

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

JOHN B. THOMPSON,

Plaintiff,

v.

Case No. 07-21256 (Judge Adalberto Jordan)

THE FLORIDA BAR and
DAVA J. TUNIS,

Defendants.

**PLAINTIFF'S NOTICE OF FILING SUPPLEMENTAL CASE AUTHORITY
IN OPPOSITION TO DEFENDANT TUNIS' MOTION TO DISMISS**

COMES NOW plaintiff, John B. Thompson, as an attorney on his own behalf, and hereby provides to the court supplemental case law authority in opposition to defendant Tunis' motion to dismiss and her reply memorandum:

Attached hereto is the United States Supreme Court case of *Supreme Court of Virginia v. Consumers Union*, 462 U.S. 1137 (1983), which clearly states that judges discharging their ministerial duties, and non-purely judicial duties, on behalf of state bars **can be restrained by injunctions**, the representations of The Florida Bar's record counsel herein to this court notwithstanding.

Not for the purpose of argument but to state the obvious: Dava Tunis in fact is not acting as a "judge" in the disciplinary proceedings against Thompson. She is acting as a hearing officer/referee. The Bar itself calls these "quasi-judicial" proceedings, so any desperate attempt by The Bar to suggest that she is discharging purely judicial duties while presiding over the disciplinary proceedings against Thompson is absurd on its face.

She is not a “judge” for purposes of these proceedings, and the attached case from U.S. Supreme Court, which plaintiff assumes The Florida Bar still thinks is an authoritative body, says that makes all the difference.

I HEREBY CERTIFY that this has been served upon record counsel this 2nd day of October, 2007, electronically.

/s/ JOHN B. THOMPSON, Plaintiff
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