

To Any US District Court Committed to the Rule of Law and Unwavering Administration of Justice
Originally Ill-Litigated in the FLSB, USDC for the Southern District of Florida in 2006-08 - Dec 01,2020

Doomsday of Rule of Law - CRIME, CORRUPTION, PERVERSION OF JUSTICE in US COURT

In re : 06-11562-BKD-JKO (crime-ridden, no-cause Chapter-7 bankruptcy crime mayhem)

Continued as \$1 Billion case in USCA 2 (Appeal, NYC 2008) – Pending Ever After

Judges: **John K. OLSON** (Magistrate Simonton, R. B. RAY)

Case No. **06-11562-BKD-JKO (A.D. 2006)**

Federal Trustee Soneet Kapila, Atty John A Moffa

REOPEN CASE

2020 assignment of judge :

Judge : Federico Moreno

In Re: Leonid OMEGA* aka **In Re: Dalimil JANATA**

(9 pages plus 3 exhibits

vs.

appended to text)

--- [A Wrongful, Illegal, Fictional, Hybrid Proceedings in the U.S. Bankruptcy Court for Southern District of Florida in Ft. Lauderdale, a.k.a. BANKRUPTCY CRIME to steal 44 victims' properties]

Respondents: John A. MOFFA/Douglas R. GONZALES, John K. OLSON, Soneet R. KAPILA, jointly, severally, individually and in their official capacities as counsels, Florida Bar members, U.S. trustees, or officers of court plus Lori Nance PARRISH as the Broward County Property Appraiser, S&A Capital Partners, Colonial Bank, City of Hollywood and the **non-Debtor's** rogue counsel **David Marshall BROWN, Esq.** More Details and Addresses see page 5.

COMPLAINT TO CANCEL, VOID, REVERSE, OVERTURN & ANNUL ab INITIO

--- **Comes now Complainant**, non-Debtor Dalimil Janata, by and through his undersigned counsel and says.*) This Ch-7 case is a horrific tale of an unprecedented courtroom rampage and plunder of innocent citizens' properties in a frame-up, no-cause, no-Debtor, no-creditors unlawful courtroom crusade conducted for fun, thrill of manhunt, profit, and booty.

i. There is an ample, complete court and private record available to show the crass miscarriage of justice, or, to be more accurate, **abuse of process and perversion of justice.**

ii. The non-Debtor will assist in pinpointing crucial, factual, probative or convincing passages in the record so as to make it easy and expedient for the court to proceed in a summary fashion. - The most helpful resource here is the respective Default Final Judgment showing all the claims of victims and the prior Petition to Reverse the Ch-7 at (eye-opening to read!) www.witcourt.wixsite.com/court where basic related material is posted under the tab Cases-Help (A direct access to the respective PDF files is given also following each paper title below as its https:)

- In Re Leonid Omega ... Ch-7 /DEFAULT FINAL JUDGMENT: Reversal of 2006 Voluntary, Unlawful Chap-7 Bankruptcy (entered by World Injustice Tribunal on Jan. 31, 2015, see https://4f48d154-868f-4ca3-a07d-426ed4e88520.filesusr.com/ugd/6a6d55_2541d6934a554debbbc20ec8ab295bfac.pdf

- PETITION TO REVERSE FALSE, NO-CAUSE 2007 BANKRUPTCY and TO RESTORE RULE OF LAW, REPUTATION and HONOR of the COURT and for ACQUITTAL OF "DEBTOR" (filed with US Bankruptcy Court, FSB, in Ft. Lauderdale on March 31, 2014, see https://d69f8d5b-6c08-4f76-9295-2dc6b2f30e38.filesusr.com/ugd/6a6d55_a44cf141c4084cb5880c50eb357d9df5.pdf

NB. Another paper posted is In Re Janata [Motion to Release Exempt Items 2014 & Motion 1 of 2 to Restore Homesteads taken in Error] – N.B. None of the filings got acknowledged by the FLSB court.

iii. If the readiness and resolve to apply the law, administer justice and provide redress is deficient in this venue, petitioner will exercise his right to a nation-wide forum shopping in search of remedy to this horrific saga of iniquity. The due court determination here is rather trivial, in fact summary and, as such, a 30-day notice is given for the court's constructive response to indicate its positive stance and readiness to proceed.

iv. An award of 10-25% of the recovery is offered and set aside to provide the court with an incentive to take on the task. (If a violator in robe can capitalize on disregard of law, all the

more the one who respects law.)

