

IN THE CIRCUIT COURT OF THE FIFTH
JUDICIAL CIRCUIT IN AND FOR
MARION COUNTY, FLORIDA

CASE NO. 2016-CA-000712

SUMTER ELECTRIC COOPERATIVE, INC.,
a Florida not for profit corporation,

Plaintiff,

vs.

NEIL J. GILLESPIE,

Defendant.

DEFENDANT'S MOTION TO WITHDRAWAL ANSWER

Filing # 41583779 E-Filed 05/17/2016 12:02:08 AM

Defendant Neil J. Gillespie, henceforth in the first person, a part owner of Sumter Electric Cooperative, Inc., d.b.a. SECO Electric ("SECO") through my Capital Credits on my SECO Account Number 7010005303, an indigent non-lawyer, unable to obtain adequate counsel, a consumer of legal and court services affecting interstate commerce, a consumer of personal, family and household goods and services, consumer transactions in interstate commerce, a person with disabilities, and a vulnerable adult, hereby moves to withdrawal the answer, Filing # 41583779 E-Filed 05/17/2016 12:02:08 AM, and states:

1. I move to withdrawal my answer, Filing # 41583779 E-Filed 05/17/2016 12:02:08 AM.
2. In place of my answer, today I filed the following:

Defendant's Motion to Dismiss and Strike Complaint
Defendant's Motion to Dismiss and Strike Emergency Motion for Injunction

3. I am currently defending the foreclosure of my Florida homestead on a reverse mortgage, a HECM, a Home Equity Conversion Mortgage, case 13-CA-115. On Monday May 16, 2016

I made a significant filing, see **Defendants' Instruction To Clerk: Abate This Action**, Filing # 41583325 E-Filed 05/16/2016 09:57:09 PM. As a result, my attention to the instant case suffered.

4. Unfortunately the Clerk has engaged in wrongdoing in this case, see attached my letter (only) to The Federal Bureau of Investigation May 18, 2016. (Exhibit A)

FBI Tampa Division
Special Agent in Charge, Paul Wysopal
Email: tampa.division@ic.fbi.gov
Website: <https://www.fbi.gov/tampa>

FBI Jacksonville Division
Special Agent in Charge, Michelle S. Klimt
Email: jacksonville@ic.fbi.gov
Website: <https://www.fbi.gov/jacksonville>

A letter appears at Exhibit B dated April 11, 2014 with mailing envelope addressed to Neil J. Gillespie from Brian J Nadeau, Unit Chief, Public Corruption Unit, FBI-US DOJ Washington Office referring me to the FBI Tampa Field Office.

5. The foreclosure and misconduct are a significant drain on my limited resources.

6. I believe counsel for the Plaintiff, and the Plaintiff, have combined to withhold money due me on Capital Credits in an effort to obstruct my defense of home foreclosure, for the benefit of third parties, such as the Clerk.

7. I have additional filings to make, such as transcripts that disprove the Plaintiff's accusations against me, and affirmative pleadings.

8. I am a part owner of Sumter Electric Cooperative, Inc., d.b.a. SECO Energy, through my Capital Credits, on my SECO Account Number 7010005303.

9a. The Plaintiff and its so-called legal department are the problem in this matter, and bear full responsibility for any disruption or other nonsense claimed in this action. At all times pertinent, the Plaintiff employed Melinda Ferguson, a nonlawyer payroll specialist, to act as its legal department, in violation of the Unlicensed Practice of Law (UPL) rules of The Florida Bar, and section 454.23 of the Florida Statutes.

9b. As set forth in the **Affidavit of Neil J. Gillespie**, *War, What Is It Good For*, I proceeded legally in an effort to learn the identity of the Plaintiff's counsel. Now that attorney Kevin Stone has revealed himself, after two years, this matter will proceed through the courts.

10. The Plaintiff failed to timely respond to my request for disability accommodation.

11. The Plaintiff violated F.S. § 825.103 Exploitation of an elderly person or disabled adult, by denying me Capital Credits on my account, and the account of my deceased mother.

12. The Plaintiff violated Florida RICO, section 895.02(1)(a) 35, by engaging in a "Pattern of racketeering activity" as defined in the statute.

13. On information and belief, this action is a violation of Florida SLAPP, section 768.295 Strategic Lawsuits Against Public Participation (SLAPP) prohibited. The Plaintiff wants to deny my right to exercise constitutional rights of free speech in connection with public issues.

14 I am a nonlawyer. I did not attend or graduate from law school. I am not competent or diligent to practice law as defined by The Florida Bar.

Rule 4-1.1 Competence. A lawyer shall provide competent representation to a client. Competent representation requires the legal knowledge, skill, thoroughness, and preparation reasonably necessary for the representation.

Rule 4-1.3 Diligence. A lawyer shall act with reasonable diligence and promptness in representing a client.

