

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

ROYER BORGES and EMELY DELFIN,  
As the natural parents and guardians  
of ANTHONY BORGES,

**Case No.: CACE 18-008568**

JUDGE: HENNING

Plaintiff,

v.

NIKOLAS JACOB CRUZ, JAMES SNEAD,  
KIMBERLY SNEAD, HENDERSON  
BEHAVIORAL HEALTH, INC., a Florida  
not for profit **corporation**; JEROME GOLDEN  
CENTER FOR BEHAVIORAL HEALTH, INC.,  
a Florida not for profit **corporation**; SOUTH  
COUNTY MENTAL HEALTH CENTER, INC.,  
a Florida not for profit **corporation**; and the  
ESTATE OF LYNDA CRUZ,

Defendants.

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**NOTICE OF FILING**

**EVIDENCE IN SUPPORT OF MOTION TO INTERVENE**

**NOTICE OF INTENT TO SUE ALL PARTIES FOR HARBORING TERRORISM ON US CRITICAL WATER  
AND ENERGY RESOURCES WITH DOJ, BROWARD COUNTY COMMISSIONERS, BROWARD  
SCHOOL BOARD, PARKLAND SHOOTING, EPA AND FDLE**

Intervener, JOSEPH GILBERTI P.E., a Licensed Professional engineer in the State of Florida, pursuant to Florida Rule of Civil Procedure 1.230, hereby Submits evidence of related ongoing litigation across multiple counties in Florida, US Middle District, Department of Administrative Hearings, and US Supreme Court of United States involving US Terrorism Acts, Rothschild Federal Reserve Bank Terrorism, Media and Candidates hiding US Resources in Elections, National Defense Resources under Israel Mosaic Phosphate attack, Parkland cases and State vs Cruz, FDLE stealing tax base on FAKE PARKLAND SHOOTING, in support of Motion to Intervene as party PLAINTIFF in this action between plaintiff ROYER BORGES and EMELY

DELFIN, parents and guardians and defendants NIKOLAS CRUZ, ESTATE OF LYNDA CRUZ, JAMES SNEAD, KIMBERLY SNEAD, HENDERSON BEHAVIORAL HEALTH, INC., JEROME GOLDEN CENTER FOR BEHAVIORAL HEALTH, INC., AND SOUTH COUNTY MENTAL HEALTH CENTER, INC.,

### **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the **NOTICE OF EVIDENCE IN SUPPORT OF MOTION TO INTERVENE** was furnished to: Alex Arreaza, The Law office, 320 W Oakland Park Blvd, Wilton Manors, FL 22211-1710; Joel Perwin, 169 East Flagler Street, Ste 1523, Miami, FL 33131; Joshua Walker, Dean, Ringers, Morgan & Lawton PA, , AND James S. Lewis, Esq., 200 SE 6th Street, Suite 301, Fort Lauderdale, FL 33301 by ECF Filing on this 30th day of **December, 2018**.

Respectfully submitted,

*Joe Gilberti*

s/ \_\_\_\_\_

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**WATER SUPPLY AUTHORITY, and  
SOUTHWEST FLORIDA WATER  
MANAGEMENT DISTRICT,** )  
)  
)

Respondents. )  
)

**CITY OF LAKELAND, FLORIDA,** )  
)

Petitioner )  
)

vs. )  
)

**PEACE RIVER MANASOTA REGIONAL  
WATER SUPPLY AUTHORITY, and  
SOUTHWEST FLORIDA WATER  
MANAGEMENT DISTRICT,** )  
)  
)

Respondents. )  
)

**CITY OF WAUCHULA, FLORIDA,** )  
)

Petitioner, )  
)

vs. )  
)

**PEACE RIVER MANASOTA REGIONAL  
WATER SUPPLY AUTHORITY, and  
SOUTHWEST FLORIDA WATER  
MANAGEMENT DISTRICT,** )  
)  
)

Respondents. )  
)

**CITY OF WINTER HAVEN, FLORIDA,** )  
)

Petitioner, )  
)

vs. )  
)

**PEACE RIVER MANASOTA REGIONAL  
WATER SUPPLY AUTHORITY, and  
SOUTHWEST FLORIDA WATER  
MANAGEMENT DISTRICT,** )  
)  
)

Respondents. )  
)

**DOAH CASE NO. 18-3283  
WUP No. 20010420.010**

**DOAH CASE NO. 18-3288  
WUP No. 20010420.010**

**DOAH CASE NO. 18-3289  
WUP No. 20010420.010**

## NOTICE OF EVIDENCE IN SUPPORT OF MOTION TO INTERVENE

Evidence of harboring US Terrorism Acts on hidden underground Secret Drinking Water & US Energy Production & National Defense Resource by Florida Board of Engineers, FDEP, FEMA, EPA, Department of Justice, Florida Agencies and Municipalities for a massive Medicaid Fraud and Racketeering operation in Florida

**Comes Now**, Florida Professional Engineer Joseph D. Gilberti P.E. (“Petitioner”), President of LandTech Design Group, Inc., by pursuant to Section 120.569(2)(c), Florida Statutes (“F.S.”), and Rule 28-106.204(2), Florida Administrative Code (“F.A.C.”), moves on the following grounds for a **Motion to Intervene, files Critical Evidence tied into US Supreme court, Sarasota District 12, Hillsborough District 13 on Department of Justice, Leaders, Agencies, Law firms harboring US Terrorism to hide a Critical World Drinking Water Resource with Israel Mosaic Phosphate and a massive Medicaid Racketeering operation with Hospital Boards, Engineering Firms and Banks**, adds evidence to all Parties on Petitions for Formal Administrative Hearing filed by the Polk Regional Water Cooperative (“PRWC”), Polk County (“Polk County”), the City of Bartow (“Bartow”), the City of Fort Meade (“Fort Meade”), the City of Lakeland (“Lakeland”), the City of Wauchula (“Wauchula”), and the City of Winter Haven (“Winter Haven”) (collectively, “Petitioners”):

### CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Notice of Evidence** as served via electronic mail upon the following this 29th day of December, 2018:

Respectfully submitted,

*Joe Gilberti*

s/ \_\_\_\_\_

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**IN THE CIRCUIT COURT OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

LANDTECH DESIGN GROUP, INC., a  
Florida Corporation, Joseph D Gilberti, Jr., P.E.

Plaintiff

vs.

**Case No.: 2015 CA 006544 NC**

72 PARTNERS, LLC, a Florida limited  
Liability Company; CECIL DAUGHTREY,  
JR., and individual; and PATRICIA  
DAUGHTREY, an individual,

Defendants,

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**MEMORANDUM OF LAW IN SUPPORT OF MOTION TO COMPEL ANSWERS TO PLAINTIFF'S  
REQUESTS FOR PRODUCTION OF DOCUMENTS AND INTERROGATORIES, AND FOR EXTENSION  
OF DISCOVERY LIMITS**

**I. INTRODUCTION**

Plaintiff, JOSEPH D. GILBERTI, JR. P.E., pursuant to Fl.R.Civ.P. 1.380 hereby respectfully submits this Memorandum in Support of his Motion to Compel Defendant 72 PARTNERS, LLC to fully respond to plaintiffs' discovery requests. This memorandum also sets forth the basis for plaintiff's request to have the limits on the number of interrogatories extended to allow all existing interrogatories to be answered.

This motion is occasioned by defendant 72 PARTNERS LLC, and their council(s) failure to provide meaningful discovery, apart from a sparse and woefully incomplete production and avoidance of any tangible items necessary to determine title, position, unlawful improvements, past transfers of ownership, connections to Terrorism acts to block this US Resource and more.

In sum, 72 PARTNERS, LLC has (1) failed to produce any documents in response to all of the Plaintiff's documents or discovery requests, the first which were served on November 8, 2018, and (2) failed to answer, or provide meaningful answers, to virtually all interrogatories propounded by the plaintiff. Plaintiff has diligently attempted to resolve these problems without Court intervention, by contacting through phone, email and within person at previous court hearings to their Council on numerous occasions over the past months and even years since the complaint. Despite these efforts 72 PARTNERS, LLC refuses to provide documents responsive to the most basic kinds of discovery requests-such as proper identification of persons with knowledge of relevant facts, documents evidencing the admitting conduct, actions and entitlements at issue in this case, and local agency, corporate and contract/leasing and mortgage or easement documents fundamental to a pending title and foreclosure case caused by the US Trustee and an ILLEGAL compromise written in an effort to hide this US Drinking Water Resource with the EPA, Southwest Florida Water Management District, FDEP, Peace River Manasota Water Supply and Sarasota County staff, as well as surrounding Municipalities, which are participating in a massive Racketeering act to steal tax base, Medicaid monies and more with Poor Level of Service in Water Supply.

## **II. BACKGROUND**

Plaintiff had a contract on the property pursuant to the filed on December 8, 2015 against Defendant, 72 PARTNERS, LLC long before they took the note from assignment for a pending foreclosure case against Cecil and Patricia Daughtrey Jr., see Cecil Daughtrey v. BSFL Holding, LLC, Sarasota case 2011 CA 004209NC. During this foreclosure case, 72 Partners LLC took an invalid mortgage with NO CHAIN OF TITLE, from BSLF Holding to hide a critical Drinking

Water supply from millions of People and to serve a Mining Group called Mosaic Phosphate. Plaintiff's contract, included but was not limited to, securing a mining permit that include phosphate in the area of the permit, that would facilitate a Sarasota Mining compact, that was turned down by Nora Patterson and Sarasota County commission in or about 2007. This mining compact was turned down at an offer of \$57million, as the County said it was not enough. These mining compacts are a loafing operation to hide and damage existing fresh water aquifers, provide poor raw water resources with racketeering agencies, to sell medicine and fill cancer centers, this group 72 Partners, LLC and BSFL Holdings LLC along with many agencies including but not limited to, the Environmental Protection Agency, Florida Department of Environmental Protection, Hospital foundations, Peace River Manasota Water Authority and Southwest Florida Water management District.

Kenny Harrison of 72 Partners, LLC has cattle leases with or on Mosaic Mining properties in Polk County and on RV Griffin State Parcel which leases to Peace River Manasota Water supply that built an unnecessary \$500,000,000 dollar that used 50 States of Tax base after Hurricane Charlie to accommodate low water supply volumes. 72 Partners members have been targeting this site to hide it from millions of People to justify this stolen tax base to build a huge open to the Sky reservoir subject to Terrorism attacks via Stafford Act 6.11. They knew this underground river existed as it had a Southwest Water Management permit on it and Kenny Harrison of 72 partners, LLC, sat on the Peace River board for funding at Southwest Florida Water Management District during this request to fund the RV Griffin Reservoir.

Thomas Howze and Lee Pallardy of 72 Partners deal with Mosaic Phosphate in other ventures within Polk and Hillsborough County in the past, where Water supply aquifers have

been destroyed, filling cancer centers for folks like USF-Moffit and Tampa General down to Lee Health Systems where a barrage of Cancer Centers have popped up in the region from this Racketeering operation using Florida Leaders, Department of Justice and Water supply and Boards to keep the Raw Resources coming from Arsenic resources such as but not limited to Peace River and Carlton Water Plant.

During this case and other cases involving both parties and Daughtrey, a full attack on the Plaintiff by US Terrorist tied to Wall Street and foreign corporations are working with the Defendant and local Leaders to hide this resource, so discovery is necessary to facilitate why this group, the US Trustee skipped all evidentiary hearing while the plaintiff was being kidnapped with FAKE charges tied to the Boston Marathon explosion, Texas Fertilizer explosion, Pulse Bar shooting and the recent Marjorie Stoneman Douglas shooting where plaintiff has recently intervened and exposed this resource under attack by syndicated groups tied to C1 Bank, owned by Thomas Howze of 72 Partners, local developers like Debartolo, Benderson Development, Pat Neil, Lisa Carlton, Longino Ranch, Walton Ranch and Florida Forever Trust fund spending adjacent to this property at the time of Foreclosure on Daughtrey.

The original foreclosure on this land against Daughtrey by BSFL Holding, LLC was done by Foley Lardner who sits on the Water Forum, who employs Herschel Vinyard who was the FDEP director at the time, when the plaintiff sent a Jog email 5hrs prior to the Boston Marathon explosion, and only 12 after discovering the Healthiest Aquifer ever seen on the Planet, hidden since 1969 by NASA and Department of Interior.

The Plaintiff's client Cecil and Patricia Daughtrey has filed critical evidence that is now in the Supreme Court of the United States regarding these issues and Water supply hidden and

under attack by 72 PARTNERS LLC, BFSL HOLDINGS, LLC and their constituents. A full discovery of all correspondence needs to be reported in this case to forward to the FBI and Washington DC through this case and others tied to it, to find what Leaders, agencies, developers or engineers on file or who else is tied to this corruption to attack this endless Unique Critical US Drinking Water (underground river), Medicine production and National Defense Resource under attack, using 72 Partners, US Middle District Trustee, Trustee Receiver Andrew Rosin of Sarasota, our own US and State Agencies, Department of Justice, local Leaders, Municipal Staff, Police and News Media to attack Citizens at the Tap with cancer rates and Eugenics.

The Daughtrey's filed Bankruptcy that is in appeal to convert to Chapter 11 that eliminates this case and others, that could have been avoided in 2014 when FULL PAYMENT with an extra \$2million was offered to the Defendant, 72 PARTNERS and the Trustee, but they refused to keep the Water Supply Eugenics with high power local Hospital Foundations, Mining Corps, Bottling Corps and Big Pharma Complex moving for this Medicaid Racketeering operation this discovery may show more evidence thereto.

Documents regarding Parks and Recreation tied to Florida Forever Trust funds for this property were evaluated by Sarasota County and also part of the time this land was attacked by a predatory loan, TILA that is still pending in Foreclosure by 72 Partners and Daughtrey. Daughtrey and Plaintiff who had a recorded lien were never notified of a Sarasota Trial that was held in an ObamaCare Federal Shutdown on Columbus Day, October 14, 2013, while the Meta data transfer of Sarasota county clerks office was being done for the E-file mandate that was issued across Florida on April 1, 2013. Sarasota and this influential group tied to Israel Mosaic Phosphate, The Bush Family, C1 Bank, Greenberg Traurig Law, Peace River Manasota, Florida

Forever Trust funds, Governor Rick Scott's continued Medicaid Fraud, Moffit USF Cancer Research as a group with local developers not only assisted in Terrorism acts to kidnap the plaintiff timed with District 12 and District 13 dockets, but SET TRIAL WITHOUT NOTICE with the Clerk of Court using a Meta Data Transfer game and timing to railroad this land on a poor farmer who has been targeted by Elite and local developers with Southwest Florida Water Management, NASA and EPA for over 40yrs per our evidence on other pending cases.

Discovery of all electronic communications by 72 Partners, LLC, and their investors, persons on land, leases, contracts, and meetings is essential to connect dots to this US Terrorism hiding in courts to attack this Global Water Resource that shows Mankind how to find the rest.

### **III. ARGUMENT**

#### **LEGAL STANDARD FOR RELEVANT DISCOVERY.**

The touchstone of all Civil Discovery is that the parties are entitled to unrestricted access to all sources of potentially relevant information. "Mutual knowledge of all the relevant facts gathered by both parties is essential to proper litigation." Hickman v. Taylor, 329 U.S. 495, 507- 508 (1947). Rule 26(b)(1) of the Federal Rules of Civil Procedure provides that "[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action," without regard to whether the material sought will be admissible at trial, "if the information sought appears reasonably calculated to lead to the discovery of admissible evidence." "[R]elevant to the subject matter involved in the pending action' -- has been construed broadly to encompass any matter that bears on, or that reasonably could lead to other matter that could bear on, any issue that is or may be in the

case.” Oppenheimer Fund, Inc.v. Sanders, 437 U.S. 340, 351 (1978). Relevancy “should be construed liberally and with common sense, rather than in terms of narrow legalisms.” 8 Wright, Miller & Marcus, Federal Practice and Procedure § 2008 at 107 (2d ed. 1994).