1. The above 2006 voluntary, Chapter 7 proceedings was a no-cause, wrongful action as there was no insolvency, no creditors demanding their dues, and no lack of assets. No Debtor-status adjudication took place early on as it was supposed to to expose the fatally lacking foundation of the case - both in fact and law. Neither would the court of John Olson take notice of alleged errors, objections, pleas, motions or demands to follow procedure later. As such, there was no Debtor within the meaning of the Chapter 7 of the Bankruptcy law and the proceedings were baseless, illegal and unlawful, moot, mock, fictional, imaginary, and invalid.¹

2. The non-Debtor, seeing the derailed procedure and troubles mounting, withdrew the case (after a prior **dis charge of his counsel**) on Oct. 3, 2006. **The court, however, same as the false counsel Brown, continued their spree unconcerned about case's baseless nature w/o cause or parties, i. e., in a fictional, false pretense.**

3. a) Truly, the non-Debtor's "would-be" counsel, David M. Brown, stood by saying nothing to prevent the abuse of process and protect his client's interests for which he had received close to \$30,000 in retainers.²

Prompted to defend the non-Debtor's interest and object to violations of law, he said he would not "jeopardize his license for one client's sake"(!). Rephrased, he would tolerate lawlessness if the court chose to do so regardless of the consequences to his client, he'd side with the court in breach of his duty and his contract w/ client. As such, Mr. Brown must refund the retainer with interest and inflation adjustment, See ad damnum.

Well, Mr. Brown may have an "excuse". Or does he? On a criticism of his performance, he wrote in 2010 : ³

1 Another, related Ch-11 case was filed and later joined with the subject Ch-7. The duly assigned judge R. B. Ray was replaced by John Olson on motion by the mastermind John Moffa (Or, the case was transferred to him and on rather dubious, invalid grounds in preparations for the contemplated legal mayhem.)

2 Mr. Brown's misconduct at <http://www.bankruptcymisconduct.com/new/people/david-marshall-brown.html> reads inter alia : *"What is it about the State Of Florida? It's supposed to be "The Sunshine State" and yet there is so much sunlight desperately needed to disinfect the corrupt courts and self regulation charade down there. Barron's Stores, Judge Paul Hyman, the felon James F. Walker represented with fraud on the court by Gary J. Rotella, Esq. , dirty lawyer Lewis B. Freeman, it's like a third world country or something."*

3 Here is the original, searing critique that provoked Mr. Brown's outspoken "defense" on p. 32. It spells some vital, pertinent insights (highlighted) ---- Forwarded message ----- From: **john smith** <drjhnsnth@gmail.com>
Date: 2010-06-24 3:26 GMT+02:00 Subject: Ms.TolzAndSoFlaCourtInquisitionChambers
To: dlyons@alm.com, DavidBrown8831@bellsouth.net, mheywood@transparency.org, peterspindel@aol.com, trusteeattorney
Cf. Daily Bs. Review, May 28, 2010 - Marika Tolz' Embezzling Trusteeships (by Da Costa, Pacenti)

Dear Mr. Brown,

I've read your email to Mogool (MOffaGONzalesOLson)- I do not quite agree with Mr. Smith, who is rather sympathetic to your role in the (ongoing) legal-mob lynching of your clients in their torture chambers. With the 2006 CH-7 (Janata) and Chap-11 (QUQ Trust) criminal frame-ups in judge Olsons's dishonorable court there truly was not much you could do to prevent it. But knowing there was neither insolvency or lack of assets or claims by creditors why did you not file a Motion to Dismiss for Lack of Cause of Action? Wasn't that the reason it was filed in the first place? I.e., both "bankruptcies" were filed to determine, via the mandatory debtor status adjudication, that City of Hollywood's behemoth but fictional "paper" liens had no foundation and have the court throw them out the window and with them also the bankruptcy?

a) If you knew, as a defense atty, that there were no causes and the proceedings were a fiction and a frame-up but you looked away and played the game, you participated in the legal plunder and courtroom bankruptcy crime and hence are co-guilty of this high crime. And you say you worked hard to protect your client's interest?

b) If, on the other hand, you did not and do not know there has to be a cause to every action, you are not a lawyer but an imposter at best and an individual practicing law without being qualified, without having a legitimate license, hence one liable to be prosecuted for malpractice and unauthorized practice of law and, yes, related crimes.

- > I am sick of you slandering me. Did you really expect that I could stand up
- > to that criminal machine? Look what happened to Tolz when she got of line.*
- > Stripped of her position, framed and nearly murdered, and she was one of them!
- >> You can hide over in Europe. I can't. I have to live under that gang.
- >> You are lucky you got out like you did. Just leave me alone!

** See Daily Bs. Review, May 28, 2010 - Marika Tolz' Embezzling Trusteeships (by Da Costa,*

..... **Hey, Janata: FUCK YOU, we got YOUR MONEY!** **Friday, January 30, 2009 6:57 AM**
From: "Dave U. Random" <anonymous@anonymitaet-im-inter.net>
 Add sender to Contacts. **To:** mogool@yahoo.com

NB. J. Moffa is obviously irate and anxious to retaliate for his travesty of litigation being exposed, himself get reported to the Florida Bar, and for having to endure repeated Motions for sanctions and other slings and arrows from none less than the unlicensed nobody labeled Debtor, see Exh. "A".

