

**THE CRIMINAL ENTERPRISE’S SCHEME TO DEPRIVE TAVARES AND TAVARES’S COMPANIES
BCP & CAR WASH CONCEPT, UNDER COLOR OF LAW, ON CASE NO. 2011-29624-CA-30
FOLLOWING AN UNDERLYING SCHEME DEPRIVING AND EXTORTING TAVARES OF ALL
PROPERTIES & RIGHTS UPON SUBVERTED COURTS IN MIAMI-DADE COUNTY, FLORIDA**

<u>COUNT</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
1	July 28, 2011	<u>U. S. CODE TITLE 18</u>	Gabriela Machado Guimaraes
2		§ 371 Conspiracy to Defraud the USA &	Integra Solutions, LLC Joao E. Da Costa Tenorio
3		§ 241 Conspiracy Against Rights &	Jose Tenorio Lins Neto Brickland Overseas Ltd.
4		§ 1346 Scheme/Artifice to Defraud &	Probus Compagnie S.A. Garry Nelson
5		§ 1349 Conspiracy to Commit Wire Fraud &	Stewart L. Kasner Baker & McKenzie
6		§ 1343 WIRE FRAUD &	Giselle Ocampo Elba Bethancourt
7		§ 1961 <i>et seq.</i> – RICO &	Mossack Fonseca & Co. Peter Francis Valori
8		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES OF PROF. CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Damian & Valori, LLP Marco E. Rojas Robert M. Haber Nicholas Stanham The Criminal Enterprise

On or about July 28, 2011, the Perpetrators, Associates of a Criminal Enterprise¹, to further an ongoing² criminal scheme depriving, stealing and extorting Charles Tavares (“Tavares”), and Tavares’s Companies, of all properties and rights, knowingly and intentionally, fabricate a false, invalid, and fraudulent “Written Consent of the Sole Shareholder” (“**Written Consent Shareholder BCP**”) (doc. #MIADMS/388006.1) for Tavares’s Company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”)(Tax Id. #65-0868578), that they all know in truth, and in fact, to be false, invalid, and fraudulent, to hijack Tavares’s BCP, because they know that BCP, at all relevant times, has two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), and Tavares, at all relevant times, is an owner, a shareholder, and the sole legal authority of BCP, and Tavares never authorized, nor authorized anyone to issue the fraudulent Written Consent Shareholder BCP. The Perpetrators’ artifice is part of a scheme to further deprive, steal, and extort Tavares, and Tavares’s BCP, of properties and rights, under color of law. The fraudulent Written Consent Shareholder BCP is purportedly fabricated, knowingly and intentionally, by, among others implicated, reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131) at Baker & McKenzie (“Baker & McKenzie”). See Record, and BCP’s Shareholders’ Agreement of February 14, 2000.

¹ See 18 U.S.C.A. § 1961(4) (West 1984), stating, “An ‘enterprise’ is defined as including any individual, partnership, corporation, association, or other legal entity, and any union or group of individuals associated in fact although not a legal entity.” See *United States v. Delano*, 825 F. Supp. 534, 538-39 (W.D.N.Y. 1993), *aff’d in part, rev’d in part*, 55 F. 3d 720 (2d Cir. 1995): See also 18 U.S.C.A. § 1961 (5) (West 1984), *H.J., Inc. v. Northwestern Bell Tel. Co.*, 492 U.S. 229, 239, 109 S. Ct. 2893, 2900, 106 L. Ed. 2d 195 (1989).

² See, e.g., the extortion of \$50 million of Tavares, under color of law, in the sham *Bridgeloan Investors, Inc. v. Charles Tavares, et. al. v. The Bank of New York Mellon* Case No.2009-93058-CA30, by the Criminal Enterprise & same Perpetrators.

The Perpetrators, Associates of the Criminal Enterprise³ among others, Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), at Integra Solutions, LLC, a Florida L.L.C. (Tax Id. #20-3844303), Elba Bethancourt (“Bethancourt”) and Giselle Ocampo (“Ocampo”) at Mossack Fonseca in the Republic of Panama, together with Kasner at Baker & McKenzie, knew, and had to know, that, BCP’s Written Consent of the “Sole Shareholder” of July 28, 2011, is false, invalid and fraudulent, because, at all relevant times, BCP has two (02) shareholders, Tavares⁴ and Tenorio, and their fraudulent Written Consent of the “Sole Shareholder” of BCP is an artifice to hijack⁵ Tavares’s BCP, to further deprive, steal, and extort Tavares and Tavares’s Companies of properties and rights, following the ongoing underlying scheme by the same Criminal Enterprise and Associates, using the same *modus operandi*, upon same Miami Courts that they have successfully subverted to further the brazen criminal schemes. See BCP’s Shareholders’ Agreement of February 14, 2000, and Record.

³ The Criminal Enterprise is comprised of reckless attorneys using their Florida Bar licenses as guise to structure and commit major schemes, together with bad domestic and foreign actors in the real estate and financial markets, including among others, Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil) with Integra Solutions, LLC (“Integra”) (Tax Id. #20-3844303), Mossack Fonseca & Co. (“Mossack Fonseca”), Garry Nelson (“Nelson”) (Florida Bar No. 717.266), Robert Michael Haber (“Haber”) (Florida Bar No. 131.614), Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), Nicholas Stanham (“Stanham”) (Florida Bar No. 38.822), and Joseph Horn (“Horn”), Ricardo Eichenwald (“Eichenwald”), at Bridgeloan Investors, Inc., a Florida corporation (Tax ID. #65-0665516), Bridgeloan Partners Corp., a Florida corporation n.k.a. H2A Capital Corp., a Florida corporation (Tax Id. #86-3280908) (collectively “BRIDGELoAN”), and Jeffrey B. Flick (“Jeff Flick”), Sandra Flick (“Sandra”), Francisco Ruiz (“Ruiz”) at Flick Mortgage Investors, Inc., a Florida corporation (“Flick Mortgage”) (Tax Id. #59-2936881), and Hugo Barreto Del Priore (“Del Priore”), Sergio de Almeida Capela (“Capela”), and Marco Antonio de Souza (“De Souza”) at BANIF Securities, Inc. & BANIF Bank (“BANIF”). Some of their long ongoing running criminal rackets include, among other things, intercontinental money laundering of hundreds of millions of dollars of illicit funds through the United States of America, tax evasion and frauds, portfolio tax-free bond frauds, major mortgage and bank frauds, systematic deprivation and extortion of U.S. citizens’ properties and rights, and U.S. companies, subverting and corrupting the judicial and political machinery in Florida, and elsewhere they operate, to further underlying criminal schemes with absolute impunity, undermining the rule of law, our national institutions, and our democracy. See [Tavares’s Affidavit 11/27/2022](#).

⁴ Tavares, after years of diligent work, research, and ingenuity, founded his company BCP on October 13, 1998, having his Brazilian investor/passive partner Tenorio, in order for Tavares to develop his unique concept of multi-retail car wash concept, negotiating and assembling four (04) parcels, buying for \$830,000 the prime real property location at 250 S.W. 7 Street, Miami, Florida 33130, in the booming Brickell Area, Miami, Florida, developing a unique building and project, as the first “The Car Wash Concept”, comprised of a touchless Car Wash & Detail, a Delicatessen, a Dry Cleaner Shop, a Flower Shop, Shoe Shine & Care Shop, within a trademarked designed building. Thereafter, Tavares bought another prime location in a corner of Kendall Drive & 157th Avenue, Miami, Florida, and successfully negotiated and obtained an agreement from automaker Renault to do a joint-venture for “The Car Wash Concept” with Renault Flagship Auto Dealers in Brazil to further the franchising. See Record.

⁵ The Criminal Enterprise, for example, Associates Freeman, Slosbergas, Haber, Rojas, and Stanham, after initially using, in the 1990’s, office janitors - cleaning their law offices at 520 Brickell Key Drive, Suite 0-305, Miami, Florida 33131, to, among other things, falsely sign fraudulent corporate resolutions and other documents, and false mortgage documents, and once Associate Freeman has to flee justice in the United States around 2006 to Israel, the Criminal Enterprise moves some operations offshore escaping U.S. responsible law enforcement, then, starting using Associates, for example, in the Republic of Panama, to fabricate bogus corporate documents to deprive, steal, and extort the United States of America, U.S. Citizens, and U.S. Companies, without ever having to face any accountability for their major crimes in the United States or elsewhere they operate. After, the exposure of schemes in the “[Panama Papers](#)”, the Associates start fraudulent schemes using copying & pasting of previous bogus signatures of used fake straw signers to produce new fraudulent documents, simplifying the fabrication of bogus corporate documents by “fraudulent signors” offshore, and often “non-existent” persons, and now, domesticating hundreds of their offshore companies, used for tax frauds, tax evasion, and money laundering, into Florida companies, cleaning their ill-gotten moneys, and “legalizing” these criminal entities before everybody’s eyes, showing total impunity. See [Tavares’s Affidavit 11/27/2022](#) at 4 Subpar. 4.

COUNTS

Count 1 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 2 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 3 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 4 – The Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to use, submit and transmit, via Wire across state and countries lines, fraudulent documents and/or instruments, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1349.

Count 5 – The Perpetrators implicated, did knowingly and intentionally, submit and transmit fraudulent documents via Wire across state and countries lines, to further the known criminal scheme depriving and extorting, under color of law, to wit, the purported submission and transmission via electronic mail, from, and to, Miami, Florida, to the Republic of Panama, in violation of, 18, U.S.C., § 1343.

Count 6 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 7 - Kasner at Baker & McKenzie, Guimaraes, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to intentionally commit fraudulent acts to further the scheme depriving, stealing and extorting Tavares, by knowingly and intentionally, fabricating false, invalid, and fraudulent corporate resolutions, and fraudulent indicia of authority from a purported "Sole Shareholder" of Tavares's BCP, that they all know in truth and in fact to be false and invalid, since they know the corporate records and historical truth and facts, among others, BCP's Shareholders' Agreement of February 14, 2000, between the two (02) shareholders of BCP, demonstrates that, Tavares is an owner, and one of two (02) shareholders of BCP, along with Tavares' partner Joao E. Tenorio. Their artifice to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP, is solely intended to further the scheme to hijack Tavares's BCP, and deprive, steal, and extort Tavares and Tavares's BCP's properties and rights, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 8 – Kasner at Baker and McKenzie, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

THE NINE RELATED CASES BY THE SAME CRIMINAL ENTERPRISE DEPRIVING & EXTORTING TAVARES

The Criminal Enterprise, after secretly entrapping Tavares and Tavares's Companies in an underlying scheme with torts and businesses interference, and surrounding Tavares by Associates, launch schemes to deprive and extort Tavares, under color of law, of all of Tavares's Properties and Rights in nine (09) sham Related Cases, showing fraud upon the courts, in subverted courts, presided by same corrupt judges, *e.g.*, Allan Lester Langer (Florida Bar No. 137.828), Joseph I. Davis, Jr. (Florida Bar No. 155.299), and Norma S. Lindsey (Florida Bar No. 994.812), and implicated officers of the courts, that, willfully and recklessly disregard the truth and the law, to further the schemes extorting and depriving Tavares, see BRIDGELoAN Case No.2009-93058-CA-30; BNY Mellon Case No.2010-26864-CA-30; BCP/ Car Wash Case No. 2011-29624-CA-30; and, Deutsche Bank Case No. 2012-20197-CA-30. See [Tavares Sworn Affidavit](#).

THE 2009 BRIDGELoAN INVESTORS SHAM CASE v. TAVARES AND TAVARES'S COMPANIES

The sham case, *Bridgeloan Investors, Inc., a Florida corporation* ("BRIDGELoAN") (Tax Id. 65-0665516) v. Charles Tavares ("Tavares"), *Brickell Village One, LLC, a Florida L.L.C.* ("Brickell Village One") (Tax Id. # 58-2674804), *2147 S.W. 8TH Street, LLC, a Florida L.L.C.* ("2147") (Tax Id. # 59- 3768934), and *Miami River Park Marina, Inc., a Florida corp.* ("MRPM") (Tax Id. # 20-3168472), v. *MUNB Loan Holdings, LLC* ("BNY Mellon") ("BRIDGELoAN" case), filed on December 24, 2009, presided by corrupt Judges Allan Lester Langer and Norma Shepard Lindsey, predicated on an underlying scheme by Tavares's attorneys, in conflicted lending, tortious interference, sabotaging deals, spreading false information and making bogus offers to devalue Tavares's properties by Jeff Flick, *et al.*, to defraud and extort Tavares - unbeknownst and undisclosed at the time, Associates of a Criminal Enterprise, *e.g.*, Marco Rojas ("Rojas") (Florida Bar No.940.453), Thomas Lehman ("Lehman") (Florida Bar No.351.318), Alan S. Fine ("Fine") (Florida Bar No. 385.824), Nicholas Stanham ("Stanham") (Florida Bar No.38.822), Stephen A. Freeman ("Freeman") (Florida Bar No. 146.795), Robert M. Haber ("Haber") (Florida Bar No. 131.614), and Nelson Slosbergas ("Slosbergas") (Florida Bar No.378.887), extorting more than \$50 million dollars of properties and rights upon subverted courts, using fraudulent Affidavits by BRIDGELoAN's principal Joseph Horn ("Horn"), fabricating false and fraudulent secret power of attorneys ("POAs") for Tavares's Companies by Lehman and Associates Olten Ayres de Abreu Jr. ("Abreu Jr.") (Brazil OAB-SP 75.820) at FBT Avocats SA ("FBT Avocats") in Switzerland, and Ramon Anzola-Robles ("Anzola-Robles") at Anzola Robles & Asociados and Global Corporate Consultants in the Republic of Panama, secretly fabricated and used without Tavares' knowledge or consent, as the sole authority for Tavares's Companies, in a sham mediation of March 29, 2011, by Lehman, Larry A. Stumpf ("Stumpf") (Florida Bar No. 280.526) at Black Srebnick Kornspan & Stumpf, P.A. ("Black Srebnick"), and Matthew P. Leto ("Leto") (Florida Bar No. 14.504) at Hall, Hall & Leto, P.A. Upon Tavares' uncovering the fraudulent settlement for Tavares' Brickell Village One, 2147, and MRPM, predicated on bogus POAs' authority, Tavares is threatened, coerced, and extorted on April 7, 2011, by his own attorneys Lehman and Stumpf, under color of law. Next day, the Perpetrators quickly hold a sham unnoticed and invalid "trial", on April 8, 2011, to "legalize" the fraudulent settlement, further shown on a spurious Notice of Trial after the sham trial. Following the massive and systematic frauds upon the courts, Lehman, after being fired by Tavares, stays for 16 months in a fraudulent representation of Tavares's Companies to cover up. Then, Tavares's new attorneys at Buchanan Ingersoll & Rooney, P.C. ("Buchanan Ingersoll") after filing motions exposing the frauds upon the court, are successfully threatened, and extorted by criminal Leto, and others implicated, and ordered by the criminals to withdraw the motion and stop representing Tavares. The Criminal Enterprise uses, among others, Associates BNY Mellon, and BANIF Securities ("BANIF"), to launder the illicit proceeds, across state lines, quickly transferring the properties, stealing all proceeds, and demolishing Brickell Village's Buildings to cover up. See Record, and [Tavares Sworn Affidavit](#).

THE 2010 SHAM CASE THE BANK OF NEW YORK MELLON – FLICK MORTGAGE INVESTORS v. TAVARES

On September 1, 2006, as part of an underlying scheme by a Criminal Enterprise comprised of reckless attorneys, among others, Marco E. Rojas (“Rojas”) (Florida Bar No.940.453), Thomas R. Lehman (“Lehman”) (Florida Bar No.351.318), Alan S. Fine (“Fine”) (Florida Bar No. 385.824), Nicholas Stanham (“Stanham”) (Florida Bar No.38.822), Stephen A. Freeman (“Freeman”) (Florida Bar No. 146.795), Robert M. Haber (“Haber”) (Florida Bar No. 131.614), and Nelson Slosbergas (“Slosbergas”) (Florida Bar No.378.887), and Joseph Horn (“Horn”), Ralph Horn (“Ralph”), Ricardo Eichenwald (“Eichenwald”), at Bridgeloan Investors, Inc., a Florida corporation (Tax Id. #65-0665516) a.k.a. H2A Capital Corp. and Bridgeinvest, LLC, a Florida L.L.C. (Tax Id. #45-3188071) (collectively, “BRIDGELOAN”), and Jeffrey B. Flick (“Jeff Flick”), Sandra Flick (“Sandra”), and Francisco Ruiz (Ruiz”) at Flick Mortgage Investors, Inc., a Florida corporation (“Flick Mortgage”) (Tax Id. #59-2936881), Associates of the Criminal Enterprise, to further an underlying scheme to deprive, steal, and extort Charles Tavares (“Tavares”), and Tavares’s Companies of all properties and rights, entrap Tavares into a home loan with their company Flick Mortgage in order to secretly interfere with Tavares’s businesses and cause a default. Unbeknownst and undisclosed at the time, Tavares’s attorneys Rojas, Haber, Stanham, and Freeman, at Freeman Haber Rojas & Stanham, LLP (“FHR&S”) representing Tavares personally in the loan closing with Flick Mortgage, are all Associates of the Criminal Enterprise, and together with Associates at BRIDGELOAN, systematically use financial institutions to further deprive, steal, and extort their unsuspecting clients of all properties and rights. After years of successful tortious interference with a business relationship by Tavares’s attorneys at FHR&S, and Associates Flick Mortgage and BRIDGELOAN, among other things, sabotaging deals, depreciating Tavares’s Companies assets with bogus offers, spreading false rumors, coercing and extorting Tavares’s investors, the Criminal Enterprise successfully causes Tavares’s loans into default, so they can deploy their underlying scheme to deprive, steal, and extort, under color of law, Tavares of all properties and rights, upon subverted courts in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”). *The Bank of New York Mellon v. Charles Tavares*, and Flick Mortgage Investors, Inc. (“**BNY Mellon**” suit), Case No. 2010-26864-CA-30, is intentionally assigned by the subverted Miami Courts to same corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), already presiding the sham BRIDGELOAN case, intentionally and knowingly, committing systematic violations of law, procedural rules, the constitution, and Tavares’s rights, to further the successful criminal racket. Following corrupt Judge Langer’s retirement in December 2012, the Criminal Enterprise directs the subverted Miami Courts to assign all of Tavares’s sham Related Cases to Judge Norma Shepard Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), an Associate of the Criminal Enterprise, and wife to implicated Associate Harold Eugene Lindsey III (“Lindsey III”) (Florida Bar No. 130.338), an attorney for The Bank of New York Mellon (“BNY Mellon”) at Katz Barron. To further the criminal racket upon the subverted Miami Courts, corrupt Judge Lindsey, knowingly and intentionally, commit major violations of law, the constitution, and Tavares’s rights, systematically depriving and extorting Tavares of properties and rights, under color of law. In the BNY Mellon sham case, corrupt Judge Lindsey, in reckless disregard for the law, the constitution, Tavares’s rights, and Florida Code of Judicial Conduct, Canons 1, 2, and 3, among other violations, stays presiding the sham BNY Mellon case in a willful conflict of interest for fourteen (14) months, only recusing after making sure, through willful systematic violations of law and rights, under color of law, to further the scheme, that Tavares loses his homestead property, appraised at the time for more than \$2.1 million, in lieu of a mortgage of about \$1.2 million, intentionally caused into default by the Criminal Enterprise’s scheme, to her husband’s client BNY Mellon. See Record Case No. 2010-26864-30 at Miami Courts, and [Tavares Sworn Affidavit](#).

THE 2011 BCP & CAR WASH v. TAVARES SHAM CASE TO EXTORT TAVARES OF ALL PROPERTIES & RIGHTS

On September 15, 2011, as part of an ongoing underlying scheme by a Continued Criminal Enterprise* (“Criminal Enterprise” or “CCE”), systematically depriving, stealing, and extorting, under color of law, Charles Tavares (“Tavares”) of all properties and rights upon subverted proceedings in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), file, with unclean hands,** after hijacking Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”) and The Car Wash Concept, Inc., a Florida corp. (“Car Wash”), a sham and fraudulent suit to improperly remove Tavares from Tavares’s Companies BCP and Car Wash, in the, *Brickell Commerce Plaza, Inc., a Florida corporation and The Car Wash Concept, Inc., a Florida corporation v. Charles Tavares* (“BCP/Car Wash”), Case No. 2011-29624-CA-30. The Criminal Enterprise directs the subverted Miami Courts to assign BCP/Car Wash’s sham case to corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), already concurrently extorting Tavares in Related Cases, to continue systematically, knowingly and intentionally, depriving and extorting Tavares of properties and rights, allowing the criminals to hijack Tavares’s Companies with false, invalid, fraudulent, and contradictory pleadings and evidence, falsely claiming authority of Tavares’s Companies BCP and Car Wash, issuing fraudulent sham Orders upon sham hearings, unilaterally set by the criminals when they all knew Tavares is out of the Country to deprive Tavares of due process and rights, and allowing criminals Peter, Rojas, and Guimaraes to secretly and fraudulently sell and transfer to Walgreens Co., for \$6.7 million, across state lines, Tavares’s Companies’ properties at 250 S.W. 7 Street, Miami, Florida, 33131, on February 20, 2014, valued at the time, more than \$20 million dollars, stealing all ill-gotten proceeds. After corrupt Judge Langer retires in December 2012, the Criminal Enterprise causes corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No.994.812) to preside all Tavares’ Related Cases, to continue the successful continued extortion, and to obstruct justice, to silence Tavares, under color of law. See [Tavares Sworn Affidavit](#).

* The Criminal Enterprise is created in the early 1990’s by reckless attorneys Stephen A. Freman (“Freeman”) (Florida Bar No. 146.795), Nelson Slosbergas (“Slosbergas”) (Florida Bar No. 378.887), Robert M. Haber (“Haber”) (Florida Bar No. 131.614), Marco E. Rojas (“Rojas”) (Florida Bar No.940.453) and Nicholas Stanham (“Stanham”) (Florida Bar No.38.822), joining together by criminals Joseph Horn (“Horn”) and Ricardo Eichenwald (“Eichenwald”) at Bridgeloan Investors, Inc., a Florida corporation, at the time, primarily focused on intercontinental money laundering of billions of dollars of illicit-sourced funds through the United States of America, tax evasion and frauds, portfolio tax-free bond frauds, and major bank and mortgage frauds. As the Criminal Enterprise’s businesses exponentially grows, they are joined by other bad actors, domestic and foreign, e.g., Thomas R. Lehman (Lehman”) (Florida Bar No. 351.318), Peter at Damian & Valori, LLP (“Valori”), and BANIF Bank’s Hugo Barreto Del Priore (“Del Priore”) and Sergio Capela (“Capela”), Edward Decaso (“Decaso”), and Marco Antonio de Souza (“De Souza”) – that jointly, swindled more than \$800 million of dollars of assets from BANIF, causing BANIF to fail in 2015, and also joined by ODEBRECHT Construction’s offshoots, and Rubens Menin Teixeira de Souza (“Rubens Menin”), Joao Vitor Nazareth Menin Teixerira de Souza (Joao Vitor Menin”), and Ernesto Pereira Lopes (“Lopes”), at AHS Residential, LLC n.k.a. RESIA, LLC, a.k.a. MRV Engenharia e Participações S.A. (“RESIA” or “MRV”), now, creating a global criminal syndicate to corrupt and subvert the judicial, political, and law enforcement machinery in the United States of America, and elsewhere they operate. See Record.

** To further the scheme, the criminals, among others, Guimaraes, Rojas, Slosbergas, and Peter, have reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No.119.131), at Baker & McKenzie, knowingly and intentionally, fabricate numerous bogus corporate documents for Tavares’s BCP and Car Wash, among others, false, invalid, and fraudulent corporate resolutions of authority, of July 28 and 29, 2011, purportedly from BCP’s “Sole Shareholder”, falsely removing Tavares as BCP and Car Wash’s sole president, manager, and director. Kasner, and the criminals implicated, all know, in truth, and in fact, and corporate records shows, that, Tavares, at all relevant times, is one of two (02)shareholders of BCP, and Tavares is the only sole legal authority to speak and/or act on behalf of BCP and Car Wash, and Tavares never authorized reckless attorney Kasner, or anyone else, to fabricate, among others, the false, invalid, and fraudulent resolutions of July 28 and 29, 2011. See Record.

THE FEBRUARY 2012 FABRICATED FRAGA I DOMESTIC REPEAT VIOLENCE SHAM CASE v. TAVARES

The Criminal Enterprise, showing reckless disregard for the law, and its evil powers to freely and systematically subvert courts of law in the United States to further criminal rackets against, *e.g.*, the United States, the State of Florida, and U.S. citizens, following the Criminal Enterprise's Associate Peter F. Valori's ("Peter") (Florida Bar No. 43.516), Damian & Valori, LLP a.k.a. Damian Valori | Culmo ("Valori") threats of November 10, 2011 at 5:04 p.m. against Charles Tavares ("Tavares"), the Criminal Enterprise causes Geania A. Fraga ("Fraga"), a Manager/Agent of BRIDGELoan/BANIF, file, with unclean hands, on February 13, 2012, the first false and fabricated sham case of Domestic Repeat Violence against Charles Tavares ("Tavares"), *Gania A. Fraga v. Charles Tavares* ("FRAGA I"), Case No. 2012-03753-FC-04, supported by absurd fabricated false claims, and supported by three (03) false witnesses – including, among others, criminal Gabriela Maranhao Machado Guimaraes ("Guimaraes"), Martiza C. Calix ("Calix"), and Dunia Irene Pacheco ("Pacheco"), assisted by criminal Russell Marc Landy ("Landy") (Florida Bar No. 44.417), at Valori, represented by implicated attorney Silvia Perez ("Perez") (Florida Bar No. 505.374). As part of the scheme, the Criminal Enterprise causes the subverted Miami Courts to assign the sham Fraga I case to be presided by corrupt Judge Joesph I. Davis Jr. ("Judge Davis Jr.") (Florida Bar No. 155.299), a former partner and president, from 1980 through 2010, of Markowitz Davis Ringel & Trusty P.A. n.k.a. Markowitz Ringel Trusty & Hartog, P.A.* ("Markowitz Trustee"), to extort and deprive, under color of law, Tavares' rights and properties. The fabricated sham FRAGA I suit is filed to, among other things, simultaneously falsely incriminate, coerce, intimidate, and extort Tavares into stopping fighting and exposing the Criminal Enterprise, depriving, stealing, and extorting Tavares of all properties and rights, among others, of more than \$50 million dollars in the *Bridgeloan Investors, Inc., a Florida corporation* ("BRIDGELoan") *v. Charles Tavares* ("Tavares"), *Brickell Village One, LLC, a Florida L.L.C.* ("Brickell Village One"), *2147 S.W. 8TH Street, LLC, a Florida L.L.C.* ("2147"), and *Miami River Park Marina, Inc., a Florida corporation* ("MRPM") *v. MUNB Loan Holdings, LLC* ("BNY Mellon") (the "BRIDGELoan" case); and, in *The Bank of New York Mellon v. Charles Tavares, and, Flick Mortgage Investors, Inc.* ("BNY Mellon" suit), Case No. 2010-26864-CA-30, to cause Tavares to lose his homestead property and about \$1 million in excess equity; and, in the sham *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. vs. Charles Tavares* ("BCP/Car Wash" suit), filed, with fabricated false, and fraudulent authority of Tavares's Companies BCP and Car Wash, against Tavares, by the Criminal Enterprise's Associates Peter and Landy at Valori, and Guimaraes to deprive, steal, and extort Tavares of millions of dollars, all presided by the same implicated corrupt Judges, Allan Lester Langer ("Judge Langer") (Florida Bar No. 137.828), and Norma S. Lindsey ("Judge Lindsey") (Florida Bar No. 994.812), to further the criminal racket upon subverted proceedings. See [Tavares Sworn Affidavit](#).

* In July 2005, as part of an elaborate artifice in the underlying scheme by Associates of the Criminal Enterprise, among others, criminals Thomas R. Lehman ("Lehman") (Florida Bar No. 351.318), and Marco E. Rojas ("Rojas") (Florida Bar No. 940.453), both representing unsuspecting client Tavares upon the United States Bankruptcy for the Southern District of Florida ("Bankruptcy Court"), in a case presided by Judge Robert A. Mark ("Judge Mark") (Florida Bar No.260.886), where Tavares is buying a certain 9 acres Miami River Property at 2051 N.W. 11 Street, Miami, Florida 33125 ("Marina Property") – one of two Properties later extorted from Tavares in the BRIDGELoan Case, from Consolidated Yacht Corporation ("Consolidated") (Tax Id. #65-0242347), having Alan L. Goldberg ("Trustee Goldberg"), and Ross Robert Hartog ("Hartog") (Florida Bar No. 272.360) at Markowitz Trustee, as Consolidated's Registered Agent, see www.sunbiz.org, at Document #S28046, on May 16, 2005, Tavares is required to deposit five hundred thousand dollars (\$500,000) into Markowitz Trustee's Account. On June 6, 2012, Hartog, and criminals at BRIDGELoan, and Matthew P. Leto ("Leto") (Florida Bar No. 14.504), file, with unclean hands, as part of the scheme, a sham Related suit, *Markowitz, Ringel, Trusty & Hartog, P.A., Escrow Agent v. BRIXRIV, LLC, and Miami River Park Marina, Inc.*, Case No.2012-21795-CA-22, successfully extorting, under color of law, the trust account's moneys. See Record.

THE 2012 DEUTSCHE BANK v. TAVARES CASE UPON SUBVERTED MIAMI COURTS EXTORTING TAVARES

As part of an underlying scheme by the Criminal Enterprise, to deprive, steal, and extort Charles Tavares ("Tavares") of all properties and rights, upon subverted court proceedings in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida ("Miami Courts"), during years, surreptitiously entraps Tavares into secret businesses interests, conflicted real estate and loan transactions by Associates using their Florida Bar Licenses as guise to extort client Tavares. On June 23, 2006, Tavares purchases a condo unit at the Brickell Key Condominium, at 520 Brickell Key Drive, Unit 1511, Miami, Florida ("BK-1511"), with two loans provided by Impac Funding Corporation ("Impac"), with a combined loan amount of \$302,150. Tavares, is represented in the loans and closing, by his attorney Marco Emilio Rojas ("Rojas") (Florida Bar No. 940.453), and Rojas' assistant Frances G. Ortiz ("Ortiz"), at Freeman Haber Rojas & Stanham, LLP ("FHR&S"). Unknown at the time, by unsuspecting client Tavares, Tavares's attorneys at FHR&S are longtime serial criminals, systematically perpetrating, among other things, intercontinental money laundering of corruption and drug moneys,* tax evasion and tax frauds, portfolio tax-free bond frauds, mortgage and bank frauds,** tortious business interference with a business relationship, extortion of their own clients, and the subversion of the judicial machinery in Florida to further schemes, under color of law, and having the subverted courts to legalize the ill-gotten proceeds by successfully money laundering the moneys. See [Tavares Sworn Affidavit](#). The Impac loans are eventually bought by a Certain Certificate Holders of ISAC 2006-3, Mortgage Pass-Through Certificates, Series 2006-3, having Deutsche Bank National Trust Company as its Trustee. Then, the Criminal Enterprise, through the subverted Miami Courts, together with corrupt Judges, among others, Allan Lester Langer ("Judge Langer") (Florida Bar No. 137.828), and Norma S. Lindsey ("Judge Lindsey") (Florida Bar No. 994.812), systematically deprives and extorts Tavares, under color of law, in *Deutsche Bank Trust Company v. Charles Tavares* ("**Deutsche Bank**"), Case No. 2012-20197-CA-30. See Record.

* FHR&S's criminals Stephen A. Freeman ("Freeman") (Florida Bar No. 146.795), Robert M. Haber ("Haber") (Florida Bar No. 131.614), Neslon Slosbergas ("Slosbergas") (Florida Bar No. 378.887), Nicholas Stanham ("Stanham") (Florida Bar No. 38.822), and Rojas, in 2006, had already laundered billions of dollars of illicit sourced moneys, among others, more than \$461 million dollars of drug moneys for their Associate and drug Kingpin Fernando Zevallos Gonzales ("Zevallos Gonzales"), through FHR&S's Trust Accounts, and FHR&S's bank accounts at Banco Espirito Santo ("BES"), and, around 2006, because investigations on an upcoming indictment by the Federal Government of Zevallos Gonzales, criminal Freeman flees to Israel to hide from the law, while their schemes continue, returning years later to Florida, as their rackets grows as a Global Enterprise. See Record.

** On October 12, 1994, criminals Freeman and Slosbergas at FHR&S a.k.a. Freeman, Newman & Buttermann, as part of a scheme to defraud the United States of America, of, among other things, taxable income, perpetrate, among other things, a sham mortgage scheme, having Stephen A. Freeman and Nelson Slosbergas, as Trustees, and lenders of a \$2 million dollars sham loan ("\$2 million loan") to Joseph Horn ("Horn") and his wife, Lori Simon Horn a.k.a. Lory Y. Horn ("Lori"), for Horn & Lori's property at 330 Arvida Parkway, Coral Gables, Florida 33146, Folio No. 03-5105-002-0130 ("Horn's Gables Estate Property"), predicted on an artifice disguising the sham \$2 million loan, that in truth, and in fact, is Horn's own money, passing through Freeman and Slosbergas's Trust Account as an artifice to perpetrate the fraudulent loan charging interest on their own moneys in order to, among other things, to obtain improper deductible interest. The Horn's Gables Estate Property was previously purchased, on June 10, 1992, by Horn's H-Four Corp., a Florida corporation ("H-Four") (Tax Id. #65-0339924), for \$2,115,000, see CFN 1992R230242, and transferred, on October 12, 1994, from H-Four to Horn and Lori, for \$3,000,000, see CFN 1994R483674, with the sham \$2 million loan having Freeman and Slosbergas acting as lenders and attorneys for the transactions. On June 24, 2021, Horn and Lori, having attorney Michael J. Freeman ("Michael Freeman") (Florida No. 155.834), see, CFN 20210481091, or Book 32601 Pages 1989 – 1990. This scheme shows the Genesis of the global Criminal Enterprise and its *Omertà Code*, by FHR&S's criminals and Horn, which is related to one of Brazil's largest real estate builders, Cyrela Brazil Realty ("Cyrela"), later joined by BANIF Mortgage Corp USA, and BANIF Securities, Inc., Cayman Islands ("BANIF"), together with offsprings of ODEBRECHT Construction USA, and AHS Residential, LLC a.k.a. RESIA Residential, LLC ("RESIA"). See Record.

THE 2012 MARKOWITZ v. TAVARES'S MRPM v. BRIDGELoAN-BANIF SHAM CASE TO EXTORT TAVARES

As part of an underlying scheme by the Criminal Enterprise to deprive, steal, and extort Charles Tavares ("Tavares") of all properties and rights, under color of law, upon subverted court proceedings in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida ("Miami Courts"), on June 6, 2012, file, with unclean hands, a sham suit, *Markowitz Ringel Trusty & Hartog, P.A.* (Tax Id. #59-2325782), *Escrow Agent v. Miami River Park Marina, Inc., a Florida corp.* (Tax Id. #20-3168472), v. *BRIXRIV, LLC, a Florida L.L.C.* (No Tax Id.) ("**Markowitz**" case), Case No. 2012-20197-CA-22, causing Associates Ross R. Hartog ("Hartog") (Florida Bar No. 272.360), at Markowitz Davis Ringel & Trusty P.A. n.k.a. Markowitz Ringel Trusty & Hartog, P.A. ("Markowitz Trustee"), Bridgeloan Investors, Inc., a Florida corp. ("BRIDGELoAN") (Tax Id. # 65.0665516), BANIF Securities, Inc., ("BANIF"), and Matthew P. Leto ("Leto") (Florida Bar No. 14.504), to, knowingly and intentionally, systematically deprive, steal, and extort, under color of law, upon subverted proceedings before the Eleventh Judicial Circuit in and for Miami-Dade County, Florida ("Miami Courts"), Tavares, and Tavares's Company Miami River Park Marina, Inc., a Florida corporation ("Miami River Park Marina"). The Associates of the Criminal Enterprise, following the same *modus operandi* in the Related Cases, among others, in the, *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No. 2009-93058-CA-30; *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30; in *Geania A. Fraga v. Charles Tavares*, Case No. 2012-03573-FC-04; and, in *Geania A. Fraga v. Charles Tavares*, the double-jeopardy Case No. 2012-24483-FC-04, file false and contradictory pleadings, supported by false and fraudulent evidence, and false witnesses, upon subverted court proceedings, presided by corrupt judges Associates of the Criminal Enterprise systematically violating the law, Florida Rules of Civil Procedure, the constitution, and Tavares's rights to deprive, steal, and extort Tavares, under color of law. See [Tavares Sworn Affidavit](#). Hartog, on behalf of Markowitz Trustee, Plaintiff, and Leto on behalf of BRIXRIV, Defendant non-party to the matter, systematically deprive Tavares of due process and rights, intentionally and knowingly not serving the complaint, pleadings and notices of hearings upon Tavares, the sole legal authority for his company Defendant Miami River Park Marina, in order to extort and steal Tavares's Miami River Park Marina's Escrow Moneys that Tavares deposited with Markowitz Trustee in July 2005, while Markowitz Trustee's former partner and president, corrupt Judge Joseph I. Davis, Jr. ("Judge Davis Jr."), is concurrently and systematically extorting Tavares by presiding the two (02) fabricated sham Fraga cases. In December 2012, predicated on the systematic violation of laws, rules, the constitution, and Tavares's rights, the Criminal Enterprise successfully extorts and steals Tavares's Miami River Park Marina's Escrow Moneys* held by Associates Markowitz Trustee to further the scheme. See Record.

* In July 2005, as part of an elaborate artifice in the scheme by the Criminal Enterprise's Associates, among others, criminals Thomas Ralph Lehman ("Lehman") (Florida Bar No. 351.318), and Marco Emilio Rojas ("Rojas") (Florida Bar No. 940.453), both representing unsuspecting client Tavares upon the United States Bankruptcy for the Southern District of Florida ("Bankruptcy Court"), in a case presided by Judge Robert A. Mark ("Judge Mark") (Florida Bar No.260.886), where Tavares is buying a certain 9 acres Miami River Property at 2051 N.W. 11 Street, Miami, Florida 33125 ("Marina Property") – one of two Properties later extorted from Tavares in the BRIDGELoAN Case, from Consolidated Yacht Corporation ("Consolidated") (Tax Id. #65-0242347), having Alan L. Goldberg ("Trustee Goldberg"), and Ross Robert Hartog ("Hartog") (Florida Bar No. 272.360) at Markowitz Trustee, as Consolidated's Registered Agent, see www.sunbiz.org ("SUNBIZ"), at Document #S28046, filed on May 16, 2005, Tavares deposits five hundred thousand dollars (\$500,000) into Markowitz Trustee's Account. On June 6, 2012, Hartog, and criminals at BRIDGELoAN, and Matthew P. Leto ("Leto") (Florida Bar No. 14.504), file, with unclean hands, as part of the scheme, a sham suit, *Markowitz, Ringel, Trusty & Hartog, P.A., Escrow Agent v. BRIXRIV, LLC, and Miami River Park Marina, Inc.*, Case No.2012-21795-CA-22, successfully extorting & stealing , under color of law, the trust account's moneys. See Record.

THE OCTOBER 2012 FABRICATED FRAGA II DOMESTIC REPEAT VIOLENCE SHAM CASE v. TAVARES

On October 3, 2012, the Criminal Enterprise, following the dismissal, on July 11, 2012, of the previous fabricated sham FRAGA I case, see Case No. 2012-03753-FC-04, upon the subverted Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), showing an absolute disregard for the law, the constitution, and Tavares’s rights, file, with unclean hands, a second fabricated sham Domestic Repeat Violence Case against Charles Tavares (“Tavares”), the *Geania A. Fraga v. Charles Tavares* (the Double-Jeopardy “FRAGA II” case), Case No. 2012-24483-FC-04. The Fraga II sham case is filed through the same bad actor, Geania A. Fraga (“Fraga”), a Manager/Agent of BRIDGELOAN/ BANIF, by criminals Peter F. Valori’s (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), Damian & Valori, LLP a.k.a. Damian Valori | Culmo (“Valori”), Gabriela Maranhao Machado Guimaraes (“Guimaraes”), and supported by false witnesses Martiza C. Calix (“Calix”), and Dunia Irene Pacheco (“Pacheco”), represented by reckless attorney Marcia Del Rey Garcia n.k.a. Judge Marcia Del Rey (“Judge Del Rey”) (Florida Bar No. 17.780). The subverted sham proceedings, is presided, again, by the same shameless corrupt Judge Joesph I. Davis Jr. (“Judge Davis Jr.”), a former partner and president (from 1980 through 2010) of Markowitz, Davis, Ringel & Trusty P.A. n.k.a. Markowitz Ringel Trusty & Hartog, P.A. (“Markowitz Trustee”), that systematically subverts the court proceedings to deprive and extort Tavares, under color of law, to further the criminal extortion of Tavares. See Case No. 2012-024483-FC-04, see also, [Tavares Sworn Affidavit](#). The Criminal Enterprise, with total contempt for the law, the constitution, and Tavares’s rights, systematically and repeatedly, subverts a court of law in the United States of America to further ongoing and continued racketeering schemes against, among others, the United States of America, the State of Florida, and citizen Tavares. The criminals, on the FRAGA II – the Double-Jeopardy sham fabricated case against Tavares, make the same bogus fabricated allegations shown on FRAGA I, and now, claiming for the first time, desperately trying to incriminate and stop Tavares from exposing and fighting the Criminal Enterprise, that, among other things, Tavares, in March 2006, kidnaped Fraga, and drove around pointing a gun to Fraga, and threatening to kill Fraga. See Fraga II Double-Jeopardy Case, Initial Petition at page 2 ¶¶ b, c, and d. After, among other things, the record shows five (05) law firms representing Tavares are intimidated, coerced, and extorted by the Criminal Enterprise, and Tavares is forced to unduly spend more than \$100,000 in legal fees, and costs for the fabricated sham Domestic Repeat Violence Cases, causing Tavares and Tavares’s family to be deeply traumatized and harmed by the extortion in the fabricated sham FRAGA II case, showing that no law-abiding U.S. citizen is safe from the Criminal Enterprise’s subversion of the judicial and political machinery where they operate. On November 5, 2012, corrupt Judge David Jr. dismisses the legal farce *without prejudice*, leaving the doors of the subverted courts open to the Criminal Enterprise’s schemes extorting Tavares under color of law. Concurrently, the Criminal Enterprise continues their systematic ongoing* criminal scheme depriving, stealing, extorting, and silencing, under color of law, Tavares of all properties and rights, so the Criminal Enterprise can continue their ongoing criminal rackets, freely and systematically depriving, stealing, and extorting the United States, the State of Florida, U.S. citizens, and companies, with absolute impunity. See Record.

* While corrupt Judge David Jr. is, knowingly and intentionally, depriving and extorting Tavares of rights in the two (02) fabricated sham legal farces, the Fraga I, and the Double-Jeopardy Fraga II cases, the Criminal Enterprise is, concurrently, and systematically, extorting and stealing all of Tavares’s properties and rights upon subverted proceedings in Related Cases in the Miami Courts. See [Tavares Sworn Affidavit](#).

THE 2013 TAVARES v. LEHMAN & LKLS+G CASE DEPRIVING AND EXTORTING TAVARES

On April 5, 2013, Charles Tavares (“Tavares”), after years of continued extortion, under color of law, of Tavares’s properties and rights, upon subverted proceedings in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), predicated on a sophisticated and systematic scheme* by Associates of a Criminal Enterprise, among others, Tavares’s former attorneys, Thomas R. Lehman (“Lehman”) (Florida Bar No. 351.318), and Patrick J. Rengstl (“Rengstl”) (Florida Bar No. 581.631), at Levine Kellogg Lehman Schneider + Grossman, LLP (“LKLS+G”), Marco E. Rojas (“Rojas”) (Florida Bar No. 940.453), at R&S International Law Group, LLP (“R&S”), and Tavares’s reckless attorneys Larry A. Stumpf (“Stumpf”) (Florida Bar No. 280.526), and Jared M. Lopez (“Lopez”) (Florida Bar No. 103.616), at Black Srebnick Kornspan & Stumpf, P.A. (“Black Srebnick”), Tavares, files, Pro Se,** a Legal Malpractice suit against Lehman & LKLS+G, the *Charles Tavares v. Thomas R. Lehman, Thomas R. Lehman, P.A. and Levine Kellogg Lehman Schneider + Grossman, LLP* (“**Lehman & LKLS+G**” suit), Case No. 2013-012223-CA-40, showing Legal Malpractice, Breach of Fiduciary Duty, and Fraud by Lehman and LKLS+G. On May 15, 2013, Tavares’s attorneys, Dale F. Webner (“Webner”) (Florida Bar No. 265.241), and Jamie Leigh Webner n.k.a. Jamie Leigh Katz (“Jamie”) (Florida Bar No. 105.634), file a notice of appearance, and Tavares’s Amended Complaint, followed by other pleadings. In September 2013, Lehman, LKLS+G, and their attorneys, among others, Robert M. Klein (“Klein”) (Florida Bar No. 230.022), and Richard M. Jones (“Jones”) (Florida Bar No. 059.097), at Klein Park & Lowe, P.A. (“Klein Park & Lowe”), after filing several sham pleadings containing hundreds of false and fraudulent statements to the Miami Courts that they know to be false and untrue, provides some limited discovery materials to Tavares, giving a glimpse of the massive fraud perpetrated by Lehman, LKLS+G, and Associates of the Criminal Enterprise in the BRIDGELoAN sham case, extorting \$50 million dollars from Tavares’s Companies. Shortly thereafter, Webner is extorted by Lehman, *et al.*, to coerce Tavares into accepting a sham \$5 million dollars settlement from Lehman & LKLS+G’s insurance company, requiring Tavares to sign a known false Affidavit. Tavares does not accept, and fires Webner. On April 15, 2014, Tavares’s attorney Richard J. Diaz (“Diaz”) (Florida Bar No. 767.697) files a notice of appearance, and shortly thereafter, is also successfully coerced by the Criminal Enterprise to resign, on September 2, 2014. See Record.

* The Criminal Enterprise’s scheme consists of, among other things, surrounding, for years, real estate investor, developer, and entrepreneur Tavares, by attorneys Associates of the Criminal Enterprise, to, knowingly and intentionally, systematically entrap the unsuspecting client Tavares, in, among other things, conflicted sham transactions and loans with other Associates of the Criminal Enterprise, Flick Mortgage Investors, Inc. (“Flick Mortgage”), and Bridgeloan Investors, Inc. (“BRIDGELoAN”), while secretly undermining Tavares’s businesses and deals with buyers and sellers, spreading false and malicious business information about Tavares and Tavares’s businesses to Tavares’s investors, partners, and the market, and fabricating multiple low bogus offers for Tavares’s properties in order to fraudulently undermine Tavares’s Properties’ value, and coercing and extorting Tavares’s investors and partners from any funding of the existing deals, fraudulently causing undue duress on Tavares’s businesses, until they cause a default, setting up the Criminal Enterprise’s ultimate scheme to deprive, steal, and extort Tavares of all properties and rights, under color of law, upon court proceedings subverted by the Criminal Enterprise, and having the subverted courts to money launder the ill-gotten proceeds from the extortion. See [Tavares Sworn Affidavit](#).

