

Call Us Before You Hire A Florida Lawyer

by Ron Eubanks

The Florida Bar seems “statistically” reluctant to prosecute lawyers for operating outside the law, but relishes the prosecution of paralegals operating outside the Bar’s protection. Here’s three documents mailed, filed, or published by a Florida paralegal and his wife after five years of the Bar’s harassment.

Once again, here’s a guy trying to earn a living in the free market as a paralegal, and the Florida State Bar is reportedly doing their level best to shut him down. Why? Reportedly, there are no complaints against this paralegal from his customers -- only from lawyers. If the public’s not harmed, why the enforcement action? The answer, of course, is to protect the Bar’s monopoly-based incomes.

As for the paralegal, he seems to be doing what he can to confront the Bar, but his efforts as peacemaker are probably in vain. The Bar can’t let him win, so they won’t. He might get a “draw” where they leave him alone if he makes enough trouble, but they won’t let him win. Therefore, the Eubanks may be in for some difficult times.

Their paperwork is interesting; full of righteous study and the faint scent of hysteria. After five years of “Hell” (as Mr. Eubanks writes), they may be almost emotionally exhausted and therefore vulnerable to defeat. But what was their crime? Believing they could exercise their personal freedoms and right to work in the free market of the “Land of the Free”?

Ron Eubanks is in for a fight, but isn’t finished and looks unlikely to quit. Moreover, his last document implicitly threatens the Bar’s insurance with public exposure. Very nice. If the Eubanks have any more tricks like that up their sleeve, the Bar – even if it wins – will certainly regret challenging these paralegals.

August 21, 1996
Certified Mail, Return Receipt Requested
No. Z 104 380 316

Chief Justice Gerald Kogan
The Supreme Court of Florida
Supreme Court Building
500 South Duval Street
Tallahassee, FL 32399-1925

Re: Notice of conspiracy to deprive non-lawyer citizens of their inalienable rights under color of law

Dear Justice Kogan:

I hereby give you notice of the existence of a conspiracy to deprive non-lawyer Florida citizens certain inalienable rights protected by Title 42, Sections 1983, 1985 and 1986¹ involving members, officers, employees of The Florida Bar and The Florida Bar. The particular rights being chilled and/or denied under color of law are the First, Fifth, Sixth and Fourteenth Amendments to the United States Constitution² as well as these amendments’ counterparts in the Florida Constitution.

The conspirators’ scheme is to attack, harass, persecute and silence, non-lawyer private citizens, under color of law, using intimidation and coercion to frighten a targeted individual into signing a cease and desist affidavit. If this fails, The Florida Bar prosecutes *civilly* instead of criminally in order to circumvent and deny the targeted citizen his or her federal Constitutional rights

provided by the Sixth³ Amendment as well as rights provided by Sections 2, 9, 16, 21 and 22 of Article I of the Florida Constitution. The Florida Bar targets those who attempt to expose the corruption involving dishonest, unethical Florida Bar members operating within Florida's legal system and those who act in the capacity of non-lawyer legal technicians who assist the public in the preparation of legal documents concerning uncontested dissolution of marriage, name change, third-degree adoption, chapter 7 bankruptcy and other legal documents of a clerical nature which are either authorized by this Court or by federal law (Title 11, Sect. 110 U.S. Code).

Their ultimate goal is to force these entities out of business and stop the criticism and further exposure of corruption so prevalent in our legal system by *overreaching* and the *ill-use* of authority granted to The Florida Bar by the Supreme Court of Florida to prevent "unlicensed practice of law". Using dubious allegations of UPL asserted by Florida Bar members, The Florida Bar takes action against legal technicians and others under the ruse of "protecting the public from harm," but is in fact taking such action for the benefit of fellow slackers, for the benefit of Bar members and sole practitioners who cannot economically compete with legal technicians' low prices and to attempt to reestablish a "pre-Rosemary Furman" monopoly of legal services including the previous bankruptcy court monopoly. Such is a *special private interest* which is being protected by The Florida Bar — not a public interest.