On Oct 20 2008 Moffa moved for and the Court the same day granted him a Fee Enhancement of \$100,000 which was eventually shared with City of Hwd and the Court in a 3-way split. Case receives many citations.

Beg your pardon? Why don't you sue trustee Kapila or Moffa the Esq, or the respective bogus estate in which ca \$2,000,000 of excess equity was distributed among all of the accomplices, among which is also Nota Bene, the 11th USCA? Well, do not sue them before burying your assets and moving out and far away from our beloved homeland, somewhere to be safe and secure. ... But, sincerely and confidentially, do you really pretend not to know where the money is? Do you pretend you got too little? Well, they "deposed" you once for three hours so you could put \$800 in your pocket for it. Just like that. Maybe that is how they 'rewarded' you. For "Chatting in the courtroom." Of course it had to appear as if you had to work for it. Not like the false witness Marika Tolz, who did not have to. She was paying herself \$230 an hour for many hours she simply invented ..or for doing things a pupil in the grade school would do just as well or better for \$10/hour. She paid herself from her victims' blood, sweat and tears (see below). Moffia does not even try to hide it. In his e-mails he boasts "we have all your money" and he even implicates and names Olson!

d) A propos, Did you hear about Tolz' broken ribs? Well, Olson got a new and younger "false" bed-mate and Tolz started kicking up a fuss. So he sent a few gorillas to catch up with her on the zebra crossing and pay her off. Plus they put the article in the paper to "discredit" her in the eye of the public. Plus, they pretend to investigate her for the missing one and a quarter million of greenbacks. Sure, after her 25 years of consistent and faithful legal crime-mongering help such was not nice from her boss. But he and 'they' must remain covered, don't you think? They have way too much blood on their hands, must make it appear like "Oh No, such a think cannot happen, it will not go unpunished." (Do you hear, USDOJ and the rest? And especially the Daily Business Review, May 28 - and, please, read more about Marika Tolz' doings in the Feb, 2006 court paper titled

COLONIAL BANK, N. A. vs. QUQ, INC.,... GAMO, EUSTER, et. al. CASE NO. 05 - 001945 (9)
MOTION TO STRIKE RECEIVER'S REPORT AND FEE APPLICATION DUE TO MISREPRESENTATION AND FRAUD
AND MOTION FOR SANCTIONS, FOR REMOVAL OF THE RECEIVER AND FOR LEAVE TO SUE THE SAME
 with inclusion of the previously filed MOTION TO VACATE RECEIVERSHIP AND TO STAY ITS EXECUTION)

4. In total, over 340 court papers were filed plus over 50 appeals and complaints to the USCA 11 alleging, inter alia, bankruptcy crimes. USCA 11 has not docketed or addressed a single one of them to this day to avoid disrupting Olson's routines while still in Office (We learn Olson retired from the bench in Feb 2020).

5. Under color of law. A number of properties, including 2 homesteads, were taken and sold, same as related businesses and offices, the proceeds distributed and divided among various institutional lenders, the trustee S. R. Kapila and his atty, John Moffa, the judge John K. Olson (!) who succeeded the initial R. B. Ray, realtors, and non-creditors, and yes, even at over than 100 cents on the dollar after principals were padded and inflated with interest, fees, penalties, atty fees, compensations and invented, outside 'services'.

Note 1. On Jan 6. 2015, Hollywood City attorney, Jeffrey P. Sheffel, confirmed having received \$ 465,899.42 from the left-over funds (non-Debtor's own calculations had yielded an amount of \$496,921.38). Although the money is held in a thus created trust as owner's equity, the City, "is unwilling to release it" says Sheffel.

Note 2. The **City of Hwd** had not come forward as a creditor to claim its \$ 7 Million plus worth of paper liens on the non-Debtor's homestead valued at \$139,000 it had purchased for \$100 just prior to the Ch-7 filing while reversing the 'acquisition' a month later as the law mandates. The judge of 30 years involved therein was Robert Lance Andrews. His wife died at around that time for cancer and his only son got killed in a motorbike accident. He 'served' the City rather well for many years, doing as they told him and paid him.

6. No homestead exemption was honored or spared in the spree, none of the private parties having interest in the properties or holding notes got a single dollar. The courtroom operators rushed to seize all there was.

7. Raging Unlaw. The bare bone worth of real estate, businesses, and multitudinous assets lost in the wrongful bankruptcy was estimated at about \$ 10 Million. The victims' destroyed lives, even lives taken and lost, health damage, consequential damages have brought the aggregate claim of a dozen of victims to \$ 100,000,000.00 (One Hundred Million US Dollars). In 2008, the non-Debtor filed a respective claim with the 2 USCA in N. York (and again in 2012) after being ignored by USCA 11 as it may not have wanted to disturb Judge Olson while still in Office.