** Tavares, since the Criminal Enterprise starts depriving and extorting Tavares, under color of law, with fabricated sham lawsuits predicated on, among other things, fraudulent evidence and false witnesses, upon subverted proceedings in the Miami Courts, Tavares goes through more than ten (10) law firms, spending over five hundred thousand dollars (\$500,000) in legal fees and costs, only to see Tavares’s attorneys being successfully intimidated, coerced, and extorted by the Criminal Enterprise, and unable to properly represent the client Tavares, and after several complaints to, *e.g.*, The Florida Bar, Florida’s Attorney General, the Florida Department of Law Enforcement, and to the Chief Judge of the Miami Courts, Tavares, without any training in law, is forced to file by himself the meritorious complaint against criminals Lehman & LKLS+G. See Record.

THE 2018 SHAM CASE 139TH AVENUE S.W. 8 STREET LLC v. TAVARES DEPRIVING & EXTORTING TAVARES

On August 30, 2018, after years of systematic tortious business interference with an advantageous business relationship, coercion, and extortion by Charles Tavares's ("Tavares") attorneys, among others, criminals* Marco E. Rojas ("Rojas") (Florida Bar No. 940.453), Nicholas Stanham ("Stanham") (Florida Bar No. 38.822), Robert M. Haber ("Haber") (Florida Bar No. 131.614), Nelson Slosbergas ("Slosbergas") (Florida Bar No. 378.887), Garry Nelson ("Nelson") (Florida Bar No. 717.266), and other Associates of the Criminal Enterprise,** as part of a sophisticated underlying scheme systematically depriving, stealing, and extorting the unsuspecting client Tavares of all properties and rights, under color of law, upon subverted proceedings in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida ("Miami Courts"), the criminals, file, with unclean hands, a sham suit predicated on fabricated * * * fraudulent corporate authority for Tavares's Company 139TH Avenue S.W. 8 Street, LLC, a Florida LLC, ("139 TH") (Tax Id. #65-1202407), purported on behalf of the majority of 139 TH's shareholders, which they all know is false and fraudulent since Tavares, at all relevant times, is the sole legal authority of 139 TH, and Tavares also has a controlling fifty two percent (52%) interest**** on 139 TH, and Tavares did not authorize, nor authorized anyone to fabricate the false corporate resolutions on behalf of 139 TH. On a sham hearing, improperly noticed by Peter and Fernandez at Valori, in a date they all knew Tavares could not attend, reckless Judge Bronwyn C. Miller***** ("Judge Miller") (Florida Bar No. 119.441), enters an invalid order depriving and extorting, under color of law, Tavares of properties and rights. In January 2019, to further the scheme, corrupt Judge Carlos M. Guzman ("Judge Guzman") (Florida Bar No. 115.990) is assigned to the case, systematically violating the law, constitution, rules of procedure, and Tavares's rights. On May 29, 2019, corrupt Judge Guzman enters an invalid final order, contradicting the truth, the facts, the evidence, and the law, legalizing the extortion of Tavares, so the criminals secretly sell, on May 3, 2022, Tavares's 139 TH 29 acres property for \$15,125,000. See Record.

* The criminals, among others, Rojas, Gabriela Maranhao Machado Guimaraes ("Guimaraes") (D.O.B. 08/17/1965, in Brazil), Peter F. Valori ("Peter") (Florida Bar No. 43.516), and Amanda Lara Fernandez ("Fernandez") (Florida Bar No. 106.931), at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law ("Valori"), and Steven C. Cronig ("Cronig") (Florida Bar No. 307.068 & New York Bar No. 4.977.419), at Hinshaw & Culbertson, LLP ("Hinshaw"), for years, systematically sabotage deals with buyers, e.g., Lowe's Home Companies, Inc., ("Lowe's Home Improvement"), concurrently coercing and extorting Tavares, and Tavares's partners in 139 TH, spreading false rumors about Tavares and 139 TH's properties, and fabricating bogus offers from, e.g., AHS Residential, LLC n.k.a. RESIA, LLC, a.k.a. MRV Engenharia e Participações S.A. ("RESIA" or "MRV") to undermine and devalue the properties, so they can extort and steal Tavares's Company and properties. See [Tavares Sworn Affidavit](#) at ¶¶ 43 – 89.

** The Criminal Enterprise uses, among other Associates implicated, Rojas, Stanham, Slosbergas, Haber, Nelson, Peter at Valori, Cronig at Hinshaw, Hugo Barreto Del Priore ("Del Priore") and Marco Antonio de Souza (De Souza") at BANIF Securities ("BANIF"), Francisco Ruiz ("Ruiz"), Ernesto Pereira Lopes ("Lopes"), Rubens Menin Teixeira de Souza ("Rubens Menin"), Joao Vitor Nazareth Menin Teixerira de Souza (Joao Vitor Menin) at RESIA/MRV, and Wolters Kluwer a.k.a. CT Corporation System ("Wolters Kluwer"), and attorneys Michael Cosculluela ("Cosculluela") (Florida Bar No. 189.480), and Daniel J. Marzano (Marzano") (Florida Bar No. 189.804), at Cosculluela & Marzano, P.A, together with bad actors in the Republic of Panama. *Id.*

*** The Criminal Enterprise uses the same *modus operandi*, e.g., having criminals Slosbergas, Rojas, Peter at Valori, and Guimaraes, fabricating fraudulent corporate resolutions of March 16 and 18, 2018, for Tavares's Company 139 TH, purportedly signed by a person in the Republic of Panama that did not – and could not have any authority of 139 TH, as Tavares is the sole authority, using fraudulent resolutions as a predicate to falsely remove Tavares from Tavares's Company 139 TH, furthering the extortion upon the subverted Miami Courts, already depriving and extorting Tavares of all properties, under color of law. *Id.*

**** Since August 18, 2013, Tavares became the sole controlling majority shareholder with a 52% interest. *Id.* at ¶ 44.

***** Reckless Judge Miller, like corrupt Judge Norma S. Lindsey ("Judge Lindsey") (Florida Bar No. 994.812), shortly after the sham order, showing the *Omertà Code*, is nominated to the Third District Court of Appeal by Florida Governor Rick Scott. *Id.*

<u>COUNT</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
9	July 28, 2011	U. S. CODE TITLE 18	Gabriela Machado Guimaraes
10		§ 371 Conspiracy to Defraud the USA &	Integra Solutions, LLC Joao E. Da Costa Tenorio
11		§ 241 Conspiracy Against Rights &	Jose Tenorio Lins Neto Brickland Overseas Ltd.
12		§ 1346 Scheme/Artifice to Defraud &	Probus Compagnie S.A. Garry Nelson
13		§ 1349 Conspiracy to Commit Wire Fraud &	Stewart L. Kasner Baker & McKenzie
14		§ 1343 WIRE FRAUD &	Giselle Ocampo Elba Bethancourt
15		§ 1961 <i>et seq.</i> – RICO &	Mossack Fonseca & Co. Peter Francis Valori
16		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices &	Damian & Valori, LLP Marco E. Rojas
		FLORIDA BAR RULES OF PROF. CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Robert M. Haber Nicholas Stanham
			The Criminal Enterprise

On or about July 28, 2011, the Perpetrators, Associates of the Criminal Enterprise, to further an ongoing criminal scheme depriving, stealing and extorting Charles Tavares (“Tavares”), and Tavares’s Companies, of all properties and rights, under color of law, knowingly and intentionally, fabricate a false, invalid, and fraudulent “Written Consent of the Sole Director” (“**Written Consent Director BCP**”) Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), see Doc. #MIADMS/388.007.1 from Stewart L. Kasner (Florida Bar No.119.131) at Baker & McKenzie, for Tavares’s Company, Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), see www.sunbiz.org (“SUNBIZ”) at Doc. #P98000087384, predicated on another bogus Written Resolution of BCP that the Perpetrators previously fabricated, see Doc. #MIADMS/388006.1, purportedly removing Tavares from his company BCP, and appointing Guimaraes as President and Secretary. Both documents are facially and factually false, invalid, and fraudulent because, *inter alia*, the record shows Tavares, at all relevant times, is one of two shareholders, and BCP’s sole legal authority, and the bogus document is predicated on BCP’s “sole shareholder’s” authority. See BCP’s Shareholders’ Agreement of February 14, 2000.

COUNTS

Count 9 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 10 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to

property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 11 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 12 – The Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to use, submit and transmit, via Wire across state and countries lines, fraudulent documents and/or instruments, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1349.

Count 13 – The Perpetrators implicated, did knowingly and intentionally, submit and transmit via Wire across state lines, a certain fraudulent Written Consent of Director BCP of 7/28/2011, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1343.

Count 14 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 15 - Kasner at Baker McKenzie, Guimaraes, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to intentionally commit fraudulent acts to further the scheme depriving, stealing and extorting Tavares, by knowingly and intentionally, fabricating false, invalid, and fraudulent corporate resolutions and indicia of corporate authority for Tavares's BCP, that they all know is false and fraudulent, as the record shows Tavares is an owner of BCP, and one of two (02) shareholders, in order to hijack Tavares's BCP and steal BCP's properties, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 16 – Kasner at Baker & McKenzie, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing, and fabricating false, invalid, and fraudulent indicia of corporate authority for Tavares's Companies BCP & Car Wash, to be used to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of properties and rights, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. *See* [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

<u>COUNT</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
17	July 29, 2011	U. S. CODE TITLE 18	Gabriela Machado Guimaraes
18		§ 371 Conspiracy to Defraud the USA &	Integra Solutions, LLC Joao E. Da Costa Tenorio
19		§ 241 Conspiracy Against Rights &	Jose Tenorio Lins Neto Brickland Overseas Ltd.
20		§ 1346 Scheme/Artifice to Defraud &	Probus Compagnie S.A. Garry Nelson
21		§ 1349 Conspiracy to Commit Wire Fraud &	Stewart L. Kasner Baker & McKenzie
22		§ 1343 WIRE FRAUD &	Giselle Ocampo Elba Bethancourt
23		§ 1961 <i>et seq.</i> – RICO &	Mossack Fonseca & Co. Peter Francis Valori
24		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROF. CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Damian & Valori, LLP Marco E. Rojas Robert M. Haber Nicholas Stanham The Criminal Enterprise

On or about July 29, 2011, the Perpetrators, Associates of a Criminal Enterprise, to further the ongoing criminal scheme depriving, stealing and extorting Charles Tavares (“Tavares”), and Tavares’s Companies, of all properties and rights, knowingly and intentionally, fabricate another false, invalid, and fraudulent “Written Consent of the Sole Shareholder” (“**Written Consent Shareholder Car Wash**”) (document # MIADMS/388008.1) by Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), t Baker & McKenzie, for Tavares’s Company The Car Wash Concept, Inc., a Florida corporation⁶ (“Car Wash”) (Tax Id. #65-0965599), see www.sunbiz.org (“SUNBIZ”), at Document #P99000095611, a company wholly owned by BCP, having Two (02) Shareholders, Tavares and Joao Evangelista da Costa Tenorio (“Tenorio”). The Perpetrators knew, and had to know, that the Written Consent Sole Shareholder Car Wash is false, invalid, and fraudulent, because, *inter alia*, Tavares, pursuant to BCP’s Shareholders’ Agreement of February 14, 2000, BCP being the parent Company of the Car Wash, is executed by the Two (02) Shareholders of BCP, Tavares, and Tavares’s Partner/Investor Tenorio, and, at all relevant times, Tavares, and Tavares only, has the sole legal authority over Tavares’s Company BCP. The fraudulent “Written Consent of the Sole Shareholder” is, knowingly and intentionally, falsely executed by Gabriela Machado Guimaraes⁷ (“Guimaraes”) (D.O.B 08/17/1965, in Brazil), purportedly replacing Tavares as the sole Director and President of Tavares’s Company Car Wash, to hijack Tavares’s Company with false and fraudulent indicia of corporate authority for BCP and Car Wash, to deprive, steal, and extort Tavares,

⁶ Tavares founded his company The Car Wash Concept, on October 29, 1999, and Tavares owned it as “Master Franchisor”, as Tavares’s project is predicated on opening several owned locations, franchising other locations to franchisees. See Record.

⁷ Guimaraes is a Brazilian associate of the Enterprise, and the daughter of corrupt Brazilian politician Gilson Machado Guimaraes Filho (“Gilson Machado”), sent to the United States on a fraudulent H1B1 Visa (SRC-01-064-50670), improperly sponsored by her father’s company Grand City Development Corp., a Florida corp. (Tax Id. #65-0780665), to money launder corruption moneys, and to operate global tax evasion, and portfolio tax-free bonds & mortgage frauds through the United States. Upon Tavares uncovering, and exposing the Criminal Enterprise’s schemes, Guimaraes, together with Associates, launch the schemes depriving, stealing, and extorting Tavares of all properties and rights, under color of law. See Filing of April 15, 2015, on Composite A, BCP & Car Wash Case No. 2011-29424-CA-30.

under color of law, of all properties and rights, following the ongoing underlying scheme by the same Criminal Enterprise and Associates, using same *modus operandi* upon the subverted Miami Courts. See BCP's Shareholders' Agreement of February 14, 2000, and Record.

COUNTS

Count 17 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 18 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 19 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 20 – The Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to use, submit and transmit, via Wire across state and countries lines, fraudulent documents and/or instruments, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1349.

Count 21 – The Perpetrators implicated, did knowingly and intentionally, submit and transmit via Wire across state and countries lines, certain fraudulent documents – to wit, a Written Consent Sole Shareholder Car Wash of 7/29/2011, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1343.

Count 22 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 23 - Kasner at Baker & McKenzie, Guimaraes, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to intentionally commit fraudulent acts to further the scheme depriving, stealing and extorting Tavares, by knowingly and intentionally, fabricating false, invalid, and fraudulent corporate resolutions and fraudulent indicia of authority, of July 28, 2011, from a purported "Sole Shareholder" of Tavares's Brickell Commerce Plaza, Inc., a Florida corporation ("BCP"), and predicated on BCP's fraudulent indicia of corporate authority, the Perpetrators fabricate, on July 29, 2011, additional false, invalid, and fraudulent indicia of corporate authority for The Car Wash Concept, Inc., a Florida corporation ("Car Wash"), a company wholly owned by BCP, among others, the "Written Consent of the Sole Shareholder" of Car Wash, that they all know in truth and in fact to be false and invalid, since they know the corporate records and historical truth and facts, among others, BCP's Shareholders' Agreement of February 14, 2000, between the two (02) shareholders of BCP, demonstrates that, Tavares is an owner, and one of two (02) shareholders of BCP, along with Tavares' partner Joao E. Tenorio, and Tavares is the sole President, Director, and Manager for Car Wash, since Tavares founded Tavares's Car Wash on October 13, 1999. Their artifice to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/ 388009.1; and SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, is solely intended to further the scheme to hijack Tavares's Companies BCP & Car Wash, and deprive, steal, and extort Tavares and Tavares's BCP and Car Wash's properties, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 24 – Kasner at Baker & McKenzie, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing, and fabricating false, invalid, and fraudulent indicia of corporate authority for Tavares's Companies BCP & Car Wash, to be used to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Criminal Gabriela Guimaraes Perpetrates Immigration Fraud Against The United States of America By Knowingly and Intentionally Using False and Fraudulent Artifices to Apply for a H1B1 VISA as an Unrelated Party to Her Corrupt Father's U.S. Company Grand City Development⁸ to Money Launder Corruption Moneys, in Violation of, Among Other Things, Title 18, United States Code, Section 1524

"THE UNITED STATES OF AMERICA

Receipt Number: SRC-01-064-50670 Case Type: I129 Petition for a NonImmigrant Worker
 Receipt Date: December 22, 2000 Priority Date: --- Petitioner: GRAND CITY DEVELOPMENT CORP
 Notice Date: March 29, 2001 Page: 1 of 1
 GRAND CITY DEVELOPMENT CORP. Notice Type: Approval Notice
 C/O Mr. Artur Maranhao – President Class: H1B1
 1000 W Ave 310 Miami Beach FL 33139 **Valid from 03/27/2001 to 12/30/2003**

The above petition has been approved, and cable notification has been sent to the listed consulate. You also may send the tear-off bottom part of this notice to the worker(s) to show the approval. Please contact the consulate with any questions about visa issuance. THIS FORM IS NOT AND MAY NOT BE USED IN PLACE OF A VISA.

Petition approval does not authorize employment. When workers are granted status based on this petition they can then work for the petitioner, but only as detailed in the petition, and for the period authorized. Please contact the IRS with any questions related about tax withholding.

If circumstances change, the petitioner can file form I-821 to have us notify another consulate of this approval. If any of the workers are already in the U.S., the petitioner can file a new Form I-129 to seek change or extend their status based on this petition. Changes in employment also require a new petition. Include a copy of this notice with any other required documentation.

If any of the worker(s) included in this petition do not actually enter the United States, substitutions of different workers are not made, the petitioner must notify this office of the allocated nonimmigrant visa numbers can be re-used.

Number of workers: 1

Name	DOB	COB	Class Consulate or PCE	OCC Code
MACHADO GUIMARAES, GABRIELA M	08/17/1965	BRAZIL	H1BI RECIFE	161

Please see additional information on the back. You will be notified separately about any other cases you filed.

IMMIGRATION & NATURALIZATION SERVICE
 TEXAS SERVICE CENTER

P.O. BOX 851488 – DEPT A – MESQUITE TX 75185-1488 Customer Service Telephone: (214) 381-1423

The may use this portion when applying for a visa at an American Consulate abroad, or if no visa is required, when applying for admission to the U.S.

Receipt #: SRC-01-064-50670 Case Type: I129
 Notice Date: March 29, 2001 Petitioner: GRAND CITY DEVELOPMENT CORP

Petition Validity Dates: 03/27/2001 through 12/30/2003

Number of Workers: 1

Name	DOB	COB	Class Consulate or PCE	OCC Code
MACHADO GUIMARAES, GABRIELA M	08/17/1965	BRAZIL	H1BI RECIFE	161". See Notice.

⁸ Grand City Development Corp., a Florida corporation ("Grand City") (Tax Id. #65-0780665), see www.sunbiz.org at Document #P97000077794, is one vehicle for corrupt Brazilian politician Gilson Machado Guimaraes Filho ("Gilson Machado") to, e.g., tax evade and money launder, through the United States, a reported \$30 million dollars in bribes from corruption schemes mostly from Petrobras S.A. (Nasdaq stock, "PBR"), and, as part of the scheme, Gilson Machado sends his daughter Gabriela Guimaraes ("Guimaraes"), through a known fraudulent U.S. visa artifice, to be "Manager" of Grand City, when in truth and in fact, they all know Guimaraes is an owner, sent to further the schemes. Even before her U.S. Visa allows Guimaraes to work on Grand City, already working as President of Grand City, on 02/15/2001, fires Grand City's President Artur Maranhao da Silva ("Arthur"). See Florida Department of State's Division of Corporations Document #P97000077794, on 03/07/2001. Sometime after, Charles Tavares is contacted via a telephone call by criminal CCE's Associate Peter F. Valori (Florida Bar No. 43.516) at Damian & Valori, LLP, asking Tavares to testify against Artur in an ongoing litigation purportedly by Guimaraes, et al., accusing Arthur of, e.g., embezzlement, to deprive Artur, under color of law, as Tavares categorically denies the spurious request, stating that, as far as Tavares knows Artur, he was a honest professional. See *Brickell Village Land Co. v. Artur Maranhao*, Case No.02-13131-CA-03.

Criminal Gabriela Guimaraes Knowingly and Intentionally Perpetrates Portfolio Tax-Free Bond Fraud⁹ to Money Launder Corruption Moneys, in Violation of, Among Other Things, Title 18, U.S.C., § 371

“PORTFOLIO BOND

\$75,000.00

No.001

Miami, Florida

January 18, 2022

FOR VALUED RECEIVED, 1528 Brickell Avenue LLC, a Florida limited liability company (hereinafter known as “Maker”) promised to pay to the order of Whitwell Management Ltd, a British Virgin Islands corporation, (hereinafter known as “Lender”), the principal sum of Seventy Five Thousands Dollars and no Cents (\$75,000.00), with interest at the rate of 12% per annum, payable at maturity, in lawful money of the United States, or its equivalent, at such address as the Lender designate.

This Bond shall be due and payable as to principal and accrued interest seven years from date. Accrued interest shall be due and payable after four years from date and annually thereafter.

This Bond may be prepaid in whole or in part any time prior to maturity thereof, with a prepayment penalty of 3% for the first year, 2% for the second year and 1% for the third year.

Each maker and endorser severally waives demand, protest and notice of maturity, non-payment or protest and all requirements necessary to hold each of them liable as makers and endorsers.

Each maker and endorser further agrees, jointly and severally, to pay all costs of collection, including reasonable attorney’s fees in case the principal of this Bond or any payment on the principal or any interest thereon is not paid at the respective maturity thereof, or in any case it becomes necessary to protect the security hereof, whether suit be brought or not.

Notwithstanding anything in the contrary contained herein in the event of default, this Bond and deferred interest payments shall bear interest at 18 percent, per annum from maturity until paid.

In the event that this Bond is declared due and/or payments are made by the Make under the Bond, or otherwise, prior to, at or subsequent to maturity and the total amount of interest paid (including any sums paid which are construed to be part of the interest paid hereunder) exceeds the interest rate provided by law, such interest shall be recalculated and any excess over the interest rate permitted by law shall be first credited to the principal and the balance of any such excess, is any, shall be returned and refunded to the Maker; it being the express intent of the parties hereto that under no circumstances shall the Maker hereof be required to pay or the holder permitted to receive or retain interest in excess of the maximum lawful rate applicable to this transaction.

Any transfer of this Bond (including any rights to any principal and/or interest represented by this Bond), shall be effective and binding only upon the registration of such transfer on the books and records of the Maker at the office of the Maker accompanied by a written instrument of transfer in form satisfactory to the Maker duly executed by the Lender hereof or its attorney duly authorized

/s/ Gabriela Guimaraes

In writing. Any such transfer shall be deemed registered by the Maker hereof when communicated to the Maker in writing by the Lender. This Bond is only issuable in registered form and is intended to be registered form as defined in Treas. Reg. Subsection 5(f).103-1(c). This is the exclusive method of transfer or assignment of this Bond and any purported or attempted transfer by any other manner or means is void.

Any and all reasonable attorney's fees and other costs of collection incurred by payee in connection with recovering any and all monies due hereunder shall be paid by the Maker.

This Bond is to be construed and enforced according to the laws of the State of Florida.

MAKER:

1528 BRICKELL AVENUE LLC

By: /s/ Gabriela M. M. Guimaraes
Gabriela M. M. Guimaraes, President

SEAL OF 1528 BRICKELL AVENUE LLC". See Filing of April 15, 2015, on Composite A, BCP & Car Wash Case No. 2011-29424-CA-30.

⁹ Criminal Gabriela Machado Guimaraes, since 2000, to this date, enabled by the Criminal Enterprise's brazen and known schemes, among others, fake and fraudulent third-party loans and mortgages, portfolio tax-free bonds, and tax frauds, has successfully money laundered for her companies, *inter alia*, Integra Solutions, LLC, a Florida LLC ("Integra") (Tax Id. #20-3844303), incorporated by criminal Marco E. Rojas ("Rojas") (Florida Bar No. 940.453) at Freeman Haber Rojas & Stanham, LLP, well over \$73 million dollars of corruption and illicit moneys through the United States, further systematically depriving the United States of America, and the State of Florida, of millions of dollars in taxes on profits, by, knowingly and intentionally, falsely minimizing profits by charging high interest rates, fees, and penalties on their fake and fraudulent loans that are in truth and fact, related, and it is mostly their own moneys, in violation of among other things, Title 18, U.S.C., Sections 371, 1346, 1956, and, 1961, *et seq.* See Filing of April 15, 2015, on Composite A, BCP & Car Wash Case No. 2011-29424-CA-30.

The Criminal Enterprise's Schemes Defrauding the United States of America and the State of Florida of Millions of Dollars in Taxes by Criminals Gabriela Machado Guimaraes and Marco Emilio Rojas' Portfolio Tax-Free Bond Loans that They all Know in Truth and in Fact to be False and Fraudulent

"FAX TRANSMISSION

Date: 12/19/02

COMPANY:

Attention: Marco Rojas

Fax Number:

From: Gabriela Guimaraes

Fax Number: 305.577.9462

Company:

N. of Pages (including this): 01

Dear Marco:

There goes the information you need:

The amount financed to buy the property was \$900.000,00 [¹⁰]

According to my calculations it would be"

12% interest per year divided by 365 days, comes to a per day rate of 0.032876%.

So:

36 days (from Nov. 14 – Dec 20) times 0.032876 = 1,18356% (rate for the period)

$\$900.000,00 \times 1,18356\% = \$10.652,04$

The landscaping services are \$80,00 per month. November was our responsibility and Dec should be theirs.

Yours truly,

Gabriela Guimaraes

25 SE 2nd Ave # 712, Miami, FL 33131

Phone: 305.577.9461

Fax: 305.577.9462". See Filing of April 15, 2015, on Composite

A, BCP & Car Wash Case No. 2011-29424-CA-30.

¹⁰ The criminals, among others, Gabriela Machado Guimares (D.O.B. 08/17/1965, in Brazil) and Marco Emilio Rojas (Florida Bar No. 940.453), knowingly and intentionally, deprive the United States of America and the State of Florida, of taxes payable on profits by fraudulently and systematically perpetrating the scheme of fake loans to, among other things, knowingly and intentionally, minimizing amounts of governmental taxes on profits, in violation of, among other things, Title 18, United States Code, Section 371.

The Criminal Enterprise's Shell Companies to Hide True Ownership to Further the Money Laundering, Fake Loans, Mortgage and Portfolio Tax-Free Bonds, and Tax Evasion

" 1528 Florida Inc. [¹¹]

DIRECTORS AND SHAREHOLDERS WRITTEN CONSENT OF ACTION

Pursuant to F.S. 607.0821, the undersigned, being all the members of the Board of Directors and Shareholders of 1528 FLORIDA INC. (the "Company"), hereby consent to and approve the following actions:

RESOLVED: That the Corporation approve the sale of the below described property owned by 1528 Brickell Avenue, LLC, under the terms specified in the contract for sale of the property. That Gabriela Guimaraes, as Director/Shareholder of the Company, is hereby authorized to execute the director's consent to the sale pursuant to the Operating Agreement of 1528 Brickell Avenue LLC.

Lot 39 and 40, Block 55, MARY BRICKELL'S FLAGLER ADDITION, according to the Plat thereof, recorded in Plat Book 5, Page 44, of the Public Records of Miami-Dade County, Florida.

IN WITNESS WHEREOF, the undersigned, constituting all of the members of the Board of Directors and Shareholders of the Company, have executed this written consent to action of this 20th day of December, 2002.

/s/ Gabriela Guimaraes

Gabriela Guimaraes, Director/President/Secretary

/s/ Gilson Machado

Gilson Machado, Director/Shareholder

Dover Street Investments Ltd.,
a British Virgin Islands corporation

By: /s/ Gabriela Guimaraes

Gabriela Guimaraes, Shareholder'. See Filing of April 15, 2015, on Composite A, BCP & Car Wash Case No. 2011-29424-CA-30.

¹¹ 1528 Florida, Inc., a Florida corporation ("Florida Inc.") (Tax Id. #75-2987827). See www.sunbiz.org, at Document #P02000003426.

Criminals Gabriela Machado Guimaraes and Marco Emilio Rojas Perpetrating the Schemes Predicated on Fake Loans to Further Money Launder Corruption Moneys Through the United States of America

“Marco E. Rojas, Esq.
Freeman, Buttermann, Haber, Rojas & Stanham, LLP
520 Brickell Key Drive, Unit 0-305, Miami, Florida 33131
Tel. 305-374.3800 Fax: 305-374.1156

POWER OF ATTORNEY
Know All Men by These Presents

That 1528 Brickell Avenue, LLC, a Florida limited liability company, existing under the laws of the State of Florida has made, constituted and appointed, and by these presents does make, constitute and appoint MARCO E. ROJAS true and lawful attorney for it and in its name, place, and stead Lot 39 and 40, Block 55, MARY BRICKELL’S FLAGLER ADDITION, according to the Plat thereof, recorded in Plat Book 5, Page 44, of the Public Records of Miami-Dade County, Florida.

giving and granting unto MARCO E. ROJAS said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done I and about the premises as fully, to all intents and purposes as it might or could do if personally present, with power of substitution and revocation, hereby ratifying and conforming all that MARCO E. ROJAS said attorney or substitute shall be lawfully done or cause to be done by virtue hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 20th day of December, in the year two thousand and Two

Signed, sealed and delivered in my presence: 1528 Brickell Avenue, LLC, a Florida limited liability company, existing under the laws of the State of Florida

/s/ Tatiana Gutierrez
Printed Name: Tatiana Gutierrez
Witness

By: /s/ Gabriela Guimaraes (Seal)
Gabriela Guimaraes, Manager/President 12/20/02
P.O Address: 25 S.E.2nd Avenue, Miami, Florida 33131

/s/ Ana C. Guevara
Printed Name: Ana C. Guevara
Witness

STATE OF FLORIDA, COUNTY OF Miami-Dade

The foregoing instrument was acknowledged before me this 20th day of December, 2002 by GABRIELA GUIMARAES, Manager/President of 1528 Brickell Avenue, LLC, a Florida limited liability company on behalf of the Corporation.

she is personally known to me or she has produced her Florida Driver’s license identification.

NOTARY PUBLIC SEAL
My Commission #CC859289
Expires July 29, 2003
Bonded Thru Troy Fain Insurance, Inc.” See Filing of April 15, 2015, on Composite A, BCP & Car Wash Case No. 2011-29424-CA-30.

/s/ Ana C. Guevara
Printed Name: Ana C. Guevara
Notary Public

Criminals Gabriela Machado Guimaraes and Marco Emilio Rojas Perpetrating the Schemes Predicated on Fake Loans to Further Money Launder Corruption Moneys Through the United States of America

“Marco E. Rojas, Esq.
Freeman, Butterman, Haber, Rojas & Stanham, LLP
520 Brickell Key Drive, Unit 0-305, Miami, Florida 33131
Tel. 305-374.3800 Fax: 305-374.1156

WARRANTY DEED

This Indenture, made this 20th day of December, 2002 A.D., Between 1528 Brickell Avenue, LLC, a Florida limited liability company, existing under the laws of the State of Florida of the Count of Miami-Dade, State of Florida, GRANTOR, and 1528-1650 Brickell Ave Lofts Venture, LLC., a Florida limited liability company, existing under the laws of the State of Florida whose address is 5201 Blue Lagoon Drive, Penthouse, Miami, Florida 33126 of the County of Miami-Dade, State of Florida, GRANTEE.

Witnesseth that the GRANTOR, for and in consideration of the sum of Ten Dollars (\$10) dollars, and other good and valuable consideration to GRANTOR in hand paid by GRATEE, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said GRANTEE and GRANTEE’s heirs, successors and assigns forever, the following described land, situated, lying and being in the County of Miami-Dade, State of Florida to wit:

Lot 39 and 40, Block 55, MARY BRICKELL’S FLAGLER ADDITION, according to the Plat thereof, recorded in Plat Book 5, Page 44, of the Public Records of Miami-Dade County, Florida.

Subject to taxes and assessments for 2002 and subsequent years. Conditions, restrictions, easements, and limitation of record, if any, Zoning and other governmental regulations.

And the GRANTOR does hereby fully warrant the title and said land, and will defend the same against lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the GRANTOR has hereunto set its hand and seal the day and year first above written.

Signed, sealed and delivered in my presence: 1528 Brickell Avenue, LLC, a Florida limited liability company, existing under the laws of the State of Florida

/s/ Marco Rojas
Printed Name: Marco Rojas
Witness

By: /s/ Gabriela Guimaraes (Seal)
Gabriela Guimaraes, Manager/President 12/20/02
P.O Address: 25 S.E.2nd Avenue, Miami, Florida 33131

/s/ Tatiana Gutierrez
Printed Name: Tatiana Gutierrez
Witness

STATE OF FLORIDA, COUNTY OF Miami-Dade

The foregoing instrument was acknowledged before me this 20th day of December, 2002 by GABRIELA GUIMARAES, Manager/President of 1528 Brickell Avenue, LLC, a Florida limited liability company on behalf of the Corporation.

she is personally known to me or she has produced her Florida Driver’s license identification.

NOTARY PUBLIC SEAL
My Commission #DD087172
Expires FEB 3, 2006
A, BCP & Car Wash Case No. 2011-29424-CA-30.

/s/ Marco E. Rojas
Printed Name: Marco E. Rojas
Notary Public”. See Filing of April 15, 2015, on Composite

<u>COUNT</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
25	July 29, 2011	U. S. CODE TITLE 18 § 371 Conspiracy to Defraud the USA &	Gabriela Machado Guimaraes Integra Solutions, LLC
26		§ 241 Conspiracy Against Rights &	Joao E. Da Costa Tenorio Jose Tenorio Lins Neto
27		§ 1346 Scheme/Artifice to Defraud &	Brickland Overseas Ltd. Probus Compagnie S.A.
28		§ 1349 Conspiracy to Commit Wire Fraud &	Garry Nelson Stewart L. Kasner
29		§ 1343 WIRE FRAUD &	Baker & McKenzie Giselle Ocampo
30		§ 1961 <i>et seq.</i> – RICO &	Elba Bethancourt Mossack Fonseca & Co.
31		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices &	Peter Francis Valori Damian & Valori, LLP
32	FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Marco E. Rojas Robert M. Haber Nicholas Stanham The Criminal Enterprise	

On or about July 29, 2011, the Perpetrators, Associates of a Criminal Enterprise, to further the ongoing criminal scheme depriving, stealing and extorting Charles Tavares (“Tavares”), and Tavares’s Companies, of all properties and rights, knowingly and intentionally, fabricate a false, invalid, and fraudulent “Written Consent of the Sole Director” (“**Written Consent Director Car Wash**”) (document #MIADMS /388009.1) by Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), for Tavares’s Company The Car Wash Concept, Inc., a Florida corporation (“Car Wash”) (Tax Id. #65-0965599), see www.sunbiz.org (“SUNBIZ”), at Document #P99000095611, a company wholly owned by BCP, having Two (02) Shareholders, Tavares and Joao Evangelista da Costa Tenorio (“Tenorio”). The Perpetrators knew, and had to know, that the Written Consent Director Car Wash, is false, invalid and fraudulent, because, *inter alia*, Tavares, pursuant to Brickell Commerce Plaza, Inc.’s (“BCP”) Shareholders’ Agreement of February 14, 2000, BCP being the parent Company of the Car Wash, is executed by Two (02) Shareholders of BCP, Tavares and Tavares’s Partner/Investor Tenorio, and, at all relevant times, Tavares, and Tavares only, has the sole legal authority over Tavares’s Companies BCP and Car Wash. The fraudulent “Written Consent of the Sole Shareholder of BCP” is knowingly and intentionally falsely executed by Elba Bethancourt (“Bethancourt”) and Giselle Ocampo (“Ocampo”) at Mossack Fonseca in the Republic of Panama, as “Directors of Brickland Overseas Ltd., a British Virgin Islands corporation” (“Brickland”), falsely alleging to be the “Sole Shareholder” of BCP, appointing Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B 08/17/1965, in Brazil), to purportedly replace Tavares as the sole Director, Manager, and President of Tavares’s Company BCP, to hijack Tavares’s Companies, with fabricated false and fraudulent indicia of corporate authority, as an artifice to allow the criminals to launch schemes to deprive, steal, and extort Tavares and Tavares’s BCP and Car Wash, under color of law, of all properties and rights, following the ongoing underlying scheme by the same Criminal Enterprise and Associates, using the same *modus operandi* upon the subverted Miami Courts. See BCP’s Shareholders’ Agreement of February 14, 2000, and Record.

COUNTS

Count 25 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 26 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 27 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 28 – The Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to use, submit and transmit, via Wire across state and countries lines, fraudulent documents and/or instruments, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1349.

Count 29 – The Perpetrators implicated, did knowingly and intentionally, submit and transmit via Wire across state and countries lines, certain fraudulent documents – to wit, a Written Consent of Director Car Wash of 7/29/2011, to further the known criminal scheme depriving and extorting, under color of law, in violation of, 18, U.S.C., § 1343.

Count 30 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 31 - Kasner at Baker & McKenzie, Guimaraes, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to intentionally commit fraudulent acts to further the scheme depriving, stealing and extorting Tavares, by knowingly and intentionally, fabricating false, invalid, and fraudulent corporate resolutions and fraudulent indicia of authority, of July 28, 2011, from a purported "Sole Shareholder" of Tavares's Brickell Commerce Plaza, Inc., a Florida corporation ("BCP"), and predicated on BCP's fraudulent indicia of corporate authority, the Perpetrators fabricate, on July 29, 2011, additional false, invalid, and fraudulent indicia of corporate authority for The Car Wash Concept, Inc., a Florida corporation ("Car Wash"), a company wholly owned by BCP, among others, the "Written Consent of the Sole Director" of Car Wash, that they all know in truth and in fact to be false and invalid, since they know the corporate records and historical truth and facts, among others, BCP's Shareholders' Agreement of February 14, 2000, between the two (02) shareholders of BCP, demonstrates that, Tavares is an owner, and one of two (02) shareholders of BCP, along with Tavares' partner Joao E. Tenorio, and Tavares is the sole President, Director, and Manager for Car Wash, since Tavares founded Tavares's Car Wash on October 13, 1999. Their artifice to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/ 388009.1; and SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, is solely intended to further the scheme to hijack Tavares's Companies BCP & Car Wash, and deprive, steal, and extort Tavares and Tavares's BCP and Car Wash's properties, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 32 – Kasner at Baker & McKenzie, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

<u>COUNT</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
33	July 30, 2011	<u>U. S. CODE TITLE 18</u> § 1349 CONSPIRACY TO COMMIT MAIL FRAUD	Gabriela Machado Guimaraes Integra Solutions, LLC Stewart L. Kasner Baker & McKenzie The Criminal Enterprise
34		& § 1341 MAIL FRAUD	

On or about July 30, 2011, Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), an Associate of the Criminal Enterprise, submits, to Charles Tavares (“Tavares”) at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, Via Certified U.S. Mail, knowingly and intentionally, to further the criminal scheme depriving and extorting Tavares of all properties and rights, a correspondence letter prepared by Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), purportedly cancelling, predicated on false and fraudulent authority they fabricated, and knowing that, *inter alia*, Tavares, and Tavares only, at all relevant times, has the sole legal authority over Tavares’s Brickell Commerce Plaza, Inc. (“BCP”), a duty called and scheduled Shareholders’ Meeting of BCP (“**BCP Shareholders’ Meeting**”), for August 8, 2011 at 11:00 a.m., relating to the proposed purchase of Shareholder Tavares’s Interests on BCP by Shareholder Joao Evangelista da Costa Tenorio (“Tenorio”), and Tavares’s Right of First Rights of Refusal¹² under a certain Shareholders’ Agreement of February 14, 2000, between the Two (02) Sole Shareholders, Tavares and Tenorio, stating, as follows:

“July 30, 2011

VIA EMAIL AND CERTIFIED CORRESPONDENCE

RE: General Meeting Call for Brickell Commerce Plaza, Inc. (“BCP”)

Dear Shareholders and Directors:

Kindly note that the meeting related to BCP purported to be scheduled for August 8, 2011 at 11:00 a.m. at 444 Brickell Avenue, Suite 720, Miami, Florida 33133 is HEREBY CANCELLED.

Sincerely,

/s/ Gabriela Guimaraes

Gabriela Guimares – President and Sole Director of Brickell Commerce Plaza, Inc.

[Kasner at Baker & McKenzie’s Document Number] MIADMS/388012.1”. See Record.

COUNT

Count 33 – Guimaraes, Kasner at Baker & McKenzie, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to use, submit, and transmit, via U.S. Mail, fraudulent documents and/or instruments, to further the known criminal scheme depriving and extorting Tavares of properties and rights, in violation of, 18, U.S.C., § 1349.

Count 34 – Guimaraes, Kasner at Baker & McKenzie, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, on July 30, 2011, certain fraudulent documents, BCP’s Shareholders’ Meeting, via U.S. Mail, to, Charles Tavares, at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc.'s Duly Scheduled General Meeting of August 8, 2011 Called by Shareholder Tavares Relating to Shareholder Tenorio's Offer¹³ to Buy Shareholder Tavares's Interest on Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.

"Miami, Florida, United States of America, June 22, 2011

VIA EMAIL AND CERTIFIED CORRESPONDENCE

General Meeting Call for Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.

Dear Shareholder and Representatives,

We hereby give public formal notice to the persons and entities representing interest for the above referenced Corporations to attend a General Shareholder's Meeting as follows:

Date, Time and Location of General Meeting: Monday, August 8th, 2011 at 11:00 a.m. at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, United States of America.

Nature of the Business Meeting: First Right of Refusal Purchase by Minority Partner Charles Tavares as proposed by Majority Partner, Dr. Joao Tenorio.

Notices sent to:

Dr. Joao Tenorio, Maceio, Alagoas, Brazil

Mr. Jose Tenorio Lins de Albuquerque Neto, Recife, PE, Brazil

Mr. Jose Moura, Probus Compagnie S.A., Geneve, Switzerland

Mr. Garry Nelson, Esquire, Miami, Florida, United States of America

Mr. Charles Tavares, Miami, Florida, United States of America

Thank you and regards,

/s/ Charles Tavares

Charles Tavares, as President and Shareholder

For Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc.

444 Brickell Avenue, Suite 720, Miami, Florida 33131 – United States of America

SEAL: State of Florida, County of Miami-Dade. The foregoing instrument was acknowledged before me this 23rd of June, 2011. By: Charles Augusto Tavares as President and Shareholder for Brickell Commerce Plaza, Inc. - ID. FL DL #T162-141-65-025-1

By: Claire Hutchinson – Notary Public – State of Florida". See Record.

¹³ On or about June 22, 2011, shareholder Tenorio makes an unsolicited offer to buy Shareholder Tavares's interest on BCP and Car Wash, for about \$4 million dollars, triggering Tavares's rights as one (01) of two (02) shareholders, to exercise Tavares's rights to buy Tenorio's interest at the same valuation, for which, Tavares, an owner and shareholder, as BCP & Car Wash Concept's sole president, manager and director, pursuant to BCP's Shareholders' Agreement, issues a call for a formal meeting, duly noticed on June 22, 2011, and properly scheduled for August 8, 2011 at 11:00 a.m., at BCP and Car Wash's office address, at 444 Brickell Avenue, Suite 415, Miami, Florida 33131. See Exhibit at Tavares's Counterclaim, filed on November 17, 2011.

<u>COUNTS</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
37	August 5, 2011 at 3:57 p.m.	U. S. CODE TITLE 18	Gabriela Machado Guimaraes Integra Solutions, LLC Stewart L. Kasner Baker & McKenzie
38		§ 241 Conspiracy Against Rights &	
39		§ 1346 Scheme/Artifice to Defraud &	
40		§ 1961 <i>et seq.</i> – RICO &	
41		FLORIDA STATUTES TITLE XLVI § 817.155 Filing Fraudulent Indicia of Corporation & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about August 5, 2011 at 3:57 p.m., attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), knowingly and intentionally, conspiring to deprive and extort Tavares, together with other Perpetrators implicated, cause to be filed, with unclean hands, with the Florida Department of State’s Division of Corporations, a certain electronic filing, “COR AMND/ RESTATE/ CORRECT OR O/D RESIGN BRICKELL COMMERCE PLAZA, INC.” (the First “**Fraudulent Indicia of Authority of BCP**”), see www.sunbiz.org (“SUNBIZ”), Document #P98000087384, prepared, and paid, by Kasner at Baker & McKenzie (SUNBIZ fees of \$52.50 paid from Baker & McKenzie’s SUNBIZ Account #074222002135), falsely signed by criminal Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/ 1965, in Brazil), purportedly on behalf of Charles Tavares’s (“Tavares”) Company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), as a Director, predicated on a false, invalid and fraudulent “Written Consent of the Sole Shareholder” of BCP, and “Written Consent of the Sole Director of BCP”, of July 28, 2011, that Kasner and Guimaraes fabricated, and knew,¹⁴ and had to know, is false, invalid and fraudulent, because they all know that BCP has two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”). Kasner at Baker & McKenzie, and Guimaraes, know in truth and in fact that the Fraudulent Indicia of Authority of BCP, that forms the basis for their fraudulent filing with SUNBIZ, that, they knowingly and intentionally, fabricated on July 28, 2011, see Kasner’s fraudulent documents #MIADMS/3880061, and #MIADMS/388007.1), falsely states, *inter alia*, that, the “*Sole Shareholder*” removed Tavares as BCP’s Sole Director, President, and Manager,¹⁵ is false and invalid, as Tavares, and Tavares only, has the sole legal authority over Tavares’s BCP. See Record.

COUNTS

Count 37 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to be free from intimidation, harassment, and abuse under color of law,

¹⁴ Tavares, at all relevant times, is an owner and one of two (02) shareholders of BCP. See BCP’s Shareholders’ Agreement of February 14, 2000, between the two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”). See Record.

¹⁵ Tavares, at all relevant times, and since Tavares founded Tavares’s Company BCP, on October 13, 1998, Tavares is the sole Director, President and Manager of Tavares’s BCP, and BCP’s sole authority. See Record.

and rights to property, in violation of, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 38 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares's Companies, among others, Brickell Commerce Plaza, Inc., of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 39 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 40 - Stewart L. Kasner, Baker & McKenzie, Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further the scheme depriving and extorting Tavares, by knowingly and intentionally, filing with the Florida Department of State's Division of Corporation, the known Fraudulent Indicia of Authority of BCP, see www.sunbiz.org, Document #P98000087384 for Brickell Commerce Plaza, Inc., a Florida corporation, on August 5, 2011 at 3:57 p.m., that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on their fabricated "Written Consent of the Sole Shareholder of BCP's" actions, Their artifice to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/ 388009.1; and SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, to falsely remove Tavares, at all relevant times, an owner and one of two (02) shareholders of BCP, and the sole president, director, and manager of BCP, since Tavares founded Tavares's Company BCP on October 13, 1998, is solely to deprive, steal, and extort Tavares and Tavares's BCP of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 41 – Stewart L. Kasner, Baker & McKenzie, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. *See* [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

	<u>COUNTS</u> <u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
42	August 5, 2011 at 4:00 p.m.	U. S. CODE TITLE 18	Gabriela Machado Guimaraes
43		§ 241 Conspiracy Against Rights &	Integra Solutions, LLC
44		§ 1346 Scheme/Artifice to Defraud &	Stewart L. Kasner
45		§ 1961 <i>et seq.</i> – RICO &	Baker & McKenzie
45		FLORIDA STATUTES	
46		TITLE XLVI § 817.155	
		Filing Fraudulent Indicia of Corporation &	
		FLORIDA BAR RULES PROFESSIONAL CONDUCT	
46		Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about August 5, 2011 at 4:00 p.m., attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), knowingly and intentionally, conspiring to deprive and extort Tavares, jointly together with other Perpetrators implicated, causes to be filed with unclean hands, with the Florida Department of State’s Division of Corporations, a certain electronic filing, “Cor Amnd/ Restate/ Correct or O/D Resign The Car Wash Concept, Inc.” (the First “**Fraudulent Indicia of Authority of Car Wash**”), see www.sunbiz.org (“SUNBIZ”), Document #P99000095611, prepared, and paid, by Kasner at Baker & McKenzie (SUNBIZ fees of \$52.50 paid from Baker & McKenzie’s SUNBIZ Account #074222002135), and falsely signed by criminal Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), purportedly as a Director, on behalf of Charles Tavares’s (“Tavares”) Company The Car Wash Concept, Inc., a Florida corporation (“Car Wash”) (Tax Id. #65-0965599). The Fraudulent Indicia of Authority of Car Wash, a Tavares’s Company wholly owned by Tavares’s Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), is further predicated on a certain fraudulent “Written Consent of the Sole Shareholder” of BCP, fabricated, on July 28, 2011, see, the bogus document # MIADMS/3880061, by Kasner at Baker & McKenzie, Guimaraes, and other Perpetrators implicated, that they all know in truth and in fact to be false and invalid, to falsely and fraudulently remove Tavares from Tavares’s Companies BCP & Car Wash in order to deprive, steal, and extort Tavares and Tavares’s Companies of all assets and rights, and know that, at all relevant times, Tavares, and Tavares only, has the sole legal authority over Tavares’s Car Wash and BCP. See Record.

