

23-5984

November 17 2023

Sara Scimone
Case Analyst
Supreme Court of the United States
1 First Street NE
Washington DC 20543

Dear Ms Scimone

Enclosed you will find my supplement filing
as allowed under Rule 15

Thanking You in advance

Tawana Carter
Butner Prison
Box 999
Butner NC 27509

RECEIVED

DEC - 4 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Rule 15 "any party may file a supplement
brief at any time while petition for a writ
of certiorari is pending, or other intervening matter
not available at the time of party's first
filing."

In my writ of certiorari refer to pages 46 47 48
of Marshal Wilborowski testimony on page 8.
At the time of writing my writ I did
not have these pages. I have enclosed them
now.

Prosecutor Zepay has Wilborowski's entire
testimony. It is part of the record.

I declare that a true and correct copy of the
foegowing has been made to Alvin Lopez
99 NE 92nd St Miami Fl 33130 this 17th day
of November 2023.

Laurene Cutts
Butner Prison
Box 999
Butner NC 27509

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

UNITED STATES OF AMERICA,)
PLAINTIFF,) 1:21-cr-20102-wfjg-1
v.) Tampa
) November 16, 2021
) 9:10 a.m.
)
LAWRENCE F. CURTIN,)
)
DEFENDANT.)

TRANSCRIPT OF EXCERPTS FROM JURY TRIAL
TESTIMONY OF MICHAEL WITKOWSKI
BEFORE THE HONORABLE WILLIAM F. JUNG
UNITED STATES DISTRICT JUDGE
MIDDLE DISTRICT OF FLORIDA

APPEARANCES:

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Proceedings recorded by mechanical stenography,
transcript produced by computer.

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CROSS-EXAMINATION OF MICHAEL WITKOWSKI

1 has always identified himself as the person who made those
2 pleadings, right?

3 A Yes.

4 Q That's not been an issue. And the complaint was sworn
5 August 24, right? You want to look at a copy?

6 A Sure. I don't have the exact date in my head.

7 Q Would looking at a copy of your sworn affidavit --

8 A Yes.

9 Q So August 24 is when you submitted your sworn affidavit,
10 right?

11 A Correct.

12 Q Now, another magistrate judge signed the complaint,
13 right?

14 A Other than Judge Maynard?

15 Q Yes. I'm sorry. That was a badly phrased question, but
16 a magistrate judge in the Southern District of Florida signed
17 this complaint, correct?

18 A Correct.

19 Q And that would be a colleague of Judge Maynard's, right?

20 A In a sense. I mean, all the judges are colleagues of
21 each other within the district.

22 Q So this is another magistrate judge in the Southern
23 District of Florida?

24 A Yes, it is.

25 Q And to your knowledge, was there any consideration about

CROSS-EXAMINATION OF MICHAEL WITKOWSKI

1 whether the magistrate judge should recuse because of their
2 colleague relationship?

3 A No. I'm not aware of any conversation or that thought
4 process.

5 Q I want to ask you some questions about the "Road to
6 Glory" video. That video was made I think in 1986?

7 A Yes. According to the YouTube, it says 1986. It does
8 look like it's from the mid '80s.

9 Q I think it's in Government's 3B. I will show you this
10 real quick. So I'm showing you what's been already entered
11 into evidence as Government's 3B. So the movie is identified
12 as being sort of 1986, right?

13 A Correct.

14 Q Okay. And this YouTube link had been up since
15 December 22, 2009, right?

16 A Yes. I had gone back 11 years, yes.

17 Q And YouTube has policies prohibiting threatening content,
18 right?

19 A Yes, they do have policies.

20 Q And to the best of your knowledge, this video is still
21 posted on YouTube, correct?

22 A Correct.

23 Q Now, I want to ask you some questions about the video as
24 it relates to the grand jury. So the video was never shown to
25 the grand jury; is that right?

CROSS-EXAMINATION OF MICHAEL WITKOWSKI

1 A That is correct.

2 Q But you have the technology and the capability to play
3 the video for the grand jury, right?

4 A I would assume.

5 Q And regarding the objection, was the entire document
6 given to the grand jury?

7 A No. The entire document was read to the grand jury but
8 they weren't provided a copy.

9 Q Okay. So it's your testimony that the entire document
10 was read?

11 A Yes.

12 Q I'd like to take a minute to show you a copy of your
13 testimony from that. Maybe it will refresh your recollection.
14 So I'm going to just hand you a copy of this testimony. If
15 you could just flip through it, take your time, and just let
16 me know if it refreshes your recollection if you read the
17 entire thing to the grand jury.

18 A Okay. This is testimony from the grand jury when we
19 filed the superseding indictment.

20 Q Without getting into -- just review that. I showed it to
21 the prosecutor.

22 So having a chance to refresh your recollection
23 looking at that, I know it was a while ago, so the entire
24 document was not read to them, right?

25 A No.

CROSS-EXAMINATION OF MICHAEL WITKOWSKI

1 Q Meaning, no, it was not, right?

2 A Correct, meaning, no, it was not.

3 Q No, no, no, that's fine. I just wanted to make sure.

4 So I want to take a minute to talk about some of the
5 exhibits that were even entered into evidence. I'm going to
6 show you what's already been introduced as Government
7 Exhibit 4. So what's up on the screen right now is what's
8 already been entered into evidence as Government Exhibit 4.

9 And this is a pleading from May 4, 2020, right?

10 A Correct.

11 Q Now, we have talked a little bit about this earlier, but
12 right here there is the statement that, "How Croom and Cortez
13 conspired to stop me from filing a complaint with the Judicial
14 Qualifications Commission that Governor Scott had suggested I
15 do." Do you understand that to mean Governor Rick Scott?

16 A I would assume.

17 Q But as the case agent, you had the opportunity to look at
18 the filings in the other cases, right?

19 A Right.

20 Q And so as part of that you are aware that there was a
21 letter from Rick Scott's office directing complaints to the
22 Judicial Qualifications Commission?

23 MS. LOPEZ: Objection, Your Honor. Sidebar.

24 (Bench conference on the record with all counsel
25 present.)