The non-Debtor, in continued and bitter effort to find justice, resumed court action in 2014 and 2015. To no avail. See several related online posts exposing the legal plunder at www.witcourt.wixsite.com/court, under the tab Help-Cases as detailed already up front in the Commencement on page 1 above.)

8. Lives Taken. Florida Supreme Court has ruled that he who takes a person's life savings takes his life. More than just savings have been taken here. Some victims have not survived the ordeal, others have lasting traumas and irreversible health damage to this day. Most took 7 to 8 years to experience hopeful improvement.

9. Judge John K. Olson together with federal trustee Soneet R. Kapila and his counsel John A. Moffa used illegal tactics in disregard and manipulation of procedure, violations of law, and framing of the victims to achieve their goal of depriving them of their monies, properties, and assets (cf. sample in Addendum). As the (non)Debtor's atty David Brown inadvertently divulged, courageous debtors were jailed (on false charges) to silence and get them out of the way behind bars; a few managed to escape, some even to overseas to subsist as undocumented aliens underground.

10. "Judge who violates law can be prosecuted like any other individual" (obviously - see AmJur 2nd et. al.)

11. Olson's Crimes Spotligthted. *"Judge & Jailor: Judge Who Has Thrown Lawyers And Debtors Behind Bars"* is the title of a Daily Business Review article by Samantha Joseph on about Oct 9, 2019. It exposes Judge Olson's courtroom atrocities at the United States Courthouse, 299 East Broward Blvd., Ft. Lauderdale, 33301 Florida.

Refer to or contact sjoseph@alm.com and www.alm.com.⁴

12. On Sept 21, 2007, John A. Moffa caused an arrest warrant, malicious, false on its face and fraudulent, to be issued in the name of the non-Debtor to stop him from fighting for his rights. The latter learned of it only in October 2019 and filed for its cancellation in March of 2020. The petition is still pending in the Circuit court for the 17-th Circuit of Florida. There is no response to this day. See Exhibit "C".

WHEREFORE, complainants move the court to

- enter an order declaring the Ch-7 proceedings invalid, reversing, annulling, and canceling them ab initio,
 - enter an order freezing all assets of judge John Olson, trustee Soneet Kapila, John Moffa (see, e. g. Moffa Properties ...), and David Brown, and appointing a trustee to sell them and pay compensatory damages in the aggregate amount of **USD 100 Million** (for claims and judgments of the non-Debtor, omitted and defrauded creditors and other parties in interest in the subject Ch-7 Estate)
 - impose punitive damages by way of confiscating Defendants' assets in excess of compensatory damages
 - direct David M. Brown to refund his retainer with interest of 8 % over 14 years (for simple interest multiply accordingly by 2.12) and after inflation of 17+10.6% the total refund as of April 2020 is **\$ 82.300**
- Note. Inflation adjustment from 2006 to 2013 was 17 % and from 2013-2020 = 10.6 %
(see <https://www.us-inflationcalculator.com/> ⁵)
- revoke or suspend indefinitely Defendants' licensing as legal professionals, attorneys at law; federal, government or court officers or trustees, realtors, bankers, public servants and officials in any capacity, etc.
 - direct the City of Hwd to pay the non-Debtor a **triple** amount of the escrow money above (3x\$496,921) ⁶
 - enter an order canceling the Arrest Warrant No. 07018375CF10A of Sep 21, 2007 see **Exh. "C"** below
 - enter an order turning the case to the FBI for criminal investigation and prosecution of Olson, Moffa, Kapila, Brown et al. (Douglas R. Gonzales stood by to assist Moffa as the City of Hollywood representative)

ACG-PA, U koleji 250 /acg-pa@centrum.cz/
162 00 Prague 6, Czech Republic, EUROPE

Parties served in duplicate via e-mail with notice to answer in 20 days (some addresses

4 Federal judge Federico Moreno reversed a judge Olson's ruling for prejudice in 2019. Olson is gay, married to a male attorney. One of his false courtroom witnesses and a trustee herein, Marika Tolz of Hungary, was assaulted in Hwd, brutalized, and then charged with embezzlement and fraud in her role as trustee with damages of 1.6 Million dollars two or 3 years after this case. Debtor's atty confided that it was for her not toeing the line (in Olson's hands and in or out of his courtroom). See the above Brown's e mail.

