

1 Marcio Sousa Sales  
2 Plaintiff, Pro Se  
3 160 W Camino Real, 102  
4 Boca Raton, FL 33432  
5 Phone Number: (786) 588-1202  
6 Email Address: [info@legalhelp4y.com](mailto:info@legalhelp4y.com)

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 )  
22 )

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

**MOTION TO STRIKE IMPROPER POST-**  
**DISMISSAL FILINGS**

BAR FURTHER ACTION IN CLOSED CASE, AND  
NOTICE OF FEDERAL ESCALATION AND  
JUDICIAL MISCONDUCT

23 **COMES NOW** the Plaintiff, Marcio Sousa Sales, pro se, and respectfully files this  
24 Emergency Motion to Strike all improper filings submitted post-dismissal under the  
25 former case, and to bar further action in that now-closed matter, which is subject to  
26 pending appeal. Additionally, Plaintiff provides judicial notice of intent to escalate to  
27  
28

1 federal court under 42 U.S.C. § 1983 due to serial violations of due process and  
2 misconduct, and alleges the following:  
3  
4

## 5 **I. BACKGROUND**

6 The original lawsuit filed by Defendant Antonio de Andrade was dismissed without  
7 prejudice by *Judge Scott on May 14, 2025*, under a disputed hearing in which Plaintiff  
8 was unable to attend and had objected in writing.  
9  
10

11  
12 More than twelve motions were filed by Plaintiff in that case — none of which were  
13 ever ruled upon, indicating systemic disregard and bias against pro se litigants.  
14  
15

16 On that date, Judge Scott falsely stated in open court that he had "reviewed all  
17 documents filed in this case" prior to dismissing it — despite never issuing any rulings  
18 or orders on Plaintiff's motions.  
19  
20

21 A Notice of Appeal has been filed and is pending in Case No. 4D2025-1600 in the  
22 Fourth District Court of Appeal.  
23  
24  
25  
26  
27  
28

1 **II. JURISDICTION IS DIVESTED**

2  
3 Upon the filing of the Notice of Appeal, the trial court is divested of jurisdiction except  
4 for certain matters not relevant here (see *Baker v. State*, 947 So. 2d 1284, Fla. 1st DCA  
5 2007).

6  
7  
8 Any post-dismissal filing — particularly any sanctions motion — is null, void, and  
9 violates both the procedural and appellate rights of Plaintiff.  
10

11  
12 **III. NEW CASE HAS BEEN FILED**

13 A new lawsuit has been filed by Plaintiff against Defendant Antonio de Andrade in  
14 Palm Beach County under Case No. 50-2025-CA-005676, and that matter supersedes  
15 the former dismissed case.  
16

17  
18  
19 The former action is legally closed and should not be used as a vehicle for further  
20 litigation abuse or retaliation.  
21

22  
23 **IV. UNFAIR PREJUDICE TO PLAINTIFF**

24 Since the original filing, Defendant has retained counsel who has resorted to procedural  
25 ambush, attempting to schedule hearings during Plaintiff's out-of-state travel (June–  
26 August 2025), despite receiving written notice of Plaintiff's unavailability.  
27  
28

1 Counsel has refiled a § 57.105 motion for sanctions without jurisdiction, and in a case  
2 where a new action is pending — violating Rule 1.420 and Rule 1.525.  
3  
4

## 5 **V. NOTICE OF JUDICIAL MISCONDUCT**

6 Plaintiff has filed a Judicial Complaint against Judge Scott for:  
7

8  
9 Failure to rule on any of Plaintiff's motions;  
10

11  
12 Issuing false judicial findings that all documents were reviewed;  
13

14  
15 Dismissing a case on fabricated procedural grounds without notice;  
16

17 Demonstrating persistent bias against pro se litigants.  
18  
19

20 A formal Florida Bar Complaint has also been filed against opposing counsel for  
21 unethical conduct, including misuse of the court process, ex parte filings, and misuse  
22 of Rule 57.105 against a self-represented party.  
23  
24  
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1 **VI. NOTICE OF FEDERAL ESCALATION**

2  
3 Due to repeated, systematic denial of due process, Plaintiff is preparing a civil rights  
4 complaint under 42 U.S.C. § 1983 against all responsible actors, including court  
5 officers and attorneys who engaged in retaliatory or discriminatory conduct against a  
6 pro se party.  
7

8  
9 The denial of fair process, judicial bias, and attorney abuse may also trigger federal  
10 supervisory review under the Fourteenth Amendment and applicable civil rights  
11 precedent.  
12

13  
14  
15 **VII. UNAUTHORIZED PRACTICE AND PREJUDICIAL**  
16 **CONDUCT BY NON-APPEARING ATTORNEY**

17 Attorney Brandon J. Gibson, Esq., of KellerGibson PLLC, has repeatedly filed and  
18 argued motions in this matter without ever filing a formal Notice of Appearance as  
19 required under Fla. R. Jud. Admin. 2.505(e).  
20

21  
22 Despite lacking official authorization, Mr. Gibson appeared at the May 14, 2025  
23 hearing, requested the dismissal of Plaintiff's case, and falsely represented the absence  
24 of Plaintiff without any lawful standing or procedural authority.  
25  
26  
27  
28

1 Mr. Gibson continues to submit filings on behalf of Defendant without ever appearing  
2 on the docket as counsel of record, creating confusion, prejudice, and violating  
3 Plaintiff's constitutional right to clear identification of opposing counsel.  
4

5  
6 These actions also violate:  
7

8  
9 Rule 4-1.1, 4-1.3, and 4-3.3 of the Rules Regulating the Florida Bar, relating to  
10 competence, diligence, and candor to the tribunal;  
11

12  
13 Florida Bar Opinion 92-6, which clarifies the necessity of filing proper notice before  
14 representation;  
15

16  
17 Case Law, including *Wolff v. Miramar Isles Utility, Inc., 389 So. 2d 301 (Fla. 3d DCA*  
18 *1980)*, holding that parties must strictly comply with procedural filing rules to be  
19 recognized as counsel.  
20

21  
22 This unauthorized participation forced a pro se litigant to review, respond, and defend  
23 against pleadings issued by a non-appearing attorney, thereby burdening Plaintiff,  
24 violating ethical boundaries, and undermining the integrity of judicial proceedings.  
25  
26  
27  
28