I have operated Able Legal Document Service since October 1991 and Lawyer Complaint Ser-

vice since January 1993, and the only complaints filed against me and my business entities were filed by members of The Florida Bar who were offended by my mere existence. To my knowledge, not a single complaint has been filed with The Florida Bar, or with any law enforcement agency, against me or any business I control by a customer or any non-lawyer citizen of this state! Except for an abhorrent ulterior motive, explain to me why The Florida Bar, without any evidence of public harm or violation of F.S. 454.23, has targeted me for a *five year non-stop investigation* for Bar member-fabricated UPL violations since October 1991, depriving my wife and me of the goodwill of our business for which we have worked so hard! If The Florida Bar and its members employed our work ethic there would be no need for The Florida Bar Client Security Fund.

The Court on which you serve previously established the "purpose" of The Florida Bar in Rule 1-2 of the Rules Regulating The Florida Bar. The Florida Bar has been grossly negligent in respect to its precisely defined reason for existence, otherwise there would be no need for you to be served with this notice.

You obviously hold a position of sufficient authority⁴ to stop the herein described violations of law before additional harm is suffered by me, my wife, my business or by other non-lawyer citizens in this state. If you ignore this notice and allow these unlawful activities to continue, I will be forced to file suit in federal court against you personally to redeem my rights and recover damages for the harm you willfully allowed to occur.

Sincerely,
s/ Ron Eubanks

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1. The Florida Bar shall immediately petition the Supreme Court of Florida to amend the Rules Regulating The Florida Bar to change the composition of The Florida Bar Board of Governors and The Florida Bar Executive Committee such that these bodies will include a *Super Majority* of public members (non-lawyers who do not feed from the trough of the legal profession), so The Florida Bar will in fact be controlled by the very persons whom The Florida Bar is supposed to serve – The Public . Such Being In the Best Interest of the Public and Consistent with Article 1, Section 1 of the Florida Constitution.⁵

The *public* is obviously the most appropriate group of citizens to determine the public needs in regard to “duty and service to the public.”⁶ Such a change is also necessary to prevent further corruption and racketeering activity in Florida’s legal justice system and to restore public confidence in our court system.

If the Florida Supreme Court should refuse to ratify the above amendment to the Rules Regulating The Florida Bar, the citizens of this state should initiate impeachment proceedings against each Justice of the Supreme Court voting against said petition due to the particular Justice or Justices’ lack of concern and disregard for the public interest.

2. The Florida Bar shall immediately petition the Supreme

Court of Florida to amend the Rules Regulating The Florida Bar to accomplish the following: The Client Security Fund shall be fully funded to ensure that all bona fide claims from victims of defalcating members of The Florida Bar will be compensated *in full* instead of in part. Example, a victim of a \$300,000 theft by a Florida Bar member shall receive \$300,000 in compensation instead of only \$10,000, which is The Florida Bar’s current practice. IN THE ALTERNATIVE, all active Florida Bar members must be fully bonded and insured to secure the money and property to which said members have access. Members of The Florida Bar shall be required to provide proof of bonding and insurance coverage at least annually or the lawyer shall not be allowed to practice law in this state. SUCH BEING IN THE BEST INTEREST OF THE PUBLIC AND CONSISTENT WITH ARTICLE 1, SECTION 1 OF THE FLORIDA CONSTITUTION.

If the Florida Supreme Court should refuse to ratify the above amendment to the Rules Regulating The Florida Bar, the citizens of this state should initiate impeachment proceedings against each Justice of the Supreme Court voting against said petition due to the particular Justice or Justices’ lack of concern and disregard for the public interest.

3. The Florida Bar shall immediately petition the Supreme Court of Florida to amend the Rules Regulating The Florida Bar to accomplish the following: The Florida Bar shall dismantle its Unauthorized Practice of Law Department and immediately cease all civil prosecutions, and then hereafter shall defer all UPL prosecutions to Executive Branch of our state government so defendants will be afforded due process of law and his or her Sixth

Amendment rights under the federal constitution and the equivalent rights provided by the Florida Constitution. SUCH BEING IN THE BEST INTEREST OF THE PUBLIC AND CONSISTENT WITH ARTICLE 1, SECTION 1 OF THE FLORIDA CONSTITUTION.