Therefore, discovery should ordinarily be allowed as relevant unless it is clear that the information sought can have no possible bearing upon the subject matter of the action. Snowden v. Connaught Laboratories, Inc., 137 F.R.D. 325, 329 (D. Kan. 1991) (citing, Hoeme v. Golden Corral Corp., No. 89-1530 (D. Kan. June, 1990)) Gagne v. Reddy, 104 F.R.D. 454, 456 (D.Mass. 1984) (citing, Miller v. Doctor’s General Hospital, 76 F.R.D. 136, 139 (W.D. Okla. 1977)); Roesberg v. Johns-Manville Corp., 85 F.R.D. 292, 296 (E.D. Pa. 1980).

### **III. FEDERAL ACTION**

We ask the Court for all correspondence between Defendant, Sarasota County, Charlotte, County, Hillsborough County, Manatee County, Desoto County, Mosaic Phosphate, Media, Judges, EPA, Southwest Florida Water Management District and third party groups on this land using structures, cattle and more. This Defendant and local staff at these Municipalities have known about timed US Terrorism attacks surrounding the subduing of Plaintiff, JOSEPH GILBERTI, in Tampa District 13, regarding Boston Bomb explosion, Pulse Bar Shooting, Marjorie Stoneman Douglas shooting, while cases in Sarasota District 12 and US Middle District attacked the land, plaintiff’s clients to hide this Resource. The entire case, its evidence should be exposed to the Public, sent certified to President Trump and the US Military as we have foreign groups, like Israel Mosaic Phosphate with 72 PARTERS, LLC as well as

Department of Justice hiding this US Resource to fill Cancer Centers, steal tax base and pump poor Water Supply to millions of Taps.

Sarasota County police on Pulse Bar shooting day, called Cecil Daughtrey III and said Plaintiff killed Cecil Daughtrey Jr., timed with a fake AR-15 email by Public Defenders office, Chris Shaw and a Fake AR-15 case in Broward County against Plaintiff's cousin, Cory Gilberti as shown on Dockets. 72 Partners is tied to a massive Tampa Notre Dame, Harvard, Yale, USF, UF Rough Rider group of investors, lawyers and Leader across America who knew of this Resource long before the Plaintiff in the 1970's with the EPA. Sea World solicited this site with Universal Studios who bought Walton Ranch with Pepsi when Seagram once owned in back in the 1990's. Therefore, we have an old General Development, Bush and Rothschild family group, tied to Central Command, CIA and local Department of Justice in a Racketeering operation to steal Medicaid, 50c13 Cancer grants to fill Moffit-USF classes and labs, as well as Hospitals with Governor Rick Scott, Jeb Bush, Trump, Clinton and Charlie Crist tied into this Resource and this Discovery. We have witnesses that Trump investors shopped next to this land after Hurricane Charlie as Trump has Trump ICE Bottled Water. This resource is the most powerful Drinking Water and Medicine Resource on the Planet and can be verified in ONE HOUR, and is being hidden in Courts, from Media to kill Americans and attack the Plaintiff, his family and clients. Discovery is essential to open a CIVIL RICO that should already be open criminally but Pam Bondi, of Tampa, her friends, Governor Scott, Trump, Obama, Bush and more are part of the problem.

Following the 9/11 terrorist attacks, President George W. Bush and the U.S. Congress created the independent, bipartisan National Commission on Terrorist Attacks Upon the United

States, also known as the 9/11 Commission. The 9/11 Commission's charter empowered it to investigate and prepare a complete account of the circumstances surrounding the attacks. The 9/11 Commission Report includes recommendations designed to guard against future attacks, many of which concern critical infrastructure. For instance, the commission recommended creating the Department of Homeland Security and recommended that its objectives should include assessing readiness and protecting America's critical infrastructure.

The attacks demonstrated the vulnerability of U.S. infrastructure. The attacks prompted Congress to enact *The Critical Infrastructures Protection Act of 2001*, which defines critical infrastructure as physical or virtual systems and assets that are vital to the national security, economic security and public health of the U.S. Additionally, the attacks set in motion substantial changes in American life, such as federalizing airport security with the Aviation and Transportation Security Act and giving the government additional powers in its war against terrorism with the Patriot Act.

#### **IV. STATE ACTIVITY**

The Defendant, 72 PARTNERS, LLC and local mining and bottling groups, like Mosaic Phosphate, Coke, Pepsi, Nestle', Moffit Cancer deal with local government agencies in many projects in the past and region involving energy, water and mining productions. Disclosure of all issues and depositions to all parties requested on the witness lists and members of 72 Partners, LLC, BSFL Holdings LLC, needs to be done immediately to expose the White Collar Terrorist playing and controlling Police, Fire Rescue, Permitting, State Revolving funding that was spent to hide this Resource and lands ability to serve over half the State to the Tap and billions in medicine across

the Globe with such a unique and endless Water resource tied to Cancer fixes and Energy production.

Several states—including Indiana, Kentucky, Louisiana, North Carolina, Pennsylvania and Washington— use the word “terrorism” or “counterterrorism” in their statutes exempting critical infrastructure from disclosure under each state’s open government laws. For example, *Indiana* exempts from disclosure “a record or a part of a record, the public disclosure of which would have a reasonable likelihood of threatening public safety by exposing a vulnerability to terrorist attack.” The statute includes records detailing communications, electrical, ventilation, water and wastewater systems under the exemption.

Today, more than half of U.S. states have an open government law exemption for CEII, although each state may use different language to indicate the same category of information. Missouri, Nebraska and North Carolina’s statutes exempt disclosure of information about “infrastructure” while other state statutes use the phrase “energy infrastructure” and West Virginia exempts “specific engineering plans and descriptions of existing public utility plants and equipment.”

States’ exemptions from CEII disclosure are not always created by statute. Washington’s exemption from disclosing CEII comes from a 2007 Court of Appeals decision. In *Northwest Gas Association v. Washington Utilities and Transportation Commission*, Washington’s Court of Appeals granted an injunction for an information request seeking a detailed map and attribute-level pipeline data under the terrorist security exemption of the Public Records Act. Although the phrase “critical energy infrastructure” is not used in the Public Records Act, the court interpreted the statute’s terrorist security exemption to include CEII.

Also, Hawaii's public information exemption for CEII comes from a 2007 opinion letter from its Office of Information Practices director. The advisory opinion letter addresses the issue of whether governmental agencies must "disclose sensitive information reported to it by energy companies regarding the physical security of Hawaii's critical energy infrastructure." The director explains that if an agency seeks to withhold information in the interest of public security, the agency must show that public disclosure of a particular piece of information could reasonably be expected to compromise the physical security of critical energy infrastructure. The agency must meet that burden before it can withhold that particular information.

In addition to state laws and regulations exempting disclosure of critical energy infrastructure from open government laws, the Federal Energy Regulatory Commission (FERC) revised and finalized a rule that went into effect on Feb. 21, 2017. The rule exempts critical electric infrastructure information from mandatory disclosure under the Freedom of Information Act (FOIA). A few states, including Colorado, Iowa and Oregon, amended their respective open government laws in the 2017 legislative session to include language similar to the 2017 FERC rule.

The RV Griffin Parcel is located in the swamp where low flying pesticide planes and drones cannot be detected. This type of engineering design is for Midwest dry land areas of say Arizona or New Mexico, not Florida where it can be construed as a future Terrorist attack on Water supply in a county where the 9-11 Terrorist practiced flying planes two weeks prior. Senator Graham has been petitioning for since then against a Saudi-Arabian outfit in the Sarasota area that funded 9-11, and may be tied to this 72 PARTNERS LLC group and local TRAITOR Leaders, Judges, cops and more, on a payroll with the Elite to sell Medicine and create

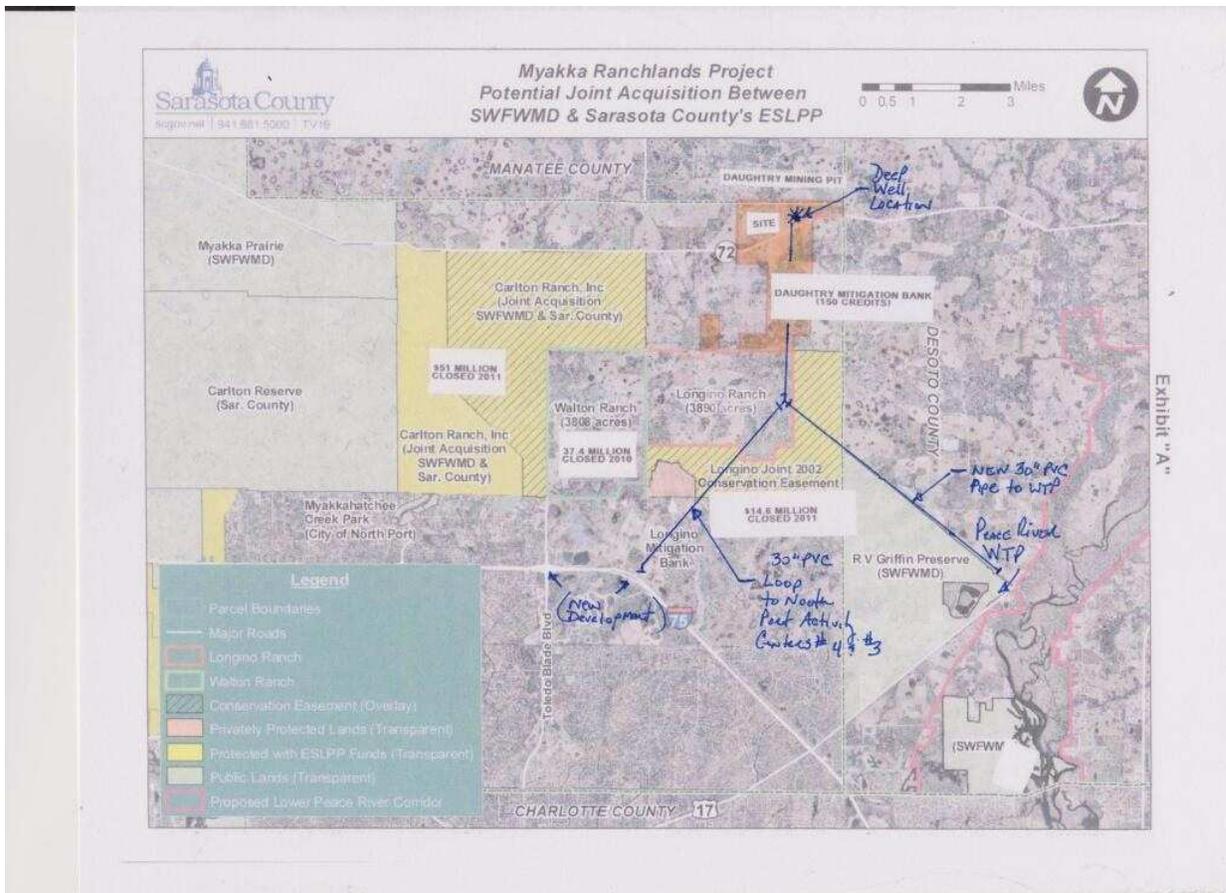
future terrorism. This RV Griffin Reservoir and its engineers, agencies knew of this underground river when the petitioned for the money across the USA. 72 Partners LLC, Kenny Harrison sat on the Southwest Florida Water Management Peace River Board that obtained the \$500,000,000 dollars of stolen money to build this ZIKA POND, that can now be converted to a future Power Plant like Lake Perish power plant in Manatee County where Thomas Howze III of 72 Partners family owns C1 Bank who was once Community Bank of Manatee, the first bank of Manatee County almost 100years ago through his grandfather, Thomas Howze. C1 Bank is a Tampa old Hyde Park group tied to Alex Sink, and the names and connections to hide this US Resource to sell off to foreign nations and keep it from the American People is a major part of this case and discovery. All parties must be deposed as it was part of the working product by Plaintiff to connect to the 4-County infrastructure.

## **V. CONCLUSION**

For the foregoing reasons, plaintiff respectfully submits that the Motion to Compel the Production of Responsive Documents to the Request for the Production of Documents should be granted, and 72 PARTNERS, LLC and its constituents, such as but not limited to, BFSL HOLDING, LLC, local county correspondence, investors and improvements, their permits and contractors, communications should be compelled to produce all documents called for by plaintiff's document request and to respond fully to plaintiff's Interrogatories. To the extent 72 PARTNERS, LLC continues to stand on its objections to the discovery limits for Production of documents, provide deposition dates for requested witnesses in defense and Interrogatories, plaintiff respectfully requests that the limits be relaxed to allow the limited class certification Interrogatories at issue here to be answered. Or to provide all request prior to any further

Motions pending on this case, such as the Motion set on January 22, 2018 for position of title on mortgage and lien filed by the defense. More importantly, information on Terrorism acts that may be false flags, and innocent people blamed may be released once the TRUTH on why the bond went up from \$500 to \$300,000 for a misdemeanor that was dropped involving Greenberg Traurig, David Weinstein, Chief Council for Israel Mosaic Phosphate next to the land when this property is in the Phosphate District. Knowing 72 Partners has members such as Kenny Harrison who lease off Peace River Manasota and Southwest Florida Water Management District with a US Grant spending \$500,000,000 dollars to build an unnecessary ZIKA Pond with Sarasota county staff at RV Griffin reservoir. A copy of permit to FDEP in 2012 to connect this underground river was also sent to major bottling corps, Publix and more who are after this resource and tied to the Terrorism acts per our witnesses and more.

<p><b>SENDER: COMPLETE THIS SECTION</b></p> <p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.          Print your name and address on the reverse so that we can return the card to you.          Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:          James Ovi, P.E.          FDEP Water, South Dist          2295 Victoria Ave          Ste 364          Fort Myers, FL 33902-2549          239-344-5600</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1128</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02</p>	<p><b>COMPLETE THIS SECTION ON DELIVERY</b></p> <p>A. Signature  <input checked="" type="checkbox"/> Signature  <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)          JACQUELINE PADRIGLI</p> <p>C. Date of Delivery          8-12-2013</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No          If YES, enter delivery address below:</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>PS Form 3811, February 2004          7013 1710 0002 0710 1128          Domestic Return Receipt</p> <p>1. Article Addressed to:          Over-614 Retirements          Ann. Business Proposal          P.O. Drawer 502088          Atlanta GA 30350</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1128</p> <p>3. Service Type  <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>1. Article Addressed to:          Gary Hart          Publix Supermarkets          Corporate Purchasing          3300 Publix Corp. Way          Lakeland, FL 33894</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1081</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>
<p><b>SENDER: COMPLETE THIS SECTION</b></p> <p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.          Print your name and address on the reverse so that we can return the card to you.          Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:          Gary Hart          Publix Supermarkets          Corporate Purchasing          3300 Publix Corp. Way          Lakeland, FL 33894</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1081</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p><b>COMPLETE THIS SECTION ON DELIVERY</b></p> <p>A. Signature  <input checked="" type="checkbox"/> Signature  <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)          Gary Hart</p> <p>C. Date of Delivery          8-12-2013</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No          If YES, enter delivery address below:</p> <p>3. Service Type  <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>PS Form 3811, February 2004          7013 1710 0002 0710 1081          Domestic Return Receipt</p> <p>1. Article Addressed to:          Joe Welch          Walt Disney World          I and my HD          178 Bracket Way, Ste 9          Brinsville, GA 30512</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1074</p> <p>3. Service Type  <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
<p><b>SENDER: COMPLETE THIS SECTION</b></p> <p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.          Print your name and address on the reverse so that we can return the card to you.          Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:          Trisha Lynch          Pepsi Cola - Next - Globe          700 Anderson Hill Road          Purchase, NY 10577</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1098</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p><b>COMPLETE THIS SECTION ON DELIVERY</b></p> <p>A. Signature  <input checked="" type="checkbox"/> Signature  <input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)          Trisha Lynch</p> <p>C. Date of Delivery          8-12-2013</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No          If YES, enter delivery address below:</p> <p>3. Service Type  <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>PS Form 3811, February 2004          7013 1710 0002 0710 1098          Domestic Return Receipt</p> <p>1. Article Addressed to:          Trisha Lynch          Pepsi Cola - Next - Globe          700 Anderson Hill Road          Purchase, NY 10577</p> <p>2. Article Number (Transfer from service label)          7013 1710 0002 0710 1098</p> <p>3. Service Type  <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>



Sarasota gave tax base to past Commissioner Longino during the RV Griffin Reservoir while attacking Daughtrey-Gilberti lands with BFSL Holdings and 72 Partners LLC

A copy of the Notice of Intent to sue the EPA with files and more was submitted in the last 60 days on this case and others and is also in the Supreme Court by Plaintiff's clients and potential intervening parties, as well as being added to more lawsuits by Plaintiff, his clients and local activist. This Compel for Discovery, depositions to be taken prior to Trial is necessary to get to the bottom of who is attacking America's No1 Asset for Drinking Water, Medicine production, using Cops, Judges, Engineering Firms with Tax paid employees, local developers and investors working inside a DEEP STATE Department of Justice, US FAKE NEWS Media, with local Leaders and Hospitals to hide this US Resource can provide much lower water bills and

Cancer Rates to over half the State of Florida via 300mile permitting pipeline plans submitted to FDOT as far back as 2013. The FDOT District 1, 3, 4, 5, & 7 was submitted and hidden by their staff, on record, days before the first Terrorist attack, Boston Marathon Explosion/Texas Fertilizer Explosion, done by Tampa District 13 Judges and Pam Bondi, Greenberg Traurig, Seminole Tribe leaders, Gov Rick Scott and more, to subdue Plaintiff, Aquifer deed holder and Professional Engineer JOSEPH GILBERTI PE, permits, to stop the engineering production and hide the US Resource to millions of Taps, Universities and America that shows Mankind how to find many more in days across Earth.