1 The conduct rises to a pattern of procedural misconduct, and such behavior should be  
2 addressed with sanctions, referral to The Florida Bar, and entry of a court order striking  
3 all filings by non-appearing counsel as null and void.  
4

5  
6 The plaintiff respectfully requests that this Court take judicial notice of this ongoing  
7 violation and bar Attorney Gibson from further participation in this or related matters  
8 unless and until proper notice of appearance is filed and approved by the Court.  
9  
10  
11

12 **WHEREFORE**, Plaintiff respectfully requests that this Honorable Court:

13 A. STRIKE all filings made under the former case number since dismissal on May 14,  
14 2025;  
15

16 B. BAR further hearing settings, including any § 57.105 motions in the dismissed case;

17 C. TAKE JUDICIAL NOTICE of judicial and ethical violations noted herein;

18 D. REFER this matter to The Florida Bar and Judicial Qualifications Commission;  
19

20 E. ALLOW Plaintiff to amend this Motion or provide supplemental filings if needed;

21 F. GRANT any other relief this Court deems just and proper.  
22

23 Respectfully Submitted,

24  
25 Marcio Sousa Sales

26 Plaintiff, Pro Se  
27 160 W Camino Real, 102  
28 Boca Raton, FL 33432

1  
2  
3  
4                   **CERTIFICATE OF SERVICE**

5 I hereby certify that on this July 26, 2025, I filed the JUDICIAL NOTICE OF LACK  
6 OF JURISDICTION AND IMPROPER ATTORNEY APPEARANCE with the Clerk  
7 of the Court using the United States Certified Postal service system, which will send  
8 notification of such filing to the following defendant indicated below.  
9

10 Additionally, I certify that I served a copy of the foregoing document via E-mail to  
11 Seth R Keller attorney for Andrade.  
12  
13  
14

15                                   Marcio Sousa Sales  
16                                   Plaintiff, Pro Se  
17                                   160 W Camino Real, 102  
18                                   Boca Raton, FL 33432  
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IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT IN  
AND FOR PALM BEACH COUNTY, FLORIDA

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

MARCIO SOUSA SALES

Plaintiff

v.

ANTONIO DE ANDRADE

Defendant

---

**NOTICE OF APPEARANCE**

Seth R. Keller, Esq. of Keller Gibson, PLLC., hereby gives his notice of appearance as counsel of record for the Defendant, ANTONIO DE ANDRADE. (hereinafter "Defendant"), in this action. All future notices should be sent to Keller Gibson, PLLC at 3800 Inverrary Blvd., Ste 400-D, Lauderhill, Florida 33319. Pursuant to Rule 2.516 of the Florida Rules of General Practice and Judicial Administration, primary service by email is designated as: [seth@kellergibson.com](mailto:seth@kellergibson.com).

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent electronically through the e-filing filing portal, this 10 day of March 2025, upon all parties of record.

Respectfully Submitted,

Keller Gibson, PLLC  
3800 Inverrary Blvd., Ste 400-D  
Lauderhill, FL 33319  
Office: 954-999-5769  
Fax: 954-206-0144  
Primary E-Mail Address: [seth@kellergibson.com](mailto:seth@kellergibson.com).

By: /s/ Seth R Keller  
Seth R. Keller  
FL BAR NO. 91751

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

MARCIO SOUSA SALES,

Plaintiff,

v.

CASE NO.: 50-2025-CA-000969-XXXXA-MB

ANTONIO DE ANDRADE,

Defendant.

\_\_\_\_\_/

**DEFENDANT'S MOTION FOR AN AWARD OF ATTORNEY'S FEES**

Defendant, Antonio DeAndrade ("Defendant"), through his undersigned counsel and pursuant to 1.525, Fla. R. Civ. P., move for an award taxing attorney's fee in connection with this lawsuit against Plaintiff, Candor Construction, Inc., ("Plaintiff") and in support thereof, state as follows:

1. Plaintiff filed his Complaint on February 5, 2025, and filed his operative second amended Complaint on March 24, 2025.
2. On April 14, 2025, Defendant filed his motion to dismiss Plaintiff's Second Amended Complaint.
3. Following a hearing on Defendant's motion to dismiss held on May 14, 2025, the Court granted the motion, and entered an order on dismissing the Plaintiff's Complaint without prejudice the following day. *A true and correct copy of the order is attached hereto as Exhibit A.*
4. Prior to the entry of the order, Defendant filed a motion for sanctions, on May 12, 2025, pursuant to Fla. Stat § 57.105, alleging that Plaintiff's Amended Complaint lacks and justiciable issue of either law or fact.

5. Fla Stat § 57.105 (1) provides:

Upon the court's initiative or motion of any party, the court shall award a reasonable attorney's fee, including prejudgment interest, to be paid to the prevailing party in equal amounts by the losing party and the losing party's attorney on any claim or defense at any time during a civil proceeding or action in which the court finds that the losing party or the losing party's attorney knew or should have known that a claim or defense when initially presented to the court or at any time before trial:

- (a) Was not supported by the material facts necessary to establish the claim or defense; or
- (b) Would not be supported by the application of then-existing law to those material facts.

6. The motion for sanction is being set for hearing.

7. Plaintiff is aware that if Defendant is the prevailing party as to his motion he will be entitled to an award of reasonable attorney's fees.

8. KellerGibson, PLLC, has represented Defendant throughout this matter on an hourly basis.

Wherefore, Defendant Antonio DeAndrade respectfully requests this Court to enter an Order granting the instant motion for entitlement and awarding his reasonable attorney's fees incurred during this lawsuit, and any such further relief as the Court deems fair and just.

Respectfully submitted,

**s/Brandon J. Gibson**

Brandon J. Gibson

Florida Bar No.: 0099411

E-mail: bgibson@kellergibson.com

Seth R. Keller

Florida Bar No.: 0091751

E-mail : seth@kellergibson.com

KELLERGIBSON, PLLC  
3800 Inverrary Blvd, Ste. 400D  
Lauderhill, Florida 33319  
Telephone: (954) 237-8093  
Facsimile: (954) 637-6855

*Counsel for Defendant*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing motion for and award of attorney's fees has been furnished via email [info@legalhelp4y.com](mailto:info@legalhelp4y.com) to Marcio Sousa Sales on this 5<sup>th</sup> day of June 2025.

