

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 MOTION FOR AN ORDER TO SHOW CAUSE WHY
DEFENDANT THE FLORIDA BAR SHOULD NOT BE HELD IN INDIRECT
CRIMINAL CONTEMPT OF COURT**

COMES NOW plaintiff, John B. Thompson, hereinafter Thompson, as an attorney on his own behalf, and hereby moves the court for the entry of an order to show cause why defendant The Florida Bar should not be held in indirect criminal contempt of court, stating:

The court will recall that at the lengthy hearing yesterday before this court, plaintiff herein mentioned the name of Miles Gopman. Thompson has in the last several days made reference to Mr. Gopman, who is a lawyer licensed by The Florida Bar, whom The Bar has similarly harassed in retaliation for his First Amendment-protected activities including his criticism of The Bar's abuse of its disciplinary powers.

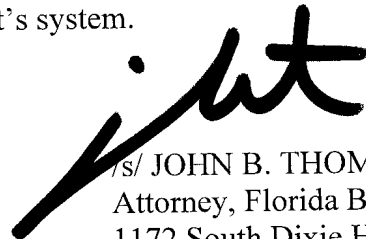
Today Mr. Gopman was told by an agent of The Bar that he "work with The Bar" and "not continue to fight with The Bar." Gopman and Thompson reasonably construe this to be an attempt to intimidate a person (Gopman) whom Thompson in open court identified as a fact witness on his behalf to prove the illegal, sometimes criminal activities of The Bar in harassing individuals such as Gopman and Thompson.

The Bar has now, it seems, fully adopted the techniques predicted by Justice Douglas in the *Lathrop* decision regarding methods of coercion by integrated bars, in turning them into “goose-stepping brigades.”

The phone call this day from Mr. Gopman to the undersigned relating The Bar’s effort to intimidate him, all apparently because he has offered to be a witness for Thompson, is chilling. It also constitutes, in both Gopman’s and Thompson’s legal opinion, a criminal act.

Wherefore, Thompson, not only on his behalf but on behalf of Mr. Gopman, respectfully requests and moves this court, given its inherent contempt power, to enter an order to show cause why The Florida Bar should not be held in indirect criminal contempt of this court for its efforts to intimidate a fact witness herein. Plaintiff also suggests to the court that other sanctions may be appropriate, including a criminal referral to the United States Attorney for the Southern District of Florida.

I HEREBY CERTIFY that this has been served upon record counsel this 10th day of October, 2007, electronically by the court’s system.

A handwritten signature in black ink, appearing to read 'J. B. Thompson', is written over the typed name.

/s/ JOHN B. THOMPSON, Plaintiff
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