

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

DENNIS HUNT, *pro se*

Plaintiff,

Case No: 8:07-CV-1168-T-30TBM

vs.

DAVID L. PILVER,

Defendant.

_____/

DEFENDANT'S PROPOSED
STATEMENT OF THE NATURE OF THE ACTION
(TO BE READ TO THE JURY VENIRE)

Undersigned counsel for Defendant attempted on multiple occasions to seek input from Plaintiff to comply with the Court's Case Management Order, which requires, in pertinent part, "a concise, *joint* or *stipulated* statement of the nature of the action to be used in providing a basic explanation of the case to the jury venire." Undersigned prepared and supplied a draft proposed statement to Plaintiff but Plaintiff did not respond to repeated email requests seeking input from Plaintiff in advance of the filing of this unilateral statement. However, based on the deadlines set forth in the Case Management Order, Defendant files this proposed statement in an abundance of caution, in an attempt to comply with the Court's deadline on this issue.

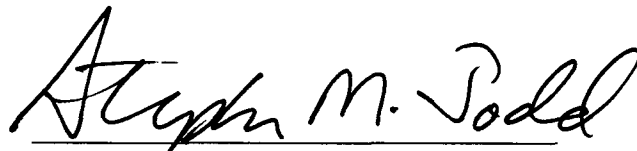
Defendant proposes the following statement be read to the jury venire:

Hunt was a patron of the Hillsborough County Law Library in 2003. Pilver was then and is now an employee of the Library. This lawsuit involves the interactions in the Law Library between Hunt and Pilver in early- to mid-2003.

In July 2003 Hunt and Pilver had several interactions, the substance of which is in dispute. If you are selected as a juror, you will hear each party's version of these interactions during the trial. In this case you will be asked to resolve the disputed facts.

Hunt claims in this lawsuit that Pilver violated his First Amendment rights by barring him from the Law Library without justification. Pilver claims he did nothing wrong and that his actions were justified.

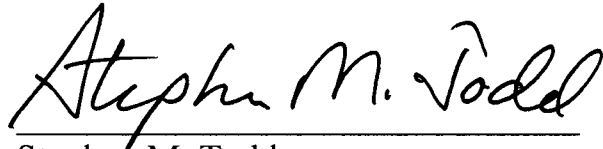
Respectfully,

A handwritten signature in black ink that reads "Stephen M. Todd". The signature is written in a cursive style with a horizontal line underneath the name.

Stephen M. Todd
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Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing was served to **Dennis Hunt, 2319 Nantucket Drive, Sun City Center, FL 33573-8005**, via U.S. Mail, on this 29th day of April 2010.

A handwritten signature in black ink that reads "Stephen M. Todd". The signature is written in a cursive style with a large initial 'S' and a distinct 'T'.

Stephen M. Todd