NOT A CERTIFIED COPY

# Exhibit A

NOT A CERTIFIED COPY

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

MARCIO SOUSA SALES,

Plaintiff,

v.

CASE NO.: 50-2025-CA-000969-XXXXA-MB

ANTONIO DE ANDRADE,

Defendant.

**ORDER ON DEFENDANT'S MOTION TO DIMSISS**

**THIS CAUSE** having come before the Court on the Defendant, ANTONIO DE ANDRADE's Motion to Dismiss Plaintiff's Complaint, having reviewed the Motion, Plaintiff's Response in opposition, Plaintiff's notice of supplemental authority in opposition to the motion to dismiss, Plaintiff's notice of objection to hearing and request for ruling based on submitted memoranda, and having heard arguments of counsel at a hearing on May 14, 2025, noting that Plaintiff failed to appear, and the Court being otherwise fully advised in the premises, it is hereby:

**ORDERED AND ADJUDGED** as follows:

1. Defendant's Motion to Dismiss is **GRANTED without prejudice**.

**DONE and ORDERED** in Chambers at Palm Beach County, Florida.

502025CA000969XXXXAMB 05/14/2025  
Reid P. Scott Judge  
ADMINISTRATIVE OFFICE OF THE COURT

502025CA000969XXXXAMB 05/14/2025  
Reid P. Scott  
Judge

cc: All Attorneys of Record

Plaintiff, Marcio Sousa Sales, info@legalhelp4y.com, unionmoving@hotmail.com; 22187

Aquila Street, Boca Raton, FL 33528

NOT A CERTIFIED COPY

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

MARCIO SOUSA SALES,

Plaintiff,

v.

CASE NO.: 50-2025-CA-000969-XXXXA-MB

ANTONIO DE ANDRADE,

Defendant.

\_\_\_\_\_/

**DEFENDANT'S AMENDED MOTION FOR AN AWARD OF ATTORNEY'S FEES**

Defendant, Antonio DeAndrade ("Defendant"), through his undersigned counsel and pursuant to 1.525, Fla. R. Civ. P., move for an award taxing attorney's fee in connection with this lawsuit against Plaintiff, Marcio Sousa Sales, ("Plaintiff") and in support thereof, state as follows:

1. Plaintiff filed his Complaint on February 5, 2025, and filed his operative second amended Complaint on March 24, 2025.
2. On April 14, 2025, Defendant filed his motion to dismiss Plaintiff's Second Amended Complaint.
3. Following a hearing on Defendant's motion to dismiss held on May 14, 2025, the Court granted the motion, and entered an order on dismissing the Plaintiff's Complaint without prejudice the following day. *A true and correct copy of the order is attached hereto as Exhibit A.*
4. Prior to the entry of the order, Defendant filed a motion for sanctions, on May 12, 2025, pursuant to Fla. Stat § 57.105, alleging that Plaintiff's Amended Complaint lacks and justiciable issue of either law or fact.



5. Fla Stat § 57.105 (1) provides:

Upon the court's initiative or motion of any party, the court shall award a reasonable attorney's fee, including prejudgment interest, to be paid to the prevailing party in equal amounts by the losing party and the losing party's attorney on any claim or defense at any time during a civil proceeding or action in which the court finds that the losing party or the losing party's attorney knew or should have known that a claim or defense when initially presented to the court or at any time before trial:

- (a) Was not supported by the material facts necessary to establish the claim or defense; or
- (b) Would not be supported by the application of then-existing law to those material facts.

6. The motion for sanction is being set for hearing.

7. Plaintiff is aware that if Defendant is the prevailing party as to his motion he will be entitled to an award of reasonable attorney's fees.

8. KellerGibson, PLLC, has represented Defendant throughout this matter on an hourly basis.

Wherefore, Defendant Antonio DeAndrade respectfully requests this Court to enter an Order granting the instant motion for entitlement and awarding his reasonable attorney's fees incurred during this lawsuit, and any such further relief as the Court deems fair and just.

Respectfully submitted,

**s/Brandon J. Gibson**

Brandon J. Gibson

Florida Bar No.: 0099411

E-mail: bgibson@kellergibson.com

Seth R. Keller

Florida Bar No.: 0091751

E-mail : seth@kellergibson.com

KELLERGIBSON, PLLC

3800 Inverrary Blvd, Ste. 400D

Lauderhill, Florida 33319

Telephone: (954) 237-8093  
Facsimile: (954) 637-6855

*Counsel for Defendant*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing motion for and award of attorney's fees has been furnished via email [info@legalhelp4y.com](mailto:info@legalhelp4y.com) to Marcio Sousa Sales on this 5<sup>th</sup> day of June 2025.

NOT A CERTIFIED COPY

# Exhibit A

NOT A CERTIFIED COPY

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

MARCIO SOUSA SALES,

Plaintiff,

v.

CASE NO.: 50-2025-CA-000969-XXXXA-MB

ANTONIO DE ANDRADE,

Defendant.

**ORDER ON DEFENDANT'S MOTION TO DIMSISS**

**THIS CAUSE** having come before the Court on the Defendant, ANTONIO DE ANDRADE's Motion to Dismiss Plaintiff's Complaint, having reviewed the Motion, Plaintiff's Response in opposition, Plaintiff's notice of supplemental authority in opposition to the motion to dismiss, Plaintiff's notice of objection to hearing and request for ruling based on submitted memoranda, and having heard arguments of counsel at a hearing on May 14, 2025, noting that Plaintiff failed to appear, and the Court being otherwise fully advised in the premises, it is hereby:

**ORDERED AND ADJUDGED** as follows:

1. Defendant's Motion to Dismiss is **GRANTED without prejudice**.

**DONE and ORDERED** in Chambers at Palm Beach County, Florida.

502025CA000969XXXXAMB 05/14/2025  
Reid P. Scott Judge  
ADMINISTRATIVE OFFICE OF THE COURT

502025CA000969XXXXAMB 05/14/2025  
Reid P. Scott  
Judge

cc: All Attorneys of Record

Plaintiff, Marcio Sousa Sales, info@legalhelp4y.com, unionmoving@hotmail.com; 22187

Aquila Street, Boca Raton, FL 33528

NOT A CERTIFIED COPY

To: The Florida Bar – Attorney Consumer Assistance Program

From: Marcio Sousa Sales

Date: May 13, 2025

Subject: Formal Complaint – Attorney Misconduct: Seth R. Keller, Esq. 806471

Dear Florida Bar Review Counsel,

I am submitting this formal complaint against Seth R. Keller, Esq., Florida Bar No. 806471, for egregious and continuing violations of the Rules Regulating The Florida Bar in the case **of Sales v. Andrade, Case No. 50-2025-CA-000969-XXA-MB**, currently pending in Palm Beach Circuit Court.

