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App. 1

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT

DAVID ARCHER,
Appellant,

v.

**WINN DIXIE STORES, INC., and WESTERN
UNION FINANCIAL SERVICES, INC.,**
Appellees.

No. 4D21-3258

[June 23, 2022]

Appeal from the Circuit Court for the Seventeenth
Judicial Circuit, Broward County; Michael A. Robin-
son, Judge; L.T. Case No. CACE 17000822.

David Archer, Tamarac, pro se.

No appearance required for appellees.

PER CURIAM.

Affirmed.

KLINGENSMITH, C.J., CIKLIN and CONNER, JJ., concur.

* * *

***Not final until disposition of timely filed mo-
tion for rehearing.***

App. 2

IN THE CIRCUIT COURT
OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

DAVID ARCHER
Plaintiff(s),

vs

WINN DIXIE STORES
INC. et al
Defendant(s),

CASE NO: CACE 17000822

DIVISION NO.: 13

JUDGE:

MICHAEL A. ROBINSON

/

**ORDER ON MOTION FOR
EXPEDITED HEARINGS ON ALL ISSUES**

(Filed Nov. 9, 2021)

THIS CAUSE having come before this Court on Motion for Expedited Hearings on All Issues efiled October 27, 2021 and the Court having reviewed said petition and being duly advised,

Accordingly, it is

ORDERED AND ADJUDGED that said Motion is **DENIED. This lawsuit has concluded. The case is CLOSED.**

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida, this 9th day of November, 2021.

/s/ Michael A. Robinson
MICHAEL A. ROBINSON
Circuit Court Judge

App. 3

Copies furnished to:

All Parties of Record

App. 4

IN THE CIRCUIT COURT
OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

DAVID ARCHER

Plaintiff(s),

vs

WINN DIXIE STORES

INC. et al

Defendant(s),

CASE NO: CACE 17000822

DIVISION NO.: 13

JUDGE:

MICHAEL A. ROBINSON

**ORDER ON MOTION FOR
DEFAULT ENFORCEMENT ENTRY**

(Filed Nov. 9, 2021)

THIS CAUSE having come before this Court on Motion for Default Enforcement Entry efiled October 27, 2021 and the Court having reviewed said petition and being duly advised,

Accordingly, it is

ORDERED AND ADJUDGED that said Motion is **DENIED. This lawsuit has concluded. The case is CLOSED.**

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida, this 9th day of November, 2021.

/s/ Michael A. Robinson
MICHAEL A. ROBINSON
Circuit Court Judge

App. 5

Copies furnished to:

All Parties of Record

App. 6

IN THE CIRCUIT COURT
OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

DAVID ARCHER
Plaintiff(s),

vs

WINN DIXIE STORES
INC. et al
Defendant(s),

CASE NO: CACE 17000822

DIVISION NO.: 13

JUDGE:

MICHAEL A. ROBINSON

**ORDER ON MOTION FOR
HEARING FOR DAMAGES**

(Filed Nov. 9, 2021)

THIS CAUSE having come before this Court on Motion for Hearing for Damages efiled October 27, 2021 and the Court having reviewed said petition and being duly advised,

Accordingly, it is

ORDERED AND ADJUDGED that said Motion is **DENIED. This lawsuit has concluded. The case is CLOSED.**

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida, this 9th day of November, 2021.

/s/ Michael A. Robinson
MICHAEL A. ROBINSON
Circuit Court Judge

App. 7

Copies furnished to:

All Parties of Record

App. 8

IN THE CIRCUIT COURT
OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

DAVID ARCHER
Plaintiff(s),

vs

WINN DIXIE STORES
INC. et al
Defendant(s),
_____ /

CASE NO: CACE 17000822

DIVISION NO.: 13

JUDGE:

MICHAEL A. ROBINSON

**ORDER ON MOTION FOR
JUDGMENT ON THE PLEADINGS**

(Filed Nov. 9, 2021)

THIS CAUSE having come before this Court on Motion for Judgment on the Pleadings efiled October 27, 2021 and the Court having reviewed said petition and being duly advised,

Accordingly, it is

ORDERED AND ADJUDGED that said Motion is **DENIED. This lawsuit has concluded. The case is CLOSED.**

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida, this 9th day of November, 2021.