COUNTS

Count 42 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to be free from intimidation, harassment, and abuse under color of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 43 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares's Companies, among others, Brickell Commerce Plaza, Inc., of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 44 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 45- Stewart L. Kasner, Baker & McKenzie, Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, by knowingly and intentionally, filing with the Florida Department of State's Division of Corporation, the known Fraudulent Indicia of Authority of Car Wash, see www.sunbiz.org, Document #P99000095611, for The Car Wash Concept, Inc., a Florida corporation, on August 5, 2011 at 4:00 p.m., that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on another fabricated false, invalid, and fraudulent "Written Consent of the Sole Shareholder" of Brickell Commerce Plaza, Inc., and the "Sole Shareholder of Car Wash" actions, Their artifices to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/ 388009.1; and SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, to falsely remove Tavares, at all relevant times, an owner and one of two (02) shareholders of BCP, and the sole president, director, and manager of BCP, since Tavares founded Tavares's Company BCP on October 13, 1998, in order to deprive, steal, and extort Tavares and Tavares's BCP of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 46 – Stewart L. Kasner, Baker & McKenzie, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

<u>COUNTS</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
47	August 9, 2011	U. S. CODE TITLE 18	Gabriela Machado Guimaraes Integra Solutions, LLC Stewart L. Kasner Baker & McKenzie
48		§ 241 Conspiracy Against Rights &	
49		§ 1346 Scheme/Artifice to Defraud &	
		§ 1961 <i>et seq.</i> – RICO &	
50		FLORIDA STATUTES TITLE XLVI § 817.155 Filing Fraudulent Indicia of Corporation	

On or about August 9, 2011, after Charles Tavares (“Tavares”) uncovers, and corrects the record, on August 8, 2011, from the scheme hijacking Tavares’s Company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), Guimaraes, and reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), and other Perpetrators implicated, again, in reckless disregard for the truth and law, knowingly and intentionally, file, with unclean hands, electronic false and fraudulent corporate documents of BCP with the Florida Department of State’s Division of Corporations (“SUNBIZ”), fraudulently replacing Tavares as Tavares’s President, Director, and Registered Agent (the “**Second Fraudulent SUNBIZ Filing of BCP**”), predicated on false, invalid, and fraudulent indicia of corporate authority from the “*Sole Shareholder*” of BCP, fabricated by Guimaraes and reckless attorney Kasner at Baker & McKenzie, to hijack Tavares’s BCP, with corporate authority that they all know in truth and in fact to be false, invalid, and fraudulent, because they all know, that, at all relevant times, BCP has two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), and, that, Tavares, and Tavares only, has the sole legal authority over Tavares’s BCP, and Tavares never authorized, nor authorized anyone, to replace Tavares from Tavares’ Company BCP. See www.sunbiz.org at Document #P98000087384, of Brickell Commerce Plaza, Inc., on August 9, 2011.

COUNTS

Count 47 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to be free from intimidation, harassment, and abuse under color of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, *e.g.*, U.S. Const., Amend. XIV.

Count 48 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares’s Companies Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc. of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 49- The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares's Companies, among others, Brickell Commerce Plaza, Inc., of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 50 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 51 - Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, by knowingly and intentionally, filing the Second Fraudulent SUNBIZ Filing of BCP, with the Florida Department of State's Division of Corporation, a known Fraudulent Indicia of Authority of BCP, see www.sunbiz.org, Document #P98000087384 for Brickell Commerce Plaza, Inc., a Florida corporation, on August 9, 2011, that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on their fabricated "Written Consent of the Sole Shareholder of BCP's" actions. Their artifices to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/ 388009.1; and SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, to falsely remove Tavares, at all relevant times, an owner and one of two (02) shareholders of BCP, and the sole president, director, and manager of BCP, since Tavares founded Tavares's Company BCP on October 13, 1998, in order to deprive, steal, and extort Tavares and Tavares's BCP of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

<u>COUNTS</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
52	August 15, 2011	U. S. CODE TITLE 18	Gabriela Machado Guimaraes Integra Solutions, LLC Stewart L. Kasner Baker & McKenzie
53		§ 241 Conspiracy Against Rights &	
54		§ 1346 Scheme/Artifice to Defraud &	
55		§ 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES TITLE XLVI § 817.155 Filing Fraudulent Indicia of Corporation	

On or about August 9, 2011, after Charles Tavares (“Tavares”) uncovers, and corrects the record, on August 8, 2011, from the scheme hijacking Tavares’s Company The Car Wash Concept, Inc., a Florida corporation (“Car Wash”) (Tax Id. #65-0965599), Guimaraes, and reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), and other Perpetrators implicated, again, in reckless disregard for the truth and law, knowingly and intentionally, file, with unclean hands, electronic false and fraudulent corporate documents of Car Wash (the “**Second Fraudulent SUNBIZ Filing of Car Wash**”), with the Florida Department of State’s Division of Corporations (“SUNBIZ”), predicated on false, invalid, and fraudulent indicia of corporate authority fabricated by Guimaraes and reckless attorney Kasner at Baker & McKenzie, fraudulently replacing Tavares as Tavares’s President, Director, and Registered Agent predicated on false, invalid, and fraudulent indicia of corporate authority to hijack Tavares’s Car Wash, with corporate authority that they all know in truth and in fact to be false, invalid, and fraudulent, and knowing that, at all relevant times, Tavares, and Tavares only, has the sole legal authority over Tavares’s Companies Car Wash and BCP. See www.sunbiz.org at Document #P99000095611, of The Car Wash Concept, Inc., on August 9, 2011.

COUNTS

Count 52 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to be free from intimidation, harassment, and abuse under color of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 53 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares’s Companies, among others, The Car Wash Concept, Inc. of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 54 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 55 - Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, by knowingly and intentionally, filing, the Second Fraudulent SUNBIZ Filing of Car Wash, with the Florida Department of State's Division of Corporation, their Fraudulent Indicia of Authority of Car Wash, see www.sunbiz.org, Document #P99000095611, for The Car Wash Concept, Inc., a Florida corporation, ("Car Wash"), a company wholly owned by Brickell Commerce Plaza, Inc., a Florida corporation ("BCP"), on August 9, 2011, that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on their fabricated false, invalid, and fraudulent "Written Consent of the Sole Shareholder of BCP." Their artifices to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/388009.1; and SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, to falsely remove Tavares, at all relevant times, an owner and one of two (02) shareholders of BCP and Car Wash, and the sole president, director, and manager of BCP, since Tavares founded Tavares's Companies BCP on October 13, 1998, and sole president, director, and manager of Car Wash since Tavares founded Car Wash on October 29, 1999, in order to deprive, steal, and extort Tavares and Tavares's BCP and Car Wash of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

<u>COUNTS</u> <u>APROX. DATE</u>		<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
56	August 15, 2011	U. S. CODE TITLE 18	Gabriela Machado Guimaraes Integra Solutions, LLC Stewart L. Kasner Baker & McKenzie
57		§ 241 Conspiracy Against Rights &	
58		§ 1346 Scheme/Artifice to Defraud &	
59		§ 1343 Wire Fraud &	
60		§ 1961 <i>et seq.</i> – RICO &	
		FLORIDA STATUTES TITLE XLVI § 817.155 Filing Fraudulent Indicia of Corporation	

On or about August 15, 2011, after Charles Tavares (“Tavares”) corrects the record, on August 13, 2011, from the scheme hijacking Tavares’s Company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), from the scheme hijacking Tavares’s Company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), shameless Guimaraes, and reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie (“Baker & McKenzie”), and other Perpetrators implicated, again, in reckless disregard for the truth and law, knowingly and intentionally, file, with unclean hands, electronic false and fraudulent corporate documents of BCP with the Florida Department of State’s Division of Corporations (“SUNBIZ”), fraudulently replacing Tavares as Tavares’s President, Director, and Registered Agent (the “**Third Fraudulent SUNBIZ Filing of BCP**”), predicated on false, invalid, and fraudulent indicia of corporate authority fabricated by Guimaraes, and reckless attorney Kasner at Baker & McKenzie, to hijack Tavares’s BCP, with corporate authority that they all know in truth and in fact to be false, invalid, and fraudulent, and knowing that, at all relevant times, BCP has two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), and that, Tavares, and Tavares only, has the sole legal authority over Tavares’s Company BCP, and Tavares never authorized, nor authorized anyone, to replace Tavares. See www.sunbiz.org at Document #P98000087384, of Brickell Commerce Plaza, Inc., on August 15, 2011.

COUNTS

Count 56 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, *inter alia*, the right to be free from intimidation, harassment, and abuse under color of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 57 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares’s Companies Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc. of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 58 - The Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, electronic communications and filings with the Florida Department of State's Division of Corporations ("SUNBIZ"), to wit – among others, a certain electronic filing of, August 15, 2011, between Stewart L. Kasner at Baker & McKenzie and Gabriela Maranhao Machado Guimaraes at Integra Solutions, LLC, to SUNBIZ, to wit – a certain "Third Fraudulent SUNBIZ Filing of BCP" to further a criminal scheme depriving, stealing, and extorting Tavares of properties and rights, in violation of, 18, U.S.C., § 1343.

Count 59 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 60 - Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, by knowingly and intentionally, filing, the Third Fraudulent SUNBIZ Filing of BCP, with the Florida Department of State's Division of Corporation, their Fraudulent Indicia of Authority of BCP, see www.sunbiz.org, Document #P98000087384 for Brickell Commerce Plaza, Inc., a Florida corporation, on August 15, 2011, that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on their fabricated "Written Consent of the Sole Shareholder of BCP's" actions, Their artifices to fabricate the false, invalid, and fraudulent indicia of corporate authority of BCP and Car Wash, see, *e.g.*, Kasner at Baker & McKenzie's bogus documents "MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; MIADMS/ 388009.1; and, SUNBIZ Documents #P98000087384 (H110001979433ABC2), and #P99000095611 (H11000979453ABC4) of 08/05/2011, is part of the scheme to falsely remove Tavares, at all relevant times, an owner and one of two (02) shareholders of BCP, and the sole president, director, and manager of BCP, since Tavares founded Tavares's Companies BCP on October 13, 1998, in order to deprive, steal, and extort Tavares and Tavares's BCP of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

<u>COUNTS</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
61	August 15, 2011	U. S. CODE TITLE 18	Gabriela Machado Guimaraes Integra Solutions, LLC Stewart L. Kasner Baker & McKenzie The Criminal Enterprise
62		§ 241 Conspiracy Against Rights &	
63		§ 1346 Scheme/Artifice to Defraud &	
64		§ 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES – Title XLVI § 817.155 Filing Fraudulent Indicia of Corporation	

On August 15, 2011, after Charles Tavares (“Tavares”) uncovers and corrects the record, on August 13, 2011, from a scheme hijacking Tavares’s Company The Car Wash Concept, Inc., a Florida corp. (“Car Wash”), by Gabriela Machado Guimaraes (“Guimaraes”), and reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), at Baker & McKenzie, and others implicated, the Perpetrators, again, file, with unclean hands, with the Florida Department of State (“SUNBIZ”), certain documents for Car Wash, predicated on false, invalid, and fraudulent corporate authority (“**Third Fraudulent SUNBIZ Filing of Car Wash**”), improperly removing Tavares as Car Wash’s president and director, to further a scheme to hijack Car Wash and steal the assets and properties. See www.sunbiz.org at Document #P99000095611, of The Car Wash Concept, Inc., on August 15, 2011.

COUNTS

Count 61 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the USA – – that is, *e.g.*, the right to be free from intimidation, harassment, and abuse under color of law, and rights to property, in violation of, 18 U.S.C. §241. See, *e.g.*, U.S. Const., Amend. XIV.

Count 62 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud Tavares and Tavares’s Companies Brickell Commerce Plaza, Inc. (“BCP”), and Car Wash of properties and rights, using fraudulent artifices that they know are false and invalid, to further known ongoing criminal rackets upon, in violation of 18 U.S.C. §1346.

Count 63- Gabriela Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, by knowingly and intentionally, filing, the Third Fraudulent SUNBIZ Filing of Car Wash, with the Florida Department of State’s Division of Corporation, their Fraudulent Indicia of Authority of Car Wash, see www.sunbiz.org, Document #P99000095611, for Car Wash, on August 15, 2011, that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on their fabricated false, invalid, and fraudulent “Written Consent of the Sole Shareholder” of BCP, and other fraudulent actions, see, Kasner at Baker & McKenzie’s bogus documents “MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; and, MIADMS/ 388009.1, to falsely remove Tavares, at all relevant times, an owner and one of two (02) shareholders of BCP and Car Wash, and the sole president, director, and manager of BCP, to further a scheme to deprive and extort Tavares, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 64- Gabriela Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, by knowingly and intentionally, filing, the Third Fraudulent SUNBIZ Filing of Car Wash, with the Florida Department of State’s Division of Corporation, their Fraudulent Indicia of Authority of Car Wash, see www.sunbiz.org, Document #P99000095611, for Car Wash on August 15, 2011, that, they all know in truth and in fact to be false, invalid, and fraudulent, predicated on their fabricated false, invalid, and fraudulent “Written Consent of the Sole Shareholder” of BCP, the Written Consent of the Sole Director of BCP”, the “Written Consent of the Sole Shareholder of Car Wash”, and the “Written Consent of the Sole Director of Car Wash”, fraudulent actions, see, Kasner at Baker & McKenzie’s bogus documents “MIADMS/ 388006.1; MIADMS/388007.1; MIADMS/388008.1; and, MIADMS/ 388009.1, to falsely remove Tavares, the sole president, director, and manager of Car Wash, to further a scheme to deprive. and extort Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

<u>COUNTS</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
65	September 15, 2011 at 11:23 a.m.	U. S. CODE TITLE 18	Peter Francis Valori
66		§ 371 Conspiracy to Defraud the USA &	Russell Marc Landy
67		§ 241 Conspiracy Against Rights &	Damian & Valori, LLP
68		§ 242 Deprivation of Rights Under Color of Law &	Gabriela Machado
69		§ 1346 Scheme/Artifice to Defraud &	Guimaraes
70		§ 1961 <i>et seq.</i> – RICO &	Integra Solutions, LLC
71		FLORIDA STATUTES TITLE XLVI § 837.02 False Statements & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Jose Tenorio Lins Neto Luciana Tenorio Carvalho Brickland Overseas Ltd. Probus Compagnie S.A. Giselle Ocampo Elba Bethancourt Mossack Fonseca & Co. Marco E. Rojas Robert M. Haber Nicholas Stanham The Criminal Enterprise

On or about September 15, 2011 at 11:23 a.m., the criminals,¹⁶ among others, Peter Francis Valori¹⁷ (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No.44.417), at Damian & Valori, LLP a.k.a Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert court of law in the United States, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, following an underlying scheme depriving and extorting Tavares of all his properties and rights upon subverted courts in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), file, with unclean hands, on behalf of Tavares’s Companies BCP & Car Wash, that they hijacked predicated on bogus authority they fabricated as a “Sole Shareholder” of BCP and Car Wash, a sham¹⁸ and contradictory Complaint (“**Complaint**”), styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), knowing that, at all relevant times, Tavares, and Tavares only, has the sole legal authority over Tavares’s Companies BCP and Car Wash. See Record.

¹⁶ See Criminal definition under Merriam-Webster Dictionary: “one who has committed a crime;” “of an illegal act for which someone can be punished by the government.” See also Some of the more than 1.370 violations of State and Federal Statutes by associates of the Criminal Enterprise at E-Filing #78629565, at Miami-Dade Civil Cases Record.

¹⁷ Criminal Peter Francis Valori is a longtime Associate of the Criminal Enterprise, having previously being groomed with criminal Thomas Ralph Lehman (“Lehman”) (Florida Bar No. 351.318), then at the law firm Tew Cardenas, LLP, in Miami, Florida, and participating in criminal rackets upon courts of law with Lehman, and being “fed” with Clients/Victims by Criminals Stephen Ames Freeman (“Freeman”) (Florida Bar No. 146.795), Robert Michael Haber (“Haber”) (Florida Bar No. 131.614), Nelson Slosbergas (“Slosbergas”) (Florida Bar No. 378.887), and Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453) – which now is based in the same office building as Valori, at 1000 Brickell Avenue, Miami, Florida 33131, in order to closely and more discreetly structure and execute their criminal rackets against the United States of America, the State of Florida, U.S. citizens, and companies. See, e.g., the “Blue Diamond & Green Diamond” scheme for major Highrise projects in Miami Beach, Florida, by “The New Florida Corporation, a Florida Corporation (Tax Id. #65-0337692), owned by Brazilian Developer Mucio Athayde, and an unsuspecting client of, among other Criminals, Freeman, Rojas, and Lehman. See Record.

¹⁸ As part of the scheme, the subverted Miami Courts willfully assigns the sham BCP/Car Wash suit to corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), already depriving and extorting, under color of law, Tavares on two (2) Related Cases, the “BRIDGELOAN/BNY MELLON” Case No.2009-93058-CA-30, and, “BNY Mellon” Case 2010-26864-CA-30.

Damian & Valori LLP's Sham and Contradictory Complaint Falsely Representing BCP & Car Wash with Fabricated Authority to Deprive and Extort Tavares of Properties and Rights Under Color of Law

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR, MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.

CASE NO.:11-29624-CA(30)

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

FILED FOR RECORD ON 2011 SEP 15 11:23 AM

401 ISS 2040109 Yvonne Lopez

COMPLAINT

Plaintiff, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc., sue the Defendant Charles Tavares, and allege:

GENERAL ALLEGATIONS

1. This is an action for injunctive relief and damages in excess of \$15,000.00 exclusive of interest, costs and attorneys' fees.
2. Plaintiff, Brickell Commerce Plaza, Inc., is a Florida corporation with its principal place of business in Miami-Dade County, Florida.
3. Plaintiff, The Car Wash Concept, Inc., is a Florida corporation with its principal place of business in Miami-Dade County, Florida.
4. Defendant Charles Tavares, is a resident of Miami-Dade County, Florida.
5. This Court has personal jurisdiction over Mr. Tavares, because he has committed torts in Miami-Dade County.
6. Venue is proper in Miami-Dade County because various torts have been committed in Miami-Dade County by the Defendant. Page 1.

ALLEGATIONS COMMON TO ALL COUNTS

7. Mr. Tavares was an officer and director of Plaintiffs, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc. Mr. Tavares may have a contingent right to six (6%) [¹⁹] of the stock of Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (subject to applicable defenses).
8. On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc.
9. Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of The Car Wash Concept, Inc.
10. On August 2, 2011, pursuant to these corporate actions, the Plaintiffs filed documents with the Florida Secretary of State removing Mr. Tavares as an officer of the Plaintiffs and installing Ms. Gabriela Guimaraes as an officer of the Plaintiffs.

¹⁹ Pursuant to Clause 7, Brickell Commerce Plaza, Inc.'s ("BCP") Shareholder, President, Sole Manager and Director Charles Tavares's ("Tavares") Compensation, under the Shareholders' Agreement of February 14, 2000 of BCP, Tavares stock is increased from the initial 6% in 2000, to 19.9%, based on Tavares's performance, for example, developing and building the building and business concept, at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, on September 2001, and Tavares' achievements by creating a huge appreciation in value of BCP and Car Wash's assets, from \$830,000 in 1998, to over \$20 million dollars in 2011. See The Shareholders' Agreement of February 14, 2000, at 4 Clause 7.

11. On August 5, 2011, pursuant to these corporate actions, the Plaintiffs filed documents with the Florida Department of State removing Mr. Tavares as an officer of the Plaintiffs and installing Ms. Gabriela Guimaraes as an officer of the Plaintiffs.
12. On August 9, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs. See Composite Exhibit A.
13. After his removal as an officer and director of both Plaintiffs, and as a result of his wrongful actions in filing improper documents with the Florida Department of State, the Plaintiffs were not able to access their bank accounts. Page 2.

COUNT - DECLARATORY JUDGMENT

14. Plaintiffs hereby incorporate the allegations contained in Paragraphs 1-13 above, as if fully set forth herein in their entirety.
15. Pursuant to § 86.011, Florida Statutes, this Court may render declaratory judgments on the existence, or non-existence:
 - (1) of any immunity, power, privilege, or right; or
 - (2) of any fact upon which the existence of such immunity, power, privilege, or right does may depend, whether such immunity, power, privilege, or right now exists or will arise in the future.
16. A bona fide dispute exists between Plaintiff and Defendant regarding the parties' rights to act for the Plaintiffs.
17. Plaintiffs believe that Mr. Tavares has been removed from his positions as an officer and director of both Plaintiff entities and that he has no authority to act on behalf of the Plaintiffs.
18. Defendant believes that he is entitled to act on behalf of the Plaintiffs.
19. The parties require that the Court make a determination as to whether Mr. Tavares is an officer or director of either Plaintiff entity, and whether he has any authority to act on either Plaintiffs' behalf.
20. There is a bona fide, actual, present need for a declaration by the Court.
21. The declaration deals with present facts and a present controversy based upon those facts.
22. The rights of the parties depend on the on the facts and applicable law.
23. The parties have an adverse interest in this matter. All adversely interested parties – Page 3. are before the Court.
24. The relief sought is not for the purposes of obtaining legal advice or to answer questions propounded by curiosity.

WHEREFORE, Plaintiffs respectfully request the entry of a declaratory judgment declaring that Defendant is not an officer or director of the Plaintiff entities and that the Defendant is not entitled to act on behalf of the Plaintiff entities.

COUNT II - INJUNCTION

25. Plaintiffs incorporate the allegations contained in Paragraphs 1-24 above, as if fully set forth herein.
26. Plaintiffs removed Defendant as an officer of the Plaintiff entities, as set forth above.
27. Defendant, however, has continued to attempt to take actions on behalf of the corporations, as set forth above.
28. Plaintiffs have a substantial likelihood of success on the merits of their claims.
29. As a result of Defendant's continued actions, Plaintiffs have and will continue to suffer irreparable harm.

30. Plaintiffs have no adequate remedy at law to prevent the continuing wrongful actions by the Defendant.

WHEREFORE, Plaintiffs request that the court enjoin Defendant from attempting to take any further actions on behalf of the Plaintiff entities, and award Plaintiffs such other and further relief as this Court deems just and adequate. Page 4.

COUNT III – CONVERSION

31. Plaintiffs hereby incorporate allegations contained in Paragraphs 1-13 above, as if fully set forth herein in their entirety.

32. Mr. Tavares has intentionally converted Plaintiffs' corporate records for his own use.

33. Plaintiffs are the true owners of the corporate records.

34. Defendant's conversion of Plaintiffs' property was in derogation of Plaintiffs' right to possession thereof.

35. Mr. Tavares has failed to return the corporate records of the Plaintiffs, despite demand.

WHEREFORE, Plaintiffs demand judgment for damages against Defendant, together with interest, costs and such other and further relief as this Court deems just and proper.

COUNT IV - REPLEVIN

36. Plaintiffs hereby incorporate allegations contained in Paragraphs 1-13 above, as if fully set forth herein in their entirety.

37. Mr. Tavares is in possession of corporate records of the Plaintiffs.

38. To the best of Plaintiffs' knowledge, information, and belief, the value of the property is in excess of \$15,000.

39. Plaintiffs are entitled to possession of the property.

40. To the best of Plaintiffs' knowledge, information, and belief, the property is in the possession of Mr. Tavares.

41. The property is wrongfully detained by Defendant. To the best of Plaintiffs' knowledge, information, and belief, Defendant detains the property because he claims to be an officer of the Plaintiff entities.

42. The property has not been taken for any tax, assessment, or fine pursuant to law.

43. The property has not been taken under an execution or attachment against Plaintiffs' property.

WHEREFORE Plaintiffs demand judgment for possession of the property together with costs and such other and further relief as this Court deems just and proper.

DEMAND FOR TRIAL BY JURY

Plaintiffs hereby demand trial by jury on all issues so triable.

Dated this 15th day of September, 2011.

Respectfully submitted,

DAMIAN & VALORI LLP
1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131
Telephone: (305) 371-3960 - Facsimile: (305) 371-3965

By: Russell Marc Landy

Peter F. Valori, LLC - Florida Bar No. 43.516

Russell Marc Landy - Florida Bar No. 44.417 - Page 6." See Complaint.

COUNTS

Count 65 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 66 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 67 - Attorneys Peter F. Valori and Russell Marc Landy at Damian Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 68 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 69 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 70(a) - Perjury in Official Proceeding by Gabriela Maranhao Machado Guimaraes (“Guimaraes”), Peter F. Valori (“Peter”), and Marc Russell Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares (“Tavares”) of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (a) **“Plaintiff, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc., sue the Defendant, Charles Tavares, and allege:”**, see, Brickell Commerce Plaza, Inc. (“BCP”), and The Car Wash Concept, Inc.’s (“Car Wash”) Complaint of September 15, 2011 at 1, when in truth and in fact, Guimaraes, Peter, and Landy at Valori, know that they do not have authority to lawfully act on behalf of Tavares’s Companies BCP & Car Wash, and their sham Complaint suing Tavares, at all relevant times, an owner and one (01) of two (02) shareholders of BCP & Car Wash, is predicated on false, invalid, and fraudulent indicia of corporate authority they fabricated to falsely

hijack Tavares's BCP & Car Wash, to remove Tavares from Tavares's Companies, and, under color of law, upon already subverted Miami Courts, presided by implicated corrupt Judge Allan Lester Langer ("Judge Langer" (Florida Bar No. 137.828), deprive, steal, and extort Tavares, and Tavares's Companies BCP & Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(b) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Tavares of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (b) **"This Court has jurisdiction over Mr. Tavares, because he has committed torts in Miami-Dade County"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 1 ¶ 5, when in truth and in fact, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) shareholders of BCP and Car Wash, and clearly contradicting the known record displayed, truth, and historical facts, since all alleged torts in the referenced matter, they are knowingly and intentionally committing the torts against Tavares, and Tavares's Companies BCP and Car Wash, shamelessly blaming the victim for their brazen crimes, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(c) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Tavares of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (c) **"Venue is proper in Miami-Dade County because various torts have been committed in Miami-Dade County by the Defendant"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 1 ¶ 6, when in fact and in truth, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) Shareholders of BCP and Car Wash, and they are acting with fraudulent authority they fabricated, and the alleged torts in their sham Complaint, are willfully committed by them against Tavares, and Tavares's Companies BCP & Car Wash, shamelessly blaming the victim for their brazen crimes, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(d) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Tavares of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (d) **"Mr. Tavares was an officer and director of Plaintiffs, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc. Mr. Tavares may have a contingent right to six (6%) of the stock of Brickell Commerce Plaza, In. and The Car Wash Concept, Inc. (subject to applicable defenses"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 2 ¶ 7, when in fact and in truth, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) Shareholders of BCP and Car Wash, and the fact that Tavares is, and at all times, since Tavares founded Tavares's BCP on October 13, 1998, and Tavares's Car Wash on October 29, 1999, BCP and Car Wash's sole president, director, and manager, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(e) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Tavares of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (e) **"On July 28, 2011, the sole shareholder of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc.,"** see, BCP and Car Wash's Complaint of September 15, 2011 at 2 ¶ 8, when in fact and in truth, Guimaraes, Peter, and Landy at

Valori know that Tavares is an owner, and one (01) of two (02) shareholders of BCP and Car Wash, and clearly contradicting the known record displayed, truth, and historical facts, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(f) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (f) **"Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of The Car Wash Concept, Inc.,"** see, BCP and Car Wash's Complaint of September 15, 2011 at 2 ¶ 9, when in truth and in fact, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) shareholders of BCP and Car Wash, and clearly contradicting the known record displayed, truth, and historical facts, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(g) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (g) **"On August 5, 2011, pursuant to these corporate actions, the Plaintiffs filed documents with the Florida Department of State removing Mr. Tavares as an officer of the Plaintiffs and installing Ms. Gabriela Guimaraes as an officer of the Plaintiffs,"** see, BCP and Car Wash's Complaint of September 15, 2011 at 2 ¶ 11, when in truth and in fact, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) shareholders of BCP and Car Wash, and the alleged "corporate actions" are predicated on false, invalid, and fraudulent corporate authority they fabricated to hijack Tavares's BCP and Car Wash, to further deprive, steal, and extort Tavares and Tavares BCP and Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(h) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (h) **"On August 9, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs,"** see, BCP and Car Wash's Complaint of September 15, 2011 at 2 ¶ 12, when in truth and in fact, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) shareholders of BCP and Car Wash, and the sole president, director, and manager, and, at all relevant times, Tavares, and Tavares only, has the sole legal authority over Tavares's Companies BCP and Car Wash, and Tavares' lawful and rightful actions to reinstate Tavares as BCP and Car Wash's officer and director before the Florida Department of State is appropriate against Guimaraes, Peter, and Landy's fraudulent actions to hijack Tavares's BCP and Car Wash with false, invalid, and fraudulent corporate authority they fabricated to hijack Tavares's BCP and Car Wash, to further deprive, steal, and extort Tavares and Tavares BCP and Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(i) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (i) **"After his removal as an officer and director of both Plaintiffs, and as a result of his wrongful actions in filing improper documents with the Florida Department of State, the Plaintiffs were not able to access their bank accounts"** see, BCP and Car Wash's Complaint of September 15, 2011 at 2 ¶ 13, when in truth and in fact, Guimaraes, Peter, and Landy at Valori know that Tavares is an owner, and one (01) of two (02) shareholders of BCP and Car Wash, and, at all relevant times, Tavares is the sole legal authority for Tavares's Companies BCP and Car Wash, and their alleged "corporate actions" are predicated on false, invalid, and fraudulent corporate authority they fabricated to hijack Tavares's BCP and Car Wash, and that Tavares was not lawfully removed from Tavares's BCP and Car Wash, and the torts alleged in the sham Complaint is perpetrated by Guimaraes, Peter, and Landy at Valori, to further deprive, steal, and extort Tavares and Tavares BCP and Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(j) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (j) **"A bona fide dispute exists between Plaintiff and Defendant regarding the parties' rights to act for the Plaintiffs"** see, BCP and Car Wash's Complaint of September 15, 2011 at 3 ¶ 16, when in truth and in fact, Guimaraes, Peter, and Landy at Valori know that there is no "bona fide dispute", as they are knowingly and intentionally acting on behalf of the Plaintiff entities BCP and Car Wash with false, invalid, and fraudulent corporate authority to further deprive, steal, and extort, under color of law, Tavares and Tavares BCP and Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(k) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (k) **"Plaintiffs believe that Mr. Tavares has been removed from his positions as an officer and director of both Plaintiff entities and that he has no authority to act on behalf of the Plaintiffs"** see, BCP and Car Wash's Complaint of September 15, 2011 at 3 ¶ 17, as Guimaraes, Peter, and Landy could not possibly believe these brazen false statements, when in truth and in fact, Guimaraes, Peter, and Landy at Valori well know that they are knowingly and intentionally acting on behalf of the Plaintiffs' entities BCP and Car Wash with false, invalid, and fraudulent corporate authority they fabricated as the "Sole Shareholder" of BCP, to further deprive, steal, and extort, under color of law, Tavares and Tavares BCP and Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(l) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (l) **"WHEREFORE, Plaintiffs respectfully request the entry of a declaratory judgment declaring that the Defendant is not an officer or director of the Plaintiff entities and that the Defendant is not entitled to act on behalf of the Plaintiff entities"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 4, as Guimaraes, Peter, and Landy at Valori, with false, invalid, and fraudulent corporate authority they fabricated as the "Sole Shareholder" of BCP, pleas to the Miami Courts to further deprive, steal, and extort, under color of law, Tavares and Tavares BCP and Car Wash of all properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(m) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (m) **"Plaintiffs removed Defendant as an officer of the Plaintiff entities, as set forth above"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 4 ¶ 26, as Guimaraes, Peter, and Landy at Valori, know they are acting with false authority on behalf of BCP or Car Wash, predicated on false, invalid, and fraudulent corporate authority they fabricated as the "Sole Shareholder" of BCP, pleas to the Miami Courts to further deprive, steal, and extort, under color of law, Tavares and Tavares BCP and Car Wash of all properties and rights, and that Tavares, and Tavares only, is the sole legal authority of BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(n) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (n) **"Plaintiffs have a substantial likelihood of success on the merits of their claims"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 4 ¶ 28, as Guimaraes, Peter, and Landy at Valori, know that they are acting with false authority on behalf of BCP or Car Wash, predicated on false, invalid, and fraudulent corporate authority they fabricated as the "Sole Shareholder" of BCP, and further shown by the Perpetrators artifices, among others, to not serve the Summons and Complaint upon Tavares until they deprive and extort Tavares in a sham Evidentiary hearing of September 22, 2011, scheduled 18 hours before the sham hearing presided by corrupt Judge Langer takes place without Tavares, further depriving, stealing, and extorting, under color of law, Tavares and Tavares BCP and Car Wash of properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(o) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (o) **"As a result of Defendant's continued actions, Plaintiffs have and will continue to suffer irreparable harm"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 4 ¶ 28, when in truth and in fact, they all know, and the record displayed shows, Tavares, at all relevant times, is an owner of BCP, and one (01) of two (02) shareholders of BCP and Car Wash, and Tavares has founded, and well managed Tavares's Companies BCP and Car Wash, and

Guimaraes, Peter, and Landy at Valori are attempting to hijack Tavares's BCP and Car Wash with fabricated fraudulent authority, to further steal all properties and rights of Tavares and Tavares's BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(p) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (p) **"WHEREFORE, Plaintiffs respectfully request the court enjoy Defendant from attempting to take any further actions on behalf of the Plaintiffs entities, and award Plaintiffs such other and further relief as this Court deems just and equitable"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 4 at last paragraph, when in truth and in fact, they all know, and the record displayed shows, Tavares, at all relevant times, is an owner of BCP, and one (01) of two (02) shareholders of BCP and Car Wash, and Guimaraes, Peter, and Landy at Valori are *de facto* improperly soliciting the assistance of the Miami Courts to hijack Tavares's BCP and Car Wash with fabricated fraudulent authority, to further steal all properties and rights of Tavares and Tavares's BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(q) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (q) **"Mr. Tavares has intentionally converted Plaintiffs corporate records for his own use"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 5 ¶ 32, when in truth and in fact, they all know, and the record displayed shows, Tavares, at all relevant times, is an owner of BCP, and one (01) of two (02) shareholders of BCP and Car Wash, and the sole legal authority of BCP and Car Wash, and Guimaraes, Peter, and Landy at Valori, are, knowingly and intentionally acting with fabricated fraudulent authority, to further steal all properties and rights of Tavares and Tavares's BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(r) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (r) **"Defendant's conversion of Plaintiffs' property was in derogation of Plaintiffs' rights to possession thereof"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 5 ¶ 34, when Guimaraes, Peter, and Landy at Valori well know in truth, and in fact, that Tavares, and Tavares only, is the sole legal authority of Tavares's BCP and Car Wash, and they are illegally attempting to hijack the companies to further deprive, steal, and extort, under color of law, Tavares's BCP and Car Wash's properties, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(s) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (s) **"Defendant's conversion of Plaintiffs' property was in derogation of Plaintiffs' rights to possession thereof"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 5 ¶ 34, when Guimaraes, Peter, and Landy at Valori well know in truth, and in fact, that Tavares, and Tavares only, is the sole legal authority of Tavares's BCP and Car Wash, and they are illegally attempting to hijack the companies to further deprive, steal, and extort, under color of law, Tavares's BCP and Car Wash's properties, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(t) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (t) **"The property is wrongfully detained by Defendant"**, see, BCP and Car Wash's Complaint of September 15, 2011 at 5 ¶ 41, when Guimaraes, Peter, and Landy at Valori well know in truth, and in fact, that Tavares is the owner, and Tavares only, at all relevant times, is the sole legal authority of Tavares's BCP and Car Wash, and they are illegally attempting to hijack the companies to further deprive, steal, and extort, under color of law, Tavares's BCP and Car Wash's properties, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 70(u) - Perjury in Official Proceeding by Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: (u) **"WHEREFORE, Plaintiffs demands judgment for possession of the property together with costs and such other and further relief this Court deems just and proper"** see, BCP and Car Wash's Complaint of September 15, 2011 at 6, when in truth and in fact, they all know, that, at all relevant times, Tavares is the owner of BCP, and one (01) of two (02) shareholders of BCP and Car Wash, and Guimaraes, Peter, and Landy at Valori do not have any legal authority over Tavares's Companies BCP and Car Wash, and are knowingly and intentionally acting with false, invalid and fraudulent authority they fabricated to further steal all properties and rights of Tavares and Tavares's BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 71 – Guimaraes, Peter, and Landy, at Valori, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

72	September 15, 2011 at 11:26 a.m.	U. S. CODE TITLE 18	Peter Francis Valori
73		§ 371 Conspiracy to Defraud the USA &	Russell Marc Landy Damian & Valori, LLP
74		§ 241 Conspiracy Against Rights &	Gabriela Machado Guimaraes Integra Solutions, LLC
75		§ 242 Deprivation of Rights Under Color of Law &	Joao E. Da Costa Tenorio Jose Tenorio Lins Neto Luciana Tenorio Carvalho
76		§ 1346 Scheme/Artifice to Defraud &	Brickland Overseas Ltd. Probus Compagnie S.A.
77		§ 1961 <i>et seq.</i> – RICO &	Giselle Ocampo Elba Bethancourt
78		FLORIDA STATUTES TITLE XLVI § 837.02 False Statements &	Mossack Fonseca & Co. Marco E. Rojas Robert M. Haber
79		Title XLVI § 817.155 Fraudulent Practices &	Nicholas Stanham The Criminal Enterprise
80		FLORIDA RULES OF JUDICIAL ADMINISTRATION Rule 2.516 - Service of Pleadings & Documents &	Allan Lester Langer Miami Courts
81		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d) &	
		FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about September 15, 2011 at 11:26 a.m., criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No.44.417), at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a courts in the United States, together with criminal Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, following an underlying scheme depriving and extorting Tavares of all his properties and rights upon subverted courts upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), file, with unclean hands, on behalf of Tavares’s Companies BCP & Car Wash they hijacked predicated on bogus authority they fabricated as, “*Sole Shareholder*” of BCP, a sham Plaintiffs’ Verified Urgent Motion for Temporary Injunction (“**Motion for Injunction**”), without a Certificate of Service upon Defendant Tavares, executed on predicated fraudulent authority by criminal Guimaraes, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), willfully to deprive and extort Tavares, at all relevant times, the sole legal authority of BCP and Car Wash, an owner, and one of two shareholders, failing to serve the Defendant Tavares - and as a matter of fact and record, Valori does not even include a Certificate of Service on the Motion for Injunction, as required pursuant to Florida Rule of Judicial Administration 2.516, required for Pleadings and Motions, showing their criminal intent to intentionally and knowingly deprive Tavares of rights and properties. See Record.

Among other false statements that the Perpetrators knew, and had to know to be false and untrue, they falsely state, to further the criminal scheme upon the subverted proceedings, presided by corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), already implicated in improperly presiding Two (02) other Related Sham Cases furthering the scheme depriving and extorting Tavares of all properties and rights, under color of law, that: *“On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc. Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of the Car Wash Concept, Inc.”* See Motion for Injunction 1 at Factual Background. At all times relevant, Tavares is the owner of BCP and Car Wash, and one (01) of two (02) shareholders, and the sole legal authority of BCP and Car Wash. See Record.

COUNTS

Count 72 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 73 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 74 - Attorneys Peter F. Valori and Russell Marc Landy at Damian Valori, LLP, corrupt Judge Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 75 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 76 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 77(a) - Perjury in Official Proceeding by Peter F. Valori and Russell Landy at Damian & Valori, LLP, Gabriela Machado Guimaraes, and other Perpetrators implicated, to further the scheme, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: "On July28, 2011, the sole shareholder of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc., see BCP/Car Wash Complaint of September 15, 2011 at 2 ¶ 8, clearly contradicting the known record displayed, and truth, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 77(b) - Perjury in Official Proceeding by Peter F. Valori and Russell Landy at Damian & Valori, LLP, Gabriela Machado Guimaraes, and other Perpetrators implicated, to further the scheme, knowingly and intentionally, falsely state to the Miami Courts, among other things, that: "Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of The Car Wash Concept, Inc., see BCP/Car Wash Complaint of September 15, 2011 at 2 ¶ 9, clearly contradicting the known record displayed, and truth, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 78 - Peter F. Valori and Russell Landy at Damian & Valori, LLP, Gabriela Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 79 – Peter F. Valori and Russell Marc Landy, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, fail to service pleadings and motions to Defendant Tavares, as required, to further the known criminal scheme depriving and extorting, under color of law, in violation of, Rule 2.516, Florida Rules of Judicial Administration.

Count 80 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Count 81 – Corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

Valori's Fraudulent Plaintiffs' Verified Urgent Motion for Temporary Injunction Predicated on Fabricated False and Invalid Authority for Tavares's Companies BCP & Car Wash First Filed on 9/15/11

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR, MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.

CASE NO.:11-29624-CA(30)

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

FILED FOR RECORD ON 2011 SEP 15 11:26 AM

PLAINTIFFS' VERIFIED URGENT MOTION FOR TEMPORARY INJUNCTION

Plaintiffs, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc., pursuant to Fla. R. Civ. P. 1.610, moves the Court to enter an injunction prohibiting the Defendant from attempting to take any further actions on behalf of the Plaintiff entities, and in support states:

I. Factual Background

Mr. Tavares was an officer and director of Plaintiffs, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc. Mr. Tavares may have a contingent right to six (6%) of the stock of Brickell Commerce Plaza, Inc. and The Car Wash Concept, (subject to applicable defenses).

On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc. Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of The Car Wash Concept, Inc.

On August 2, 2011, the Plaintiffs informed Mr. Tavares of his dismissal from his positions as an officer and director of both Plaintiffs. On August 5, 2011, pursuant to these corporate actions, the Plaintiffs filed documents with the Florida Department of State removing Mr. Tavares as – Pg 1. an officer of the Plaintiffs and installing Ms. Gabriela Guimaraes as an officer of the Plaintiffs.

On August 9, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs. See Complaint at Composite Exhibit A.

Also, after his removal as an officer and director of both Plaintiffs, and as a result of his wrongful actions (in filing improper documents with the Florida Department of State), the Plaintiffs were not able to access their bank accounts.

As a result of Defendant's continued wrongful actions, the Plaintiff has and will continue to suffer irreparable harm in the form of an inability to control and grow their businesses.

II. Standard for Injunction Relief

"In seeking a temporary injunction, the moving party must generally show (1) a clear legal right or interest in the subject matter of the suit, (2) a substantial likelihood of success on the merits and (3) the likelihood of irreparable harm because of the unavailability of an adequate remedy at law." See *Heavener, Ogier Services, Inc. v. R.W. Florida Region, Inc.*, 418 So 2d 1074, 1075 (Fla. 5th DCA 1982).

III. Plaintiff Has a Clear Legal Right And A Substantial Likelihood of Success on the Merits

The Plaintiffs have a clear legal right and a substantial likelihood of success on the merits on their claims. Indeed, the Defendant was removed as an officer and director of the Plaintiff entities, but has attempted to take actions on their behalf without the authority to do so. Based on the foregoing the Plaintiffs have a clear legal right and a substantial likelihood of success on the merits of its claims. Pg 2.

IV. Plaintiff Will Suffer Irreparable Harm and Has no Adequate Remedy at Law

Plaintiffs will suffer irreparable harm in Defendant attempting to take actions on behalf of the Plaintiff entities, and continue to exercise dominion and control over the Plaintiffs' corporate records. See *Zuckerman v. Professional Writers of Florida, Inc.* 398 So. 2d 870 (Fla. 5th DCA 1981) (temporary injunction requiring the return of records, and against their destruction, issued where removal of files and records impeded day to day operations of business bringing about irreparable harm for which there was no adequate remedy at law); *see also U.S. 1 Office Corp. v. Falls Home Furnishings, Inc.*, 655 So. 2d 209, 210 (Fla. 3d DCA 1995) (evidence of the potential destruction of a business, without a track record from which calculate the potential loss and with harm of a continuing nature, may in some cases provide sufficient indicia of irreparable harm to support temporary injunctive relief).

Based on the foregoing, the Plaintiff will suffer and irreparable injury and have no adequate remedy at law. As such, the Court should enter an injunction prohibiting the Defendant from attempting to take any further actions on behalf of the Plaintiff entities, including filing documents with the Florida Department of State, filing tax returns, accessing company bank accounts or selling or encumbering any company property. Pg 3.

V. Conclusion

In sum, and based upon the foregoing, Plaintiffs respectfully requests that this Court enter an injunction preventing the Defendant from attempting to take any further actions on behalf of the Plaintiff entities.

WHEREFORE, Plaintiffs respectfully request that this Court grant the relief sought above and grant such further relief as the Court deems appropriate under these circumstances.

Under penalties of perjury, [20] I declare that I have read the foregoing motion and that the facts stated in it are true. /s/ Gabriela Guimaraes Dated: September 14, 2011.

Gabriela Guimaraes, President and Secretary
Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.

Respectfully submitted, Dated: September 15, 2011.

DAMIAN & VALORI, LLP

1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130

Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori

Peter F. Valori, Esq. – Florida Bar No. 43516

Russell Landy, Esq. – Florida Bar No. 44.417” pg. 4. See Motion for Injunction.

²⁰ The Criminal Enterprise, as a requirement under its *Omertà Code*, has criminals Gabriela Guimaraes, Peter F. Valori, and Russell Marc Landy at Damian & Valori, to commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, among others, knowingly and intentionally committing perjury under oath, contrary to §837.02, F.S., Perjury in Official Proceeding, to further the scheme, as the criminals knew, and had to know that Tavares is an owner and one of two (02) shareholders of BCP and Car Wash, as per corporate and public records, and also shown on Gabriela Guimaraes's two (02) correspondences of July 30, 2011, purportedly as BCP an Car Wash's President and Director – after fabricating the bogus resolutions of BCP's "Sole Shareholder" of July 29, 2021, cancelling a scheduled Shareholders' Meeting between shareholder

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

82	September 15, 2011	U. S. CODE TITLE 18	Russell Marc Landy Peter F. Valori Damian & Valori, LLP Allan Lester Langer Miami Courts The Criminal Enterprise
83		§ 371 Conspiracy to Defraud the USA &	
84		§ 241 Conspiracy Against Rights &	
85		§ 242 Deprivation of Rights Under Color of Law &	
86		§ 1346 Scheme/Artifice to Defraud &	
87		§ 1961 <i>et seq.</i> – RICO &	
88		FLORIDA STATUTES TITLE XLVI § 837.02 False Statements &	
89		Title XLVI § 817.155 Fraudulent Practices &	
90		FLORIDA RULES OF JUDICIAL ADMINISTRATION Rule 2.516 - Service of Pleadings & Documents &	
91		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d) & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about September 15, 2011, shortly after criminals Peter F. Valori (“Valori”) (Florida Bar No. 43.516) , Russell Marc Landy (“Landy”) (Florida Bar No. 44.417) at Damian & Valori, LLP (“Valori”), and Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), file, with unclean hands, a sham Complaint (“Complaint”), and a sham Plaintiff’s Verified Urgent Motion for Injunction in the in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), that they all know is sham, and filed with fraudulent authority, predicated on false, invalid, and fraudulent corporate resolutions, by the “Sole Shareholder” of Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), that they fabricated to falsely state to courts that they have authority to act on behalf of BCP & Car Wash, as part of a scheme to deprive, steal, and extort Charles Tavares (“Tavares”), at all relevant times, the sole legal authority of BCP and Car Wash, under color of law, upon a subverted court of law in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), Landy, with unclean hands, improperly hand delivers as part of the racket, to corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), as an artifice to deprive Tavares, an *ex-parte* letter (“**ex-parte correspondence**”), together with the unserved Complaint, and the unserved Motion for Injunction without a certificate of service, making statements that Valori know are false and fraudulent, in order to set up a sham Evidentiary hearing without Defendant Tavares, willfully depriving Tavares of rights, in order to stage a legal farce allowing corrupt Judge Langer to issue a fraudulent Injunction depriving Tavares of rights and properties, so Valori and Guimaraes’s scheme can be “legalized” with the hijacking of Tavares’s BCP & Car Wash. See Record.

