

# Spencer C. Young

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Date: November 20, 2015

To: United States District Court  
Middle District of Florida  
Tampa Division  
801 N. Florida Ave.  
Tampa, FL 33602

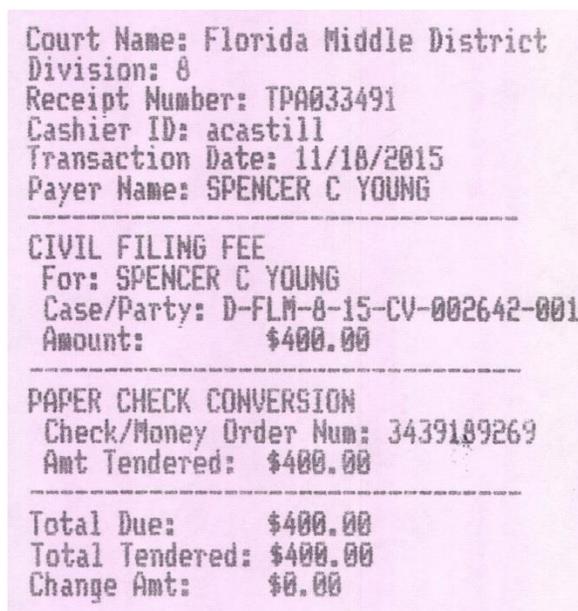
Case #: 8:15-cv-2642-T-30TGW

Subject Case Complaint is hereby resubmitted on the grounds of patently false statements and dangerously erroneous conclusions contained in the Order of Dismissal by James S. Moody, Jr. dated Nov. 19, 2015 – thus rendering his “Order” moot and invalid. In fact, its contents are so preposterous, they undermine the very existence of the United States of America generally, and the U.S Constitution, specifically – metaphorically, its message is akin to one standing on the beach at high noon and declaring “What a beautiful night it is indeed!”

This matter is also being referred to Attorney General Loretta Lynch at the U.S. Department of Justice, as part of an existing criminal “color of law” matter and the outlandish efforts to cover-up it up (case #: 3063394), as this insulting travesty of justice is a relevant addendum. It is also being shared with the national news media, civil rights organizations and interested others because this matter represents an assault on ALL American citizens.

Let’s evaluate the three reasons cited for the “dismissal”, shall we?:

(1) **“Plaintiff failed to pay a filing fee” – FALSE.** Receipt # TPA033491 issued by the Florida Middle District Court confirms the filing fee was paid-in-full on Nov. 18 – see image below.



Court Name: Florida Middle District  
Division: 8  
Receipt Number: TPA033491  
Cashier ID: acastill  
Transaction Date: 11/18/2015  
Payer Name: SPENCER C YOUNG

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CIVIL FILING FEE  
For: SPENCER C YOUNG  
Case/Party: D-FLM-8-15-CV-002642-001  
Amount: \$400.00

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PAPER CHECK CONVERSION  
Check/Money Order Num: 3439109269  
Amt Tendered: \$400.00

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Total Due: \$400.00  
Total Tendered: \$400.00  
Change Amt: \$0.00

(2) **“The complaint fails to comply with basic rules of federal procedure”** – **FALSE**. The procedure was followed exactly using the official US District Court form, and its instructions were rather straightforward. Moreover, the submitted complaint was separately reviewed by an accomplished and respected practicing attorney, licensed in the State of Florida. Notwithstanding, the standards for prose submissions are decidedly reduced, as articulated in the US District Court instructions. In addition to being Ivy-league educated with a graduate degree, the Complainant is a lifetime member of Mensa with an IQ measured in the top 1%, who copiously followed the US District Court instructions. Thus, it is fair to conclude if Complainant was unable to submit a viable conforming Civil Rights Complaint, then frankly no one can, thereby rendering the entire process as a sham.

There are certain points made in the narrative to the Order, which are erroneous – for instance:

(a) **“It is entirely unclear what legal claims are actually pled”** – This statement is so **PREPOSTEROUS**, the earlier beach metaphor applies. SEVENTEEN Constitutional Rights Violations are neatly delineated, citing each section of the Constitution that applies. It couldn’t be more clear. In addition, at the bottom of that list is the statement: ***“How each of these rights were violated can be accessed at <http://tinyurl.com/jwqchyf>”***.

