

APPENDIX I
Opinions from Lower Courts

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

JOSEPH D. GILBERTI, JR.,

Plaintiff,

v.

Case No.: 2:19-cv-559-FIM-38MRM

ADRURRA GROUP INC.,
HENNINGSON, DURAM &
RICHARDSON, INC., STANTEC
CONSULTING SERVICES, INC.,
CAROLLO ENGINEERS, INC.,
PROGRESSIVE WATER
RESOURCES, LLC and HAZEN
AND SAWYER, PC,

Defendants.

ORDER¹

Before the Court is a *sua sponte* review of *pro se* Plaintiff Joseph Gilberti, Jr.'s Complaint (Doc. 1). Gilberti sues Defendant-companies because his ranch in Sarasota, Florida has access to an "endless underground spring river . . . potentially tied to a much deeper Global vast Ocean" that Defendants are hiding from the public. (Doc. 1 at 6).

Middle District of Florida Local Rule 1.02(c) provides that "[a]ll civil proceedings of any kind shall be instituted in that Division encompassing the county or counties having the greatest nexus with the cause, giving due regard to the place where the claim arose and the residence or principal place of business of the parties." Local Rule 1.02(c). The

¹ Disclaimer: Documents filed in CM/ECF may contain hyperlinks to other documents or websites. These hyperlinks are provided only for users' convenience. Users are cautioned that hyperlinked documents in CM/ECF are subject to PACER fees. By allowing hyperlinks to other websites, this Court does not endorse, recommend, approve, or guarantee any third parties or the services or products they provide on their websites. Likewise, the Court has no agreements with any of these third parties or their websites. The Court accepts no responsibility for the availability or functionality of any hyperlink. Thus, the fact that a hyperlink ceases to work or directs the user to some other site does not affect the opinion of the Court.

only nexus to the Fort Myers Division is Gilberti being in Lee County. But all six Defendants are in Tampa, Sarasota, and New York. And Gilberti's property with the access to the underground river is in Sarasota. Gilberti also connects much of the alleged wrongdoing to Defendants' service contracts with the Peace River Manasota Water Supply Authority. Because the Tampa Division has the greatest nexus with this suit, the Court transfers it to that division.

Accordingly, it is now

ORDERED:

The Clerk of Court is directed to **TRANSFER** this case to the **Tampa Division of the Middle District of Florida** and **CLOSE** the Fort Myers case file.

DONE and **ORDERED** in Fort Myers, Florida on this 14th day of August 2019.


SHERI POLSTER CHAPPEL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

JOSEPH D. GILBERTI, JR.,

Plaintiff,

v.

Case No. 8:19-cv-2012-T-33AAS

ADRURRA GROUP, INC., et al.,

Defendants.

ORDER

This matter comes before the Court upon consideration of Motions to Dismiss filed by Defendants Adrurra Group, Inc., Henningson, Duram & Richardson, Inc., Santec Consulting Services, Inc., Carello Engineers, Inc., Progressive Water Resources, LLC, and Hazen and Sawyer, PC. (Doc. ## 8, 14, 16, 18, 35, 42). Pro se Plaintiff Joseph D. Gilberti, Jr., has responded to each Motion. (Doc. ## 17, 26, 45). For the reasons that follow, the Motions are granted.

I. Background

The Complaint, which is titled "Racketeer Influenced and Corrupt Organization Act ("RICO")," names six Defendants, all of which are engineering firms with offices in Tampa or Sarasota. (Doc. # 1). In the Complaint, Gilberti states that he "owns land in Sarasota County with a critical underground

Aquifer with medicine changing readings that are capable of delivering Antioxidant Spring water supply to over 10 million taps from Tampa to Miami." (Id. at 5-6). He asserts that Defendants are "purposely designing massive unsustainable infrastructure systems between polluted rivers systems while hiding lower [Floridian] endless alkaline spring water on Tax dollars with continuing service contracts in the Sarasota-Tampa [-] Fort Myers regions of West Florida." (Id. at 1-2).

The Complaint alleges that Defendants "formed a strategic alliance with MOSAIC and local Agencies, Hospitals, Hospital Foundations, Leaders, Banks[,] and Pharmaceutical groups to keep Cancer rising." (Id. at 9). For instance, according to Gilberti, "[a] proposed 15 County, 60 City Transmission System to serve Tampa to South Florida antioxidant spring water is hidden by all Florida Leaders and the Defendants to keep Cancer and Opioids rising as an epidemic in Florida and USA." (Id. at 5).

In addition, the Complaint states that, after Hurricane Charley struck Florida in 2004, Defendants "conspired to hide a critical US underground river . . . in an effort to build RV Griffin Reservoir claiming water shortages that is essentially a ZIKA pond and future Water supply Terrorist

attack from an old Phosphate mine exposed to Drones and low flying pesticide planes exactly [where] 9-11 Terrorist practiced two weeks before the 9-11 attack." (Id. at 10-11).

Gilberti claims that "[t]his ongoing scam to sell medicine [and] kill people with increasing Cancer Rates from increasing polluted raw water resources poisoned businesses, schools, [and] residents for approximately a 40[-]year period, and billed business and residents at rates that were one of the highest in the nation for toxic water that was unsuitable for use." (Id. at 10).

The Complaint includes "RICO Action Allegations" in which Gilberti alleges that Defendants have violated 18 U.S.C. § 1962, which is a criminal racketeering statute. (Id. at 9). In addition, the Complaint includes claims under the Florida Pollutant Discharge Prevention and Control Act, as well as common law claims for strict liability and nuisance. (Id. at 25-29).

Among other forms of relief, Gilberti seeks to "[c]all in all Defendants['] Clients, project Engineers, Managers and sub-consultants and put them on Lie Detectors of their knowledge" of the alleged conspiracy. (Id. at 26). Furthermore, he requests that Defendants "be reported to

President Trump, [the] US Attorney[']s Office, Congress and the US Military for Potential US Treason." (Id. at 29). As noted above, all six Defendants in this action have moved to dismiss the Complaint. The Motions are ripe for review.

II. Discussion

Defendants' Motions raise the same three arguments in favor of dismissal: (i) the Court lacks subject matter jurisdiction because Gilberti's claims are patently insubstantial; (ii) the Complaint fails to state a claim under Federal Rule of Civil Procedure 12(b) (6); and (iii) the Complaint is an impermissible shotgun pleading. As discussed below, the Court finds that it lacks subject matter jurisdiction over this case.

"Federal courts are courts of limited jurisdiction." Kokkonen v. Guardian Life Ins. Co., 511 U.S. 375, 377 (1994). Thus, the burden of establishing jurisdiction rests upon the party asserting it. Id. "While complaints filed by pro se litigants are held to less stringent standards than those applied to formal pleadings drafted by lawyers, even a pro se plaintiff bears the burden of establishing that the Court has subject matter jurisdiction." Grady v. U.S. Dep't of Defense, No. 16-14293-ROSENBERG, 2017 WL 35531, at *1 (S.D. Fla. Jan.

4, 2017) (citation omitted).

"[F]ederal courts are without power to entertain claims that are 'so attenuated and unsubstantial as to be absolutely devoid of merit.'" Hagans v. Lavine, 415 U.S. 528, 536-37 (1974) (quoting Newburyport Water Co. v. Newburyport, 193 U.S. 561, 579 (1904)). In other words, "no federal question jurisdiction exists 'when the complaint is patently insubstantial.'" Grady, 2017 WL 35531, at *2 (quoting Best v. Kelly, 39 F.3d 328, 330 (D.C. Cir. 1994)).

"Patently insubstantial" claims include those which involve essentially fictitious allegations and "bizarre conspiracy theories." Farris v. MetLife, Inc., No. 6:18-cv-278-Orl-41KRS, 2018 WL 4938684, at *4 (M.D. Fla. May 21, 2018), adopted, 2018 WL 4931818 (M.D. Fla. Oct. 11, 2018); see also Grady, 2017 WL 35531, at *2 ("Claims that are essentially fictitious include those that allege 'bizarre conspiracy theories, any fantastic government manipulations of their will or mind [or] any sort of supernatural intervention.'" (quoting Best, 39 F.3d at 330)).

At the heart of the Complaint in this case is the quintessential "bizarre conspiracy theory" that precludes courts from exercising subject matter jurisdiction. See,

e.g., Farris, 2018 WL 4938684, at *4 (finding that a complaint alleging that defendant MetLife, Inc., stalked and harassed the plaintiff over two decades by, among other things, "torturing" him with loud sounds and using subliminal messaging to alienate him from friends and co-workers warranted dismissal for lack of subject matter jurisdiction); Watson v. United States, No. 2:09-cv-19-WKW, 2009 WL 2960353, at *4 (M.D. Ala. Sep. 10, 2009) (finding that a plaintiff's claim that federal judges and prosecutors conspired over a fifteen-year period to obstruct his ability to litigate a fee dispute with a law firm that briefly represented him in two state-court matters in the early 1990s was "'constitutionally insubstantial' and insufficient to sustain this Court's subject matter jurisdiction").

In fact, a similar case brought by Gilberti in the District of Columbia was recently dismissed on the same basis. Gilberti v. Fed. Reserve Sys., No. 19-cv-0738 (KBJ), 2019 WL 1901293 (D.D.C. Apr. 29, 2019), appeal docketed, No. 19-5264 (D.C. Cir. Sep. 30, 2019). The court in that case explained that Gilberti's allegations of a conspiracy to hide underground sources of drinking water were "clearly of the type that courts routinely dismiss as patently insubstantial

under Fed. R. Civ. P. 12(b) (1)." Id. at *2.

Likewise, the Complaint in this case sets forth the type of bizarre conspiracy theory that is "so attenuated and unsubstantial as to be absolutely devoid of merit." See Hagans, 415 U.S. at 536. Thus, the Complaint fails to establish that the Court has subject matter jurisdiction, even under the liberal pleading standard for pro se litigants. Having concluded that it lacks subject matter jurisdiction over this case, the Court need not address Defendants' remaining arguments for dismissal.

Accordingly, it is

ORDERED, ADJUDGED, and DECREED:

- (1) Defendants' Motions to Dismiss (Doc. ## 8, 14, 16, 18, 35, 42) are **GRANTED**.
- (2) Pro se Plaintiff Joseph D. Gilberti, Jr.'s Complaint (Doc. # 1) is **DISMISSED WITHOUT PREJUDICE**.
- (3) The Clerk is directed to **CLOSE THE CASE**.

DONE and **ORDERED** in Chambers, in Tampa, Florida, this 2nd day of December, 2019.



VIRGINIA M. HERNANDEZ COVINGTON
UNITED STATES DISTRICT JUDGE

**IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

No. 19-15176-EE

JOSEPH DENNIS GILBERTI, JR.,

Plaintiff - Appellant,

versus

**ADRURRA GROUP, INC.,
a Florida corporation f.k.a.
King Engineering Associates, Inc.,
HENNINGSON, DURAM & RICHARDSON, INC.,
a Florida corporation a.k.a. HDR, Inc.,
STANTEC CONSULTING SERVICES, INC.,
a Florida corporation,
CAROLLO ENGINEERS, INC.,
a Florida corporation,
PROGRESSIVE WATER RESOURCES, LLC,
a Florida limited liability corporation,
HAZEN AND SAWYER, PC,
a Florida corporation,**

Defendants - Appellees.

**Appeal from the United States District Court
for the Middle District of Florida**

ON PETITION(S) FOR REHEARING AND PETITION(S) FOR REHEARING EN BANC

BEFORE: WILLIAM PRYOR, Chief Judge, JILL PRYOR and HULL, Circuit Judges.

PER CURIAM:

The Petition for Rehearing En Banc is DENIED, no judge in regular active service on the Court having requested that the Court be polled on rehearing en banc. (FRAP 35) The Petition for Rehearing En Banc is also treated as a Petition for Rehearing before the panel and is DENIED. (FRAP 35, IOP2)

ORD-42

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

October 20, 2020

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 19-15176-EE

Case Style: Joseph Gilberti, Jr. v. Adurra Group, Inc., et al

District Court Docket No: 8:19-cv-02012-VMC-AAS

The enclosed order has been entered on petition(s) for rehearing.

**See Rule 41, Federal Rules of Appellate Procedure, and Eleventh Circuit Rule 41-1 for
information regarding issuance and stay of mandate.**

Sincerely,

DAVID J. SMITH, Clerk of Court

Reply to: Elora Jackson/jc

Phone #: (404) 335-6173

REHG-1 Ltr Order Petition Rehearing

[DO NOT PUBLISH]

**IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

**No. 19-15176
Non-Argument Calendar**

D.C. Docket No. 8:19-cv-02012-VMC-AAS

JOSEPH DENNIS GILBERTI, JR.,

Plaintiff-Appellant,

versus

**ADRURRA GROUP, INC.,
a Florida corporation f.k.a.**

**King Engineering Associates, Inc.,
HENNINGSON, DURAM & RICHARDSON, INC.,**

a Florida corporation a.k.a. HDR, Inc.,

STANTEC CONSULTING SERVICES, INC.,

a Florida corporation,

CAROLLO ENGINEERS, INC.,

a Florida corporation,

PROGRESSIVE WATER RESOURCES, LLC,

a Florida limited liability corporation,

HAZEN AND SAWYER, PC,

a Florida corporation,

Defendants-Appellees.

**Appeal from the United States District Court
for the Middle District of Florida**

(April 23, 2020)

Before WILLIAM PRYOR, JILL PRYOR and HULL, Circuit Judges.

PER CURIAM:

Joseph Gilberti, proceeding *pro se*, appeals the district court's dismissal without prejudice of his complaint on the ground that his claims were wholly insubstantial and, thus, failed to confer subject matter jurisdiction. The six appellees have jointly moved for summary affirmance and to stay the briefing schedule.

