

1 Marcio Sousa Sales
2 Plaintiff, Pro Se
3 160 W Camino Real, 102
4 Boca Raton, FL 33432
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7 **IN THE CIRCUIT OF THE 15TH JUDICIAL CIRCUIT IN AND**
8 **FOR PALM BEACH COUTY, FLORIDA**

9)
10)
11)
12 **MARCIO SOUSA SALES,**

13 Plaintiff(s),

14)
15 **vs.**

16)
17 **ANTONIO DE ANDRADE,**

18 Defendant(s).
19)
20)
21)

Case No.: 50-2025-CA-000969-XXXXA-MB

**NOTICE OF APPEAL OF
UNCONSTITUTIONAL DISMISSAL AND
ONGOING PREJUDICE AGAINST PRO
SE LITIGANT**

22 **COMES NOW**, the Defendant, Marcio Sousa Sales, pro se, and pursuant to Rules
23 9.110 and 9.130, Florida Rules of Appellate Procedure, hereby gives notice of appeal
24 to the Fourth District Court of Appeal from the unlawful and constitutionally defective
25 order of dismissal entered by the trial court on or about May 14, 2025, and in support
26 states:
27
28

1

2 **I. GROUNDS FOR APPEAL**

3

4 The trial court dismissed this action despite being on full notice that a prior appeal
5 (Case No. 4D2024-3229) remains pending and unresolved, effectively stripping this
6 Court of jurisdiction under Fla. R. App. P. 9.130(f).

7

8 The dismissal was entered without a fair hearing, and in complete disregard for due
9 process, equal protection, and the Appellant's constitutional right to be heard.

10

11 The undersigned was never properly served, never tried the case, and never had an
12 opportunity to defend himself in the lower tribunal. Despite this, the court refused to
13 correct these errors.

14

15 The trial court has continuously ignored the law, evidence, and procedural rules, and
16 instead relied on misrepresentations and tactics by the Defendant's attorney, who has
17 repeatedly violated Florida Bar rules, misled the Court, and threatened a pro se
18 litigant's access to justice.

19

20 **II. SYSTEMIC VIOLATION OF RIGHTS OF PRO SE LITIGANTS**

21 This appeal is not just a legal response—it is a constitutional demand for recognition
22 of a pro se litigant's equal standing under the law.

23

24 Despite clear legal entitlement, Appellant has been treated with judicial indifference,
25 procedural hostility, and disregard for truth, simply because he is not represented by
26 licensed counsel.

27

28

1 As of this filing, no court has substantively addressed the facts, law, or injustice
2 involved—underscoring a deeper systemic failure that this appeal seeks to expose and
3 remedy.

4 5 **III. JURISDICTION**

6 This appeal is taken to the Fourth District Court of Appeal, which has jurisdiction under
7 Article V, Section 4 of the Florida Constitution and Fla. R. App. P. 9.030(b)(1)(A).

8 9 **IV. DESIGNATION AND RECORD**

10 Appellant will separately file a Designation of the Record on Appeal and respectfully
11 requests the inclusion of:

12
13 The full transcript or audio of the hearing held on [Insert Date]

14
15 All prior motions, orders, objections, and judicial notices filed in this case

16 17 **V. REQUEST FOR URGENT RELIEF**

18 Appellant respectfully requests that the appellate court:

19
20 Docket this Notice of Appeal immediately

21
22 Issue a stay of any enforcement proceedings or further rulings from the trial court

23
24 Remand or reverse based on the already documented misconduct, unlawful orders, and
25 prejudice

26
27 Acknowledge the systematic obstruction of pro se litigants, and restore Appellant's
28 fundamental rights under law

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2 Respectfully Submitted,

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4 Marcio Sousa Sales
5 Plaintiff, Pro Se
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10

11 **CERTIFICATE OF SERVICE**

12 I hereby certify that on this May 15, 2025, I filed the Notice of Intent to Appeal – Case
13
14 No. 50-2025-CA-000969-XXXX-MB with the Clerk of the Court using the United
15 States Certified Postal service system, which will send notification of such filing to the
16 following defendant indicated below.

17
18 Additionally, I certify that I served a copy of the foregoing document via E-mail to
19 Seth R Keller attorney for Andrade.
20

21
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