COUNTS

Count 82 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 83 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 84 - Attorneys Peter F. Valori and Russell Marc Landy at Damian Valori, LLP, Judge Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 85 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 86- At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 87(a) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to the Miami Courts, among other things, that: (a) “*We represent the Plaintiffs in the above-referenced matter*”, *see Valori’s ex-parte Letter of September 15, 2011 at ¶ 1*, clearly omitting that their authority to represent is false, invalid and fraudulent, predicated on bogus corporate authority for BCP and Car Wash that they fabricated, purportedly as the “Sole Shareholder”, contradicting the known record displayed, and truth, showing that BCP and Car Wash, the Plaintiff entities, have Two (02) Shareholders, Charles Tavares and Joao Evangelista Tenorio, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 87(b) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to the Miami Courts, among other things, that: (b) *“Since filing the Complaint, and Urgent Motion for Temporary Injunction, the Plaintiffs have learned that Mr. Tavares continues to take unauthorized actions on behalf of the Plaintiffs, including filing false documents with the Florida Secretary of State in which he lists himself as a Director of the Plaintiff entities”*, as Valori knows that Tavares is an owner of BCP and Car Wash, and that Tavares is one of Two Shareholders of BCP, and that Valori’s purported “authority” is predicated on invalid and fraudulent resolutions they fabricated to hijack BCP & Car Wash, to deprive and extort Tavares of Tavares’s BCP & Car Wash, under color of law, and then, steal all assets, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 88- Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 89 – Peter F. Valori and Russell Marc Landy, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, fail to service pleadings and motions to parties to the action, as required, and instead, improperly hand delivers, on September 15, 2011, to corrupt Judge Langer, *ex-parte*, a sham correspondence letter to the merits of their sham case, to further the known criminal scheme depriving and extorting, under color of law, in violation of, Rule 2.516, Florida Rules of Judicial Administration.

Count 90 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Count 91 – Corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

Sham *ex-parte* Letter by Valori to Corrupt Judge Langer to Set up an Improperly Noticed Hearing

"DAMIAN & VALORI LLP
Attorneys at Law

September 15, 2011

Via Hand Delivery

The Honorable Lester Langer
Dade County Courthouse
73 West Flagler Street, Room 511
Miami, Florida 33130

Re: Brickell Commerce Plaza, Inc., et al. v. Charles Tavares
Case No. 11-29624 CA 30

Dear Judge Langer:

We represent the Plaintiffs in the above-referenced matter. Earlier today the Plaintiffs filed the enclosed Complaint against Defendant Charles Tavares, for declaratory relief, an injunction, replevin, and conversion arising from Mr. Tavares' taking unauthorized actions on behalf of the Plaintiff entities, and failing to return company property. Plaintiffs also filed their Verified Urgent Motion for Temporary Injunction, which I enclose for your convenience.

Since filing the Complaint, and Urgent Motion for Temporary Injunction, the Plaintiffs have learned that Mr. Tavares continues to take unauthorized actions on behalf of the Plaintiffs, including filing false documents with the Florida Secretary of State in which he lists himself as a Director of the Plaintiff entities.

As such, we respectfully request your Honor set a 30 minute special set hearing on Plaintiffs' Verified Urgent Motion for Temporary Injunction at the Court's First Available opportunity.

Should you have any questions, please do not hesitate to contact my office. Thank you for your consideration.

Sincerely,

/s/ Russell Landy

Russell Landy

Enclosure

c.c.: Charles Tavares". See Valori's *ex-parte* Letter of September 15, 2011.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

92	September 21, 2011 at 1:21 p.m.	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO & <u>FLORIDA STATUTES</u> TITLE XLVI § 837.02 False Statements & TITLE VII -§ 92.525 - Perjury by False Declaration & TITLE XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise David Marin On the Run Courier Process
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On or about September 21, 2011 at 1:21 pm, the criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (Tax Id. #201324240) a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert courts of law in the United States, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), following an underlying scheme depriving and extorting Tavares of all his properties and rights upon subverted courts upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), together with David Marin (“Marin”) at On The Run Courier & Process Service, LLC (“On The Run Process”) (Tax Id. #27-2123388), knowingly and intentionally, file, with unclean hands, a false and fraudulent Return of Service (the “**Second Fraudulent Return of Service**”), in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), intentionally and knowingly, fraudulently stating to the Miami Courts that, Defendant **Tavares is served** **Plaintiffs Verified Urgent Motion for Temporary Injunction with a Copy of the Complaint on September 21, 2011 at 9:46 a.m.**, contrary to the known truth and facts, that Tavares was not served, and the purported “additional information” in Marin’s fraudulent Second Fraudulent Return of Service is also false and fabricated. See The Second Fraudulent Return of Service.

COUNTS

Count 92- The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 93 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 94 - Peter F. Valori, Russell Marc Landy, David Marin, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 95 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 96 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 97(a) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, LLC, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, filing the false and fraudulent Return of Service upon Tavares, falsely stating that, among other things, that, (a) *"I, David Marin, do hereby affirm that on the 21st day of September, 2011 at 9:46 am, I: INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons and Copy of the Plaintiffs Verified Urgent Motion for Temporary Injunction with Copy of Complaint with the date and hour of service endorsed thereon by me, to: CHARLES TAVARES at the address of: 218 SE 14 ST, PH1, Miami, FL 33131, and informed said person of the contents therein, in, in compliance with state statues"*, clearly contradicting the known truth and facts that Tavares was not served, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 97(b) - David Marin at On The Run Courier & Process Service, LLC, Pater F. Valori, Russell Marc Landy at Damian & Valori LLP a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, in furtherance of the scheme depriving and extorting Tavares of properties ad rights, under color of law, in reckless disregard for the truth and facts, systematically fabricate false and fraudulent declarations, pleadings, documents, and fake facts, as an artifice to extort, and intentionally, falsely states to the Miami Courts in writing, among other things, that,

(b) “went to his [Tavares] apt heard some noise did not want to open the door **he** then turned down the tv and tuned off lights ... I can see some movement in the apt”, as it is simply not true, but also as Tavares attests herein, because Marin cannot, and could not possibly see through the doors and walls²¹ if there was a man, woman, or else, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 98 - David Marin at On The Run Courier & Process Service, LLC, commits perjury in writing by knowingly and intentionally, falsely stating, among other things, that, “I certify that I am over the age of 18 and have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process is served. Under penalty of perjury I declare I have read the foregoing documents and that the facts stated in it are true. Notary not required pursuant to FL Statute 92.525 Sec (2). /s/ David Marin Davis Marin CPS#1946 – On The Run Courier & Process Service, LLC”, in violation of, Title VII, §92.525, F.S. (Perjury by False Declaration).

Count 99 - Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, LLC, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 100 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

²¹ Peter F. Valori and Russell Landy Marc at Damian & Valori LLP, are dangerous criminals, knowingly and intentionally, using their Florida Bar licenses and position of power as officers of the courts to systematically violate the law, the constitution, and U.S. citizens’ rights, under color of law, upon subverted proceedings, corrupting others to fabricate, among other things, false and fraudulent Return of Services upon Tavares, and false statements of facts that they know are not true – and even possible to be true, as David Marin cannot see through doors and walls, and also shown on the following Valori and Gabriela Maranhao Machado Guimaraes’ Two (02) sham fabricated Domestic Repeat Violence Cases against Tavares, see, the First Fabricated *Geania A. Fraga v. Charles Tavares* (“Fraga I”) Case No. 2012-3753-FC-04; and, the Double-Jeopardy, *Geania A. Fraga v. Charles Tavares* (“Fraga II”, Double Jeopardy) Case No.2012-24483-FC-04, where one of their three (3) false witnesses, Maritza Calix, under oath, states to the court, knowingly and intentionally perjuring herself to further the scheme, that, **she recognizes the voice of Tavares on a purported unknown text message** – although “normal” people cannot hear voices on text messages, and cannot recognize a voice of Tavares that Calix acknowledges she never heard, nor ever met Tavares, showing that criminals at Valori have absolute reckless disregard for the truth and law, because their criminal rackets are predicated on operating schemes and extortion in *Kangaroo Courts* upon subverted Miami Courts, presided by shameless corrupt judges, for example, shameless corrupt Judge Joseph I. Davis Jr. (Florida Bar No. 155.299), furthering the shocking rackets, under color of law. See The First Fabricated *Geania A. Fraga v. Charles Tavares* (“Fraga I”) Case No. 2012-3753-FC-04, by same criminals, among others, Peter F. Valori, Russel Marc Landy, and Gabriela Machado Guimaraes.

Second²² Fraudulent Return of Service Upon Tavares Falsely Stating Service on September 21, 2011.

"RETURN OF SERVICE

State of Florida

County Dade

Circuit Court

Case Number: 11-29624CA30

Plaintiff:

BRICKELL COMMERCE PLAZA, INC., and THE CAR WASH CONCEPT, INC.

vs.

Defendant:

CHARLES TAVARES

FILED FOR RECORD
2011 SEP 21 PM 1:21
JUAN LEBLANC

For:

Damian & Valori, LLP

1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131

Received by On The Run Courier & Process Service, LLC on the 20th day of September, 2011 at 5:31 pm to be served on CHARLES TAVARES, 218 SE 14 ST, PH1, Miami, FL 33131.

I, David Marin, do hereby affirm that on the 21st day of September, 2011 at 9:46 am, I:

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons and Copy of the Plaintiffs Verified Urgent Motion for Temporary Injunction with Copy of Complaint with the date and hour of service endorsed thereon by me, to: CHARLES TAVARES at the address of: 218 SE 14 ST, PH1, Miami, FL 33131, and informed said person of the contents therein, in compliance with the state statutes.

Additional Information pertaining to this Service:

PS arrived 9/20/2011 at 10:40 pm confirmed with security that Mr. Tavares was in at that time, went to his apt heard some noise did not want to open the door he then turned down the TV and tuned off lights. Was able to see his balcony through the entrance of the pool since he lives in the PH1 can see some movement in the apt. Came back the next day Mr. Jeff Apollon security manager escorted me upstairs and Mr. Tavares went ahead and turned off his doorbell and put a light green paper over the whole of the door so I wouldnt see inside did verify that he was still in, heard some noise and again he did not come to the door, dropped service in the door with his newspaper there advised Mr. Tavares to act accordingly and that he was served. Went to the office since Mr. Tavares is the VP of the Board of Directors of the condo association spoke with Sylvette Gonzalez office admin and she said that she can not contact him because he will not answer her phone calls.

RETURN OF SERVICE for 11-29624 CA 30

I Certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalty of perjury I declare I have read the foregoing documents and that the facts stated in it are true. Notary not required pursuant to FL Statute 92.525 Sec (2). /s/ David Marin -

David Marin CPS #1946

On The Run Courier & Service Process, LLC – P.O. Box 430236, Miami, FL 33243 T.(305)329.2992

Our Job Serial Number: TRC-2011000538 Ref. Brickell Commerce Plaza/Tavares". See First Fraudulent Return of Service.

²² The Second Fraudulent Return of Service by David Marin, is required from Associates by the Criminal Enterprise's *Omertà Code* in order to show to other criminals that they are joined together in the scheme, and to make sure to other Associates that he/she will not betray the Criminal Enterprise, and, then, corrupt Judge Allan Lester Langer feels covered that he can freely proceed with the brazen deprivation and extortion of Tavares, under color of law, contrary to the truth, as they all know in truth and in fact, that Tavares was not served, and the fact they never intended to serve Tavares, in order to stage the sham hearing of September 22, 2011 without Defendant/Victim Tavares to deprive Tavares of properties and rights. See Record.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

101	September 21, 2011 at 1:23 p.m.	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise (CCE) David Marin On the Run Courier Process
102		§ 371 Conspiracy to Defraud the USA &	
103		§ 241 Conspiracy Against Rights &	
104		§ 242 Deprivation of Rights -Under Color of Law &	
105		§ 1346 Scheme/Artifice to Defraud &	
106		§ 1961 <i>et seq.</i> – RICO &	
107		FLORIDA STATUTES	
108		TITLE XLVI § 837.02 False Statements &	
109		TITLE VII- § 92.525 - Perjury by False Declaration & TITLE XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about September 21, 2011, the criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (Tax Id. #201324240) a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, following an underlying scheme depriving and extorting Tavares of all his properties and rights upon subverted courts upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), together with David Marin (“Marin”) at On The Run Courier & Process Service, LLC (“On The Run Process”) (Tax Id. #27-2123388), knowingly and intentionally, file, with unclean hands, a false and fraudulent Return of Service (the “**First Fraudulent Return of Service**”), in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), intentionally and knowingly, fraudulently stating to the Miami Courts that Defendant Tavares is served the Summons and Copy of Complaint on September 16, 2011 at 8:21 am,²³ contrary to the known truth and facts showing that Tavares was not served, and “*additional information*” from Marin that is also false and fabricated, shocking the conscious. See First Fraudulent Return of Service.

COUNTS

Count 101 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

²³ The First Fraudulent Return of Service, falsely stating Service upon Tavares, on September 16, 2011, is only filed with the Court on 9/21/2011, together with a Second Fraudulent Return of Service on September 21, 2011. See Record.

Count 102 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.,* U.S. Const., Amend. XIV.

Count 103 - Peter F. Valori, Russell Marc Landy, David Marin, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 104 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 105 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.,* the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 106(a) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, and other Perpetrators implicated, to further the scheme, filing the false and fraudulent Return of Service upon Tavares, that they all known in truth and fact to the false, falsely stating that, *e.g.,* (a) “I, David Marin, do hereby affirm that on the 16th day of September, 2011 at 8:21 am; and, I: INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons and Copy of Complaint with the date and hour of service endorsed thereon by me, to: CHARLES TAVARES”, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 106(b) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, and other Perpetrators implicated, to further the scheme, filing the false and fraudulent Return of Service upon Tavares, that they all known in truth and fact to the false, falsely stating that Marin, *e.g.,* (b) “Spoke with Eline Cruz she was behind the desk asked if Mr. Tavares was available she said yes then she ask me what it was and I stated that it was a Legal document that I had to give him personally, she then said he was not there”, fabricating events, and falsely declaring it to the court, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 106(c) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, and other Perpetrators implicated, to further the scheme, filing the false and fraudulent Return of Service upon Tavares, that they all known in truth and fact to the false, falsely stating that Marin, *e.g.*, (c) *"PS [Process Server David Marin] came back next morning 9/16/11 were service was executed, Arrived at the apt and had Mr. Jeff Apollon security manager of the building to escort me upstairs, Mr. Tavares was in the apt said who is it stated that I was there to serve him legal documents he then walked away from the door did not open the door was ignoring knocks and doorbell told Mr. Tavares he was officially served..."*, stating completely fabricated events that are not true, because Tavares can affirm these events did not take place, and are simply another artifice by the criminals, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 106(d) - Perjury in Official Proceeding by Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, and other Perpetrators implicated, to further the scheme, filing the false and fraudulent Return of Service upon Tavares, that they all known in truth and fact to the false, falsely stating that Marin, *e.g.*, (d) Tavares answered his phone, and *"...he then yelled at the security guard and hung up on him"*, stating completely fabricated events that are not true, because Tavares can affirm these events did not take place, and are simply another artifice by the criminals in furtherance of the scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 107 - David Marin at On The Run Courier & Process Service, LLC, commits perjury in writing by knowingly and intentionally, falsely stating, among other things, that, "I certify that I am over the age of 18 and have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process is served. Under penalty of perjury I declare I have read the foregoing documents and that the facts stated in it are true. Notary not required pursuant to FL Statute 92.525 Sec (2). */s/ David Marin* David Marin CPS#1946 – On The Run Courier & Process Service, LLC", in violation of, Title VII, §92.525, F.S. (Perjury by False Declaration).

Count 108 - Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, LLC, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 109 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

The First Fraudulent Return of Service Upon Tavares Falsely Stating Service on September 16, 2011.

"RETURN OF SERVICE

State of Florida

County Dade

Circuit Court

Case Number: 11-29624CA30

Plaintiff:

BRICKELL COMMERCE PLAZA, INC., and THE CAR WASH CONCEPT, INC.

vs.

Defendant:

CHARLES TAVARES

For:

Damian & Valori, LLP

1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131

FILED FOR RECORD

2011 SEP 21 PM 1:23

JUAN LEBLANC

Received by On The Run Courier & Process Service, LLC on the 15th day of September, 2011 at 1:31 pm to be served on CHARLES TAVARES, 218 SE 14 ST, PH1, Miami, FL 33131.

I, David Marin, do hereby affirm that on the 16th day of September, 2011 at 8:21 am [²⁴], I:

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons and Copy of Complaint with the date and hour of service endorsed thereon by me, to: CHARLES TAVARES at the address of: 218 SE 14 ST, PH1, Miami, FL 33131, and informed said person of the contents therein, in compliance with the state statutes.

Additional Information pertaining to this Service:

PS arrived 9/15/11 3:41 pm at first address given at 444 Brickell Avenue ste 720 Miami FL spoke with Eline Cruz she was behind the desk asked if Mr. Tavares was available she said yes then she ask me what it was and I stated it was a legal document that I had to give him personally, she then said he was not there I heard someone in the back office talking asked what her title was for Mr. Tavares she said nothing that she was just a friend. I told her it looked like she was his assistant or something she got defensive with me told her I would come back to see Mr. Tavares. PS arrived at the home address 218 SE 14 ST., Miami, FL 9/15/11 7:15 pm no one in the apt. verified that Mr. Tavares does not in fact live there and he is the unit owner of the apt. PS came back at 10:01 pm checked with security he said Mr. Tavares was in the apt. went upstairs no one came to the door lights were on but no noise. PS came back the next morning 9/16/11 were service was executed. Arrived at the apt and had Mr. Jeff Apollon security manager of the building escort me upstairs, Mr. Tavares was in the apt said who is it stated that I was there to serve him legal documents he then walked away from the door did not open the door was ignoring the knocks and doorbell told Mr. Tavares that he was officially served and that he had twenty days to respond to the complaint. I then went downstairs and asked Jeff Apollon security manager that to please call Mr. Tavares at his apt number that they have in the system he DID answer and Jeff told him that the papers that he was served were right at his door next to his newspaper, he then yelled at the security guard and hung up on him.

RETURN OF SERVICE for 11-29624CA30

I Certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalty of perjury I declare I have read the foregoing documents and that the facts stated in it are true. Notary not required pursuant to FL Statute 92.525 Sec (2). /s/ David Marin

David Marin CPS #1946

On The Run Courier & Service Process, LLC – P.O. Box 430236, Miami, FL 33243 T.(305)329.2992

Our Job Serial Number: TRC-2011000532 Ref. Brickell Commerce Plaza/Tavares". See First Fraudulent Return of Service.

²⁴ The First Fabricated Fraudulent Return of Service, filed with a purportedly Served Summons, with a falsely stating Tavares is served on 9/16/2011, is filed on 9/21/2011, only two (02) minutes after the Second Fabricated Return of Service, falsely stating Tavares is served on 9/21/2011, clearly showing they are an artifice to defraud, and to blur the record, giving cover to the criminals, among others, Valori and corrupt Judge Langer, to freely deprive and extort, under color of law, Tavares of his properties and rights, in a staged sham hearing of 9/22/2011 at 8:00 am, improperly noticed eighteen (18) hours before the sham hearing, on 9/21/2011 at 2:08 pm. See Record.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

110	September 21, 2011 at 2:02 p.m.	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Damian & Valori, LLP Gabriela Machado Guimaraes Allan Lester Langer Miami Courts The Criminal Enterprise
111		§ 371 Conspiracy to Defraud the USA &	
112		§ 241 Conspiracy Against Rights &	
113		§ 242 Deprivation of Rights -Under Color of Law &	
114		§ 1346 Scheme/Artifice to Defraud &	
115		§ 1961 <i>et seq.</i> – RICO &	
116		FLORIDA STATUTES TITLE XLVI § 837.02 False Statements in an Official Proceeding &	
117		Title VII, §92.525, F.S. Perjury False Declaration &	
118		TITLE XLVI § 817.155 Fraudulent Practices &	
119		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d) & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about September 21, 2011 at 2:02 pm, the criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (Tax Id. #201324240) a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert courts of law in the United States, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), as part of the scheme, hand deliver, with unclean hands, *ex parte*, to corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), a Notice of Evidentiary Hearing on Plaintiffs’ Verified Urgent Motion for Injunction “Motion for Injunction”) of September 15, 2011 (“**Notice Evidentiary Hearing**”), for September 22, 2011 at 8:00 am – or about eighteen (18) hours before the set sham hearing, intentionally and knowingly not serving²⁵ Defendant Tavares with the Summons, the sham Complaint, and sham Plaintiffs’ Verified Motion for Injunction, and Notice of Evidentiary Hearing upon Tavares, as they know that, *inter alia*, they are fraudulently acting on behalf of BCP and Car Wash with false and invalid authority they fabricated, and that, at all relevant times,

²⁵ Criminals at Valori, before filing the sham Notice of Evidentiary Hearing, to blur the record, they knowingly and intentionally file, on 9/21/2011 at 1:23 p.m., two (02) false, fraudulent, and contradictory Return of Services upon Tavares, fraudulently stating to the Miami Courts, among other false things, that “Tavares was served a Summons, and the Complaint on 9/16/2011”, and, that “Tavares was served the Complaint, and the Motion for Injunction on 9/21/2011, both which are false and fraudulent, since Tavares was not served. See Record.

Tavares, and Tavares only, has the sole legal authority over Tavares Companies' BCP and Car Wash, of Tavares's Companies BCP and Wash in order to stage a sham Evidentiary Hearing, to, knowingly and intentionally, freely deprive and extort Tavares of properties and rights, under color of law. See Record.

COUNTS

Count 110 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 111 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 112 - Corrupt Judge Allan Lester Langer, Peter F. Valor, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 113 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 114 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 115 - Perjury in Official Proceeding by Peter F. Valori and Russell Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, and Gabriela Maranhao Machado Guimaraes, to further the scheme by knowingly and intentionally, filing a fraudulent Plaintiffs' Verified Urgent Motion for Temporary Injunction, predicated on false, invalid and fraudulent claimed authority of Plaintiffs' Brickell Commerce Plaza, Inc. ("BCP") and The Car Wash Concept, Inc. ("Car Wash"), that they fabricated as the "Sole Shareholder" of BCP and Car Wash, to deprive, steal, and extort Tavares o properties and rights, under color of law, upon subverted Miami Courts, in violation of, §837.02, F.S.

Count 116 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, commit perjury in writing to the Miami Courts, to further a scheme depriving and extorting Tavares, under color of law, by knowingly and intentionally, falsely stating, among other things, that Tavares, on September 20, 2011, “was served a copy of the Notice of Evidentiary Hearing,” in violation of, Title VII, §92.525, F.S. (Perjury by False Declaration).

Count 117 - Shameless corrupt Judge Allan Lester Langer, Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 118 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Count 119 – Corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

Valori's Improper and Fraudulent Notice of Evidentiary Hearing Filed 18 Hours Before the Hearing to Knowingly and Intentionally Deprive and Extort Tavares of Properties and Rights Under Color of Law

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR, MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.

CASE NO.:11-29624-CA(30)

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

FILED FOR RECORD ON 2011 SEP 21 2:02 PM

DAMARIS LUNA

NOTICE OF EVIDENTIARY HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, **on September 22, 2011 at 8:00 a.m.** the following:

PLAINTIFFS' VERIFIED URGENT MOTION FOR TEMPORARY INJUNCTION [26]

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the Notice of Evidentiary Hearing was served on this 20th day of September, 2011, via process server and e-mail (ctavares@bellsouth.net) upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; or, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori [27]
Russell Landy

c.c.: **Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida (hand delivered w/copy of motion)**

Motion Calendar Clerk (hand delivered w/copy of motion)". See Notice of Evidentiary Hearing.

²⁶ See, the sham Plaintiffs' Verified Urgent Motion for Temporary Injunction, filed by Valori on 9/15/2011, showing no Certificate of Service, as required on all motions and pleadings subsequent to the Complaint, and intentionally not served upon Tavares before the sham hearing of 9/22/2011.

²⁷ Criminal Peter F. Valori intentionally falsely dates the 9/21/2011's Notice of Hearing, back dating as "9/20/2011", contrary to the true filing date of 9/21/2011, and he also signs the Notice's Certificate of Service of 9/21/2011 under his Associate Russell Marc Landy's name, to blur the record. See Record.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

120	September 22, 2011 at 8:00 a.m.	U. S. CODE TITLE 18	Allan Lester Langer Miami Courts Peter F. Valori Russell Marc Landy Damian & Valori, LLP Gabriela Machado Guimaraes The Criminal Enterprise David Marin On the Run Courier Process
121		§ 371 Conspiracy to Defraud the USA &	
122		§ 241 Conspiracy Against Rights &	
123		§ 242 Deprivation of Rights -Under Color of Law &	
124		§ 1346 Scheme/Artifice to Defraud &	
125		§ 1961 <i>et seq.</i> – RICO &	
126		FLORIDA STATUTES TITLE XLVI § 837.02 False Statements &	
127		TITLE XLVI § 817.155 Fraudulent Practices &	
128		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d) &	
		FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about September 22, 2011 at 8:00 a.m., corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), showing corrupt intent, to further the criminal scheme depriving and extorting Charles Tavares (“Tavares”), of properties and rights, under color of law, upon proceedings subverted by the Criminal Enterprise, improperly holds a sham Evidentiary Hearing (“**Evidentiary Hearing**”), in a *Kangaroo Court*, in the styled-action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), held, predicated on Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP’s (Tax Id. #201324240) (“Valori”), fraudulent Notice of Evidentiary hearing, filed on September 21, 2011 at 2:02 p.m. – or about 18 hours before the sham hearing, to willfully deprive Tavares of properties and rights, as they all know Tavares is in Europe, following systematic artifices by the Perpetrators, *e.g.*, the bogus unserved complaint by criminals Valori and Gabriela Machado Guimaraes (“Guimaraes”), using Tavares’s own Companies Brickell Commerce Plaza, Inc. (“BCP”), and The Car Wash Concept, Inc. (“Car Wash”), after they hijacked Tavares’s BCP and Car Wash with invalid and fraudulent corporate authority they fabricated, purportedly from the “*Sole Shareholder*” of BCP and Car Wash. As part of the scheme, criminals at Valori, also file, on September 21, 2011 at around 1:23 p.m., two false and fraudulent Return of Service upon Tavares, falsely alleging service of summons, complaint, motion, and notice of evidentiary Hearing upon Tavares on September 16 and 21, 2011, fabricated by Valori and David Marin (“Marin”) at On The Run Courier & Process Service, LLC (“On The Run Process”) (Tax Id. #27-2123388). Because criminals at Valori, corrupt Judge Langer, *et al.’s*, know, among other things, that, Tavares at all relevant times, is one of two shareholders of BCP and Car Wash, and Tavares only, has the sole legal authority over Tavares’s Companies BCP and Car Wash, they held the sham Evidentiary Hearing, subverting courts of law in the United States of America, to, knowingly and intentionally, systematically and repeatedly, deprive, steal, and extort citizen Tavares, and Tavares’s Companies BCP and Car Wash of properties and rights. See Record.

COUNTS

Count 120 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 121- The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 122 - Judge Allan Lester Langer, Peter F. Valor, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 123 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 124 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 125(a) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, presiding a *Kangaroo Court*, together with criminals Peter F. Valori an Russell Landy at Damian & Valori, LLP, and other Perpetrators, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties & rights, that, (a) *“and because personal service has not been accomplished”*, in order to falsely justify their artifice to deny Tavares a proper notice of hearing and an opportunity to present his meritorious defenses, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(b) - Perjury in Official Proceeding by Judge Allan Lester Langer, Peter F. Valori and Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, relating to Valori’s

intentional and known failure to provide a proper and timely notice of hearing to Defendant Tavares that, (b) *“despite good faith efforts, [to serve Tavares] the Court hereby treats the motion as ex parte, and makes the following findings of fact and conclusions of law”*, in violation of §837.02, F.S. (Perjury in Official Proceeding).

Count 125(c) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (c) *“On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc.”*, when they all know in truth and in fact that Tavares is an owner, and the founder of BCP, and BCP has two (02) Shareholders, Tavares and Joao E. Tenorio, and all public and corporate records show Tavares founded Tavares’s Companies in 1998 – and at all relevant times, Tavares has the sole legal authority of Tavares’s Companies BCP and Ca Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(d) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (d) *“Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of The Car Wash Concept, Inc.”*, when they all know in truth and in fact that Tavares’s Car Wash, founded by Tavares in 1999 to be the franchisor entity for his unique Car Wash Concept, is a wholly owned subsidiary of Tavares’s BCP, and BCP has Two (02) Shareholders, Tavares and Joao E. Tenorio, and all public and corporate records show, at all relevant times, Tavares is its sole president, manager, director, , in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(e) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (e) *“On August 2, 2011, the Plaintiffs informed Mr. Tavares of his dismissal from his positions as an officer and director of both Plaintiffs”*, when they all know in truth and in fact that Tavares is an owner, and the founder of BCP, and BCP has two (02) Shareholders, Tavares and Joao E. Tenorio, and all public and corporate records show Tavares founded Tavares’s Companies in 1998 – and at all relevant times, Tavares has the sole legal authority of Tavares’s Companies BCP and Ca Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(f) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (f) *“On August 9, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs”*, when they all know in truth and in fact that Tavares, as an owner of BCP and Car Wash, and, at all relevant times, Tavares has the sole legal authority over Tavares’s Companies BCP and Car Wash, and Tavares is legally and rightfully, reinstating himself as an officer and director, as one of two shareholders of BCP, along with Joao E. Tenorio, as the record shows the hijacking of BCP and Car Wash with invalid, and fraudulent fabricated resolutions by Gabriela Machado Guimaraes and Valori hijacking BCP and Car Wash by the *“Sole Shareholder”* is null and void, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(g) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, and criminals Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (g) *“Again, on September 13, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs”*, when they all know in truth and in fact that Tavares is only reinstating himself as an officer and director, as Tavares is, at all relevant times, the sole legal authority of Tavares’s Companies BCP and Car Wash, as the record shows the hijacking of BCP and Car Wash with invalid, and fraudulent fabricated resolutions by Gabriela Machado Guimaraes and Valori hijacking BCP and Car Wash by the *“Sole Shareholder”* is null and void, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(h) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, and criminals Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (h) *“As a result of Mr. Tavares’ actions, the Plaintiffs have had difficult accessing their bank accounts”*, when they all know in truth and in fact that, among other criminals, Gabriela Machado Guimaraes has no lawful business accessing Tavares’s BCP and Car Wash bank accounts, as Tavares, at all relevant times, is the sole legal authority of Tavares’s Companies BCP and Car Wash, and the criminals are hijacking the companies with false, invalid, and fraudulent resolutions by the *“Sole Shareholder”* that they fabricated to further the deprivation and extortion of Tavares of properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(i) - Perjury in Official Proceeding by Judge Allan Lester Langer, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (i) *“Based upon the facts set forth in Plaintiffs’ verified motion, immediate and irreparable damage and loss will result to the Plaintiffs before notice can be served on the Defendant and a hearing had on Plaintiffs’ verified motion”*, as Tavares is an owner of BCP and Car Wash Concept, and one of two shareholders, as Tavares, at all relevant times, is the sole legal authority of Tavares’s Companies BCP and Car Wash, and the criminals are hijacking the companies with false, invalid, and fraudulent resolutions. The record shows Tavares has well managed Tavares’s Companies BCP and Car Wash, and the assets, and the only *“irreparable damage and loss”*, is allowing criminals Valori and Gabriela Machado Guimaraes to hijack Tavares’s Companies BCP/Car Wash with invalid and fraudulent corporate authority, to further deprive and steal Tavares’s BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 125(j) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, Peter Valori and Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (j) *“The Court finds that there is a clear legal right to the relief requested, and a substantial likelihood of success on the merits, as the Court finds that there is a substantial likelihood that Mr. Tavares has taken unauthorized actions purportedly on behalf of each Plaintiff”*, as there is no legal basis to hijack a company with facially false, invalid and fraudulent authority, granted by the *“Sole Shareholder”* of BCP, when they all know in truth and in fact that BCP has two (02) shareholders, Tavares and Joao E. Tenorio, and only a totally subverted Miami Court, presided by a totally corrupt Judge Allan Lester Langer, already implicated in extorting Tavares in two other Related Cases could allow such brazen criminal conduct upon a court in the United States, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 126 - Corrupt Judge Allan Lester Langer, Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, commit fraudulent acts to further a scheme extorting Charles Tavares (“Tavares”), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares’s Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to further the scheme systematically depriving, stealing and extorting Tavares’s properties and rights, upon sham hearings, presided by corrupt judge Allan Lester Langer in reckless disregard for the law, the constitution, rights, legal precedents, and the court’s rules, to further the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of, among other things:

Count 126(a) - Corrupt Judge Allan Lester Langer, and shameless criminals Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, Gabriela Machado Guimaraes, and other Perpetrators implicated, knowingly and intentionally, commit Theft of Properties, by willfully, under false pretenses and with corrupt intent, entering an invalid and fraudulent Temporary Injunction of September 22, 2011, depriving and stealing Tavares’s Companies’ Properties and Tavares’ Personal Properties, located at 250 S.W. 7 Street, Miami, Florida 33131, valued more than Twenty Million Dollars (+\$20,000,000), that they all know in truth and in fact, is predicated on Guimaraes and Valori’s invalid and fraudulent authority to represent Plaintiff entities, to file a sham complaint and pleadings, invalid notices of hearing, two fraudulent return of service upon Tavares, fraudulent Affidavits, and other artifices to further the scheme, in violation of, Title XLVI, Florida Statutes 812.014 (THEFT, AND RELATED CRIMES).

Count 127 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Count 128 – Corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

The Fraudulent and Invalid Injunction by Corrupt Judge Langer Willfully Depriving & Extorting Tavares

“IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED FOR RECORD 2011 SEP 22 9:24 AM

v.

CHARLES TAVARES,
Defendant.

ORDER ON PLAINTIFFS’ MOTION FOR TEMPORARY INJUNCTION

THIS CAUSE having come before the Court on Plaintiffs’ Urgent Verified Motion for Temporary Injunction, and because personal service has not been accomplished, despite good faith efforts, the Court hereby treats the motion as *ex parte*, and makes the following findings of fact and conclusions of law:

1. Mr. Tavares was an officer and director of Plaintiffs, Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc.
2. On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of Brickell Commerce Plaza, Inc. Also, on July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer of The Car Wash Concept, Inc. On August 2, 2011, the Plaintiffs informed Mr. Tavares of his dismissal from his positions as an officer and director of both Plaintiffs.
3. On August 5, 2011, pursuant to these corporate actions, the Plaintiffs filed documents with the Florida Secretary of State removing Mr. Tavares as an officer of the Plaintiffs and installing Ms. Gabriela Guimaraes as an officer of the Plaintiffs. – Page 1.
4. On August 9, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs.
5. Again, on September 13, 2011, with no authority to act on behalf of either Plaintiff, Mr. Tavares filed documents with the Florida Department of State naming himself as a director of the Plaintiffs.
6. As a result of Mr. Tavares’ actions, the Plaintiffs have had difficult accessing their bank accounts.
7. Based upon the facts set forth in Plaintiffs’ verified motion, immediate and irreparable damage and loss will result to the Plaintiffs before notice can be served on the Defendant and a hearing had on Plaintiffs’ verified motion.
8. The Court finds that there is a clear legal right to the relief requested, and a substantial likelihood of success on the merits, as the Court finds that there is a substantial likelihood that Mr. Tavares has taken unauthorized actions purportedly on behalf of each Plaintiff.
9. The Court finds that there is a likelihood of immediate, irreparable harm if Mr. Tavares’ actions prohibit the Plaintiffs from operating and growing their business.
10. Also, the Court finds that there is a substantial likelihood that corporate assets, including bank accounts ma be accessed, sold, encumbered and/or otherwise transferred by Mr. Tavares.

11. There is a lack of an adequate remedy at a law to remedy damage incurred by the Plaintiffs arising from Defendant's actions.
12. The public policy mandates a temporary injunction to protect that the proper party is taking actions on behalf of the plaintiffs pending the outcome of the case. Page 2.

Therefore, it is ORDERED AND ADJUDGED that a temporary injunction and restraining order shall issue, upon the posing of the bond described below:

1. Charles Tavares shall not take any action on behalf of Brickell Commerce Plaza, Inc. or the Car Wash Concept, Inc.
2. Charles Tavares shall not access, dispose, move, sell, alienate, hypothecate, encumber and/or otherwise transfer any assets of Brickell Commerce Plaza, Inc. or the Car Wash Concept, Inc., including real property, personal property, bank accounts and corporate records;
3. Charles Tavares shall immediately cease and desist from filing any documents with any government entity on behalf of either Brickell Commerce Plaza, Inc or the Car Wash Concept, Inc., including but not limited to, filing documents with the Florida Department of State, or Internal Revenue Service.
4. Charles Tavares shall not interfere in any way with the business of the Plaintiffs, or represent that he is an officer or director of Brickell Commerce Plaza, Inc. or the Car Wash Concept, Inc., or prevent current officers and/or directors of Brickell Commerce Plaza, Inc., or the Car Wash Concept, Inc. from taking actions on behalf of Brickell Commerce Plaza, Inc. or the Car Wash Concept, Inc.
5. Charles Tavares shall return to Ms. Guimaraes all books, records, documents, and other personal property of Brickell Commerce Plaza, Inc. or the Car Wash Concept, Inc. within five (05) days. – Page 3.
6. Plaintiffs shall post a bond in the amount of \$1,000.00.

IT IS FURTHER ORDERED that this temporary injunction and restraining order is entered on September 22, 2011 at 8:15 a.m., and that it shall remain in effect until further order of the Court.

Plaintiffs's counsel has certified in writing why notice of the Complaint and motion for injunction should not be given to Defendant. The Plaintiffs undertook substantial efforts to serve Mr. Tavares with copies of the Complaint and Motion for Temporary Injunction. To the extent Mr. Tavares was not served prior to hearing, such failure was due to Mr. Tavares' actions in attempting to avoid service of process.

DONE AND ORDERED in Miami, Miami-Dade County, Florida, this 22 day of September 2011.

/s/ Lester Langer [²⁸]

[Allan] LESTER LANGER – Circuit Court Judge

c.c. Peter F. Valori
Charles Tavares

²⁸ Corrupt Judge Allan Lester Langer ("Judge Langer") (Florida Bar No. 137.828), presiding a *Kangaroo Court*, already implicated in systematic depriving and extorting Tavares in two (2) other Related Cases, whereas shameless corrupt Judge Langer, knowingly and intentionally, committed dozens of brazen violations of law, the constitution, and Tavares's rights, among others, presiding over a sham unnoticed trial of April 8, 2011, after Tavares exposed a fraudulent settlement by Tavares's own attorneys on April 7, 2011, unknown to Tavares at the time, Associates of the same Criminal Enterprise, with fabricated Power of Attorneys for Tavares's Companies, extorting Tavares of more than \$50 million. See *The Bridgeloan Investors, Inc. v. Charles Tavares, et al., vs. BNY Mellon* ("BRIDGELoAN" Case), Case No.2009-93058-CA.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

129	September 22, 2011 at 3:44 PM	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Damian & Valori, LLP Allan Lester Langer The Criminal Enterprise
130		§ 371 Conspiracy to Defraud the USA &	
131		§ 241 Conspiracy Against Rights &	
132		§ 242 Deprivation of Rights -Under Color of Law &	
133		§ 1346 Scheme/Artifice to Defraud &	
134		§ 1961 <i>et seq.</i> – RICO &	
135		FLORIDA STATUTES TITLE XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about September 22, 2011 at 3:44 p.m., criminal Peter F. Valori (“Peter”) Florida Bar No. 43.516) at Damian & Valori, LLP (“Valori”), falsely and fraudulently representing Charles Tavares’s (“Tavares”) Companies, Brickell Commerce Plaza, Inc. (“BCP”), and The Car Wash Concept, Inc. (“Car Wash”), in the styled-action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), with invalid, and fraudulent corporate authority of July 28, 2011, fabricated by criminals at Valori, with Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), and other Perpetrators, purportedly from the “Sole Shareholder” of BCP and Car Wash, that they all know to be invalid, and fraudulent, because they all know, BCP and Car Wash, at all relevant times, have two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), *see, e.g.*, BCP’s Shareholders’ Agreement of February 14, 2000, and predicated on an invalid and fraudulent Injunction of September 22, 2011 at 8:15 a.m., entered by implicated corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), furthering the criminal scheme by a Criminal Enterprise, depriving, stealing, and extorting Tavares of all properties and rights, under color of law, upon subverted proceedings, files, and pays in cash a \$1,000 (One Thousand Dollars) Injunction Bond (“**One Thousand Dollars Injunction Bond**”) to, improperly take over Tavares’s Companies, BCP and Car Wash, and start stealing the more than \$15,000,000 (Fifteen Million Dollars) of properties and assets. Because corrupt Judge Langer has already, *e.g.*, deprived and extorted, together with other Perpetrators of Valori’s Criminal Enterprise, more than \$50 million dollars of Tavares’s properties in a Related Case, *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon* (“BRIDGELoAN”), Case No. 2009-93058-CA-30, perpetrating hundreds of violations of state and federal laws, possibly involving decades of jail times for the known Perpetrators, they know they have nothing to lose, so, the implicated Perpetrators, *e.g.*, criminals at Valori, and corrupt Judge Langer, shamelessly continue the brazen criminal racket to completely deprive, steal, and extort Tavares of all properties and rights, to destroy and silence Tavares, so the Perpetrators implicated continue their criminal rackets with absolute impunity. The scheme in the BCP/Car Wash case is predicated on a false, invalid, and fraudulent piece of paper signed by unknown and unrelated parties to BCP and Car Wash giving sham authority to Valori, and the corrupt Judge Langer presiding the case to willfully extort Tavares in sham hearings without Tavares, and a sham Injunction with \$1,000 Injunction Bond, only possible in the subverted Miami Courts. *See Record.*

The \$1,000 Cash Bond by Valori for the Fraudulent and Invalid Injunction by Corrupt Judge Langer Willfully Depriving & Extorting Tavares and Tavares's Companies of more than \$15 Million Dollars

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED FOR RECORD 2011 SEP 22 3:44 PM

v.

CHARLES TAVARES,
Defendant.

INJUNCTION BOND

WE, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., as principal and One Thousand dollars are paying in cash in the sum of 1000 for the payment of which we bind ourselves, our heirs, personal representatives, successors, and assigns, jointly and severally.

THE CONDITION OF THIS BOND/OBLIGATION is such that:

INJUNCTION:

Whereas the above named Principal shall pay any damages that may accrue as a result of being improperly restrained (or enjoined) in this action, then this bond id void, otherwise to remain in full force and effect.

Signed and Sealed on Sept 22, 2011

/s/ Peter Francis Valori as attorney for Plaintiffs

Principal (SEAL)

Surety

(SEAL)

As Attorney in Fact/ As Surety

TAKEN and APPROVED

HARVEY RUVIN
CLERK OF THE COURTS

/S/ Yadira Borges
Yadira Borges – Deputy Clerk 103.518

SEP 22 2011

Bk 27835 Pg 4645 CFN 20110640301 09/23/2011 08:30:34 Pg 1 of 1 Mia-Dade Cty, FL". See Record.

COUNTS

Count 129 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 130 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 131 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 132 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 133 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 134 - Peter F. Valori, at Damian & Valori, LLP, a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 135 – Peter F. Valori, at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

136	September 22, 2011	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Damian & Valori, LLP Allan Lester Langer The Criminal Enterprise
137		§ 371 Conspiracy to Defraud the USA &	
138		§ 241 Conspiracy Against Rights &	
139		§ 242 Deprivation of Rights -Under Color of Law &	
140		§ 1346 Scheme/Artifice to Defraud &	
141		§ 1961 <i>et seq.</i> – RICO &	
142		FLORIDA STATUTES TITLE XLVI § 837.02 False Statements in an Official Proceeding &	
143		TITLE XLVI § 817.155 Fraudulent Practices &	
144		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d) &	
		FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about September 22, 2011, criminals Peter F. Valori (“Peter”) Florida Bar No. 43.516) and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417) at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law (“Valori”), in furtherance of the criminal scheme depriving, stealing, and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon courts of law subverted by the Criminal Enterprise, file, with unclean hands, a bogus Certification of Notice of Proceedings and Attempted Service of Process Upon Defendant (the bogus “**Certification**”), in the styled-action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), after a sham hearing, improperly noticed to deprive and extort Tavares of properties and rights, is held on September 22, 2011 at 8:00 a.m. by corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), that, in reckless disregard for the truth, and the facts, fraudulently issues an Injunction against Tavares, knowingly and intentionally, violating the law, the constitution and Tavares’s rights. Criminals Peter, and Landy at Valori, subverting a court of law in the United States of America to further the scheme depriving and extorting Tavares, fraudulently state to the Miami Courts, in the fraudulent Certification, among other statements, that, they know in fact, and in truth, to be false, that: (a) “*Plaintiff has made a good effort to serve the Defendant with the --- notice of hearing of the September 22, 2011 hearing*”; (b) “*as set forth in the Affidavits of Service attached hereto as Exhibit A*”; (c) “*The Defendant has repeatedly willfully evaded service of process*”; (d) “*Undersigned counsel also notified Defendant of the foregoing hearing via U.S. mail and electronic mail on September 20, 2011*”; (e) “*Plaintiffs have made sufficient attempts to notify the Defendant of this action and of the Plaintiff’s motion for temporary injunction, and the hearing thereon.*” See Record.