### **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via email this 28<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.  
FBN 0010849  
**Snyder Law Group, P.A.**  
*Co-Council for 72 Partners*  
2025 Lakewood Ranch Blvd, Suite 102  
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941-747-6789 Facsimile  
[Ryan@SnyderLawGroup.com](mailto:Ryan@SnyderLawGroup.com)

Eduardo F. Morrell, Esq.  
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*Co-Council for 72 Partners*  
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*/s/ Joe Gilberti*

Joseph D. Gilberti PE  
Plaintiff  
385 Donora Blvd  
Ft Myers Beach, FL 33931  
813-470-6000  
[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

**IN THE CIRCUIT COURT OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

LANDTECH DESIGN GROUP, INC., a  
Florida Corporation, Joseph D Gilberti, Jr., P.E.

Plaintiff

vs.

**Case No.: 2015 CA 006544 NC**

72 PARTNERS, LLC, a Florida limited  
Liability Company; CECIL DAUGHTREY,  
JR., and individual; and PATRICIA  
DAUGHTREY, an individual,

Defendants,

---

**PLAINTIFFS FIRST REQUEST FOR ANSWERS TO INTERROGATORIES  
TO DEFENDANT 72 PARTNERS LLC**

Plaintiff, JOSEPH D. GILBERTI, JR. P.E., pursuant to Florida Rule of Civil Procedure 1.340 that Defendant responds under oath within 30 days of the Service of the following interrogatories.

For purpose of responding to these requests, the term “identify” shall mean providing the full name, aliases, title, work address, and work telephone numbers, work email address of the person or entity. “Defendant” means employee, owners, agents, attorneys, investigators, etc. of Defendants(s) in this action.

For purposes of responding to these requests, the term “document” shall mean all written or printed matter of any kind, including originals, and all non-identical copies, whether

different from the originals by reason of any notation made on such copies or otherwise, including, without limitation, correspondence, e-mail, memoranda, notes, diaries, statistics, letters, telegraphs, minutes, addenda, expense accounts, contracts, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, inter-office and intra-office communications, notations of any sort of any conversations, including telephone conversations or meetings, bulletins, computer print-outs, teletypes, telefaxes, invoices, worksheets, any drafts, alterations, modifications, changes, and amendments of any of the foregoing.

For purposes of responding to these requests, the term “document” also includes, but is not limited to, all graphic or manual records, or representations of any kind (including, but not limited to, photographs, charts, graphs, microfilms, microfiche, videotapes, records, and motion pictures), and all electronic, mechanical, or electric records or representation of any kind including, but not limited to audio tapes, cassettes, discs, and recordings.

For purposes of responding to these requests, the term “Mortgage” is the document attached to the complaint and titled “Mortgage” or “Deed of Trust.” The term “Note” is the document attached to the complaint and titled “Fixed/Adjustable Rate Note”.

Each of these requests is addressed to the personal and continuing knowledge of defendants and defendant’s counsel. If defendant cannot respond to any request due to lack of information available to it, plaintiff request the defendant respond to those portions of the request it is able to answer and specifically state that portion of the request it cannot answer due to lack of information, and provide a reason why it believes it lacks sufficient information to respond. If any of these requests cannot now be answered because of lack of information or

documentation and such information or documentation subsequently comes to the knowledge of Defendant or Defendant's counsel, Plaintiff request Defendant to serve supplemental documentation on Plaintiffs within a reasonable time after such information or documentation is acquired.

1. Identify the person(s) who have answered these interrogatories.
2. Identify each and every person Defendant may call as a witness in this case.
3. Identify each and every document Defendant may introduce into evidence in this case.
4. State the complete payment history of this account from the date of closing to the present, including dates of payments received and the amount received.
5. Identify fully who the "Lender" is, as described in the Mortgage. If more than one exists, state each.
6. Identify fully who the "Loan Servicer" of the Mortgage is. If more than one exists, state each.
7. Identify fully who the "Note Purchaser" of the mortgage is. If there are more than one or multiple parties have held this distinction, state each.
8. What document(s) does the Defendant rely upon which confer powers to the loan servicer to provide notice of acceleration to the Lender or original note holder BSFL Holdings in the event of default? And how long you knew this lender prior to assignment of the note or invalid mortgage title.
9. State where in the Mortgage that the "Lender" will change when the Note or Mortgage is sold.

10. State the total dollar amount paid, and the entity it was paid to, when the Defendant gained control over the Mortgage and/or Note.
11. State the date on which these payments were made and state the principle balance of the mortgage loan at that time.
12. Identify fully the individual who took the original mortgage application.
13. Identify fully the owner of the Mortgage.
14. Identify fully the owner of the Note.
15. Identify fully the person(s) who have answered these questions.
16. Identify fully each and every witness that you intend to call at the trial, or other disposition of this matter, and provide a brief description of what you anticipate that witness's testimony to be.
17. State if Defendant knew of lien prior to Foreclosure Trial on October 14, 2013 during an Obama Federal Shutdown and Meta Data transfer of E-file systems in Sarasota County.
18. The date that 72 Partners LLC became the holder (owner) of the Mortgage and Note and when they reviewed the work performed by Plaintiff pursuant to the lien and what professionals determined the value of the lien as stated worth \$100 by your council.
19. State the party from whom Defendant directly obtained the Mortgage and Note from (i.e., the party that conveyed/assigned the Mortgage to the Defendant).
20. State the consideration Defendant paid to the party identified in the immediately preceding interrogatory for said assignment/conveyance.
21. State if and when Defendant notified Plaintiff who had a lien on property and all

parties of Trial on Foreclosure case 2011 CA 004209 NC held in Sarasota county on October 14, 2013 during a Federal Shutdown on Columbus Day holiday. Provide documents of this notification to all parties such as Cecil and Patricia Daughtrey and Plaintiff by Defendant.

22. State all contractors who worked on this property and provide licenses, permits and leases they have including payments and costs associated with them that may be encroaching in the permitting plans for water supply that is being damaged by the Trustee Discharge.
23. State if Defendant 72 Partners or BSFL Holdings has ever dealt in business with Mosaic Mining or Energy corps in Florida, or mentioned Water supply to any of their agents or if Defendant knows if they have knowledge of this land and its unique resource such as but not limited to Swfwmd, Sarasota, Desoto, Charlotte, Manatee, Hillsborough, Pinellas, Lee, Collier Counties, FPL, PRECO, Duke Energy or TECO Electric.
24. Identify fully the person(s) who have authorized the Trustee Compromise that discharged a Quit Claim Deed subject to Plaintiffs lien during the Daughtrey Bankruptcy Case in US Middle District Court, that's currently in US Supreme Court for Chapter 11 conversion
25. State the reason Defendant didn't take full payment from Plaintiffs client Robert Flint in 2014 that would avoided this additional litigation and stalling of the Water Supply project to millions of US Citizens and new medicine this Secret Resource provides. State who owns the Cattle on all parcels of land associated with Trustee Discharge.
26. State when 72 Partners discussed property with member Kenny Harrison who is a

Stakeholder and Cattle lease holder on Peace River Manasota Water Supply at the RV Griffin State parcel owned by South Florida Water Management as well as a board member at Southwest Florida Water Management on the Peace River Basin Board.

27. State persons at Sarasota County, Southwest Florida Water Management district and Peace River Manasota Water Authority Defendant has spoken to regarding this property and current permit applications by Plaintiff since 2012 prior to your taking of the note from BFSL Holdings LLC.
28. States if you have a Survey(s) of the property, signed and sealed representing the title and legal descriptions discharged by the Trustee and if so provide all documents thereto. And if any easements have been discussed or granted to Sarasota County on property.
29. State if you have any knowledge or copies of the Union Bank Trustee blanket bond of \$48,000,000 dollars existing on the Estate in bankruptcy appeal at the US Supreme Court and if you have copies of this appeal and when you received it.
30. State if defendants have discussed Environmental Sensitive land acquisitions or Water supply with Sarasota, Desoto, Charlotte, Manatee Counties, municipalities within, Swfwmd, FDEP, EPA or USGS agencies, Longino, Carlton or Adjacent ranch owners who already received Florida Forever Trust Funds at the time of the note and RV Griffin Reservoir Construction that should have never been installed.

### **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via E-File system email this 28<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.

FBN 0010849

**Snyder Law Group, P.A.**

*Co-Council for 72 Partners*

2025 Lakewood Ranch Blvd, Suite 102

Bradenton, FL 34211

941-747-3456

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*/s/ Joe Gilberti*

Joseph D. Gilberti PE

Plaintiff

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Ft Myers Beach, FL 33931

813-470-6000

[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

\\

**IN THE CIRCUIT COURT OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

LANDTECH DESIGN GROUP, INC., a  
Florida Corporation, Joseph D Gilberti, Jr., P.E.

Plaintiff

vs.

**Case No.: 2015 CA 006544 NC**

72 PARTNERS, LLC, a Florida limited  
Liability Company; CECIL DAUGHTREY,  
JR., and individual; and PATRICIA  
DAUGHTREY, an individual,

Defendants,

---

**PLAINTIFFS FIRST REQUEST FOR ADMISSIONS  
TO DEFENDANT 72 PARTNERS LLC**

The Plaintiff, JOSEPH D. GILBERTI, JR. P.E., propounds that attached Request for Admissions to Defendant, 72 PARTNERS, LLC, to be answered in writing, under oath, within your knowledge or the knowledge of your agents, servants, employees or attorneys, within 30 days from the date of service hereof in accordance with Rule 1.370, Florida Rules of Civil Procedures.

For purpose of responding to these requests, the term “identify” shall mean providing the full name, aliases, title, work address, and work telephone numbers, work email address of the person or entity. “Defendant” means employee, owners, agents, attorneys, investigators, etc. of Defendants(s) in this action.

For purposes of responding to these requests, the term “document” shall mean all written or printed matter of any kind, including originals, and all non-identical copies, whether different from the originals by reason of any notation made on such copies or otherwise, including, without limitation, correspondence, e-mail, memoranda, notes, diaries, statistics, letters, telegraphs, minutes, addenda, expense accounts, contracts, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, inter-office and intra-office communications, notations of any sort of any conversations, including telephone conversations or meetings, bulletins, computer print-outs, teletypes, telefaxes, invoices, worksheets, any drafts, alterations, modifications, changes, and amendments of any of the foregoing.

For purposes of responding to these requests, the term “document” also includes, but is not limited to, all graphic or manual records, or representations of any kind (including, but not limited to, photographs, charts, graphs, microfilms, microfiche, videotapes, records, and motion pictures), and all electronic, mechanical, or electric records or representation of any kind including, but not limited to audio tapes, cassettes, discs, and recordings.

For purposes of responding to these requests, the term “Mortgage” is the document attached to the complaint and titled “Mortgage” or “Deed of Trust.” The term “Note” is the document attached to the complaint and titled “Fixed/Adjustable Rate Note”.

Each of these requests is addressed to the personal and continuing knowledge of defendants and defendant’s counsel. If defendant cannot respond to any request due to lack information available to it, plaintiff request the defendant respond to those portions of the request it is able to answer and specifically state that portion of the request it cannot answer

due to lack of information, and provide a reason why it believes it lacks sufficient information to respond. If any of these requests cannot now be answered because of lack of information or documentation and such information or documentation subsequently comes to the knowledge of Defendant or Defendant's counsel, Plaintiff request Defendant to serve supplemental documentation on Plaintiffs within a reasonable time after such information or documentation is acquired.

### **REQUEST OF ADMISSIONS**

31. Admit or Deny 72 PARTNERS LLC, consists of Thomas Howze, Lee Pallardy, Kenneth Harrison and Laurence Hall.
32. Admit or Deny Kenneth Harrison was a member of the Peace River Board at South Florida Water Management District.
33. Admit or Deny the US Bankruptcy Trustee, Luis E. Rivera wrote a Compromise to Defendant, 72 PARTNERS, LLC, without an evidentiary hearing requested by Judge Delano, April 2014 during the US Middle District bankruptcy court hearings.
34. Admit or Deny attorneys for Southwest Florida Water management showed up in Tampa US Middle District courts in front of Judge Delano discussing a Well and aquifer on the property.
35. Admit or Deny the US Bankruptcy Trustee Compromise was written to include a Quit Claim deed subject to liens and potential future litigation that caused two Sarasota lawsuits which include the Defendant 72 Partners LLC, one of which the Defendant filed the a Quiet Title lawsuit as the Plaintiff against Joseph Gilberti; where at least one of said Sarasota lawsuits included the bankruptcy petitioner Daughtrey's in bankruptcy

appeal and Plaintiff.

36. Admit or Deny Bankruptcy is a process that typically attempts to protect the affected parties such as debtors and creditors.
37. Admit or Deny the US Bankruptcy Trustee wrote a Compromise has caused damage to the Defendant.
38. Admit or Deny An offer with full payment in US Middle District Court exceeding the original note judgment was offered to Defendant with a \$25,000 escrow in the US Middle District court to the Trustee was provided in 2014 before the Quit Claim deed was discharged.
39. Admit or Deny the Defendant DOES NOT have a Signed and Sealed Survey of the property describing the legal description of the original Mortgage.
40. Admit or Deny the Defendant DOES NOT have a Signed and Sealed Survey of the property described in the US Bankruptcy Trustee Quit Claim Deed Discharged.
41. Admit or Deny the Defendants Quit Claim deed provided in the US Trustee Compromise is not an actual Warrantee Deed.
42. Admit or Deny the original survey legal description on the mortgage was from a lien filed by LandTech Design Group.
43. Admit or Deny the legal description on the mortgage documents has NO CHAIN OF TITLE at the Sarasota Clerk of Courts and was for a development that failed pursuant to a lien foreclosure prior to the Mortgage done by the Plaintiff.
44. Admit or Deny the compromise was written while Plaintiff was being processed for a cyberstalking or whistleblowing case, that was since dropped, where Greenberg Traurig

lawyers David Weinstein, Don Crawford and Vin Marchetti were the victims and lawyers for Mosaic Phosphate.

45. Admit or Deny Kenneth Harrison, a member of 72 PARTNERS, LLC, leases Cattle through Harrison Cattle, LLC on the RV Griffin Parcel owned by Southwest Florida Water management where a 4-County Regional Water Supply and RV Griffin Reservoir was built after Hurricane Charlie by Peace River Manasota Regional Water Supply who also leases on this RV Griffin Parcel.
46. Admit or Deny Kenny Harrison has known Cecil Daughtrey and is neighbors for over 25yrs.
47. Admit or Deny Lee Pallardy has property on Toledo Blade and I-75, within the City of North Port, Sarasota County, which this critical ongoing water project can serve pursuant to the submitted 9mile Water main permit petition done by the Plaintiff in 2014 on file at Sarasota County.
48. Admit or Deny Lee Pallardy and Thomas Howze had a project involving New Energy and Mining projects in other nearby Counties in the past.
49. Admit or Deny Defendants knew of the lien and contract by plaintiff during the Compromise and foreclosure against Daughtrey.
50. Admit or Deny Defendants knew of recorded lien prior to the October 2014 foreclosure Trial.
51. Admit or Deny Defendants knew of deeds prior to the Compromise on Section 1 & 2 where they filed a Quiet Title action after the Compromise.
52. Admit or Deny the Defendant knows of the US Bankruptcy Blanket bond by Union Bank

in the amount on or around \$48,000,000 dollars.