Mr. Keller has demonstrated a pattern of knowingly unethical conduct, including:

Knowingly pursuing litigation against the wrong party: His client, Mr. Antonio de Andrade, initiated suit against me for a debt I was not responsible for, despite clear evidence the responsible party was an LLC owned by my son.

Engaging in misleading representations to the court: Mr. Keller continued trial proceedings against an individual (my son) who was never named in the complaint, while maintaining the judgment in my name. This conduct deprived me of due process and resulted in a judgment that is now on appeal.

Filing a baseless §57.105 sanctions motion: Despite knowing the procedural and factual background, Mr. Keller filed a motion for sanctions against me as a pro se litigant—without good faith basis and in violation of Florida Statutes and case law.

Violating multiple Rules of Professional Conduct, including:

Rule 4-3.1 – Frivolous proceedings

Rule 4-3.3 – False statements to tribunal

Rule 4-4.4 – Abuse of legal process

Rule 4-8.4(c) – Dishonesty and misrepresentation

Rule 4-8.4(d) – Conduct prejudicial to justice

Attempting to suppress valid claims by abusing procedure: His actions appear primarily intended to silence my right to be heard, intimidate me as a pro se litigant, and protect an improperly obtained judgment.

In addition to this formal complaint, I am also in the process of submitting related complaints and requests for investigation to ***the Florida Attorney General's Office, the U.S. Department of Justice (Office of Professional Responsibility), the FBI Public Corruption and Civil Rights Division, and the Palm Beach County Court Administration.*** Given the gravity of the misconduct, the repeated abuse of legal process, and the attempt to use the court system to mislead, intimidate, and enrich himself through unlawful litigation tactics against a pro se litigant, I respectfully request that this matter be treated with urgency and referred for full disciplinary review.

I respectfully request the Florida Bar investigate Mr. Keller's conduct and take appropriate disciplinary action. Attached are the court filings substantiating these allegations.

I believe this conduct may not be isolated to this case. If this attorney is permitted to continue this pattern unchecked, it risks not only harming vulnerable litigants but also undermining the public's trust in the legal profession and judicial system.

Sincerely,

Marcio Sousa Sales  
Plaintiff, Pro Se  
160 W Camino Real, 102  
Boca Raton, FL 33432  
Phone Number: (561) 770-8909  
Email Address: info@legalhelp4y.com

Attachments:

Plaintiff's Supplemental Response and Notice of Misconduct

Defendant's Motion to Dismiss and for Sanctions

Copy of Judgment and Appeal Notice



# **FORMAL BAR RESPONSE – PERSONAL COMPLAINT**

To Be Submitted by: Rogerio Scotton, Robert Scarcell, Peter Aldo

Subject: **Formal Complaint Against Attorney Seth R. Keller – Case Ref: RFA No. 25-12722**

**To the Florida Bar,**

I am writing directly, in my personal capacity, to address what I view as an unacceptable failure by your office to act on a serious matter of attorney misconduct. The previous complaint filed by Mr. Marcio Sousa Sales was prematurely closed under the justification that the matter “involves a dispute over which a court has jurisdiction.” That rationale is not only inadequate — it is a dangerous excuse that enables systemic abuse and perpetuates injustice under the color of professional immunity.

This complaint is not about a procedural dispute. It is about willful, repeated violations of law and ethics by a licensed attorney, knowingly executed to suppress, intimidate, and destroy the due process rights of a self-represented party.

What Attorney Seth R. Keller Has Done — and Why It Matters:  
Knowingly Sued the Wrong Party:

Keller initiated litigation against Mr. Marcio Sousa Sales, a private individual, even though he knew — or should have known — that the correct party was an LLC in which Marcio had no legal role.

On April 14, 2025, Attorney Seth R. Keller issued a second sanctions letter pursuant to § 57.105, again targeting Mr. Marcio Sousa Sales — a known pro se litigant. The letter not only demands dismissal of a pending complaint, but also threatens sanctions against a hypothetical future complaint that had not yet been approved by the court. This conduct is harassing, procedurally improper, and intentionally aimed at intimidating a vulnerable party.

Moreover, Keller directs the letter to a third-party assistant, “Legal Help 4 You,” attempting to implicate them in unauthorized practice without basis — despite full knowledge that no legal representation exists. This is an abuse of both the judicial process and the professional license, done in bad faith and contrary to the ethical rules of the Florida Bar. (see attached 2 letter from Attorney).

He proceeded with litigation against Marcio’s son, knowingly allowing the wrong individual to be tried while shielding the LLC.

This is not a mistake. This is intentional misrepresentation to the court and a violation of the Rules Regulating The Florida Bar, including Rule 4-3.1 (meritorious claims and contentions), and 4-3.3 (candor toward the tribunal).

#### Post-Judgment Misconduct and Abuse of Sanctions:

After the court dismissed the second case without prejudice, and while it is actively on appeal, Keller attempted to file a sanctions motion under § 57.105, seeking attorney’s fees from the pro se party.

This is a clear abuse of process under Fla. R. Civ. P. 1.420, and constitutes harassment of a self-represented litigant during an open appeal.

#### Misuse of Process and Judicial Manipulation:

Keller set a hearing unilaterally, without judicial order, while other motions (such as objections and motions to stay) remained unresolved. This is in direct violation of Florida Rules of Judicial Administration and violates the integrity of the process.

He is clearly attempting to weaponize procedure, using his license and court familiarity not to seek justice, but to exploit an unrepresented person.

#### **Ethical and Moral Bankruptcy:**

Keller has failed in his duty to advise his client of errors, failed to withdraw meritless claims, and is actively prolonging injustice solely for personal gain. This behavior undermines public confidence in the profession and violates Rule 4-8.4(d), which prohibits conduct prejudicial to the administration of justice.

