicial Circuit, P.O. Box 989, Tampa, FL 33601-0989.

HON. JAMES D. ARNOLD, Circuit Court Judge, Hillsborough County, Thirteenth Judicial Circuit, 800 E. Twiggs Street, Room 514, Tampa, Florida 33602.

HON. MARTHA J. COOK, Circuit Court Judge, Hillsborough County, Thirteenth Judicial Circuit, 401 N. Jefferson Street, Room 615- Annex, Tampa, Florida 33602.

RESPECTFULLY SUBMITTED March 22, 2012.


Neil J. Gillespie, Petitioner pro se
8092 SW 15th Loop
Ocala, Florida 34481
Telephone: (352) 854-7807

Certificate of Service

I HEREBY CERTIFY that a copy of the foregoing was mailed by U.S. Postal Service first class mail March 22, 2012 to the following:

Robert E. O'Neill, US Attorney
US Attorney's Office
400 N. Tampa St., Suite 3200
Tampa, FL 33602-4798

Robert W. Bauer, Esquire
Law Office of Robert W. Bauer, P.A.
2815 NW 13th Street, Suite 200E
Gainesville, FL 32609-2865

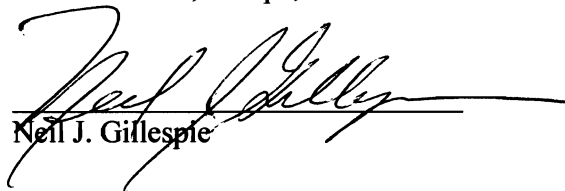
Ryan C. Rodems, Esquire
400 North Ashley Drive, Suite 2100
Tampa, Florida 33602

HON. JAMES BIRK HOLD, Clerk of the Second District Court of Appeal, 1005 E. Memorial Blvd., P.O. Box 327, Lakeland, FL 33801.

HON. PAT FRANK, Clerk of the Circuit Court, Hillsborough County, Thirteenth Judicial Circuit, P.O. Box 989, Tampa, FL 33601-0989.

HON. JAMES D. ARNOLD, Circuit Court Judge, Hillsborough County, Thirteenth Judicial Circuit, 800 E. Twiggs Street, Room 514, Tampa, Florida 33602.

HON. MARTHA J. COOK, Circuit Court Judge, Hillsborough County, Thirteenth Judicial Circuit, 401 N. Jefferson Street, Room 615- Annex, Tampa, Florida 33602.


Neil J. Gillespie

The Florida Bar

www.floridabar.org**THIRTEENTH CIRCUIT JNC- HILLSBOROUGH COUNTY COURT JUDICIAL
VACANCY LIST OF APPLICANTS**

FOR IMMEDIATE RELEASE

February 2, 2012CONTACT: Edward W. Gerecke; egerecke@carltonfields.com,**13th Circuit Judicial Nominating Commission**

TELEPHONE: (813) 229-4306

The following individuals have applied with the Commission for nomination to the County Court in the Thirteenth Judicial Circuit (Hillsborough County):

Lawrence Anzalone
Robert Bauman
Michael Benito
Christopher Brown
William Capito
Constance Daniels
Wendy DePaul
Eric Dickey
Robert Dietz
Jesse Victor Dominguez
Robin Fernandez Fuson
Jennifer Gabbard
Geogymon (Joe) George
John Grant
Jack Gutman
Carolle Lee Hooper
Jon Johnson
Matthew Jowanna
Rhonda Robinson King
Laurel Moore Lee
Troy Matthew Lovell
Joseph Ludovici
John Ossi
Frances Perrone
Kimberly Potter
Chris Rodems
Carol Contreras Rodriguez
Michael Schmid
Kim Seace
Christopher Shulman
Julie Sneed
Rick Terrana
John Terry
Kimberly Thresher
Wesley Tibbals
Miriam Velez Valkenburg
Kim Hernandez Vance

Christopher Watson
Laurie Woodham

The Thirteenth Circuit Judicial Nominating Commission encourages and seeks comments regarding the qualifications of these applicants from the public and from members of the Bench and Bar. Comments may be addressed to Edward W. Gerecke, Chairman of the 13th Judicial Nominating Commission, 4221 W. Boy Scout Blvd., Suite 1000, Tampa, FL 33607. Comments must be received by March 1, 2012, to be considered by the Judicial Nominating Commission.

EDITORS: Please note The Florida Bar is not an association and "Association" is not part of our name. Proper reference is "The Florida Bar." Local bar organizations are properly termed "associations."