5 Inflation was **6,46 % for the Euro zone (DE)** by <https://www.inflationtool.com/euro-germany/2013-to-present-value?amount=100>) and **15 %** for British pound according to <https://www.bankofengland.co.uk/monetary-policy/inflation/inflation-calculator>. Hence, we use a multiplier of 1.276

6 In the 2015 correspondence, the non-Debtor claimed the money citing the Fla triple damage statute.

maybe outdated)

- Moffa & Bonacquisti, P.A., John A. MOFFA, J.D., Attorneys for Fed Trustee, Soneet Kapila
7771 W. Oakland Park Blvd. Suite 141, SUNRISE, FL 33351-1126 T. 954-634-4733, Fax 954-634-4741
- Soneet R. Kapila, Trustee, POB 14213, Fort Lauderdale, FL 33302 -- So Federal Hwy (Rt 1)
- David Marshall Brown, P.A., 413 S.W. 5th Street, Fort Lauderdale, FL, 33315 and out of Florida at
6078 Tower Rd, Tallassee, TN 37878-2506
Office/Cell: 865-256-0566, Davidbrownfl@gmail.com, www.floridabar.org/mybarprofile/995649
- John K. Olson (Bar No. 201634) 411 NW 1st Ave Apt 304, Ft Lauderdale, FL 33301-3382,
Office Phone/Cell 813-545-7656, john.olson.fl@gmail.com,
c/o Bwd County Courthouse, 299 E. Broward Blvd., Ft Lauderdale, FL 33301
- City of Hollywood, 2600 Hollywood Blvd, Hollywood, FL 33020
- S & A Capital Partners, Inc., 2101 NW Corporate Blvd #320 Boca Raton, FL 33431
c/o Peter Spindel, Esq. P.O.Box 166245 Miami, FL 33116-6245
- Douglas R. Gonzales, Esq. 200 East Broward Blvd #1900 Fort Lauderdale, FL 33301
- Colonial Bank, N.A., 1200 Brickel Ave, 11-th Fl, Miami, FL 33131
- Mark R. King, Esq. 1200 Brickell Avenue Eleventh Floor Miami, FL 33131
- Broward County Tax Collectors 115 S Andrews Ave Fort Lauderdale, FL 33301

Exhibit "A" - A Sample of the non-Debtor's 2007, 33-page, defensive Filing (shown is contents overview)

Conclusion to MOTION TO VACATE, REHEAR, OR RECONSIDER MULTI-ORDERS

MOTION TO REMOVE THE COUNSEL, FOR SANCTIONS AND TRANSFER OF CASE.

Overview Of Contents

Feb 8, 2007 (33 PAGES)

- A. MOCK, FICTIONAL, ILLEGAL PROCEEDINGS — In re *LeoniD oMEGA* (p. 2) — Hybrid Case / Jurisdiction (2) — Abuse of Process (3) — Law is Justice (3) — Contested Orders (3)
- B. MOFFA'S SCHEME — Court Room Anarchy (6) / Fraud on the Court (p. 7)
- C. FATAL DEFECTS OF COMPLAINT — Misrepresentations/False Allegations (8) — Moffa's Falsity (9)
- D. VIOLATIONS OF PROCEDURE, PERJURIES, INVALID ARGUMENTS, (10) — Denouncement (p. 11) — Use of Prejudiced Court (p. 12) — Travesty of Litigation (p. 12) — Mock Proceedings / Perversions in the Hybrid (p. 12) — Arbitrary Invalid Reasoning / Anything Goes (p. 13) — Proceedings Without Rules (p. 13) — Rules and Legitimacy (p. 14) — Courtroom Anarchy #2 (14) Ill-Founded, Fictional Action (p. 15) — Defective Ego-Altering Process (p. 15) — Violation of Rights / Deprivation of Properties w/o Due Process (16) — Orders w/o Notice or Hearing (p. 17)
- E. DEPRIVATIONS OF PROPERTIES — Violations of Const. Rights, Fraud, Abuse of System (P. 18) — Moffa's Phantom Party (p. 18) — The Scheme / Falsehood (p. 18) — Deprivation of Homestead / Mayhem (p. 20) — Multiple Deprivations of Property w/o Due Process (p. 20) — Protest Against Violations (¶ 28, p. 21) — Moffa's Unlawful Sales of R. E. (¶ 29, p. 21) — Trustee Pays \$2-3 On the Dollar (¶ 29, p. 22) — Manipulations of Procedure (p. 22) — A Second Homestead Up-rooted / Moffa's Perjuries (p. 24) — Demand for Sanctions (p. 24) — Dozens of Perjuries (p. 25) — Moffa's Tacit Admission (p. 27) — Retaliations / Intimidations / Impossible Demands (p. 28) — Victi-mizing Opponents (p. 29) — Gonzales's Perjury (29) — Fraudulent Sale of Homestead (30) — ID Theft / Unauthorized Representation (30)
- F. MOTION FOR REMOVAL OF COUNSEL (32) and TRANSFER OF HyBriD (p. 32)
- G. THE BARTON DOCTRINE does not shield Moffa (p. 32)