***Why the Florida Bar's Excuse Letter Is Not Acceptable:***

The letter dated May 28, 2025, from Richard Coombs, is not just dismissive — it is part of the problem. It exemplifies the very reason people have lost faith in legal institutions. Telling a litigant “we don’t have jurisdiction” while turning a blind eye to clear, documented misconduct by a Florida-licensed attorney is a disgrace.

If the Florida Bar claims to protect the public from attorney misconduct, it must not excuse criminal-like conduct just because it occurred inside a courtroom.

Your refusal to act not only empowers Keller — it marks the Florida Bar as complicit in protecting corrupt legal practices. In the public eye, this is not oversight — it is obstruction.

**Notice of Public and Legal Escalation:**

Please be advised that:

A second civil lawsuit has now been filed by Mr. Marcio Sousa Sales against Mr. Keller’s client (Antonio de Andrade) — supported by sworn affidavits, motions, and exhibits documenting all misconduct listed above.

All records, including this Bar complaint, will be made available for public access, published via independent media, and shared with organizations advocating for pro se rights and judicial transparency.

This matter will be further reported to the Judicial Qualifications Commission, the Office of Inspector General, and federal civil rights authorities if Florida’s own institutions continue to shield unethical conduct.

**What the Florida Bar Must Do Now:**

Immediately re-open this complaint.


Require a formal response from Attorney Seth R. Keller to all allegations.

Notify him that retaliatory use of sanctions against a pro se litigant will be treated as misuse of authority and professional misconduct.

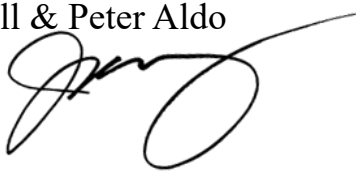
Failing to do so confirms what the public already suspects — that the Florida Bar is less a regulator and more a shield for the legal elite, protecting its own regardless of harm done to the people it is supposed to serve.

The public is watching. This is no longer a legal complaint — it is a fight for justice.

Sincerely,



Rogerio Scotton, Robert Scarcell & Peter Aldo  
160 W camino Real # 102  
Boca Raton, Florida 33432



FORMAL BAR RESPONSE – PERSONAL COMPLAINT

To Be Submitted by: Rogerio Scotton, Robert Scarcell, Peter Aldo

Subject: Formal Complaint Against Attorney Seth R. Keller – Case Ref: RFA No. 25-12722

To the Florida Bar,

Subject: Amended Complaint – Additional Violations by Brandon J. Gibson (Florida Bar No. 0099411)

To: The Florida Bar – Attorney Consumer Assistance Program

ACAP Email: [acap@floridabar.org](mailto:acap@floridabar.org)

Re: Amended Complaint – Conduct Violations by Attorney Brandon J. Gibson

Complainant: Legal Help 4 You LLC on behalf of Marcio Sousa Sales

Respondent: Brandon J. Gibson, Esq. – Florida Bar No. 0099411

Law Firm: KellerGibson PLLC

Matter: Marcio Sousa Sales v. Antonio de Andrade

Original Complaint Reference (if applicable): No. 25-12722

Dear Bar Counsel,

This is a formal amendment and supplement to the complaint previously submitted regarding unethical conduct by Attorney Brandon J. Gibson, in his involvement with the case of Marcio Sousa Sales v. Antonio de Andrade.

Upon further investigation and procedural review, it has now been discovered that:

Mr. Brandon Gibson was not the attorney of record in the court file at the time he:

Filed motions on behalf of the defendant (Antonio de Andrade);

Participated in a Zoom hearing where he verbally argued for dismissal of Mr. Sales' complaint;

Submitted pleadings under his name without a corresponding Notice of Appearance or Substitution of Counsel filed with the court.

Despite lacking proper filing credentials and not being officially designated as counsel, Mr. Gibson engaged in direct litigation actions:

Submitted a motion for sanctions against a pro se litigant;

Compelled responses from the plaintiff (Mr. Sales), thus placing a non-represented party under procedural burden from a lawyer not on record;

Proceeded with argumentation in court without judicial objection, further harming the fairness of proceedings.

These actions amount to:

Violation of Rule 4-1.1 (Competence) and Rule 4-1.3 (Diligence) under the Rules Regulating The Florida Bar;

Violation of Rule 4-5.5 (Unauthorized Practice of Law / Improper Jurisdictional Practice);

Violation of Rule 4-3.3 (Candor Toward the Tribunal), as the court was not properly informed of his standing;

Violation of Rule 4-8.4(d) – Conduct prejudicial to the administration of justice, due to undermining due process protections owed to a pro se litigant.

As a result of Mr. Gibson's conduct:

Mr. Sales' complaint was dismissed at the hearing Mr. Gibson unlawfully argued;

No attorney of record challenged his authority in court, placing the legitimacy of the dismissal in serious question;

Mr. Sales' constitutional rights to a fair hearing and clear notice were effectively compromised.

These developments materially escalate the seriousness of the grievance. The Florida Bar is respectfully urged to review this misconduct in full scope and consider appropriate action.

Please see attached:

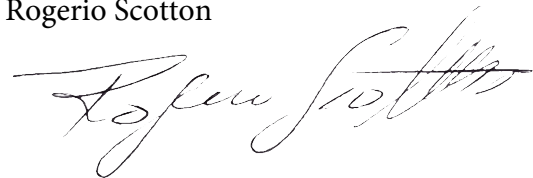
Docket screenshot showing Seth Keller as the attorney of record;

Motion and hearing transcript excerpts showing Brandon Gibson's direct actions;

Court filings bearing Mr. Gibson's signature without appearance filed.

We appreciate your urgent attention to this matter and expect a thorough investigation into this serious breach of professional conduct.

Rogério Scotton

A handwritten signature in cursive script, appearing to read "Rogério Scotton", written in black ink.