COUNTS

Count 136 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 137 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 138 - Judge Allan Lester Langer, Peter F. Valor, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 139 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 140 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 141(a) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, making false statements to the Court that, (a) "*Plaintiff has made a good faith effort to serve the Defendant with ---, and notice of the September 22, 2011 hearing*" , when in fact and truth, they intentionally and knowingly do not attempt, or serve, the notice of hearing in order to intentionally and knowingly deny Tavares his rights, so they can freely extort Tavares's properties and rights upon a sham invalid hearing without Defendant Tavares, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 141(b) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, making false statements to the Miami Courts that, (b) *“as set forth in the Affidavits of Service attached hereto as Exhibit A”*, related to their purported “good efforts” to serve Defendant Tavares, when they know in truth and in fact that the fraudulent “Affidavits of Service” are fabricated, contradictory, and false, as their scheme is predicated on staging sham hearings without providing service or notice to Tavares in order for corrupt Judge Langer and Valori freely deprive and extort Tavares of properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 141(c) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, making false statements to the Miami Courts that, (c) *“The Defendant has repeatedly willfully evaded service of process”*, when they know in truth and in fact that Tavares is not evading service, and that, Valori’s scheme depriving and extorting Tavares, under color of law, is predicated on denying Tavares service, notices, and an opportunity to present his meritorious defenses, among others, that criminals Valori, Guimaraes, *et al.*, hijacked the Plaintiffs’ entities with fabricated false and invalid authority of the “Sole Shareholder”, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 141(d) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, making false statements to the Miami Courts that, (d) *“Undersigned counsel also notified Defendant of the foregoing hearing via U.S. mail and electronic mail on September 20, 2011”*, contradicting the truth and the facts, as Valori’s improper Notice of Evidentiary Hearing of September 22, 2011 at 8:00 a.m. to further the scheme, is only issued and filed on September 21, 2011 at 2:08 p.m. – or about 18 hours before the sham hearing to deprive and extort Tavares of properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 141(e) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, making false statements to the Miami Courts that, (e) *“Plaintiffs have made sufficient attempts to notify the Defendant of this action and of the Plaintiff’s motion for temporary injunction, and the hearing thereon,”* contradicting the truth and the facts, as Valori’s scheme is predicated on depriving Tavares of properties of rights, under color of law, by systematically denying all of Tavares’ guaranteed constitutional rights, to, among other things, be properly and timely served a complaint, motions, notices of hearings, and other relevant pleadings, and to present his defenses before an uncorrupted court of law. As the record displayed shows, after criminals Peter F. Valor and Russell Marc Landy at Valori, together with corrupt Judge Langer, issue the false, invalid, and fraudulent Injunction against Tavares, on September 22, 2011, successfully depriving and extorting Tavares of properties and rights, Valori and Associate David Marin at On the Run Courier & Service Process, LLC, for the first and only time, serve Tavares, on September 27, 2011 at 7:14 p.m. – during a public meeting of one of the Community Board Association’s meeting where Tavares is a Director and Vice President – showing Tavares is not evading anything, the complaint, motions and notices of hearing already taken place, stating, among other things, *“SERVICE EXECUTED SUCCESSFULLY”*, see the Third Fraudulent Return of Service, filed on September 28, 2011, clearly contradicting Valori’s false and fraudulent statement to the Miami Courts that Valori *“made sufficient attempts to notify the Defendant”*, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 142 - Criminals Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin at On The Run Courier & Process Service, LLC, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 143 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Count 144 – Corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

Valori's Bogus Certification of Notice of Proceedings and Attempted Service of Process Upon Defendant to Cover Up the Truth and Fact that Valori is Depriving and Extorting Tavares of Rights and Properties in a Sham Evidentiary Hearing Improperly Noticed 18 Hours Before the Hearing

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
THE ORIGINAL FILED SEP 22 2011

v.

CHARLES TAVARES,
Defendant.

CERTIFICATION OF NOTICE OF PROCEEDINGS AND ATTEMPTED SERVICE OF PROCESS UPON DEFENDANT

PLEASE TAKE NOTICE that Plaintiff has made a good faith effort to serve the Defendant with the Complaint, Summons, Plaintiff's Verified Urgent Motion for Temporary Injunction , and notice of September 22, 2011 hearing on Plaintiff's Verified Urgent Motion for Temporary Injunction, as set forth in the Affidavits of Service attached hereto as Exhibit A, and that Defendant has repeatedly willfully evaded service of process. Undersigned counsel has notified Defendant of the foregoing via U.S. mail and electronic mail on September 20, 2011. As such, Plaintiffs have made sufficient attempts to notify the Defendant of this action and of the Plaintiff's motion for temporary injunction, and the hearing thereon.

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Russell Landy
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 22nd day of September, 2011, via U.S. Mail and e-mail (ctavares@bellsouth.net) upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; or, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Russell Landy
Russell Landy". See Valori's Bogus Certification to Extort.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

145	September 28, 2011	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise David Marin Annette Arriera On the Run Courier Process
146		§ 371 Conspiracy to Defraud the USA &	
147		§ 241 Conspiracy Against Rights &	
148		§ 242 Deprivation of Rights -Under Color of Law &	
149		§ 1346 Scheme/Artifice to Defraud &	
150		§ 1961 <i>et seq.</i> – RICO &	
151		FLORIDA STATUTES TITLE XLVI § 837.021 Perjury by Contradictory Statements &	
152		TITLE VII- § 92.525 - Perjury by False Declaration &	
153		TITLE XLVI § 817.155 Fraudulent Practices &	
		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about September 28, 2011, the criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, following an underlying scheme depriving and extorting Tavares of all his properties and rights upon subverted courts upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), together with David Marin (“Marin”) (C.P.S. #1946), and Annette Arriera (“Arriera”) (C.P.S. #1924), at On The Run Courier & Process Service, LLC (“On The Run Process”) (Tax Id. #27-2123388), knowingly and intentionally, file, with unclean hands, to further the scheme, a third Return of Service (the “**Third Fraudulent Return of Service**”), in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), stating to the Miami Courts, that, Defendant Tavares was served on September 27, 2011 at 7:14 p.m., “a true copy of the Summons, Complaint, Plaintiffs Verified Urgent Motion for Temporary Injunction, Certification Notice of Proceedings and Attempted Service of Process Upon Defendant and Order on Plaintiffs Motion for Temporary Injunction”, contradicting, among other things, their previous two (02) fraudulent Return of Service of September 16, 2011 at 8:21 a.m., and, of September 21, 2011 at 9:46 a.m., and further, willfully failing to correct the record, as their intent was to knowingly trick the Miami Courts to believe that Tavares had been served, among other things, the Summons, Complaint, Motion for Injunction, and Notice of Hearing on the Motion for Injunction, before a sham Evidentiary Hearing of September 22, 2011 at 8:00 a.m., so corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), together with Peter, and Landy at Valori, can freely deprive Tavares and Tavares’s Companies BCP and Car Wash of properties and rights in the sham hearing. See Record.

The Third²⁹ Fraudulent Return of September 27, 2011 to Further the Scheme Upon Miami Courts

“RETURN OF SERVICE

State of Florida

County Dade

Circuit Court

Case Number: 11-29624CA30

Plaintiff:

BRICKELL COMMERCE PLAZA, INC., and THE CAR WASH CONCEPT, INC.

FILED FOR RECORD

2011 SEP 28

vs.

Defendant:

CHARLES TAVARES

For:

Damian & Valori, LLP

1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131

Received by On The Run Courier & Process Service, LLC on the 22nd day of September, 2011 at 12:30 pm to be served on CHARLES TAVARES, 218 SE 14 ST, PH1, Miami, FL 33131.

I, Annette Arriera, do hereby affirm that on the 27th day of September, 2011 at 7:14 pm, I: INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons, Complaint, Plaintiffs Verified Urgent Motion for Temporary Injunction, Certification of Notice of Proceedings, and Attempted Service of Process Upon Defendant and Order on Plaintiffs Motion for Temporary Injunction with the date and hour of service endorsed thereon by me, to: CHARLES TAVARES at the address of: 218 SE 14 ST, PH1, Miami, FL 33131, and informed said person of the contents therein, in compliance with the state statutes.

Additional Information pertaining to this Service:

9/22/2011 PS arrived at 3pm 444 Brickell Ave. was posted at the emergency exit where he can see office till 6:00pm, did see a woman come out at lock up office, check to see if anyone else in office no one there. 9/22/2011 PS arrived at 7pm to 218 SE 14 ST., PH-1 stayed posted by the elevator till 10:30 pm no noise or movement but lights were on. 9/23/2011 Two PS arrived at 7am to 218 SW 14 ST, PH one PS went to the PH and the other went to the roof top where there is an exit to Mr. Tavares apt by the pool. Had two employees of the association go to the roof top to check up on me, noticed Mr. Tavares had cameras outside balcony roof top. Server at PH was next to the door heard the phone ring and a voice, seconds later a woman arrived very nervous didn't want to speak to server, looked like housekeeper. Heard a man's voice with an accent also the blender, definitely some one else was there before she got there. Both servers stayed posted till 10:30 am. Had server knock at the PH no one would come to door. 9/27/2011 PS arrived at 5pm 218 SE 14 St. was posted outside with another server, went to the office because they were having an association board of directors meeting and Mr. Tavares is the President of the Association, server arrived at the meeting asked at what time the meeting start, they told her in about ten minutes. PS saw that Mr. Tavares was walking into the conference where the meeting was being held in approached Mr. Tavares he confirmed that it was him and accepted the paper after he was reading it he asked my server what was her ID number and if she was a certified process server, PS advise him that he was served personally 9/27/11 at 7:15pm and told him her first and last name with badge number. **SERVICE EXECUTED SUCCESSFULLY!!** Description Person Served: Age 46, Sex: M, Race/Skin Color: Hispanic, Height 6'2", Weight: 210, Hair: Black/Greasy, Glasses: N

RETURN OF SERVICE for 11-29624 CA 30

I Certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalty of perjury I declare I have read the foregoing documents and that the facts stated in it are true. Notary not required pursuant to FL Statute 92.525 Sec (2). /s/ David Marin - /s/ Annette Arriera

David Marin CPS #1946

Annette Arriera CPS #1924

On The Run Courier & Service Process, LLC – P.O. Box 430236, Miami, FL 33243 T.(305)329.2992

Our Job Serial Number: TRC-2011000560 Ref. Brickell Commerce Plaza/Tavares". See First Fraudulent Return of Service.

²⁹ The Third Fraudulent Return of Service is an artifice to further the scheme depriving and extorting Tavares of properties and rights upon the sham proceedings, showing fraudulent and contradictory statements that the Perpetrators know to be false and fabricated, and directly contradicting the truth, and the two (02) previous filed fraudulent Return of Services. See Record.

COUNTS

Count 145 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 146 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 147 - Judge Allan Lester Langer, Peter F. Valor, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 148 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 149 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 150(a)- Perjury in Official Proceeding by David Marin and Annette Arriera, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, with unclean hands, after willfully filing two (02) fraudulent Return of Services upon Tavares, fraudulently stating service on 09/16/2011 at 8:21 am, and on 9/21/2011 at 9:46 am, by making new false and contradictory statements to the Court on a Third Return of Service of 9/27/2011, that, (a) Process Server was posted at an emergency exit at Tavares's office building from 3pm, on 9/22/2011, for hours, and then, after Process Server sees a lady coming out at Tavares's office at 6pm, goes to knock on Tavares's office and no one at the office, which is not only factually false and contradictory, but shows their fraudulent scheme, as why, would a Process Server be hiding for hours – without even attempting service on Tavares's office during the normal office hours 9am to 5pm, and then, only goes to knock on the door after 6pm, when he/she knows there is no one there, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 150(b)- Perjury in Official Proceeding by David Marin and Annette Arriera, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, with unclean hands, after willfully filing two (02) fraudulent Return of Services upon Tavares, fraudulently stating service on 09/16/2011 at 8:21 am, and on 9/21/2011 at 9:46 am, by making new false and contradictory statements to the Court on a Third Return of Service of 9/27/2011, that, (b) “on 9/23/2011, Server at PH was next to the door heard the phone ring and a voice, seconds later a woman arrived very nervous didn’t want to speak to server, looked like housekeeper. Heard a man’s voice with an accent also the blender, definitely some one else was there before she got there”, since by Marin and Arriera’s own alleged account, they heard an unidentifiable voice after a phone ring, while next to the door, and then, after a lady enters Tavares’s Penthouse, Marin and Arriera state that now they can hear a man’s voice with an accent and the sound of a blender, which is not only factually untrue, but contradictory, since no one could make such an affirmation under oath that, among other things, “*definitely some one else was there before she got there*”, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 150(c)- Perjury in Official Proceeding by David Marin and Annette Arriera, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, with unclean hands, after willfully filing two (02) fraudulent Return of Services upon Tavares, fraudulently stating service on 09/16/2011 at 8:21 am, and on 9/21/2011 at 9:46 am, by making new false and contradictory statements to the Court on a Third Return of Service of 9/27/2011, that, (c) “on 9/27/2011, Marin and Arriera, state to the Miami Courts, “**SERVICE EXECUTED SUCCESSFULLY!!**”, without correcting the record from their two (02) false and fraudulent Return of Services upon Tavares, fraudulently stating Tavares was served, among other things, the Summons, the Complaint, and Plaintiffs’ Verified Urgent Motion for Temporary Injunction, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 151 - David Marin and Annette Arriera at On The Run Courier & Process Service, LLC, commits perjury in writing by knowingly and intentionally, falsely certifying “Under penalty of perjury I declare I have read the foregoing documents and that the facts stated in it are true. Notary not required pursuant to FL Statute 92.525 Sec (2). /s/ David Marin– David Marin CPS#1946 – /s/ Annette Arriera Annette Arriera CPS #1924, On The Run Courier & Process Service, LLC”, in violation of, Title VII, §92.525, F.S. (Perjury by False Declaration).

Count 152 - Criminals Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, David Marin and Annette Arriera at On The Run Courier & Process Service, LLC, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 153 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

154	November 1, 2011	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori Russell Marc Landy Damian & Valori, LLP Gabriela Machado Guimaraes The Criminal Enterprise
155		§ 241 Conspiracy Against Rights &	
156		§ 242 Deprivation of Rights -Under Color of Law &	
157		§ 1346 Scheme/Artifice to Defraud &	
158		§ 1961 <i>et seq.</i> – RICO &	
159		<u>FLORIDA STATUTES</u> TITLE XLVI § 837.021 Perjury by Contradictory Statements &	
160		TITLE XLVI § 817.155 Fraudulent Practices &	
161	<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)		

On or about November 1, 2011, the criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (Tax Id. #201324240) a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, knowingly and intentionally, file, with unclean hands, upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), to further the scheme, Plaintiffs’ Motion for Entry of Clerk’s Default with a fraudulent Non-Military Affidavit by criminal Gabriela Machado Guimaraes (“Guimaraes”) falsely representing Plaintiffs BCP & Car Wash, (“**Motion Clerk’s Default**”) in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), falsely stating to the Miami Courts, among other things, that they know are false and contradictory, that, (a) “On September 27, 2011, Plaintiffs served a copy of the Complaint upon Defendant. See Exhibit A”, see Motion Clerk’s Default 1 at ¶ 2; and, (b) “To date, the Defendant has failed to file any paper in response to Plaintiff’s Complaint,” see *Id.* at ¶ 4. See Record.

COUNTS

Count 154 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 155 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 156 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 157 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 158 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 159(a) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, stating, with unclean hands, in the sham Motion Clerk's Default, among other things, that, (a) Tavares was served the Complaint on 9/27/2011, directly contradicting their two (02) previous fraudulent Return of Services, fraudulently stating service on 9/16/2011 at 8:21 am, and on 9/21/2011 at 9:46 am, in order to deprive and extort Tavares's rights and properties, under color of law, upon a sham Evidentiary Hearing on 9/22/2011, and further never correcting the record, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 159(b) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, falsely stating, with unclean hands, in the sham Motion Clerk's Default, among other things, that, (b) "To date, the Defendant has failed to file any paper in response to the Complaint", when the record shows Tavares filed pleadings and Valori responded, for example, to Tavares' Motion of 10/31/2011 to Stop Valori's Improper Deposition, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 160 - Criminals Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and Gabriela Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 161 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

162	November 9, 2011	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori Russell Marc Landy Damian & Valori, LLP Gabriela Machado Guimaraes The Criminal Enterprise
163		§ 241 Conspiracy Against Rights &	
164		§ 242 Deprivation of Rights -Under Color of Law &	
165		§ 1346 Scheme/Artifice to Defraud &	
166		§ 1961 <i>et seq.</i> – RICO &	
167		<u>FLORIDA STATUTES</u> TITLE XLVI § 837.021 Perjury by Contradictory Statements &	
168		TITLE XLVI § 817.155 Fraudulent Practices &	
169		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about November 9, 2011, the criminals, among others, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (Tax Id. #201324240) a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, knowingly and intentionally, file, with unclean hands, upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), to further the scheme, Plaintiffs’ Motion for Entry of Final Default Judgment, with a fraudulent Non-Military Affidavit by criminal Gabriela Machado Guimaraes (“Guimaraes”) falsely representing Plaintiffs BCP & Car Wash, (“**Motion Final Judgment**”) in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), falsely stating to the Miami Courts, among other things that they know are false and contradictory, that, (a) “On September 27, 2011, Defendant, Charles Tavares, was served with copies of the Summons, Complaint, and Order on Plaintiffs’ Motion for Temporary Injunction. See Exhibit B”, see Motion Final Judgment 1 at ¶ 2; and, (b) “Defendant has failed to file any paper on the undersigned or file any papers required by law as to the Complaint,” see *Id.* at ¶ 4. See Record.

COUNTS

Count 162 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 163 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 164 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 165 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 166 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 167(a) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, stating, with unclean hands, in the sham Motion Final Judgment, among other things, that, (a) "On September 27, 2011, Defendant, Charles Tavares, was served with copies of the Summons, Complaint, and Order on Plaintiffs' Motion for Temporary Injunction", in order to deprive and extort Tavares's rights and properties, under color of law, upon a sham Evidentiary Hearing on 9/22/2011, and further never correcting the record, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 167(b) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, falsely stating, with unclean hands, in the sham Motion Final Judgment, among other things, that, (b) "Defendant has failed to file any paper on the undersigned or file any papers required by law as to the Complaint," when the record shows Tavares filed pleadings and Valori responded, for example, to Tavares' Motion of 10/31/2011 to Stop Valori's Improper Deposition, in violation of, §837.021, F.S. (Perjury by Contradictory Statements).

Count 168 - Criminals Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and Gabriela Machado Guimaraes, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 169 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

170	November 10, 2011 at 5:04 pm	U. S. CODE TITLE 18	Peter F. Valori Damian & Valori, LLP The Criminal Enterprise
171		§ 371 Conspiracy to Defraud the USA &	
172		§ 241 Conspiracy Against Rights &	
173		§ 242 Deprivation of Rights -Under Color of Law &	
174		§ 1346 Scheme/Artifice to Defraud &	
175		§ 1951 Extortion - Hobbs Act &	
176		§ 1961 <i>et seq.</i> – RICO &	
177	FLORIDA STATUTES TITLE XLVI § 836.05 – Threats & Extortion & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)		

On or about November 10, 2011 at 5:04 pm, criminal Peter F. Valori (“Peter”) (Florida Bar No. 43.516), at Damian & Valori, LLP (Tax Id. #201324240) a.k.a. Damian & Valori | Culmo Law (“Valori”), using his Florida Bar license as guise to subvert a court of law in the United States of America, to further deprive and extort Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), under color of law, falsely representing Plaintiffs BCP & Car Wash with fabricated false and fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), knowingly and intentionally, as part of the scheme, makes threats, with malice, against Tavares in an email letter (“**Valori’s Email Threats**”), in order to continue coercing, intimidating, and extorting,³⁰ under color of law, Tavares of Tavares’s properties and rights, among other things, threatening, that, “*I will take legal action against you*”,³¹ see, E-mail correspondence of November 10, 2011 at 5:04 pm at Tavares’s Counter Claim for Breach of Contract, Breach of Fiduciary Duty, and Fraudulent Inducement, of November 17, 2011 at Exhibit F.

³⁰ Criminals Peter F. Valori at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law, Gabriela Maranhao Machado Guimaraes, Marco Emilio Rojas (Florida Bar No. 940.453), and other Perpetrators implicated, showing a clear pattern of racketeering, after years of knowingly and intentionally committing continued extortion of Tavares, successfully deprive, steal, and extort Tavares’s properties and rights in the BCP/Car Wash in Florida, with a fraudulent and null Order for Injunction against Tavares in the sham Evidentiary hearing of September 22, 2011, and then, secretly selling and transferring, on February 20, 2014, across state lines, Tavares’s properties to Walgreens Co., of Illinois, stealing all ill-gotten proceeds, or about \$6,742,500.00. See Warranty Deed of February 20, 2014 at CFN 2014R0151383, or, at Book 29049 at Pages 0679 - 680, [Miami-Dade County Clerk Records](#). Valori, and other Perpetrators implicated, further follow through on the threats, by fabricating and filing, to falsely incriminate Tavares, with two (02) consecutive sham Domestic Repeat Violence suits against Tavares, fabricating bogus evidence, and hiring three (03) false witnesses, both sham suits presided by the same Associate, corrupt Judge Joseph I. Davis Jr. (“Judge Davis Jr.”) (Florida Bar No. 155.299). See Record.

³¹ See, *Geania A. Fraga v. Charles Tavares* Case No. 2012-3753-FC-04 (the “First Fraga Fabricated Case”); and *Geania A. Fraga v. Charles Tavares* Case No. 2012-24483-FC-04 (the “Double-Jeopardy Fraga Fabricated Case”).

Criminal Peter F. Valori's E-mail Intimidating and Threatening Tavares to Extort Tavares's Properties

"From: Peter Valori (pvalori@dvllp.com)
Sent: Thursday, November 10, 2011 5:04 PM
To: Charles Tavares
Subject: Brickell Commerce Plaza, Inc. et al. v. Tavares

Hello Mr. Tavares:

I have received your email below as well as Defendant's motion for the court to deny etc. The paper that you filed is moot. Also, it not accurate and lacks merit. I have responded to your correspondence and papers in accordance with applicable rules. With regard to your claim of unprofessionalism, I understand that you are representing yourself and that you are not a lawyer. But, if you make allegations of that kind again, **I will take legal action against you.**

Sincerely,
Peter F. Valori – Managing Partner
Damian & Valori, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33131
305-371-3960 (office) 305-371-3965 (fax)". See E-mail of November 10, 2011 at 5:04 pm.

"From: Charles Tavares (ctavares@bellsouth.net)
Sent: Thursday, November 10, 2011 1:21 PM
To: Peter Valori ; Gabriela Guimaraes; Joao Tenorio; Jose Tenorio
Subject: Brickell Commerce Plaza, Inc. et al. v. Tavares

Mr. Valori,

Please find attached therein, copy of our Motion filed today, November 10, 2011, in the Miami-Dade County Courthouse, requesting your "Motion for entry of Clerk's Default" to be denied in the basis of baseless allegations of Tavares not responding nor providing required papers to the Court and Plaintiff's, as per documents therein, which are been properly sent in various forms to all.

Furthermore, I would like to confirm I was at your offices located at 1000 Brickell Avenue, Suite 1020 at around 9:45 am, today, November 10, 2011 to attend ordered deposition for BB&T and I was told by your receptionist and assistant that "all depositions had been cancelled", therefore, I take this opportunity to request copies of all documents been requested and granted by any and all financial institutions, so if preserves my federal financial privacy rights to items and matters not directed related to Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc., as previous injunction to that effect requires.

Also, please confirm receipt of communications, as I have sent you various forms of communications and it seems you are not able to respond them in a timely and professional manner.

If you have any questions, please feel free to contact me.

Charles Tavares
444 Brickell Avenue, Suite 720 - Miami, FL 33131
T 305-371-0707". See E-mail of November 10, 2011 at 1:21 pm.

Criminal Peter F. Valori and Other Perpetrators Implicated in the Continued Racketeering Activities Against Tavares Continues for Years, Systematically Extorting Tavares of All Properties, Including the 29 Acres Properties and Rights from Tavares's Company 139 TH Avenue SW 8 Street, LLC

"May 29, 2015

Served Via Electronic Mail Upon: pvalori@dvllp.com; afernandez@dvllp.com; rlandy@dvllp.com; spitta@dvllp.com; gabriela@g2investusa.com; gilsonmachado1942@hotmail.com; mrojas@rsmiami.com

Peter Francis Valori, Managing Partner

Damian & Valori LLP

1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131 T (305) 371-3960

RE: Repeated and Continued Tortious Business Interference Counts Against 139 TH Avenue SW 8 Street, LLC and the Membership, by Peter F. Valori et al, causing harm and financial damages

Mr. Valori et al,

It has been brought to our attention on May 27, 2015, by yet another Member of 139 TH Avenue SW 8 Street, LLC ("139 TH"), that despite previous warning correspondence letters¹ to you and Members of the Ongoing Criminal Enterprise² that have embarked on a continued repeated pattern of Business Tortious Interference counts against 139 TH, its Managing Partner and Founder Charles Tavares, and other Members of 139 TH, that you with others are still acting improperly, conspiring and secretly back dealing, spreading misinformation about 139 TH and Mr. Tavares, trying to secretly coerce and intimidate Members into removing the Managing Partner Tavares, and even dealing their interest.

These actions are not only in flagrant violation of 139 TH's Partnership Agreement³, which you know and have to know it, but indeed these repeated and continued Tortious Business Interference counts are improper and illegal, and **ARE NOT** within the scope of a legal representation.

Your improper actions are duly noted and Formal Demand is again herein made, that you and your associates stop these improper, deliberate and continued actions against 139 TH, the Managing Partner and Founder Charles Tavares, and its Membership, as you and others in a deliberate and coordinated effort, have already caused tremendous financial damages and harm, business disruption in the company and amongst the Membership, this poisoning the Membership with torts.

PLEASE GOVERN YOURSELF ACCORDINGLY:

Sincerely,

/s/ Charles Tavares

Charles Tavares, Managing Partner - For 139 TH Avenue SW 8 Street, LLC

444 Brickell Avenue, Suite 720 - Miami, Florida 33131

T (305) 371-0707 Email: ctavares@bellsouth.net

c.c.: Amanda Lara Fernandez, Esq.; Russell Marc Landy, Esq.; Sabrina Pitta Armenteros; Gabriela Machado Guimaraes; Gilson Machado Guimaraes Filho a.k.a. Gilson Machado; Marco Emilio Rojas, Esq." See Tavares's Demand Letter to Valori, et al., of May 29, 2015 at Record of BCP/Car Wash Suit, Case No. 2011-29624-CA-30, at E-Filing #64563234, on 11/24/2017 at 7:51 am.

COUNTS

Count 170 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 171 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 172 - Judge Allan Lester Langer, Peter F. Valor, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 173 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 174 - Peter F. Valori at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically coerce, intimidate, and extort Charles Tavares of properties and rights, in order to further a continuous scheme depriving stealing, and extorting his properties, and selling and transferring the aforesaid properties across state lines, and stealing millions of dollars in ill-gotten proceeds, in violation of 18 U.S.C. §1951 (Hobbs Act).

Count 175 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 176 - Criminal Peter F. Valori (“Peter”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, intentionally and knowingly, with malice and intent to extort, make written threats against Charles Tavares, relating to the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), to, among other things, coerce and intimidate Tavares into capitulating to Valori’s ongoing scheme racketeering scheme, under color of law, depriving, stealing, and extorting Tavares of properties and rights upon subverted proceedings, as Valori’s criminals know that they are falsely and fraudulently purportedly representing Tavares’s Companies, Plaintiff entities BCP and Car Wash, with purported fraudulent authority of July 28, 2011, from the “Sole Shareholder” of BCP, that Valori, *et al.* fabricated, and that Valori, in truth, and in fact, well knows that BCP has two shareholders, Tavares and Joao E. Tenorio, violation of, §836.05, F.S. (Threats & Extortion).

Count 177 – Peter F. Valori, and Marc Russell Landy at Damian & Valori, LLC , and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

178	March 14, 2012	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori David Carnright Damian & Valori, LLP The Criminal Enterprise
179		§ 241 Conspiracy Against Rights &	
180		§ 242 Deprivation of Rights -Under Color of Law &	
181		§ 1346 Scheme/Artifice to Defraud &	
182		§ 1341 Mail Fraud &	
183		§ 1961 <i>et seq.</i> – RICO &	
184		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about March 14, 2012, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and David Carnright (“Carnright”) (Florida Bar No. 92.300), at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Plaintiffs’ First Request for Production (“**Valori’s First Request Production**”), with a “5-page Request for Production” of thousands documents, of mostly irrelevant items, that, also, criminals at Valori, and Associate Gabriela Maranhao Machado Gumiraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), are already in possession since they hijacked Tavares’s Companies BCP and Car Wash with fabricated authority, and have control over BCP and Car Wash’s building, that Tavares built in 2000 for his companies and businesses, BCP, and Car Wash, at 250 S.E. 7 Street, Miami, Florida 33130. Valori’s sham First Request Production is overboard, unduly burdensome, and it is not relevant, as the most relevant and material corporate document, BCP’s Shareholders’ Agreement of February 14, 2000, between the two (02) shareholders of BCP and Car Wash, that they all have, at all relevant times, show that, Tavares and Joao E. Tenorio (“Tenorio”) are the two shareholders, contradicting criminals Valori, Guimaraes, *et al.*’s false, invalid, and fraudulent corporate authority to speak, act, or represent, on behalf of the “Sole Shareholder”, in any way, form, or shape, Tavares’s Companies BCP and Car Wash. The ongoing and criminal racket is only possible because Valori’s Criminal Enterprise has totally subverted and corrupted the judicial machinery in Florida. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham Plaintiffs' First Request for Production

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED March 14, 2012

v.
CHARLES TAVARES,
Defendant.

PLAINTIFFS' FIRST REQUEST FOR PRODUCTION

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., propound their First Set of Interrogatories upon Defendant, Charles Tavares, in accordance with the Florida Rules of Civil Procedure.

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ David Carnright
Peter F. Valori, Esq. – Florida Bar No. 43.516
David Carnright, Esq. – Florida Bar No. 92.300

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 14th day of March, 2012, via U.S. Mail upon: Leonardo Viota-Sesin, Esq., 1840 West 49th Street, Suite 602, Hialeah, FL 33012.

/s/ David Carnright
David Carnright". See Record.

COUNTS

Count 178 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 179 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 180 - Peter F. Valori, and David Carnright, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 181 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 182(a) - Shameless criminal Peter F. Valori, and David Carnright, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's First Request for Production, dated March 14, 2012, falsely and fraudulently representing Plaintiff entities, via U.S. Mail, to: (a) Leonardo Viota-Sesin, Esq., at 1840 West 49th Street, Suite 602, Hialeah, FL 33012, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 183 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 184 – Peter F. Valori, and David Carnright at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

185	March 15, 2012	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori David Carnright Damian & Valori, LLP The Criminal Enterprise
186		§ 241 Conspiracy Against Rights &	
187		§ 242 Deprivation of Rights -Under Color of Law &	
188		§ 1346 Scheme/Artifice to Defraud &	
189		§ 1341 Mail Fraud &	
190		§ 1961 <i>et seq.</i> – RICO &	
191		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about March 15, 2012, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and David Carnright (“Carnright”) (Florida Bar No. 92.300), at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Plaintiffs’ First Set of Interrogatories of Tavares (“**Valori’s First Interrogatories of Tavares**”), with a “2-page” interrogatories, and 1-page Attestation. Valori’s First Interrogatories it is not relevant, as the most relevant and material corporate document, BCP’s Shareholders’ Agreement of February 14, 2000, between the two (02) shareholders of BCP and Car Wash, that they all have, at all relevant times, show that, Tavares and Joao E. Tenorio (“Tenorio”) are the two shareholders, contradicting criminals Valori, Guimaraes, *et al.’s* false, invalid, and fraudulent corporate authority to speak, act, or represent, on behalf of the “Sole Shareholder”, in any way, form, or shape, Tavares’s Companies BCP and Car Wash. The ongoing and criminal racket is only possible because Valori’s Criminal Enterprise has totally subverted and corrupted the judicial machinery in Florida. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham Valori's First Interrogatories of Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED March 15, 2012

v.
CHARLES TAVARES,
Defendant.

PLAINTIFFS' FIRST SET OF INTERROGATORIES

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., propound their First Set of Interrogatories upon Defendant, Charles Tavares, in accordance with the Florida Rules of Civil Procedure.

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ David Carnright
Peter F. Valori, Esq. – Florida Bar No. 43.516
David Carnright, Esq. – Florida Bar No. 92.300

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 15th day of March, 2012, via U.S. Mail upon: Leonardo Viota-Sesin, Esq., 1840 West 49th Street, Suite 602, Hialeah, FL 33012.

/s/ David Carnright
David Carnright". See Record.

COUNTS

Count 185 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 186 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 187 - Peter F. Valori, and David Carnright, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 188 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 189(a) - Shameless criminal Peter F. Valori, and David Carnright, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's First Interrogatories of Tavares, dated March 15, 2012, falsely and fraudulently representing Plaintiff entities, via U.S. Mail, to: (a) Leonardo Viota-Sesin, Esq., at 1840 West 49th Street, Suite 602, Hialeah, FL 33012, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 190 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 191 – Peter F. Valori, and David Carnright at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

192	April 2, 2012	<u>U. S. CODE TITLE 18</u>	Peter F. Valori David Carnright Damian & Valori, LLP The Criminal Enterprise
193		§ 371 Conspiracy to Defraud the USA &	
194		§ 241 Conspiracy Against Rights &	
195		§ 242 Deprivation of Rights -Under Color of Law &	
196		§ 1346 Scheme/Artifice to Defraud &	
197		§ 1341 Mail Fraud &	
198		§ 1961 <i>et seq.</i> – RICO &	
		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about April 2, 2012, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and David Carnright (“Carnright”) (Florida Bar No. 92.300), at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law (“Valori”), using their Florida Bar licenses as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Plaintiffs’ Second Request for Production (“**Valori’s Second Request Production**”), with Request for Tavares to produce thousands documents, of mostly irrelevant items, that, also, criminals at Valori, and Associate Gabriela Maranhao Machado Gumiraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), are already in possession since they hijacked Tavares’s Companies BCP and Car Wash with fabricated authority, and have control over BCP and Car Wash’s building, that Tavares built in 2000 for his companies and businesses, BCP, and Car Wash, at 250 S.E. 7 Street, Miami, Florida 33130. Valori’s sham Second Request Production is overboard, unduly burdensome, and it is not relevant, as the most relevant corporate document, BCP’s Shareholders’ Agreement of February 14, 2000, between the two (02) shareholders of BCP and Car Wash, that they all have, at all relevant times, show that, Tavares and Joao E. Tenorio (“Tenorio”) are the two shareholders, contradicting criminals Valori, Guimaraes, *et al.’s* false, invalid, and fraudulent corporate authority to speak, act, or represent, on behalf of the “Sole Shareholder”, in any way, form, or shape, Tavares’s Companies BCP and Car Wash. The ongoing and criminal racket is only possible because Valori’s Criminal Enterprise has totally subverted and corrupted the judicial machinery in Florida. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham Plaintiffs' Second Request for Production

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)

FILED April 2, 2012

v.

CHARLES TAVARES,
Defendant.

PLAINTIFFS' SECOND REQUEST FOR PRODUCTION

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., propound their First Set of Interrogatories upon Defendant, Charles Tavares, in accordance with the Florida Rules of Civil Procedure.

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ David Carnright
Peter F. Valori, Esq. – Florida Bar No. 43.516
David Carnright, Esq. – Florida Bar No. 92.300

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 2nd day of April, 2012, via U.S. Mail upon: Leonardo Viota-Sesin, Esq., 1840 West 49th Street, Suite 602, Hialeah, FL 33012.

/s/ David Carnright
David Carnright". See Record.

Shameless Criminals at Damian & Valori, LLP's EXHIBIT for Valori's Sham Plaintiffs' Second Request for Production

"REQUEST FOR PRODUCTION [³²]

1. All payroll records of each plaintiff since the date of incorporation of each Plaintiff.
2. All documents sent or received by either Plaintiff concerning the immigration status of any employee or independent contractor of either Plaintiff since the date of incorporation of each Plaintiff.
3. All documents concerning the immigrations of any employee independent contractor of either Plaintiff since the date of incorporation of either Plaintiff.
4. All immigrant and/or nonimmigrant visas for temporary or permanent stay within the United States since the date of incorporation of each Plaintiff.
5. All applications for any immigrant and/or nonimmigrant visas for temporary or permanent stay within the United States since the date of incorporation of each Plaintiff.
6. All documents regarding or relating to all employees and/or putative employees who either Plaintiff sponsored for any visa.
7. All permanent or temporary residency cards ("green cards") for any employee or putative employee of either Plaintiff since the incorporation of each Plaintiff.
8. All correspondence regarding any former employee's immigration status." See Valori's Second Request for Production at EXHIBIT Request for Production of April 2, 2012.

³² Tavares, at all relevant times, a Shareholder of Plaintiff entities Brickell Commerce Plaza, Inc. ("BCP") and The Car Wash Concept, Inc. ("Car Wash"), and the sole president, manager, and director, since Tavares founded BCP on October 13, 1998, and Car Wash on October 29, 1999, had thousands of employees over the years, and Valori's Request for Production it is not only overboard, but also is not material and relevant at all to the facts and issues of the matter, showing that, among other things, criminals at Valori, *et al.*, are falsely and fraudulently representing Tavares's Companies BCP and Car Wash with false, invalid, and fraudulent authority of July 28, 2011, purportedly, from the "*Sole Shareholder*" of BCP and Car Wash that Valori fabricated to steal and extort Tavares' Companies properties, assets, and rights, that they well know in truth and in fact, to be absolutely false, invalid. and fraudulent. See Record.

COUNTS

Count 192 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 193 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 194 - Peter F. Valori, and David Carnright, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 195 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 196(a) - Shameless criminal Peter F. Valori, and David Carnright, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Second Request for Production from Tavares, dated April 2, 2012, falsely and fraudulently representing Plaintiff entities, via U.S. Mail, to: (a) Leonardo Viota-Sesin, Esq., at 1840 West 49th Street, Suite 602, Hialeah, FL 33012, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 197 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 198 – Peter F. Valori, and David Carnright at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

199	May 31, 2012	U. S. CODE TITLE 18	Allan Lester Langer Miami Courts The Criminal Enterprise
200		§ 371 Conspiracy to Defraud the USA &	
201		§ 241 Conspiracy Against Rights &	
202		§ 242 Deprivation of Rights -Under Color of Law &	
203		§ 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	
204	FLORIDA STATUTES	TITLE XLVI § 817.155 Fraudulent Practices &	
205	FLORIDA CODE OF JUDICIAL CONDUCT	Violations of Canons 1, 2, and 3	

On or about May 31, 2012, corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), knowingly and intentionally, presiding³³ Charles Tavares’s (“Tavares”) four (04) civil cases to further a brazen scheme depriving, stealing, and extorting Tavares of all properties and rights, under color of law, upon subverted proceedings before the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), enters an Order Granting Tavares’s attorneys Stephen M. Zukoff (“Zukoff”) (Florida Bar No. 177.061), and Roy D. Wasson (“Wasson”) (Florida Bar No. 332.070) Motion to Withdraw (“**Order Granting Zukoff Withdraw**”) in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit). See Record. By the time Zukoff and Wasson withdraw from representing Tavares, after they too³⁴ are unable to fight the Criminal Enterprise’s violations of law, the constitution, and rights upon the sham proceedings presided by corrupt Judge Langer, coercing, intimidating, extorting, and preventing justice, and having criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 8/17/1965, in Brazil), knowingly representing Tavares’s Companies BCP and Car Wash with fabricated fraudulent authority, as Tavares spends almost \$50,000 in legal fees and costs in attorneys for the BCP/Case up to May 2012, only to be willfully denied due process and rights in totally and utterly tainted subverted proceedings, as Tavares’s attorneys are systematically intimidated and coerced by the Criminal Enterprise to not pursue justice for client Tavares, and concurrently filling additional³⁵ sham fabricated suits against Tavares. See Record.

³³ Corrupt Judge Langer, knowingly and intentionally, presides Tavares’s cases in order to, among other things, deprive, steal, and extort Tavares, under color of law, Tavares and Tavares’s Companies of all properties and rights, see, e.g., *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No. 2009-93058-CA-30 (“BRIDGELoAN”); *BNY Mellon v. Charles Tavares*, Case No. 2010-26864-CA-30 (“BNY Mellon”); *Brickell Commerce Plaza, Inc., and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30 (“BCP/Car Wash”), and, *Deutsche Bank v. Charles Tavares*, Case No. 2012-20197-CA-30.

³⁴ See, e.g., *up to*, May 31, 2012, Tavares’s attorneys intimidated, coerced or unable to perform their contractual obligations to client and sworn duties to pursue justice upon the proceedings, Todd A. Levine (“Levine”) (Florida Bar No. 899.119) at Kluger, Kaplan, Silverman, Katzen & Levine, P.L.; Leonardo Simeon Viota-Sesin (“Viota-Sesin”) (Florida Bar No. 634.115). See Record.

³⁵ On February 13, 2012, Valori & Guimaraes causes the first fabricated sham Domestic Repeat Violence case against Tavares by Guimaraes employee Geania A. Fraga. See *Geania A. Fraaa v. Charles Tavares*. Case No.2012-03753-FC-04. Miami Courts.

COUNTS

Count 199 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 200 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 201 - Corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 202 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 203 - At all times relevant, corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, [Tavares Sworn Affidavit](#).

Count 204 - Corrupt Judge Allan Lester Langer, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 205 – Corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

206	July 3, 2012 at around 11:00 AM	U. S. CODE TITLE 18	Peter F. Valori Damian & Valori, LLP The Criminal Enterprise
207		§ 371 Conspiracy to Defraud the USA &	
208		§ 241 Conspiracy Against Rights &	
209		§ 242 Deprivation of Rights -Under Color of Law &	
210		§ 1346 Scheme/Artifice to Defraud &	
211		§ 1951 Extortion (Hobbs Act) &	
212		§ 1961 <i>et seq.</i> – RICO &	
213		FLORIDA STATUTES TITLE XLVI § 836.05 – Threats & Extortion &	
		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about July 3, 2012 at around 11:00 a.m., criminal Peter F. Valori (“Peter”) (Florida Bar No. 43.516), at Damian & Valori, LLP (“Valori”), in a meeting with Charles Tavares (“Tavares”), at Valori’s offices at 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131, called by Peter at Valori on June 11, 2012 at 3:03 p.m. – asserting that Peter has the authority to settle the case on behalf of Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), and that Peter will be the only one attending, purportedly relating to settlement discussions in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit). Peter, during the meeting, using his Florida Bar license as guise to perpetrate violations of law and Tavares’s rights, furthering an ongoing and continued scheme depriving and extorting, under color of law, Tavares and Tavares’s Companies, BCP and Car Wash, makes a bogus offer³⁶ that Tavares should not refuse, offering three hundred thousand (\$300,000) for Tavares to settle the sham suit. As Tavares refuses the bogus offer, knowing, among other things, that criminal Peter and other Perpetrators implicated from the Criminal Enterprise, depriving, stealing, and extorting Tavares of all properties and rights upon subverted court proceedings, do not have proper authority of Tavares’s Companies BCP and Car Wash. Peter, making threats, among others, that, Tavares should accept Peter’s, because “*We own the keys to the Miami Courts and you better accept this offer*” (the “**Extortion Offer**”). See Record. As the BCP and Car Wash suit, and the ongoing Related Cases show, Valori’s Criminal Enterprise do own the keys of the Miami Courts to freely extort anyone they want to, with absolute impunity. See Record.

³⁶ Tavares’s interest on Tavares’s Companies BCP and Car Wash are worth millions of dollars, as the real property that Tavares built at BCP and Car Wash’s main location, alone is worth more than twenty million dollars (\$20,000,000). See Record.

COUNTS

Count 206 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 207 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 208 - Corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 209 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 210- Peter F. Valori at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically coerce, intimidate, and extort Charles Tavares of properties and rights, by, among other things, intentionally and knowingly, with malice and intent to extort, threatening Tavares to accept a bogus three hundred thousand dollars (\$300,000) offer, in order to further a continuous scheme depriving stealing, and extorting his properties, and selling and transferring the aforesaid properties across state lines, and stealing millions of dollars in ill-gotten proceeds, in violation of 18 U.S.C. §1951 (Hobbs Act).

Count 211 - At all times relevant, criminal Peter F. Valori at Damian & Valori, LLP, , and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., [Tavares Sworn Affidavit](#).

Count 212 - Criminal Peter F. Valori (“Peter”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, intentionally and knowingly, with malice and intent to extort, make written threats against Charles Tavares, relating to the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), to, among other things, coerce and intimidate Tavares into capitulating to Valori’s ongoing scheme racketeering scheme, under color of law, depriving, stealing, and extorting Tavares of properties and rights upon subverted proceedings, as Valori’s criminals know that they are falsely and fraudulently purportedly representing Tavares’s Companies, Plaintiff entities BCP and Car Wash, with purported fraudulent authority of July 28, 2011, from the “*Sole Shareholder*” of BCP, that Valori, *et al.* fabricated, and that Valori, in truth, and in fact, well knows that BCP has two shareholders, Tavares and Joao E. Tenorio, violation of, §836.05, F.S. (Threats & Extortion).

Count 213 – Criminal Peter F. Valori at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

214	July 17, 2012	<u>U. S. CODE TITLE 18</u>	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
215		§ 371 Conspiracy to Defraud the USA &	
216		§ 241 Conspiracy Against Rights &	
217		§ 242 Deprivation of Rights -Under Color of Law &	
218		§ 1346 Scheme/Artifice to Defraud &	
219		§ 1341 Mail Fraud &	
220		§ 1961 <i>et seq.</i> – RICO &	
221		<u>FLORIDA STATUTES</u>	
222		TITLE XLVI § 837.02 Perjury in Writing &	
		TITLE XLVI § 837.021 Perjury by Contradictions &	
		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u>	
		Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about July 17, 2012, criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), knowingly and intentionally, as part of the scheme, file, with unclean hands, a Notice of Hearing of July 31, 2012 (“**Notice Hearing Arbitration**”), unilaterally set by Valori for a date and time Valori know that Tavares cannot attend, on Valori’s sham contradictory Motion to Compel Arbitration (“Valori’s Motion Compel Arbitration”), with Exhibit 1, BCP’s Shareholders’ Agreement, previously omitted by Valori. Shameless criminals Peter and Landy at Valori, together with Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 8/17/1965, in Brazil), after hijacking Tavares’s Companies BCP and Car Wash with fabricated fraudulent corporate authority purportedly from BCP and Car Wash’s “*Sole Shareholder*”, depriving and extorting Tavares of properties and rights in a sham hearing presided by corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), on September 22, 2011, *de facto* legalizing the extortion, Valori, now, directly contradicting previous material claims, *e.g.*, that, pursuant to BCP’s Shareholders’ Agreement of February 14, 2000 (“Shareholders’ Agreement”), between the two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), the Miami Courts must enforce the Arbitration Clause in the Shareholders’ Agreement, demonstrating Valori’s false, invalid and fraudulent authority to represent Plaintiff entities, Tavares’s Companies BCP and Car Wash. Valori, knowingly and intentionally, without consultation to Defendant Tavares, sets the Notice Hearing Arbitration to willfully continue depriving and extorting Tavares of properties and rights, under color of law, upon the subverted proceedings. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham & Contradictory Motion to Compel Arbitration

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED JULY 17 2012

v.

CHARLES TAVARES,
Defendant.

PLAINTIFF'S MOTION TO COMPEL ARBITRATION

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. move the Court to compel arbitration, and in support state:

Factual and Procedural Background

1. This action was commenced by Plaintiffs on September 15, 2011 to remove Defendant, Charles Tavares, as an officer of the Plaintiffs, as he refused to step down after being removed by proper corporate action.
2. On September 22, 2011, following a hearing, the Court entered an Injunction prohibiting Defendant, Charles Tavares, from *inter alia*, acting on behalf of the Plaintiff entities.
3. On November 17, 2011, Mr. Tavares filed a 13 page paper consisting mostly of a counterclaim alleging damages arising from his relationship to the Plaintiffs as an employee and a claimed shareholder.
4. The Plaintiffs dispute Mr. Tavares' claims. But, the parties did enter into an agreement dated February 14, 2000 which contains an arbitration provision which encompasses Mr. Tavares' claims. See attached Exhibit 1. - Page 1.
5. Because the parties have engaged in settlement negotiations (albeit unsuccessful), no proceedings have occurred as to Mr. Tavares' counterclaim.¹

Argument

The Court should compel arbitration of Mr. Tavares' Counterclaim. The three elements for courts to consider ruling on a motion to compel arbitration are: 1) whether a valid written agreement to arbitrate exists; 2) whether arbitration issue exists; and, 3) whether the right to arbitrate was waived. *Robertson Group, P.A. v. Robertson*, 67 So. 3d 1112, 1114 (Fla. 1st DCA 2011) (action by a member of LLC against LLC to establish the existence and amount of a debt owed to him subject to arbitration provision of LLC operating agreement).