Summary disposition is appropriate either where time is of the essence, such as "situations where important public policy issues are involved or those where rights delayed are rights denied," or where "the position of one of the parties is clearly right as a matter of law so that there can be no substantial question as to the outcome of the case, or where, as is more frequently the case, the appeal is frivolous." *Groendyke Transp., Inc. v. Davis*, 406 F.2d 1158, 1162 (5th Cir. 1969).¹ An appeal is frivolous if it is "without arguable merit either in law or fact." *Napier v. Preslicka*, 314 F.3d 528, 531 (11th Cir. 2002).

¹ We are bound by cases decided by the former Fifth Circuit before October 1, 1981. *Bonner v. City of Pritchard*, 661 F.2d 1206, 1209 (11th Cir. 1981) (en banc).

We review *de novo* a district court's grant of a motion to dismiss for lack of subject matter jurisdiction under Fed. R. Civ. P. 12(b)(1). *Barbour v. Haley*, 471 F.3d 1222, 1225 (11th Cir. 2006). Generally, the plaintiff must allege, with particularity, facts necessary to establish jurisdiction and must support his allegation if challenged to do so. *Morrison v. Allstate Indem. Co.*, 228 F.3d 1255, 1273 (11th Cir. 2000). *Pro se* pleadings are held to a less stringent standard than counseled pleadings and, therefore, are liberally construed. *Tannenbaum v. United States*, 148 F.3d 1262, 1263 (11th Cir. 1998). Nevertheless, *pro se* litigants are still required to conform to procedural rules. *Albra v. Advan, Inc.*, 490 F.3d 826, 829 (11th Cir. 2007). The district court is not required to "rewrite an otherwise deficient pleading in order to sustain an action." *Campbell v. Air Jamaica Ltd.*, 760 F.3d 1165, 1168-69 (11th Cir. 2014).

To merit dismissal for lack of subject matter jurisdiction, a claim that apparently arises under the Constitution or federal statutes must be "patently without merit." *McGinnis v. Ingram Equip. Co.*, 918 F.2d 1491, 1494 (11th Cir. 1990). Even where a claim appears to invoke the federal question jurisdiction of the district court, the claim may be dismissed for lack of subject matter jurisdiction if (1) the claim is "immaterial and made solely for the purpose of obtaining jurisdiction"; or (2) the "claim is wholly insubstantial and frivolous." *Blue Cross & Blue Shield of Ala. v. Sanders*, 138 F.3d 1347, 1352 (11th Cir. 1998). The Supreme Court has held that

dismissal under Fed. R. Civ. P. 12(b)(1) is warranted in cases where the claims are “essentially fictitious” and “obviously without merit.” *Hagans v. Levine*, 415 U.S. 528, 537 (1974).

Here, there is no substantial question that the district court lacked subject matter jurisdiction and that Gilberti’s appeal is frivolous. *See Groendyke Transp., Inc.*, 406 F.3d at 1162. Liberally construing Gilberti’s brief, his argument that the district court had jurisdiction—because the jurisdiction issue was intertwined with the merits—is without arguable merit. *See Napier*, 314 F.3d at 531. Gilberti essentially argues that, had the district court allowed discovery, it would have concluded that his complaint stated a claim. But the district court was not required to facilitate discovery to discover facts that would sustain Gilberti’s claims and, in fact, it could not allow discovery to proceed without first determining whether it had subject matter jurisdiction. *See Campbell*, 760 F.3d at 1168-69 (stating that district courts are not required to “rewrite an otherwise deficient pleading in order to sustain an action”); *see also Am. Civ. Liberties Union of Fla., Inc., v. City of Sarasota*, 859 F.3d 1337, 1340 (11th Cir. 2017) (“[B]ecause of the fundamental constitutional precept of limited federal power, a district court should inquire into whether it has subject-matter jurisdiction at the earliest possible stage in the proceedings.” (quotation marks and brackets omitted)). Moreover, it was Gilberti’s burden to plead

facts sufficient to establish the district court's jurisdiction in his complaint. *See Morrison*, 228 F.3d at 1273.

To the extent that Gilberti argues, in reliance on *Morrison v. Amway Corp.*,² that the district court essentially conducted a Rule 12(b)(6) analysis because, as he asserts, the merits of his claims were intertwined with the jurisdiction issue, that argument is not supported by the district court's dismissal order. The district court did not address the merits of Gilberti's claim, as Rule 12(b)(6) requires, because, to do so, it would have had to explain why the facts he alleged failed to satisfy the elements for the RICO claim (and the other federal and state law claims) that he asserted. And as we stated in *Amway Corp.*, "jurisdiction becomes intertwined with the merits of a cause of action when a statute provides the basis for both the subject matter jurisdiction of the federal court and the plaintiff's substantive claim for relief." *Amway Corp.*, 323 F.3d at 926 (quotation marks omitted). Here, the RICO statute did not provide the district court with a basis for subject matter jurisdiction—which could exist only under either § 1331 or § 1332—but instead provided only the basis for Gilberti's claim for relief. *See id.*

Additionally, the appellees' contention that the district court did not err in concluding that Gilberti's claims were "patently without merit" is correct as a matter of law. *See McGinnis*, 918 F.2d at 1494. Even assuming *arguendo* that Gilberti

² *Morrison v. Amway Corp.*, 323 F.3d 920 (11th Cir. 2003).

does have an endless alkaline spring water aquifer (the “Blue Gold river”) located under his property, he has failed to establish that the appellees, all of whom are Florida entities, conspired together to keep the aquifer’s existence a secret, such that a RICO claim may have been sufficiently alleged. Gilberti offered no evidence or factual support for his incredulous accusations that the appellees worked together to, *inter alia*, (1) increase cancer rates; (2) raise water bills; (3) encourage the opioid epidemic; or (4) encourage domestic terrorism. The outlandish nature of his allegations is further evidenced by his requests for relief that federal courts generally cannot provide, including (1) reporting the appellees to President Trump, the U.S. Attorney’s Office, Congress, and the military for investigation of treason; (2) ordering the appellees to provide expedited funding for connecting the Blue Gold river to the local water system; and (3) investigating the engineers employed by defendant firms. Thus, the district court correctly determined that Gilberti’s complaint warranted dismissal under Fed. R. Civ. P. 12(b)(1) because his claims were “essentially fictitious” and “obviously without merit.” *See Hagans*, 415 U.S. at 537; *see also Blue Cross & Blue Shield of Ala.*, 138 F.3d at 1352.

Thus, as there is no substantial question about the outcome of the case, and Gilberti’s appeal is clearly frivolous, we GRANT the appellees’ motion for summary affirmance. *See Groendyke Transp., Inc.*, 406 F.2d at 1162. Accordingly, we DENY the accompanying motion to stay the briefing schedule as moot.

**UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT**

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
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April 23, 2020

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 19-15176-EE
Case Style: Joseph Gilberti, Jr. v. Adurra Group, Inc., et al
District Court Docket No: 8:19-cv-02012-VMC-AAS

This Court requires all counsel to file documents electronically using the Electronic Case Files ("ECF") system, unless exempted for good cause. Non-incarcerated pro se parties are permitted to use the ECF system by registering for an account at www.pacer.gov. Information and training materials related to electronic filing, are available at www.ca11.uscourts.gov. Enclosed is a copy of the court's decision filed today in this appeal. Judgment has this day been entered pursuant to FRAP 36. The court's mandate will issue at a later date in accordance with FRAP 41(b).

The time for filing a petition for rehearing is governed by 11th Cir. R. 40-3, and the time for filing a petition for rehearing en banc is governed by 11th Cir. R. 35-2. Except as otherwise provided by FRAP 25(a) for inmate filings, a petition for rehearing or for rehearing en banc is timely only if received in the clerk's office within the time specified in the rules. Costs are governed by FRAP 39 and 11th Cir.R. 39-1. The timing, format, and content of a motion for attorney's fees and an objection thereto is governed by 11th Cir. R. 39-2 and 39-3.

Please note that a petition for rehearing en banc must include in the Certificate of Interested Persons a complete list of all persons and entities listed on all certificates previously filed by any party in the appeal. See 11th Cir. R. 26.1-1. In addition, a copy of the opinion sought to be reheard must be included in any petition for rehearing or petition for rehearing en banc. See 11th Cir. R. 35-5(k) and 40-1.

Counsel appointed under the Criminal Justice Act (CJA) must submit a voucher claiming compensation for time spent on the appeal no later than 60 days after either issuance of mandate or filing with the U.S. Supreme Court of a petition for writ of certiorari (whichever is later) via the eVoucher system. Please contact the CJA Team at (404) 335-6167 or cja_evoucher@ca11.uscourts.gov for questions regarding CJA vouchers or the eVoucher system.

Pursuant to Fed.R.App.P. 39, costs taxed against the appellant.

Please use the most recent version of the Bill of Costs form available on the court's website at www.ca11.uscourts.gov.

For questions concerning the issuance of the decision of this court, please call the number referenced in the signature block below. For all other questions, please call Elora Jackson, EE at (404) 335-6173.

Sincerely,

DAVID J. SMITH, Clerk of Court

Reply to: Djiamma H. Clark
Phone #: 404-335-6151

OPIN-1A Issuance of Opinion With Costs

APPENDIX II

Joseph D. Gilberti P.E. vs Center of Disease Control and Prevention (CDC), et al.

-With official subpoena served to President Trump at Mar a Largo – Served-

UNITED STATES DISTRICT COURT
 for the
Central District of California

Joseph D. Gilberti, P.E.

Plaintiff

v.

Center of Disease Control & Prevention (CDC), et al.

Defendant

Civil Action No. 2:20-cv-08251-FMO-PVC

SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION

To:

Donald J. Trump, U.S. President
 (2016 to 2020)

(Name of person to whom this subpoena is directed)

Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must promptly confer in good faith with the party serving this subpoena about the following matters, or those set forth in an attachment, and you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about these matters:

Place:	Date and Time:
Join Zoom Meeting (see attached Call-in instructions)	03/10/2021 10:45 am

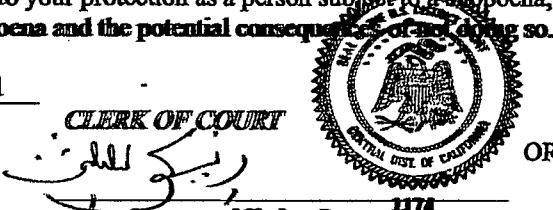
The deposition will be recorded by this method: Sarasota, Florida (Zoom) Official Court Reporter

Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material: All information related to this case and related cases, as listed in the complaint. All information related Marjories Stoneman Douglas Shooting, Lake O Blue Green Algae, Gilberti vs Federal Reserve, et. al, and Gilberti vs Desantis, et. al., and other cases filed related to this property showing and unique endless reading for water, energy and medicine production on file at FDEP.

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: Feb - 3 2021

CLERK OF COURT



OR

Signature of Clerk or Deputy Clerk

Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) Plaintiff
 Joseph D. Gilberti, P.E. , who issues or requests this subpoena, are:
 385 Donora Blvd, Fort Myers Beach, Florida 33931, gilbertiwater@gmail.com, 813-470-6000

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 2:20-cv-08251-FMO-PVC

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____
on *(date)* _____.

I served the subpoena by delivering a copy to the named individual as follows: _____

on *(date)* _____; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of

\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ **0.00**

I declare under penalty of perjury that this information is true.

Date: _____ *Server's signature*

Printed name and title

Server's address

Additional information regarding attempted service, etc.:

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**(c) Place of Compliance.**

(1) **For a Trial, Hearing, or Deposition.** A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
 - (i) is a party or a party's officer; or
 - (ii) is commanded to attend a trial and would not incur substantial expense.

(2) For Other Discovery. A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Disobedient.

(1) **Avoiding Undue Burden or Expense; Sanctions.** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) **Appearance Not Required.** A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear as a witness at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) **Objections.** A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

(i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.

(ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) **When Required.** On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) **When Permitted.** To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or
- (ii) disclosing an unsworn expert's opinion or information that does not describe specific circumstances in dispute and results from the expert's study that was not requested by a party.

(C) **Specifying Conditions as an Alternative.** In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) assures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.**(1) Producing Documents or Electronically Stored Information.** These procedures apply to producing documents or electronically stored information:

(A) **Documents.** A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) **Form for Producing Electronically Stored Information Not Specified.** If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) **Electronically Stored Information Produced in Only One Form.** The person responding need not produce the same electronically stored information in more than one form.

(D) **Inaccessible Electronically Stored Information.** The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) **Information Withheld.** A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) **Information Produced.** If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(3) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

For access to subpoena materials, see Fed. R. Civ. P. 45(a) Committee Note (2013).

ZOOM MEETING INVITATION
Subpoena to Trump Subpoena

Elizabeth Note is inviting you to a scheduled Zoom meeting.

Topic: Gilberti vs. CDC, et al

Time: Mar 10, 2021 10:45 AM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/85856642032?pwd=QTg3eTN0RFViVUJJYUFDM0Z0azFSQT09>

Meeting ID: 858 5664 2032

Passcode: 800612

One tap mobile

+19292056099,,85856642032#,,,,*800612# US (New York)

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Meeting ID: 858 5664 2032

Passcode: 800612

Find your local number: <https://us02web.zoom.us/u/kb2Wd2ETwn>

UNITED STATES DISTRICT COURT
FOR CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

Civ. No.

**JOSEPH D. GILBERTI, JR., P.E., an
Individual and Licensed Professional Engineer,**

Plaintiff,

v.