If the Florida Supreme Court should refuse to ratify the above amendment to the Rules Regulating The Florida Bar, the citizens of this state should initiate impeachment proceedings against each Justice of the Supreme Court voting against said petition due to the particular Justice or Justices’ lack of concern and disregard for the public interest.

4. Or in the alternative to 1, 2, and 3 above: The RABID BEAST (The Florida Bar) shall be SEVERED from the Judicial Branch of government as its official arm and given no more influence in our state government than is given any other special interest group or private professional trade association. Lawyer regulation and discipline shall be accomplished by the Executive Branch of state government

5. My wife and I shall be compensated for the hell and misery we have endured for the last five years at the hands of The Florida Bar, its employees, its staff and various members of The Florida Bar for violating our federal Constitutional rights protected by Title 42, §§ 1983, 1985, and 1986, our state protected rights enumerated in the Florida Constitution, for violating state and federal RICO statutes and for taking from us the goodwill of our business, without due process of law, for which we have worked so hard.

Compensation for our damages is demanded in the amount of \$500,000 to Ron Eubanks, Ron Eubanks d/b/a Lawyer Complaint Service, and d/b/a Able Legal

Document Service and Paula Eubanks for each of the five years we have suffered, TOTALLING FIVE MILLION (\$5,000,000.00) DOLLARS.

IF THE ABOVE DEMANDS ARE IMPLEMENTED, THE CITIZENS OF THIS STATE WILL HAVE A LEGAL JUSTICE SYSTEM IN WHICH THEY WILL HAVE CONFIDENCE AND CAN TRUST TO RENDER JUSTICE TO ALL.

Dated this 22 day of August, 1996.

s/ RON EUBANKS
s/ PAULA EUBANKS

**AUGUST 19, 1996
PUBLIC NOTICE**

All persons who have actually suffered damages at the hands of a Corrupt, incompetent, dishonest Florida lawyer which maybe attributable to The Florida Bar's negligence and failure "to inculcate in its members the principles of duty and service to the public, to improve the administration of justice, and to advance the science of jurisprudence" or from unconstitutional/ unlawful actions of The Florida Bar, its staff or employees, should consider filing a claim for damages directly with The Florida Bar's insurance carrier. See information below:

The Florida Bar's insurer:
Nationwide Insurance

Policy Number:
77PR593721-0003

Number to Call to File Claim:
800-421-3535

Florida Bar's Agent's Name:
Douglas Croley

Agent's Telephone Number:
904-386-1922

Agent's Fax Number:
904-385-1685

BE CAREFUL TO FILE ONLY
LEGITIMATE, JUSTIFIABLE CLAIMS
Ron Eubanks, Lawyer Complaint
Service, 3 Maples St., N.W.
Fort Walton Beach, FL 32548

¹ *Santiago v. Philadelphia*, (1977 ED. P. A.) 435 F. Sup. 136. Section 1986 actions are proper where a defendant knew of a conspiracy to deprive the plaintiff of federal constitutional or Statutory rights, had the Opportunity to prevent the deprivation, and neglected or failed to prevent the deprivation of right.

² *Monroe v. Pape*, 385 U.S. 167 (1961); *Id.* at 183; 18 U.S.C. §242.

³ Sixth Amendment (1791). In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defense.

⁴ *Santiago v. Philadelphia*, *supra*; 42 U.S.C. 1986.

⁵ Political Power.—All political power is inherent in the people.

The enumeration herein of certain rights shall not be construed to deny or impair others retained by the people.

⁶ The Supreme Court of Florida defined the purpose of The Florida Bar in Rule 12 PURPOSE of the Rules Regulating the Florida Bar, which states: "The purpose of The Florida Bar shall be to inculcate in its members the principles of duty and service to the public, to improve the administration of justice, and to advance the science of jurisprudence."

Who insures the other State Bars? What would happen if folks starting suing the state Bars for negligent enforcement of their own codes of ethics, grievance procedures, and/or members' criminal acts? What would happen if those suits dragged in the Bars' insurance companies? Would that affect the Bar's insurance premiums, costs, dues, and member dissatisfaction? Perhaps we'll see. ■

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