EXHIBIT "B" : Complaints to the U.S. Court of Appeals for the 11th Circuit re Ch-7, No 06-11562-

JKO with private creditors' claims amounts cross-referenced to Euro-Duplicates List (2009)

1 / a - John SMITH -	\$ 84,598.66	8 / h - EHQF Trust -	\$ 1,151,602.23
2 / b - Jiri Novak (Euro Creditors listing)		9 / i - VS Trust -	\$ 432,058.15
3 / c - Equity Services, Ltd. -	\$ 108,762.53	10 / j - Quest Academy -	\$ 289,458.74
4 / d - G. Starman / EHQF -	\$ 1,227,833.45	11 / k - QuQ Trust -	\$ 948,060.00
		United Benefit T	\$ 343,430.25
5 / e - D. Janata v In re D.Janata (\$ 73,500)		12 / l - D. Gamo -	\$70,676,490.0
6 / f - M. Maggio -	\$ 491,890.00 +	DMAQ Trust* -	\$ 236,250.00

NOTES:

(via certified mail on, 2009)

* DMAQ Trust's outstanding claim originally estimated to be no less than \$ 125,000 in cash value results in the current value (after 89% adjustment for inflation) of **\$ 236,250.00** (see DMAQ Trust's Notice Of Its Disregarded Secured Claim with Protest And Warning Of Spoliation Of Court Papers

USCA 11: Non-Docketed, Unacknowledged Appeals, see Notice Of Court's Failure To File Complaints re Case No. 06-11562-JKO aka no-cause, fictitious Chap-7 proceedings in Ft Lauderdale, South Florida with Motion To Cease Ignoring Pleadings And Start Litigations mailed via certified mail with **all papers enclosed on a floppy disk**.

- I. State Of New York, State Of Florida, People of the State of Florida and the State of New York, Czech and Slovak Republics, Austria, Leonid O'Mega et al. v. In Re: Leonid o'MEGA aka In Re: Dalimil JANATA [No 06-11562, So Fla]; John A. MOFFA, Douglas R GONZALES, John K Olson, Soneet R KAPILA, David Marshal BROWN - see under **g above**
- II. Dalimil Janata vs. In re Dalimil Janata, John A. MOFFA; Moffa & Bonacquisti, P. A., Douglas Ralph GONZALES; Weiss Serota Helfman Pastoriza Cole & Boniske, P. A. - see under **e above**
- III. G. F. Starman vs Soneet KAPILA, as trustee, John A. MOFFA, John Olson, Moffa & Bonacquisti, P.A., Douglas Ralph GONZALES, Weiss Serota Helfman Pastoriza Cole & Boniske, P.A. - see under **d above**
- IV. J. SMITH. vs Soneet KAPILA, John MOFFA, John K. Olson - see under **a above**
- V. EHQF Trust, (People of) the State Of New York and the State Of Florida, Czech And Slovak Republics, Austria, Leonid O'Mega et al. v. In Re: Leonid o'MEGA aka In Re: Dalimil JANATA [No 06-11562, Ch 7, South Florida]; John A MOFFA, Douglas R GONZALES, John K Olson, Soneet R KAPILA, David M. BROWN - see under **h above**
- VI. Fam. Thun, Starman, Splouchal, Rambousek, Hortian vs Soneet KAPILA, John MOFFA,, John Olson – cf. b
- VII. Equity Services, Ltd. vs. In re: Dalimil Janata / Leonid o'MEGA (aka), No 06-11562, So Florida - cf **under c**
- VIII. Maggio vs. Soneet R. KAPILA, fed. trustee; John A. MOFFA; Moffa&Bonacquisti, P. A., Douglas Ralph GONZALES; Weiss Serota Helfman Pastoriza Cole & Boniske, P. A. - see under **f above**
- IX. Quest Academy Foundation, (People of) the State Of New York and the State Of Florida, Czech And Slovak Republics, Austria, Leonid O'Mega et al. vs. In Re: Leonid o'MEGA aka In Re: Dalimil JANATA [No 06-11562, Ch 7, South Fla]; John A MOFFA, Douglas GONZALES, John K Olson, Soneet R KAPILA, David M. BROWN – j above etc (Total 12 cts)

EXHIBIT "C" - the chief perpetrator of the above court crime in Fla, John Moffa **framed the Debtor-Victim** on DL Fraud to put him in jail (full version see www.witcourt.wixsite.com/court/Cases-Help > False 2007 Warrant

**IN THE CIRCUIT COURT IN AND FOR
BROWARD COUNTY, FLORIDA**

Deft No. 07018375CF10A

1947 Taft St.
HOLLYWOOD, FL 33020 ⁷

Judge Marc H. GOLD

Charge 001 – Fraud Use Driver License ⁸

PETITION AND REQUEST TO CANCEL FALSE ARREST WARRANT

Comes now the Defendant, Dalimil Janata, by and through his undersigned counsel ⁹, and requests cancellation of the above referenced Arrest Warrant (No. 07018375CF10A) dated **Sept 21, 2007** in Broward County, Florida, and says.¹⁰

Introduction. Deft asserts and shows he is not guilty as charged, the Complaint Affidavit is ill-conceived, imaginary, and confusing and the A.W. is false, invalid and voidable. (A detailed analysis and illustrations are offered later in the text to expose grave errors and defects of the scenario.)