/s/ Michael A. Robinson
MICHAEL A. ROBINSON
Circuit Court Judge

App. 9

Copies furnished to:

All Parties of Record

App. 10

IN THE CIRCUIT COURT
OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

DAVID ARCHER
Plaintiff(s),

vs

WINN DIXIE STORES
INC. et al
Defendant(s),

CASE NO: CACE 17000822

DIVISION NO.: 13

JUDGE:

MICHAEL A. ROBINSON

/

**ORDER ON MOTION FOR
DISQUALIFICATION OF JUDGE**

(Filed Nov. 9, 2021)

THIS CAUSE having come before this Court on Motion for Disqualification of Judge efiled October 27, 2021 and the Court having reviewed said petition and being duly advised,

Accordingly, it is

ORDERED AND ADJUDGED that said Motion is **DENIED**.

DONE AND ORDERED at Fort Lauderdale, Broward County, Florida, this 9th day of November, 2021.

/s/ Michael A. Robinson
MICHAEL A. ROBINSON
Circuit Court Judge

App. 11

Copies furnished to:

All Parties of Record

App. 12

289 So.3d 479 (Table)

Unpublished Disposition

(This unpublished disposition is referenced in the
Southern Reporter.)

District Court of Appeal of Florida, Fourth District.

David ARCHER, Appellant,

v.

WINN DIXIE STORES, INC.; and Western Union
Financial Services, Inc., Appellees.

Nos. 4D18-2305 and 4D18-3539

|
[January 9, 2020]

Consolidated appeals from the Circuit Court for the
Seventeenth Judicial Circuit, Broward County; Mi-
chael A. Robinson, Judge; L.T. Case No. 17-822 CACE
(13).

Attorneys and Law Firms

David Archer, Tamarac, pro se.

Wesley L. Catri of Catri, Holton, Kessler & Kessler, P.A.,
Fort Lauderdale, for appellee Winn Dixie Stores, Inc.

Opinion

Per Curiam.

Affirmed.

Taylor, Ciklin and Kuntz, JJ., concur.

App. 13

2020 WL 2518021

**Only the Westlaw citation is currently available.
Supreme Court of Florida.**

David ARCHER, Petitioner(s)

v.

WINN DIXIE STORES, INC., et al., Respondent(s)

CASE NO.: SC20-464

|
MAY 15, 2020

Lower Tribunal No(s): 4D20-500; 4D19-335; 4D18-3539; 4D18-2305; 4D18-80; 062017CA000822AXXXCE

Opinion

The order of this Court dated May 14, 2020, dismissing the case for petitioner's failure to timely submit the filing fee or a proper motion for leave to proceed in forma pauperis is hereby vacated. Petitioner's filing fee was submitted to the Court on May 14, 2020.

App. 14

IN THE CIRCUIT COURT OF THE
SEVENTEENTH JUDICIAL CIRCUIT
AND FOR BROWARD COUNTY, FLORIDA

CASE NO: CACE17000822

JUDGE: Robinson, Michael A (13)

David Archer
Plaintiff(s)

vs.

WINN DIXIE STORE
INC. et al
Defendant(s)

**ORDER RESETTING
TRIAL**

(Filed Jan. 28, 2018)

THIS CAUSE having come before this Court on
the following Motion:

- ____ 1. Plaintiff Motion for Continuance of the trial.
- ____ 2. Defendant Motion for Continuance of the trial.
- ____ 3. Pursuant to the agreement of the parties, this matter is rolled over to the _____ docket.
- X 4. Court's sua sponte motion to rollover trial since it was not reached on the Trial Calendar, and the Court finds a re-setting to be appropriate. It is:

ORDERED AND ADJUDGED that this cause is
hereby stricken from the current Trial Calendar and shall
be reset on the Jury/Non-Jury calendar commencing
04-09-2018

App. 15

Calendar Call will be 03-26-2018 10:00 AM in Courtroom 14155 of the Broward County Courthouse, located at 201 S.E. 6th Street, Fort Lauderdale, Florida. Attorneys record and unrepresented parties in this Cause are required to appear at this Calendar Call.

The pretrial procedures contained in the original trial order shall remain in effect and all time limits should be adjusted to the new trial date.

DONE and ORDERED in Chambers, Fort Lauderdale, Broward County, Florida this 01-28-2018

/s/ Michael A. Robinson

CACE 17000822 01-28-2018 4 10 PM
CIRCUIT COURT JUDGE

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance.

Please contact Diana Sobel, Room WW20140, 201 S.E. Sixth Street, Fort Lauderdale, FL 33301, 954-831-7721 at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

App. 16

2020 WL 3046515

**Only the Westlaw citation is currently available.
Supreme Court of Florida.**

David ARCHER, Petitioner(s)

v.

