

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 TO THE COURT RE ITS INQUIRY IN ITS
APPRECIATED OCTOBER 5 ORDER**

COMES NOW plaintiff, John B. Thompson, hereinafter Thompson, as an attorney on his own behalf, and hereby provides notice to the court as to the query of him in its October 5 order as to whether he still wants a hearing on the show cause order.

1. The court, in its show cause order, set an October 5 deadline for the plaintiff to “show cause” why there should *not* be a referral of him to the *Ad Hoc* Committee. Plaintiff asked for a hearing *prior* to that deadline. The court “closed the show cause window” on October 2. Now the court has, thank goodness, stayed its referral of Thompson to the *Ad Hoc* Committee, and Thompson hopes that the court will actually entertain and consider at the hearing on Tuesday Thompson’s explanations, under oath, as to why there was a *necessity* to file with the court what he filed. As the court now knows, the instant this hypocrite Norm Kent, who proclaims it a triumph that a court has now found that he is distributing “obscenity” to anyone of any age on the Internet, Kent in a panic wiped his gay porn portal clean of the “obscenity.” That is precisely *why* Thompson could not have and *should not have* given the court a mere link, as it suggested, instead of giving it the evidence that The Bar actually asked for!

Thompson might as well have told the court of the criminal activity that Kent was involved in that The Bar is facilitating by a skywriting plane, which is what the Internet functionally is. Kent and his video game industry Joseph Goebbels-like functionary, Dennis McCauley of www.gamepolitics.com, are frequenting this PACER site as if they are in need of a life. Mr. Kent has been collaborating with the video game industry for well more than two years re Thompson. The court has this week learned how thorough that collaboration is, and what these two waistrels have done is prove the collaboration alleged in the third amended complaint. Talk about unintended consequences. How could the court now possibly dismiss a complaint that alleges that the porn industry is using The Bar and the court system to harm Thompson? Thanks to Mr. Kent for that!

2. The court is apprised that it should vacate its Show Cause Order. The court could have expressed its concerns, and Thompson would have abided the court's wishes.

3. Upon the court's vacating its show cause order, there will be no need to go to the Eleventh Circuit for a writ of mandamus to shut down the circus that Mr. Kent and Dennis McCauley have turned it into. Plaintiff asks plaintively: Can we get back to litigating the issues in the case? That would include this court's instructing the defendants to stop violating the Rules of Civil Procedure by putting their "facts" at issue when that is wholly improper at the motion to dismiss stage of a case. It will include telling Barry Richards to stop intentionally misrepresenting holdings in cases like the *Mason v. Florida Bar* case that hold exactly the opposite of what he told this court it held. Thompson missed this court's referral of Mr. Richard to the *Ad Hoc* Committee where he ought to be hung by his thumbs.

4. The court might do well to tell the defendant Tuesday to deal with the facts as presumed true in the complaint, which is proper, ethical conduct. The defendants' improper, unethical pleading practice opened the door to what Thompson had to file. When the court allowed that improper pleading by the Bar, it opened the door completely.

5. Does the court watch movies? Does it remember the opening scene from *The Sting* when Paul Newman's character is challenged to a knife fight, and Newman is asked by the opponent what the rules are. Newman (Butch Cassidy) kicks his opponent in the groin and says "There are no rules in a knife fight." The point? If this court is going to do an "ole'" on Thompson and allow the defendants attorneys to break the rules, as Mr. Richard has, then Thompson is not going to stand idly by while the court lets him. Again, where is the show causer order on Mr. Richard, who even went so far as to tell this court that Thompson is being prosecuted for lying about the judge in Alabama when the Alabama State Bar, in sworn answers to interrogatories, said that is not the case! Richard made that up. He knew he made that up. Barry Richard makes lots of things up, which is maybe why George Bush is in the White House. There, I said it.

6. This court enjoys a wonderful reputation, at least prior to this week. Plaintiff hopes it remains that way. Plaintiff assumes it is deserved. But what this court, with its good reputation, did to Thompson, either intentionally or recklessly, is reprehensible. The undersigned this week has missed ten meals and has slept very little. This is what happens when a person who is, with all his faults, trying to keep at bay a bunch of jackals who think that children should be exposed to the obscenity that Mr. Kent finds liberating. Mr. Kent molests minors with this crap at his web site and he exalts that someone who is

trying to protect them is unfairly scolded by a court that it is he, Thompson, who is putting children at risk! This same fellow, who is a very big deal, he says, in the ACLU, who files libel actions against people for writing the FCC, and who now has sued Thompson *for libel* for writing to The Florida Bar to defend himself in SLAPP complaint Kent filed! Hypocrite is too kind a term to describe a “lawyer” who does that and who has enmeshed this court in a firestorm. The court ought to be annoyed with Kent, not with me.