Note. The complaint writer uses the term "fraud" as a most convenient accusation approach as 'fraud' covers not only a broad spectrum and variety of situations but is not easy to legally define or fight.

I. Refutal of the Warrant.

⁷ The 2007 address is no longer valid. For mailings use the counsel's address at acg-pa@centrum.cz and c/o ACG-PA, U koleji 250, 16200 Prague, Czech Republic.

⁸ Complaint Affidavit spells a different one : Obtaining DL by Fraud which is discussed below.

⁹ There is no obligation to apply for a pro-hac-vice or any other permission to represent.

¹⁰ The entire scenario is confusing but also admirable and spectacular a show of legal-narrative cunning, trickery, creative frame-up and abuse of the system for a wrong purpose – being possibly more accidental than masterly,

1. **Unfounded A.W.** “Fraud Use Driver License” says the court? Deft denies the charge on several counts. First, he argues that there is no particular, actual Use of any Driver License - no less a fraudulent one – mentioned or discussed, shown to have existed or being unlawful, in the Complaint Affidavit. In fact, a “Fraud Use” is not only unlikely, but in general impossible to perpetrate by means of a DL .

As a result, the adjudicated charge of ‘Fraud Use Driver License’, which in addition conflicts with the charges of the Complaint (details below), is unsupported rendering the A.W. baseless, unfounded.

2. “**Obtaining DL by fraud**”? Oops, the Complaint Affidavit cites a different (alleged) transgression in its Charges section than the one adjudged by the court , i. e., “Obtaining DL by fraud”. Moreover, the Complaint Affidavit (“Complaint”) does not offer any particulars, authority or argument to substantiate this alternate “fraud” charge in its narrative, either! Hence, the Warrant would be defective also if its charge were such, confused, at odds with the Complaint and imaginary thus not supporting but, rather, invalidating and controverting the charges brought. The AW should be made null and void.

3. **A Third False charge of “establishment of a fraudulent DDL record”** (See Complaint, p. 26.) In fact, the narrative of the Complaint Affidavit, instead of supporting the subject Warrant, alleges and re-alleges clearly (yet) another and different wrongdoing of “creation of a fraudulent DDL record” by the Defendant, one not charged in the A. W., nor reflected in the Charges section of the Complaint and, moreover, one that is also false because it is the DDL that creates its records and not the D.L. Applicant. Now, let us consider this: A visitor or patron comes to the DDL office to obtain a State ID or a Driver License. He does not go there to, nor can he, “establish” any DDL or D.A.V. I. D. records. Hence, since this was surely the case also when the Deft allegedly showed up there, he had little to do with any alleged “fraudulently established record” if there ever can exist such a thing, i. e.! ¹¹. He had no interest in DDL records, no access to them, no way and no ability to change them or tamper with. The falsehood of the complainant’s account and the fictional nature of facts are obvious.

4. **Further** : If the DDL records are an exclusive duty and responsibility of the DDL staff and if they were created “fraudulently” herein, as alleged, the wrong person is being blamed and prosecuted in the person of the Defendant rendering the subject Arrest Warrant in error, false, and wrong.

5. **A Phantom.** There is no person known, appearing as, pretending to be, or in existence by the name of Dalimil Janata. So, he or she cannot be arrested based on the subject A. Warrant in Broward county or elsewhere. The person appearing as D. Janata in the Complaint is a phantom posing supposedly as another person, Daniel Gamo, so as to establish (fraudulently!?) a DDL record in his name. More below.

6. **Two DLs ot two DDL Records?** No copy or other evidence of the alleged (unlawful?) Driver license, or two Driver Licenses (?), whether “obtained by fraud” or “used fraudulently”, has been produced in support by the party instigating the Complaint. Instead, merely two distinct DDL or D.A.V.I.D. records are alleged to exist which is not the same, and it was not the Deft who “created” them, much less “fraudulently”, but, rather, the DDL staff ! In either case, even if any of the alleged DLs had ever existed, not one of them is to find anywhere any more now. More under III. 5. below.

7. **Framing on ‘Fraud’ at any Cost.** A record cannot be, in and by itself, “fraudulent” and neither can it be “established fraudulently” as the Complaint repeatedly insists and reiterates - for obvious reasons. An effort to construe any kind of fraud scenario, even at the cost of truth / common sense, is obvious.