COMPLAINT
DEMAND FOR JURY TRIAL

**CENTER OF DISEASE CONTROL (CDC),
WORLD HEALTH ORGANIZATION-PAN
AMERICAN HEALTH ORGANIZATION (WHO-
PAHO), SENATOR RICK SCOTT,
DEPARTMENT OF JUSTICE, UNITED STATES
DISTRICT COURT FOR THE DISTRICT OF
COLUMBIA, US MIDDLE DISTRICT COURT
OF FLORIDA, US DISTRICT COURT OF
APPEALS 11TH CIRCUIT, THIRTEENTH
JUDICIAL CIRCUIT COURT OF FLORIDA,
TWELFTH JUDICIAL CIRCUIT COURT OF
FLORIDA, SARASOTA CLERK OF COURT,
SEVENTEENTH JUDICIAL CIRCUIT COURT
OF FLORIDA, SECOND DISTRICT COURT OF
APPEALS FLORIDA, FLORIDA DEPARTMENT
OF LAW ENFORCEMENT, FLORIDA
DEPARTMENT OF HEALTH, FLORIDA
DEPARTMENT OF ENVIRONMENTAL
PROTECTION, DEPARTMENT OF
EDUCATION, PARKLAND HIGH SCHOOL,
BROWARD COUNTY SCHOOL BOARD,
MARK OBER, PAM BONDI, FLORIDA STATE
ATTORNEY ASHLEY MOODY,
HILLSBOROUGH COUNTY STATE
ATTORNEYS OFFICE, FLORIDA BOARD OF
ENGINEERS, BROWARD COUNTY STATE
ATTORNEYS OFFICE, ATTORNEY
CHRISTOPHER SHAW, HILLSBOROUGH
COUNTY PUBLIC DEFENDERS OFFICE,
DEPARTMENT OF CORRECTIONS, 72
PARTNERS, LLC.**

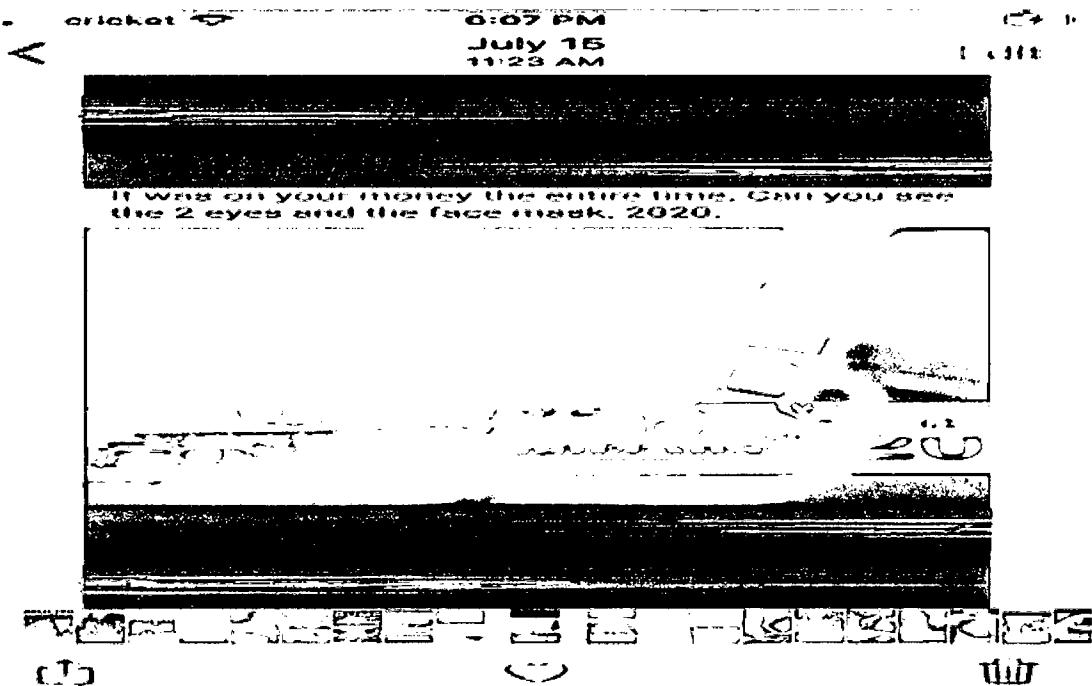
Defendants.

**CIVIL RIGHTS VIOLATIONS, FRAUD ON THE COURTS, RACKETEER
INFLUENCED AND CORRUPT ORGANIZATION ACT ("RICO")**

Plaintiff JOSEPH D. GILBERTI, JR., P.E., hereinafter "THE ENGINEER," is an Individual, filing for a complaint against DEFENDANTS or "Enterprise", allege as follows:

NATURE OF THE ACTION

This is a 42 U.S. Code § 1983 federal civil rights case under the First and Fourth Amendments of the United States Constitution as applied to the States under the United States Constitution's Fourteenth Amendment for the Defendants' individual and collective personal, malicious, and unlawful violations under color of state law of Plaintiffs' individual and collective constitutional rights to free speech and protection against unreasonable search of Plaintiff's bodies as well as state tort claims for civil conspiracy. See *Gilberti vs Federal Reserve, et al.*, headed to US Supreme Court for Racketeering by Florida Department of Justice, State and US Judges, Florida Department of Law Enforcement, Florida Dept of Education & US Leaders being paid by large foreign corporations such as but not limited to Israel Chemical LTD/Mosaic Phosphate of Florida hiding Global Water & Medicine Resources with EPA and Federal Reserve Board/Central Banks. This Resource has reading never seen on Earth that affects Medicine and National Defense.



This mask has been on the \$20bill since 2003 and is part of the same Smith-Mundt Modification pattern used to subdue Engineer Gilberti with various Terrorist attacks shown in this complaint and multiple filed related cases throughout Florida and Washington DC.

Defendants are working with U.S. Federal Reserve, EPA, FEMA, CDC, WHO, Hollywood Producers, Israel Mosaic Phosphate, corrupt Judges, Court clerks, law-firms, Florida leaders, EPA and foreign Terrorist to subdue Plaintiff who found a hidden underground Natural resource in Medicine, Energy and Water Supply production and National Defense. Defendants are working in a Racketeering Enterprise with Leaders, agencies and Land Developers to destroy water supply and Americans with higher rates of Cancers, Viruses and Diseases as well as destroying the Environment, Fish & Wildlife, Tourism, Jobs and Macroeconomic growth in Florida, America and abroad. This unique property has Geological indicators that show America how to find more in days and create millions of Jobs, new medicine and economic sustainability.

Below is a diagram of major concerns by thousands of citizens who asked Plaintiff to be the West Florida expert at Desoto County against this Enterprise and Mosaic Phosphate and Plaintiff was approved for said expert to protect millions of Floridian and Americans from this Enterprise.

Defendants committed these unlawful violations of Plaintiff's constitutional and state rights under color of state law in bad faith and with malicious purpose in reckless, wanton, and willful disregard of Plaintiff's human, safety, and property rights.

A Judiciary without honesty has little chance of executing its moral and constitutional duties, no matter how many rules of ethics exist. This is especially true in America, where the judiciary is afforded wide discretion. Every decision left up to the discretion of a judge—is a potential opportunity for corruption. Today, oil, gas, minerals, drinking water and natural resources and their entitlements are often decided by judges making decisions without the ability

to understand the long term engineering and infrastructure affects of hiding massive drinking water resources of the health quality. The Judges are often influenced by local Corporations, Law-firms and bribes if the stakes are so economically high in the region, no salary could compare to the monetary corrupt bribes or offers.

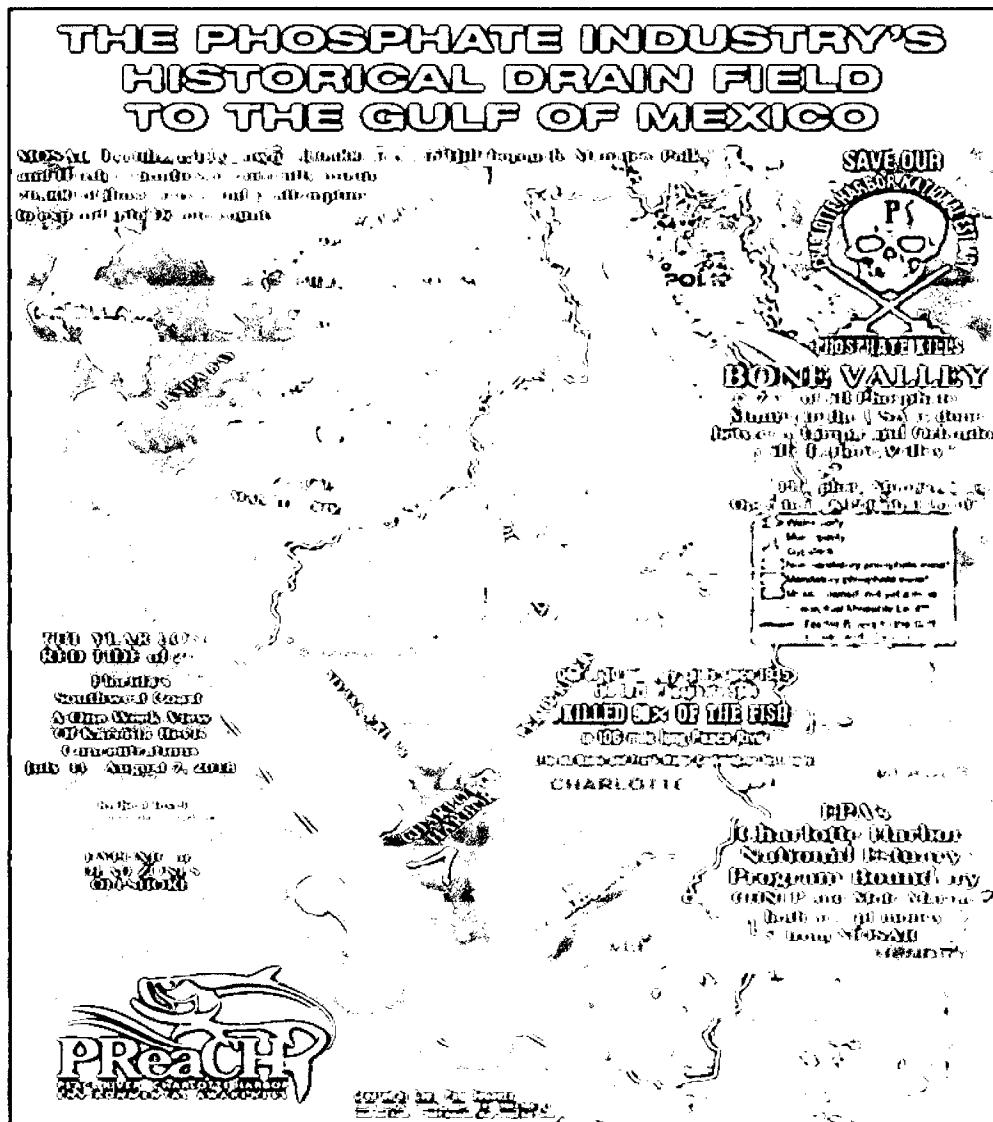


Figure 1 – Israel Chemical LTD/Mosaic destroy massive surface rivers used for Raw Drinking Water Resources, Economy, Fish & Wildlife at West Florida Rivers with Phosphate mining with Defendants and Agencies in Racketeering Enterprise to fill Cancer Centers with Treated Water vs Gilberti Endless Alkaline spring water.

The case involves the Defendants in a massive Enterprise which consist of Judicial courts, Judges, State attorneys, public defenders, Police officers, Utility directors, water and health agencies, hard money loan sharks, local law-firms and developers who have teamed up against THE ENGINEER to steal a hidden underground resource which more valuable than Gold, in an effort to hide it and its knowledge to find more like it from THE AMERICAN PEOPLE; and keep cancer and diseases rising in the region from Water supply being treated from polluted rivers and corporate dumping at the Taps.

By this suit, Plaintiff seeks federal district court review of the federal and Florida **constitutionality of Defendants' actions for both on their face and as applied, which:**

- (i) Deny an impartial tribunal;
- (ii) **Violate United States Code, Title 4 §§101 and 102;**
- (iii) Violate Florida Statute §876.05(1)
- (IV) **CRIMES OF GENOCIDE/EUGENICS**
General Assembly resolution 260 A(III) of 9 December 1948 Entry into force: 12 January 1951, in accordance with article XIII

Having considered the declaration made by the General Assembly of the United Nations in its resolution 96 (I) dated 11 December 1946 that genocide is a crime under international law, contrary to the spirit and aims of the United Nations and condemned by the civilized world, Recognizing that at all periods of history genocide has inflicted great losses on humanity, and being convinced that, in order to liberate mankind from such an odious scourge, international co-operation is required, Hereby agree as hereinafter provided:

Article I

The Contracting Parties confirm that genocide, whether committed in time of peace or in time of war, is a crime under international law which they undertake to prevent and to punish.

Article II

In the present Convention, genocide means any of the following acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such:

- (a) Killing members of the group;**
- (b) Causing serious bodily or mental harm to members of the group;**
- (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part;**
- (d) Imposing measures intended to prevent births within the group;**
- (e) Forcibly transferring children of the group to another group.**

Article III

The following acts shall be punishable:

- (a) Genocide;**
- (b) Conspiracy to commit genocide;**
- (c) Direct and public incitement to commit genocide;**
- (d) Attempt to commit genocide;**
- (e) Complicity in genocide.**

THE ENGINEER brings this action against DEFENDANTS for a Violation of RICO, 18 U.S.C. § 1961-1968, *et seq* (a), (b), (c) and (d). THE ENGINEER seeks damages from DEFENDANTS who are working in a massive Enterprise tied to water supply eugenics across Florida, USA and the World with the World Health Organization in MOU agreements with the Environmental Protection Agency, FDEP in Tallahassee at the Florida Marjorie Stoneman Douglas State Revolving Fund, 2001-2010 Florida Forever Trust Funds, ESLAPP in Sarasota Florida, Global Cooperative Agreements of combined Environmental and Global Healthcare

sustainability crimes by essentially hiding and/or stealing secret underground critical National Defense Resources of "Blue Gold" or ready to drink Alkaline Spring Water from Earth not Manmade.

