

PLAINTIFF'S SECOND AMENDED COMPLAINT TO CURE PROCEDURAL DEFICIENCIES,
CLARIFY CLAIMS, AND CONFORM TO FLORIDA RULES OF CIVIL PROCEDURE PURSUANT
TO LEAVE AND LIBERAL CONSTRUCTION STANDARD

**IN THE CIRCUIT OF THE 15TH JUDICIAL CIRCUIT IN AND
FOR PALM BEACH COUNTY, FLORIDA**

MARCIO SOUSA SALES,

Plaintiff,

CASE NO: 50-2025-CA-000969-XXA-MB

vs.

ANTONIO DE ANDRADE,

Defendant,

_____ /

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CURE PROCEDURAL DEFICIENCIES, CLARIFY
CLAIMS, AND CONFORM TO FLORIDA RULES OF
CIVIL PROCEDURE PURSUANT TO LEAVE AND
LIBERAL CONSTRUCTION STANDARD**

Plaintiff, MARCIO SOUSA SALES, a pro se litigant, hereby moves this Honorable
Court for leave to file his Second Amended Complaint pursuant to Fla. R. Civ. P.
1.190(a), and in support thereof states as follows:

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1. Plaintiff seeks leave in good faith to amend his initial Complaint and First Amended Complaint in order to clarify the causes of action already pled, without asserting any new legal theories or facts outside the scope of the original pleading.

2. The Second Amended Complaint maintains the same core allegations—that Defendant wrongfully sued Plaintiff personally for obligations arising from a business transaction involving Plaintiff's son's LLC and continued such prosecution despite being placed on notice of this error.

3. This case is in an early procedural posture. No answer has been filed, and discovery is minimal. Defendants will suffer no prejudice as a result of this amendment.

4. Florida law strongly favors liberal amendment to pleadings. See Fla. R. Civ. P. 1.190(a); *Caduceus Properties, LLC v. Graney*, 137 So. 3d 987 (Fla. 2014); *Thompson v. Publix Supermarkets, Inc.*, 615 So. 2d 796 (Fla. 1st DCA 1993).

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5. Plaintiff's amendment is timely, made in good faith, and necessary to allow the claims to proceed clearly on the merits, in line with Florida's public policy to resolve disputes on substantive grounds rather than procedural technicalities.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court grant leave to file the attached Second Amended Complaint and deem it filed as of the date of the Court's Order.

Respectfully Submitted,

Marcio Sousa Sales
22187 Aquila Street
Boca Raton, FL 33528
(561) 909-8184

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Plaintiff's PLAINTIFF'S
SECOND AMENDED COMPLAINT TO CURE PROCEDURAL
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OF CIVIL PROCEDURE PURSUANT TO LEAVE AND LIBERAL
CONSTRUCTION STANDARD was served on Antonio de Andrade, at his e-mail
tjlmable@yahoo.com as well his attorney seth@kellergibson.com on this March 27,
2025.

Marcio Sousa Sales
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