# **FORMAL BAR RESPONSE – PERSONAL COMPLAINT**

To Be Submitted by: Rogerio Scotton, Robert Scarcell, Peter Aldo

Subject: **Formal Complaint Against Attorney Seth R. Keller – Case Ref: RFA No. 25-12722**

**To the Florida Bar,**

I am writing directly, in my personal capacity, to address what I view as an unacceptable failure by your office to act on a serious matter of attorney misconduct. The previous complaint filed by Mr. Marcio Sousa Sales was prematurely closed under the justification that the matter “involves a dispute over which a court has jurisdiction.” That rationale is not only inadequate — it is a dangerous excuse that enables systemic abuse and perpetuates injustice under the color of professional immunity.

This complaint is not about a procedural dispute. It is about willful, repeated violations of law and ethics by a licensed attorney, knowingly executed to suppress, intimidate, and destroy the due process rights of a self-represented party.

What Attorney Seth R. Keller Has Done — and Why It Matters:  
Knowingly Sued the Wrong Party:

Keller initiated litigation against Mr. Marcio Sousa Sales, a private individual, even though he knew — or should have known — that the correct party was an LLC in which Marcio had no legal role.

On April 14, 2025, Attorney Seth R. Keller issued a second sanctions letter pursuant to § 57.105, again targeting Mr. Marcio Sousa Sales — a known pro se litigant. The letter not only demands dismissal of a pending complaint, but also threatens sanctions against a hypothetical future complaint that had not yet been approved by the court. This conduct is harassing, procedurally improper, and intentionally aimed at intimidating a vulnerable party.

Moreover, Keller directs the letter to a third-party assistant, “Legal Help 4 You,” attempting to implicate them in unauthorized practice without basis — despite full knowledge that no legal representation exists. This is an abuse of both the judicial process and the professional license, done in bad faith and contrary to the ethical rules of the Florida Bar. (see attached 2 letter from Attorney).

He proceeded with litigation against Marcio’s son, knowingly allowing the wrong individual to be tried while shielding the LLC.

This is not a mistake. This is intentional misrepresentation to the court and a violation of the Rules Regulating The Florida Bar, including Rule 4-3.1 (meritorious claims and contentions), and 4-3.3 (candor toward the tribunal).

#### Post-Judgment Misconduct and Abuse of Sanctions:

After the court dismissed the second case without prejudice, and while it is actively on appeal, Keller attempted to file a sanctions motion under § 57.105, seeking attorney’s fees from the pro se party.

This is a clear abuse of process under Fla. R. Civ. P. 1.420, and constitutes harassment of a self-represented litigant during an open appeal.

#### Misuse of Process and Judicial Manipulation:

Keller set a hearing unilaterally, without judicial order, while other motions (such as objections and motions to stay) remained unresolved. This is in direct violation of Florida Rules of Judicial Administration and violates the integrity of the process.

He is clearly attempting to weaponize procedure, using his license and court familiarity not to seek justice, but to exploit an unrepresented person.

#### **Ethical and Moral Bankruptcy:**



Keller has failed in his duty to advise his client of errors, failed to withdraw meritless claims, and is actively prolonging injustice solely for personal gain. This behavior undermines public confidence in the profession and violates Rule 4-8.4(d), which prohibits conduct prejudicial to the administration of justice.

***Why the Florida Bar's Excuse Letter Is Not Acceptable:***

The letter dated May 28, 2025, from Richard Coombs, is not just dismissive — it is part of the problem. It exemplifies the very reason people have lost faith in legal institutions. Telling a litigant “we don’t have jurisdiction” while turning a blind eye to clear, documented misconduct by a Florida-licensed attorney is a disgrace.

If the Florida Bar claims to protect the public from attorney misconduct, it must not excuse criminal-like conduct just because it occurred inside a courtroom.

Your refusal to act not only empowers Keller — it marks the Florida Bar as complicit in protecting corrupt legal practices. In the public eye, this is not oversight — it is obstruction.

**Notice of Public and Legal Escalation:**

Please be advised that:

A second civil lawsuit has now been filed by Mr. Marcio Sousa Sales against Mr. Keller’s client (Antonio de Andrade) — supported by sworn affidavits, motions, and exhibits documenting all misconduct listed above.

All records, including this Bar complaint, will be made available for public access, published via independent media, and shared with organizations advocating for pro se rights and judicial transparency.

This matter will be further reported to the Judicial Qualifications Commission, the Office of Inspector General, and federal civil rights authorities if Florida’s own institutions continue to shield unethical conduct.

**What the Florida Bar Must Do Now:**

Immediately re-open this complaint.


Require a formal response from Attorney Seth R. Keller to all allegations.

Notify him that retaliatory use of sanctions against a pro se litigant will be treated as misuse of authority and professional misconduct.

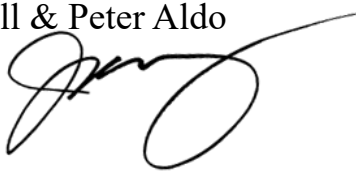
Failing to do so confirms what the public already suspects — that the Florida Bar is less a regulator and more a shield for the legal elite, protecting its own regardless of harm done to the people it is supposed to serve.

The public is watching. This is no longer a legal complaint — it is a fight for justice.

Sincerely,



Rogerio Scotton, Robert Scarcell & Peter Aldo  
160 W camino Real # 102  
Boca Raton, Florida 33432



**Transcript Excerpt – Hearing on Motion to Dismiss  
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,**

\_\_\_\_\_/

**Transcript Excerpt – *Hearing on Motion to Dismiss***

**Case:** *Antonio de Andrade v. Marcio Sousa Sales*

**Date:** May 14, 2025

**Judge:** The Honorable Scott

**Location:** Circuit Court of the Fifteenth Judicial Circuit, Palm Beach County

---

**Attorney (Keller or Gibson):**

"Dexert, hearing on motion to dismiss, May 14, 2025. Mr. Sales is not here. If you'd like me to go into the substance of the motion, I can do that, but that is our position on the motion. I believe it should be granted, simply for the fact that Mr. Sales failed to appear."

---

## Transcript Excerpt – Hearing on Motion to Dismiss

### Judge Scott:

"Alright. Mr. Sales was noticed to be here. He's not here. I have reviewed the papers that were filed in this case, so I'm going to grant the motion to dismiss at this time. Thank you."