The Defendants with other Racketeering Enterprises are manipulating the Department of Education and Courtroom Judges, Police, Fire and University personal and systems to subdue Appellant timed with civil cases, permitting, investment proposals to hide critical a unique drinking water and resource 2000ft below the plaintiff's Sarasota land, verified by third party consultants.

This unique resource was hidden 50yrs by NASA and EPA, to stall new energy production resources and new science to depopulate Humanity, increase costs, pollutions, and attack THE ENGINEER from exposing the knowledge and resource to THE PEOPLE of the United States of American and Florida; preventing his ability to Due process in courtrooms, taking his 1st, 2nd, 4th, 5th, 6th, 8th and 14th Constitutional Amendments with multiple Judges in multiple jurisdictions working together to hide the US Resource for foreign corps like Israel Chemical LTD, Mosaic Phosphate and more; retroactive with the unique resource discovery. A full blown attack on the Engineer, his clients, his family, children, bank accounts, reputation and business has been taking place continuously from 2011 to present time, with fake AR-15 emails created by the Tampa State Attorney office and ex-public defenders. .

Defendants are attacking a National Security resource and future Blue Gold pipeline project that produces millions in profits per day. While damaging millions of US Citizens with lower level of service water supply from poor raw drinking water resources that are heavily treated with chemicals vs. natural endless alkaline spring water; causing higher Cancer Rates at the home and business taps, bottling plants, parks, schools, and more. While increasing the possibilities of Viruses like Zika and Coronavirus, hiding answers to Vaccines, medicine solutions, energy solutions, and new technologies by hiding secret underground critical US

Resources such as this resource with never seen endless new Water mixtures that are unique to Human health.

JURISDICTION AND VENUE

Plaintiffs bring this action pursuant 42 U.S.C. § 1983 for violations of civil rights under the First, Fourth, and Fourteenth Amendments to the United States Constitution.

1. This Court has subject-matter jurisdiction over this matter pursuant to 28 U.S.C. § 1331 (federal question) and 28 U.S.C. § 1333(a)(3) (civil rights); 28 U.S.C. § 1337 provides supplemental jurisdiction over the state law tort claims that arose from the same common nuclei of facts.

2. Jurisdiction of this Court is invoked pursuant to (i) Article III of the United States Constitution, (ii) the provisions of 28 U.S.C. §1331, §1333(a)(3) and (4), §2201 and §2202 and 42 U.S.C. §1983, and (iii) the provisions of 28 U.S.C. §1337.

3. Venue is proper pursuant to 28 U.S.C. § 1331.

4. At all material times, Defendants committed these unlawful violations under color of state law in bad faith and with malicious purpose in reckless, wanton, and willful disregard of Plaintiffs' human, safety, and property rights.

5. These constitutional law violations are "capable of repetition, yet evading review." *Roe v. Wade*, 410 U.S. 113, 125 (1973) (citing *Southern Pacific Terminal Co. v. ICC*, 219 U. S. 498, 515 (1911), *Moore v. Ogilvie*, 394 U. S. 814, 816 (1969), *Carroll v. Princess Anne*, 393 U. S. 175, 178-179 (1968), *United States v. W. T. Grant Co.*, 345 U. S. 629, 632-633 (1953)).

6. THE ENGINEER was kidnapped timed with the FDEP SRF Marjory Stoneman Douglas funding application just 17days prior to the Marjory Stoneman Douglas Shooting in Broward where 17 were shot and 17 wounded in game tied to Smith-Mundt act where Hollywood in Los Angeles sells stories to Government to sells Manufactured news for their

Propaganda agenda to attack other nations and now America since its Congressional approval under Obama in 2012 via the H.R. 5736 The Smith-Mundt Modernization Act of 2012, initiated days after our World Resource find by Tampa Central command and this Florida Enterprise of Terrorist civil servants and Developers tied to huge Corporations like Walt Disney owners, Seminole Tribe Casinos, Federal Reserve Bank and corrupt Judges in land grabs and cohesion on tax base grants for their Enterprise which includes a front called 72 Partners LLC and BFSL Holdings LLC.

PARTIES

PLAINTIFF

7. Plaintiff, Joseph D. Gilberti, Jr., P.E, hereinafter "Plaintiff" (aka THE ENGINEER) is a Professional Licensed Civil Engineer and Land Consultant located in Lee County, Florida with a mailing zip code of 33931 whose President, of LandTech Design Group, Inc. with access to land in Sarasota County with a critical underground Aquifer with medicine changing readings that are capable of delivering Antioxidant Spring water supply to over 10million taps from Tampa to Miami. See Plaintiff's Engineering, Consulting and whistleblowing website at <https://gilbertibluegold.com/>. Plaintiff is a property owner who has access to a secret hidden endless underground spring river approximately 2000ft below his Ranch, tied to a much deeper Global vast Ocean from geological and water quality indicators shown in public record engineer reports, permit petitions, consultant presentations and third party lab results.

DEFENDANTS

8. Center of Disease Control (CDC) - Centers for Disease Control and Prevention, 1600 Clifton Road, Atlanta, GA 30329 – The CDC has hidden this resource with the Enterprise since the first permit submittals in 2012 and 2013. They regulate pathogens in Water supply and diseases and purposely hid this resource and purposely faked a Coronavirus Pandemic with the

Federal Reserve, Media and this Racketeering Enterprise of Florida civil servants and more who are hiding this World Medicine production for the Rich to kill the Poor and Middle Class with arsenic treated waters for years. They all knew since 1991 and killed millions of People and now the mask game.

9. World Health Organization – Pan American Health Organization (WHO-PAHO) – The World Health Organization works to promote Clean Water help protect the Health and Welfare of Humanity with the EPA and other Nations. The EPA and WHO-PAHO have worked together to hide this Global Water and Thermodynamic knowledge from Humanity to create a health crisis and unneeded Vaccines with Bill Gate Foundation. They both have worked together with Defendants and Florida Leaders to hide this Resource and Global Water knowledge under Plaintiff's land for years with Courts, Judges, Police, Leaders, Media and EPA.

10. Florida Department of Environmental Protection (FDEP) – Adopted in 1983 with later revisions of Rules for Water supply and Resource permitting regulations, pursuant to the EPA Clean Water Act of 1974. Critical terrorism acts are timed with FDEP emails within hours, submittals within days, with civil servants as witnesses within the State of Florida available, as FDEP is hiding endless spring water to millions of taps for decades causing cancer and disease rate increases. Website can be found at <https://floridadep.gov/>

11. Thirteenth Judicial Circuit, Hillsborough County. Hillsborough County State attorneys office, with Public Defenders office worked with Judges to and falsified police reports to subdue the Engineer timed with land cases in other court jurisdictions.
<https://www.fljud13.org/>

12. Twelfth Judicial Circuit, Sarasota County. Hillsborough County Judges worked with Sarasota County clerks and other court Jurisdictions to hide trial notifications, subdue the ENGINEER, while harboring the timed Terrorist acts filed on record and falsified police reports to with land cases, illegal mortgages, rotating judges, retired judges for Trials, to hide the US

Resource and timed Terrorism that subdued the Engineer and stalled the cases and projects.

<https://www.jud12.flcourts.org/>

13. United States District Court for the District of Columbia, Washington DC.

Judge Ketanji Brown Jackson avoided all discovery, harbored Terrorism acts timed with attacks on US Resource with Lawyers, Media and School Board propaganda to subdue the Engineer timed with land cases in other court jurisdictions. All other courts and law-firms are piggy backing on this Order that was another attack on THE ENGINEER, the US Resource and millions of Floridians, their children in growth, macroeconomics this resource provides.

<https://www.dcd.uscourts.gov/>

14. 72 Partners LLC is a Florida Limited Liability Corporation group of west Florida bankers, real estate and appraisers consisting of Lee Pallardy, Thomas Howze, Kenneth Harrison and Lawrence Hall or are also named individually on the complaint. The website can be found at <https://www.leepallardyinc.com/>. *Kenneth Harrison of 72 Partners LLC leases land from Southwest Florida Water Management District at the Peace River RV Griffin Reserve since 1974, sits on the Babcock Ranch board where both entities have targeted THE ENGINEERS land and his clients land Daughtrey for decades with the Lisa and Kimberly Carlton (Sarasota Chief Judge), at Carlton Ranch where the Carlton Water Treatment Plant exists next to this resource. Kenneth Harrison has been a neighbor of this land for decades and knew of the US Resource before THE ENGINEER and the Hurricane Charlie disaster recovery funds installing RV Griffin, 6 billion gallon open to the sky Reservoir in Desoto County.*

IV. FACTUAL ALLEGATIONS

14. Plaintiff is located and does business within the State of Florida and United States of America.

15. Defendants are located and do business within the State of Florida and United States of America.

16. All defendants are State actors, and as such, the United States Constitution governs their individual and collective actions when acting on Tax payer behalf to protect the public.

17. Defendants formal and informal policies, written or unwritten, allowed, encouraged or enabled Defendants to violate Plaintiffs' individual constitutional rights and conspire to commit these constitutional violations.

18. This issue is a matter of great public concern. A Global hidden underground Drinking Water, new Medicine and Energy Resource has been found and is being attacked by a pool of Judges, Agency personnel, Law Firms and Court Circuits in West Florida and Washington DC to hide this critical National Defense Resource from America for foreign owned corporations infiltrating Florida Politicians, having a great impact upon Florida students, their families, and Florida's citizenry.

19. Defendants retaliated against Plaintiff who was exercising his free speech rights when Defendants in a Racketeering Enterprise to sell bottling, Cancer Centers and Pharmaceutical medicine due to Low Level of Service drinking water supply at the tap from very low level of Service RAW WATER RESOURCES. Defendants attacked his land in Sarasota, his family, his clients and projects when Plaintiff was whistleblowing the US Resource with permitting submittals, mass emails, and social media posts in an effort of Redress of Grievance.

20. Defendants illegally with falsified police reports involving AR-15 death threats to Plaintiffs 1st, 2nd, 4th, 5th, 6th, 8th and 14th Amendment rights under the United States Constitution.

21. Plaintiffs continued to suffer Defendants' individual and collective retaliation for voicing their concerns over this unconstitutional forced low level of service of water supply causing higher cancer rates, diseases and viruses to millions of Americans in the West and South Florida Regions.

22. These deprivations under color of state law are actionable under and may be redressed by 42 U.S.C. §1983. Plaintiffs will seek their attorneys' fees and costs under 42 U.S.C. §1988 if and when they prevail.

V. COUNT 1 - CIVIL RIGHTS ALLEGATIONS

23. Plaintiff sent files, plans, and readings with email copies to several recipients, local agencies, County attorneys, media and consultants, to expose this World hidden underground Resource by attaining transparency, and properly exercising his First Amendment rights.

24. Plaintiff's civil rights, freedom, projects, incomes were attacked by Defendants, their court influences, Judges, local police, law firms with fake police reports and time terrorist attacks to raise bonds timed with civil land cases to subdue him. These court docket games with software turnover in other county circuits, timed with Judges and law-firms, who are all harboring the terrorism and hiding access to secret underground endless Oceans of unique spring to millions of Taps and Earth Science critical to Humanity. See Timeline of Events below:

CONFIDENTIAL TIMELINE OF FLORIDA TERRORIST ACTS BY CIVIL SERVANTS AND LEADERS

TIMELINE CONFIDENTIAL AND SUBMITTED SEPERATELY IN CONFIDENCE FOR THE COURT IN A PRIVATE VAULT AND HAS BEEN COPIED TO PRESIDENT TRUMP'S OFFICE, ATTORNEY GENERAL BARR AND CONGRESS DUE TO CORROUPT FLORIDA AND US LEADERS, JUDGES, ENGINEERING FIRMS, CIVIL SERVANTS AND LAWYER NAMES INVOLVED IN US TERRORISM AND EUGENICS OPERATION WITH FEDERAL RESERVE BANKS, CDC, EPA, NASA, WORLD HEALTH ORGANIZATION, FEMA AND CORPORATE LEADERS AND DRINKING WATER-ENVIROMENTAL FUNDING AGENCY BOARDS

25. Below is an rough indicator of the unbelievable corruption that took place in front of everyone while they watched in fear just like the masks for the FAKE CORONVIRUS PANDEMIC by the same group and more.

2011 year

June - hired Greenberg Traurig through help of Scott Freyre who was going to help us get funding from hard money note that was stealing the land for pennies with Foley Lardner attorneys who are head of Florida Water forum

August - fired Greenberg due to friends 72partners taking note 12 days into litigation and the fact they are Israel Mosaic Phosphates chief council doing Political mining compacts with Gov Scott and west Florida counties from Sierra vs ACOE litigation for phosphate mines from Tampa to Lee County. Sarasota never signed due to Lee county for 57million as I have the only mining permit in phosphate district in Sarasota with deep well. two essentials for fertilizer plant. Mosaic is largest phosphate and potash corp. in world controlling farming with Monsanto and all food production in World.

2012 year

April - Found water at deep well and sent plan showing spring water to Peace River WTP and RV Griffin reservoir to all leaders in mass email. Ross Morton of SWFWMD ombudsman responded 52minutes later to block staff contact.

July 4th Holiday - Arrested for cyberstalking or really 1st amendment rights for whistleblowing water resource with plans next to a 5county polluted Peace River Manasota water plant in Desoto county pumping to Sarasota, Charlotte, Manatee, Desoto and now Lee. Victims were three Greenberg Traurig Lawyers, Dave Weinstein, Vin Marchetti and Don Crawford. Vin was friends with Scott Freyre and used to work for Foley Lardner. Dave Weinstein is chief council for Mosaic for decades! Major conflict against USA under attack by foreign corporations with Nestle and more.

August - submitted \$10,300 application and fee to FDEP in Sarasota and Ft Myers for Pipeline and filtration to bring millions Alkaline Mineral spring water to region. still didn't realize about the real value and uniqueness of underground RIVER and meteor stuff.

