

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.

**SUPPLEMENT, INCLUDING LEGAL AUTHORITY, TO PLAINTIFF'S RULE
60(d)(3) MOTION FOR RELIEF FROM THIS COURT'S ORDER OF
DISMISSAL FOR FRAUD ON THE COURT**

COMES NOW plaintiff, John B. Thompson, hereinafter Thompson, as an attorney on his own behalf, and provides this court this supplement to his Rule 60 (d) (3), Federal Rules of Civil Procedure, motion for relief from its order of dismissal, on the basis of fraud on the court, stating:

Plaintiff, pursuant to a public records request, has now received internal documents from The Florida Bar that show selective prosecution, which would have defeated federal abstention under *Younger*, by virtue of the bad faith exception. This is the veritable smoking gun.

This find, without even the benefit of discovery, which this court improperly and preemptively prohibited, also constitutes not only "extraordinary circumstances" under *Younger*, but it also constitutes fraud by The Bar.

This court has no option but to vacate its dismissal order and allow discovery.

Judge Jordan, I told you so!

I HEREBY CERTIFY that this has been served upon record counsel this
September 7, 2009, by the court's electronic system.

/s/ JOHN B. THOMPSON, Plaintiff
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