(b) **“It is equally unclear what facts relate to any legal claims”** – This is **OUTRAGEOUSLY FALSE**, and Mr. Moody’s characterization that this is a “shotgun pleading” suggests he did not actually read the Complaint. The facts are succinctly grouped into 7 categories – for instance item #3 of the Facts Section (Denied Rights) reads ***“Plaintiff was denied legal counsel, denied bail and placed in solitary confinement in Pinellas County Jail while his Tarpon Springs home was ransacked in a desperate attempt to destroy evidence against [Judge] LaBarre”***. How is it possible that Mr. Moody is unable to discern that these facts relate to the listed Claims of violated rights, to wit:

- ***“The right to competent legal counsel (6th Amendment)”***;
- ***“The right to reasonable bail (8th Amendment)”***;
- ***“To not be subjected to cruel and unusual punishment (8th Amendment)”***; and
- ***“Security against unreasonable searches and seizures (4th Amendment)”***;

And although not required at this stage of the complaint process (as it is done later during “discovery”) each of the defendants are listed with their respective role in these violations, along with the statement: ***“Details on each defendant’s role in these civil rights violations can be accessed by simply clicking on their name below. Notwithstanding, those reviewing this complaint in a more antiquated form, the following URL provides convenient access to the overwhelming evidence against each of the Defendant’s . . . <http://tinyurl.com/qezkxhm>.”***

(c) **“To comply with procedural rules a complaint must contain a ‘short and plain statement of the claim showing that the pleader is entitled to relief . . . detailed factual allegations are NOT required”** **THIS WAS DONE** and again suggests Mr. Moody did not read the complaint – The introductory paragraph reads ***“It is this INTER-STATE collaboration [of public officials] to cover up the OBVIOUS felonies and unethical acts of a judge through depriving an upstanding***

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*innocent law-abiding U.S citizen of his civil rights in a profoundly malicious manner that makes this matter especially disturbing."*

(3) **"The case is frivolous"** – This is **INSULTINGLY FALSE**. . . in fact, this case is seminal, in that it exposes a level of conspired corruption in TWO States that is simply beyond the pale. As articulated in the subject Complaint, the Claimant is an accomplished former investment banking executive and a highly-educated American citizen with no criminal record, who was violently arrested on a false charge by a heavily armed SWAT team and unlawfully incarcerated for 127 days in maximum security jail, resulting in the violation of SEVENTEEN Constitutional Rights. The bogus charge was dismissed as meritless, and the malicious assault on the Claimant was solely intended to intimidate and cover-up extensive felonies of a notoriously corrupt North Carolina judge (David Q. LaBarre) and his girlfriend. Ergo, if this case is frivolous, then this is not the United States of America and the U.S Constitution simply does not exist.

## Conclusion

The reckless disregard for the facts clearly articulated in the subject Complaint, the gross misrepresentations of its contents vis-à-vis operative procedural rules and his indefensible bold-faced LIES (e.g., contending the filing fee was not paid) suggest James S. Moody, Jr. is not competent, and or has severely compromised ethical standards that have no place in this matter. Moreover, his profoundly flawed Order to Dismiss may suggest he is party to a cover-up. Irrespective of Mr. Moody's motivations, his Order should be deemed null and void, and he should have no further involvement in this matter.

The subject complaint is perhaps one of the most thorough, compelling and clearly articulated submissions the US District Court has ever received. It is fully compliant with procedural rules, most especially for pro se litigants, which are to be "liberally construed". And the validity and seminal importance of this complaint could not be more clear, and I ask that it be treated accordingly.

Please know that it is my intent to engage representative civil rights counsel, the support of civil rights organizations and news media involvement to ensure justice is served.

Respectfully resubmitted,

A handwritten signature in blue ink that reads "Spencer C. Young". The signature is stylized, with the first letters of the first and last names being large and prominent.

Spencer C. Young – Claimant