Here, there is a valid written agreement to arbitrate. The Shareholders' Agreement provides:

9. Arbitration. If any dispute arises under the terms of this Agreement, the issue shall be settled by arbitration in Miami, Florida, in accordance with the rules of the Florida Arbitration Code then in effect, and judgment upon any award rendered may be entered in a court having jurisdiction hereof. See Shareholders' Agreement, at Exhibit 1, p. 5.

It is apparent that arbitrable issues exist as raised by the counterclaim. And, there has been no waiver of the right to arbitrate. – Page 2.

As such, the Court should compel arbitration of Mr. Tavares' Counterclaim.

WHEREFORE, the plaintiffs respectfully request the Court compel arbitration of this matter consistent with the arbitration provision of the Shareholders' Agreement.

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 17th day of July, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori
Russell Landy [³⁷]

¹ On November 23, 2011, Mr. Tavares hired Todd A. Levine, Esq. to represent him in this matter. Mr. Levine and undersigned counsel agreed to discuss settlement before proceedings with further litigation (including Plaintiffs responding to Mr. Tavares' counterclaim). On February 21, 2012, the Court entered an order permitting the substitution of Leonardo Viota-Sesin, Esq. for Mr. Levine, as counsel for Mr. Tavares in this matter. The same understanding continued with Mr. Viota-Sesin. On March 28, 2012, Mr. Viota-Sesin moved to withdraw as counsel for Mr. Tavares. On April 3, 2012, Mr. Tavares hired Stephen M. Zukoff, Esq., and Roy D. Wasson, Esq., and Messers. Zukoff and Wasson, and undersigned counsel continued to engage in settlement discussions. On May 18, 2012, however, Messers. Zukoff and Wasson moved to withdraw as counsel for Mr. Tavares in this matter. The parties continued to attempt to resolve the matter, but have been unsuccessful." See Valori's Motion to Compel Arbitration.

³⁷ The Certificate of Service on Valori's Motion Compel Arbitration shows Peter F. Valori signing over Russel Landy's name. See Record.

Shameless Criminals at Damian & Valori, LLP's Notice of Hearing Unilaterally Setting a Hearing of Valori's Sham & Contradictory Motion to Compel Arbitration

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED JULY 17 2012

v.
CHARLES TAVARES,
Defendant.

NOTICE OF HEARING [³⁸]

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on July 31, 2012, at 9:00 a.m. the following:

MOTION TO COMPEL ARBITRATION

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 17th day of July, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori
Russell Landy [³⁹]

Cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services); Motion Calendar Clerk". Page 3. See Valori's Notice of Hearing on July 31, 2012 on Valori's Motion Compel Arbitration.

³⁸ Valori's improperly and unilaterally setting a Notice of Hearing on Motion to Compel Arbitration, is opposed by Tavares on, Defendant's & Counter-Plaintiff's Motion for Dismissal of Hearing to Compel Arbitration, Set Unilaterally and Without Consultation with Defendant and Counter-Plaintiff Charles Tavares, by Plaintiffs' and Counter-Defendants' Attorneys, Damian & Valori, LLP, Set Unilaterally for July 31, 2012 before this Honorable Court ("Tavares's Motion to Dismiss Hearing Compel Arbitration"), see Tavares's Motion to Dismiss Hearing Compel Arbitration, filed on July 24, 2012 at 3:14 pm, stating to the Miami Courts, e.g., the violations by Valori of court rules and procedures, rights, and the rule of law. See Record.

³⁹ The Certificate of Service on Notice of Hearing on Valori's Motion Compel Arbitration shows Peter F. Valori signing over Russel Landy's name. See Record.

Tavares's Email of 7/26/2012 Requesting Valori to Cancel the Unilaterally Set Hearing of 7/31/2012

"From: Charles Tavares (ctavares@bellsouth.net)

Sent: Thursday, July 26, 2012 3:00 PM

To: Peter Valori

Subject: Brickell Commerce Plaza et al vs Charles Tavares counter plaintiff vs BCP & TCWC Case No. 11-29624-CA-30

RE: Case No. 11-29624-CA-30

The Car Wash Concept, Inc. & Brickell Commerce Plaza, Inc.

vs.

Charles Tavares

Counter-Plaintiff

The Car Wash Concept, Inc. & Brickell Commerce Plaza, Inc.

Counter-Defendants

Mr. Valori,

Good afternoon and thank you for communicating in regards to the above referenced case as I am representing myself at this time.

In regards to the Motion to Compel arbitration on Hearing set for July 31, 2012, I would like to request that you please withdraw said Hearing, as it was set unilaterally by you with no prior consultation and for a date which I am not even in the Country [⁴⁰]and therefore, not able to attend it.

As there are ongoing issues of discovery, Interrogatories and depositions to be requested by me to the Plaintiffs and its agents, I believe it is proper to withdraw said Hearing on the 31st of July, 2012 so we can follow up with that in a duly manner.

Thank you much for your understanding and attention.

Sincerely,

Charles Tavares

Defendant and Counter-Plaintiff". See Tavares's Filing of September 4, 2012 at Exhibit B.

⁴⁰ Tavares is scheduled to travel, on July 30, 2012, to the Czech Republic, for the birth of Tavares's son on July 31, 2012, as Tavares wife and daughter are living there after several threats to Tavares's family by Associates of the Criminal Enterprise against Tavares' family, among others, by Associates Marco Emilio Rojas (Rojas") (Florida Bar No. 940.453), and Hugo Barreto Del Priore ("Del Priore") from BANIF Securities ("BANIF"). See Record.

COUNTS

Count 214 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 215 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 216 - Peter F. Valori, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 217 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 218(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, The Perpetrators implicated, did knowingly and intentionally, submit and transmit, on July 17, 2012, fraudulent documents, *inter alia*, Valori's Motion Compel Arbitration, and Valori's Notice of Hearing of July 31, 2012, via U.S. Mail, to wit, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 218(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law, and other Perpetrators implicated, The Perpetrators implicated, did knowingly and intentionally, submit and transmit, on July 17, 2012, fraudulent documents, *inter alia*, Valori's Motion Compel Arbitration, and Valori's Notice of Hearing of July 31, 2012, via U.S. Mail, to wit, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 219 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts

involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 220(a) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell Marc Landy ("Landy"), at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, falsely and fraudulently stating to the Miami Courts in writing, that: (a) *"This action was commenced by Plaintiffs on September 15, 2011 to remove Defendant, Charles Tavares, as an officer of the Plaintiffs, as he refused to step down **after being removed by proper corporate action**"*, see, Valori's Motion Compel Arbitration p. 1 at ¶ 1., when in truth and in fact, Peter and Landy at Valori know that the purported corporate action to remove Tavares by the "Sole Shareholder" was fabricated by them, together with other Perpetrators implicated, and, is false, invalid and fraudulent, and further is contradicted by Valori's Motion to Compel Arbitration, predicated on Brickell Commerce Plaza, Inc.'s Shareholders' Agreement between the two (02) shareholders, Tavares and Joao E. Tenorio, clearly contradicting the known record displayed and truth, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 220(b) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell Marc Landy ("Landy"), at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, falsely and fraudulently stating to the Miami Courts in writing, that: (b) *"On September 22, 2011, following a hearing, the Court entered an Injunction **prohibiting Defendant, Charles Tavares, from inter alia, acting on behalf of the Plaintiff entities**"*, see, Valori's Motion Compel Arbitration p. 1 at ¶ 2., when in truth and in fact, Peter and Landy at Valori know that the aforesaid sham hearing is predicated on denying Tavares an opportunity to present the facts and truth, *e.g.*, that the purported corporate action to remove Tavares by the "Sole Shareholder" was fabricated by Peter and Landy at Valori, and criminal Gabriela Machado Guimaraes, and other Perpetrators implicated, and the Injunction removing Tavares is false, invalid and fraudulent, and further, is contradicted by Valori's Motion to Compel Arbitration, predicated on Brickell Commerce Plaza, Inc.'s Shareholders' Agreement between the two (02) shareholders, Tavares and Joao E. Tenorio, clearly contradicting Valori, and the known record displayed and truth, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 220(c) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell Marc Landy ("Landy"), at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, to further the scheme, by knowingly and intentionally, falsely and fraudulently stating to the Miami Courts in writing, that: (c) *"On November 17, 2011, **Mr. Tavares filed a 13 page paper** consisting mostly of a counterclaim alleging damages arising from his relationship to the Plaintiffs as an employee and a claimed shareholder"*, see, Valori's Motion Compel Arbitration p. 1 at ¶ 3., when in truth and in fact, Peter and Landy at Valori know that the purported "13-page paper" is Tavares Counter Claims containing, among other relevant things, three (03) counts, for, (1) Breach of Contract, (2) Breach of Fiduciary Duty; and, (3) Fraudulent Inducement, and shows that, among other things, Peter and Landy at Valori, together with criminal Gabriela Machado Guimaraes, are improperly acting with false, invalid and fraudulent authority for the Plaintiff entities that they fabricated, purportedly from the "Sole Shareholder" of Plaintiff's Brickell Commerce Plaza, Inc., and the matter is been litigated upon the Miami Courts, showing that, *de facto*, the arbitration has been waived, showing Valori clearly contradicting the known record displayed and truth, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 221(a) - Perjury by Contradictory Material Statements in Official Proceeding by, Peter F. Valori (“Peter”) and Russell Marc Landy (“Landy”) at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, to further the scheme by contradictory statements, that, (a) *“The Plaintiffs dispute Mr. Tavares’ claims. But, the parties did enter into an agreement dated February 14, 2000 which contains an arbitration provision which encompasses Mr. Tavares’ claims. See attached Exhibit 1”*, see Valori’s Motion Compel Arbitration, p.1 at ¶4, and demanding, that the Miami Courts, enforce Brickell Commerce Plaza, Inc.’s **Shareholders’ Agreement of February 14, 2000, between the two (02) shareholders**, Charles Tavares and Joao E. Tenorio, see Valori’s Motion Compel Arbitration, showing that, *inter alia*, Peter and Landy at Valori, knowingly and intentionally, systematically and repeatedly, falsely stated material and relevant facts to the Miami Courts, that: *“On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer and director of Brickell Commerce Plaza, Inc.”*, see, e.g., Valori’s Complaint of 9/15/2011, p. 2 at ¶ 8; and, *“On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer and director of Brickell Commerce Plaza, Inc.”*, see, e.g., Valori’s Plaintiffs’ Verified Urgent Motion for Temporary Injunction of 9/15/2011, p. 1 at ¶ 3, clearly showing Valori’s contradictory false statements, in violation of, §837.021, F.S. (Perjury by Contradictory Material Statements in Official Proceedings).

Count 221(b) - Perjury by Contradictory Material Statements in Official Proceeding by, Peter F. Valori (“Peter”) and Russell Marc Landy (“Landy”) at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, to further the scheme by contradictory statements, that, (b) *“because the parties engaged in settlement negotiations (albeit unsuccessful), no proceedings have occurred as to Mr. Tavares’ counterclaim”*, see Valori’s Motion Compel Arbitration, p.2 at ¶ 5., showing that, *inter alia*, Peter and Landy at Valori’s statements clearly contradicts the truth and record displayed, showing that the matter has been extensively litigated, *inter alia*, with motions, discovery, subpoenas for documents and depositions, orders for injunction, and Tavares’s counter claim, see Record, clearly demonstrating that arbitration has been waived by the parties, clearly contradicting Valori’s false statements, in violation of, §837.021, F.S. (Perjury by Contradictory Material Statements in Official Proceedings).

Count 221(c) - Perjury by Contradictory Material Statements in Official Proceeding by, Peter F. Valori (“Peter”) and Russell Marc Landy (“Landy”) at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, to further the scheme by contradictory statements, that, (c) *“Here, there is a valid written agreement to arbitrate. The Shareholders’ Agreement provides”*, see Valori’s Motion Compel Arbitration, p.2 at “Argument”, showing that, *inter alia*, Peter and Landy at Valori’s statements clearly contradicts the truth and record displayed, showing that, *“On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer and director of Brickell Commerce Plaza, Inc.”*, see, e.g., Valori’s Complaint of 9/15/2011, p. 2 at ¶ 8; and, *“On July 28, 2011, the sole shareholder and director of Brickell Commerce Plaza, Inc. removed Mr. Tavares as an officer and director of Brickell Commerce Plaza, Inc.”*, see, e.g., Valori’s Plaintiffs’ Verified Urgent Motion for Temporary Injunction of 9/15/2011, p. 1 at ¶ 3, clearly showing Valori’s contradictory false statements, in violation of, §837.021, F.S. (Perjury by Contradictory Material Statements in Official Proceedings).

Count 221(d) - Perjury by Contradictory Material Statements in Official Proceeding by, Peter F. Valori (“Peter”) and Russell Marc Landy (“Landy”) at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law, (“Valori”), and other Perpetrators implicated, to further the scheme by contradictory statements, that,

(b) “*And, there has been no waiver of the right to arbitrate*”, see Valori’s Motion Compel Arbitration, p.2 at ¶ 5., showing that, *inter alia*, Peter and Landy at Valori’s statements clearly contradicts the truth and record displayed, showing that the matter has been extensively litigated, *inter alia*, with motions, discovery, subpoenas for documents and depositions, orders for injunction, and Tavares’s counter claim, see Record, clearly demonstrating that arbitration has been waived by the parties, clearly contradicting Valori’s false statements, in violation of, §837.021, F.S. (Perjury by Contradictory Material Statements in Official Proceedings).

Count 222 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

223	July 31, 2012	U. S. CODE TITLE 18	Allan Lester Langer Miami Courts The Criminal Enterprise
		§ 371 Conspiracy to Defraud the USA	
224		&	
		§ 241 Conspiracy Against Rights	
225		&	
		§ 242 Deprivation of Rights -Under Color of Law	
226		&	
		§ 1346 Scheme/Artifice to Defraud	
227		&	
		§ 1961 <i>et seq.</i> – RICO	
228		FLORIDA STATUTES	
		TITLE XLVI § 837.02 Perjury	
229		&	
		TITLE XLVI § 817.155 Fraudulent Practices	
230		&	
		FLORIDA CODE OF JUDICIAL CONDUCT	
		Violations of Canons 1, 2, and 3	

On July 31, 2012, corrupt Judge Allan Lester Langer (“Judge Langer”)(Florida Bar No.137.828) furthering a scheme extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, knowingly and intentionally, presiding a *Kangaroo Court*, enters a fraudulent and invalid Order on Plaintiffs’ Motion to Compel Arbitration (“**Order Compel Arbitration**”), in a sham hearing in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit) before the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), that Judge Langer, and criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell M. Landy (“Landy”) (Florida Bar No. 44.417) at Damian & Valori, LLP (“Valori”), know Tavares could not – and did not attend, to willfully deprive Tavares of rights and an opportunity to present his case showing the scheme by Judge Langer, Peter and Landy at Valori, together with other Perpetrators from the Criminal Enterprise, illegally acting with fabricated authority for the Plaintiff entities, purportedly by BCP’s “*Sole Shareholder*,” that formed the basis for Valori and Judge Langer’s previous fraudulent Order for Injunction removing Tavares from Tavares’s Companies BCP and Car Wash in a sham hearing of September 22, 2011, now contradicted by Valori’s Motion to Enforce Arbitration predicated on BCP’s Shareholders’ Agreement of February 14, 2000 (“Shareholders’ Agreement”) by the two (02) shareholders, Tavares and Joao Tenorio (“Tenorio”), demonstrating the brazen scheme by corrupt Judge Langer, the Miami Courts, Peter and Landy at Valori, and other bad actors implicated, to any reasonable uncorrupted person to see. *See Record*. The fraudulent and invalid Order Compel Arbitration is another artifice by the Perpetrators to deprive, steal, and extort Tavares, under color of law, in another brazen sham subverted proceeding.⁴¹ *See Record*.

⁴¹ The Criminal Enterprise, *e.g.*, in the sham Related Case, *Bridgeloan Investors, Inc. v. Charles Tavares, vs. BNY Mellon* (“BRIDGELoAN” case), Case No. 2009-93058-CA-30, instituted with unclean hands by BRIDGELoAN, *et al.*, and presided by the same corrupt Judge Langer to further the criminal scheme extorting Tavares, use a similar artifice, whereas a sham mediation is set on March 29, 2011, where the perpetrators secretly use a fabricated invalid and fraudulent Limited Power of Attorney for Tavares’s Companies to secretly fraudulently settle the case without Tavares’s knowledge or consent, and then, legalizing the criminal scheme in an unnoticed sham “Trial” held by corrupt Judge Langer, on April 8, 2011, days after Tavares starts to uncover and expose the scheme successfully extorting Tavares of \$50 million dollars in properties and rights. *See Record*.

Corrupt Judge Allan Lester Langer's Fraudulent and Invalid Order to Compel Arbitration

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED JULY 31 2012

CHRISTINE GONZALEZ

ORDER ON PLAINTIFFS' MOTION TO COMPEL ARBITRATION

THIS CAUSE having come before the Court on July 31, 2012 [⁴²]on Plaintiffs' Motion to Compel Arbitration, and the Court having considered the motion, argument of counsel, and otherwise being fully advised of the premises, it hereby

ORDERED AND ADJUDGED that:

Plaintiffs' Motion to Compel Arbitration is Granted. The parties shall proceed to arbitration. A hearing shall take place on August 16, 2012 at 9:00 am at which time the court shall appoint an arbitrator if no arbitrator has been selected by agreement. This case is otherwise stayed. The Court reserves jurisdiction to enforce this order and confirm -----.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this 31 day of July, 2012.

/s/ Lester Langer
[Allan] Lester Langer
Circuit Court Judge

CONFORMED Jul 31 2012
Judge Lester Langer – Circuit Court Judge

cc: Peter F. Valori, Esq.
Charles Tavares". See Record.

⁴² Tavares, from outside the delivery room at Motol University Hospital, in Prague, Czech Republic, where Tavares' son is been delivered, still, at that time, not fully comprehending how implicated and corrupt Judge Langer is, makes repeated calls to Judge Langers' chambers, before and during the improperly scheduled and held hearing of July 31, 2012, and speaking to Judge Langer's Judicial Assistant Josie Zuniga ("J.A. Zuniga"), making Tavares' case, supported by Tavares's meritorious motions to postpone the hearing and restore order to the court, why it would be, among other things, improper, and a violation of due process and rights, to hold the sham hearing on Valori's Motion Compel Arbitration, intentionally set in a date and time that Judge Langer and criminals Peter and Landy at Valori well know Tavares is 5,000 miles away in a hospital, and cannot attend, showing the scheme upon a *Kangaroo Court* presided by a totally corrupt and shameless Judge Langer, furthering Valori's Continued Criminal Enterprise ("CCE"), depriving, stealing and extorting Tavares of properties and rights, under color of law. See Record.

COUNTS

Count 223 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 224 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 225 - Corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 226 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 227 - At all times relevant, corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, [Tavares Sworn Affidavit](#).

Count 228(a) - Perjury in Official Proceeding by corrupt Judge Allan Lester Langer, to further the scheme, by knowingly and intentionally, falsely and fraudulently stating in writing, in a court Order, that: (a) *"and the Court having considered the motion, argument of counsel, and otherwise **being fully advised of the premises**, it hereby Ordered and Adjudged"*, when in truth and in fact, Judge Langer knows, among other things, Valori, *et al.*, are acting, at all relevant times, with fraudulent and invalid corporate authority on behalf of the "Sole Shareholder" of Plaintiff entities, now, directly contradicted by Judge Langer's Order to Arbitrate predicated on Plaintiff entities' Shareholders' Agreement between the two (02) shareholders, Tavares and Joao Tenorio, again, showing the brazen legal farce extorting Tavares of properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 228(b) - Perjury in Official Proceeding by shameless corrupt Judge Allan Lester Langer, to further the scheme, by knowingly and intentionally, falsely and fraudulently stating in writing, in a court Order, that: (b) *"Granted. The parties shall proceed to arbitration"*, when in truth and in fact, Judge Langer well knows that Valori, *et al.*, do not have proper legal authority to represent Tavares's Companies BCP & Car Wash, and Judge Langer knows that his false and fraudulent statements on his invalid and fraudulent Order to Compel Arbitration directly contradicts Valori's previous material fraudulent statements and pleadings, among others, Valori, *et al.*'s Complaint and Motion for Injunction of September 15, 2011, to falsely remove Tavares from Tavares's Companies BCP and Car Wash, predicated on fabricated, invalid, and fraudulent corporate resolutions of July 28, 2011, allegedly from BCP's *"Sole Shareholder"*, as an artifice for Judge Langer's fraudulent and invalid Injunction of September 22, 2011 falsely removing Tavares from Tavares's Companies BCP and Car Wash, and now, an Order Compelling the Two Shareholders of BCP and Car Wash, Tavares and Joao Tenorio, to arbitration predicated on BCP's Shareholders' Agreement that Valori, *et al.*, knew – and had to know, at all relevant times, showing the brazen criminal scheme and legal farce to deprive and extort Tavares, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 229 - Shameless corrupt Judge Allan Lester Langer, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 230 – Shameless corrupt Judge Allan Lester Langer, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

231	July 31, 2012 at around 3:00 pm	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1341 Mail Fraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES TITLE XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
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On or about July 31, 2012 at around 3:00 pm, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, a Notice of Hearing of August 16, 2012 at 9:00 am (“**Notice Hearing Select Arbitrator**”), unilaterally set by Valori, in the same day the subverted Miami Courts, presided by shameless corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), issues a fraudulent and invalid Order to Compel Arbitration on Valori’s sham Motion to Compel Arbitration, predicated on an Arbitration Clause on BCP’s Shareholders’ Agreement of February 14, 2000, directly contradicting Valori, *et al.’s* previous material pleadings, among others, Valori, *et al.’s* authority to represent Plaintiff entities, BCP and Car Wash, predicated on corporate resolutions from the “Sole Shareholder” of July 28, 2011, falsely providing authority to allegedly remove Tavares from Tavares’s Companies BCP and Car Wash. As Valori, together with other Perpetrators implicated successfully hijack Tavares’s Companies BCP and Car Wash, depriving and extorting Tavares of Tavares’s Properties and rights with a fraudulent and invalid Injunction by Judge Langer on a sham hearing of September 22, 2011, Valori, after another fraudulent and invalid Order to Compel Arbitration on July 31, 2012 by corrupt Judge Langer, devises another artifice to deprive and extort Tavares, one of two (02) shareholders of BCP and Car Wash, in a sham arbitration. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham Notice Selection Arbitrator Pursuant Order

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED JULY 31 2012 3:-- pm
ANA ALVARADO

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on August 16, 2012 at 9:00 a.m. the following:

HEARING ON SELECTION OF ARBITRATOR PURSUANT TO ORDER DATED JULY 31, 2012

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 31st day of July, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori
Peter F. Valori

cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services)
Motion Calendar Clerk". See Record.

COUNTS

Count 231 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 232 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 233 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 234 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 235(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, on July 31, 2012, fraudulent documents, *inter alia*, Valori's Notice of Hearing on Selection of Arbitrator Pursuant to Order Dated July 31, 2012, via U.S. Mail, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 235(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, on July 17, 2012, fraudulent documents, *inter alia*, Valori's Notice of Hearing on Selection of Arbitrator Pursuant to Order Dated July 31, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 236 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts

involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 237 - Shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 238 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

239	August 13, 2012	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1341 Mail Fraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES TITLE XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
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On or about August 13, 2012, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP a.k.a. Damian & Valori | Culmo Law (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently purportedly representing Plaintiff entities, a Notice of Hearing of August 16, 2012 at 9:00 am (“**Notice Hearing on Tavares’s Motions to Restore Order to the Case and Tavares’s Motion to Vacate Order Compel Arbitration**”), to be held in three (03) days from the notice, unilaterally set by Valori,⁴³ on Tavares’s two (02) motions, filed on August 10, 2011 at 3:01 pm, Defendant’s Motion to Compel the Court to Restore Order to the Case, and, Defendant’s Motion to Vacate Order to Compel Arbitration, showing, *e.g.*, systematic and repeated violations of law, and rights by Valori and other officers of the courts implicated. Valori’s Notice Hearing on Tavares’s Motions to Restore Order to the Case and Tavares’s Motion to Vacate Order Compel Arbitration is filed on August 13, 2012, and is backdated by Peter at Valori, falsely stating the notice is served on August 10, 2011, showing Valori’s pattern of repeated false material statements in pleadings to the Miami Courts. *See Record.*

⁴³ The action, shown here, by criminals Peter and Landy at Valori, unilaterally setting, without consultation with Tavares, a backdated notice of hearing on Tavares’s motions, within three (03) days of the notice, is the Criminal Enterprise’s *Omertà Code*, where corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828) requires, to move forward, another showing of commitment by Valori, showing additional overt acts to further the racket, to wit, two (02) mail fraud violations, and false statements in writing by Valori, in violation of, Title 18, U.S.C., § 1341, and F.S., Title XLVI, § 837.02. *See Record.*

Shameless Criminals at Damian & Valori, LLP's Sham Backdated Notice of Hearing Unilaterally Set for Hearing in Three (03) Days from the Notice, on Tavares's Defendant's Motion to Compel Arbitration and Defendant's Motion Vacate Order Compel Arbitration

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED August 13, 2012

ANA ALVARADO

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on August 16, 2012 at 9:00 a.m. the following:

DEFENDANT'S MOTION TO COMPEL THE COURT TO RESTORE ORDER TO THE CASE

&

DEFENDANT'S MOTION TO VACATE ORDER TO COMPEL ARBITRATION

Respectfully submitted,

DAMIAN & VALORI, LLP

1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130

Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori

Peter F. Valori, Esq. – Florida Bar No. 43516

Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 10th day of August, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori

Peter F. Valori

cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services)
Motion Calendar Clerk". See Record.

COUNTS

Count 239 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 240 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 241 - Peter F. Valor, Russell Marc Landy, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 242 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 243(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing on Tavares's Motions to Restore Order to the Case and Tavares's Motion to Vacate Order Compel Arbitration, backdated dated August 10, 2012, via U.S. Mail, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 243(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing on Tavares's Motions to Restore Order to the Case and Tavares's Motion to Vacate Order Compel Arbitration, backdated dated August 10, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 244 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the

conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 245 - Shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 246 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

247	August 28, 2012	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
248		§ 371 Conspiracy to Defraud the USA &	
249		§ 241 Conspiracy Against Rights &	
250		§ 242 Deprivation of Rights -Under Color of Law &	
251		§ 1346 Scheme/Artifice to Defraud &	
252		§ 1341 Mail Fraud &	
253		§ 1961 <i>et seq.</i> – RICO &	
254		FLORIDA STATUTES TITLE XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about August 28, 2012, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Notice of Hearing of October 4,⁴⁴ 2012 at 9:00 am (“**Notice Hearing on Selection Arbitrator, and Tavares’s Motions to Restore Order to the Case and Tavares’s Motion to Vacate Order Compel Arbitration**”) unilaterally set by Valori, on the Miami Courts’ sham Order for Arbitration, and Tavares’s two (02) motions of August 10, 2011, Defendant’s Motion to Compel the Court to Restore Order to the Case, and, Defendant’s Motion to Vacate Order to Compel Arbitration, showing, *e.g.*, the systematic and repeated violations of law, and rights, by Peter and Landy at Valori, and other officers of the courts implicated in the scheme. Valori’s Notice Hearing on Selection Arbitrator, and Tavares’s Motions to Restore Order to the Case and Tavares’s Motion to Vacate Order Compel Arbitration is filed on August 28, 2012, and backdated by Landy at Valori, as served on August 24, 2011, showing *Omertà Code*.

⁴⁴ Criminals Peter and Landy at Valori, and Gabriela Machado Guimaraes, together with other Perpetrators, as part of the underlying scheme depriving, stealing, and extorting Tavares of all properties and rights upon the subverted Miami Courts, cause to file, on October 3, 2012, a second fabricated and fraudulent Domestic Repeat Violence Case against Tavares by same Associate Geania A. Fraga (“Fraga”), together with three (03) false witnesses, to continue coercing, extorting, intimidating, and destroying Tavares’s reputation and finances, so Tavares cannot fight back the Criminal Enterprise. On the two (02) fabricated Fraga Cases, Tavares spends over \$100,000 in legal fees, with five (05) different law firms, that are systematically coerced and intimidated by the Criminal Enterprise. See *The Double-Jeopardy Geania Fraga v. Charles Tavares*, Case No. 2012-24483-FC-04.

Shameless Criminals at Damian & Valori, LLP's Sham Notice of Hearing on the Sham Order to Arbitrate and Tavares's Motion Defendant's Motion to Compel Arbitration and Defendant's Motion Vacate Order Compel Arbitration

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)

FILED August 28, 2012

ANA ALVARADO

v.

CHARLES TAVARES,
Defendant.

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on October 4, 2012 at 9:00 a.m. the following:

HEARING ON SELECTION OF ARBITRATOR PURSUANT TO ORDER DATED JULY 31, 2012

&

DEFENDANT'S MOTION TO VACATE ORDER TO COMPEL ARBITRATION

STATUTS CONFERENCE

&

DEFENDANT'S MOTION TO COMPEL THE COURT TO RESTORE ORDER TO THE CASE

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Russell Landy
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 24th day of August, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Russell Landy [⁴⁵]

Peter F. Valori

cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services)
Motion Calendar Clerk". See Record.

⁴⁵ The Certificate of Service on the Notice of Hearing is signed by Russel Marc Landy over Peter F. Valori's name. See Record.

COUNTS

Count 247- The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 248 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 249 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 250 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 251(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing on Tavares's Motions to Restore Order to the Case and Tavares's Motion to Vacate Order Compel Arbitration, backdated August 24, 2012, via U.S. Mail, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 251(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing on Tavares's Motions to Restore Order to the Case and Tavares's Motion to Vacate Order Compel Arbitration, backdated August 24, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 252 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but

not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 253 - Shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 254 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

255	August 30, 2012 at 5:38 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
256		§ 241 Conspiracy Against Rights &	
257		§ 242 Deprivation of Rights -Under Color of Law &	
258		§ 1346 Scheme/Artifice to Defraud &	
259		§ 1341 Mail Fraud &	
260		§ 1961 <i>et seq.</i> – RICO &	
261		<u>FLORIDA STATUTES</u> TITLE XLVI § 817.155 Fraudulent Practices &	
262		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about August 30 2012 at 5:38 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, another unilaterally set Notice of Hearing of October 2, 2012 at 9:00 am (“ **Another Notice Hearing on Selection Arbitrator, and Tavares’s Motions to Restore Order to the Case and Tavares’s Motion to Vacate Order Compel Arbitration, and Status Conference**”), previously unilaterally set by Valori for October 4, 2012 at 9:00 a.m., on the Miami Courts’ Sham Order for Arbitration, and Tavares’s two (02) motions of August 10, 2011, Defendant’s Motion to Compel the Court to Restore Order to the Case, and, Defendant’s Motion to Vacate Order to Compel Arbitration, showing, among other things, the systematic and repeated violations of law, the constitution, and rights, by Peter and Landy at Valori, and other officers of the courts implicated in the scheme. Valori’s Another Notice Hearing on Selection Arbitrator, and, Tavares’s Motions to Restore Order to the Case and Tavares’s Motion to Vacate Order Compel Arbitration, and Status Conference is another artifice to blur the record in the scheme upon the subverted Miami Courts. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham Another Notice of Hearing on the Sham Order to Arbitrate and Tavares's Motion Defendant's Motion to Compel Arbitration and Defendant's Motion Vacate Order Compel Arbitration and Status Conference

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.
CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED August 30, 2012 5:38 PM
TOREY STEWART

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on October 2, 2012 at 9:00 a.m. the following:

HEARING ON SELECTION OF ARBITRATOR PURSUANT TO ORDER DATED JULY 31, 2012

&

DEFENDANT'S MOTION TO VACATE ORDER TO COMPEL ARBITRATION

&

DEFENDANT'S SECOND MOTION TO COMPEL THE COURT TO RESTORE ORDER TO THE CASE

&

STATUTS CONFERENCE

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 30th day of August, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori

Peter F. Valori

cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services)
Motion Calendar Clerk". See Record.

COUNTS

Count 255 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 256 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 257 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 258 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 259(a) - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing on Selection of Arbitrator Pursuant to Order Dated July 31, 2012, Defendant's Motion to Vacate Order to Compel Arbitration, Defendant's Second Motion to Vacate Order to Compel Arbitration, and , Status Conference, dated August 30, 2012, via U.S. Mail, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 259(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing on Selection of Arbitrator Pursuant to Order Dated July 31, 2012, Defendant's Motion to Vacate Order to Compel Arbitration, Defendant's Second Motion to Vacate Order to Compel Arbitration, and , Status Conference, dated August 30, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 260 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a

criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 261 - Shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 262 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

263	August 30, 2012 at 5:38 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1341 Mail Fraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES TITLE XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
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On or about August 30 2012 at 5:38 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, another unilaterally set, Amended Notice of Hearing of October 4, 2012 at 9:00 am (“**Amended Hearing Status Conference**”). Valori’s Amended Status Conference is another artifice to blur the record in the scheme upon the subverted Miami Courts, furthering the deprivation, stealing, and extortion of all of Tavares’s properties and rights, under color of law, upon subverted Miami Courts. See Record.

Shameless Criminals at Damian & Valori's Sham Amended Notice of Hearing on Status Conference

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED August 30, 2012 5:38 PM
TOREY STEWART

AMENDED NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on October 4, 2012 at 9:00 a.m. the following:

STATUTS CONFERENCE

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 30th day of August, 2012, via U.S. Mail upon: Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; and, Charles Tavares, 218 SE 14 ST, PH-1, Miami, Florida 33131.

/s/ Peter F. Valori
Peter F. Valori

cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services)
Motion Calendar Clerk". See Record.

COUNTS

Count 263 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 264 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 265 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 266 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 267(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Amended Notice Hearing on Status Conference, dated August 30, 2012, via U.S. Mail to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 267(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Amended Notice Hearing on Status Conference, dated August 30, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 268 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but

not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 269 - Shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 270 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

271	September 12, 2012 at 3:49 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1341 Mail Fraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES TITLE XLVI § 837.02 False Statements & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
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On or about September 12, 2012 at 3:49 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Plaintiffs’ Motion for Protective Order (“**Motion Protective Order**”), in order to, among other things, silence, and prevent Tavares from any discovery, depositions of relevant parties, and showing the facts and truth. Shameless criminals Peter and Landy at Valori, knowingly and intentionally, representing Tavares’s Companies BCP and Car Wash with false, invalid, and fraudulent authority, that Valori, Gabriela Machado Guimaraes (“Guimaraes”), and other Perpetrators implicated, fabricated, *inter alia*, the “Sole Shareholders” resolution of July 28, 2011 falsely removing Tavares to hijack the companies so they can deprive, steal, and extort Tavares upon subverted proceedings, now claim Tavares’s rights to discovery are, *e.g.*, “Many of the subpoenas and notices of deposition *duces tecum* are overboard, unduly burdensome, were propounded to harass the recipient, do not seek relevant evidence”, see Motion Protective Order, p. 3 subpar. 3, when in fact, and in truth, criminals at Valori are only fraudulently obstructing justice and Tavares’s rights to further the extortion, concurrently using additional fabricated suits, to harass, intimidate, coerce, steal, silence, and extort Tavares of properties and rights, showing shameless criminals at Valori using deflection and brazen falsehoods. *See also*, *e.g.*, Valori and Guimaraes’s two (02) fabricated and fraudulent cases of Domestic Repeat Violence, *Geania Fraga v. Charles Tavares*, Case No.2012-03753-FC-04 (“First Fraga” case); and, *Geania A. Fraga v. Charles Tavares*, Case No. 2012-24483-FC-04 (the “Double-Jeopardy Fraga” case). *See Record*.

COUNTS

Count 271 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 272 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 273 - Peter F. Valori and Russell Marc Landy and Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 274 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 275(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Motion for Protective Order, dated September 12, 2012, via U.S. Mail, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 275(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Motion for Protective Order, dated September 12, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 276 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money

laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 277 - Perjury in Official Proceeding by shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, making false statements, predicated on a fraudulent representation of Plaintiff entities, to the Miami Courts that they know is false, to further the scheme by knowingly and intentionally, falsely stating that: “Many of the subpoenas and notices of deposition *duces tecum* are overboard, unduly burdensome, were propounded to harass the recipient, do not seek relevant evidence”, see Motion Protective Order, p. 3 subpar. 3, when in truth, and in fact, Valori is making these known false statements in order to, willfully, among other things, deny Tavares due process and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 278 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

279	September 12, 2012 at 3:49 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1341 Mail Fraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES TITLE XLVI § 837.02 False Statements & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
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On or about September 12, 2012 at 3:49 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Plaintiffs’ Motion to Strike Defendant’s Papers Filed and/or Served in Violation of Stay (“**Motion to Strike**), in order to, among other things, silence, and prevent Tavares from any discovery, depositions of relevant parties, to show the relevant facts and truth in the matter. Shameless criminals Peter and Landy at Valori, knowingly and intentionally, representing Tavares’s Companies BCP and Car Wash with false, invalid, and fraudulent authority, that Valori, Gabriela Machado Guimaraes (“Guimaraes”), and other Perpetrators implicated, fabricated, *inter alia*, the “Sole Shareholders” resolution of July 28, 2011 falsely removing Tavares to hijack the companies so they can deprive, steal, and extort Tavares upon subverted proceedings, now claim Tavares’s rights to discovery are, *e.g.*, “Defendant’s actions are a willful violation of the Court’s Order and Florida law”, see Motion to Strike, p. 2 at ¶ 9., when in fact, and in truth, criminals at Valori well know that their actions in the sham proceedings are solely predicated on frauds and criminal conduct, and here, they are willfully obstructing justice, and Tavares’s rights, to further the extortion, while, concurrently, using additional fabricated sham suits and artifices, to harass, intimidate, coerce, steal, silence, and extort Tavares of all properties and rights, clearly showing shameless criminals at Valori using deflection and brazen falsehoods to trick the courts. See Record.

COUNTS

Count 279 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 280 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 281 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 282 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 283(a) - Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Motion to Strike, dated September 12, 2012, via U.S. Mail, to: (a) Charles Tavares at 444 Brickell Avenue, Suite 720, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 283(b) - Peter F. Valori, and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Motion to Strike, dated September 12, 2012, via U.S. Mail, to: (b) Charles Tavares at 218 SE 14 ST, PH1, Miami, Florida 33131, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 284 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money

laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 285 - Perjury in Official Proceeding by shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, making false statements, predicated on a fraudulent representation of Plaintiff entities, to the Miami Courts that they know is false, to further the scheme, by knowingly and intentionally, falsely stating that: “Defendant’s actions is a willful violation of the Court’s Order and Florida law”, see Motion to Strike, p. 2 at ¶ 9., when in fact, and in truth, criminals at Valori well know that it is not true, since Tavares is pursuing his rights and justice upon subverted proceedings, and Valori, among other Perpetrators implicated, are the ones’ systematically breaking the law to further their criminal racket upon the subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 286 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

287	October 2, 2012 at 3:49 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	Judge Allan Lester Langer Miami Courts
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On or about October 2, 2012, shameless corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), to further the ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), together with other Perpetrators implicated, issues an Agreed Order Setting Hearing (“**Agreed Hearing Notice**”), on Appointment of an Arbitrator, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), pursuant to Judge Langer’s sham Order to Compel Arbitration of July 31, 2012, predicated on criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP’s (“Valori”) pleadings of July 17, 2012, moving the Miami Courts to enforce BCP’s Shareholders’ Agreement of February 14, 2000 between the two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), directly contradicting their relevant false claims, *inter alia*, that the “*Sole Shareholder*” removed Tavares from Tavares’s Companies BCP and Car Wash. *See, e.g.*, Valori’s Complaint of 9/15/2011; and, Valori’s Verified Urgent Motion for Temporary Injunction of 9/15/2011. The record displayed in the matter shows that Peter and Landy, at Valori, together with Gabriela Machado Guimaraes (“Guimaraes”), and other Perpetrators implicated, fabricated, among others, false, invalid, and fraudulent corporate resolutions of July 28, 2011, purportedly removing Tavares from Tavares’s Companies BCP and Car Wash, so the Perpetrators can falsely hijack the companies in order for them to proceed with the extortion by having corrupt Judge Langer, concurrently presiding Tavares’s Related Cases, to further the underlying scheme to deprive, steal, and extort Tavares of all properties and rights. *See [Tavares’ Affidavit of 11/27/2022](#)*. The Agreed Hearing Notice is served on Tavares’s new attorneys.⁴⁶ *See Record.*

⁴⁶ Tavares, after months of searching for new attorneys, and after all previous attorneys representing Tavares are coerced, intimidated, extorted, or unable to fight against the Criminal Enterprise’s continued schemes depriving, stealing and extorting Tavares of all properties and rights upon the totally subverted Miami Courts, engages the law firm of Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), a national firm founded in 1850 in Pennsylvania, referred to Tavares by a friend real estate developer, having its Miami Managing Partner Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), and, Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida No. 30.242), as leading attorneys. *See Record.*

Corrupt Judge Allan Lester Langer Issues to Further the Scheme an Agreed Order Setting Hearing on Langer's Sham Order Compelling Arbitration Between BCP's Two Shareholders, Tavares and Tenorio, Contradicting Judge Langer's Injunction Removing Tavares from Tavares's Companies BCP and Car Wash Predicated on Valori's Fabricated Authority from the "Sole Shareholder" of BCP and Car Wash

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED OCT 2 2012 12:39 PM

CHRISTINE GONZALEZ

AGREED ORDER SETTING HEARING

THIS CAUSE having come before the Court on October 2, 2012 on Plaintiffs' Motion to Compel Arbitration, and the Court having considered the motion, argument of counsel, and otherwise being fully advised of the premises, it hereby

ORDERED AND ADJUDGED that the Court-ordered hearing to appoint an arbitrator in this matter, and any challenge to the Court's July 31, 2012 Order on Plaintiffs' Motion to Compel Arbitration, shall be heard on October 16, 2012 at 9:00 a.m. on motion calendar. The hearing shall go forward regardless of whether the Defendant is represented by counsel, and Defendant shall not seek postpone or delay the hearing for any reason.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this 2 day of October, 2012.

/s/ Lester Langer

[Allan] Lester Langer
Circuit Court Judge

cc: Peter F. Valori, Esq.
Richard A. Morgan, Esq.
Carl T. Williams, Esq." See Record.

COUNTS

Count 287 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 288 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 289 - Shameless corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 290 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 291 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 292 – Shameless corrupt Judge Allan Lester Langer , and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. *See Fla. Code Jud. Conduct.*

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

293	October 9, 2012 at 3:51 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
294		§ 241 Conspiracy Against Rights &	
295		§ 242 Deprivation of Rights -Under Color of Law &	
296		§ 1346 Scheme/Artifice to Defraud &	
297		§ 1341 Mail Fraud &	
298		§ 1961 <i>et seq.</i> – RICO &	
299		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about October 9, 2012 at 3:51 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Notice of Hearing on Appointment of Arbitrator Pursuant to Court’s July 31, 2012 Order, and, Any Challenges to the Court’s July 31, 2012 Order on Plaintiff’s Motion to Compel Arbitration (“**Notice Hearing Arbitrator and Challenges**”) between the two (02) shareholders of BCP and Car Wash, Tavares and Joao E. Tenorio (“Tenorio”). *See* Record. Valori’s artifice is to obstruct justice and Tavares’ rights in the sham proceedings, while Valori, *et al.*, control Tavares’s hijacked Companies BCP and Car Wash, stealing all assets, while making Tavares spend hundreds of thousands of dollars in this styled-action, and in other Related Cases fabricated by Valori, *et al.*, and, concurrently, working with other criminal Associates, coercing, intimidating, corrupting, and extorting Tavares’s attorneys at Buchanan Ingersoll, until they capitulate to the extortion, so the Perpetrators can continue, freely,⁴⁷ systematically and repeatedly subverting a court of law in the United States of American to deprive, steal, and extort U.S. citizen Tavares, and Tavares’s Companies, under color of law, of all properties and rights, with total impunity. *See* [Tavares Sworn Affidavit](#).

⁴⁷ At all relevant times, all responsible officers of the Miami Courts, *inter alia*, Chief Judge Bertila Ana Soto (“Chief Judge Soto”) (“Florida Bar No. 822.752”), and, Administrative Judge Jennifer D. Bailey (“Judge Bailey”) (Florida Bar No. 386.758), fully know – and are fully aware, of the systematic subversion of the Miami Courts by the Criminal Enterprise, as an artifice to perpetrate brazen systematic violations of law , the constitution, and rights, against, among others, the United States of America, the State of Florida, Tavares, and Tavares’ Companies. *See* Record.

Shameless Criminals at Damian & Valori, LLP's Notice Hearing Arbitrator and Challenges

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.
CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED October 9, 2012 3:51 PM
TOREY STEWART

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130, on October 16, 2012 at 9:00 a.m. the following:

APPOINTMENT OF ARBITRATOR PURSUANT TO COURT'S JULY 31, 2012 ORDER
&
ANY CHALLENGES TO THE COURT'S JULY 31, 2012 ORDER
ON PLAINTIFF'S MOTION TO COMPEL ARBITRATION

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary: pvalori@dvlp.com
Secondary: rlandy@pvalori.com
Secondary: spitta@dvlp.com

By: /s/ Peter F. Valori
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 9th day of October, 2012, via email and U.S. Mail upon: Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, PC, Miami Tower, 100 S.E. Second Street, Suite 3500, Miami, Florida 33131-2148.

/s/ Peter F. Valori
Peter F. Valori

cc: Honorable Lester Langer, Dade County Courthouse, 73 West Flagler Street, Room 511, Miami, Florida 33130 (via e-courtesy submission services)
Motion Calendar Clerk". See Record.

COUNTS

Count 293 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 294 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 295 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 296 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 297(a) - Shameless criminals Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Notice Hearing Arbitration and Challenges, dated October 9, 2012, falsely and fraudulently representing Plaintiff entities, via U.S. Mail, to: (a) Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, PC, Miami Tower, 100 S.E. Second Street, Suite 3500, Miami, Florida 33131-2158, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 298 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 299 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

300	October 16, 2012	<u>U. S. CODE TITLE 18</u>	Judge Allan Lester Langer Miami Courts
301		§ 371 Conspiracy to Defraud the USA &	
302		§ 241 Conspiracy Against Rights &	
303		§ 242 Deprivation of Rights -Under Color of Law &	
304		§ 1346 Scheme/Artifice to Defraud &	
305		§ 1961 <i>et seq.</i> – RICO & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about October 16, 2012, shameless corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), to further the ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), together with other Perpetrators implicated, issues an Order Vacating Judge Langer’s own Order Compelling Arbitration of July 31, 2012, (“**Order Vacating Arbitration**”), in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”). The sham Order to Compel Arbitration is another artifice by Judge Langer and criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP’s (“Valori”) to continue – following Judge Langer’s fraudulent and invalid Injunction of September 22, 2011, removing Tavares from Tavares’s Companies BCP and Car Wash, depriving, stealing, and extorting Tavares of properties and rights, under color of law, upon the totally subverted proceedings. See Record. The fraudulent and invalid Order Compelling Arbitration is predicated on Valori’s sham pleadings of July 17, 2012, moving the Miami Courts to enforce BCP’s Shareholders’ Agreement of February 14, 2000 between the two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), directly contradicting their previous relevant false claims and pleadings, *inter alia*, that the “*Sole Shareholder*” removed Tavares from Tavares’s Companies BCP and Car Wash, that falsely formed the basis for Judge Langer to fraudulently and invalidly, enter the fraudulent and invalid Injunction of September 22, 2011 removing Tavares from Tavares’s Companies BCP and Car Wash, and falsely installing criminal Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, Born in Brazil) as president and director, so the Perpetrators can proceed with the criminal racket. See [Tavares’ Affidavit of 11/27/2022](#). The record, clearly demonstrates, to any reasonable and honest person, that, *inter alia*, the fraudulent and contradictory Orders from corrupt Judge Langer, and Valori’s fabricated and fraudulent authority and pleadings, are totally irreconcilable with the truth and facts displayed in the record, showing a brazen legal farce to extort. Only shameless criminals, among others, Judge Langer and Valori, after having committed so many brazen violations of law, the constitution, and rights, now, having nothing to lose, after being caught in the record, forever, can proceed with more criminal conduct. See Record.