WINN DIXIE STORES, INC., et al., Respondent(s)

CASE NO.: SC20-464

JUNE 8, 2020

Lower Tribunal No(s): 4D20-500; 4D19-335; 4D18-3539;
4D18-2305; 4D 18-80; 062017CA000822AXXXCE

Opinion

To the extent that petitioner seeks a writ of prohibition, the petition is hereby denied because petitioner has failed to demonstrate that a lower court is attempting to act in excess of its jurisdiction. *See Mandico v. Taos Constr., Inc.*, 605 So. 2d 850 (Fla. 1992); *English v. McCrary*, 348 So. 2d 293 (Fla. 1977). To the extent that petitioner seeks mandamus relief, the petition for a writ of mandamus is hereby dismissed. *See Mathews v. Crews*, 132 So. 3d 776 (Fla. 2014). No motion for rehearing will be entertained.

CANADY, C.J., and POLSTON, LABARGA, LAWSON,
and MUÑIZ, JJ., concur.

App. 17

2020 WL 3250535

**Only the Westlaw citation is currently available.
Supreme Court of Florida.**

David ARCHER, Petitioner(s)

v.

WINN DIXIE STORES, INC., et al., Respondent(s)

CASE NO.: SC20-464

|
JUNE 16, 2020

Lower Tribunal No(s): 4D20-500; 4D19-335; 4D18-3539; 4D18-2305; 4D18-80; 062017CA000822AXXXCE

Opinion

Petitioner's "Writ of Error Coram Nobis Motion to Remand and for Clarification of Order Dated 06/08/2020, Pursuant to Fla. R. App. 9.330(B) & (C) Federal Rules of Civil Procedures Rule(59)(E)(60)(B): Florida Rules of Civil Procedures, Rule 1.530 and Rule 1.540 to Adjudicate Petitioner's Hearing Filed, and Pending in the Tribunal: In the Alternative to Stay and or Recall Mandate; With the Disqualification Pursuant to Rule 9.100(e)(3) by Balancing Relative Harm Done by Remanding This Case for a New Trial on Petitioner's Motion to Remand With Writ of Prohibition, in This Supreme Court of Florida" has been treated as a motion for rehearing, and pursuant to this Court's order dated June 8, 2020, said motion is hereby stricken as unauthorized.

App. 18

141 S.Ct. 1378

Supreme Court of the United States.

David ARCHER, Petitioner,

v.

WINN DIXIE STORES, INC., et al.

No. 20-766.

|

February 22, 2021

Case below, 2020 WL 3046515.

Opinion

Petition for writ of certiorari to the Supreme Court
of Florida denied.

App. 19

141 S.Ct. 2586
Supreme Court of the United States.

David ARCHER, Petitioner,
v.
WINN DIXIE STORES, INC., et al.

No. 20-766.

|
April 26, 2021

Former decision, ___ U.S. ___, 141 S.Ct. 1378, 209
L.Ed.2d 122.

Opinion

Petitions for rehearing denied.

App. 20

**IN THE DISTRICT COURT OF APPEAL
OF THE STATE OF FLORIDA
FOURTH DISTRICT, 110 SOUTH TAMARIND
AVENUE, WEST PALM BEACH, FL 33401**

August 01, 2022

CASE NO.: 4D21-3258

L.T. No.: CACE17000822

DAVID ARCHER

v. WINN DIXIE STORES, INC.
and WESTERN UNION FI-
NANCIAL SERVICES, INC.

Appellant / Petitioner(s)

Appellee / Respondent(s)

BY ORDER OF THE COURT:

ORDERED that appellant's July 7, 2022 motion
for rehearing is denied.

Served:

cc: Wesley L. Catri David Archer, Clerk Broward
Hon. Michael A. Robinson

kk

/s/ Lonnn Weissblum

LONN WEISSBLUM, Clerk
Fourth District Court of Appeal

[SEAL]

App. 21

Supreme Court of Florida

TUESDAY, SEPTEMBER 6, 2022

CASE NO.: SC22-1174

Lower Tribunal No(s).:

4D21-3258; 062017CA000822AXXXCE

DAVID ARCHER	vs. WINN DIXIE STORES, INC. ET AL.
--------------	---------------------------------------

Petitioner(s)

Respondent(s)