Presented to Peace River on Aug 1st on aquifer with spring water to four county commission. Public record.

December - Florida pass HB1099 new cyberstalking laws to felony issues while Greenberg changes windows to bullet proof with Board of Engineers to make me look like a terrorist

2013 year

March 27 presented to City of North Port in Sarasota with kids on spring water to taps in six months construction as they get is first as they are six miles away. sent plans to Sarasota and Venice churches and all hospitals.

April 3rd - Jim Murray of Amps Well Maintenance comes to site and says emails being deleted off his computer in front of his eyes within seconds of sending email of water readings and story. He said cleanest water on earth ever seen over 3 of world after drilling Oil 50yrs. says we are next to a tilted platform from Yucatan meteor impact

April 15 - I wrote hypothesis, emailed FDEP in Leon County Tallahassee FDLE Torch run with mass email at 10:54 am and Boston Bomb blows 5hrs later and my \$500 bond for a misdemeanor with Greenberg Lawyers skyrockets to \$300,000 and surrounded by secret service and helicopters at Hillsborough County government building with Secret Service flying all over the building with a huge ACT by Cops, Judges and Hillsborough County staff, leaders and Pam Bondi.

2014 to 2020 years

Detailed in Vault of timed Terrorism with FDEP funding on Parkland shooting, Cousin Cory Gilberti setup by Broward Cops and State Attorney with actual AR-15 shooting of entire building to attack my family. Then he gets PTI and dropped charges, hidden by the news within months of Parkland shooting, while THE ENGINEER is attacked with FABRICATED AR-15 EMAILS by the Hillsborough State Attorneys Mark Ober, Pam Bondi, Ashley Moody and Andrew Warren. Forced to take a Guilty plea just to save the land control to get the permitting after being kidnapped for the 23 time by Tampa and Lee County corrupt Judges, Cops and more

THE ENGINEERS children were attacked by School teachers and chocked to scare his family away and create local dissention and fear with Cops and corrupt Florida leaders and civil servants.

Yet not one Leader, Engineer or person will dare test this water and its capacity that now has a 9-mile transmission FDEP Permit finalizing with Jon Iglehart the Director in Fort Myers, who is a witness with many others of this US TREASON by hundreds of Leaders, Judges, Cops, Media groups, Large developers, Bottling Corps, Big Pharma groups, General Electric, Dow Chemical, Mosaic Phosphate, Monsanto seed, Hospital Boards and Lawyers.

Why is this Mask on the \$20bill for the past 17yrs hidden at the 2020 RNC and DNC by all Leaders, Federal Reserve and Media just like this World Resource and knowledge?

25. Plaintiff found the secret underground resource and started whistleblowing and permitting the pipeline, resource and project, suddenly falsified threats by attorneys and police started with cyberstalking arrest tied to Greenberg Traurig Law, Dave Weinstein, chief council for Mosaic Phosphate next door in the Phosphate district. Mr. Weinstein was fired from the project due to conflict cases with Mosaic, Sierra vs Fort Meade, 11th District courts and Sarasota courts due to the resource and phosphate mining permits owned by THE ENGINEER and political mining compacts in west Florida.

26. Plaintiff was illegally subdued with bond hikes using new cyberstalking laws, timed with civil and county and court circuits away to stop the exposure and permitting.

27. Plaintiff as a Professional Licensed Civil engineer permitted the resource and pipeline connections adjacent to a 5 County regional Water Supply infrastructure while whistleblowing the location, characteristics of the underground river and its ability to produce unique spring water to over 10million taps from West Florida to South Florida, solving Florida Water Wars. This effort was intended for a vast investigation to avoid emails to select recipients- many of which were public officials-with the specific goal of informing these officials of an illegal political conspiracy, and persuading them to enforce laws within their jurisdiction. Therefore, Plaintiff is exercising his constitutional right to petition the government for a redress of grievances.

The right to petition the government for a redress of grievances is one such constitutionally protected activity, and one of the most precious liberties "safeguarded by the Bill of Rights." *United Mine Workers of Am., Dist. 12 v. Illinois State Bar Ass'n*, 389 U.S. 217, 222, 19 L. Ed. 2d 426, 88 S. Ct. 353 (1967). The history of the right to petition for the redress of grievances is ancient, stretching back in time to before the Magna Carta, see *A.D. Bedell Wholesale Co., Inc. v. Philip Morris Inc.*, 263 F.3d 239, 252 (3rd Cir. 2001), to a petition by English leaders in 1013 to "Aethelred the Unready." J Norman B. Smith, "Shall Make No Law Abridging ...": An Analysis of the Neglected, but Nearly Absolute, Right of Petition, 54 U. CIN. L. REV. 1153, 1154 (1986). The right to petition has evolved to its current place in both the federal and Florida constitutions, which protect the right of the people to petition the government for redress of grievances. See U.S. Const., amend. I.; Art. I, § 5, Fla. Const.

THE ENGINEER'S SPEECH IS PROTECTED BY THE FIRST AMENDMENT, BECAUSE IT IS POLITICAL SPEECH, ADDRESSING A MATTER OF PUBLIC CONCERN – TAKEN BY THE DEFENDANTS IN A CORRUPT RACKETEERING ENTERPRISE

28. The First Amendment to the United States Constitution guarantees freedom of speech, the right to peacefully assemble, and the right to petition the government. Those rights are protected from infringement by state governments by the Due Process Clause of the Fourteenth Amendment to the United States Constitution. Further, under Article 1, Section 4, of the Constitution of the State of Florida, citizens are guaranteed freedom of speech.

29. The First Amendment protects speech even when its subject or manner of expression is uncomfortable and challenges conventional religious beliefs, political attitudes or standards of good taste. United States v. Stevens, 130 S.Ct. 1577, 1585 (2010). Specifically, First Amendment jurisprudence has time and time again demonstrated that political and religious speech should be afforded special protections. One such case is Cantwell v. Connecticut, 310 U.S. 296, 310 (1940), in which the U.S. Supreme Court overturned the conviction of three individuals for passing out religious leaflets in violation of a Connecticut statute that made it a crime to solicit and breach the peace:

In the realm of religious faith, and that of political belief, sharp differences arise. In both field the tents of one man may seem the rankest error to his neighbor. To persuade others to his own point of view, the leader, as we know, at times, resorts to exaggeration, to vilification of men who have been, or are, prominent in church or state, and even to false statement. But the people of this nation have ordained in the light of history, that, in spite of the probability of excesses and abuses, these liberties are, in the long view, essential to enlightened opinion and right conduct on the part of the citizens of a democracy.

30. The Supreme Court has consistently classified emotionally distressing or outrageous speech as protected, especially when that speech touches on matters of political, religious or public concern. The Supreme Court has said that this is because "in public debate our own citizens must tolerate insulting, and even outrageous, speech in order to provide adequate breathing space to the freedoms protected by the First Amendment." Boos v. Barry, 485 U.S. 312, 322 (1988). Emotionally distressing speech will be entitled to special protection under the First Amendment, when expressed at a public place on a matter of public concern; such speech cannot be restricted simply because it is upsetting or arouses contempt. Snyder v. Phelps, 131 S.Ct. 1207, 1219 (2011).

31. Uncomfortable expression touching on political or religious matters sent through email is equally protected under the First Amendment as there is "no basis for qualifying the

level of First Amendment scrutiny that should be applied to online speech." Reno v. Am. Civil Liberties Union, 521 U.S. 844, 870 (1997). Despite the challenges of applying the Constitution to ever-advancing technology, basic principles of freedom of speech and press, like the First Amendment's command, do not vary when a new and different medium for communication appears." Brown v. Entm't Merch. Ass'n, 131 S.Ct. 2729, 2733 (2011). Plaintiff was exposing the hidden US Resource with a mass addy technique using select agency and local influence, since Plaintiff knows who is supposed to utilize a resource of regional or even Global Health importance.

32. The fundamental importance of the free flow of ideas and opinions on matters of public concern is the core of the First Amendment protections, even where speech includes vehement caustic and sometimes unpleasantly sharp attacks. New York Times Co. v. Sullivan, 376 U.S. 254, 271 (1964). Surely, the government's interest in preventing the use of electronic communications to inflict emotional distress would still undoubtedly be furthered even if some State statute did not apply to the type of discourse the Plaintiff may or may not of engaged in political speech on matters of public concern, aimed at alerting government officials, and exposing wrongdoers.

COUNTII - FRAUD ON COURTS ALLEGATIONS

33. Defendants worked between Judicial circuits in a select Enterprise of Judges, civil servants to time dockets on both illegal civil foreclosure cases and criminal cases, in an effort to subdue THE ENGINEER in Hillsborough County courts and expedite illegal trials to steal the land and hide the secret underground critical health resource.

34. Below is a copy of email correspondence proving THE ENGINEER was setup and kidnapped by Hillsborough County District 13 staff (with help of Lee County and Sarasota County Dist 12 and 20, as well as Broward County District 17) where Public Defender Chris Shaw, the entire State Attorneys office, Mark Ober, Andrew Warren, Pam Bondi and Judges

during the 2016 Election pulled a fake arrest to subdue THE ENGINEER when land cases were up in Middle District, 11th District Court of Appeals, and Sarasota Courts.

35. The Enterprise worked with Cops, Media, Pulse Bar, Commissioners, Hospital boards and these lawyers, Judges and police to attack America. They filled out fake AR-15 death threats on Pulse bar week. Chris Shaw was the Public Defender for the Plaintiff for the Boston Bomb bond hike on April 15, 2013 for Mosaic chief council case with Dave Weinstein at Greenberg Traurig disappeared two day before trial.

36. Attorney Chris Shaw is an arch Criminal with the Enterprise and Judges on the payroll of the Enterprise in with the DEFENDANTS. See exhibit below which ties to an entire case(s) of lies to attack the Plaintiff, his land, America and kill millions with Cancer Rates at the Tap in a major Cancer cluster of America in retired West Florida.

From: Catisha Smith - catisha.smith@fla.uscourts.gov
Date: 9/4/18 3:33 PM (GMT-05:00)
To: Christine Giberti - christine.giberti@fla.uscourts.gov
Subject: FW: Zachary Bell

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

From: Mosakowski, Robert T. Robert.T.Mosakowski@fla.uscourts.gov
Sent: Friday, August 31, 2018 3:24 PM
To: Catisha Smith - catisha.smith@fla.uscourts.gov
Subject: FW: Zachary Bell

Catisha attached is the report written by DDC Marshall Zachary Bell. Additionally, Mr. Shaw brought in his computer this afternoon. Our IT department spent over an hour going through it attempting to find the email but could not find it.

Thank you,

Robert F. Mosakowski
Assistant State Attorney
Deputy Chief of Felony Division B
(813) 274-1732

Proof no AR-15 threat was found but Judge Wolfe and State attorney forced plea to get to Sarasota case after 6months of Torture and confinement

FAKE POLICE REPORTS WITH AR-15 TIMED WITH PULSE BAR SHOOTING BY

HILLSBOROUGH COUNTY DISTRICT 13
Figure

37. Compare **U.S. v. Throckmorton**, 98 U.S. 61, 25 L.Ed 93 (1873)E, **Hazel-Atlas Glass Co. v. Hartford Empire Co.**, 64 S. Ct. 997 (1944); **Demjanjule v. Petrovsky**, 10 F. 3d 338 at 352 (6th Cir 1993)

38. A cause of action for fraud on the court may be brought at any time, and any order, judgment or decree, obtained by fraud upon the court may be recalled and set aside at any time, whether entered in a civil or criminal case. See, **State v. Booker**, 314 So. 2d 136 (Fla. 1975).

39. Judges and attorneys are officers of the Court. A State judge is a state judicial officer, paid by the state to act impartially and lawfully. A federal judge is a federal judicial officer, paid by the federal government to act impartially and lawfully. State and federal attorneys fall into the same general category and must abide by the rules. A judge is not the court. **People v. Azic**, 88 Ill.App.3d 477,410 N.E.2d 626 (1980).

40. In **Bullock v. United states**, 763 F.2d 1115, 1121 (10th Cir. 1985), the court stated "Fraud upon the court is fraud which is directed to the judicial machinery itself and is not fraud between the parties or fraudulent documents, false statements or perjury...where a judge has not performed his/her judicial function — thus where the impartial functions of the court have been directly corrupted."

41. "Fraud upon the court" has been defined by the 7th Circuit Court of Appeals to "embrace that species of fraud which does, or attempts to, defile the court itself, or is a fraud perpetrated by officers of the court so that the judicial machinery cannot perform in the usual manner its impartial tasks of adjudging cases that are presented for adjudication."

42. **Kenner v C.I.R.**, 387 F.3d 689(1968); 7 Moore's Federal Practice, 2d ed., p. 512, 60:23. The 7th Circuit further stated "a decision produced by fraud upon the courts not in essence a decision at all, and never becomes final."

43. "Fraud upon the court" makes void the orders and judgments of that court. It is also **clear and well-settled that any attempt to commit "fraud upon the court" vitiates the entire proceeding.** The People of the State of Illinois v. Fred E. Sterling, 357 Ill.354;192 N.E. 229 (1934) ("The maxim that fraud vitiates every transaction into which it enters applies to judgments as well as to contracts and other transactions."); *In re Village of Willowbrook*, 37 Ill. App.2d 393 (1962) ("It is axiomatic that fraud vitiates everything.").