53. Admit or Deny the Defendant knows of the Water Resource and permit petition plans submitted to Sarasota county.
54. Admit or Deny the Defendant knows of the Water Resource and permit petition plans to Florida Department of Environmental Protection.
55. Admit or Deny these lawsuits have held up the Water supply project that can serve the region and lower cancer rates and utility bills.
56. Admit or Deny this land is on or near the Mosaic Phosphate District with a Southwest Florida Water management permit for mining owned by Plaintiff on property discharged by the Trustee to the Defendant in the Compromise.
57. Admit or Deny the Trustee left the Daughtrey's only 95 acres as recorded on Sarasota Property line for Homestead and the minimum required by law is 160 acres in this area of Sarasota County.
58. Admit or Deny the Daughtrey's are in appeal to convert from Chapter 7 to Chapter 11 in the US Supreme Court.
59. Admit or Deny, if the Daughtrey's are successful in obtaining Chapter 11 conversion the Defendant loses its current position and the Quit Claim deed is NULL and VOID if Chapter 11 is successful and this lawsuit referenced above is over.
60. Admit or deny there is a pending lawsuit for foreclosure due to Title issues on the property.

## **CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via E-File system email this 28<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.  
FBN 0010849  
**Snyder Law Group, P.A.**  
*Co-Council for 72 Partners*  
2025 Lakewood Ranch Blvd, Suite 102  
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**McIntrye Thanasides**  
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844-511-4800  
813-899-6069 Facsimile  
[EMorrell@MorrellPA.com](mailto:EMorrell@MorrellPA.com)

*/s/ Joe Gilberti*

Joseph D. Gilberti PE  
Plaintiff  
385 Donora Blvd  
Ft Myers Beach, FL 33931  
813-470-6000  
[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

**IN THE CIRCUIT COURT OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

72 PARTNERS, LLC,  
Plaintiff

vs.

**Case No.: 2016 CA 000205 NC**

JOSEPH D. GILBERTI, JR., ROBERTI J. FLINT, and  
FLINT PROPERTIES II, LLC,  
Defendants,

---

**MEMORANDUM OF LAW IN SUPPORT OF MOTION TO COMPEL ANSWERS TO  
DEFENDANT'S REQUESTS FOR PRODUCTION OF DOCUMENTS AND  
INTERROGATORIES, AND FOR EXTENSION OF DISCOVERY LIMITS**

**IV. INTRODUCTION**

Defendant, JOSEPH D. GILBERTI, JR. P.E., pursuant to Fl.R.Civ.P. 1.380 hereby respectfully submits this Memorandum in Support of his Motion to Compel Plaintiff 72 PARTNERS, LLC and its third parties trespassing on property to fully respond to defendants' discovery requests. This memorandum also sets forth the basis for defendant's request to have the limits on the number of interrogatories extended to allow all existing interrogatories to be answered.

This motion is occasioned by Plaintiff 72 PARTNERS LLC, and their council(s) failure to provide meaningful discovery, apart from a sparse and woefully incomplete production and avoidance of any tangible items necessary to determine title, position, unlawful improvements, past transfers of ownership, connections to US and State Terrorism acts, connected with Water supply petitions, fake arrest and police reports in Hillsborough District 13, during the permitting

process and Sarasota and US Middle District cases, to subdue adversaries, commit Court Fraud and to block this US Resource from Millions of Homes, Businesses, Schools and Hospitals. In sum, 72 PARTNERS, LLC has (1) failed to produce any documents in response to all of the Defendant's documents or discovery requests, the first which were served on November 19, 2018, and (2) failed to answer, or provide meaningful answers, to virtually all interrogatories, admissions, request to depose witnesses propounded by the defendant. Defendant has diligently attempted to resolve these problems without Court intervention, by contacting through phone, email and within person at previous court hearings, in both State and Federal cases, to their Council and the Trustee Luis Rivera in Middle District concerning a major US Resource hidden by local counties, agencies, EPA and US Leaders, with the Plaintiff on numerous occasions over the past months and even years since the complaint. Despite these efforts Plaintiff refuses to provide documents responsive to the most basic kinds of discovery requests-such as proper identification of persons with knowledge of relevant facts, documents evidencing the admitting conduct, actions and entitlements, trespassing persons, cattle, unauthorized improvements by Trespassers; at issue in this case, and local agency, corporate and contract/leasing and mortgage or easement documents fundamental to a pending title and foreclosure case caused by the US Trustee and an ILLEGAL compromise written; in an effort to hide this US Drinking Water Resource with the EPA, Southwest Florida Water Management District, FDEP, Peace River Manasota Water Supply and Sarasota County staff, as well as surrounding Municipalities, which are participating in a massive Racketeering act to steal tax base, Medicaid monies and more with Poor Level of Service in Water Supply.

## **V. BACKGROUND**

Defendant had a contract on the property pursuant to the complaint filed on December 8, 2015 against Plaintiff, 72 PARTNERS, LLC for Sarasota case 2015 CA 006544 NC which was provided at the last motion to compel by Plaintiff per this Courts order years ago. This contract was done long before Plaintiff took the invalid Mortgage and note from assignment from BSFL Holdings, LLC still in a pending foreclosure case against Cecil and Patricia Daughtrey Jr., see Cecil Daughtrey v. BSFL Holding, LLC, Sarasota case 2011 CA 004209 NC. During this foreclosure case, 72 Partners LLC took an invalid mortgage with NO CHAIN OF TITLE, from BSFL Holding to hide a critical Drinking Water supply from millions of People, since Kenny Harrison of 72 Partners worked for Southwest Florida Water management who knew of the underground secret Alkaline river while stealing over \$500,000,000 of US Federal dollars to build RV Griffin Reservoir, and over \$150million of Florida Forever Trust funds and Sarasota tax base for Environmental Sensitive lands, with Sarasota Commissioners, Senators, Florida Leaders and with Peace River Manasota Water supply, with the help Lisa Carlton for a 20mile unnecessary 42-inch pipeline that brings polluted Arsenic water supply from Peace River into downtown Sarasota to raise cancer Rates.

At or about this time, during Hurricane Charlie Disaster Recovery, Kenny Harrison of 72 Partners LLC, helped these leaders with Lisa Carlton, Arcadia Rodeo board members, officers, Judge Hall and Parker of Desoto county, Buster Longino and local Municipal staff in a massive Racketeering operation attack this land where Cecil Daughtrey had a well dug that accesses this River since 1969, within the Mosaic Phosphate district, with a Phosphate mining permit owned by the Defendant who is also the Engineer of Record, to steal it from THE PEOPLE and to serve

Israel and Saudi Arabian owned Mining Group called Mosaic Phosphate next to the property who is known for destroying Aquifers across Florida and poisoning taps with over abundance of Fluoride poison created from Phosphate production.

Defendant's contract, included but was not limited to, securing a mining permit that include phosphate in the area of the permit, produce a 300mile pipeline to serve South Florida via the Florida North South conflict as described in the Jeb Bush National Resource Defense Council for Florida Water Wars. This unique US Resource being attacked by a group of Judges, Cops, Leaders, doctors, large local engineering firms such as but not limited to Stantec (fake Wilson Miller), King Engineering, Jacobs Engineering, HDR, Johnson Engineering, local municipal engineering on staff, is being blocked from millions of People to destroy local economics and kill children and families with Cancer Rates to sell Medicine and Cancer Centers with developers like Benderson, Debartolo, Pat Neil Communities, Lennar Homes, Seminole Tribe, FPL, Duke Energy, Mosaic Phosphate and Medicaid Fraud Governor Scott.

This site is being attacked for a loafing operation along Peace River for years that swings electoral votes and would facilitate a Sarasota Mining compact, to pay commissioners with a group of Lawyers and developers timed with Elections, that was turned down by Nora Patterson and Sarasota County commission in or about 2007. This mining compact was turned down at an offer of \$57million, as the County said it was not enough. These mining compacts are a loafing operation to hide and damage existing fresh water aquifers, provide poor raw water resources with racketeering agencies, to sell medicine and fill cancer centers, this group 72 Partners, LLC and BSFL Holdings LLC along with many agencies including but not limited to, the Environmental Protection Agency, Florida Department of Environmental Protection,

Hospital foundations, Peace River Manasota Water Authority and Southwest Florida Water management District.

The site currently has cattle grazing and a pond dug without a permit by unknown entities that say they sold to another party and have leases with Plaintiff. These parties are still trespassing and performing improvements with livestock shown on the property without Defendants permission.

## **VI. ARGUMENT**

### **LEGAL STANDARD FOR RELEVANT DISCOVERY.**

The touchstone of all Civil Discovery is that the parties are entitled to unrestricted access to all sources of potentially relevant information. “Mutual knowledge of all the relevant facts gathered by both parties is essential to proper litigation.” Hickman v. Taylor, 329 U.S. 495, 507- 508 (1947). Rule 26(b)(1) of the Federal Rules of Civil Procedure provides that “[p]arties may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action,” without regard to whether the material sought will be admissible at trial, “if the information sought appears reasonably calculated to lead to the discovery of admissible evidence.” “[R]elevant to the subject matter involved in the pending action' -- has been construed broadly to encompass any matter that bears on, or that reasonably could lead to other matter that could bear on, any issue that is or may be in the case.” Oppenheimer Fund, Inc.v. Sanders, 437 U.S. 340, 351 (1978). Relevancy “should be construed liberally and with common sense, rather than in terms of narrow legalisms.” 8 Wright, Miller & Marcus, Federal Practice and Procedure § 2008 at 107 (2d ed. 1994).

Therefore, discovery should ordinarily be allowed as relevant unless it is clear that the information sought can have no possible bearing upon the subject matter of the action. Snowden v. Connaught Laboratories, Inc., 137 F.R.D. 325, 329 (D. Kan. 1991) (citing, Hoeme v. Golden Corral Corp., No. 89-1530 (D. Kan. June, 1990)) Gagne v. Reddy, 104 F.R.D. 454, 456 (D.Mass. 1984) (citing, Miller v. Doctor's General Hospital, 76 F.R.D. 136, 139 (W.D. Okla. 1977)); Roesberg v. Johns-Manville Corp., 85 F.R.D. 292, 296 (E.D. Pa. 1980).

### **III. FEDERAL ACTION**

We ask the Court for all correspondence between Defendant, Sarasota County, Charlotte, County, Hillsborough County, Manatee County, Desoto County, Mosaic Phosphate, Media, Judges, EPA, Southwest Florida Water Management District and third party groups on this land using structures, cattle and more. This Defendant and local staff at these Municipalities have known about timed US Terrorism attacks surrounding the subduing of Plaintiff, JOSEPH GILBERTI, in Tampa District 13, regarding Boston Bomb explosion, Pulse Bar Shooting, Marjorie Stoneman Douglas shooting, while cases in Sarasota District 12 and US Middle District attacked the land, plaintiff's clients to hide this Resource. The entire case, its evidence should be exposed to the Public, sent certified to President Trump and the US Military as we have foreign groups, like Israel Mosaic Phosphate with 72 PARTERS, LLC as well as Department of Justice hiding this US Resource to fill Cancer Centers, steal tax base and pump poor Water Supply to millions of Taps.

Sarasota County police on Pulse Bar shooting day, called Cecil Daughtrey III and said Plaintiff killed Cecil Daughtrey Jr., timed with a fake AR-15 email by Public Defenders office,

Chris Shaw and a Fake AR-15 case in Broward County against Plaintiff's cousin, Cory Gilberti as shown on Dockets. 72 Partners is tied to a massive Tampa Notre Dame, Harvard, Yale, USF, UF Rough Rider group of investors, lawyers and Leader across America who knew of this Resource long before the Plaintiff in the 1970's with the EPA. Sea World solicited this site with Universal Studios who bought Walton Ranch with Pepsi when Seagram once owned in back in the 1990's. Therefore, we have an old General Development, Bush and Rothschild family group, tied to Central Command, CIA and local Department of Justice in a Racketeering operation to steal Medicaid, 50c13 Cancer grants to fill Moffit-USF classes and labs, as well as Hospitals with Governor Rick Scott, Jeb Bush, Trump, Clinton and Charlie Crist tied into this Resource and this Discovery. We have witnesses that Trump investors shopped next to this land after Hurricane Charlie as Trump has Trump ICE Bottled Water. This resource is the most powerful Drinking Water and Medicine Resource on the Planet and can be verified in ONE HOUR, and is being hidden in Courts, from Media to kill Americans and attack the Plaintiff, his family and clients. Discovery is essential to open a CIVIL RICO that should already be open criminally but Pam Bondi, of Tampa, her friends, Governor Scott, Trump, Obama, Bush and more are part of the problem.

Following the 9/11 terrorist attacks, President George W. Bush and the U.S. Congress created the independent, bipartisan National Commission on Terrorist Attacks Upon the United States, also known as the 9/11 Commission. The 9/11 Commission's charter empowered it to investigate and prepare a complete account of the circumstances surrounding the attacks. The 9/11 Commission Report includes recommendations designed to guard against future attacks, many of which concern critical infrastructure. For instance, the commission

recommended creating the Department of Homeland Security and recommended that its objectives should include assessing readiness and protecting America's critical infrastructure.

The attacks demonstrated the vulnerability of U.S. infrastructure. The attacks prompted Congress to enact *The Critical Infrastructures Protection Act of 2001*, which defines critical infrastructure as physical or virtual systems and assets that are vital to the national security, economic security and public health of the U.S. Additionally, the attacks set in motion substantial changes in American life, such as federalizing airport security with the Aviation and Transportation Security Act and giving the government additional powers in its war against terrorism with the Patriot Act.

#### **IV. STATE ACTIVITY**

The Defendant, 72 PARTNERS, LLC and local mining and bottling groups, like Mosaic Phosphate, Coke, Pepsi, Nestle', Moffit Cancer deal with local government agencies in many projects in the past and region involving energy, water and mining productions. Disclosure of all issues and depositions to all parties requested on the witness lists and members of 72 Partners, LLC, BSFL Holdings LLC, needs to be done immediately to expose the White Collar Terrorist playing and controlling Police, Fire Rescue, Permitting, State Revolving funding that was spent to hide this Resource and lands ability to serve over half the State to the Tap and billions in medicine across the Globe with such a unique and endless Water resource tied to Cancer fixes and Energy production.

Several states—including Indiana, Kentucky, Louisiana, North Carolina, Pennsylvania and Washington— use the word “terrorism” or “counterterrorism” in their statutes exempting critical infrastructure from disclosure under each state's open government laws. For

example, *Indiana* exempts from disclosure “a record or a part of a record, the public disclosure of which would have a reasonable likelihood of threatening public safety by exposing a vulnerability to terrorist attack.” The statute includes records detailing communications, electrical, ventilation, water and wastewater systems under the exemption.

Today, more than half of U.S. states have an open government law exemption for CEII, although each state may use different language to indicate the same category of information. Missouri, Nebraska and North Carolina’s statutes exempt disclosure of information about “infrastructure” while other state statutes use the phrase “energy infrastructure” and West Virginia exempts “specific engineering plans and descriptions of existing public utility plants and equipment.”

States’ exemptions from CEII disclosure are not always created by statute. Washington’s exemption from disclosing CEII comes from a 2007 Court of Appeals decision. In *Northwest Gas Association v. Washington Utilities and Transportation Commission*, Washington’s Court of Appeals granted an injunction for an information request seeking a detailed map and attribute-level pipeline data under the terrorist security exemption of the Public Records Act. Although the phrase “critical energy infrastructure” is not used in the Public Records Act, the court interpreted the statute’s terrorist security exemption to include CEII.

Also, Hawaii’s public information exemption for CEII comes from a 2007 opinion letter from its Office of Information Practices director. The advisory opinion letter addresses the issue of whether governmental agencies must “disclose sensitive information reported to it by energy companies regarding the physical security of Hawaii’s critical energy infrastructure.” The director explains that if an agency seeks to withhold information in the interest of public

security, the agency must show that public disclosure of a particular piece of information could reasonably be expected to compromise the physical security of critical energy infrastructure. The agency must meet that burden before it can withhold that particular information.