15. I am a person with a disability as defined by the Social Security Disability Office, The Americans With Disabilities Act, as amended, and the Rehabilitation Act, as amended.

WHEREFORE, I move to withdrawal my answer, Filing # 41583779 E-Filed 05/17/2016 12:02:08 AM, and substitute motions to dismiss that I filed today.

Respectfully submitted May 20, 2016 (signed on the next page)



Neil J. Gillespie
8092 SW 115th Loop
Ocala, Florida 34481
Tel. 352-854-7807
Email: neilgillespie@mfi.net

Service List May 20, 2016

I hereby certify the following names were served by email today May 20, 2016 through the Florida Portal.

Lewis W. Stone (Lewis@StoneandGerken.com)
Florida Bar No. 0281174
Kevin M. Stone (Kevin@ StoneandGerken.com)
Florida Bar No. 0028516
William Grant Watson (Grant@StoneandGerken.com)
Florida Bar No. 0023875

SGService@StoneandGerken.com
Stone & Gerken, P.A.
4850 North Highway 19A
Mount Dora, FL 32757

To : The Federal Bureau of Investigation

May 18, 2016

FBI Tampa Division
Special Agent in Charge, Paul Wysopal
Email: tampa.division@ic.fbi.gov
Website: <https://www.fbi.gov/tampa>

FBI Jacksonville Division
Special Agent in Charge, Michelle S. Klimt
Email: jacksonville@ic.fbi.gov
Website: <https://www.fbi.gov/jacksonville>

Dear Special Agent Klimt and Special Agent Wysopal:

I am forwarding my NOTICE OF SERVICE OF COURT DOCUMENTS in my residential home foreclosure case in Marion County Florida. See the Filing Information:

Filing #: 41583325
Filing Time: 05/16/2016 09:57:09 PM ET
Filer: Neil J. Gillespie 352-854-7807
Court: Fifth Judicial Circuit in and for Marion County, Florida
Case #: 422013CA000115CAAXXX
Court Case #: 13CA000115AX
Case Style: REVERSE MORTGAGE SOLUTIONS INC VS GILLESPIE, NEIL J

My NOTICE OF SERVICE OF COURT DOCUMENTS shows I filed 3 court documents:

DEFENDANTS' INSTRUCTION TO CLERK ABATE THIS ACTION.pdf
Appendix A, AFFIDAVIT of NJG RESIDENTIAL HOMESTEAD, Filing 23497600.pdf
Appendix B, AFFIDAVIT of NJG re CIVIL COVER SHEET.pdf

However David R. Ellspermann, the Marion County Clerk & Comptroller, has wrongly docketed my filing of May 16, 2016. See attached a PDF of the online public docket in the case made May 18, 2016 at 8:59 AM. Clerk Ellspermann docketed my court filing as follows:

Document # 311, Action Date 05/16/2016, Request Filed by Deft Neil J. Gillespie, 51 pages
Document # 312, Action Date 05/16/2016, Affidavit Filed by Pltf Reverse Mortgage, 41 pages
Document # 313, Action Date 05/16/2016, Affidavit Filed by Pltf Reverse Mortgage, 7 pages

My NOTICE OF SERVICE OF COURT DOCUMENTS was received and accepted by the Florida Portal, see attached PDFs. The E-Portal reference number of this filing is: 41583325

Note, the SERVICE OF COURT DOCUMENT shows the correct document name to the Clerk, but David R. Ellspermann choose to change that description.

I request the FBI prosecute Clerk David R. Ellspermann for violating my civil rights under color of law, and obstruction of justice, etc. Thank you.

Neil J. Gillespie
8092 SW 115th Loop Tel. 352-854-7807
Ocala, Florida 34481 Email: neilgillespie@mfi.net

P.s. Also attached, unanswered email to the FLOIRDA COMMISSION ON ACCESS TO JUSTICE in care of Francisco-Javier Digon-Greer





U.S. Department of Justice
Federal Bureau of Investigation
Washington, D.C. 20535-0001

April 11, 2014

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

Dear Mr. Gillespie:

Your recent communication to the Federal Bureau of Investigation, Public Corruption Unit (PCU), has been received.

The primary function of FBI Headquarters is the administration of program management, policy formulation, training and other administrative duties. The review of complaint letters involving potential public corruption and related allegations is the responsibility of the appropriate FBI field office.

Accordingly, the PCU has forwarded your complaint information to the appropriate local FBI Field Office. Should you wish to provide any additional information related to this matter, please furnish the specific details directly to the below address.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian J. Nadeau", is positioned above the typed name.

Brian J. Nadeau
Unit Chief
Public Corruption Unit

Cc/Enc:
FBI Tampa
5525 West Gray Street
Tampa, FL 33609

EXHIBIT
B

U.S. Department of Justice
Federal Bureau of Investigation

935 Pennsylvania Avenue, NW
Washington, DC 20535-0001

Official Business
Penalty for Private Use \$300



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

34481#3567 R067