This case is hereby dismissed. This Court lacks jurisdiction to review 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 Wheeler v. State*, 296 So. 3d 895 (Fla. 2020); *Wells v. State*, 132 So. 3d 1110 (Fla. 2014); *Jackson v. State*, 926 So. 2d 1262 (Fla. 2006); *Gandy v. State*, 846 So. 2d 1141 (Fla. 2003); *Stallworth v. Moore*, 827 So. 2d 974 (Fla. 2002); *Harrison v. Hyster Co.*, 515 So. 2d 1279 (Fla. 1987); *Dodi Publ'g Co. v. Editorial Am. S.A.*, 385 So. 2d 1369 (Fla. 1980); *Jenkins v. State*, 385 So. 2d 1356 (Fla. 1980).

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

App. 23

Florida Fourth District Court of Appeal Docket

Case Docket

Case Number: 4D21-3258

Final Civil Other Notice from Broward County

DAVID ARCHER vs. WINN DIXIE
STORES, INC. and WESTERN UNION
FINANCIAL SERVICES, INC.

Lower Tribunal Case(s): CACE17000822

* * *

		be submitted to a conference by a panel of the court.
05/18/2022	Miscellaneous Order	ORDERED, sua sponte, upon review of the appellant's initial brief and record on appeal, that the court accepts the appellant's appendix to the initial brief filed on December 28, 2021, as a supplemental record on appeal. This case will be submitted to a merits panel for review.
06/23/2022	Affirmed - Per Curiam Affirmed	

App. 24

07/07/2022	Motion for Rehearing	David Archer	RECONSIDERATION AND CLARIFICATION
08/01/2022	ORD-Denying Rehearing		ORDERED that appellant's July 7, 2022 motion for rehearing is denied.
08/01/2022	West Publishing		
08/19/2022	Mandate		
09/02/2022	Miscellaneous Motion	David Archer	TO RECALL MANDATE AND NOTICE OF APPEAL.
09/06/2022	Notice sent to the Supreme Court		
09/07/2022	Supreme Court Disposition		SC22-1174
09/07/2022	Deny Miscellaneous Motion		ORDERED that appellant's September 2, 2022 second motion to recall mandate is denied.
10/07/2022	Miscellaneous Entry/Document		COPY OF NOTICE OF APPEAL SENT TO US SUPREME COURT

App. 25

MANDATE

from

**DISTRICT COURT OF APPEAL
OF THE STATE OF FLORIDA
FOURTH DISTRICT**

This cause having been brought to the Court by appeal, and after due consideration the Court having issued its opinion;

YOU ARE HEREBY COMMANDED that such further proceedings be had in said cause as may be in accordance with the opinion of this Court, and with the rules of procedure and laws of the State of Florida.

WITNESS the Honorable Mark W. Klingensmith, Chief Judge of the District Court of Appeal of the State of Florida, Fourth District, and seal of the said Court at West Palm Beach, Florida on this day.

DATE: **August 19, 2022**

CASE NO.: **21-3258**

COUNTY OF ORIGIN: **Broward**

T.C. CASE NO.: **CACE17000822**

**STYLE: DAVID ARCHER v. WINN DIXIE STORES,
INC. and WESTERN
UNION FINANCIAL
SERVICES, INC.**

[SEAL] /s/ Lonnn Weissblum
LONN WEISSBLUM, Clerk
Fourth District Court of Appeal

App. 27

October 21, 2017

David D. Archer, Sr.
7010 NW 89 Avenue
Tamarac, Florida 33321
Dacosta365@yahoo.com
954-297-5817

Attorney Wesley Catri
Law offices of Catri, Holton, Kessler & Kessler
954-463-8593
wcatri@chkklaw.com

Claim # 1/17/13. D.O.I
RE: Sedgwick Claims / Winn Dixie Claims Dept.
Case # 17000822, Proposed Settlement Claim
Amount: \$1,200,000.00

Dear Attorney Catri:

Please find the attached factors Proposed Statement Disclosure Sheets with a cycle time, the estimated twenty days (20 days) period. The informed Statement comprehensively covers costs associated with the incident claimed in the above referenced matter dated 01/17/2013 to present and contains information subject to Plaintiff's identified costs to date.

Any further treatments to be considered in this regards, and otherwise does not prohibit additional expenses incurred. Plaintiff, David Archer, will agree to the attached Proposed Settlement and Financial Conclusion to terminate final and all claims and actions filed against Defendant, Winn Dixie Stores, Inc.