---

### LEGAL NOTE:

- At the time of this hearing, **multiple motions filed by Mr. Sales** were still pending, including:
  - Objection to the hearing,
  - Motion to strike opposing counsel's filings,
  - Motion to dismiss due to improper service,
  - Motion to stay,
  - Others still awaiting ruling.
- **No formal hearing notice was ever issued** to Mr. Sales via order or confirmed service, in violation of due process.
- Judge Scott's statement, "***I have reviewed the papers that were filed in this case,***" stands in direct contradiction to the court record, which **shows no rulings issued** on any of the above motions.



# WHEN LAW FIRMS BECOME LAWLESS

**KELLERGIBSON'S TRAIL  
OF MISCONDUCT IN  
FLORIDA COURTROOM**

**LEGAL HELP 4 YOU**



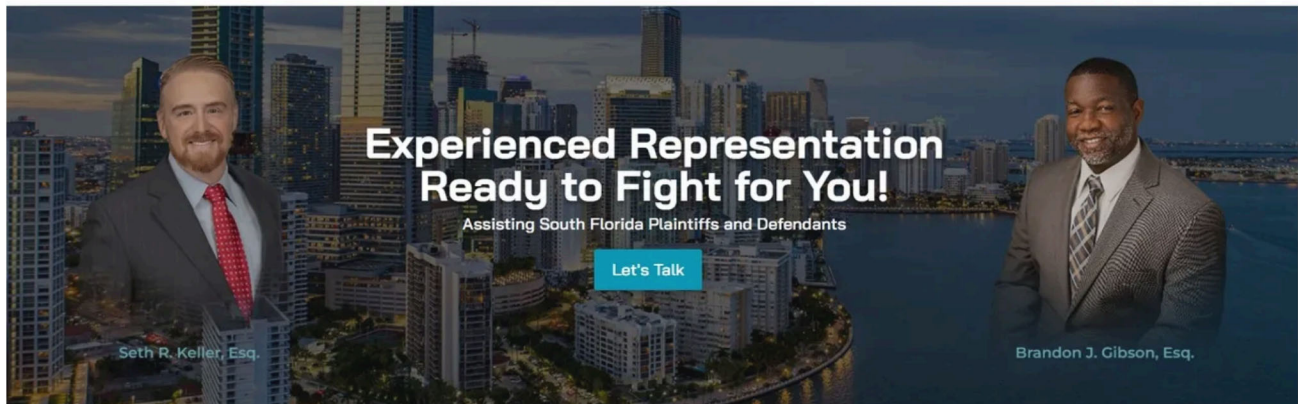
important than truth, law, or the rights of ordinary people.

Such is the case of *KellerGibson, PLLC*, a Lauderhill-based law firm now at the center of a disturbing pattern of misconduct in the case of **Marcio Sousa Sales v. Antonio de Andrade**.

## The Case That Should Have Never Been Filed

The story begins with a fatal legal flaw: **Antonio de Andrade filed a civil lawsuit not against the company that allegedly serviced his vehicle—but against Marcio Sousa Sales personally**, a man who had **no legal connection** to the business in question. The company was an LLC, and under Florida law, **members of an LLC cannot be sued individually for the LLC’s obligations**.

Yet despite clear Florida precedent, KellerGibson failed to correct this foundational legal error. Instead, they doubled down—filing motions, pushing for hearings, and even targeting Mr. Sales personally in court, despite having full knowledge of the improper party.



## ✗ Unauthorized Attorney Appears in Court — Illegally

Things took a darker turn when **Brandon J. Gibson, Esq.**, of KellerGibson, began signing motions and appearing in hearings on behalf of Mr. de Andrade **without ever filing a required Notice of Appearance**, as mandated by **Rule 2.505(e), Fla. R. Gen. Prac. & Jud. Admin..**

That rule is clear:

“An attorney shall file a notice of appearance to officially represent a party unless that attorney signed the initial pleading. No other pleadings or motions may be filed unless a notice of appearance is entered.”

Mr. Gibson violated this rule—he **neither signed the original pleading nor filed a notice of appearance**—yet appeared at the hearing before **Judge Scott** and asked that the case be





claim or defense when initially presented to the court or at any time before trial:

- (a) Was not supported by the material facts necessary to establish the claim or defense; or
- (b) Would not be supported by the application of then-existing law to those material facts.

6. The motion for sanction is being set for hearing.

7. Plaintiff is aware that if Defendant is the prevailing party as to his motion he will be entitled to an award of reasonable attorney's fees.

8. KellerGibson, PLLC, has represented Defendant throughout this matter on an hourly basis.

Wherefore, Defendant Antonio DeAndrade respectfully requests this Court to enter an Order granting the instant motion for entitlement and awarding his reasonable attorney's fees incurred during this lawsuit, and any such further relief as the Court deems fair and just.