In addition to state laws and regulations exempting disclosure of critical energy infrastructure from open government laws, the Federal Energy Regulatory Commission (FERC) revised and finalized a rule that went into effect on Feb. 21, 2017. The rule exempts critical electric infrastructure information from mandatory disclosure under the Freedom of Information Act (FOIA). A few states, including Colorado, Iowa and Oregon, amended their respective open government laws in the 2017 legislative session to include language similar to the 2017 FERC rule.

The RV Griffin Parcel is located in the swamp where low flying pesticide planes and drones cannot be detected. This type of engineering design is for Midwest dry land areas of say Arizona or New Mexico, not Florida where it can be construed as a future Terrorist attack on Water supply in a county where the 9-11 Terrorist practiced flying planes two weeks prior. Senator Graham has been petitioning for since then against a Saudi-Arabian outfit in the Sarasota area that funded 9-11, and may be tied to this 72 PARTNERS LLC group and local TRAITOR Leaders, Judges, cops and more, on a payroll with the Elite to sell Medicine and create future terrorism. This RV Griffin Reservoir and its engineers, agencies knew of this underground river when the petitioned for the money across the USA. 72 Partners LLC, Kenny Harrison sat on the Southwest Florida Water Management Peace River Board that obtained the \$500,000,000 dollars of stolen money to build this ZIKA POND, that can now be converted to a future Power Plant like Lake Perish power plant in Manatee County where Thomas Howze III of

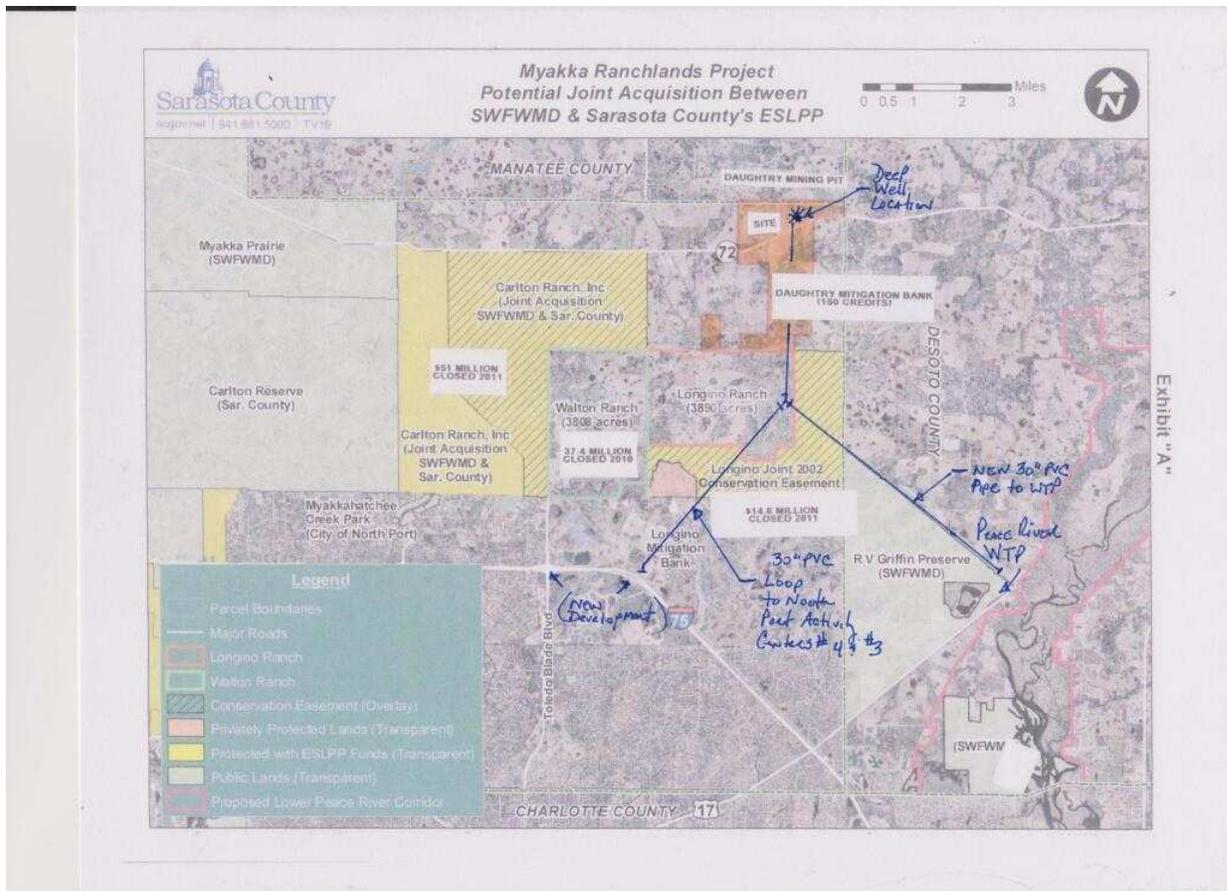
72 Partners family owns C1 Bank who was once Community Bank of Manatee, the first bank of Manatee County almost 100years ago through his grandfather, Thomas Howze. C1 Bank is a Tampa old Hyde Park group tied to Alex Sink, and the names and connections to hide this US Resource to sell off to foreign nations and keep it from the American People is a major part of this case and discovery. All parties must be deposed as it was part of the working product by Plaintiff to connect to the 4-County infrastructure.

## **VI. CONCLUSION**

For the foregoing reasons, defendant respectfully submits that the Motion to Compel the Production of Responsive Documents to the Request for the Production of Documents should be granted, and 72 PARTNERS, LLC and its constituents, such as but not limited to, BFSL HOLDING, LLC, cattle leasers, local county correspondence, investors and improvements, their permits and contractors, communications should be compelled to produce all documents called for by plaintiff's document request and to respond fully to plaintiff's Interrogatories. To the extent 72 PARTNERS, LLC continues to stand on its objections to the discovery limits for Production of documents, provide deposition dates for requested witnesses in defense and Interrogatories, plaintiff respectfully requests that the limits be relaxed to allow the limited class certification Interrogatories at issue here to be answered. Or to provide all request prior to any further Motions pending on this case, such as the Motion set on January 22, 2018 for position of title on mortgage and lien filed by the defense. More importantly, information on Terrorism acts that may be false flags, and innocent people blamed may be released once the TRUTH on why the bond went up from \$500 to \$300,000 for a misdemeanor that was dropped involving

Greenberg Traurig, David Weinstein, Chief Council for Israel Mosaic Phosphate next to the land when this property is in the Phosphate District. Knowing 72 Partners has members such as Kenny Harrison who lease off Peace River Manasota and Southwest Florida Water Management District with a US Grant spending \$500,000,000 dollars to build an unnecessary ZIKA Pond with Sarasota county staff at RV Griffin reservoir. A copy of permit to FDEP in 2012 to connect this underground river was also sent to major bottling corps, Publix and more who are after this resource and tied to the Terrorism acts per our witnesses and more.

<p><b>SENDER: COMPLETE THIS SECTION</b></p> <ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:  <b>JAMES OWEN, P.E.</b>  <b>FDEP WATER, South Dist</b>  <b>2295 Victoria Ave</b>  <b>Ste 364</b>  <b>Fort Myers, FL 33902-2549</b>  <b>239-344-5600</b></p> <p>2. Article Number (Transfer from service label): <b>7013 1710 0002 0710 1128</b></p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02</p>	<p><b>COMPLETE THIS SECTION ON DELIVERY</b></p> <p>A. Signature: <b>JAS</b></p> <p>B. Received by (Printed Name): <b>JACQUELINE PADRIGONE</b></p> <p>C. Date of Delivery: <b>8-12-2013</b></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No      If YES, enter delivery address below:</p> <p>3. Service Type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02</p>	<p>2. Article Number (Transfer from service label): <b>7013 1710 0002 0710 1128</b></p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02</p>	<p>1. Article Addressed to:  <b>Carla G.A. Retzius</b>  <b>Attn: Business Proposal</b>  <b>P.O. Drawer 50288</b>  <b>Atlanta, GA 30350</b></p> <p>3. Service Type: <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02</p>
<p><b>SENDER: COMPLETE THIS SECTION</b></p> <ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:  <b>Gary Hunt</b>  <b>Publix Supermarkets</b>  <b>Corporate Purchasing</b>  <b>3300 Publix Corp. Way</b>  <b>Lakeland, FL 33894</b></p> <p>2. Article Number (Transfer from service label): <b>7013 1710 0002 0710 1081</b></p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p><b>COMPLETE THIS SECTION ON DELIVERY</b></p> <p>A. Signature: <b>Allen</b></p> <p>B. Received by (Printed Name): <b>Allen</b></p> <p>C. Date of Delivery: <b>8-13</b></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No      If YES, enter delivery address below:</p> <p>3. Service Type: <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p>2. Article Number (Transfer from service label): <b>7013 1710 0002 0710 1081</b></p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p>1. Article Addressed to:  <b>Steve Welch</b>  <b>Walt Disney World</b>  <b>I Want My HD</b>  <b>178 Bakerly Way Ste 9</b>  <b>Brinsville, GA 30512</b></p> <p>3. Service Type: <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>
<p><b>SENDER: COMPLETE THIS SECTION</b></p> <ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul> <p>1. Article Addressed to:  <b>Trisha Lynch</b>  <b>Pepsi Cola - Next - Globe</b>  <b>700 Anderson Hill Road</b>  <b>Purchase, NY 10577</b></p> <p>2. Article Number (Transfer from service label): <b>7013 1710 0002 0710 1098</b></p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p><b>COMPLETE THIS SECTION ON DELIVERY</b></p> <p>A. Signature: <b>Trisha Lynch</b></p> <p>B. Received by (Printed Name): <b>Trisha Lynch</b></p> <p>C. Date of Delivery: <b>8-12</b></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No      If YES, enter delivery address below:</p> <p>3. Service Type: <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p>2. Article Number (Transfer from service label): <b>7013 1710 0002 0710 1098</b></p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	<p>1. Article Addressed to:  <b>Amber C. Lynch</b></p> <p>3. Service Type: <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>



Sarasota gave tax base to past Commissioner Longino during the RV Griffin Reservoir while attacking Daughtrey-Gilberti lands with BFSL Holdings and 72 Partners LLC

A copy of the Notice of Intent to sue the EPA with files and more was submitted in the last 60 days on this case and others and is also in the Supreme Court by Plaintiff's clients and potential intervening parties, as well as being added to more lawsuits by Plaintiff, his clients and local activist. This Compel for Discovery, depositions to be taken prior to Trial is necessary to get to the bottom of who is attacking America's No1 Asset for Drinking Water, Medicine production, using Cops, Judges, Engineering Firms with Tax paid employees, local developers and investors working inside a DEEP STATE Department of Justice, US FAKE NEWS Media, with local Leaders and Hospitals to hide this US Resource can provide much lower water bills and

Cancer Rates to over half the State of Florida via 300mile permitting pipeline plans submitted to FDOT as far back as 2013. The FDOT District 1, 3, 4, 5, & 7 was submitted and hidden by their staff, on record, days before the first Terrorist attack, Boston Marathon Explosion/Texas Fertilizer Explosion, done by Tampa District 13 Judges and Pam Bondi, Greenberg Traurig, Seminole Tribe leaders, Gov Rick Scott and more, to subdue Plaintiff, Aquifer deed holder and Professional Engineer JOSEPH GILBERTI PE, permits, to stop the engineering production and hide the US Resource to millions of Taps, Universities and America that shows Mankind how to find many more in days across Earth.

The Defendant respectfully ask that trespassers and Plaintiff be locked from the property so defendant can access the property to assess total damages, livestock on property and sell this livestock to pay for damages and unauthorized improvements. A Trustee Receiver and bond is apparently on the property and must provide reports from the day they were hired. To date on one report is shown on file in case 2011 CA 004209 NC for a still pending Foreclosure action on title and an appeal in the Supreme courts for Daughtrey Chapter 11 conversion which does not include this property, that was already deeded 90 days prior to the bankruptcy.

Defendant ask the court file and order mandating Trustee Luis Rivera provide copies of UNION BANK Trustee Bond in the amount on our about \$48,000,000 dollars that may accommodate damages to Parties of Interest since it was a blanket bond, for a compromise that generated more lawsuits in a bankruptcy, which seems to be Malpractice of the Trustee being investigated by Defendant, other courts and his clients.

Defendant asks the court to file an order for Plaintiff, his third party trespassers on Defendant property to provide all contracts, leases, permits and request on production,

admissions and interrogatories filed, to move to mediation or settlements with insurances, Errors and Emissions by Law firms, and the Trustee blanket bond, in order to expedite the Water project that is a CRITICAL US Public need for Medicine, Water supply and local sustainability being hidden by US Leaders, EPA agencies and Media to condemn American citizens and their right to liberty, freedoms and the pursuit of Happiness with God given resources of this magnitude.

Defendant ask the court to send all files in this case and other cases involving this land to the President of the United States, FEMA, EPA, Highest Ranked US Military Generals, Homeland Security, Senate Committee of Government Affairs, US Attorney General, Governor Ron Desantis and the US Congress as this US Resource teaches America and Mankind how to find many more, which would reduce World Hunger, Wars and Oppression while providing a future of better health and sustainability and reduce the reasons for wars in the World with an abundance of endless alkaline spring water, ready to drink out of the ground for Energy and Food production for all Humanity.

Defendant ask the all files be sent to the Federal Bureau of Investigation regarding local, State and Federal Leaders hiding this resource with US Media and potentially harboring Terrorism by Foreign and domestic groups attacking this Resource to sell Big Pharma and Military complex, condemning homes, and creating a massive cancer cluster in Florida from poor Raw Water Resources. Stealing tax base from both Federal and State funds with Governor Rick Scott, local staff at municipalities and using the Department of Justice, Pam Bondi and School Boards, Universities and Hospitals to hide this resource and steal Medicaid and Social Security from US Citizens.

## **CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via email this 29<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.  
FBN 0010849  
**Snyder Law Group, P.A.**  
*Co-Council for 72 Partners*  
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*/s/ Joe Gilberti*

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[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

**IN THE CIRCUIT COURT OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

72 PARTNERS, LLC,  
Plaintiff

vs.

**Case No.: 2016 CA 000205 NC**

JOSEPH D. GILBERTI, JR., ROBERTI J. FLINT, and  
FLINT PROPERTIES II, LLC,  
Defendants,

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**DEFENDANTS FIRST REQUEST FOR ANSWERS TO INTERROGATORIES  
TO PLAINTIFF 72 PARTNERS LLC AND THIRD PARTY TRESSPASSORS ON  
DEFENDANTS PROPERTIES**

Defendant, JOSEPH D. GILBERTI, JR. P.E., pursuant to Florida Rule of Civil Procedure 1.340 that Defendant responds under oath within 30 days of the Service of the following interrogatories.

For purpose of responding to these requests, the term “identify” shall mean providing the full name, aliases, title, work address, and work telephone numbers, work email address of the person or entity. “Plaintiff” means employee, owners, contracted lease groups, cattle lease persons, contractors who did improvements on property, agents, attorneys, investigators, etc. of Plaintiff(s) in this action.

For purposes of responding to these requests, the term “document” shall mean all written or printed matter of any kind, including originals, and all non-identical copies, whether

different from the originals by reason of any notation made on such copies or otherwise, including, without limitation, correspondence, e-mail, memoranda, notes, diaries, statistics, letters, telegraphs, minutes, addenda, expense accounts, contracts, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, inter-office and intra-office communications, notations of any sort of any conversations, including telephone conversations or meetings, bulletins, computer print-outs, teletypes, telefaxes, invoices, worksheets, any drafts, alterations, modifications, changes, and amendments of any of the foregoing.

For purposes of responding to these requests, the term “document” also includes, but is not limited to, all graphic or manual records, or representations of any kind (including, but not limited to, photographs, charts, graphs, microfilms, microfiche, videotapes, records, and motion pictures), and all electronic, mechanical, or electric records or representation of any kind including, but not limited to audio tapes, cassettes, discs, and recordings.