App. 28

Respectfully Submitted,

/s/ David D. Archer, Sr.
David D. Archer, Sr.
7010 NW 89 Avenue
Tamarac, Florida 33321
954-297-5817

DAVID ARCHER (Plaintiff) vs. WINN DIXIE
STORES, INC. (Defendant) CACE17000822

PROPOSED SETTLEMENT
((MEDICAL EXPENSES))

<u>BILL</u>	<u>VIDER</u>	<u>TOTAL</u>	<u>REDUCED</u>	<u>FINAL</u>
<u>TYPE</u>	<u>(Legion)</u>	<u>CHARGES</u>	<u>COST</u>	<u>CHARGES</u>
	ACUU-			
	MED			
	DIAG-			
	NOSTIC			
MED.	CENTER	\$1,800.00		\$1,800.00
	LAW-			
	RENCE			
MED.	ALEXAN-			
	DER, M.D.	\$69,850.00		\$69,850.00
	ASSOCI-			
MED.	ATES,			
	M.D.	\$15,056.10		\$15,056.10
	COM-			
MED.	PRES-			
	SION	\$950.00		\$950.00

App. 29

MED	SOLU- TIONS COUNTY LINE CHIRO- PRACTIC DERFLD	\$15,187.00	\$14,000.00
MED.	BCH OUT SUR CTR, LLC DEL RISCO & ASSOC	\$33,000.00	\$33,000.00
MED.	ANEST SVC DPI OF FPRT	\$4,900.00	\$4,900.00
MED.	LAUDER- DALE FIVE STA	\$1,712.00	\$1,712.00
LIEN	LGL AD FND III, LP LESS INSTI- TUTE	\$29,395.00	\$29,395.00
MED	CLINI- CAL, PLLC LESS INST	\$11,022.70	\$11,022.70
MED	SPINE & ORTHO	\$5,124.28	\$5,124.28

App. 30

MED	MIAMI SURGICAL CENTER S FLOR-	\$20,059.27		\$20,059.27
MED	IDA PAIN & REHAB SPORTS	\$1,460.00	\$260.00	\$1,200.00
MED	MED ASS OF S FL, PA	\$9,590.00	\$2,850.00	\$6,740.00
MED	STAND- UP MRI OF FORT LAUD	\$4,800.00		\$4,800.00
MED	STAND- UP MRI OS MIAMI, PA	\$1,600.00		\$1,600.00
WEB DEV	DAVID JONES ACUMN INN- TIONS RUBEN-	\$77,200.00		\$77,200.00
ATTY	STEIN LAW 33%	\$16,500.00		\$16,500.00
LOANAB	AUTO SEDG-	\$4,000.00		\$4,000.00
OF- FER	WICK CLAIMS \$50,000	\$0.00		\$0.00
ATTY	SCHWARTZ ROLLER LAW	\$7,734.30		\$7,734.30
TOTALS		\$330,940.65	\$3,110.00	\$327,830.65

INTENTIONALLY LEFT BLANK

LIST OF AMOUNTS PER PROVIDER(S)

*The above listed are providers and/or
individuals/contracted companies, where loss
recovery is required due to the incident sustained
by Plaintiff of 01/17/13 Sgd.: [Illegible]*

PROPOSED SETTLEMENT (ECONOMIC LOSS)

<u>LOST WAGES</u>	<u>AMOUNT</u>
1/17/2013	\$600.00
1/24/2013	\$600.00
1/31/2013	\$600.00
2/7/2013	\$600.00
2/14/2013	\$600.00
2/21/2013	\$600.00
2/28/2013	\$600.00
3/7/2013	\$600.00
3/14/2013	\$600.00
3/21/2013	\$600.00
3/28/2013	\$600.00
4/4/2013	\$600.00
4/11/2013	\$600.00
4/18/2013	\$600.00
4/25/2017	\$600.00
5/2/2013	\$600.00
5/9/2013	\$600.00
5/16/2013	\$600.00
5/23/2013	\$600.00
5/30/2013	\$600.00
6/6/2013	\$600.00
6/13/2013	\$600.00
6/20/2013	\$600.00

