

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, JOHN HARKNESS,  
AND FRANK ANTONES,

Defendants.

**PLAINTIFF'S URGENT MOTION FOR COURT-ORDERED MEDIATION**

COMES NOW petitioner, John B. Thompson, and moves the court as follows:

This day the undersigned attorney, plaintiff herein, represented a client in a mediation with a municipality here in South Florida. The excellent mediator was attorney George Knox. The mediation resulted in the amicable and full resolution of a very difficult matter. Thompson knew it would, which is why he had requested mediation.

Mr. Knox, of course, besides being a well-respected attorney in South Florida and around the country also happens to serve on this Southern District's *Ad Hoc* Committee on Discipline. It's a small world after all. It was this same *Ad Hoc* Committee to which this court referred Thompson for his having sent evidence to the court of The Bar's selective prosecution. Mr. Knox obviously understands attorney discipline.

Thompson informs this court of the above for two reasons:

1. The worst thing this Florida Bar has ever done to the undersigned was repeatedly insist, in writing, as it is insisting now, that Jack Thompson, once again, submit to a mental health examination to be completed *after* he pleads guilty. The Bar's

staff prosecutor, Sheila Tuma, walked into a “mediation,” with absolutely no authority to settle the dispute, having represented falsely that she did have authority, and the first thing she demanded, yet again, was a mental health examination. She did this despite The Bar’s failure to follow *any* of its own Rules to secure such an exam. The Bar still insists upon that exam, despite having the thorough Forensic Psychological Evaluation of Dr. Oren Wunderman, whom The Bar considered an esteemed expert on the subject until he found, once again, Thompson to be sane and competent to practice law. The Bar could have Dr. Wunderman examine Mr. Kent and take hair samples as well. Thompson has a good barber.

Thus, quite possibly The Bar, through any of its representatives or agents, might want to ring up Mr. George Knox, who has undoubtedly seen, as we all have, a few loons in his time, and ask this gentleman if he detected any lunacy in the undersigned during the extended period of time today he spent with Jack Thompson. One of the abiding problems The Bar has is that the two men who authorized, formally, the serial attempts to pathologize Thompson’s faith-based activism are Ben Kuehne and Steve Chaykin. Neither of these men has *ever* met Thompson, yet they profess to know that Thompson is likely insane. This blind methodology flies in the face of what The Bar’s own Ken Marvin has admitted to Thompson is the indispensable practice of having an alleged nut job attorney sit before a grievance committee to enable its members to see with their own eyes whether the accused lawyer is out of his mind. Only a Bar that has lost its way and its balance would be doing to Thompson, as to his alleged mental illness, what this Bar, *in absentia*, is trying to do to Thompson. How dare The Bar try to humiliate Thompson in this way in violation of its own Rules and with absolutely no complaint filed.

Give Mr. Knox a call, folks at The Bar, and see if he thinks the undersigned is crazy. Annoying, most certainly. Crazy? Well, the undersigned is the wrong one to ask.

2. If mediation could resolve the thorny matter over which Mr. Knox presided today, then it can resolve the dispute between Thompson and The Bar. This court has made a mistake, with all respect, in not having ordered mediation to date. This matter can be resolved. There is now an opportunity to resolve it.

What is indispensable to resolving it, of course, is for The Bar to actually attend a real mediation with *somebody* who has authority, on behalf of The Bar, to negotiate a settlement. Ms. Tuma had no authority to do anything. The mediation failed because nobody on The Bar's side of these issues and this dispute was there to participate in the mediation process. Nobody. If The Bar wants to spent the rest of this decade litigation with Thompson, then that is what is going to happen. If it actually wants to spend its members' dues on something productive, then Thompson has a way for that to happen.

What in the world, with all respect for this court, does this court have to lose in ordering mediation this very day? Answer: Nothing.

What does The Bar have to lose, other than its human piñata, Jack Thompson?

WHEREFORE, Thompson moves this court, and urgently so, for court ordered mediation. Order it now. The matter will be settled.

I HEREBY CERTIFY that the foregoing has been provided to opposing counsel through the court's electronic filing system, this November 16, 2007.

/s/ JOHN B. THOMPSON, Plaintiff  
Attorney, Florida Bar #231665  
1172 South Dixie Hwy., Suite 111  
Coral Gables, Florida 33146  
Phone: 305-666-4366  
[amendmentone@comcast.net](mailto:amendmentone@comcast.net)