Each of these requests is addressed to the personal and continuing knowledge of Plaintiffs and plaintiff’s counsel. If plaintiff or its leased contractors cannot respond to any request due to lack information available to it, defendant request the plaintiff respond to those portions of the request it is able to answer and specifically state that portion of the request it cannot answer due to lack of information, and provide a reason why it believes it lacks sufficient information to respond. If any of these requests cannot now be answered because of lack of information or documentation and such information or documentation subsequently comes to the knowledge of Defendant or Defendant’s counsel, Defendant request Plaintiff to serve

supplemental documentation on Defendant within a reasonable time after such information or documentation is acquired.

1. Identify the person(s) who have answered these interrogatories.
2. Identify each and every person Plaintiff may call as a witness in this case.
3. Identify each and every document Defendant may introduce into evidence in this case.
4. State the complete payment history of this account from the date of closings, leases, to the present, including dates of payments received and the amount received.
5. Identify fully who the "Leasee and Lessor" is, as described in and all past and present cattle leases. If more than one exists, state each.
6. Identify fully who the contractors, consultants, engineers, surveyors who did permitting, improvements, excavations, clearing, fence, culvert, driveway improvements unauthorized by Defendant on, within or around the property and/or its frontage.
7. Identify fully who provides hay, feed and or food for the livestock on the property.
8. What document(s) does the Plaintiff rely upon which confer powers to lease cattle, perform improvements, permits, transactions of monies on this property.
9. State where in the Cattle lease was reviewed by other councils and their names, addresses and contact information.
10. State the total dollar amount paid, and the entity it was paid to, when the Plaintiff, Cattle leases were performed and to whom monies were dispensed too.
11. State the persons maintaining the cattle lease operations, unauthorized improvements

and their contractor's licenses for these improvements.

12. Identify who at the Florida Department of Transportation coordinated the State Road 72 access and culvert unauthorized by the Defendant and owner of the land.
13. Identify were the Sod money stolen from the property went with the Trustee in 2013 from this land.
14. Identify who cleared out the cabbage that was growing on the land from Defendants client Robert Flint causing millions in lost revenues for both farming and water supply contracts this law suit has held up.
15. Identify fully the person(s) who have answered these questions.
16. Identify fully each and every witness or person that came into or on the property since 2013 to date.
17. State if Defendant knew of lien prior to Foreclosure Trial on October 14, 2013 during an Obama Federal Shutdown and Meta Data transfer of E-file systems in Sarasota County.
18. State if Plaintiff or cattle leases made revenues on this land.
19. State if any cattle have been sold on this land.
20. State who excavated an unauthorized pond on this land and if there was a permit.
21. State why Plaintiff withdrew from this lawsuit the moment a Notice of Evidence showing Kenny Harrison is a stakeholder with Peace River Manasota Water supply.
22. State why Plaintiff withdrew this lawsuit and left trespassing livestock and unauthorized improvements on the property with damages.
23. State if Defendant 72 Partners or BSFL Holdings has ever dealt in business with Mosaic

Mining or Energy corps in Florida, or mentioned Water supply to any of their agents or if Defendant knows if they have knowledge of this land and its unique resource such as but not limited to Swfwmd, Sarasota, Desoto, Charlotte, Manatee, Hillsborough, Pinellas, Lee, Collier Counties, FPL, PRECO, Duke Energy or TECO Electric.

24. State why Plaintiff wants to block this Water supply from millions of People with local Water boards like Peace River Water Board that Plaintiff Kenny Harrison sat on during the funding for the RV Griffin Reservoir after Hurricane Charlie.
25. State the reason Defendant didn't take full payment from Plaintiffs client Robert Flint in 2014 that would avoided this additional litigation and stalling of the Water Supply project to millions of US Citizens and new medicine this Secret Resource provides. State who owns the Cattle on all parcels of land associated with Trustee Discharge.
26. State if Kenny Harrison ever lost lands next this property from a bad mining deal approximately 20yrs ago that is now owned by Mosaic Phosphate.
27. State if Kenny Harrison or any other members of 72 Partners has ever spoken to representatives of Mosaic Phosphate on any project in the region.
28. States if you have a Survey(s) of the property, signed and sealed representing the title and legal descriptions discharged by the Trustee and if so provide all documents thereto. And if any easements or right of way along State Road 72 (Clark road) have been discussed or granted to Sarasota County on property, being this is a private road along the frontage without true established Right of Way.
29. State if you have any knowledge or copies of the Union Bank Trustee blanket bond of \$48,000,000 dollars existing on the Estate in bankruptcy appeal at the US Supreme

Court and if you have copies of this appeal and when you received it.

30. State if defendants have discussed Environmental Sensitive land acquisitions or Water supply with Sarasota, Desoto, Charlotte, Manatee Counties, municipalities within, Swfwmd, FDEP, EPA or USGS agencies, Longino, Carlton or Adjacent ranch owners who already received Florida Forever Trust Funds at the time of the note and RV Griffin Reservoir Construction that should have never been installed.

### **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via E-File system email this 29<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.  
FBN 0010849  
**Snyder Law Group, P.A.**  
*Co-Council for 72 Partners*  
2025 Lakewood Ranch Blvd, Suite 102  
Bradenton, FL 34211  
941-747-3456  
941-747-6789 Facsimile  
[Ryan@SnyderLawGroup.com](mailto:Ryan@SnyderLawGroup.com)

Eduardo F. Morrell, Esq.  
FBN 0773281  
**McIntrye Thanasides**  
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Lakeland, Florida 33801  
844-511-4800  
813-899-6069 Facsimile  
[EMorrell@MorrellPA.com](mailto:EMorrell@MorrellPA.com)

*/s/ Joe Gilberti*

Joseph D. Gilberti PE  
Plaintiff  
385 Donora Blvd  
Ft Myers Beach, FL 33931  
813-470-6000  
[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

**IN THE CIRCUIT COURT OF THE 12<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

72 PARTNERS, LLC,  
Plaintiff

vs.

**Case No.: 2016 CA 000205 NC**

JOSEPH D. GILBERTI, JR., ROBERTI J. FLINT, and  
FLINT PROPERTIES II, LLC,  
Defendants,

---

**DEFENDANTS FIRST REQUEST FOR ANSWERS TO INTERROGATORIES  
TO PLAINTIFF 72 PARTNERS LLC AND THIRD PARTY TRESSPASSORS ON  
DEFENDANTS PROPERTIES**

Defendant, JOSEPH D. GILBERTI, JR. P.E., pursuant to Florida Rule of Civil Procedure 1.340 that Defendant responds under oath within 30 days of the Service of the following interrogatories.

For purpose of responding to these requests, the term "identify" shall mean providing the full name, aliases, title, work address, and work telephone numbers, work email address of the person or entity. "Plaintiff" means employee, owners, contracted lease groups, cattle lease persons, contractors who did improvements on property, agents, attorneys, investigators, etc. of Plaintiff(s) in this action.

For purposes of responding to these requests, the term "document" shall mean all written or printed matter of any kind, including originals, and all non-identical copies, whether

different from the originals by reason of any notation made on such copies or otherwise, including, without limitation, correspondence, e-mail, memoranda, notes, diaries, statistics, letters, telegraphs, minutes, addenda, expense accounts, contracts, reports, studies, checks, statements, receipts, returns, summaries, pamphlets, books, inter-office and intra-office communications, notations of any sort of any conversations, including telephone conversations or meetings, bulletins, computer print-outs, teletypes, telefaxes, invoices, worksheets, any drafts, alterations, modifications, changes, and amendments of any of the foregoing.

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Mining or Energy corps in Florida, or mentioned Water supply to any of their agents or if Defendant knows if they have knowledge of this land and its unique resource such as but not limited to Swfwmd, Sarasota, Desoto, Charlotte, Manatee, Hillsborough, Pinellas, Lee, Collier Counties, FPL, PRECO, Duke Energy or TECO Electric.

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27. State if Kenny Harrison or any other members of 72 Partners has ever spoken to representatives of Mosaic Phosphate on any project in the region.
28. States if you have a Survey(s) of the property, signed and sealed representing the title and legal descriptions discharged by the Trustee and if so provide all documents thereto. And if any easements or right of way along State Road 72 (Clark road) have been discussed or granted to Sarasota County on property, being this is a private road along the frontage without true established Right of Way.
29. State if you have any knowledge or copies of the Union Bank Trustee blanket bond of \$48,000,000 dollars existing on the Estate in bankruptcy appeal at the US Supreme

Court and if you have copies of this appeal and when you received it.

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### **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via E-File system email this 29<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.  
FBN 0010849  
**Snyder Law Group, P.A.**  
*Co-Council for 72 Partners*  
2025 Lakewood Ranch Blvd, Suite 102  
Bradenton, FL 34211  
941-747-3456  
941-747-6789 Facsimile  
[Ryan@SnyderLawGroup.com](mailto:Ryan@SnyderLawGroup.com)

Eduardo F. Morrell, Esq.  
FBN 0773281  
**McIntrye Thanasides**  
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844-511-4800  
813-899-6069 Facsimile  
[EMorrell@MorrellPA.com](mailto:EMorrell@MorrellPA.com)

*/s/ Joe Gilberti*

Joseph D. Gilberti PE  
Plaintiff  
385 Donora Blvd  
Ft Myers Beach, FL 33931  
813-470-6000  
[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

IN THE CIRCUIT COURT OF THE 12TH JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA

LANDTECH DESIGN GROUP, INC., a  
Florida Corporation, Joseph D Gilberti PE

Plaintiff

vs.

Case No.: 15-006544 CA NC

72 PARTNERS, LLC, a Florida limited  
Liability Company; CECIL DAUGHTREY,  
JR., and individual; and PATRICIA  
DAUGHTREY, an individual,

Defendants.

---

**PLAINTIFFS WITNESS LIST**

Plaintiff, Joseph Gilberti, P.E., in compliance with Court Case Management for Trial, hereby files its names and addresses of Witnesses that it plans to use at Trial.

1. Laurence Hall, Manager of 72 Partners, LLC.  
(contact through their council can be obtained)
2. Spensor Hall, Manager of 72 Partners, LLC.  
(contact through their council can be obtained)
3. Thomas Howze, Manager of 72 Partners, LLC.  
(contact through their council can be obtained)
4. Lee Pallardy, Manager of 72 Partners, LLC.

- (contact through their council can be obtained)
5. Kenneth Harrison, member of 72 Partners, LLC  
(contact through their council can be obtained)
  6. Records Custodian of 72 Partners, LLC. Or person with most knowledge of at 72 Partners, LLC concerning subject matter of Complaint.  
(contact through their council can be obtained)
  7. All named Defendants in this action.
  8. Brian Philpot of BSFL Holdings, LLC aka Land Holdings South of Lakeland Florida  
(contact through their council can be obtained)
  9. Rob Harper of BSFL Holdings, LLC aka Land Holdings South of Lakeland Florida  
(contact through their council can be obtained)
  10. Rob Harper of BSFL Holdings, LLC aka Land Holdings South of Lakeland Florida  
(contact through their council can be obtained)
  11. Judge Don T. Hall of Desoto County  
(contact through his council can be obtained)
  12. Mark Silverio, Esq, Silverio and Hall, Naples Florida  
(contact through their council can be obtained)
  13. Judge James S. Parker of Desoto county (retired)  
(contact through his council can be obtained)
  14. Arcadia Rodeo Board members and staff (past and present)  
(contact through their council can be obtained)
  15. Judge Conrad N. Conrad, Hillsborough County Circuit Judge  
(contact through his council can be obtained)
  16. Judge James V. Dominquez, Hillsborough County Circuit Judge  
(contact through his council can be obtained)
  17. Judge Mark Wolfe, Hillsborough County Circuit Judge  
(contact through his council can be obtained)

18. ex State Attorney General Pam Bondi, State of Florida  
(contact through her council can be obtained)
19. ex-Senator Bill Nelson, State of Florida  
(contact through his council can be obtained)
20. Jeb Bush, ex Florida Governor  
(contact through his council can be obtained)
21. George Bush, ex President of the United States  
(contact through his council can be obtained)
22. Barrack Obama, ex President of the United States  
(contact through his council can be obtained)
23. Adam Putnam, ex Agricultural Commissioner of Florida  
(contact through his council can be obtained)
24. Thomas Sullivan, P.E., Professional Engineer in Hillsborough  
(contact through his council can be obtained)
25. Shiela Sanghvi, State Attorney Hillsborough county  
(contact through her council can be obtained)
26. Robert Masonowski, State Attorney Hillsborough County  
(contact through his council can be obtained)
27. Owen Thornberry, Southwest Florida Water Management District  
(contact through his council can be obtained)
28. Patrick Lehman, Peace River Manasota Water authority.  
(contact through his council can be obtained)
29. Brook Elias, Sarasota County Environmental land aquisitions  
(contact through his council can be obtained)
30. Donald Nue, Sarasota County Environmental Sensative lands Oversight  
Committee.  
(contact through his council can be obtained)
31. Dalton Drake, Land Manager Lennar Homes, Fort Myers Florida  
(contact through his council can be obtained)
32. Chief Sanchez, Semiole Tribe of Florida, Hollywood Florida

- (contact through his council can be obtained)
33. Sean Millman, Broward Bail bonds, Ft Lauderdale Florida  
(contact through his council can be obtained)
  34. Sam Esber, PLS, Esber Surveying, Sarasota Florida  
(contact through his council can be obtained)
  35. David Cash, P.E., Sarasota county engineer director
  36. Scott Freyre of Scotland Yard Group and Jason Hauling of Tampa Florida.  
(contact through their council can be obtained)
  37. Lordis Hernandez, Wells Fargo, Brandon Florida  
(contact through their council can be obtained)
  38. Jessenia Diaz, Wells Fargo, Brandon Florida  
(contact through their council can be obtained)
  39. Robert Stampe, ex- engineer Tech for LandTech Design  
(contact through his council can be obtained)
  40. Luis E. Rivera Trustee, Gray Robinson Law, Ft Myers, Florida  
(contact through his council can be obtained)
  16. Andrew Rosen, Trustee Luis Rivera Receiver, Sarasota, Florida  
(contact through his council can be obtained)
  41. Sarasota, Charlotte, Manatee, Desoto, Lee, Collier, Broward, Dade, Palm Beach County and all Cities within, Leaders (past and present), staff, attorneys and engineers who were presented to or submitted as part of the project work, US Resource under attack, Terrorism crimes along the way to steal Plaintiff's rights and work while performing work for his client and on lands now owned by Plaintiff which was sued by 72 Partners during an ongoing Bankruptcy petition involving Fraud by Trustee and 72 Partners, to hide this resource from THE PEOPLE.
  42. Police Chiefs and Police from Sarasota, Hillsborough, Lee and Broward county as related to work being performed, stalled, hindered by ongoing attacks to slow this permitting and project down during the past years on public record and in litigation, under investigation and more.
  43. FBI employees to be named before trial who visited Plaintiff home and took water readings, names and files for investigation ongoing with the US

Government involving Terrorism and this hidden Resource that this is a function of all work performed.

44. Secret Service employees to be named before trial who visited Plaintiff home and took water readings, names and files for investigation ongoing with the US Government involving Terrorism and this hidden Resource that this is a function of all work performed.
45. EPA Staff in Region 4, director, environmentalist and consultants.
46. Bart Arrington, P.E. of Desoto county Mosaic and Tampa Mosaic Phosphate (contact through his council can be obtained)
47. James O'Rourke, Mosaic Phosphate Tampa, CEO (contact through his council can be obtained)
48. Jim Prokopanko, ex-CEO Mosaic Phosphate (contact through his council can be obtained)
49. Directors and staff engineers of Florida Department of Transportation and review, FDOT Districts 1, 3, 4, 5, 6 & 7 past and present from date of contract. (contact through his council can be obtained)
50. Jim Murray, Amps Aquifer Maintenance and Well Drilling, Palm Beach County Florida (contact through his council can be obtained)
51. Witnesses, Defendants and plaintiffs in all cases associated with land and project from clients and defendants regarding project, subduing of Plaintiff with DOJ. (contact through his council can be obtained)
52. Jon Iglehart, Director of Florida Department of Environmental Protection, Ft. Myers office.
53. Brian Dietz, P.E. Sarasota Health Department
54. Cary Portner, Gold key representative of Governor Rick Scott, Delray Beach, Florida (contact through their council can be obtained)
55. Florida Board of Engineer members, Staff, attorneys, and FEMC staff, past and present involved and copied with project production and cases tied to National terrorism attacks timed with this projects docket hearings, subduing Plaintiff and attacking his clients and neighbors.