Can we move on to the case and its issues, which *include* The Bar’s protection of Mr. Kent and others (its in the selective prosecution sector of the complaint, and the court doesn’t get to remove that section), so we can stay out of the Eleventh Circuit, out of *Ad Hoc* Committees, and on to the business of deciding whether The Florida Bar is violating the United States Constitution in harassing Thompson while collaborating with the porn-to-kids crowd because zealots like Steve Chaykin publicly say that someone who opposes his bizarre, radical gay agenda is “an enemy of The Bar?” How is it that gay porn, then, that a gay lawyer’s dissemination of gay porn to what one user of the www.justusboys site says is for “pedophiles” is not relevant to why The Bar is doing to Thompson *with Norm Kent*?

7. Let’s move on. Mr. Kent will not, because he has an obsession with pornography and people who oppose its distribution to children. But if the court will, Thompson will as well. I’m sure we all learned something, except for Mr. Kent, who should be prosecuted and most likely will be now that a federal judge has determined he is disseminating “obscenity.” There’s a silver lining in everything.

8. Thompson looks forward to a hearing on legal issues and not “testimony” but opposing lawyers about what Thompson cannot prove. He proved one thing this week. The video game industry and Beasley Broadcast Company’s lawyer are working hard to turn this case into a circus. Let’s hope they *almost* succeeded. If the court thinks that is not going on, then look at Mr. Kent’s post of this afternoon at the video game industry’s www.gamepolitics.com site in this “news” story. Kent’s Krap is below:

Judge in Jack Thompson Case Won’t Bow Out; Hearing Set for Oct. 9th

October 4th, 2007



Despite a flurry of motions by Jack Thompson and even Thompson’s attempt to add presiding Judge Adalberto Jordan to the list of named defendants, Jordan has refused to step aside from presiding over the controversial attorney’s lawsuit against the Florida Bar.

In an [order](#) issued late yesterday, Judge Jordan wrote:

In my opinion, the content of the numerous filings submitted by Mr. Thompson indicate that he has difficulty separating the legal issues in this case from broader social issues on which he has strongly-held beliefs. Mr. Thompson unfortunately appears to believe that every act taken against him, and any judicial ruling adverse to him, are part of a vast conspiracy designed to silence him and destroy him.

Norm Kent Says:

[October 5th, 2007 at 2:33 pm](#)

Norm Kent
Attorney at Law

It was less than an hour ago on this Friday afternoon that Judge Jordan just dispatched as specious and without merit another one of Mr. Thompson’s legally insufficient motions, this one the preposterous representation that Judge Jordan could be added as a party defendant to the dying duck of a case Thompson has against the Florida Bar.

What is happening here in this case, unlike many others, is that this Court is scrutinizing each and every claim that Thompson makes every single day, and wasting no time in dispatching them to the legal scrap heap, articulately publishing an order detailing how Thompson’s motions are without merit or legal foundation.

Today, his motion to amend was ruled out of order, and outside the scope of the rules of federal procedure for what is called joinder of claims. To paraphrase Thompson's own insulting words to this distinguished jurist, any 'first year law school student would have known that.'

Normally Thompson will file these motions and courts in the routine course of business will get to them in a matter of weeks. But Judge Jordan is having no part of Thompson's nonsense. Within 24 hours of filing one of his tortured pleadings they are torn apart and discarded by the jurist.

And so too will Thompson's latest writ fall flat on its face. The real question for Thompson is if he will have the guts to show up in court on Tuesday and engage in oral argument about his claim. It might be worth the price of admission to see if he is capable of standing on his feet and making a scholarly legal argument when faced with the questioning of a federal judge on sophisticated constitutional issues which require references to case law and citations and not Paul Revere galloping through New England on a midnite ride.

The bottom line for Jack is that the noose is getting tighter, the hours shorter, the time it takes for judges to knock his claims right out of the box quicker and quicker.....

I am continually impressed with the sophisticated thoughts that are periodically presented on this blog, and the analysis so many of you have for Thompson's conduct. **[Mr. Kent is also impressed with "sophisticated" photos of teens forced to have sex, while posting a disclaimer at his site that reads:**

Send your news and press releases to editor@nationalgaynews.com

Porn Sites

National Gay News offers these sites as a sampling of adult gay venues on the web, and has no control over the contents therein.

SELECT adult sites for your pleasure.

Mr. Kent is absolutely correct. He has "no control" and he has proven it for twenty years. This week cinched it, at this court's expense.

I HEREBY CERTIFY that this has been served upon record counsel this 5th day of October, 2007, electronically.

/s/ JOHN B. THOMPSON, Plaintiff
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