Shameless Corrupt Judge Allan Lester Langer's Order Vacating Judge Langer's Fraudulent and Invalid Order Compelling Arbitration Between Plaintiff Entities Two Shareholders, Tavares and Joao Tenorio

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.
CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED OCT 23 2012 11:44 AM
CHRISTINE GONZALEZ

ORDER

THIS CAUSE having come before the Court on October 16, 2012 on THE Court-Ordered hearing to appoint an arbitrator in this matter, and any challenge to the Court's July 31, 2012 Order on Plaintiff's Motion to Compel Arbitration, and the Court having considered the motion, argument of counsel, and otherwise being fully advised of the premises, it is

ORDERED AND ADJUDGED that the Court's July 31, 2012 Order compelling arbitration in this matter is **vacated**.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this 22 day of October, 2012.

/s/ Lester Langer
[Allan] Lester Langer
Circuit Court Judge

ORIGINAL
JUDGE LESTER LANGER

cc: Peter F. Valori, Esq.
Richard A. Morgan, Esq.
Carl T. Williams, Esq." See Record.

COUNTS

Count 300 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 301 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 302 - Shameless corrupt Judge Allan Lester Langer, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 303 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 304 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 305 – Shameless corrupt Judge Allan Lester Langer , and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. *See Fla. Code Jud. Conduct.*

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

306 307 308 309 310 311 312 313	November 1, 2012 at 3:42 PM	<p align="center"><u>U. S. CODE TITLE 18</u></p> <p>§ 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1341 Mail Fraud & § 1961 <i>et seq.</i> – RICO &</p> <p align="center">FLORIDA STATUTES</p> <p>TITLE XLVI § 837.02 False Statements &</p> <p align="center">FLORIDA BAR RULES PROFESSIONAL CONDUCT</p> <p>Misconduct – Rule 4-8.4 (a)(b)(c)(d)</p>	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
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On or about November 1, 2012 at 3:42 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell M. Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, furthering a scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, Plaintiffs’ Motion for Clarification of October 16, 2012 Ruling and/or for Rehearing and/or to Compel Arbitration (“**Motion Clarification/ Rehearing Order Vacating Arbitration**”) to further the scheme⁴⁸ depriving, stealing, and extorting Tavares of all properties and rights, under color of law, upon subverted proceedings. See Record.

⁴⁸ On October 25, and 28, 2012, the Criminal Enterprise, trough Associates Matthew P. Leto (Florida Bar No. 14.504), *et al.*, successfully extorts Tavares’s attorneys Richard A. Morgan (Florida Bar No. 836.869), Carl T. Williams (Florida Bar No. 522.990), and James Doddo (Florida Bar No. 30.242), at Buchanan Ingersoll & Rooney P.C. (“Buchanan Ingersoll”), to immediately withdraw pleadings and stop representing Tavares, after Buchanan Ingersoll files, on October 24, 2012 at 2:06 p.m., on behalf of Tavares, and Tavares’s Companies, in Related Case, *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon* (“BRIDGELOAN” case), Case No. 2009-93058-CA-30, a Motion to Reopen the Case Due to Frauds, and a Notice of Hearing, showing, *e.g.*, the false, invalid, and fraudulent Final Judgement, fraudulently causing Tavares to be deprived and extorted of more than \$50 million in properties and rights, issued by the same corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), in an unnoticed “Trial”, a legal farce improperly held on April 8, 2011, after Tavares uncovers and exposes, on April 6, 2011, a scheme by the Criminal Enterprise, secretly and fraudulently settling the sham BRIDGELOAN Case predicated on fabricated, false, invalid, and fraudulent Limited Power of Attorneys for Tavares’s Companies, secretly used in a fraudulent mediation held on March 29, 2011. The scheme is perpetrated by Associates of the Criminal Enterprise, and other officers of the courts implicated committing crimes against the USA, the State of Florida, citizens, and companies, showing coercion, intimidation, and extortion of Tavares’s attorneys, foretelling that Buchanan Ingersoll will also capitulate to the extortion in the BCP/Car Wash case, as the Criminal Enterprise has hijacked courts in Florida. See [Tavares Sworn Affidavit](#).

COUNTS

Count 306 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 307 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 308 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 309 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 310(a) - Shameless criminals Peter F. Valori, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, submit and transmit, fraudulent documents, *inter alia*, Valori's Plaintiffs' Motion for Clarification of October 16, 2012 Ruling and/or for Rehearing and/or to Compel Arbitration, dated November 1, 2012, falsely and fraudulently representing Plaintiff entities, via U.S. Mail, to: (a) Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, PC, Miami Tower, 100 S.E. Second Street, Suite 3500, Miami, Florida 33131-2158, to further the known criminal scheme depriving and extorting Tavares of properties and rights, under color of law, in violation of, 18, U.S.C., § 1341.

Count 311 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 312(a) - Perjury in Official Proceeding by shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP a.k.a. Damian & Valori LLP | Culmo Law, and other Perpetrators implicated, intentionally and knowingly, making false statements, predicated on a fraudulent representation of Plaintiff entities, to the Miami Courts that they know is false, to further the scheme, by knowingly and intentionally, falsely stating that: (a) “This action was commenced by Plaintiffs on September 15, 2011 to remove Defendant, Charles Tavares, as an officer of the Plaintiffs, as he refused to step down **after being removed by proper corporate action**”, see Motion Clarification/ Rehearing Order Vacating Arbitration, p. 2 at ¶ 8., when in fact, and in truth, criminals at Valori well know that it is not true, because the purported aforesaid “proper corporate action”, is predicated on false, invalid, and fraudulent from the “Sole Shareholder” of BCP and Car Wash, fabricated by criminals Valori, Gabriela Machado Guimaraes, *et al.*, as an artifice to file a sham suit to remove Tavares from Tavares’s Companies BCP and Car Wash, upon subverted proceedings presided by already an implicated corrupt Judge Lester Langer, hijacking Plaintiff entities to steal all properties, now showing the legal farce and racket in Valori’s fraudulent and contradictory motions to enforce an arbitration clause, by the two (02) shareholders of BCP and Car Wash, in a Shareholders’ Agreement of February 14, 2000, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 312(b) - Perjury in Official Proceeding by shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, making false statements, predicated on a fraudulent representation of Plaintiff entities, to the Miami Courts that they know is false, to further the scheme, by knowingly and intentionally, falsely stating that: (b) **“The Plaintiffs did not waive their right to arbitrate Mr. Tavares’ Counterclaim by seeking from the Court and injunction requiring Mr. Tavares to return to the Plaintiffs’ their property”**, see Motion Clarification/ Rehearing Order Vacating Arbitration, p. 2 at ¶ 15., when in fact, and in truth, criminals at Valori well know that it is not true, because Valori filed – albeit with fraudulent and invalid authority, the initial Complaint of September 15, 2011, claiming four (04) causes of action against Tavares, *inter alia*, Tavares “committed various torts”, see Complaint at p.1 ¶ 6., and conversion of property, see *Id.* p. 5 at ¶ 32., and Valori extensively litigated the matter, see, *e.g.*, Initial Complaint, Motion for Injunction, motion for final judgment, motion for Clerk’s Default, discovery, subpoenas for depositions and documents, Plaintiffs’ First Set of Interrogatories, Plaintiffs’ First Request for Production, and Plaintiffs’ Second Request for Production, the record showing that Valori’s statements on the Motion Clarification/ Rehearing Order Vacating Arbitration are false, directly contradicting the truth and facts shown on the records displayed, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 312(c) - Perjury in Official Proceeding by shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, making false statements, predicated on a fraudulent representation of Plaintiff entities, to the Miami Courts that they know is false, to further the scheme, by knowingly and intentionally, falsely stating that: (c) **“Indeed, the action initiated by the Plaintiffs was simply to remove Mr. Tavares, as an officer of the Plaintiffs”**, p. 4 at ¶ 16., which Valori well know is false, and is contradicted by the record displayed showing Valori’s additional claims of conversion and other torts in Valori’s pleadings in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 312(d) - Perjury in Official Proceeding by shameless criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, making false statements, predicated on a fraudulent representation of Plaintiff entities, to the Miami Courts that they know is false, to further the scheme, by knowingly and intentionally, falsely stating that: (d) **“As such, the Plaintiffs did not waive their right to arbitration, and the Court should compel arbitration of Mr. Tavares’ Counterclaim”**, see Motion Clarification/ Rehearing Order Vacating Arbitration, p. 6 at ¶ 22., when in fact, and in truth, criminals at Valori well know that it is not true, because Valori filed – albeit with fraudulent and invalid authority, the initial Complaint of September 15, 2011, claiming four (04) causes of action against Tavares, *inter alia*, Tavares “committed various torts”, see Complaint at p.1 ¶ 6., and conversion of property, see *Id.* p. 5 at ¶ 32., and Valori extensively litigated the matter, see, *e.g.*, Initial Complaint, Motion for Injunction, motion for final judgment, motion for Clerk’s Default, discovery, subpoenas for depositions and documents, Plaintiffs’ First Set of Interrogatories, Plaintiffs’ First Request for Production, and Plaintiffs’ Second Request for Production, the record showing that Valori’s statements on the Motion Clarification/ Rehearing Order Vacating Arbitration are false, directly contradicting the truth and facts shown on the records displayed, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 313 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

314	November 21, 2012	<u>U. S. CODE TITLE 18</u>	Peter F. Valori Russell Marc Landy Mary Claire P. Espenkotter Damian & Valori, LLP The Criminal Enterprise
315		§ 371 Conspiracy to Defraud the USA &	
316		§ 241 Conspiracy Against Rights &	
317		§ 242 Deprivation of Rights -Under Color of Law &	
318		§ 1346 Scheme/Artifice to Defraud &	
319		§ 1961 <i>et seq.</i> – RICO &	
320		<u>FLORIDA STATUES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On November 21, 2012, criminals Peter Valori (“Peter”) (Florida Bar No. 43.516), Rusell Landy (“Landy”) (Florida Bar No. 44.417), and Mary Espenkotter (“Espenkotter”) (Florida Bar No. 127.736), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”), and The Car Wash Concept, Inc., a Florida corp. (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a sham⁴⁹ Notice of Appeal of the non-final Order of October 22, 2012 (“**Appeal Non-Final Vacating Arbitration**”), vacating an Order to Arbitrate, to the Third District Court of Appeal of Florida. See Record at CFN 20120845600, or Book Page 28371 page 1971, at Miami-Dade County Clerk Records. Valori’s appeal, is part of the scheme to deprive, steal, and extort Tavares, by improperly preventing Tavares and Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), to pursue discovery, and present Tavares’s meritorious case, while criminals Valori, *et al.*, are improperly in possession of Tavares’s Companies and properties. Their artifice of filing a known sham appeal, that, Valori knows is frivolous and bogus, delaying discovery, allowing the Criminal Enterprise’s continued intimidation, coercion, and extortion of Tavares’s attorneys at Buchanan Ingersoll, making Tavares to unduly spend thousands of dollars in legal fees, to destroy Tavares financially, silencing Tavares. See [Tavares Sworn Affidavit](#).

⁴⁹ Valori well know in fact, and in truth, that Valori’s Appeal is baseless, intended to solely obstruct justice and cause Tavares to spend financial resources and time, as the record displayed clearly shows that, even assuming, “*arguendo*”, that, Valori is not falsely representing Plaintiff entities with fabricated false and invalid authority, from the “*Sole Shareholder*” of BCP and Car Wash, which the record shows they are, Valori, filed the instant action on September 15, 2011, with four causes of action, including for “Tavares’ alleged conversion of property”, and “numerous torts”, and other motions, extensively engaging in discovery, and substantial motion practice, legally, waiving the Arbitration Clause in the Shareholders’ Agreement of February 14, 2000, executed by the two (02) shareholders of BCP and Car Wash, Tavares and Joao Tenorio, clearly waiving arbitration, and therefore, demonstrating Valori’s appeal is frivolous, and is an artifice to continue extorting Tavares. See Record.

Shameless Criminals at Damian & Valori, LLP's Sham Notice of Appeal of Order Vacating Arbitration

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED November 21, 2012 5:38 PM

NON-FINAL dep. 105.00

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN the Plaintiffs Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., appeal to the Third District Court of Appeal the October 22, 2012 Order vacating the Court's July 31, 2012 compelling arbitration, a copy of which is attached hereto. The October 22, 2012 Order is a non-final order.

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary: pvalori@dvlp.com
Secondary: rlandy@pvalori.com
Secondary: spitta@dvlp.com

By: /s/ Peter F. Valori

Peter F. Valori, Esq. – Florida Bar No. 43516

Russell Landy, Esq. – Florida Bar No. 44.417

BK 28371 Pg 1971 CFN 20120845600 11/27/2012 08:45:33 Pg 1 of 3 Mia-Dade Cty, FL". See Record.

COUNTS

Count 314 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 315 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 316 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 317 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 318 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 319 - Peter F. Valori, Marc Russell Landy, and Mary Claire P. Espenkotter, at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, falsely representing Brickell Commerce Plaza and The Car Wash Concept with false, invalid and fraudulent corporate authority, fabricated on July 28 and 29, 2011 to extort Tavares, under color of law, of properties and rights, systematically commit fraudulent acts upon the subverted proceedings to further the scheme depriving and extorting Tavares, under color of law, by among other things, filing the sham and contradictory Appeal before the Third District Court of Appeal of Florida No. 3D12-3086, to continue to fraudulently extort Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 320 – Peter F. Valori, Marc Russell Landy, and Mary Claire P. Espenkotter, at Damian & Valori, LLP a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

321	December 4, 2012 at 3:17 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise
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On or about December 4, 2012 at 3:17 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), and, Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Notice of Designation of Email Addresses (“**Valori’s Notice Email Addresses**”), Valori’s Notice Email Addresses if filed after Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), submit, via U.S. Mail, and Email, on December 3, 2012, and file, on December 4, 2012 at around 9:00 a.m., two (02) Notices of Taking Video-Taped Deposition for: The Corporate Representative of Brickell Commerce Plaza, Inc., scheduled for, Monday, January 7, 2013 at 1:00 p.m., and, The Corporate Representative of The Car Wash Concept, Inc., scheduled for Wednesday, January 9, 2013 at 1:00 p.m. See Record.

Tavares's Attorneys Buchanan Ingersoll & Rooney's Notice of Taking Video-Deposition of the Corporate Representative of Brickell Commerce Plaza, Inc., scheduled for January 7, 2013 at 1:00 PM

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED December 4, 2012 at 9:00 AM
CHRISTIANNE JACOBY

NOTICE OF TAKING VIDEO-TAPED DEPOSITION

TO: Peter F. Valori, Esq.
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131

PLEASE TAKE NOTICE that the undersigned attorneys will take the deposition of the following at Buchanan Ingersoll & Rooney, P.C., 100 SE 2nd Street, Miami Tower, Suite 3500, Miami, Florida 33131, Telephone : (305) 347-4080:

Name: Corporate Representative of Brickell Commerce Plaza, Inc., as to all matters known or reasonably available to Brickell Commerce Plaza, Inc. relating to topics set forth in Schedule "A" to this notice.

Date and Time: Monday, January 7, 2013 at 1:00 p.m.

Upon oral examination before Certified Shorthand Reporters, Notary Public, or any other Notary Public or officer authorized by law to take depositions in the State of Florida. The oral examination will continue from day to day until completed. The depositions is being taken for the purpose of discovery, for use at trial, or for such other purposes as are permitted under the Rules of Court. The designated deponent will be required to submit to examination under oath in accordance with the above referenced Rules of Procedure.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY, P.C., Attorneys for Defendant
Miami Tower – 100 SE 2nd Street, Suite 3500 – Miami, Florida 33131
Telephone: (305) 347-4080 Facsimile: (305) 347-4089

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via email and U.S. Mail on this 3rd day of December, 2012 to: Peter F. Valori, Esq., DAMIAN & VALORI, LLP, 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131

/s/ Carl Williams

BUCHANAN INGERSOLL & ROONEY, P.C.

cc: Certified Shorthand Reporters". See Record.

SCHEDULE "A" for Tavares's Attorneys Buchanan Ingersoll & Rooney's Notice of Taking Video-Deposition of the Corporate Representative of Brickell Commerce Plaza, Inc., on January 7, 2013

"SCHEDULE A

The areas of examination for the designated corporate representative of Brickell Commerce Plaza, Inc. with the most knowledge and information shall include the following:

1. Negotiations pertaining to settlement of the litigation.
2. The facts and circumstances underlying the allegations set forth in the Plaintiffs' Complaint.
3. Communications (written and oral) between The Car Wash Concept, Inc., Brickell Commerce Plaza, Inc. and the Defendant concerning or pertaining to the allegations set forth in the Complaint.

Buchanan Ingersoll & Rooney, P.C.'s Document #389014-v1". See Record.

Tavares's Attorneys Buchanan Ingersoll & Rooney's Notice of Taking Video-Deposition of the Corporate Representative of The Car Wash Concept, Inc., scheduled for January 9, 2013 at 1:00 PM

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED December 4, 2012 at 9:01 AM
CHRISTIANNE JACOBY

NOTICE OF TAKING VIDEO-TAPED DEPOSITION

TO: Peter F. Valori, Esq.
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131

PLEASE TAKE NOTICE that the undersigned attorneys will take the deposition of the following at Buchanan Ingersoll & Rooney, P.C., 100 SE 2nd Street, Miami Tower, Suite 3500, Miami, Florida 33131, Telephone : (305) 347-4080:

Name: Corporate Representative of The Car Wash Concept, Inc., as to all matters known or reasonably available to Brickell Commerce Plaza, Inc. relating to topics set forth in Schedule "A" to this notice.

Date and Time: Wednesday, January 9, 2013 at 1:00 p.m.

Upon oral examination before Certified Shorthand Reporters, Notary Public, or any other Notary Public or officer authorized by law to take depositions in the State of Florida. The oral examination will continue from day to day until completed. The depositions is being taken for the purpose of discovery, for use at trial, or for such other purposes as are permitted under the Rules of Court. The designated deponent will be required to submit to examination under oath in accordance with the above referenced Rules of Procedure.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY, P.C., Attorneys for Defendant
Miami Tower – 100 SE 2nd Street, Suite 3500 – Miami, Florida 33131
Telephone: (305) 347-4080 Facsimile: (305) 347-4089

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via email and U.S. Mail on this 3rd day of December, 2012 to: Peter F. Valori, Esq., DAMIAN & VALORI, LLP, 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131

/s/ Carl T. Williams

BUCHANAN INGERSOLL & ROONEY, P.C.

cc: Certified Shorthand Reporters". See Record.

SCHEDULE "A" for Tavares's Attorneys Buchanan Ingersoll & Rooney's Notice of Taking Video-Deposition of the Corporate Representative of The Car Wash Concept, Inc., on January 9, 2013

"SCHEDULE A

The areas of examination for the designated corporate representative of The Car Wash Concept, Inc. with the most knowledge and information shall include the following:

4. Negotiations pertaining to settlement of the litigation.
5. The facts and circumstances underlying the allegations set forth in the Plaintiffs' Complaint.
6. Communications (written and oral) between The Car Wash Concept, Inc., Brickell Commerce Plaza, Inc. and the Defendant concerning or pertaining to the allegations set forth in the Complaint.

Buchanan Ingersoll & Rooney, P.C.'s Document #389013-v1". See Record.

Valori's Notice of Designation of Email Addresses Following Tavares's Attorneys at Buchanan Ingersoll & Rooney's Notices of Taking Deposition

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)
FILED December 4, 2012 at 3:17 PM
CHRISTIANNE JACOBY

NOTICE OF DESIGNATION OF EMAIL ADDRESSES

Notice is hereby given, in conformity with the requirements of Florida Rule of Judicial Administration 2.516, of designation of primary and secondary e-mail addresses for the undersigned, Peter F. Valori, Esq., as set forth below:

1. Primary email address: pvalori@dvlip.com
2. Secondary e-mail address: rlandy@dvlip.com
3. Secondary e-mail address: spitta@dvlip.com

All parties are required to serve all documents upon both the primary and secondary e-mail addresses set forth above.

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020
Miami, Florida 33131
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary email address: pvalori@dvlip.com
Secondary e-mail address: rlandy@dvlip.com
Secondary e-mail address: spitta@dvlip.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 4th day of December, 2012, via email (richard.morgan@bipc.com, carl.williams@bipc.com and U.S. Mail upon Richard A. Morgan, Esq. and Carl T. Willaims, Esq. Buchanan Ingersoll & Rooney, P.C., Miami Tower, 100 SE Second Street, Suite 3500, Miami, Florida 33131-2158.

/s/ Peter F. Valori

Peter Francis Valori". See Record.

COUNTS

Count 321 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 322 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 323 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 324 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 325 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 326 - Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts upon the subverted proceedings to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 327 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

328	January 9, 2013 at 3:30 PM	<u>U. S. CODE TITLE 18</u>	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
329		§ 371 Conspiracy to Defraud the USA &	
330		§ 241 Conspiracy Against Rights &	
331		§ 242 Deprivation of Rights -Under Color of Law &	
332		§ 1346 Scheme/Artifice to Defraud &	
333		§ 1341 Mail Fraud &	
334		§ 1961 <i>et seq.</i> – RICO &	
335		FLORIDA STATUES TITLE XLVI § 837.02 False Statements & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about January 9, 2013 at 3:30 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, Plaintiffs’ Motion for Protective Order and Motion to Stay (“**Valori’s Motion Protective Order**”), to willfully, together with corrupt Judge Norma S. Lindsey⁵⁰ (“Judge Lindsey”) (Florida Bar No. 994.812), prevent justice, continuing the deprivation and extortion of Tavares and Tavares’s Companies, under color of law, upon the subverted proceedings. Valori’s Motion Protective Order is filed after two (02) duly scheduled depositions should have taken place, and more than thirty (30) days after Buchanan Ingersoll’s depositions for January 7, and 9, 2013 were scheduled on December 4, 2012, because Valori’s attorneys well know in truth and in fact that they cannot allow any discovery, since that further exposes the criminal scheme by Peter and Landy at Valori, together with Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965), and others implicated. Among some of the fraudulent statements in the pleadings that Peter and Landy at Valori well know in truth and in fact to be false and untrue,

⁵⁰ The Criminal Enterprise causes corrupt Judge Lindsey to be assigned, and she willfully accepts, to preside the case in known fatal conflict as wife to reckless attorney Harold Eugene Lindsey III (“Lindsey III”), an attorney for The Bank of New York Mellon (“BNY Mellon”), implicated in Related Case *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon* (“BRIDGELoAN” case), Case No. 2009-93058-CA-30, successfully depriving and extorting Tavares of more than \$50 million dollars in properties and rights, so Judge Lindsey can prevent justice by systematically continuing violations of law, the constitution, rights, and rules of the court, after the retirement of implicated corrupt Judge Allan Lester Langer (Florida Bar No. 137.828). See Record.

to further the scheme upon the subverted proceedings, that:

(a) *“On September 15, 2011, the Plaintiffs filed this lawsuit seeking to remove Mr. Tavares as an officer of the Plaintiff entities, based on his refusal to step down after being removed by proper corporate action”*; (b) *“On September 22, 2011, following a hearing, the Court entered a Temporary Injunction prohibiting Mr. Tavares, inter alia, from acting on behalf of the Plaintiff entities”*; (c) *“Thereafter, Plaintiffs moved to compel arbitration of Mr. Tavares’s claims, pursuant to the arbitration provision in the parties’ Shareholders’ Agreement which encompassed Mr. Tavares’s claims”*; (d) *“Mr. Tavares should not be permitted to proceed with deposition because arbitration should be compelled, and discovery (is [if] it is permitted by the arbitrator) should take place within the arbitration. See Plaintiffs’ Motion to Compel Arbitration”*; (e) *“Mr. Tavares, also, should not be permitted to take discovery while he is in violation of an order of the Court. Indeed, Mr. Tavares has failed to turn over all of the company documents required by the Court’s September 22, 2011 Temporary Injunction”*; (f) *Also, undersigned counsel was previously scheduled to travel to the Florida Bar meetings in Orlando, Florida on January 9, 2013 and is, therefore, unavailable to attend a deposition on that date”*; (g) *“Indeed, it would be a waste of resources of the parties and the Court for discovery and litigation to go forward, only to then learn arbitration is proper”*, see Valori’s Motion Protective Order at ¶¶ 1, 2, 4, 10, 11, 13, and 15.

COUNTS

Count 328 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 329 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. See, e.g., U.S. Const., Amend. XIV.

Count 330 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 331 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 332 - Peter F. Valori and Russell M. Landy at Damian & Valori, LLP (“Valori’s), falsely representing Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with fraudulent authority they fabricated with others implicated, did knowingly and intentionally, submit and transmit, certain fraudulent documents, Valori’s “Plaintiffs’ Motion for Protective Order and Motion to Stay”, via U.S. Mail, dated January 8, 2013, to further the known criminal scheme depriving and extorting Tavares, under color of law, to wit, by using U.S. Mail to transmit to, Richard A. Morgan, Esq. and Carl T. Morgan, Esq., Buchanan Ingersoll & Rooney, PC, Miami Tower, 100 S.E. Second Street, Suite 3500, Miami, Florida 33131-2158, in violation of, 18, U.S.C., § 1341.

Count 333 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 334(a) - Perjury in Official Proceeding by Peter F. Valori (“Peter”) and Russell M. Landy (“Landy”) at Damian & Valori, LLP (“Valori”), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) *“On September 15, 2011, the Plaintiffs filed this lawsuit seeking to remove Mr. Tavares as an officer of the Plaintiff entities, based on his refusal to step down after being removed by proper corporate action”*, when Peter and Landy at Valori well know in truth and in fact that Tavares was not removed by proper corporate action, but by fraudulent corporate action by the “Sole Shareholder” of Brickell Commerce Plaza, Inc. (“BCP”), fabricated by Peter and Landy at Valori, together with other bad actors implicated, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 334(b) - Perjury in Official Proceeding by Peter F. Valori (“Peter”) and Russell M. Landy (“Landy”) at Damian & Valori, LLP (“Valori”), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (b) *“On September 22, 2011, following a hearing, the Court entered a Temporary Injunction prohibiting Mr. Tavares, inter alia, from acting on behalf of the Plaintiff entities”*, when Peter and Landy at Valori well know in truth and in fact that the Temporary Injunction of September 22, 2011 is false and invalid, predicated on, among other things, false, invalid, and fraudulent authority of Valori to represent Plaintiff entities Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), fraudulent pleadings, and a sham notice of hearing on the Motion for Temporary Injunction, and two (02) false and fraudulent Return of Service of Valori’s initial Complaint, Motin for Temporary Injunction, and Fraudulent Attestation of Attempted Service upon Tavares before the sham hearing on Valori’s sham Motion for Temporary Injunction by Peter and Landy at Valori, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 334(c) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell M. Landy ("Landy") at Damian & Valori, LLP ("Valori"), to further the scheme by knowingly and intentionally, falsely and contradictory stating to deprive Tavares of properties and rights, that, (c) *"Thereafter, Plaintiffs moved to compel arbitration of Mr. Tavares's claims, pursuant to the arbitration provision in the parties' Shareholders' Agreement which encompassed Mr. Tavares's claims"*, when Peter and Landy at Valori well know in truth and in fact that Peter and Landy at Valori's false, invalid, and fraudulent authority to represent the Plaintiff entities is predicated on fraudulent corporate action by the "Sole Shareholder" of Brickell Commerce Plaza, Inc. ("BCP"), fabricated by Peter and Landy at Valori, together with other bad actors implicated, contradicted now, by their sham motions moving the Miami Courts to enforce BCP's Shareholders' Agreement by the two (02) shareholders, Charles Tavares and Joao E. Tenorio, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 334(d) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell M. Landy ("Landy") at Damian & Valori, LLP ("Valori"), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (d) *"Mr. Tavares should not be permitted to proceed with deposition because arbitration should be compelled, and discovery (is [if] it is permitted by the arbitrator) should take place within the arbitration. See Plaintiffs' Motion to Compel Arbitration"*, when Peter and Landy at Valori well know in truth and in fact that, among other things, the sham invalid Order to compel arbitration was vacated by the Miami Courts on October 22, 2012, and, Tavares and Tavares's attorneys at Buchanan Ingersoll & Rooney, P.C., like any other Defendant in an unsubverted court of law in the United States of America, is allowed to proper and timely discovery, and the only reason Valori is unduly preventing justice is because they do not have proper authority to represent the Plaintiff entities, and their pleadings are bogus, to further the brazen ongoing scheme extorting Charles Tavares of properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 334(e) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell M. Landy ("Landy") at Damian & Valori, LLP ("Valori"), to further the scheme by knowingly and intentionally, falsely and contradictory stating to deprive Tavares of properties and rights, that, (e) *"Mr. Tavares, also, should not be permitted to take discovery while he is in violation of an order of the Court. Indeed, Mr. Tavares has failed to turn over all of the company documents required by the Court's September 22, 2011 Temporary Injunction"*, when Peter and Landy at Valori well know in truth and in fact that Tavares has duly and timely, despite knowing he is being deprived and extorted of his properties and rights by Valori's criminal scheme, under color of law, returned, on September 27, 2011, all documents and properties to criminals Peter and Landy at Valori, and Gabriela Machado Guimaraes, see, e.g., Tavares's Motion on Adjudged Motion for Temporary Injunction, and, on November 10, 2011's Tavares's Motion for Clerk to Deny Valori's Improper Motion for Default, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 334(f) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell M. Landy ("Landy") at Damian & Valori, LLP ("Valori"), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (f) *Also, undersigned counsel was previously scheduled to travel to the Florida Bar meetings in Orlando, Florida on January 9, 2013 and is, therefore, unavailable to attend a deposition on that date"*, when Peter and Landy at Valori well know in truth and in fact that the duly scheduled Depositions for January 7 and 9, 2013, were set on December 4, 2012, and Valori did not previously filed motions opposing, or contesting the dates because the previous Florida Bar meetings in Orlando, FL, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 334(g) - Perjury in Official Proceeding by Peter F. Valori ("Peter") and Russell M. Landy ("Landy") at Damian & Valori, LLP ("Valori"), to further the scheme by knowingly and intentionally, falsely stating to deprive Charles Tavares ("Tavares") of properties and rights, that, (g) *"Indeed, it would be a waste of resources of the parties and the Court for discovery and litigation to go forward, only to then learn arbitration is proper"*, when Peter and Landy at Valori well know in truth and in fact that, Valori is, as part of the scheme, is filing the sham Plaintiff's Appeal, of the Miami Court's Order of October 22, 2012 Vacating Arbitration, to the Third District Court of Appeal, see Valori's bogus Appeal Case No. 2012-3086, denied on June 28, 2013, at Miami-Dade Clerk's Record CCFN 20130535060, or Book 28712 at Pages 4637 – 4639, to intentionally and knowingly cause Tavares to unduly spend moneys and wasting time with Valori's clearly bogus appeal, and that, the duly scheduled Depositions for January 7 and 9, 2013, set on December 4, 2012, are a right of any litigant to discovery in an unsubverted court of law in the United States of America, and the reason they cannot allow Tavares's attorneys to proceed with the depositions as part of proper discovery is because, among other things, it will show on the record, and under oath, the brazen criminal scheme by criminals Peter, Landy at Valori, and Guimaraes, together with others implicated, committing major crimes to further the extortion of Tavares and Tavares's Companies, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 335 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

336	January 17, 2013	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori Russell Marc Landy Sabrina pitta Armenteros Damian & Valori, LLP The Criminal Enterprise
337		§ 241 Conspiracy Against Rights &	
338		§ 242 Deprivation of Rights -Under Color of Law &	
339		§ 1346 Scheme/Artifice to Defraud &	
340		§ 1961 <i>et seq.</i> – RICO &	
341		<u>FLORIDA STATUES</u> Title XLVI § 817.155 Fraudulent Practices &	
342		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about January 17, 2013, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Sabrina Pitta Armenteros (“Pitta”), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, Plaintiffs’ Notice of Hearing on Plaintiff’s Motion for Protective Order and Motion to Stay (“**Valori’s Notice Hearing on Motion Protective Order**”) for a hearing on February 14, 2013 at 2:45 p.m., to willfully, together with corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), prevent justice, continuing the deprivation and extortion of Tavares and Tavares’s Companies, under color of law, upon the subverted proceedings. Valori’s Motion Protective Order is filed after two (02) duly scheduled depositions should have taken place, and more than thirty (30) days after Buchanan Ingersoll’s depositions for January 7, and 9, 2013 were scheduled on December 4, 2012, because Valori’s attorneys well know in truth and in fact that they cannot allow any discovery, since further exposes the criminal scheme by Peter and Landy at Valori, together with Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965), and others implicated.

Valori's Notice of Hearing on Valori's Sham Plaintiffs' Motion for Protective Order and Motion to Stay to Fraudulently Prevent Tavares and Tavares's Attorneys Any Proper Depositions and Discovery

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED January 17, 2013

ANA ALVARADO

NOTICE OF HEARING

(Special Set – 15 Minutes)

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Norma S. Lindsey, Dade County Courthouse, 73 West Flagler Street, DCC-1500, Miami, Florida 33130, on February 14, 2013 at 2:45 p.m. the following:

PLAINTIFFS' MOTION FOR PROTECTIVE ORDER AND MOTION TO STAY

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020
Miami, Florida 33131
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary email address: pvalori@dvlp.com
Secondary e-mail address: rlandy@dvlp.com
Secondary e-mail address: spitta@dvlp.com

By: /s/ Peter Francis Valori

Peter F. Valori, Esq. – Florida Bar No. 43.516

Russell Marc Landy, Esq. - Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 17th day of January, 2013, via email upon: Richard A. Morgan, Esq. and Carl T. Willaims, Esq. Buchanan Ingersoll & Rooney, P.C., Miami Tower, 100 SE Second Street, Suite 3500, Miami, Florida 33131-2158.

/s/ Peter F. Valori

Peter Francis Valori

cc: Honorable Norma S. Lindsey

Dade County Courthouse – 73 West Flagler Street, Room 1500, Miami, Florida 33130

(via e-courtesy)". See Record.

COUNTS

Count 336 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 337 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 338 - Criminals Peter F. Valori, Sabrina Pitta Armenteros, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 339 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 340 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 341 - Criminals Peter F. Valori, Sabrina Pitta Armenteros, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts upon the subverted proceedings to further a scheme depriving and extorting Tavares, under color of law, by among other things, knowingly and intentionally, filing Valori's Notice Hearing on Motion Protective Order, with invalid and fraudulent authority of Plaintiff entities that they fabricated together with Gabriela Machado Guimaraes, and others implicated, further, falsely claiming, to further the scheme, that the Miami Courts should prevent Tavares's attorneys at Buchanan Ingersoll & Rooney, P.C. from any discovery, *e.g.*, proper set depositions, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 342 – Criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

343	January 17, 2013	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
344			
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348		<u>FLORIDA STATUES</u> Title XLVI § 817.155 Fraudulent Practices &	
349		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about January 17, 2013, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, following the same *modus operandi* used with previous presiding judge, the implicated corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), hand-delivers to the new presiding judge, the corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), a Correspondence Letter (“**Valori’s January 17, 2013 Hand-Delivered Letter to Judge Lindsey**”) containing numerous false statements that Peter and Landy at Valori well now in truth and in fact to be false and fraudulent, among others, that, (a) “*We represent the Plaintiffs in the above-referenced matter*”; and, (b) “*On December 3, 2012, Mr. Tavares noticed he depositions of the corporate representatives of each Plaintiff for January 7, 2013, and January 9, 2013*”, see, Valori’s January 17, 2013 Hand-Delivered Letter to Judge Lindsey at ¶ 1, together with Valori’s sham Plaintiff’s Motion for Protective Order and Motion to Stay (“**Valori’s Notice Hearing on Motion Protective Order**”), falsely and fraudulently stating, among other things, that the Miami Courts should enter a sham order preventing Tavares and Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), from pursuing any discovery in the matter while Valori, *et al.*, steals Tavares and Tavares’s Companies, BCP and Car Wash, properties and rights. See Record.

Valori's January 17, 2013 Hand-Delivered Letter to Judge Lindsey on Valori's Sham Plaintiffs' Motion for Protective Order and Motion to Stay to Fraudulently Prevent Tavares and Tavares's Attorneys Any Proper Depositions and Discovery in the Matter

"DAMIAN & VALORI, LLP
Attorneys at Law

FILED FOR RECORD

January 18, 2013 at 10:22 A.M.
Keneel Geroges

VIA HAND DELIVERY

The Honorable Norma Lindsey
Dade County Courthouse
73 West Flagler Street, Room 511, Miami, Florida 33130

Re: *Brickell Commerce Plaza, Inc., et al. v. Charles Tavares* – Case No 2011-29624-CA-30

Dear Judge Lindsey:

We represent the Plaintiffs in the above-referenced matter. We write regarding the Plaintiffs' Motion for Protective Order and Motion to Stay (the "Motion"), a copy of which is enclosed for your convenience.

On December 3, 2012, Mr. Tavares noticed the depositions of the corporate representatives of each Plaintiff for January 7, 2013, and January 9, 2013. While the parties continued their efforts to settle the case, Defendant's counsel cancelled the January 7, 2013 deposition. Thereafter, as settlement discussions continued, undersigned counsel was unsure if the January 9, 2013 deposition was going forward, and filed the Motion in an abundance of caution on January 9, 2013.[⁵¹]

The next day, before Plaintiffs could obtain a hearing date on the Motion, Defendant's office emailed my assistant requesting our availability for a hearing on the Motion to be set on motion calendar. My assistant indicated that I was out of the office, and that she could not clear a date until she could confirm my availability upon my return. At that time, Defendant's counsel's office was also advised that the Plaintiffs believe the Motion should be set for a fifteen-minute special set hearing.

Defendant's counsel, however, unilaterally set Plaintiffs' Motion for Your Honor's January 22, 2013 motion calendar. A copy of the Notice of Hearing is enclosed for your review.

We respectfully request that the Court cancel the motion calendar hearing, and permit the parties to specially set the Motion for a date mutually convenient for all parties.

Thank you for your attention in this regard.

Sincerely,

/s/ Russell Marc Landy (for)
Peter F. Valori, Esq.

RECEIVED JAN 17, 2014 [2013]
Norma S. Lindsey -Circuit County Judge

Enclosures

Cc: Richard A. Morgan, Esq. and Car T. Williams, Esq.

⁵¹ Criminals at Damian & Valori, LLP, as part of the scheme depriving and extorting Charles Tavares of properties and rights, under color of law, upon the subverted proceedings, files, on January 9, 2013 at 3:30 p.m., Valori's sham Motion for Protective Order and Motion to Stay, hours after a No-Show on the second duly scheduled deposition of January 9, 2013 at 1:00 p.m., set by Tavares's attorneys at Buchanan Ingersoll & Rooney, P.C., demonstrating Valori's willful obstruction to prevent Tavares's attorneys from any discovery in the *Kangaroo Court*, allowing and participating in the shocking the scheme. See Record.

COUNTS

Count 343 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 344 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 345 - Criminals Peter F. Valori, Sabrina Pitta Armenteros, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 346 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 347 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 348 - Criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts upon the subverted proceedings to further a scheme depriving and extorting Tavares, under color of law, by among other things, knowingly and intentionally, hand-delivering, on January 17, 2013, a Letter to Judge Norma S. Lindsey, falsely representing Plaintiff entities with invalid and fraudulent authority that they fabricated together with Gabriela Machado Guimaraes, and others implicated, further, falsely claiming, to further the scheme, that the Miami Courts should enter a sham protective and stay order preventing Tavares's attorneys at Buchanan Ingersoll & Rooney, P.C. from any discovery, *e.g.*, proper set depositions, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 349 – Criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

350	February 12, 2013	<u>U. S. CODE TITLE 18</u>	Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise
351		§ 371 Conspiracy to Defraud the USA &	
352		§ 241 Conspiracy Against Rights &	
353		§ 242 Deprivation of Rights -Under Color of Law &	
354		§ 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	
355		<u>FLORIDA STATUES</u> Title XLVI § 817.155 Fraudulent Practices &	
356	<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)		

On or about February 12, 2013, Charles Tavares’s attorneys, Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), and Carl T. Williams (“Williams”) (Florida Bar No. 529.990), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), after numerous attempts, during fifteen days, from January 28, 2013 to February 12, 2013, trying to coordinate with shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), a date for a hearing on Defendant’s Motion to Enforce Settlement (“Tavares’s Motion to Enforce Settlement”), Buchanan Ingersoll files Defendant’s Motion to Set Hearing on Defendant’s Motion to Enforce Settlement⁵² (“**Notice Hearing Motion to Enforce Settlement**”), after Peter and Landy at Valori, knowingly and intentionally, obstruct the proceedings to further the scheme. Because, at all material and relevant times, criminals at Valori, *et al.*, know that they have fraudulently hijacked Tavares’s Companies BCP and Car Wash with fabricated false, invalid, and fraudulent corporate authority, purportedly from BCP’s “Sole Shareholder,” they know that, among other things, they are, knowingly and intentionally, committing major crimes upon the subverted proceedings to further the deprivation and extortion of Tavares, under color of law. See Record.

⁵² In October 2012, Tavares, and his Brazilian partner Joao E. Tenorio (“Tenorio”), the two (02) shareholders of BCP and Car Wash, agreed to a settlement, memorialized into a written settlement agreement, providing, among other things, that, for Tavares’s interests on BCP and Car Wash, Tavares immediately receives five hundred thousand dollars (\$500,000) in cash, and a forty-six percent (46%) interest on another company that Tavares founded and is the managing partner, and that Tavares and Tenorio are shareholders, 139TH Avenue S.W. 8TH Street, LLC, a Florida L.L.C. (“139 TH”) (Tax Id. #65-1202407), and, additionally provides to Tavares all rights and trademarks for The Car Wash Concept, created by Tavares. See Record.

Tavares's Attorneys at Buchanan Ingersoll & Rooney's Motion to Set Hearing on Defendant's Motion to Enforce Settlement as Valori's Attorneys Continue Obstructing the Proceedings to Extort Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED February 12, 2013 at 10:54 AM

HORTENSE ROMER

DEFENDANT'S MOTION TO SET HEARING ON
DEFENDANT'S MOTION TO ENFORCE SETTLEMENT

Defendant, CHARLES TAVARES ("Defendant"), by and through undersigned counsel, hereby files his Motion to Set Hearing on Motion to Enforce Settlement and in support thereof, states as follows:

1. On January 24, 2013, Defendant filed his Motion to Enforce Settlement.
2. On January 28, 2013, undersigned counsel contacted Plaintiff's counsel to set the hearing on Defendant's Motion to Enforce Settlement ("Motion"), but received no response. See Motion attached hereto as Exhibit "A."
3. Defendant's counsel has subsequently made numerous attempts to schedule for hearing Defendant's Motion. Plaintiff's counsel refuses to cooperate in any way in setting the Motion for hearing.

WHEREFORE, Defendant, CHARLES TAVARES, respectfully requests that the Court enter an Order setting the hearing on Defendant's Motion to Enforce Settlement for a one hour special set evidentiary hearing, together with such other and further relief the Court deems just and proper.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY, P.C.

Attorneys for Defendant

Miami Tower – 100 S.E. Second Street, Suite 3500 - Miami, Florida 33131

Telephone: (305) 347-4080 Facsimile: (305) 347- 4089

By: /s/ Carl T. Williams

Richard A. Morgan, Esq. – richard.morgan@bipc.com - Florida Bar No. 836.869

Carl T. Williams, Esq. – carl.williams@bipc.com - Florida Bar No. 529.990

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via email, facsimile and U.S. Mail on this 12th day of February, 2013, to: Peter F. Valori, Esq., DAMIAN & VALORI, LLP, 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131

/s/ Carl T. Williams

BUCHANAN INGERSOLL & ROONEY

Buchanan Ingersoll Document #394727-v1". See Record.

EXHIBIT "A" of Buchanan Ingersoll & Rooney's Defendant's Motion to Enforce Settlement First Filed on January 24, 2013 as Valori's Attorneys Continue Obstructing the Proceedings Extorting Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED January 24, 2013

v.

CHARLES TAVARES,
Defendant.

DEFENDANT'S MOTION TO ENFORCE SETTLEMENT

Defendant, Charles Tavares ("Tavares" or "Defendant"), by and through undersigned counsel, hereby moves to enforce settlement and in support thereof, states as follows:

INTRODUCTION

By virtue of the Mr. Tavares agreement with Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (collectively, "Plaintiffs"), to fully and finally resolve this action, this Court should compel adherence to such agreement. Indeed, the parties, after extensive negotiations, entered into a binding settlement agreement whereby Plaintiffs have agreed to the material terms with the authority to enter into such an agreement.

It is well established that settlements are highly favored as a means to conserve judicial resources and will be enforced whenever possible to do so. See Treasure Coast, Inc. v. Ludlum Construction Co., Inc., 760 So. 2d 232, 234 (Fla. 4th DCA 2000). Accordingly, for all of the reasons set forth herein, this Court should enter an Order enforcing the parties' settlement agreement.

PROCEDURAL AND FACTUAL BACKGROUND

1. On or about September 15, 2011, the Complaint in this action was filed setting forth claims for Count I – Declaratory Judgement, Count II – Injunction, Count III – Conversion, and Count IV – Replevin. All counts are predicated upon a purported breach of a shareholder's agreement between the parties.
2. On or about November 17, 2011, the Defendant filed his Answer, Affirmative Defenses and Counterclaim.
3. On or about July 17, 2012, the Plaintiffs, approximately ten months after filing the instant action, engaging in discovery and substantial motion practice, filed their Motion to Compel Arbitration. On or about July 31, 2012, the Court entered an Order compelling arbitration.
4. On or about September 28, 2012, filed his Motion to Vacate the Court's previous Order compelling arbitration. On October 22, 2013, the Court conducted a hearing and then entered an Order vacating its previous Order compelling arbitration finding that the Plaintiffs, by filing this lawsuit, engaging in discovery and/or by engaging in motion practice, waived their right to arbitration. See Order Vacating Arbitration attached hereto Exhibit "A."
5. In or about October 2012, the parties engaged in settlement negotiations which resulted in settlement of this action. The material terms of settlement have been memorialized into a written settlement agreement which await execution by Plaintiffs.

6. On or about November 21, 2012, Plaintiffs filed their Notice of Appeal of the Order Vacating the Order Compelling Arbitration. With regard to the appellate action, the Defendant/Appellee has filed a Motion to Stay, or in the Alternative, Motion for Enlargement of the Time to file his Answer Brief pending deposition of this Motion to Enforce Settlement.

7. Notwithstanding counsel for Plaintiffs' representations that settlement has been consummated, Plaintiffs delay in executing settlement documents and refuse to cooperate in setting depositions of Plaintiffs' corporate representatives. Indeed, Defendant has begun performance of his obligations under the settlement agreement and suspended discovery efforts in reliance upon counsel for Plaintiffs' representation that settlement has been consummated.