(contact through their council can be obtained)

56. Robert Flint, Sarasota Florida  
(contact through their council can be obtained)

Plaintiff reserves the right to amend witness list to add witnesses who come to light during continued discovery in response to Defendant's witness List filed hereafter.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished via email this 12<sup>th</sup> day of December, 2018 to:

Ryan L. Snyder, Esq.  
FBN 0010849  
**Snyder Law Group, P.A.**  
*Co-Council for 72 Partners*  
2025 Lakewood Ranch Blvd, Suite 102  
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**IN THE CIRCUIT COURT OF THE 12TH JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA**

LANDTECH DESIGN GROUP, INC., a  
Florida Corporation, Joseph D Gilberti PE

Plaintiff

vs.

**Case No.: 15-006544 CA NC**

72 PARTNERS, LLC, a Florida limited  
Liability Company; CECIL DAUGHTREY,  
JR., and individual; and PATRICIA  
DAUGHTREY, an individual,

Defendants.

---

**PLAINTIFFS EXHIBIT LIST**

Plaintiff, Joseph Gilberti, P.E., in compliance with Court Case Management for Trial, hereby files its List of Documentary Evidence and Exhibits that it plans to use at Trial.

1. All documents attached to the Complaint.
2. All documents attached in Notice of Filings or Notice of Evidence filed herein.
3. All documents, pleadings, and/or Orders entered in 72 Partners vs Daughtrey, Jr. Et al., Case Number 2011-CA-004209 NC, Twelfth Judicial Circuit in and for Sarasota County, Florida.
4. All documents, pleadings, and/or Orders entered in In Re: Cecil Daughtey Jr. and Patricia A. Daughtrey vs Luis E. Rivera II, Trustee, Case Number 9:13-BK-14831-FMD; United State Bankruptcy Court in and for the Middle District of Florida.
5. All documents, pleadings, and/or Orders entered in In Re: Cecil Daughtrey Jr. And Patricia A Daughtrey vs Luis E. Rivera II, Trustee, Case Number 15-14544; 11th District Court of Appeal and pending Appeal at US Supreme court in Washington DC still awaiting case number.
6. All document provided to Governemental Agencies for engineering, consulting, planning, litigation, public record hearings, public record cases involving the water

resource, land, development, terrorism acts against Plaintiff and his clients submitted in all Courts within the State of Florida or Federal Courts.

7. All documents related to Plaintiff Motions or submittals to cases linked to Terrorism acts, court filings from Tampa to South Florida along the project transmission where millions of Citizens are being deprived of this hidden US Resource under Mosaic Phosphate and department of justice attack to hide this resource, attack plaintiff family and America.
8. All documents provided digitally by electronic communication or hard copy to all parties involved, municipalities and private developers, investors or attorneys that knew Plaintiff and was involved directly or indirectly to the Water Resource, land and project associated with work.
9. All documents produced in response to discovery request to all cases tied to land included Daughtrey cases listed above.
10. All documents produced in response to subpoenas and/or depositions taken in this case and in Daughtrey cases listed above.
11. All documents in cases both civil and criminal where Gilberti was subdued more than once by Hillsborough County where work was also performed and communication with clients, attorneys and consultants involved with the project.
12. All FDEP SRF funding applications and awards, minutes, meeting data, reports, projects associated with drinking Water supply and environmental sensitive land acquisitions within the Peace River Corridor, Sarasota, Manatee, Charlotte, Desoto County improvement from EPA, State Revolving funds, Southwest Florida Water management District, FEMA, Peace River Manasota Water board, Corporate funding in line with this project, the US resource under Terrorist attack and 72 Partners associates of C1 Bank, Pallardy appraisal services and their clients who were brought to plaintiff during the scope of services and project work.
13. All depositions, exhibits, documents, witnesses, attorneys, Judges, hearings and cases associated with Plaintiff from all cases within Hillsborough, Lee, Sarasota Counties.
14. All documents sent to the President(s) of the United States, Congress, EPA and other Federal agencies and/or Energy corporations or associated entities by Plaintiff.
15. Any and all Exhibits listed by the Defendants in Defendants Exhibits list.

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*/s/ Joe Gilberti*

Joseph D. Gilberti PE  
Plaintiff  
385 Donora Blvd  
Ft Myers Beach, FL 33931  
813-470-6000  
[Gilberti.water.company.fl@gmail.com](mailto:Gilberti.water.company.fl@gmail.com)

No. \_\_\_\_\_

In The  
**Supreme Court of the United States**

Cecil & Patricia Daughtrey, Jr.

Petitioner(s)

v.

Luis E. Rivera, II Trustee

Respondent(s)

On Petition for Writ of Certiorari  
To The Appeal Decision of 11<sup>th</sup> District Court  
Case# **15-14544**

And

To The U.S. Middle District Court of Florida.  
Case # **9:13-bk-14831**

**PETITION FOR WRIT OF CERTIORARI**

Cecil & Patricia Daughtrey, Jr.

9438 Daughtrey Road

Sarasota, Florida 34266

863-441-3387

[Mrs.Pattyd@yahoo.com](mailto:Mrs.Pattyd@yahoo.com)

**QUESTIONS PRESENTED**

1. Why are the Bankruptcy Trustee, US Government, Army Core of Engineers, Department of Justice, Department of Interior, US Leaders, Environmental Protection Agency and NASA purposely hide a unique Global Medicine changing Drinking Water and Energy Resource deep under debtor's property that benefits millions of Americans in the Region?
2. Why did the Trustee, Luis E. Rivera II and lower Courts, deny conversion from Chapter 7 to Chapter 11 and hide an endless secret underground US Drinking Water Resource. The Resource is potentially the most valuable Health and Sustainability find on the Planet per many Oil Consultants who verified it at the property on record in April 2013.
3. Why did the Trustee and Courts deny Chapter 11 when a Party of Interest requested the Chapter 11 Conversion holding millions in permit plans to bring this unique Antioxidant Spring water with lower utility bills to the Tap of millions of Homes, US Soldiers and Businesses? The Resource and plans create a massive Cancer free housing boom that affects America's GNP.
4. Why did the Trustee Compromise leave the Debtor with only 95 acres of Homestead land instead of a minimum of 160 acres putting Debtor in a Zoning violation with Sarasota County?
5. Why did the Trustee write a Compromise that allowed 72 Partners LLC who signed the Compromise with the Trustee to file more lawsuits on the land again within days of the discharge, causing enormous emotional distress on the Debtors and other Parties of Interest?
7. Why did the Trustee and Daughtrey lawyers skip the evidentiary hearing on Water Supply and Title work the Judge recommended, wrote the compromise days later, and ignored all the exists to pump water, produce new medicine and label the Secret Resource simply as 'a Well'?
8. Why is a barrage of US Terrorist attacks, as evidence in Courts now timed with past critical court hearings for Bankruptcy and the pending foreclosure and lawsuits hidden from the Courts by the Trustee and hidden from the Media with such a valuable US Resource under attack?
9. Why are Leaders and Courts with the Trustee hiding endless National Defense Resource that submitted to over 15 Counties, over 60 Cities from Sarasota to Miami Florida, for a 300-mile Transmission to the Tap?

10. Why did Trustee hide critical information showing Wells Fargo Bank in Tampa stole over \$55,000.00 dollars of Debtors and their investor's money in 2012? Trustee had full knowledge at the 341 meetings and disclosed on the Bankruptcy petition.

### **PARTIES TO THE PROCEEDING**

The petitioners requesting to convert from Bankruptcy Chapter 7 to Chapter 11 are Cecil Daughtrey Jr. and Patricia Daughtrey, with a 2500ac Ranch located in Sarasota Florida.

The respondents are Trustee Luis E. Rivera II, of the US Middle District Courts of Florida.

In addition, Creditors 72 Partners LLC, a limited Florida Liability Corporation, is part of a written Trustee Compromise; and Professional Engineer Joseph D. Gilberti, Jr., P.E., President of LandTech Design Group, Inc., a limited Florida Liability Corporation, who is a Party of Interest.

### **TABLE OF CONTENTS**

	Page
QUESTIONS PRESENTED	i
PARTIES TO THE PROCEEDING	iii
TABLE OF CONTENTS	iv
OPINIONS BELOW	1
JURISTITION	1
CONSTITUTIONAL, STATUTORY AND REGULATORY PROVISIONS	1
STATEMENT OF THE CASE	4
REASONS FOR GRANTING THE PETITION	11
CONCLUSION	14
APPENDIX I - PRIOR APPEAL	1-82
APPENDIX II - EXHIBITS	1-4

## OPINIONS BELOW

The Eleventh Circuit Decision, Case is reproduced in pages 1 thru 82 in Appendix I. The Decision is Official published on July 24, 2018 (11<sup>th</sup> Cir 2018), and is unofficially published at Law360 (July 25, 2018, 6:41 PM EDT).

## JURISDICTION

The Eleventh Circuit issued its decision on July 24, 2018. A petition for a Writ of Certiorari was postmarked on October 19, 2018, and was filed on October 23, 2018. The jurisdiction of this Court rests on 28 U.S.C. 1254(1).

## CONSTITUTIONAL, STATUTORY AND REGULATORY PROVISIONS

Section 706 of the Bankruptcy Code (11 U.S.C.) -Conversion provides in pertinent part as follows:

- (a) The debtor may convert a case under this chapter to a case under chapter [11](#), [12](#), or [13](#) of this title at any time, if the case has not been converted under section [1112](#), [1208](#), or [1307](#) of this title. Any waiver of the right to convert a case under this subsection is unenforceable.
- (b) On request of a party in interest and [after notice and a hearing](#), the court may convert a case under this chapter to a case under [chapter 11 of this title](#) at any time.
- (c) The court may not convert a case under this chapter to a case under chapter [12](#) or [13](#) of this title unless the debtor requests or consents to such conversion.

Section 704 of the Bankruptcy Code (11 U.S.C.) -- Duties of trustee provides in pertinent part as follows:

(a)The trustee shall—

- (1)collect and reduce to money the property of the estate for which such trustee serves, and close such estate as expeditiously as is compatible with the best interests of parties in interest;
- (2)be accountable for all property received;
- (3)ensure that the debtor shall perform his intention as specified in [section 521\(a\)\(2\)\(B\) of this title](#);
- (4)investigate the financial affairs of the debtor;
- (5)if a purpose would be served, examine proofs of [claims](#) and object to the allowance of any [claim](#) that is improper;
- (6)if advisable, oppose the discharge of the debtor;

(7)unless the court orders otherwise, furnish such information concerning the estate and the estate's administration as is requested by a party in interest;

Section 322 of the Bankruptcy Code (11 U.S.C.) -Qualifications of Trustee provides in pertinent part as follows:

- (a) Except as provided in subsection (b)(1), a person selected under section [701](#), [702](#), [703](#), [1104](#), [1163](#), [1202](#), or [1302](#) of this title to serve as trustee in a case under this title qualifies if before seven days after such selection, and before beginning official duties, such person has filed with the court a bond in favor of the United States conditioned on the faithful performance of such official duties.
- (b) (1) The [United States trustee](#) qualifies wherever such trustee serves as trustee in a case under this title.  
(2)The [United States trustee](#) shall determine—
  - (A) the amount of a bond required to be filed under subsection (a) of this section; and
  - (B) the sufficiency of the surety on such bond.
- (c) A trustee is not liable personally or on such trustee's bond in favor of the [United States](#) for any penalty or forfeiture incurred by the debtor.
- (d) A proceeding on a trustee's bond may not be commenced after two years after the date on which such trustee was discharged.

## STATEMENT OF THE CASE

The Bankruptcy Code offers debtors different remedies under its different Chapters. Most debtors qualify for relief under more than one Chapter. The debtor's choice of a particular Chapter is determined by the cost of proceedings under it and the remedies it provides.

### Abuse of Trust: Breach of Fiduciary Duty by the Trustee:

This case is significant because it implicates the rights of parties to a bankruptcy case in the context of legal malpractice. The timing of the legal malpractice is significant. Whether a party's legal rights will be limited or expanded will depend on the timing of events. If malpractice occurred before liquidation, the malpractice claim, and the proceeds flowing from it, belongs to the estate. In this situation, the estate is expanded to include any legal claims against the bankruptcy attorney who commits fraud, misrepresentation, or any other kind of malpractice that is injurious to the value of the estate. Third Party claims are in discovery against the Trustee working with 72 Partners LLC and local leaders to hide this resource in Sarasota case and a recent Notice of Intent to sue the EPA.

Throughout the entire Bankruptcy the Trustee lied about attending 341 meetings, hid the Chapter 11 exits provided with plans and permits from our professional engineer and never got any true experts to determine the land, mineral and Water Supply value. As well as its ability to pay back all Parties of Interest.

The Trustee was never qualified to determine value of Phosphate minerals, Mining compacts nor Water Supply and ignored all of it to service, permitting and millions in engineering work paid for by the Debtor to the local water supply region. The Trustee was grossly negligent in not hiring the proper engineers and consultants to determine the property value and its exits as a function of permits, minerals, water supply future revenues and true value.

The minerals on the property were deeded to the Engineer Joseph Gilberti PE years before the bankruptcy filing. The Trustee stole them in the compromise causing more litigation and hid the Water Supply from millions of Citizens to collect a quick service fee.

The Trustee never notified the \$48,000,000 Union Bank blanket bond for surety and within weeks after the compromise lawsuits hit from Parties of Interest in the millions, which the Compromise allows.

The Trustee caused more litigation and distress to the Debtors who are capable of paying all creditors with this Unique Resource in Chapter 11. The Trustee and lower Courts hid the Water Supply critical for Medicine and America from the Public and Courts, with Debtors lawyers to steal the land, calling a massive underground River deep below simply a 'Well'.

The Trustee compromise only left Debtor 95 acres of Homestead property instead of 160 acres required by Florida Homestead law in unincorporated areas of a County. This has put debtor in a Sarasota County zoning violation, causing more emotional distress and damages to the project, investors and parties of interest.

All lawyers during the foreclosure and bankruptcy took thousands of dollars of debtor's money but refused to bring up the hidden Water supply; Minerals that service a massive mining compact that pays a minimum of \$57 million, exit strategies, pull title policies or show the Mortgage was invalid.

The legal description has NO CHAIN of Title; hence, a pending foreclosure, which the Trustee hid to force the compromise with lies saying the Foreclosure, is over. Quiet title cases in Sarasota for by 72 Partners vs Joseph Gilberti, 2016 CA 000205 NC were withdrawn by 72 Partners last November 2018 due to New critical information shows that members of 72 Partners, Kenny Harrison sit on Peace River Manasota Water Supply Boards for FDEP and Southwest Florida Water Management districts. These agencies stole over \$500,000,000 dollars of US Federal monies to build a massive ZIKA pond

reservoir for water so called water shortages knowing this site had an endless alkaline underground river next to their system for decades with a syndicated group tied to EPA Agencies, Wall Street, Department of Justice, Hospital Boards and Political leaders in the Region. See Appendix II exhibits of RV Griffin Reservoir built after Hurricane Charlie and Sarasota County using Florida Forever Trust funds to pay off local commissioners living next door to hide this US resource for decades and its ability to charge four counties in months with Alkaline Spring water vs RED TIDE River water and arsenic treated ground water utilized today.

In this case, the Petitioner, the Debtors, sought to reorganize under Chapter 11 Bankruptcy with many exists from the permitting Water supply and secret Resource. When debtor tried to submit the Chapter 11 petition the clerk would not take in the petition unless it was Chapter 7 when the debtor tried to submit, on December 7, 2013. A Chapter 7 was filed the next day due to the land heading to a sale, which debtor never knew existed until after the Foreclosure trial was over, that did not provide Debtor Notice of Trial.