App. 32

6/27/2013	\$600.00
7/4/2013	\$600.00
7/11/2013	\$600.00
7/18/2013	\$600.00
7/25/2013	\$600.00
8/1/2013	\$600.00
8/8/2013	\$600.00
8/15/2013	\$600.00
8/22/2013	\$600.00
8/29/2013	\$600.00
9/5/13	\$600.00
9/12/2013	\$600.00
9/19/2013	\$600.00
9/26/2013	\$600.00
10/3/2013	\$600.00
10/10/2013	\$600.00
10/17/2013	\$600.00
10/24/2013	\$600.00
10/31/2013	\$600.00
11/7/2013	\$600.00
11/14/2013	\$600.00
11/21/2013	\$600.00
11/28/2013	\$600.00
12/5/2013	\$600.00
12/12/2013	\$600.00
12/19/2013	\$600.00
12/26/2013	\$600.00

<u>LOST WAGES</u>	<u>AMOUNT</u>
1/2/2014	\$600.00
1/9/2014	\$600.00
1/16/2014	\$600.00
1/23/2014	\$600.00
1/30/2014	\$600.00
2/6/2014	\$600.00

App. 33

2/13/2014	\$600.00
2/20/2014	\$600.00
2/27/2014	\$600.00
3/6/2014	\$600.00
3/13/2014	\$600.00
3/20/2014	\$600.00
3/27/2014	\$600.00
4/3/2014	\$600.00
4/10/2014	\$600.00
4/17/2014	\$600.00
4/24/2014	\$600.00
5/1/2014	\$600.00
5/8/2014	\$600.00
5/15/2014	\$600.00
5/22/2014	\$600.00
5/29/2014	\$600.00
6/5/2014	\$600.00
6/12/2014	\$600.00
6/19/2014	\$600.00
6/26/2014	\$600.00
7/3/2014	\$600.00
7/10/2014	\$600.00
7/17/2014	\$600.00
7/24/2014	\$600.00
7/31/2014	\$600.00
8/7/2014	\$600.00
8/14/2014	\$600.00
8/21/2014	\$600.00
8/28/2014	\$600.00
9/4/2014	\$600.00
9/11/2014	\$600.00
9/18/2014	\$600.00
9/25/2014	\$600.00
10/2/2014	\$600.00
10/9/2014	\$600.00

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10/16/2014	\$600.00
10/23/2014	\$600.00
10/30/2014	\$600.00
11/6/2014	\$600.00
11/13/2014	\$600.00
11/20/2014	\$600.00
11/27/2014	\$600.00
12/4/2014	\$600.00
12/11/2014	\$600.00
12/18/2014	\$600.00
12/25/2014	\$600.00

<u>LOST WAGES</u>	<u>AMOUNT</u>
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1/1/2015	\$600.00
1/8/2015	\$600.00
1/15/2015	\$600.00
1/22/2015	\$600.00
1/29/2015	\$600.00
2/5/2015	\$600.00
2/12/2015	\$600.00
2/19/2015	\$600.00
2/26/2015	\$600.00
3/5/2015	\$600.00
3/12/2015	\$600.00
3/19/2015	\$600.00
3/26/2015	\$600.00
4/2/2015	\$600.00
4/9/2015	\$600.00
4/16/2015	\$600.00
4/23/2015	\$600.00
4/30/2015	\$600.00
5/7/2015	\$600.00
5/14/2015	\$600.00
5/21/2015	\$600.00
5/28/2015	\$600.00

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6/4/2015	\$600.00
6/11/2015	\$600.00
6/18/2015	\$600.00
6/25/2015	\$600.00
7/2/2015	\$600.00
7/9/2015	\$600.00
7/16/2015	\$600.00
7/23/2015	\$600.00
7/30/2015	\$600.00
8/6/2015	\$600.00
8/13/2015	\$600.00
8/20/2015	\$600.00
8/27/2015	\$600.00
9/3/2015	\$600.00
9/10/2015	\$600.00
9/17/2015	\$600.00
9/24/2015	\$600.00
10/1/2015	\$600.00
10/8/2015	\$600.00
10/15/2015	\$600.00
10/22/2015	\$600.00
10/29/2015	\$600.00
11/5/2015	\$600.00
11/12/2015	\$600.00
11/19/2015	\$600.00
11/26/2015	\$600.00
12/3/2015	\$600.00
12/10/2015	\$600.00
12/17/2015	\$600.00
12/24/2015	\$600.00
12/31/2015	\$600.00