Respectfully submitted,

s/Brandon J. Gibson

Brandon J. Gibson

Florida Bar No.: 0099411

E-mail: bgibson@kellergibson.com

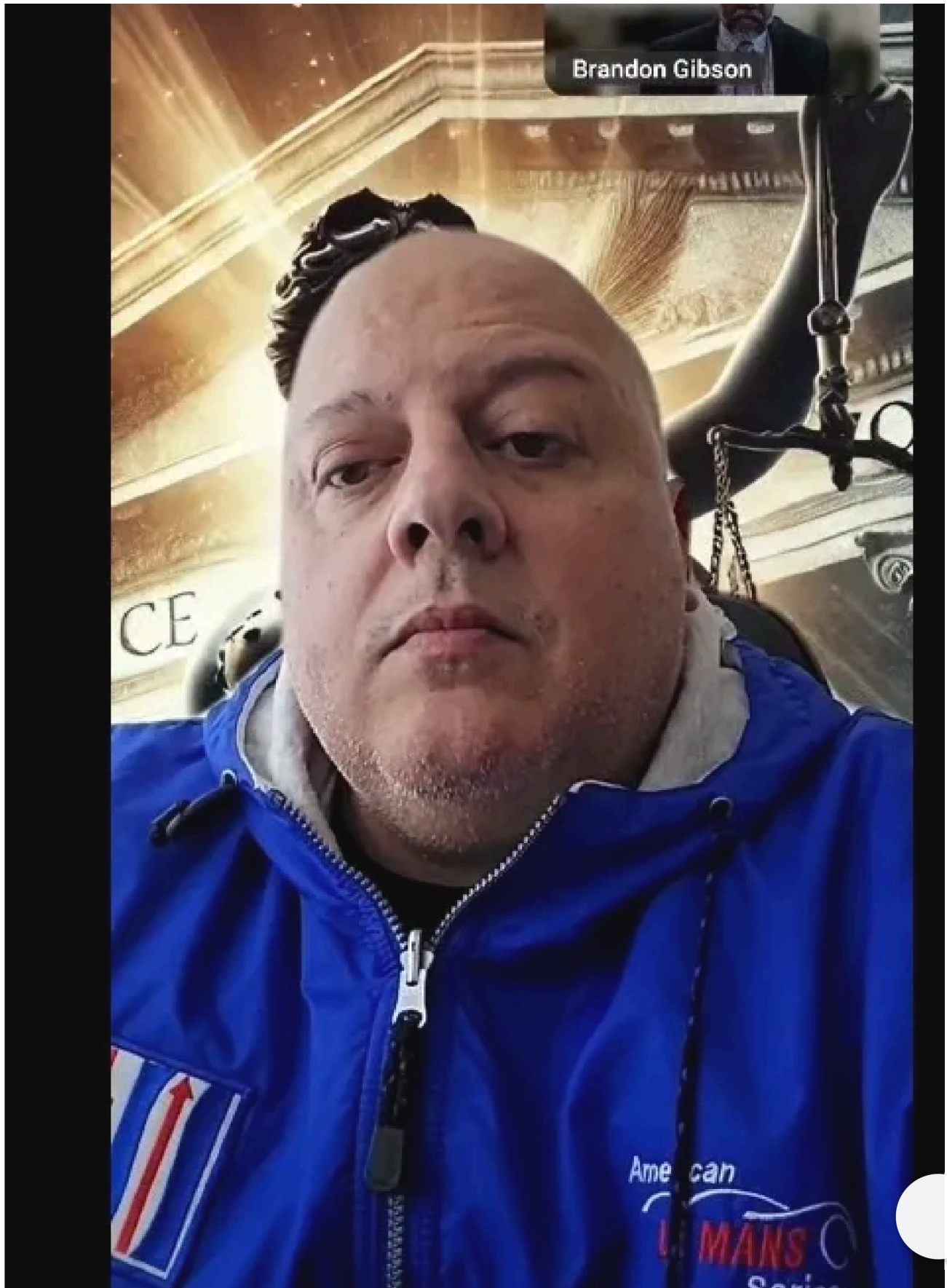
Seth R. Keller

This is **not a technicality**. It is a **due process violation**, an **unauthorized practice of law**, and possibly even **fraud upon the court**.

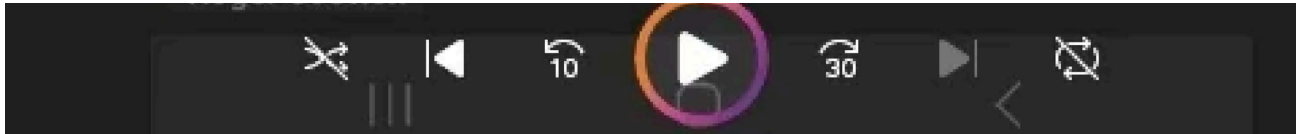
## ⚠️ Rules Broken, Rights Denied

The following violations were committed or enabled by KellerGibson:

- **Unauthorized Practice (Rule 4-5.5)** – Gibson appeared without proper notice.
- **Due Process Violation** – Mr. Sales, a pro se litigant, was denied participation due to improper court action.
- **Fraud Upon the Court** – Misleading the court into granting dismissal without proper representation.







## Case Law That Supports Mr. Sales

Several Florida cases make clear that only properly noticed attorneys may act in court:

- *Gross v. State*, 310 So. 3d 89 (Fla. 4th DCA 2020)
- *Goldstein v. Goldstein*, 137 So. 3d 453 (Fla. 4th DCA 2014)
- *Capote v. Gonzalez*, 64 So. 3d 737 (Fla. 3d DCA 2011)
- *Pino v. Bank of New York*, 76 So. 3d 927 (Fla. 2011)
- *The Florida Bar v. Greene*, 926 So. 2d 1195 (Fla. 2006)
- *The Florida Bar v. Beach*, 675 So. 2d 106 (Fla. 1996)

## Blog, Bar, and Beyond: The Fallout Begins

Mr. Sales has now:

- Filed two complaints with the **Florida Bar** against KellerGibson attorneys;
- Filed a **judicial misconduct complaint** against Judge Scott for dismissing a case without ruling on any of Mr. Sales' 12 motions;
- Filed a new lawsuit under a correct venue;
- Notified the court of potential escalation under **42 U.S.C. § 1983** for civil rights violations.

Meanwhile, KellerGibson continues its tactics—trying to schedule hearings under a **dismissed case**, and attempting to sanction a pro se litigant for trying to defend his rights.





### NOTICE OF APPEARANCE

Seth R. Keller, Esq. of Keller Gibson, PLLC., hereby gives his notice of appearance as counsel of record for the Defendant, ANTONIO DE ANDRADE. (hereinafter "Defendant"), in this action. All future notices should be sent to Keller Gibson, PLLC at 3800 Inverrary Blvd., Ste 400-D, Lauderhill, Florida 33319. Pursuant to Rule 2.516 of the Florida Rules of General Practice and Judicial Administration, primary service by email is designated as: [seth@kellergibson.com](mailto:seth@kellergibson.com).

### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent electronically through the e-filing filing portal, this 10 day of March 2025, upon all parties of record.

Respectfully Submitted,

Keller Gibson, PLLC  
3800 Inverrary Blvd., Ste 400-D  
Lauderhill, FL 33319  
Office: 954-999-5769  
Fax: 954-206-0144  
Primary E-Mail Address: [seth@kellergibson.com](mailto:seth@kellergibson.com).

By: /s/ Seth R Keller  
Seth R. Keller  
FL BAR NO. 91751



## Justice Is Not a Game – And This Firm Forgot That

Law is not a game. Courtrooms are not casinos where rules are bent, and due process discarded for profit. But this is what happens when **law firms operate like machines for personal gain**, weaponizing procedure against individuals without counsel, and chasing judgment instead of justice.

It's time the Florida Bar—and the public—take a hard look at KellerGibson, PLLC.

Because justice doesn't come from suits and signatures. It comes from integrity.

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