



Supreme Court of Florida

TUESDAY, JUNE 7, 2022

CASE NO.: SC22-744

Lower Tribunal No(s).:

1D22-749; 4:21 cv 483-WS-MAF

L. POWERS

vs. UNCLAIMED PROPERTY C/O
RON DESANTIS C/O TAWANA
MCCELLAN,
ET AL.

Petitioner(s)

Respondent(s)

This case is hereby dismissed. This Court's jurisdiction to issue extraordinary writs may not be used to seek review of an unelaborated decision from a district court of appeal that is issued without opinion or explanation or that merely cites to an authority that is not a case pending review in, or reversed or quashed by, this Court. *See Foley v. State*, 969 So. 2d 283 (Fla. 2007); *Persaud v. State*, 838 So. 2d 529 (Fla. 2003); *Stallworth v. Moore*, 827 So. 2d 974 (Fla. 2002); *Grate v. State*, 750 So. 2d 625 (Fla. 1999).

No motion for rehearing or reinstatement will be entertained by the Court.

A True Copy
Test:

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

**L. POWERS,
a.k.a. ILANA RIGWAN,**

Plaintiff,

vs.

Case No. 4:21cv483-WS-MAF

**TREASURE HUNT.GOV,
STATE OF FLORIDA,**

Defendants.

ORDER

Plaintiff, proceeding pro se, initiated a civil rights action in this Court in early December 2021. ECF Nos. 1-2. After granting Plaintiff leave to proceed in forma pauperis, she was required to file an amended complaint. ECF No. 4. After review of Plaintiff's amended complaint, ECF No. 9, an Amended Report and Recommendation¹ was entered recommending this case be dismissed. ECF No. 10.

¹ Initially a Report and Recommendation, ECF No. 7, was entered because Plaintiff failed to file an amended complaint by the deadline provided. After the belated submission of the amended complaint, ECF No. 9, that pleading was reviewed and an Amended Report and Recommendation entered. ECF No. 10.

Plaintiff has now filed a "motion for full e-access, more time to respond in general, not dismiss, and to recuse MF." ECF No. 11. That motion consists of a title only and is insufficient as filed. It is denied.

Plaintiff then filed a motion for reconsideration. ECF No. 12. That document is directed to the attention of United States District Judge William Stafford. *Id.* at 1. Nevertheless, pursuant to the Rules of this Court, civil cases filed by pro se litigants are referred to a full time magistrate judge for all proceedings which involve nondispositive matters. N.D. Fla. Loc. R. 72.2(E). The motion for reconsideration is appropriately before the undersigned Magistrate Judge.² Having reviewed that motion, Plaintiff does not provide any basis to vacate or withdraw the Amended Report and Recommendation. Accordingly, Plaintiff's motion for reconsideration, ECF No. 12, is granted to the extent the motion was reviewed. Because the Amended Report and Recommendation was correct as entered, it will not be altered and will stand.

² Additionally, both the Report and Recommendation and the Amended Report and Recommendation informed Plaintiff of her opportunity to submit "objections" to the recommendation made. See ECF No. 7 at 4; ECF No. 10 at 7. Objections are directed to the attention of the presiding District Judge while a motion for reconsideration is directed to the attention of the judge who issued the order.

Accordingly, it is

ORDERED:

1. Plaintiff's omnibus motion, ECF No. 11, is **DENIED**.
2. Plaintiff's motion for reconsideration, ECF No. 12, is **GRANTED** to the extent the motion and the Amended Report and Recommendation, ECF No. 10, were reviewed. Finding the recommendation correct, the Amended Report and Recommendation will not be vacated or withdrawn.
3. The Clerk of Court must mail this Order to Plaintiff at: General Delivery, c/o 250 95 Street, Surfside, FL 33154.

DONE AND ORDERED on February 17, 2022.

S/ Martin A. Fitzpatrick
MARTIN A. FITZPATRICK
UNITED STATES MAGISTRATE JUDGE

No. 22-744

IN THE
SUPREME COURT OF THE UNITED STATES

L Powers — PETITIONER
(Your Name)

VS.

Undclaimed Property — RESPONDENT(S)

PROOF OF SERVICE

I, L Powers, do swear or declare that on this date, October 12, 2022, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

Gov. Ron DeSantis

400 S. Monroe St.

Tallahassee, FL 32399

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 12, 2022

L Powers

(Signature)