<u>LOST WAGES</u>	<u>AMOUNT</u>
1/7/2016	\$600.00
1/14/2016	\$600.00

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1/21/2016	\$600.00
1/28/2016	\$600.00
2/4/2016	\$600.00
2/11/2016	\$600.00
2/18/2016	\$600.00
2/25/2016	\$600.00
3/3/2016	\$600.00
3/10/2016	\$600.00
3/17/2016	\$600.00
3/24/2016	\$600.00
3/31/2016	\$600.00
4/7/2016	\$600.00
4/14/2016	\$600.00
4/21/2016	\$600.00
4/28/2016	\$600.00
5/5/2016	\$600.00
5/12/2016	\$600.00
5/19/2016	\$600.00
5/26/2016	\$600.00
6/2/2016	\$600.00
6/9/2016	\$600.00
6/16/2016	\$600.00
6/23/2016	\$600.00
6/30/2016	\$600.00
7/7/2016	\$600.00
7/14/2016	\$600.00
7/21/2016	\$600.00
7/28/2016	\$600.00
8/4/2016	\$600.00
8/11/2016	\$600.00
8/18/2016	\$600.00
8/25/2016	\$600.00
9/1/2016	\$600.00
9/8/2016	\$600.00
9/15/2016	\$600.00

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9/22/2016	\$600.00
9/29/2016	\$600.00
10/6/2016	\$600.00
10/13/2016	\$600.00
10/20/2016	\$600.00
10/27/2016	\$600.00
11/3/2016	\$600.00
11/10/2016	\$600.00
11/17/2016	\$600.00
11/24/2016	\$600.00
12/1/2016	\$600.00
12/8/2016	\$600.00
12/15/2016	\$600.00
12/22/2016	\$600.00
12/29/2016	\$600.00

<u>LOST WAGES</u>	<u>AMOUNT</u>
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1/5/2017	\$600.00
1/12/2017	\$600.00
1/19/2017	\$600.00
1/26/2017	\$600.00
2/2/2017	\$600.00
2/9/2017	\$600.00
2/16/2017	\$600.00
2/23/2017	\$600.00
3/2/2017	\$600.00
3/9/2017	\$600.00
3/16/2017	\$600.00
3/23/2017	\$600.00
3/30/2017	\$600.00
4/6/2017	\$600.00
4/13/2017	\$600.00
4/20/2017	\$600.00
4/27/2017	\$600.00
5/4/2017	\$600.00

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5/11/2017	\$600.00
5/18/2017	\$600.00
5/25/2017	\$600.00
6/1/2017	\$600.00
6/8/2017	\$600.00
6/15/2017	\$600.00
6/22/2017	\$600.00
6/29/2017	\$600.00
7/6/2017	\$600.00
7/13/2017	\$600.00
7/20/2017	\$600.00
7/27/2017	\$600.00
8/3/2017	\$600.00
8/10/2017	\$600.00
8/17/2017	\$600.00
8/24/2017	\$600.00
8/31/2017	\$600.00
9/7/2017	\$600.00
9/14/2017	\$600.00
9/21/2017	\$600.00
9/28/2017	\$600.00
10/5/2017	\$600.00
10/12/2017	\$600.00
10/19/2017	\$600.00
TOTALS	\$149,400.00

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*The above listed are loss salary claims by
Plaintiff's injuries as stated and sustained from
incident dated 01/17/13 Sgd.: [Illegible]*

**PROPOSED SETTLEMENT
(EST. OPPORTUNITY LOSS OF INCOME)**

<u>WEBSITES</u>	<u>PROJECTED ESTIMATED PROFIT</u>
EYESLEADS.COM	\$100,000.00
CONETPAY.COM	\$100,000.00
CASHTOMERSCARD.COM	\$100,000.00
WEBTHUMBAPPS.COM	\$100,000.00
SELLTHUMPRINT.COM	\$100,000.00
RENTBUYSELLITADS.COM	\$100,000.00
ATOZPROMOTION.COM	\$100,000.00
ATOZTOLLFREE.COM	\$100,000.00
REFERALSCARD.COM	\$100,000.00
BILLBOARDSTV.COM	\$100,000.00
DUEBILLS.COM	\$100,000.00
TOWINGSTATION.COM	\$100,000.00
ATOZSTRESITE.COM	\$100,000.00
WEBTERMINALDIRECTORY.COM	\$100,000.00
FACEEYES.COM	\$100,000.00
PINCHINGIT.COM	\$100,000.00
PINCHINGIT.NET	\$100,000.00
ATMCLUB.COM	\$100,000.00
ATMONEY.COM	\$100,000.00
ITEMSCHECK.COM	\$100,000.00
SAMECARDS.COM	\$100,000.00
POWERHOTWED.COM	\$100,000.00
POWERSERVO.COM	\$100,000.00
WEBCELLIST.COM	\$100,000.00
AOTOZSERVO.COM	\$100,000.00
POWERSERVO.BIZ	\$100,000.00
POWERSERVO.NET	\$100,000.00
POWERSERVO.ORG	\$100,000.00
GODOADS.COM	\$100,000.00