[Revised: 02-02-2012]

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The Florida Bar

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**THIRTEENTH CIRCUIT JUDICIAL NOMINATING COMMISSION ANNOUNCES
COUNTY COURT JUDICIAL VACANCY**

FOR IMMEDIATE RELEASE

March 2, 2012

CONTACT: Edward W. Gerecke,

The Florida Bar

TELEPHONE: (813) 229-4306

EMAIL: egerecke@carltonfields.com

The Thirteenth Circuit Judicial Nominating Commission is pleased to announce that the following candidates will be interviewed for possible nomination to the governor for the position of county court judge:

Robert Bauman
Michael Benito
Christopher Brown
William Capito
Robert Dietz
Jesse Dominguez
Jennifer Gabbard
John Grant
Jack Gutman
Laurel Moore Lee
Frances Perrone
Chris Rodems
Michael Schmid
Julie Sneed
Rick Terrana
Kimberly Thresher
Wesley Tibbals
Kim Vance
Christopher Watson

Interviews will be held on Monday, March 5, beginning at 10:15 a.m. at the law firm of Carlton Fields, P.A., 4221 W. Boy Scout Blvd., Suite 1000, Tampa. For further information, please contact Ed Gerecke, chairman of the Thirteenth Circuit Judicial Nominating Commission, at 813-229-4306 or egerecke@carltonfields.com.

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[Revised: 03-02-2012]

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Neil Gillespie

From: "Neil Gillespie" <neilgillespie@mfi.net>
To: "S. Cary Gaylord" <cgaylord@gaylordmerlin.com>; "Edward Gerecke" <egerecke@carltonfields.com>; "Amanda Bowers" <bowers@kearneyconstruction.com>; "Jeffrey Carter Andersen" <candersen@bushross.com>; "Scott Thomas Borders" <stborders@forthepeople.com>; "Jack Eugene Fernandez, Jr." <jfernandez@zuckerman.com>; "Joseph Kendrick Lopez" <JLopez@bankerlopez.com>; "Cynthia Sullivan Oster" <osterc@hillsboroughcounty.org>
Sent: Tuesday, October 18, 2011 11:14 PM
Attach: 2011_10-18-11_NJG to Ed Gerecke.pdf; Occupy Tampa, Oct-06-11.JPG
Subject: Thirteenth Circuit JNC
Thirteenth Judicial Circuit Nominating Commission

Dear Members of the Thirteenth Circuit JNC,

I oppose the nomination of Mr. Rodems for judge relative to his interview October 20, 2011. We are involved in litigation currently before the Supreme Court of Florida, Gillespie v. Barker, Rodems & Cook, PA., et al, case no SC11-1622. In my view Mr. Rodems is dishonest, among other things set forth in the litigation, and is unfit to be an attorney, let alone a judge.

The JNC has a number of well-qualified applicants from which to choose, some of whom I heard from June 15, 2010 during an earlier interview session. I thought Robert Bauman, Judge Nick Nazaretian, and Kim Seace, in alphabetical order, would serve the public well.

Separately I notified Chairman Gerecke of the foregoing, along with a records request, see attached.

This is an especially important nomination given the political unrest in America. Deference to the judgments and rulings of courts depends upon public confidence in the integrity and independence of judges. Public confidence is declining in government, the courts, the financial services sector, and beyond.

Occupy Tampa protested in and around Gaslight Park October 6, 2011. A number of the protesters were older persons. A report of the protest is published on my website <http://yousue.org/new-american-revolution/> A photo from Occupy Tampa is attached. Thank you.

Sincerely,

Neil Gillespie
8092 SW 115th Loop
Ocala, FL 34481
(352) 854-7807
<http://YouSue.org/>
neilgillespie@mfi.net



Neil Gillespie

From: "Gerecke, Edward W." <egerecke@carltonfields.com>
To: "Neil Gillespie" <neilgillespie@mfi.net>
Sent: Tuesday, March 06, 2012 9:19 AM
Subject: RE: JNC interviews
[JNC deliberations are not public.](#)

From: Neil Gillespie [mailto:neilgillespie@mfi.net]
Sent: Monday, March 05, 2012 7:36 PM
To: Gerecke, Edward W.
Subject: Re: JNC interviews

Thank you. On what basis were 20 applicants denied an interview by the JNC?

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

From: [Gerecke, Edward W.](#)
To: 'neilgillespie@mfi.net'
Sent: Monday, March 05, 2012 6:11 PM
Subject: Re: JNC interviews

The JNC decided to interview 19.

Sent from my BlackBerry Wireless Handheld (www.BlackBerry.net)

From: Neil Gillespie [mailto:neilgillespie@mfi.net]
Sent: Monday, March 05, 2012 04:25 PM
To: Gerecke, Edward W.
Subject: JNC interviews

Mr. Edward W. Gerecke
Chairman, Thirteenth Circuit JNC

Dear Mr. Gerecke,

The list of candidates who will be interviewed by the JNC for possible nomination to the governor for the position of county court judge in your press release of March 2, 2012 shows 19 names. Your press release of February 2, 2012 shows 39 applicants for the position of county court judge. What accounts for the difference in 39 applicants and only 19 interviews?
Thank you.

Sincerely,

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