44. **The Following State and Federal cases in Florida, Georgia and Washington have knowledge of the timeline and hidden US and Global Drinking Water Resource, knowledge and crimes of Genocide/Eugenics in US potable water supply vs Alkaline filtered spring water supply.**

US Supreme Court case:18-1110 Cecil Daughtrey, et ux., vs Rivera

US Federal Court

District of Columbia case: 19-cv-00738 Gilberti vs Federal Reserve, et. al

Florida US Middle Dist case: 9:13-bk-14831-FMD Daughtrey vs Rivera
9:19-ap-00104-FMD Gilberti vs Rivera, et. al,

Georgia 11th Dist case: 2:15-cv-35-Ftm-29 Daughtrey vs Rivera

Sarasota Cases: 2011 CA 004209 NC BSFL Holdings vs Daughtrey

2015 CA 006544 NC Gilberti vs 72 Partners LLC

2016 CA 000205 NC 72 Partners vs Joe Gilberti

Hillsborough Cases: 12-CM-011299-A State of Florida vs Joe Gilberti

13-DR-006408 David Weinstein vs Joe Gilberti

13-DR-007061 Vincent Marchetti vs Joe Gilberti

13-CM-008278-A State of Florida vs Joe Gilberti

16-CF-010976-A State of Florida vs Joe Gilberti

18-CF-004829-A State of Florida vs Joe Gilberti

18-CF-005038-A State of Florida vs Joe Gilberti

Broward County Cases: CACE 18-008568 Borges vs Cruz

CACE 18-009607 Pollack vs Cruz

18001958CF10A State of Florida vs Cruz

17002130CF10A State of Florida vs Cory Gilberti
19-005019 Israel vs Desantis

Florida DOAH Cases: 17-003257PL –Fla Board of Engineers vs Gilberti
18-003276 – Polk Regional vs Peace River-Swfwmd

Florida Board of Eng Case: 2016-029320 – Board of Engineers vs Joe Gilberti

RICO ACTION ALLEGATIONS

PLAINTIFFS' RICO CASE STATEMENT PURSUANT TO THE LOCAL RULES' STANDING ORDER IN CIVIL RICO CASES

Plaintiffs hereby file their RICO Case Statement as required by Local Rules as follows:

1. The alleged conduct that is claimed to be in violation of 18 U.S.C. 196 (a), (b), (c) and/or (d).

45. Plaintiff asserts claims listed in Introduction and below for violations of 18 U.S.C. Sec. 1962 (a), (b), (c) and (d).

46. The individual RICO Defendants named herein formed a strategic alliance with THE MOSAIC COMPANY (aka Mosaic Fertilizer), Environmental Protection Agencies, Center of Disease Control, Greenberg Traurig Law, Southwest Florida Water Management District, Sarasota County, Manatee County, Hillsborough County, Desoto County, Lee County, Collier County, Pinellas County, Polk County, Broward County, Dade County, Palm Beach County, local water supply regulatory Agencies, Hospitals, Hospital Foundations, Leaders, Banks and Pharmaceutical groups to keep Cancer rising from Water Supply LOW Level of Service with poor raw drinking water resources.

47. DEFENDANTS collectively and politically through local Engineering, Environmental and Consulting selections by Hillsborough, Pinellas, Polk, Pasco, Manatee, Desoto, Charlotte, Lee, Hendry, Polk County(s), as well as Municipal Cities within, Peace River Manasota Water Authority, Tampa Bay Water and Southwest Florida Water Management worked together to collect massive amounts of Revenues by making millions sick with higher

cancer rates, more Medicine sales, bad medicine production with poor water resources and inflating Medicaid cost and Water bills (see **Gilberti vs Ardunra, et. al., RICO filed in Middle District where discovery was skipped to hide the US Resource by their Continuing Service engineers for local counties and agencies**).

Clean Water Act

**Section 505(a)(2) of the Clean Water Act (CWA) and
Section 1449(a)(2) of the Safe Drinking Water Act (SDWA)**

- i. Failure to Utilize Higher Level of Service for Raw Water Resources from EPA and Peace River Manasota Water Authority Florida hidden Underground Alkaline Endless Spring Water River and improper use of State Revolving Funds, US Grants to build potential Terror attack above Sky Reservoirs (ZIKA Ponds) via RV Griffin Reservoir after Hurricane Charlie pursuant to Title 42 U.S.C. to protect the Public Safety and Welfare of US citizens at the Tap of a 4 to 6 County Regional System.**
- ii. Harboring known US Terrorist Attacks surrounding this critical medicine changing Unique underground Spring water mixture and Resource and its court docket timing to kidnap THE ENGINEER Gilberti while attacking his land and his clients land with Florida Dept of Justice and Leaders.**

- 2. The identity of each defendant and the alleged misconduct and basis of liability for each.**
- 3. List the alleged wrongdoers, other than the defendants listed above, and state the alleged misconduct of each wrongdoer:**

48. See related cases of Racketeering cases on common defendants and agencies listed in this complaint and past that are headed to the US Supreme Court and more to be filed as this World Resource is not leaving or moving anytime in the next 100million years.

- 4. Identity of the alleged victims and the manner in which each victim was allegedly injured.**
- 5. A description of the pattern of racketeering activity or collection of unlawful debts**

alleged for each RICO claim:

50. See attached.

5. A detailed description of the alleged enterprise for each RICO claim:

51. The individual enterprise Defendants acted as an enterprise within the meaning of 18 U.S.C. 1961(4) which defines "enterprise" as "any individual, partnership, corporation, associations or other legal entity, and any union or group of individuals associated in fact and although not a legal entity"

- a. The Individual RICO defendants are named at the top of the Complaint and Parties listed. Defendants here are employees and/or agents of various levels of State and Local government in the State of Florida and US Congress as well as major Wall Street groups, and local land developers, bankers, appraisers, environmental and Engineering consultants, bottling corps, Hospital foundations and more. Together, and through their various government roles formed an association in such as but not limited to the Florida Water Forum, Enterprise Florida and Sarasota Tiger Bay Club. The DEFENDANTS consisting of the individual RICO defendants named herein set forth in this complaint, used their authority and power to develop and carry out the fiscal scheme to use toxic polluted, radioactive Peace River water and arsenic Ground water raw resources instead of Alkaline endless spring water underground rivers (ready to drink). The Peace River was known to be unsuitable for use and expensive to properly treat, and DEFENDANTS want to steal the land, hide the volumes and sell medicine. They want to hide the knowledge that finds many more in days.
- b. DEFENDANTS purposely hid US Resources from millions of People that affect National Security, Economics and Government overspending and borrowing from the Rothschild IMF Banks at the Federal Reserve by holding back the sustainability and FREE Energy and Medicine this US Unique Resource provides to billions of World People.
- c. DEFENDANTS held up years of good Trade with other nations keep Wars moving as this site shows mankind how to find Endless Clean Water, hence endless food and reasons for World Peace and no enemies or boundaries. Why would Nations fight with endless Free Energy and Food this World Resource and its knowledge opens.
- d. DEFENDANTS working with the Federal Reserve collect over \$600 billion in Interest each year from \$20 Trillion in Debt that was only \$1 Trillion when RV Griffin Reservoir was installed instead of exposing this World Water and Energy knowledge this resource teaches the University system and all the innocent in the government. The rotate tax base to Judges with large land tracts making decisions on cases and working in the same circuit like Judge Hall, Judge Kimberly Carlton Bonner and many more, attacking America.
- e. DEFENDANTS manipulated Tampa Central Command and Local Leaders,

Police, Judges, EPA, Swfwmd and Tampa Bay Water Authority to hide this Resource with the Bush Family who invests in Water Resources to hide them with Coke and Nestle to keep War Machines going and Migration of immigrants who don't have resources in their town for food and Water due to Weather and climate in colder areas.

f. The CDC and World Health Organization with World Bank/Federal Reserve Central Banks of this World Water and Health knowledge with this Enterprise, Obama, Trump, Biden, Bush Clinton and EPA administration for decades to kill Americans and cause more viruses through pathogens in water by hiding this Global resource and it knowledge to find the rest in days, hidden by the same Florida and Tampa Central command enterprise of idiot Judges, Cops and Lawyers lost now.

6. **State whether you allege and describe in detail how the pattern of racketeering activities and the enterprise are separate or have merged into one entity:**

52.

7. **The alleged relationship between the activities of the enterprise and the pattern of racketeering activity, including a description of the manner in which the racketeering activities differs, if at all, from the usual and daily activities of its employees.**

8. **The benefits, if any, the alleged enterprise receives or has received from the alleged pattern of racketeering.**

53. Judges surrounding the property and Commissioners have worked with FDEP and Leaders to hide this resource as Lennar, Culverhouse, Palmer Ranch, Lakewood Ranch, Benderson Development, Debartolo, Bottling corps and more hid it to sell medicine, bottled water, cancer centers and arsenic homes to US Citizens. Filling the tap of Hospitals with treated Radioactive rivers from Peace River, the worst Water plant in Florida right next to this underground river! They all knew and killed American kids who never had a chance! For Money! And Votes!

54. DEFENDANTS have capitalized on military spending as Wars and Hunger would be massively reduced once this site opens the knowledge to find more via Meteor impacts to Oceans beneath Earth.

55. Describe the effect of the activities of the enterprise on interstate or foreign

commerce.

9. If the complaint alleges a violation of 18 U.S.C. Section 1962(a), provide the following information:

56. The Vault and timeline will detail out the coordination with Judges, Circuit Courts, Federal court in Tampa and abroad working with a network tied to US and Florida Leaders, Developers and Media to subdue the Engineer timed with civil cases, permitting the resource and whistleblowing the resource in a Petition of Redress using Social Media, emails and more as a Utility to expose Earths No1 Health and Energy Resource and Global knowledge hidden from Humanity! These Judges and Courts all need to be arrested and replaced with REAL AMERICANS! The Leaders, Cops, Teacher and more were too scared to help, like what you see with the masks and nobody exposing this \$20bill crap!! Grow up Judges and Courts as your done. And if this courts dismisses this or allows a sale to proceed with Terrorist on this land and attacking this land, then this Court is next on the list for a civil case until we go through 50 States and everyone is detained by the masses. Nobody is above the Law and the lawyers, Judges and their game is OVER!

12. If the complaint alleges a violation of 18 U.S.C. Section 1962(b), provide the following information:

57. Racketeering through a long time known Tri-State Florida Water wars in the panhandle involving water supply groups hiding these secret underground Rivers in Alabama, Georgia and Florida to pay lawyers and tax Citizens while hiding the true water resources. Kidnapping THE ENGINEER with corrupt Judges and shooting building up with Broward Cops and faking Parkland shooting. The timing is so obvious and millions know. And soon many Parkland kids are going to cross as promised. Then all Judges involved are arrested as we have the Petitions building now.

13. If the complaint alleges a violation of 18 U.S.C. Section 1962(c), provide the following information:

a. The individuals who are employed or associated with the enterprise:

58. See Defendants, Introduction and list of groups described in the Complaint that will grow with discovery and other lawsuits tied to this complaint throughout Florida and the United States.

b. Whether the same entity is both the liable "person" and the "enterprise" under Section 1962(c)

15. If the complaint alleges a violation of 18 U.S.C Sections 1962(d), describe in detail the alleged conspiracy.

16. The alleged injury to business or property

17. The direct causal relationship between the alleged injury and the violation of the RICO Statute.

59. THE ENGINEER has suffered loss of Home, business, Reputation, monies, family members, emotional damages as well as his client from the DEFENDANTS massive Torts and US Terrorism acts to the United States of America and the US Resource. DEFENDANTS took almost 15 years of the Plaintiff's life and time with his Children to kill Americans with Cancer rates and overcharge for Medicine.

60. See damages stated in Vault that will show monies and pumping rates in the Millions of dollars per day. But nobody can put a price on lost time with family, death of family members by this Enterprise as they killed my father while I'm in the Tampa Hole, as he had the down the Hole video disks that show the endless capacity. All Judges are harboring Terrorism and Murder with 72 Partners and Florida Leaders, Washington Leaders, including Obama, Bush, Clinton, Trump, Biden, Pence and all Congress who have known since 2012 and helped Attack America and this World resource to KILL Children.

18. The damages sustained for which each defendant is liable.

61. See above. TBD. Exceeding \$15,000.00 US Dollars.

19. A description of the Federal causes of action, if any, and citation to the relevant statutes.

- i. 42 U.S.C. § 1983 – SUBSTANTIVE DUE PROCESS – DEPRIVATION OF CONTRACTUALLY CREATED PROPERTY RIGHT
- ii. 42 U.S.C. §1983 – PROCEDURAL DUE PROCESS – DEPRIVATION OF CONTRACTUALLY CREATED PROPERTY RIGHT
- iii. 42 U.S.C. §1983 –SUBSTANTIVE DUE PROCESS– STATE CREATED DANGER
- iv. 42 U.S.C. §1983 – SUBSTANTIVE DUE PROCESS – BODILY INTEGRITY
- v. Section 505(a)(2) of the Clean Water Act (CWA) and Section 1449(a)(2) of the Safe Drinking Water Act (SDWA)
- vi. Florida Deceptive and Unfair Trade Practices Act (“FDUTPA”).
- vii. Florida Fair Lending Act, section 494.0078, *et seq.* (“FFLA”)
- viii. Florida Consumer Collections Practices Act (“FCCPA”)
- ix. CIVIL CONSPIRACY

20. A description of pendent state claims in the complaint, if any.

- i. Fraud on the Courts and Terrorism using Smith-Mundt Act.
- ii. Breach of Fiduciary Duty as an US Agency to Protect the Public Safety, Welfare and Security of THE PEOPLE
- iii. Nuisance
- iv. Negligence
- v. Gross Negligence
- vi. Unjust Enrichment
- vii. Conspiracy and Racketeering of Federal Funds to pump Radioactive water and sell medicine to millions of innocent People. To fill Cancer centers with dead children.
- viii. Trespass
- ix. Intentional Infliction of Emotional Distress

x. Negligent Infliction of Emotion Distress

21. Any additional information plaintiff feels would be helpful to the Court in processing the RICO claim.

61. Plaintiffs believe and wish to emphasize that a significant volume of highly relevant evidence supporting the claims herein will be obtained through discovery. Plaintiffs reserve their right to supplement this form as this information comes to light so as to provide the Court with these additional facts. For example, criminal investigations into this matter are pending and have yet to disclose their findings or reports. In addition, plaintiffs had not had the chance to obtain email correspondence that will likely further reinforce every fact and allegation contained herein, as many of the individual defendants named herein have been moving to new companies, relieved from duty, rotated to new municipalities or firms, retired, etc.