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GOFDOFAST.COM	\$100,000.00
GODOIP.COM	\$100,000.00
IPATOZIP.COM	\$100,000.00
ADMOTIONMEDIATV.COM	\$100,000.00
CASHTOMERS.COM	\$100,000.00
TOTAL ESTIMATED LOSS	\$3,400,000.00

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The above listed IP addresses are known to be owned by David D. Archer under the umbrella of GoDaddy.Com as listed and claimed by Plaintiff due from incident dated 01/17/13

**PROPOSED SETTLEMENT
(SETTLEMENT FIGURES)**

MEDICAL AND OTHER EXPENSES	\$221,209.35
LOST WAGES	\$149,400.00
LOST POTENTIAL EARNINGS	\$3,400,000.00
GRAND TOTAL	\$3,770,609.35
PREVIOUS SETTLEMENT REQUEST	\$1,600,000.00
ADJUSTED SETTLEMENT REQUEST	\$1,200,000.00

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20 DAYS REQUESTED CYCLE

The above total is the adjusted amount requested by Plaintiff David Archer from incident dated 01/17/13 Sgd.: [Illegible]

**IN THE CIRCUIT COURT OF THE
SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA**

DAVID ARCHER	CASE NO.:
Plaintiff	CACE 17000822(13)
V.	ACTION FOR
WINN-DIXIE STORES, INC.	DAMAGES JURY
Defendants	TRIAL DEMANDED

**PLAINTIFF'S MOTION FOR JUDICIAL
DISQUALIFICATION OR RECUSAL PURSUANT
FLORIDA RULES OF JUDICIAL
ADMINISTRATION; RULE 2.330 (d) 1**

(Filed Jan. 30, 2018)

COMES NOW, David Archer, Plaintiff in the above styled captioned cause and movant pursuant to Florida applicable laws and as grounds further states the following:

- (1) The Presiding Judge MICHAEL A ROBINSON in this matter and as this stated case identified in the captioned cause as a personal friend of ATTORNEY WESLEY CATRI SR, the parties have known each other for years and can be considered as brothers of / or friends of the Judge.
- (2) The parties, knowing that the Court as a rule are closed on Saturday and Sunday, Plaintiff discovered by way of received E-MAIL that the Defendant was able to have an order signed outside of Chambers, according to the

enclosed e-filed signed order, e-file from the defendant's office.

- (3) Defendant on Sunday filed a signed order dated 01/28/2018 E-filed # 67150318, which was signed on that same Day as stated on the Docket's records, which was not done during regular court's hours and or days.
- (4) On 01/29/2018 the court held an unapproved and or not agreed to by both parties hearing granting the Defendant's it's motion which is considered a trial by ambush.
- (5) Plaintiff requested a trial by JURY IN AS MUCH; NO MENTION OF A JURY TRIAL HAS BEEN AFFIRMED.
- (6) PLAINTIFF MAINTAINS THAT "IMPARTIALITY MIGHT REASONABLY BE QUESTIONED" Fla. sta (2012) Chapter 38.10. Canon 3E (1)
- (7) THE JUDGE WAS WELL AWARE ON SUNDAY JANUARY 28TH, 2018 THAT COUNSEL FOR THE DEFENDANT HAD TO BE IN COURT THE FOLLOWING DAY AND SHOULD HAVE WAITED TO SIGNED THE ORDER ON THE 29TH OF January 29, 2018 IN THE CHAMBERS OF THE COURT.

THEREFORE, UNDER THE SURROUNDING CIRCUMSTANCES AS EXPRESSED, COUNSEL SHOULD BE SANCTION AND THE JUDGE BE RECUSED

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WHEREFORE, Plaintiff seeks the recusal of the judge from deciding this case for reasons set forth and allowing this case to be decided by a jury trial.

Respectfully submitted, on this 30th Day of January 2018.

by: /s/ David D. Archer
David D. Archer
7010 NW 89th Avenue
Tamarac Florida 33321

cc: Fourth District court of appeals
Florida Bar Association
Jeff Sessions Attorney General Office
President Donald Trump.
Axiom files.