8. **Statute of limitations alone**, if any, renders the Arrest Warrant likewise ineffective, unenforceable, and voidable past its validity and enforcement date.

9. **Dead Issue.** The alleged deft Dalimil Janata is long dead as he was not seen for 13 years. And so is and not only for that reason, the subject AW in his or her name. The AW must be voided and canceled.

10. **Conclusion.** The subject Arrest Warrant is ill-founded and confused, unsupported by facts or law, controverted by the Complaint, plus citing and charging a non-existent person. The arrest Warrant is also repugnant by being at odds and in contradiction with the Complaint which itself is confused and fictional (more see below), fatally defective for being invalid, false, baseless, null, unenforceable and, therefore,

sophisticated or ingenuous. ---- In fact, it is amusing and revealing to behold the invented, fictional scenario where the make-believe phantom D. Janata mingles with Daniel Gamo in and about the DDL office as the latter “fraudulently misrepresents himself (or “it”self?) as Mr. Gamo” (see Complaint, pg. 27, line 2). And that is how and why the phantom made his way into the court room and court papers resulting in issuance of the subject Warrant. False, fictitious, fraudulent is then, rather, the complaint itself.

11 A record can hardly be created fraudulently and can’t be fraudulent either. It only can be in error, forged, tampered with etc. A record reflects reality known and proved to be such by evidence shown at its making.

voidable. In fact, it is wrongful, too, as may be shown in separate proceedings.

---- **Ad damnum.** The Arrest Warrant **must be declared void and canceled** forthwith ab initio.

Addendum. *Intriguing as the story is, the full defense is twice as long. Here, just one more its excerpt is offered to expose the work of the fiction writer via re-enacting his tale in the real DDL setting.*

III. **Proof of False Accusations and controverting Argument. Fiction and Confusion exposed.**

The alleged, signed complainant, MP Washington, is not true or credible in his Affidavit statements.

1. **Not true.** The very first allegation of the second part of the Complaint Affidavit (page 27) is not true but, rather, fictional. It is not true, and there is no proof, that on Feb 23, 2006, a certain “Dalimil Janata entered the DDL office located at 3708 West Oakland Park Boulevard ...”. Because

What happened is that, on the contrary, some 100, more or less, unknown and unidentified men, women and children entered the said office on that day. There is no proof that among them was any person by the name of Dalimil Janata, or by any other name for that matter, because nobody was identifying the visitors at the door or entering their names on a list or in a database of any kind. As such, there is - and can be - no proof that the alleged Deft. D. Janata “entered” and, hence, was present in the said DDL office as alleged.

X. **Defendent was, in reality, not there.** As such, it cannot be said or pretended, nor was or can be proved, that the person, who “signed and attested to all information on the application” to “obtain Florida Identification Card in the name of Daniel Gamo” was anybody but Mr. Gamo (hence not a Dalimil Janata). Why, how else could Mr. Gamo have presented his filled out application for the clerk to enter the data and “create” a record except by producing as an evidence his proper and valid ID in the name of Daniel Gamo (cf. pt 3. below!!) and not Janata or whoever? And in that case he was Mr. Gamo and not Janata, was he not? -- *Or else, did the subject visitor now, being in fact, as MP “Washington” wants us to believe, Dalimil Janata, produce his D. Janata ID to us (as well as to the writer, MP Washington and the DDL clerk) for us to know who he really was (the only chance he got to reveal his Janata identity to us as we were watching (since we had missed identifying him at the door !), hoping the DDL clerk would not discover or mind the discrepancy in the name on the application made for “fraudulent ends” so as to “establish a fraudulent” record for him?* Comment. No Sir, it cannot happen that way in reality. The A.W. complaint is but a fiction. **

XI. **Wherefore, Defendant moves for cancellation of the Warrant ab initio as baseless and false.**

Prague, Czech Republic, March 26, 2020
cc/ Broward county Sheriff Office

Mgr. Jan Amos, ACG-PA, U koleji 250
162 00 Prague 6, Europe, jan.amos@mail.com

(Filing delayed due to the world-wide Covid-19 calamity. After initial process, BSO turned unresponsive)

**** Cut short** (for the full version refer to www.witcourt.wixsite.com/court/Cases-Help> False 2007 Warrant ..)

~~

***)** I. Statute of limitations does not apply. – II. The case is being turned to the FBI for investigation.

III. Item iv. of Commencement does not constitute bribery. The latter means to solicit violation of law to benefit from via an inducement. Here, on the contrary, we compensate and reward a due, special, and expedited application of Law and administration of Justice, as both are all but unattainable in times when

a. Power of Money is above that of Law b. case displays some unorthodox difficulties (psychological, political, economical, legal) c. case is older date d. we face disintegration of Law, attrition of Justice, general Mental and Moral degeneration, widespread confusion, decline of values, civilization collapse under NWO