

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.

ANSWER OF DEFENDANT NEIL J. GILLESPIE TO COMPLAINT

And Emergency Motion for Entry of Preliminary Injunction

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 answers the Complaint, and Answers the Emergency Motion for Entry of Preliminary Injunction, and states:

Opening Statement

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. 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.

The Plaintiff failed to respond to my request for disability accommodation, in violation of the Americans With Disabilities Act, and the Rehabilitation Act of 1973, as amended.

The Plaintiff has violated section 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.

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

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.

Answer As to the Plaintiff’s Emergency Motion for Entry of Preliminary Injunction

1. The Plaintiff purports to bring this motion pursuant to Rule 1.610(a) of the Florida Rules of Civil Procedure, but has failed to comply with the requirements of the rule.

RULE 1.610. INJUNCTIONS

(a) Temporary Injunction. (1) A temporary injunction may be granted without written or oral notice to the adverse party only if:

(A) it appears from the specific facts shown by affidavit or verified pleading that immediate and irreparable injury, loss, or damage will result to the movant before the adverse party can be heard in opposition; and

(B) the movant’s attorney certifies in writing any efforts that have been made to give notice and the reasons why notice should not be required.

None of the Plaintiff’s pleadings are verified as required by F.S. § 92.525 Verification of documents, and Rule 2.515, Signature and Certificates of Attorneys.

The Affidavits submitted by the Plaintiff are no good as to,

AFFIDAVIT OF DAWN YOUNG
AFFIDAVIT OF STEVE BALIUS

Each Affidavit purports to be notarized on April 15, 2015, which date is a year prior to the events that each allegedly appeared before the officer duly authorized to administer oaths and take acknowledgments and deposed upon oath about things that had not yet occurred.

- The notary Edith Grant, EE 206957, appears bogus, who notarized affidavit of Dawn Young. No such person/number was found.
- The notary Meagan Thurston FF 069659, appears okay who notarized the affidavit of Steve Balius. But what is the chance each notary put the wrong dates on the affidavits?

WHEREFORE, the motion must be dismissed.

Answer As to the Plaintiff's Complaint

Answer by paragraph number.

Paragraphs 1 through 22. Denied, failed to plead jurisdiction, failed provide valid affidavits, failed state a cause of action upon which relief may be granted.

WHEREFORE, the complaint must be dismissed.

Respectfully submitted May 16, 2016



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