62. Plaintiffs reserve the right to amend the DEFENDANTS and actions set forth above if discovery and/or further investigation reveal that any should be expanded, divided into specific enterprises regarding said issues that collectively are working in a mob, or modified in any way.

VI. COUNTS

COUNT I: § 1983 CLAIM OF RETALIATION FOR EXERCISE OF FIRST AMENDMENT PROTECTED FREE SPEECH ACTIVITY AGAINST DEFENDANTS

63. Plaintiffs (THE ENGINEER) re-allege and incorporates by reference all of the preceding paragraphs in this complaint.

64. Defendants personally, maliciously, and under color of state law deprived Plaintiffs of Plaintiffs' rights under the First Amendment to the United States Constitution, which are secured through the Fourteenth Amendment, by maliciously retaliating against Plaintiffs for Plaintiffs' exercise of the constitutional right of free speech to protest government activity of great public interest of which Plaintiffs disapproved and protested peacefully without interfering with the State's operations.

65. In depriving Plaintiffs of these rights, Defendants committed these unlawful violations under color of state law in bad faith and with malicious purpose in reckless, wanton, and willful disregard of Plaintiffs' human, safety, and property rights.

66. This deprivation under color of state law is actionable under and may be redressed by 42 U.S.C. §1983.

COUNT II: § 1983 CLAIM OF FOURTH AMENDMENT ILLEGAL SEARCH AND SEIZURE OF PLAINTIFFS' BODY AND PROPERTY AGAINST DEFENDANTS

67. Plaintiffs re-allege and incorporate by reference all of the preceding paragraphs in this complaint.

68. Defendants personally, recklessly, maliciously, and under color of state law deprived Plaintiff of Plaintiff's liberty rights under the Fourth Amendment to the United States Constitution, which are secured through the Fourteenth Amendment, by forcing Plaintiffs to into jails and subduing his family members without a warrant or any probable cause to believe Plaintiff committed any crime.

69. In depriving the Plaintiffs of these rights, Defendants committed these unlawful violations under color of state law in bad faith and with malicious purpose in reckless, wanton, and willful disregard of Plaintiff's human, safety, and property rights.

70. This deprivation under color of state law is actionable under and may be redressed by 42 U.S.C. §1983.

COUNT III: STATE TORT OF CIVIL CONSPIRACY AGAINST DEFENDANTS

71. Plaintiffs re-allege and incorporate by reference all of the preceding paragraphs in this complaint.

72. Defendants conspired together to commit illegal searches of Plaintiffs' body and property in violation of the United States Constitution's Fourth Amendment as applied to the States via the Fourteenth Amendment. These probes by State employees were done without a warrant and with reckless indifferences to Plaintiffs' rights.

73. Defendants conspired to retaliate against Plaintiffs for Plaintiffs' clearly established First Amendment constitutional right to voice disapproval of Defendants actions on Water Supply.

74. Defendants, together, retaliated against Plaintiffs by attacking Plaintiff's family members, threatening Plaintiffs from local government buildings to stop permitting and exposure of the US hidden Resource so Plaintiffs could not obtain transparency, and ultimately forcing Plaintiffs to take pleas in duress with timed fake criminal cases with civil land and lien cases in other circuits counties apart to otherwise injure Plaintiff.

75. The actions underlying this conspiracy are illegal under the United States Constitution's First and Fourth Amendments as applied to the States via the Fourteenth Amendment.

76. This deprivation under color of state law is actionable under and may be redressed by 42 U.S.C. §1983 and 28 U.S.C. §1367.

COUNT IV: 42 U.S.C. § 1983 CLAIM AGAINST DEFENDANTS FOR RECKLESS INDIFFERENCE TO PLAINTIFFS' CLEARLY ESTABLISHED CONSTITUTIONAL RIGHTS

77. Plaintiffs re-allege and incorporate by reference all of the preceding paragraphs in this complaint.

78. Defendant's encouraged, caused, allowed, and/or enabled Defendants to violate Plaintiffs' constitutional and state rights without fear of discipline for those violations. See *Monell v. Department of Soc. Svcs.*, 436 U.S. 658 (1978).

79. Defendants demonstrated a policy of deliberate indifference to such civil rights violations. See *City of Canton v. Harris*, 489 U.S. 378, 389 (1989).

80. Defendants callous, reckless, wanton, and malicious actions under color of state law before, during, and after this loss, have caused Plaintiffs to suffer and continue to suffer the damages Plaintiffs have described.

81. These deprivations under color of state law are actionable under and may be redressed by 42 U.S.C. §1983.

RELIEF REQUESTED

WHEREFORE, Plaintiffs respectfully request the following relief:

- A. Plaintiffs re-alleges and incorporates by reference all of the preceding paragraphs in this complaint,**
- B. Trial by jury on all issues so triable;**
- C. General and special compensatory damages;**
- D. Punitive damages;**
- E. Injunctive relief ordering Defendants to stop all Water infrastructure funding of in Florida until this resource is assessed and tied into the Peace River Manasota Water Supply system; Detain all Civil Servants, Engineers, Consultants, Lawyers and Police who falsified Police reports, water supply resources studies in the region, and ignored the timed Terrorism and called it 'Patently Insubstantial' or ignored it.**
- F. Award to Plaintiffs of reasonable attorneys' fees and costs incurred in connection with this action from the Defendants pursuant to 42 U.S.C. §1988;**
- G. Stay all Florida Court and US Court proceedings to with this case to move to discovery as Pipeline permit is finalizing and other case Judges, Courts and more lied and are being investigation for US Treason.**
- H. Allow time to depose all Judges and persons of interest listed in the Vault to open the rest of these secret underground resources they hid for years to kill Americans and hid this knowledge from other Nations to keep starvation, wars and diseases rising.**
- I. Initiate a Emergency Stay on the ILLEGAL Sale being processed by 72 Partners LLC and Sarasota County Clerk and the Sarasota Circuit 12 Judges caught in a Eugenics and Racketeering operation involving a US Critical medicine resource hidden by**

Tampa Central Command, Bush Family and a long list of Florida leaders, developers and Tampa Moffit Cancer centers.

G. Pretrial interest on compensable attorney's fees; and,

H. Such further and different relief as is just and proper or that is necessary to make the

Plaintiff whole

DEMAND FOR A JURY TRIAL

Plaintiffs, for themselves hereby demands trial by jury on all issues so triable as a matter of right.

Date: September 4, 2020

Is/Joe Gilberti

Joseph D. Gilberti, Jr., P.E.

Plaintiff

385 Donora Blvd

Ft Myers Beach, FL 33931

813-470-6000

gilbertiwater@gmail.com

www.gilbertibluegold.com

Cc: **US House of Representatives**
Administrative Council
Ford House Office Building
Room 217
Washington DC, 20515

Honorable William Pelham Barr
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

US Senate Committee on Homeland Security and
Government Affairs
340 Dirksen Senate Office Building
Washington DC, 20510

EXHIBIT A
Hundreds of US Citizens and Activist group Request Engineering Gilberti AS EXPERT

FACTS

Public records correspondences between Desoto County Commission, Charlotte County Congress and Sarasota Assembly and local Activists and Public requesting Engineering Gilberti as expert to expose Mosaic and this Water Supply under attack presented on February 18, 2020.

Hi Mandy, On February 4th 2020 at 12:22pm I sent you a request for an expert Witness to represent the stakeholders of Desoto county at the Mosaic workshop on February 18th and I've not heard back from you since. Please contact me before tomorrow's meeting.

Thank you

**Mike Zarzano-county steward
Charlotte County Congress
941-800-7555**

Sent from my iPhone

Begin forwarded message:

From: Charlotte County Congress <charlottecountycongress@gmail.com>
Date: February 4, 2020 at 12:22:12 PM EST
To: Desoto County Admin Mandy Hines <m.hines@desotobocc.com>
Cc: sarasotacountycongress@gmail.com
Subject: Expert Witness Request-LandTech Biography 2020.pdf

To Administrator Mandy Hines,

Pursuant to the rules for expert testimony-

This is a formal and official request by the concerned people and stakeholders of Desoto county and in adjacent Charlotte county to provide an expert witness at your Desoto county workshop on February 18, 2020 at 9am and 1pm regarding Mosaic mining and the potential threat this activity poses to the surface water and the deep Floridan aquifer under Desoto county and all adjacent counties in the region and toward the southward direction of the natural water flow.

Attached you will find the bio, credentials and resume of Professional Engineer Joseph Gilberti. In the next email we will provide a sample of the subject matter and issues at hand on the table to be discussed.

Thank you.

I am sincerely,

Michael Zarzano

Admin-Charlotte County Congress (NGO)



LandTech Design Group, Inc., a state certified Professional Engineering firm, provides real estate planning and engineering consulting services, due diligence, permit expediting and construction management to clients in both the public and private sector. Our expertise lies mainly in the land development and real estate analysis areas with emphasis on permitting and business development in the areas of engineering and construction of planned residential neighborhoods, commercial and retail shopping centers, rock pits, roads, pump stations, railroads, and golf courses; access management, permitting, right of way acquisition, outdoor advertising, growth management and airport development. We also provide a broad array of due diligence consulting services and represent clients before the throughout the Eastern United States, predominately the State of Florida, as well as the Caribbean Islands.

LandTech Design Group, Inc. currently serves as business and program development consultants to various **Corporations, Developers, Limited Partnerships and Joint Venture investors**. The organization also provides eminent domain expertise to law firms and several public entities throughout the state. We provide consulting services for both private developers and public entities as to land utilization regarding **growth management, permitting, condemnation, Acquisition Performas, airport development, funding, and grant assistance**.

Our staff has served a variety of clients who have business interests in the planning and Real estate development field. **Mr. Joseph Gilberti, P.E.** is a native Floridian and second generation professional civil engineer who has been a sole proprietor in civil engineering and site development contracting for over 20 years. He has worked in South Florida within the Tri-County area for major engineering firms such as **URS, Dames & Moore, Craig A. Smith & Associates, CCL Consultants and others under various contracts and as office manager leading both large and small developments.**

Mr. Gilbert's has over 25 years experience with South Florida Water Management District, St. John Water Management District, Southwest Florida Water Management District, Lake Worth Drainage District, Florida Department of Environmental Protection and the Army Core of Engineers. Mr. Gilberti has also worked with Dade, Broward and Palm Beach County and all of the City's within these Counties throughout these past years and has now developed relationships with many west coast areas such as Collier County, Lee County, Charlotte and Sarasota Counties and many areas across Florida on both private and public sectors.

EXPERT RESUME

**ACCEPTED FOR WATER SUPPLY BY LOCAL PUBLIC AND DESOTO COUNTY WORKSHOP
ON CRITICAL WATER SUPPLY AFFECTED BY MINING CAUSING CANCERS**

JOSEPH D. GILBERTI, P.E.

(813) 470-6000

Title	Senior Civil Project Manager/Owner
Expertise	Civil Engineering and Project Management for small to very large scale land development projects. Permit expediting and due diligence. Owner of LandTech Design Group, Inc., a licensed Planning, Engineering and Consulting firm in Florida for approximately 20yrs – Certificate of Authorization #27894
Academic Background	Bachelor of Science, Mechanical Engineering, University of Florida, 1993
Registration	Professional Engineer Florida PE #56079 ASCE American Society of Civil Engineers ASME American Society of Mechanical Engineers FES Florida Engineering Society Engineering Contractor CLASS A - Broward County CCE#87-971
Experience	Self employed for the last 20 years in the State of Florida. Civil engineering, planning, zoning and construction administration knowledge throughout the State of Florida for over 30 years. Similar consulting experience within the surrounding states such as GA, SC, NC and the Caribbean islands as well. Land development engineering projects within these areas including site feasibility studies; site planning; platting and regulatory approvals; value engineering; construction cost estimates; construction management and inspection; environmental issues, as well as complete engineering site work design including site planning and processing; due diligence; water distribution systems; sanitary sewer collection and transmission systems; surface water management and site drainage systems; paving and grading design; and pavement marking and signage. Similar project experience is as follows:
Project Experience	<p>\$ Plans and Resource access documents for a future 300mile Transmission System along U.S. Interstate I-75 providing Alkaline mineral spring water to existing municipalities, utility service areas to millions of Taps solving public needs via National Resource Defense Council issues regarding Florida North South Water Supply Conflict. Land owners with Resource and Engineer of Record to create over one million new jobs, new medicine and lower water utility cost to citizens.</p> <p>\$ River Hall Storm water management permitting - 1000 Acre Subdivision - Lee County, Florida</p> <p>\$ Somerset at Plantation - 500 Acre plus Subdivision along Treeline Ave- Fort Myers, Florida</p> <p>\$ Paseo Development - 850 acre plus Subdivision - Lee County, Florida</p> <p>\$ Multiple residential subdivisions, municipal projects, schools, parks and public facilities throughout Collier/Lee/Charlotte/Hendry Counties - List available</p> <p>\$ Murdock Transportation Facility – Charlotte County School District Bus transfer station</p>

\$ Charlotte CTC Votec Educational Center – Port Charlotte, FL – Science building expansion/renovations and SWFWMD permitting

\$ Gladiolus Drive - SWM Permit Modifications to CDD systems for LCDOT

\$ Prima Luce - 105 Unit Twin Tower High Rise on River - Downtown First Street - Fort Myers, Florida

\$ Hidden Lake Residential - Multifamily Subdivision - Bonita Springs, Florida

\$ Treeline Preserve - Mixed Use - Commercial/Multifamily Mini Mall plaza - Fort Myers, Florida

\$ Various Commercial Retail and Office projects – Charlotte and Sarasota County

\$ 6000 Acre Due Diligence for Cammaretta Properties - DeSoto County, Florida

\$ Multiple 2500 Acre plus Due Diligence within Hendry County, Florida

\$ Paradise Shoppes of Estero - Commercial/Retail Plaza including Publix and Walgreens - Lee County

\$ S.R. 80 Lighting LAPP Coordination - Continuing Service with CFM for downtown lighting renovations/repair and grant funding

\$ Various Civil design and permit expediting for Elementary/Middle and High School Projects within Collier/Lee/Charlotte Counties

\$ Deering Bay Marina – Coral Gables, Florida – 35 slip Yacht marina – drainage, permitting, dredging and utilities

\$ Doral Housing Development – Homestead, Florida – infrastructure for multifamily and single family residential areas with two parks

\$ Florida International University – Miami, Florida – Student Housing Facilities

\$ SSDI Storm Utility – Miami Beach, Florida – Utility construction within Portofino DRI

\$ Mitsubishi Sales & Service – Miami, Florida – site engineering and Regulatory approvals

\$ University of Miami – Due Diligence for future student housing

\$ North Miami Beach – Various Traffic Calming analysis within city limits

\$ Biscayne Boulevard – Various drainage studies for overall improvements

\$ Silver Lakes and Silver Shores – Broward County – 1300 acres of platting and engineering including commercial and residential development, parks and roads.