The Day of the prepared Bankruptcy Chapter 11 filing Hillsborough Police officers stormed into Debtor's engineer's home, Joseph D. Gilberti, PE while both parties were discussing exist strategies with permit plans, at gunpoint hours before the Chapter 11 filing, on December 7, 2018. They took Mr. Gilberti away for 70 days with a fake filing by Greenberg Traurig, Dave Weinstein who was fired by Debtor and is Israel Mosaic Phosphate chief council who owns 22,000 acres next door to debtor and Gilberti lands. Gilberti had all the plans and deliverables, and license to finish the Chapter 11 exists prepared with a Critical US Water supply pipeline to service millions of taps in FDEP and Federal ACOE permits.

Due to distress and no provided Notice of Foreclosure Trial in Sarasota Courts, case 2011 CA 004209 NC, debtor filed the Chapter 7 with the intent to later convert the Chapter 11 after his Engineer was released from Jail for a dropped case created from Greenberg Traurig lawyers fired for conflicts with Israel Mosaic Mining next to our land. Greenberg was fired after finding conflicts this secret underground water resource and a Sierra vs ACOE Ft Meade mine case Dave Weinstein was on at the same time he was servicing debtor's property. In other words, we were forced to file Chapter 7 since local Police were kidnapping the only person who could provide the exists for Chapter 11.

The Foreclosure Trial was held on Columbus Day, October 14, 2013, set by debtors attorneys, Michael Owen, PA who were fired for hiding the resource and issues of Title the Invalid Mortgage has still pending in courts. Why would a fired Lawyer, Mike Owen, P.A. set trial days after being fired. Then suddenly an E-File management system Meta Data transfer mandate in Florida was timed on the so-called day of Notification, September 9, 2013 for an October 14, 2013 trial. Debtor would have won the Foreclosure case if he they were properly notified as the Mortgage is still invalid. The Sarasota Trial was held during an Obama HP Glitch Federal Shutdown for 13 days, timed with setting trial hiding a critical US Resource in permit.

Both BSFL and 72 Partners LLC are long time friends trying to serve a Global mining corporation called Israel Mosaic Phosphate next to debtors land to service a long debated Sarasota Mining compact that swings electoral votes timed with payoffs to Commissioners through Water Supply loafing along Peace River Water Supply system. These Sierra vs ACOE cases against FDEP Water and mining permitting using high power lawyers such as Greenberg Traurig and Foley Lardner in the Tampa region of West Florida for decades via Florida Water Wars and Phosphate mining compacts. Sarasota County located in the Mosaic Phosphate district. This FDEP mining permit is showing the intent of local leaders, lawyers, Trustee and courts to hide this Critical US Drinking water resource from millions of Taps to keep Cancer rising and work a Mining Compact declined at \$57million in 2007 by Sarasota commissioner as the amount wasn't enough.

The debtor never had a chance as the trial was railroaded by a massive group of Racketeering attorney Politician caught stealing Medicaid using poor Raw Water resources for decades surrounding this US hidden underground River. The debtor was denied by the clerk to file Chapter 11 and then turned in the Chapter 7 filing the next day as the clerk instructed, without knowledge of Bankruptcy as no attorney would tell the truth or if they did, they would not take the case at the time due to Political pressure on the hidden Water supply.

Debtors Engineer Joseph Gilberti PE, a party of Interest, tried to intervene in US Middle District courts, was willing to mitigate all debts as a payback plan, to get this Water to THE PEOPLE immediately in an effort to lower Cancer Rates with a much higher Level of Service in Water supply to the Tap. This unique US Resource can create millions of Jobs, new medicine and save lives. Its plan produces over \$1million/day just in pumping rights, lowers utility bills to millions,

The Trustee is hiding this asset from THE PEOPLE and the Courts labeling it as just 'A Well', but its really access to a massive underground Alkaline Spring River with Magnesium and Calcium 7x higher than FIJI or any other natural spring water, with endless flow and capacity.

This Unique Drinking Water Resource in permit for a 300mile Transmission down I-75 in West Florida to serve over 10million homes with hundreds of millions of dollars in engineering and consulting work, plans submitted by Debtors Engineer Joseph Gilberti PE of LandTech Design Group. The first pipe phase is ready to fund, is only 9miles and can generate \$75,000/day, lower water bills to the tap, not counted medicine and bottling rights and funds.

2. On September 21, 2014, petitioner filed a motion to convert to Chapter 11 (reorganization) pursuant to 11 U.S.C. 706(a), and objected to the trustee's written Compromise to unsecured Creditor 72 Partners LLC. Petitioner explained at the 341 meeting to the Trustee that at the time he filed for relief under Chapter 7, he tried to file Chapter 11 but the Clerks would not take the petition. The Petitioner knows with the

permitting and local demand, with this EPA hidden deep underground Unique Drinking Water Resource believes this case is an appropriate case for reorganization under Chapter 11" where "the debtor is entitled to deal with the assets \* \* \* pursuant to a plan of reorganization.

3. Since the Trustee's written Compromise that discharged a Quit Claim Deed, subject to liens and litigation, many more lawsuits have been filed which defeats the purpose of the Bankruptcy protection.

4. The Trustee skipped an critical Evidentiary hearing the US Middle District Judge Delano asked for on April 18, 2014. This evidentiary hearing would show the Mortgage from the debtor, 72 Partners and the Trustee had not Chain of Title, as the Mortgage is invalid.

5. Current Lawsuits in Sarasota case 2011 CA 004209 NC, 2015 CA 006544 NC and 2016 CA 000205 NC show evidence of Title issues and surrounding US Terrorist attacks timed with subduing our Engineer who found the Secret Resource and is permitting the project. See Appendix II for Exhibits and public records in over 15 Counties and 45 Cities solving Florida water wars.

### **REASONS FOR GRANTING THE PETITION**

Bankruptcy code allows and debtor to convert from Chapter 7 to Chapter 11 per Section 706 of the Bankruptcy Code (11 U.S.C.) -Conversion provides in pertinent part as follows:

- (a) The debtor may convert a case under this chapter to a case under chapter [11](#), [12](#), or [13](#) of this title at any time, if the case has not been converted under section [1112](#), [1208](#), or [1307](#) of this title. Any waiver of the right to convert a case under this subsection is unenforceable.
- (b) On request of a party in interest and [after notice and a hearing](#), the court may convert a case under this chapter to a case under [chapter 11 of this title](#) at any time.

Joseph Gilberti the Debtors engineer has millions in services we can pay back and it avoids other creditors like 72 Partners from potentially loosing land from the compromise that has them both in litigation and holding up the Water supply to millions from the Trustee Compromise that wanted a fee for sale. A party of interest has requested this conversion through LandTech Design Group and Mr. Gilberti so it should be approved.

All damages can be paid to all creditors and debtors by the Blanket bond due to malpractice and negligence by the Trustee and more hiding this US Resource for large corporations in a massive racketeering act for Eugenics through Water Supply in the Region that is obvious.

All parties of interest and the Debtor can be more benefited with the Chapter 11 payback utilizing this Resource and debtor's investors, parties of interest plans and

permits in demand for Water supply in the Region. This massive Florida project is held up by the Trustee Compromise and has caused many lawsuits within days of the compromise on the land, destroying the intent for Bankruptcy protection.

The Critical US Resource for Drinking Water Resource hidden by US Leaders, Media, the US Trustee under the Debtors land that has permits for mining and infrastructure plans to millions of Taps, to provide a Region with Water Supply Sustainability. This Resource can payback creditors in a Chapter 11 protection and debtors can keep save the land for their family. It was purposely omitted from Debtors lawyers and the Trustee to hide it from Millions of People, keep cancer rates rising at the Tap, with a syndicated group of Medicaid Fraud operations led up by Governor Rick Scott, ex-President Obama and a long list shown in other courts being processed as a function of this Compromise. The Trustee Compromise condemns the debtor from opportunities to help protect his family and US Citizens.

The Trustee and his subcontracted lawyers failed their Fiduciary Duty on the Estate and hid the US Resource that may very well be America's No1 Asset for US National Defense, Medicine production and knowledge that opens many more similar in Nature across the Globe, potentially ending World Hunger and reasons for wars, oppression and immigration problems.

The Trustee failed is fiduciary duty as a Lawyer and Trustee and wrote an ILLEGAL or Fraudulent Compromise to hide the Resource, caused more litigation, distress to the Debtor, Creditors, and Parties of Interest and failed to notify Union Bank blanket bond that was valued 10x the amount of the Fraudulent Discharge. All parties and the bond are now potentially more damaged than if the bond was called in earlier. But worst of all many lives went by with Cancer rates and young children have died from poor Water Supply coming from RED TIDE Rivers and Desalinization plants that could have Alkaline mineral antioxidant less expensive spring water.

*United States Court of Appeals, Fifth Circuit.*

IN RE: ROBERT DEAN SCHOOLER; TINA MARIE SCHOOLER, Debtors  
LIBERTY MUTUAL INSURANCE COMPANY, Appellant v. UNITED STATES OF  
AMERICA BY LAMESA NATIONAL BANK, Appellee

12-10677 No.

Decided: August 06, 2013

Before KING, DAVIS, and ELROD, Circuit Judges.

After a trial on Lamesa's claim, the bankruptcy court concluded that the trustee had committed gross negligence, causing damages to the bankruptcy estate in the

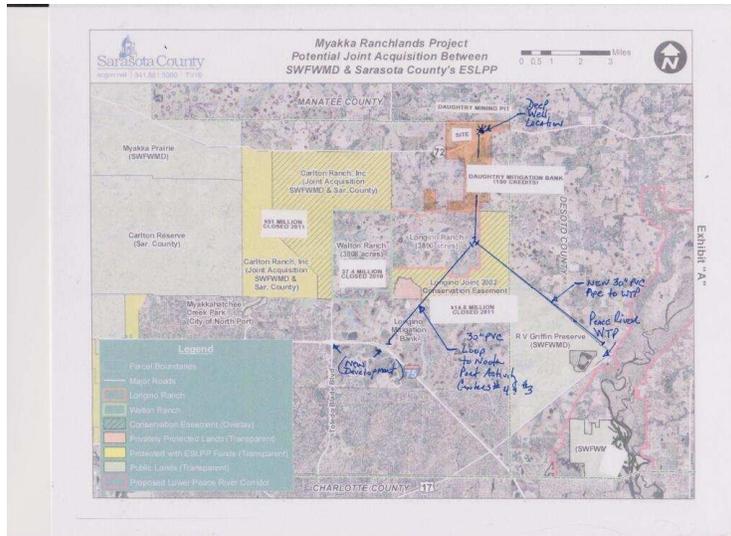
amount of \$112,247.66. In 2009, the United States by Lamesa National Bank filed suit against Liberty Mutual Insurance Company, asserting that Liberty Mutual was liable under a federally-required surety bond for the alleged misconduct of its principal, a trustee in a Chapter 7 bankruptcy proceeding.

## **CONCLUSION**

The judgment of the court of appeals should be reversed.

## **APPENDIX II**





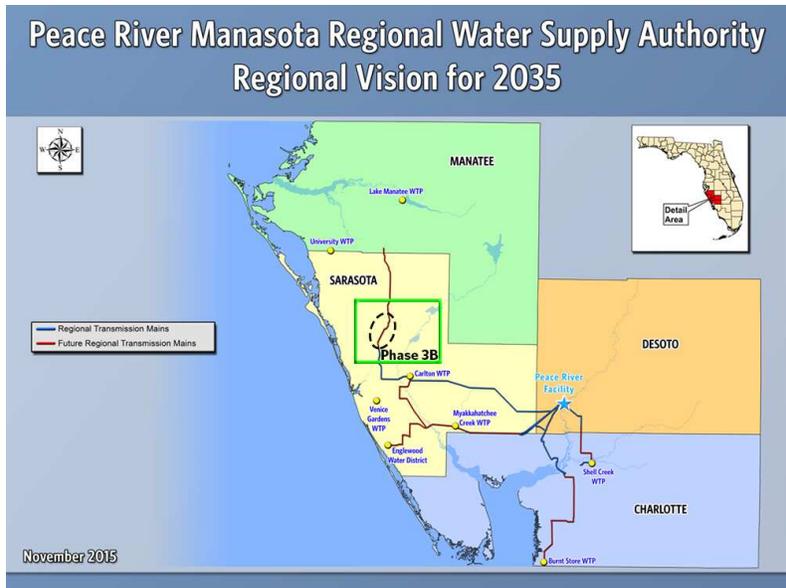
**ZIKA Pond Reservoirs built to Hide Secret Underground River of Spring Water to fill Cancer Centers using a Lower Level of Service in the Swamp**



**Peace River Manasota Water Supply System next to Daughtrey Lands hiding this Critical US Resource to fill Cancer Centers with US Families and Children from Radioactive Mosaic RED TIDE rivers water Supply**

**VERSUS**

**Endless less expensive Alkaline Mineral Spring Water Supply**



Trustee and local attorneys purposely hid our Chapter 11 payback plan connecting in permit to this adjacent Regional Peace River Manasota Water supply system processed by our Engineer at FDEP

Four county commissioners via Sarasota, Desoto, Charlotte and Manatee County own this Regional Drinking Water Supply system

# Unique Alkaline Mineral Spring Water Readings tied to Secret Underground Ocean isolated under Daughtrey lands hidden by EPA, NASA, Trustee, Judges and Daughtrey Lawyers

**ETR Environmental Testing & Research Laboratories**

**Report #:** 11712156  
**Date :** 11/7/2012  
**P.O.Number:** 102 Ck

Same as Client Matrix: Well Water

**Client:** Cecil Daughtrey Jr.

**Sample:** 9438 Daughtrey Rd

**Location:** Sidell FL 34266

Phone (813) 470-6000

This sample taken by Jos Gilberti, P.E. at 3:00:00 PM on 10/24/2012. Point of collection: Well #2

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### Health Scan Report

	Results	Public Drinking Water EPA Limits
<b>General Bacteria</b>		
Total Coliform	Absent	Animal or Vegetational Bacteria 0
Fecal/E. Coli	Absent	Animal Bacteria 0
<b>MicroAnalysis</b>		
MicroAnalysis	See Attached	
<b>General Chemistry</b>		
Sodium	74.05 mg/L	20.0 mg/L is Mass. DEP Guideline 250.0 mg/L
Potassium	4.11 mg/L	A Component of Salt No Limit
Copper	Not Detected	Indicates Plumbing Corrosion 1.30 mg/L
Iron	0.64 mg/L	Brown Stains, Bitter Taste 0.30 mg/L
Manganese	Not Detected	May Cause Laundry Staining 0.05 mg/L
Magnesium	71.90 mg/L	A Component of Hardness No Limit
Calcium	118.20 mg/L	A Component of Hardness No Limit
Arsenic	Not Detected	A Toxic Metal 0.010 mg/L
Lead	Not Detected	A Toxic Metal 0.010 mg/L
Zinc	Not Detected	A Toxic Metal 5.0 mg/L
pH	7.49 SU	Acid/Basic Determination 6.5 - 8.5 SU
Turbidity	0.49 N.T.U.	Presence of Particles No Limit
Color	Not Detected	Clarity (0), Discoloration (15) 15.0 C.U.
Odor	Not Detected	Odor due to Contamination 3.0 T.O.N.
Conductivity	1771.0 umhos	Electrical Resistance (umhos/cm) No Limit
T.D.S.	1,062.6 mg/L	Total Dissolved Minerals Present 500.0 mg/L
Sediment	Absent	Undissolved Solids Present
Alkalinity	170.0 mg/L	Ability to Neutralize acid No Limit
Chlorine	Not Detected	A Disinfectant 4.0 mg/L
Chloride	206.13 mg/L	A component of salt 250.0 mg/L
Hardness	591.2 mg/L	0 - 75 is considered soft No Limit
Nitrate as Nitrogen	0.29 mg/L	Indicator of Biological Waste 10.0 mg/L
Nitrite as Nitrogen	Not Detected	Indicator of Waste 1.0 mg/L
Ammonia as Nitrogen	0.497 mg/L	Indicator of Waste No Limit
Sulfate	851.40 mg/L	A Mineral, Can Cause Odor 250.0 mg/L
<b>Radiochemistry</b>		
Radon in Water	Not Detected	Massachusetts D.E.P. Guideline 10,000 pCi/L

The integrity of the sample and results are dependent on the quality of sampling. The results apply only to the actual sample tested. Environmental Testing and Research Laboratories shall be held harmless from any liability arising out of the use of such results.

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Page 1 of 3

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