\$ Port Everglades Berth 30 Crane Rail Extension

\$ Hollywood Fashion Mall - Alterations and Site Renovations

\$ Land Section 8 - Plum Bay/Plum Harbor, Tamarac, Florida - 500 Units

\$ Alhambra Springs - Pembroke Pines, Florida - 291 Unit Subdivision

\$ Bonaventure Tract 13, 30, 31, Broward County, Florida - Town homes

\$ Indigo Lakes, Coconut Creek, Florida - 450 Unit Subdivision

\$ Coral Bay, Margate, Florida - Master Drainage Routing, Numerous Subdivision within Cameron Waterways, Deerfield Beach, Florida - 300 Apartments

\$ Sawgrass Exchange, Coconut Creek, Florida - 570 Units Subdivision with Commercial

\$ Somerset at Jacaranda, Plantation, Florida - 150 Town homes

\$ Village at Harmony Lakes, Davie, Florida - 572 Unit Subdivision

\$ Palms at Sawgrass Mills, Sunrise, Florida - 400 Apartments

\$ Jog Estates, P.U.D. in Palm Beach County - 104 Unit Subdivision

\$ A-4 Lift station Restoration- Town of Palm Beach at the Breakers Hotel

\$ Yacht Club at Highland Beach, Palm Beach, Florida - Mid-rise Apartments on A1A and Intercostals Waterway Areas

\$ Barefoot Cove, Hypoluxo, Florida - 115 Apartments and US1 Turn lanes

\$ Town of Palm Beach D-12 Pump Station

\$ City of West Palm Beach Parks & Recreation – Numerous Parks and Cemeteries

\$ Marriott Ocean Point – Palm Beach Shores, Florida – site civil engineering/permitting

\$ Highland, Roosevelt & Addison Elementary, Palm Beach County, Florida

\$ City Pahokee, Palm Beach County - Water & Sewer Infrastructure Improvements

\$ Glades County Correctional Facility, Glades County, Florida - 750 Bed Prison

\$ The Pavilion Parking Garages – Tampa, Florida – Multi-story parking garages

\$ Crestwood, Royal Palm Beach, Florida - 218 Unit Subdivision

\$ Hyatt Resort & Casino – St. Kitts, West Indies

- \$ Asian Village Antigua Island – 1800 acres of Resorts, golf courses, villas and homes.
- \$ Exuma Bay Island – Bahamas, FL – Multiple hotels and golf course development for entire island including desalination plants, infrastructure and environmental permitting
- \$ Enron Nitrogen Power Plants – Dominican Republic, New Jersey, South Americas
- \$ ACOE Beach renourishment projects – Various cleanup earthwork dredging plans from Hurricane Hugo damages for the eastern United States.

Construction/Field Experience

- \$ Chapel Trails (800 acres) - Work drawings, survey, layouts for demucking fill, lake excavation and roadways. Estimated and supervised entire section contracted out.
- \$ Tamarac Public Service Complex - Installed parking lot and lake, subcontracted infrastructure for General Building Contractor.
- \$ Jones Intercable Complex - Work drawings, estimated and supervised off-site roadways, parking lot, water and sewer, and drainage.
- \$ Multiple field inspections pertaining to civil and utility issues for jobs listed above.

Citizenship United States. Born March 20, 1969, Miami, Florida.

EXHIBIT B

FDEP PERMIT AND APPROVED ENGINEERING PLANS FOR PHASE 1 SPRING WATER PIPELINE TO WEST FLORIDA AND SOUTH FLORIDA REGIONS HIDDEN BY DEFENDANTS DURING A NATIONAL CORONAVIRUS PANDEMIC

Applicant Name: ROBERT FLINT

Applicant Company: FLINT FARMS LLC / LANDTECH DESIGN GROUP, INC.

Permit File Number: 0078714-026-DS

Application Received Date: 05/01/2020

Project Name/Description: CLOSER TO THE HEART/Antioxidant Spring Water Transmission

Site Address: **

Dear Applicant:

Thank you for submitting your request for authorization to the Department regarding the above referenced project.

I am currently reviewing your request and will contact you as soon as possible. The Department values your time and wants you to know that we are working to streamline our review process and reduce the overall time needed to authorize activities.

If you did not include a full payment for this application's fees and would like to make an online payment for the outstanding balance, please visit the DEP Business Portal - <https://www.fldepportal.com> - and complete the online payment process for a submitted application. Please note that the following fee types may not be completed through this process:

- * Payments for annual fees
- * Payments processed by a local delegated program
- * Partial payments for application balances

If you feel you have received this email in error or if you have any questions, please contact me at Nolin.Moon@floridadep.gov or 239-344-5672.

Thank you and I look forward to working with you.

Regards,

Nolin Moon



Thu, Apr 30, 7:47 PM (7

Gilberti Water USA Blue Gold <gilbertiwater@gmail.com> days ago

to SRF_Report, South, Jon, Nolin, DOHSarasotaEH, LeeCHDEEF, chd50feedb
ack, contact.miamidade, contact, Paul, peter.gaynor, Desantis.OpenGovernment, Robert, J
ohn, Don, commissioners, peaceriver, karen.west, Chris.Constance@CharlotteCountyFL.g
ov, board, whs.pentagon.em.mbx.communications, Wheeler.andrew, Post.CHD006, preside
nt, president, bcc: Charlotte, bcc: FOXaroundtheworld, bcc: 60m, bcc: mayor,

bcc: sarasotatigerbayclub, bcc: NYAG.Pressoffice, bcc: nynews

Dear State Revolving Fund for FDEP Water infrastructure funding,

Please see attached Request for Inclusion on Florida Department of Environmental Protection Drinking Water Priority List, 9 mile Transmission plans for a proposed Service agreement for the Peace River Loop Option pumping arsenic radioactive treated Peace River with Mosaic and Phosphate mining spills, to be replaced with Alkaline spring water from a hidden endless underground river.

See attached permits, plans, water readings and application for inclusion funding. With viruses in Pathogens of Water, in a Coronavirus Pandemic, this economic and health resource goes to the TOP OF THE LIST.

This Water mixture is unique and so is this hidden underground river that can be validated in hours.

Please contact me if you have any questions or concerns. Please forward this to Ron Desantis and your office reviewers immediately so we can begin a alkaline housing boom in West Florida, new medicine and World Exposure as these hidden underground rivers are all over Florida, USA and Earth, see [Gilbertibluegold.com](http://gilbertibluegold.com).

https://youtu.be/0U_p22bQwLg Access to Underground River showing pure spring water ready to drink hidden for 50yrs by SWFWMD and more.

 [Close to the Heart - Alkaline Spring Water Ser...](#)

Sincerely,

Joe Gilberti PE
813-470-6000
gilbertiwater@gmail.com

----- Forwarded message -----

From: [Gilberti Water USA Blue Gold <gilbertiwater@gmail.com>](mailto:gilbertiwater@gmail.com)
Date: Thu, Apr 30, 2020 at 5:37 PM
Subject: Re: Electronic Notification of receipt/CLOSER TO THE HEART/0078714-025-DSGP
To: [Iglehart, Jon <Jon.Iglehart@floridadep.gov>](mailto:Jon.Iglehart@floridadep.gov), [South District <SouthDistrict@dep.state.fl.us>](mailto:SouthDistrict@dep.state.fl.us)
Cc: [Moon, Nolin <Nolin.Moon@floridadep.gov>](mailto:Nolin.Moon@floridadep.gov), [Robert Flint <flintfarms5277@yahoo.com>](mailto:Robert.Flint@flintfarms5277@yahoo.com), [John Larry <asepls4349@gmail.com>](mailto:John.Larry@asepls4349@gmail.com), [<SRF_Reporting@dep.state.fl.us>](mailto:SRF_Reporting@dep.state.fl.us), [<SouthDistrict.pws@dep.state.fl.us>](mailto:SouthDistrict.pws@dep.state.fl.us)

Dear Mr. Iglehart and Mr. Nolin,

Thank you very much for all your help expediting our permitting needs thus far. Its nice to see Government working so hard for citizens in trying times.

Attached is the individual FDEP permit application for the 9-mile Transmission for Closer to the Heart. Please withdraw the General Permit petition and replace it with this petition.

I can have the signed application, signed and sealed plans and fee by tomorrow or the same day we have the conference call to finalize the items early next week, which ever is best as this may be already fine filled out the way it is. I have question on minor items such as changes along the way during construction for the permit due to modifications and such.

We are available by phone conference anytime you wish. You have our numbers and information. I want to expedite this permit for our investors now. It looks like the fee is \$900 to process, please verify.

Please verify this application is the correct one, filed out appropriately, as I discussed this week, so we can file the fee, signed documents, and plans at your office immediately.

Thank you in advance for your assistance.

Sincerely,

Joe Gilberti PE

813-470-6000

gilbertiwater@gmail.com

 [Closer to the Heart - Alkaline Spring Water Ser...](#)

On Wed, Apr 29, 2020 at 9:54 AM Iglehart, Jon <Jon.Iglehart@floridadep.gov> wrote:

Joe,

Our office is closed till further notice – at least till the middle of May. We can set up a telecon meeting. Nolin Moon will be reaching out to you to set that up and on the application that we received as a copy of what you submitted to Desoto county. Since it's a GP and did not have a fee and was not signed by the property owner, we cannot approve it as is, or send a request for additional info. Could you send a note to either indicate it was not yet meant to be submitted or withdraw it and then we can go over the criteria to get a successful application in during our telecon?

Thanks,

jon

From: Gilberti Water USA Blue Gold <gilbertiwater@gmail.com>

Sent: Wednesday, April 29, 2020 9:33 AM

To: Iglehart, Jon <Jon.Iglehart@FloridaDEP.gov>; John Larry <asepls4349@gmail.com>; Robert Flint <flintfarms5277@yahoo.com>

Subject: Fwd: Electronic Notification of receipt/CLOSER TO THE HEART/0078714-025-DSGP

Jon,

Can we get a meeting this week or next at your office. I want to go over this permit petition and application to maybe consider a individual permit. Didnt know Desoto was gonna waive review.

I also want to verify jurisdiction on Well Field permit at FDEP and some other tap issues for our Servicing System to multiple water supply Regions via the West and S Fla pipeline in FDOT permit now too in District 1,4,6.

I want to discuss review scenarios we have that tie to this permit via the large 300mile Transmission presented to Dade Commission in 2014 and Broward in 2016.

We are presenting to Palm Beach County and about 40 Cities this summer in South Florida and southwest Florida on Blue Gold to Tap and new Medicine and sustainability Resources.

EXHIBIT C
Gilberti vs Ron Desantis et al – Racketeering Case
In Appeal at 11th District Court of Appeals Georgia

**IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR SARASOTA COUNTY, FLORIDA
CIVIL DIVISION**

**72 PARTNERS, LLC, a Florida limited
Liability Company,**

Plaintiff,

v.

CASE NO. 2021 CA 001089 NC

**JOSEPH D. GILBERTI, P.E., and individual
And Licensed Professional Engineer,**

Defendant,

v.

**Federal Bureau of Investigation (FBI), Central
Intelligence Agency (CIA), Department of Defense,
Pentagon (DOD), NASA, Nikki Fried Florida Agricultural
Commissioner, Florida Congress, Florida
Senate, US Middle District Court of Florida,
Twelfth Judicial Circuit Court of Florida, Thirteenth
Circuit Court of Florida, Twentieth Judicial Circuit
Court of Florida, Sarasota Planning and
Zoning Department, Sarasota Tax Collector,
Sarasota County Property Appraiser, Sarasota
County Clerk of Court-Comptroller, Sarasota
Health Department, Lee County Health Systems,
Center of Disease Control and Prevention, Florida
Power and Light (Nextra), Duke Energy, Peace River
Electric Corp (PRECO), Lisa Carlton, ex-Governor
Jeb Bush, ex-President Donald J. Trump, US Senator
Marco Rubio, US Congressman Vern Buchanan, Broward
Sheriffs Office, Boston Police Department, US Congresswoman
Marjorie Taylor Greene, Snyder Law Group, P.A.,
Dade County Board of County Commissioners,
Miami-Dade Water and Sewer Dept (WASD),
Palm Beach County Board of County Commissioners.**

Third-Party Defendants.

**DEFENDANTS ANSWER TO SHOW CAUSE, FORECLOSURE OF LIEN
COUNTER-CLAIMS, AND THIRD-PARTY CLAIMS**