ANALYSIS OF RELIEF REQUESTED

It is well-settled that Florida's public policy considerations encourage settlements among litigants. See Antar v. Seamiles, LLC, 994 So. 2d 439, 443 (Fla. 3rd DCA 2008)(citing Robbie v. City of Miami, 469, So. 2d 1384, 1385 (Fla. 1985)). Indeed, settlement agreements are "highly favored and will be enforced whenever possible" Robbie v. City of Miami, 469, So. 2d at 1385; see also Spiegel v. V. Hallen Holmes, Inc., 834 So. 2d 295, 297 (Fla. 4th DCA 2002). A settlement agreement is construed in the same manner as a contract and, as such, its construction and enforcement are governed by principles of the law of contracts. See Spiegel v. H. Allen Holmes, Inc., 834 So. 2d at 297; see also Treasure Coast, Inc. v. Ludlum Construction Co. Inc., 760 So. 2d at 234. "It is fundamental that '[a] stipulation properly entered into and relating to a matter is binding upon the parties and upon the Court.'" Antra v. Seamiles, LLC, 994 So. 2d at 442 (quoting Dorsen v. Dorsen, 33 So. 2d 632, 633 (Fla. 4th DCA 1981)).

Florida courts have held that a settlement agreement should be strictly enforced where its terms are otherwise clear and unambiguous, and no grounds for rescission or withdrawn are shown. Hufcor/Gulfstream, Inc. v. InterAmerican Rental Car Rental, Inc., 831 So. 2d 767, 769 (Fla. 4th DCA 2002). As instructed by the Third District Court of Appeals in State Farm Mutual Automobile Insurance Company v. InterAmerican Car Rental, Inc., 781 So. 2d 500 (Fla. 3rd DCA 2001), "[w]here the parties have agreed to the essential terms of a settlement, it will be enforced." Citing Blackhawk Heating & Plumbing Co., Inc. v. Data Lease Financial Corp., 302 So. 2d 404(Fla. 1974); Patrick v. Christian Radio, 745 So. 2d 578 (Fla. 5th DCA 1999).

Here, it cannot be disputed that the parties negotiated over an extended period of time and ultimately agreed upon the material terms and conditions of the settlement of this dispute. There can be no dispute that there was a meeting of the minds as to the material terms and a settlement agreement reduced to writing in this case.¹

The undisputed evidence reveals that each of the parties accepted the material terms of the settlement.

¹ The settlement agreement requires the parties to keep the terms of the settlement agreement confidential and as such, the settlement agreement and associated communications between the parties are not attached hereto. The settlement agreement and associated communications will be made available to the Court for review at the evidentiary hearing on this motion. See Architectural Network, Inc. v. Gulf Bay Land Holdings II, Ltd., 933 So. 2d 732, 733-34 (Fla. 2d DCA 2006).

Based upon the foregoing argument, the settlement agreement and associated correspondence which will be provided to the Court during the evidentiary hearing on this motion, this Court should find that the parties agreed to the essential terms of their written settlement agreement and that a valid and enforceable agreement exists between Plaintiffs, Brickell Commerce Plaza, Inc., The Car Wash Concept, Inc. and Defendant Charles Tavares.

Accordingly, this Court should enter an Order enforcing the parties' settlement agreement. Finally, to the extent that Plaintiffs would suggest, or otherwise argue that no such settlement of this dispute has been reached, the Defendant is entitled to an evidentiary hearing before the Court's determination of this Motion to Enforce. See Architectural Network, Inc. v. Gulf Bay Land Holdings II, Ltd., 933 So. 2d 732, 733-34 (Fla. 2d DCA 2006).

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY, P.C.

Attorneys for Defendant

Miami Tower – 100 S.E. Second Street, Suite 3500 - Miami, Florida 33131

Telephone: (305) 347-4080 Facsimile: (305) 347- 4089

By: /s/ Carl T. Williams

Richard A. Morgan, Esq. – richard.morgan@bipc.com - Florida Bar No. 836.869

Carl T. Williams, Esq. – carl.williams@bipc.com - Florida Bar No. 529.990

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via email, and U.S. Mail on this 24th day of January, 2013, to: Peter F. Valori, Esq., DAMIAN & VALORI, LLP , 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131

/s/ Carl T. Williams

BUCHANAN INGERSOLL & ROONEY

Buchanan Ingersoll Document #389083-v1;MIA2_GENERAL". See Record.

COUNTS

Count 350 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 351 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 352 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 353 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 354 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 355 - Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts upon the subverted proceedings, knowingly and intentionally, representing Plaintiff entities with false and invalid corporate authority from the “Sole Shareholder” that they know in truth and in fact is invalid and fraudulent, fraudulently hijacking Tavares’s Companies Brickell Commerce Plaza and The Car Wash Concept, under color of law, and systematically obstructing justice by, intentionally and knowingly, using artifices to deny Tavares and Tavares’s attorneys any rightful discovery and due process, to further a scheme depriving and extorting Tavares, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 356 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

357	February 14, 2013	<u>U. S. CODE TITLE 18</u>	Norma Shepard Lindsey Miami Courts The Criminal Enterprise
358		§ 371 Conspiracy to Defraud the USA &	
359		§ 241 Conspiracy Against Rights &	
360		§ 242 Deprivation of Rights -Under Color of Law &	
361		§ 1346 Scheme/Artifice to Defraud &	
362		§ 1961 <i>et seq.</i> – RICO &	
363		FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices &	
		FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about February 14, 2013, a corrupt⁵³ Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), presiding a *Kangaroo Court*, in reckless disregard for the law, constitution, legal precedents, rights, and Fla. Code of Judicial Conduct, Canons 1, 2, and 3, enters a sham Order Staying (“**First Sham Stay**”), in a sham hearing on a Motion for Protective Order & Motion to Stay (“Motion to Stay”), by shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”). Corrupt Judge Lindsey, and the Miami Courts, all know, and had to know, in truth and in fact, and the record displayed clearly shows, that Valori, *et al.*, never had, or could have had, proper legal authority to represent or speak for Plaintiff entities, and that, Valori’s Motion to Stay is facially and substantively meritless, and is another artifice to prevent justice, while Valori, *et al.*, extort Tavares and Tavares’s Companies of all properties and rights, under color of law. *See* Record.

⁵³ The Criminal Enterprise causes corrupt Judge Lindsey to be appointed in 2011 by Florida’s Governor Rick Scott to the Miami Circuit Court, and to be assigned to preside all of Tavares’s four (04) civil cases upon the subverted Miami Courts, previously presided by corrupt Judge Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), retired in December 2012. Corrupt Judge Lindsey, knowingly and intentionally, in a fatal conflict of interest, as wife to The Bank of New York Mellon’s (“BNY Mellon”) attorneys at Katz Barron Squitiero (“Katz Barron”), Harold Eugene Lindsey III (“Lindsey III”) (Florida Bar No. 130.338), implicated in the deprivation and extortion of more than \$50 million dollars of Tavares’s properties and rights in the sham *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No. 2009-93058-30 (“BRIDGELoAN” case), knowingly and intentionally, presides Tavares’s four (04) sham cases to further the scheme extorting Tavares, systematically committing reckless violations of law, the constitution, Tavares’s rights, rules of the courts, and, in further violation of, among other things, Florida Code of Judicial Conduct, Canons 1, 2, and 3. *See* Record, and, [Tavares Sworn Affidavit](#).

Corrupt Judge Norma Lindsey's Reckless Sham Order Staying the Case to Knowingly and Intentionally Prevent Tavares's Discovery and Due Process to Willfully Further a Brazen Scheme Extorting Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (30)

FILED FEBRUARY 14, 2013 at 4:29 PM

KENEEL GEORGES

ORDER

THIS CAUSE having come on to be heard on February 14, 2013 on Plaintiff's Motion to Stay and the Court having heard arguments of counsel, and being otherwise advised in the premises, it is hereupon

ORDERED AND ADJUDGED that said Motion be, and the same is hereby

Granted. This matter is stayed for 60 days at which time this Court will set a status conference.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this 14 day of February 2013.

/s/ Norma Shepard Lindsey

Norma S. Lindsey
Circuit Court Judge

cc: Copies furnished to Counsel of Record'. See Record.

COUNTS

Count 357 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 358 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 359 - Corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 360 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 361 - At all times relevant, corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, [Tavares Sworn Affidavit](#).

Count 362 - Corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as officers of the courts, intentionally and knowingly, systematically commit fraudulent acts to further a known scheme depriving and extorting Tavares, under color of law, by, among other things, preventing and obstructing justice, and entering, in reckless disregard for the law, legal precedents, the constitution, Tavares's rights, and Florida Code of Judicial Conduct, a First Sham Stay, to allow criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, to continue the ongoing deprivation and extortion of Charles Tavares's properties and rights, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 363 – Shameless corrupt Judge Norma Shepard Lindsey, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

364	April 12, 2013 at 1:53 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES - TITLE XLVI § 837.02 False Statements in an Official Proceeding & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Mary Claire P. Espenkotter, Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise
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On April 12, 2013, criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Rusell Landy (“Landy”) (Florida Bar No. 44.417), Mary Claire P. Espenkotter (“Espenkotter”) (Florida Bar No. 127.736), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a sham Plaintiffs’ Motion to Extend the Stay of this Action Pending Appellate Review (“**Valori’s Sham Motion Extend Stay**”), to willfully continue preventing Tavares and Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”) any due process of law, and discovery that Valori and corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812) know would show the brazen scheme extorting Tavares of properties and rights, under color of law, upon subverted proceedings while the Perpetrators steal Tavares’s Properties. Peter and Landy at Valori, corrupt Judge Lindsey, and the Miami Courts, all know in truth and in fact, that, *e.g.*, Valori’s Sham Motion Extend Stay is meritless⁵⁴ and its sole purpose is to continue preventing justice, and making Tavares to unduly spend his financial resources and time while the Perpetrators further extorting Tavares. *See Record.*

⁵⁴ Criminals Peter and Landy at Valori, corrupt Judge Lindsey, and the Miami Courts, well know in truth, and in fact, that the record displayed demonstrates, among other things, that Valori initiated the lawsuit against Tavares on September 15, 2011 – albeit with invalid and fraudulent authority on behalf of the “Sole Shareholder” of Plaintiff entities, fabricated by Valori, *et al.*, that Valori, *et al.*, know is invalid and fraudulent, and that Valori engaged extensively, for more than ten (10) months, in discovery, setting depositions of individuals and documents, and substantial motion practice, clearly waving arbitration under the Plaintiff entities BCP and Car Wash’s Shareholders’ Agreement of February 14, 2000 (“Shareholders’ Agreement”), by the two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”) *See Record.*

Criminals at Valori's Meritless Plaintiffs' Motion to Extend the Stay of this Action Pending Appellate Review to Knowingly and Intentionally Continue Obstructing the Proceedings to Extort Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
Electronically Filed April 12, 2013 at 1:53 PM

v.

CHARLES TAVARES,
Defendant.

PLAINTIFFS' MOTION TO EXTEND THE STAY OF THIS ACTION
PENDING APPELLATE REVIEW

Plaintiffs. Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court to extend the stay of this matter, and state:

1. On January 9, 2013, the Plaintiffs filed their Motion for Protective Order and Motion to Stay requesting the Court stay this action pending a determination by the Third District Court of Appeal regarding arbitrability of the case.
2. On February 14, 2013, the Court granted the Plaintiffs' motion, and stayed this matter for 60 days – or until April 15, 2013. See Exhibit A.
3. On March 28, 2013, the Defendant filed an unopposed motion seeking an extension of time from the Third District Court of Appeal to file his answer brief until April 5, 2013.
4. On April 4, 2013, the Defendant filed an unopposed motion seeking another extension of time from the Third District Court of Appeal to file his answer brief until April 13, 2013.
5. Based upon the Defendant's requests for extensions of time, the Third District Court of Appeal will not have completed its review of the case before the April 15, 2013 expiration of the stay.
6. On April 10, 2013, the undersigned counsel contacted Defendant's counsel to request Defendant's position regarding the relief sought herein, however, [,] Defendant's counsel has not provided a response as of the time of the filing of this motion.
7. Accordingly, the Plaintiff's respectfully request that the Court extend the stay in this matter until the time that the Third District Court of Appeal completes its review of the arbitrability of the case.¹

¹ Under Florida law, a trial court has broad discretion to order stays in the proceedings before it. See *Regan, Inc. v. Val-Ro, Ltd.*, 396 So. 2d 834 (Fla. 3d DCA 1981); see also *Neale v. Aycok*, 340 So. 2d 535 (Fla. 1st DCA 1976); see also *Price v. Hernando Beach, Inc.*, 286 So. 2d 279 (Fla. 2d DCA 1973). Also, [,] "the granting of a stay of proceedings by a trial court, pending the outcome of an action in another court" is also within the trial court's broad discretion. See *REWJB Gas Investments v. Land O' Sun Realty, Ltd.*, 643 So. 2d 1107, 1108 (Fla. 4th DCA 1994); see also *Rosen v. Zoberg*, 680 So. 2d 1050 (Fla. 3d DCA 1996) (stay is the proper vehicle to avoid a waste of judicial resources).

The Court should stay this action pending appeal because: **(1)** the Plaintiffs have a significant chance of prevailing on the merits and therefore the Order Vacating the Court's July 31, 2012 Order was not proper. **(2)** the parties entered into a valid written agreement to arbitrate and arbitrable issues exist as raised by the Defendant's Counterclaim, and **(3)** the Plaintiffs did not waive their right to arbitrate.

WHEREFORE the Plaintiffs respectfully request that this Court extend the stay of this action until the time that the Third District Court of Appeal completes its review of the arbitrability of the case.

Respectfully submitted,

DAMIAN & VALORI, LLP

1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130

Telephone: (305) 371-3960 Facsimile: (305) 371-3965

Primary – pvalori@dvllp.com

Secondary – rlandy@dvllp.com

Secondary – spitta@dvllp.com

By: /s/ Russell Marc Landy

Peter F. Valori, Esq. – Florida Bar No. 43516

Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 12th day of April, 2013, via email (richard.morgan@bipc.com, carl.williams@bipc.com) upon: Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, P.C. Miami Tower, 100 S.E. Second Street, Suite 3500 Miami, Florida 33131-2158.

/s/ Russell Marc Landy

Attorneys for Plaintiffs". See Record.

COUNTS

Count 364 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 365 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 366 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 367 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 368 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 369(a) - Perjury in Official Proceeding by, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) “Plaintiffs. Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court to extend the stay of this matter, and state”, when in truth and in fact, Peter and Landy at Valori well know in truth, and in fact, that their purported representation of Plaintiffs is predicted on invalid and fraudulent corporate authority that they fabricated, together with other Perpetrators implicated in the scheme to extort Tavares and Tavares Companies BCP and Car of properties and rights, under color of law, upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 369(b) - Perjury in Official Proceeding by, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (b) "The Court should stay this action pending appeal because: (1) the Plaintiffs have a significant chance of prevailing on the merits and therefore the Order Vacating the Court's July 31, 2012 Order was not proper", when in truth and in fact, Peter and Landy at Valori well know in truth, and in fact, that their Plaintiffs' Motion to Extend the Stay of this Action Pending Appellate Review is meritless and baseless, and have no chance, in an uncorrupted court of law, to prevail, and that the Order of October 22, 2012 Vacating Arbitration is proper, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 369(c) - Perjury in Official Proceeding by, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (c) "The Court should stay this action pending appeal because: (2) the parties entered into a valid written agreement to arbitrate and arbitrable issues exist as raised by the Defendant's Counterclaim", demonstrating to any reasonable and uncorrupted person that, among other things, Valori's authority, from the "Sole Shareholder" of Plaintiff's Brickell Commerce Plaza, to represent and speak on behalf of Plaintiff entities is facially and legally fraudulent, to extort Charles Tavares, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 369(d) - Perjury in Official Proceeding by, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (d) "The Court should stay this action pending appeal because: (3) the Plaintiffs did not waive their right to arbitrate", when in truth, and in fact, Peter and Landy at Valori know that they Valori initiated the lawsuit against Tavares on September 15, 2011 – albeit with invalid and fraudulent authority on behalf of the "Sole Shareholder" of Plaintiff entities, fabricated by Valori, *et al.*, that Valori, *et al.*, know is invalid and fraudulent, and that Valori engaged extensively, for more than ten (10) months, in discovery, setting depositions of individuals and documents, and substantial motion practice, clearly waving arbitration under the Plaintiff entities BCP and Car Wash's Shareholders' Agreement of February 14, 2000 ("Shareholders' Agreement"), by the two (02) shareholders, Tavares and Joao E. Tenorio ("Tenorio"), continuing to knowingly and intentionally to make false statements, to further the extortion of Tavares, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 370 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

371	April 17, 2013 at 12:33 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO & FLORIDA STATUTES - TITLE XLVI § 837.02 False Statements in an Official Proceeding & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise
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On or about April 17, 2013 at 12:33 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a sham Plaintiffs’ Amended Motion to Extend the Stay of this Action Pending Appellate Review (“**Valori’s Amended Sham Motion Extend Stay**”), to willfully continue preventing Tavares and Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”) any due process of law, and discovery that Valori and corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812) know would show the brazen scheme extorting Tavares of properties and rights, under color of law, upon subverted proceedings while the Perpetrators steal Tavares’s Properties. Peter and Landy at Valori, corrupt Judge Lindsey, and the Miami Courts, all know in truth and in fact, that, among other things, Valori’s Sham Motion Extend Stay is meritless and baseless, and its sole purpose is to further the scheme, continue preventing justice, and making Tavares to unduly spend his financial resources and time while the Perpetrators extort Tavares. *See Record.*

Criminals at Valori's Meritless Plaintiffs' Amended Motion to Extend the Stay of this Action Pending Appellate Review to Willfully Continue Obstructing the Proceedings to Extort Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
Electronically Filed April 17, 2013 at 12:33 PM

v.

CHARLES TAVARES,
Defendant.

PLAINTIFFS' AMENDED MOTION TO EXTEND THE STAY OF THIS ACTION
PENDING APPELLATE REVIEW

Plaintiffs. Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court to extend the stay of this matter, and state:

1. On January 9, 2013, the Plaintiffs filed their Motion for Protective Order and Motion to Stay requesting the Court stay this action pending a determination by the Third District Court of Appeal regarding arbitrability of the case.
2. On February 14, 2013, the Court granted the Plaintiffs' motion, and stayed this matter for 60 days – or until April 15, 2013. See Exhibit A.
3. On March 28, 2013, the Defendant filed an unopposed motion seeking an extension of time from the Third District Court of Appeal to file his answer brief until April 5, 2013.
4. On April 4, 2013, the Defendant filed an unopposed motion seeking another extension of time from the Third District Court of Appeal to file his answer brief until April 13, 2013.
5. On April 1, 2013, the Third District Court of Appeal set Oral Argument for May 29, 2013.
6. Based upon the Defendant's requests for extensions of time, the Third District Court of Appeal will not have completed its review of the case before the April 15, 2013 expiration of the stay.
7. On April 10, 2013, the undersigned counsel contacted Defendant's counsel to request Defendant's position regarding the relief sought herein, however, [,] Defendant's counsel has not provided a response as of the time of the filing of this motion.
8. Accordingly, the Plaintiff's respectfully request that the Court extend the stay in this matter until the time that the Third District Court of Appeal completes its review of the arbitrability of the case.¹

¹ Under Florida law, a trial court has broad discretion to order stays in the proceedings before it. See *Regan, Inc. v. Val-Ro, Ltd.*, 396 So. 2d 834 (Fla. 3d DCA 1981); see also *Neale v. Aycock*, 340 So. 2d 535 (Fla. 1st DCA 1976); see also *Price v. Hernando Beach, Inc.*, 286 So. 2d 279 (Fla. 2d DCA 1973). Also, [,] "the granting of a stay of proceedings by a trial court, pending the outcome of an action in another court" is also within the trial court's broad discretion. See *REWJB Gas Investments v. Land O' Sun Realty, Ltd.*, 643 So. 2d 1107, 1108 (Fla. 4th DCA 1994); see also *Rosen v. Zoberg*, 680 So. 2d 1050 (Fla. 3d DCA 1996) (stay is the proper vehicle to avoid a waste of judicial resources).

The Court should stay this action pending appeal because: **(1)** the Plaintiffs have a significant chance of prevailing on the merits and therefore the Order Vacating the Court's July 31, 2012 Order was not proper. **(2)** the parties entered into a valid written agreement to arbitrate and arbitrable issues exist as raised by the Defendant's Counterclaim, and **(3)** the Plaintiffs did not waive their right to arbitrate.

WHEREFORE the Plaintiffs respectfully request that this Court extend the stay of this action until the time that the Third District Court of Appeal completes its review of the arbitrability of the case.

Respectfully submitted,

DAMIAN & VALORI, LLP

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Telephone: (305) 371-3960 Facsimile: (305) 371-3965

Primary – pvalori@dvlip.com

Secondary – rlandy@dvlip.com

Secondary – spitta@dvlip.com

By: /s/ Russell Marc Landy

Peter F. Valori, Esq. – Florida Bar No. 43516

Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 17th day of April, 2013, via email (richard.morgan@bipc.com, carl.williams@bipc.com) upon: Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, P.C. Miami Tower, 100 S.E. Second Street, Suite 3500 Miami, Florida 33131-2158.

/s/ Russell Marc Landy

Attorneys for Plaintiffs". See Record.

COUNTS

Count 371 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 372 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 373 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 374 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 375 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 376(a) - Perjury in Official Proceeding by Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) “The Court should stay this action pending appeal because: Plaintiffs. Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court to extend the stay of this matter, and state”, when in truth and in fact, Peter and Landy at Valori well know in truth, and in fact, that their purported representation of Plaintiffs is predicted on invalid and fraudulent corporate authority that they fabricated, together with other Perpetrators implicated in the scheme to extort Tavares and Tavares Companies BCP and Car of properties and rights, under color of law, upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official

Count 376(b) - Perjury in Official Proceeding by, Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (b) “The Court should stay this action pending appeal because: (1) the Plaintiffs have a significant chance of prevailing on the merits and therefore the Order Vacating the Court’s July 31, 2012 Order was not proper”, when in truth and in fact, Peter and Landy at Valori well know in truth, and in fact, that their Plaintiffs’ Motion to Extend the Stay of this Action Pending Appellate Review is meritless and baseless, and have no chance, in an uncorrupted court of law, to prevail, and that the Order of October 22, 2012 Vacating Arbitration is proper, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 376(c) - Perjury in Official Proceeding by Peter F. Valori an Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (c) “ The Court should stay this action pending appeal because: (2) the parties entered into a valid written agreement to arbitrate and arbitrable issues exist as raised by the Defendant’s Counterclaim”, demonstrating to any reasonable and uncorrupted person that, among other things, Valori’s authority, from the “Sole Shareholder” of Plaintiff’s Brickell Commerce Plaza, Inc., to represent and speak on behalf of Plaintiff entities is facially and legally false, invalid, and fraudulent, to further the extortion of Charles Tavares, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 376(d) - Perjury in Official Proceeding by Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (d) “The Court should stay this action pending appeal because: (3) the Plaintiffs did not waive their right to arbitrate”, when in truth, and in fact, Peter and Landy at Valori know that they Valori initiated the lawsuit against Tavares on September 15, 2011 – albeit with invalid and fraudulent authority on behalf of the “Sole Shareholder” of Plaintiff entities, fabricated by Valori, *et al.*, that Valori, *et al.*, know is invalid and fraudulent, and that Valori engaged extensively, for more than ten (10) months, in discovery, setting depositions of individuals and documents, and substantial motion practice, clearly waving arbitration under the Plaintiff entities BCP and Car Wash’s Shareholders’ Agreement of February 14, 2000 (“Shareholders’ Agreement”), by the two (02) shareholders, Tavares and Joao E. Tenorio (“Tenorio”), continuing to knowingly and intentionally to make false statements, to further the extortion of Tavares, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 377 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

378	April 18, 2013 at 4:49 PM	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise
379			
380			
381			
382			
383			
384		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about April 18, 2013 at 4:59 p.m., shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the United States of America, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority from the “Sole Shareholder”, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, as part of the scheme, file, with unclean hands, fraudulently representing Plaintiff entities, a Notice of Hearing “**Notice of Hearing on Valori’s Sham Amended Motion to Extend Stay**”) for May 2, 2013 at 9:00 a.m. before corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), on Valori’s sham Plaintiffs’ Motion to Extend the Stay of this Action Pending Appellate Review (“Valori’s Sham Amended Motion Extend Stay”), to willfully continue preventing Tavares and Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”) any due process of law, and discovery that Valori and corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812) know would show the brazen scheme extorting Tavares of properties and rights, under color of law, upon subverted proceedings while the Perpetrators steal Tavares’s Properties. Peter and Landy at Valori, corrupt Judge Lindsey, and the Miami Courts, all know in truth and in fact, that, among other things, Valori’s Sham Amended Motion to Extend Stay is meritless and baseless, and its sole purpose is to further the scheme, continue preventing justice, and making Tavares to unduly spend his financial resources and time while the Perpetrators extort Tavares. See Record.

Criminals at Valori's Notice of Hearing on Valori's Meritless Plaintiffs' Amended Motion to Extend the Stay Pending Appellate Review to Willfully Continue Obstructing the Proceedings to Extort Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
Electronically Filed April 18, 2013 at 4:59 PM

v.

CHARLES TAVARES,
Defendant.

NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Norma S. Lindsey, Dade County Courthouse, 73 West Flagler Street, Room 1500, Miami, Florida 33130, on May 2, 2013 at 9:00 a.m. the following:

PLAINTIFFS' AMENDED MOTION TO EXTEND THE STAY OF THIS ACTION
PENDING APPELLATE REVIEW

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary – pvalori@dvllp.com
Secondary – rlandy@dvllp.com
Secondary – spitta@dvllp.com

By: /s/ Russell Marc Landy
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 18th day of April, 2013, via email (richard.morgan@bipc.com, carl.williams@bipc.com) upon: Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, P.C. Miami Tower, 100 S.E. Second Street, Suite 3500 Miami, Florida 33131-2158.

/s/ Russell Marc Landy
Attorneys for Plaintiffs

Cc: Honorable Norma S. Lindsey, Dade County Courthouse, 73 West Flagler Street, Room 1500 (via e-courtesy services)". See Record.

COUNTS

Count 378- The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 379 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 380 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 381 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 382 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 383 - Peter F. Valori and Marc Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law, among others, fraudulently representing Charles Tavares's Companies BCP and Car Wash with fraudulent authority fabricated by Valori, *et al.*, to hijack Tavares's Companies, to further steal and extort all of Tavares's properties and rights under color of law, and, by continuously filing false and fraudulent statements to, *inter alia*, obstruct justice with sham pleadings, and prevent Tavares and Tavares's attorneys at Buchanan Ingersoll & Rooney, P.C. from pursuing discovery in the matter, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 384 – Peter F. Valori and Russell Marc Landy at Damian & Valori, LLC a.k.a. Damian Valori | Culmo Law, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

385	May 2, 2013 at 2:34 PM	<u>U. S. CODE TITLE 18</u>	Norma Shepard Lindsey Miami Courts The Criminal Enterprise
386		§ 371 Conspiracy to Defraud the USA &	
387		§ 241 Conspiracy Against Rights &	
388		§ 242 Deprivation of Rights -Under Color of Law &	
389		§ 1346 Scheme/Artifice to Defraud &	
390		§ 1961 <i>et seq.</i> – RICO &	
391		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices &	
		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about May 2, 2013, shameless corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), with unclean hands, and in reckless disregard for the law, the constitution, Tavares’s rights, and legal precedents, enters, to knowingly and intentionally further the criminal scheme extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), enters a sham Order to Continue Stay and an Order to Mediate (“**Order to Continue Stay and Order to Mediate**”) in the case. The shameless orders, contradicting each other, and contradicting the Order to Stay pending Arbitration Appeal, orders Mediation,⁵⁵ while improperly continuing to prevent Tavares and Tavares’s attorneys at Buchanan & Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”) from pursuing any proper discovery, predicated on a sham Plaintiffs’ Amended Motion to Extended the Stay of this Action Pending Appellate Review (“Valori’s Sham Amended Motion to Extend Stay”) of April 17, 2013, by criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516) and Rusell Marc Landy (“Landy”) (Florida Bar No. 44.417) at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”), and The Car Wash Concept, Inc., a Florida corp. (“Car Wash”), fraudulently representing Plaintiffs BCP & Car Wash with fabricated invalid authority from the “Sole Shareholder” in the BCP/Car Wash suit. Shameless corrupt Judge Lindsey knows in truth, and in fact, that, Valori is acting with false, invalid, and fraudulent authority of Plaintiff entities, and Valori’s Sham Amended Motion to Extend Stay is meritless, and the sole motive to extend the sham Order to Stay of February 14, 2013, causing Tavares to spend moneys in a sham mediation, is to continue extorting Tavares of properties and rights, causing him to unduly spend additional financial resources and time while the Perpetrators extort and steal Tavares’s properties and rights. See Record.

⁵⁵ Shameless corrupt Judge Lindsey, after improperly staying the case on 2/14/2013, to unduly prevent Tavares and Tavares’s attorneys any discovery in the matter, falsely predicated on Valori’s sham Appeal to Compel Arbitration, now, contradictorily, continues the sham Stay, and, contradictorily, orders Mediation, to further extort Tavares of moneys and time. See Record.

Shameless Corrupt Judge Norma Lindsey's Reckless Sham and Contradictory⁵⁶ Order to Continue Stay, and Order to Mediate Pending Arbitration Appeal, to Knowingly and Intentionally Prevent Tavares's Discovery and Due Process to Knowingly & Intentionally Further the Brazen Scheme Extorting Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR, MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED May 2, 2013 at 2:34 PM

v.

CHARLES TAVARES,
Defendant.

ORDER

THIS CAUSE having come on to be heard on May 2, 2013 on Plaintiff's Amended Motion to Extended Stay of this Action Pending Appellate Review, and the Court having considered the motion, argument of counsel, and otherwise being fully advised in the premises, it is

ORDERED AND ADJUDGED the Stay is continued pending mediation which shall take place w/in 30 days before an agreed Mediator. If the parties cannot agree on a mediator by the end of the day they shall each submit three proposed mediators by the end of the day and the Court will select one.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this 2nd day of May 2013.

/s/ Norma Shepard Lindsey

Norma S. Lindsey
Circuit Court Judge

cc: Peter F. Valori, Esq.
Richard A. Morgan, Esq.
Carl T. Williams, Esq." See Record.

⁵⁶ Shameless corrupt Judge Lindsey's sham and contradictory Order to Continue Stay and Order to Mediate, expiring on June 1st, 2013, brazenly violates, among other things, Judge Lindsey's Order to Continue Stay, the law, the Constitution, Tavares's rights, legal precedents, and Florida Code of Judicial Conduct, and its is entered to demonstrate to the Criminal Enterprise Judge Lindsey's unwavering commitment to the Continued Criminal Enterprise ("CCE") and its "Omertà Code", and that she will be rewarded for her brazen shocking crimes on behalf of the CCE if she keeps perpetrating violations of law to further the CCE's criminal schemes, and that, if she betrays the CCE, she is bound to be extorted by the CCE for her systematic violations of law shown here. See, [Tavares Sworn Affidavit](#).

COUNTS

Count 385 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 386 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 387 - Shameless corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 388 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 389 - At all times relevant, corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, [Tavares Sworn Affidavit](#).

Count 390 - Shameless corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as officers of the courts, intentionally and knowingly, systematically commit fraudulent acts to further a known scheme depriving and extorting Tavares, under color of law, by, among other things, preventing and obstructing justice, enters, in reckless disregard for, *e.g.*, the law, legal precedents, the constitution, Tavares's rights, and Florida Code of Judicial Conduct, a sham and contradictory Order to Continue Stay pending Arbitration appeal preventing Tavares from pursuing proper discovery, while, concurrently entering an Order to Mediate, willfully allowing criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, to continue the ongoing deprivation and extortion of Charles Tavares's properties and rights, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 391 – Shameless corrupt Judge Norma Shepard Lindsey, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

392	May 10, 2013	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the USA &	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP Richard A. Morgan Carl T. Williams James Doddo Buchanan Ingersoll Rooney The Criminal Enterprise
393		§ 241 Conspiracy Against Rights &	
394		§ 242 Deprivation of Rights -Under Color of Law &	
395		§ 1346 Scheme/Artifice to Defraud &	
396		§ 1961 <i>et seq.</i> – RICO &	
397		<u>FLORIDA STATUES</u> Title XLVI § 817.155 Fraudulent Practices &	
398		<u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about May 10, 2013, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), upon the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), file, with unclean hands, a Notice of Selection of Mediator (“**Notice Selection Mediator**”), showing an agreed selection of retired Judge Joseph P. Farina (“Judge Farina”) (Florida Bar No. 127.031) at JAMS Mediation Services (“JAMS”), at 600 Brickell Avenue, Suite 2600, Miami, Florida 33131. The agreed Notice of Selection Mediator by Tavares’s attorneys Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida Bar No. 30.242), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), demonstrates, among other things, that, Tavares’s attorneys have, capitulated, again,⁵⁷ to the Criminal Enterprise’s coercion and extortion, because had them not be corrupted by the scheme, Buchanan Ingersoll would not have agreed to the sham Mediation while the case is stayed pending a sham Appeal to compel arbitration, preventing Buchanan Ingersoll’s pursuit of all proper discovery, and set depositions, while allowing criminals Peter, Landy, and Pitta at Valori, *et al.*, to hijack Tavares’s Companies BCP and Car Wash to extort and steal, under color of law, Tavares’s properties and rights upon the totally subverted proceedings. The artifice is used by the Perpetrators to continue waste Tavares’s moneys and time while they extort and steal. See Record.

⁵⁷ Buchanan Ingersoll, previously, in October 2012, also representing Tavares on the Related Case *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon* (“BRIDGELoAN” case), Case No. 2009-93058-CA-30, is successfully coerced, extorted, and ordered by the Continued Criminal Enterprise (“CCE”), to, among other things, withdraw Buchanan Ingersoll’s pleadings showing the major frauds upon the courts by Associates of the CCE, together with other officers of the court implicated,

COUNTS

Count 392 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 393 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 394 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 395 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 396 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 397 - Peter F. Valori, Marc Russell Landy, and Sabrina Pitta Armenteros at Damian & Valori, LLP, together with Richard A. Morgan, Carl T. Williams, and James Doddo at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice by an artifice to stay the case pending an Appeal to compel arbitration to prevent Tavares from pursuing any and all proper discovery and depositions, while, concurrently, and contradictorily, at the same time, causing Tavares to spend thousands of dollars in improper proceedings of mediation in the matter, while the Perpetrators extort and steal Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 398 – Peter F. Valori, and Marc Russell Landy, at Damian & Valori, LLP, together with Richard A. Morga, Carl T. Williams, and James Doddo at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

399	May 31, 2013	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP Richard A. Morgan Carl T. Williams James Doddo Buchanan Ingersoll & Rooney The Criminal Enterprise (CCE)
400		§ 371 Conspiracy to Defraud the USA &	
401		§ 241 Conspiracy Against Rights &	
402		§ 242 Deprivation of Rights -Under Color of Law &	
403		§ 1346 Scheme/Artifice to Defraud &	
404		§ 1961 <i>et seq.</i> – RICO &	
405		FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about May 31, 2013, criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Rusell M. Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert the courts, furthering an ongoing scheme extorting, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”), and The Car Wash Concept, Inc., a Florida corp. (“Car Wash”), fraudulently representing Plaintiffs BCP & Car Wash with fabricated false corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), file, with unclean hands, a sham and contradictory Plaintiff’s Unopposed Motion for Extension of Time to Complete Mediation and Motion to Extend Stay (“**Unopposed Motion to Mediate and Stay Case**”), showing an agreed selection of Joseph P. Farina (“Judge Farina”) (Florida Bar No.127.031) at JAMS Mediation Services (“JAMS”), at 600 Brickell Ave., Suite 2600, Miami, FL 33131. The unopposed motion by Tavares’s attorneys Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), and Carl T. Williams (“Williams”) (Florida Bar No. 529.990), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), shows, *e.g.*, that, Tavares’s attorneys have capitulated, again,⁵⁸ to the Criminal Enterprise’s coercion and extortion, because had them not be corrupted by the scheme now, Buchanan Ingersoll would not have agreed to the sham mediation while the case is stayed pending a sham Appeal to compel arbitration, preventing Tavares from pursuing proper discovery and set depositions, while allowing criminals Peter, Landy, and Pitta at Valori, *et al.*, to hijack Tavares’s Companies BCP and Car Wash to extort and steal, under color of law, Tavares’s properties and rights upon the subverted proceedings. The sham mediation, while the case is stayed is another artifice by the Perpetrators to continue making Tavares waste money and time while they extort and steal Tavares’s properties and rights. *See Record.*

⁵⁸ Buchanan Ingersoll, previously, in October 2012, also representing Tavares on the Related Case *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon* (“BRIDGELoAN” case), Case No. 2009-93058-CA-30, are successfully coerced, extorted, and ordered by the Continued Criminal Enterprise (“CCE”), to, among other things, withdraw Buchanan Ingersoll’s pleadings showing the major frauds upon the courts by Associates of the CCE, together with other officers of the court implicated, extorting Tavares of \$50 million dollars in properties and rights, and stop representing Tavares. *See, Tavares Sworn Affidavit.*

Criminals at Valori's Sham Plaintiffs' Unopposed Motion for Extension of Time to Complete Mediation and Motion to Stay the Case Pending Appeal for Arbitration to Continue Extorting Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
Electronically Filed May 31, 2013 at 2:16 PM

v.

CHARLES TAVARES,
Defendant. _____/

PLAINTIFFS' UNOPPOSED MOTION FOR EXTENSION OF TIME TO COMPLETE MEDIATION AND MOTION FOR STAY

Plaintiffs', Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court for an extension of time up to and including June 10, 2013, to complete mediation and move the Court to extend the stay currently in place accordingly, and state:

1. On February 14, 2013 the Court stayed this matter pending appellate review.
2. On April 17, 2013, Plaintiffs filed their Amended Motion to Extend Stay of this Action Pending Appellate Review because the appeal was still pending.
3. On May 2, 2013 the Court entered its Order on Plaintiffs' Amended Motion to Extend the Stay of this Action Pending Appellate Review, which ordered mediation within 30 days (*i.e.* on or before June 1, 2013) and extended stay for that time period.
4. The parties selected Judge Joseph Farina (Ret.) as their mediator.
5. The first date upon which the parties, their counsel, and the Judge Farina were mutually available was on June 5, 2013 and the parties scheduled mediation on that date.
6. Based upon the foregoing, Plaintiffs' respectfully request an extension of time to comply with the Court's order to complete mediation and a corresponding extension of the stay up to and including June 10, 2013.
7. The undersigned counsel contacted Defendant's counsel regarding the relief sought in this motion, and does not oppose the requested relief.

WHEREFORE The Plaintiffs respectfully request the Court grant an extension of the time though and including June 10, 2013, to complete mediation and an extension of the stay in this matter through June 10, 2013.

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary – pvalori@dvllp.com - Secondary – rlandy@dvllp.com - Secondary – spitta@dvllp.com

By: /s/ Russell Marc Landy
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 31st day of May, 2013, via email (richard.morgan@bipc.com, carl.williams@bipc.com) upon: Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, P.C. Miami Tower, 100 S.E. Second Street, Suite 3500 Miami, Florida 33131-2158.

/s/ Russell Marc Landy
Attorneys for Plaintiffs". See Record.

COUNTS

Count 399 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 400 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 401 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 402 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 403 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 404 - Peter F. Valori, Marc Russell Landy, and Sabrina Pitta Armenteros at Damian & Valori, LLP, together with Richard A. Morgan and Carl T. Williams, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice by an artifice to stay the case pending an Appeal to compel arbitration to prevent Tavares from pursuing any and all proper discovery and depositions, while, concurrently, and contradictorily, at the same time, causing Tavares to spend thousands of dollars in improper proceedings of mediation in the matter, while the Perpetrators extort and steal Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 405 – Peter F. Valori, and Marc Russell Landy, at Damian & Valori, LLP, together with Richard A. Morga and Carl T. Williams, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

406	June 4, 2013	U. S. CODE TITLE 18	Richard A. Morgan Carl T. Williams Buchanan Ingersoll & Rooney
407		§ 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	
408			
409			
410		FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices &	
411		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about June 4, 2013, Charles Tavares’s (“Tavares”) attorneys, Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), and Carl T. Williams (“Williams”) (Florida Bar No. 529.990), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), after been corrupted⁵⁹ into the scheme by the Criminal Enterprise, having among other associates, Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori LLP (“Valori”), and Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 07/17/1965, in Brazil), depriving, and extorting Tavares of properties and rights in the in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), furthering an underlying scheme stealing and extorting Tavares of all properties and rights upon subverted proceedings in the Miami Courts, responding to client Tavares’s email of May 29, 2013 at 11:21 a.m., that Tavares, asks Morgan: “*how we are going to mediation if we have a settlement since October 2012 and Valori is holding my check in his pocket/office and the commercial terms and numbers have not changed, which were proposed all along by my partner and I had previously fulfilled deliverance of documents for BCP/TCWC?!*”, in which Morgan responds, on June 4, 2013 at 2:04 p.m.: “*The only reasonable way and frankly, given the court’s instruction is to proceed with mediation – we are now set for June 21. I believe the mediation also gives Valori cover as it is then a settlement at the urging of a mediator and he does not need to look weak to his client*”, contradicting the truth and record showing that, among other things, the sham Court’s Order of May 2, 2013 to Mediate and Stay pending the Appeal to compel arbitration is not in effect since June 1, 2013, when the orders expired, showing to any reasonable person that Tavares’s attorneys at Buchanan Ingersoll are completely corrupted into the scheme. *See Record.*

⁵⁹ The record displayed, among other things, shows that Tavares’s attorneys at Buchanan Ingersoll agree to criminals at Valori’s sham Plaintiffs’ Unopposed Motion for Extension of Time to Complete Mediation and Motion to Extend the Stay of May 31, 2013, one (01) day before the Order to Mediate and the Order to Stay the case of May 2, 2013, preventing Tavares’s from pursuing discovery and depositions previously set by Buchanan Ingersoll on December 4, 2012 to proceed, and that, irreconcilably, Buchanan Ingersoll agrees, again, to Valori’s Plaintiffs’ Amended Unopposed Motion for Extension of Time to Complete Mediation and Motion to Extend the Stay of June 10, 2013, nine (09) days after Buchanan Ingersoll knows both sham orders are no longer in effect, showing, *e.g.*, Buchanan Ingersoll’s more than two (02) overt acts to further the known extortion of Tavares, under color of law, demonstrating in the record, and to the Criminal Enterprise, that Buchanan Ingersoll is knowingly an intentionally participating in the scheme, showing their “*Omertà Code*” to the Criminal Enterprise. *See Record.*

COUNTS

Count 406 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 407 - Richard A. Morgan and Carl T. Williams at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 408 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 409 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 410 - Richard A. Morgan and Carl T. Williams at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice by an artifice to stay the case pending an Appeal to compel arbitration to prevent Tavares from pursuing any and all proper discovery and depositions, falsely stating to client Tavares that Tavares must proceed with mediation despite the known fact that the order to mediate and stay expired on June 1, 2013, while, concurrently, and contradictorily, at the same time, causing Tavares to spend thousands of dollars in improper proceedings of mediation in the matter, while the Perpetrators extort and steal Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 411 – Richard A. Morgan and Carl T. Williams at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

Criminals at Valori's Sham Plaintiffs' Amended Unopposed Motion for Extension of Time to Complete Mediation and Motion to Stay the Case Pending Appeal for Arbitration to Continue Extorting Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
Electronically Filed June 10, 2013 at 5:19 PM

v.

CHARLES TAVARES,
Defendant. _____/

PLAINTIFFS' AMENDED UNOPPOSED MOTION FOR EXTENSION OF TIME TO COMPLETE MEDIATION AND MOTION FOR STAY

Plaintiffs', Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court for an extension of time up to and including June 21, 2013, to complete mediation and move the Court to extend the stay currently in place accordingly, and state:

1. On February 14, 2013 the Court stayed this matter pending appellate review.
2. On April 17, 2013, Plaintiffs filed their Amended Motion to Extend Stay of this Action Pending Appellate Review because the appeal was still pending.
3. On May 2, 2013 the Court entered its Order on Plaintiffs' Amended Motion to Extend the Stay of this Action Pending Appellate Review, which ordered mediation within 30 days (*i.e.* on or before June 1, 2013) and extended stay for that time period.
4. The parties selected Judge Joseph Farina (Ret.) as their mediator.
5. The first date upon which the parties, their counsel, and the Judge Farina were mutually available was on June 21, 2013 and the parties scheduled mediation on that date.
6. Based upon the foregoing, Plaintiffs' respectfully request an extension of time to comply with the Court's order to complete mediation and a corresponding extension of the stay up to and including June 21, 2013.
7. The undersigned counsel contacted Defendant's counsel regarding the relief sought in this motion, and does not oppose the requested relief.

WHEREFORE The Plaintiffs respectfully request the Court grant an extension of the time though and including June 21, 2013, to complete mediation and an extension of the stay in this matter through June 21, 2013.

Respectfully submitted,

DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary – pvalori@dvllp.com - Secondary – rlandy@dvllp.com - Secondary – spitta@dvllp.com

By: /s/ Russell Marc Landy
Peter F. Valori, Esq. – Florida Bar No. 43516
Russell Landy, Esq. – Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 10 day of June, 2013, via email (richard.morgan@bipc.com, carl.williams@bipc.com) upon: Richard A. Morgan, Esq. and Carl T. Williams, Esq., Buchanan Ingersoll & Rooney, P.C. Miami Tower, 100 S.E. Second Street, Suite 3500 Miami, Florida 33131-2158.

/s/ Russell Marc Landy
Attorneys for Plaintiffs". See Record.

COUNTS

Count 412 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 413 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 414 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 415 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 416 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 417 - Peter Valori, Marc Landy, Mary Espenkotter, and Sabrina Pitta Armenteros at Damian & Valori, LLP, together with Richard A. Morgan and Carl T. Williams, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice by an artifice to stay the case pending an Appeal to compel arbitration to prevent Tavares from pursuing any and all proper discovery and depositions, even with the order to mediate and stay expired, while, concurrently, and contradictorily, at the same time, causing Tavares to spend thousands of dollars in improper proceedings of mediation in the matter, while the Perpetrators extort and steal Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 418 – Peter F. Valori, Marc Russell Landy, and Mary Claire P. Espenkotter, at Damian & Valori, LLP, together with Richard A. Morgan and Carl T. Williams, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

419	June 21, 2013	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Mary Claire P. Espenkotter Damian & Valori, LLP Gabriela Machado Guimaraes Richard A. Morgan Carl T. Williams Buchanan Ingersoll & Rooney Joseph P. Farina The Criminal Enterprise (CCE)
420		§ 371 Conspiracy to Defraud the USA &	
421		§ 241 Conspiracy Against Rights &	
422		§ 242 Deprivation of Rights -Under Color of Law &	
423		§ 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	
424		FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices &	
425		FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On or about June 21, 2013, pursuant to corrupt Judge Norma Shepard Lindsey’s (“Judge Lindsey”) (Florida Bar No. 994.812) sham Order to Mediate, and Order to Stay the Case Pending Valori’s sham Appeal to Compel Arbitration, of May 2, 2013, already expired on June 1, 2013, shameless criminal Peter F. Valori (“Peter”) (Florida Bar No. 43.516), *et al.*, at Damian & Valori, LLP (“Valori”), using their Florida Bar license as guise to subvert a court of law in the USA, and to further an ongoing scheme depriving and extorting, under color of law, Charles Tavares (“Tavares”), and Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”), and The Car Wash Concept, Inc., a Florida corporation (“Car Wash”), falsely and fraudulently representing Plaintiffs BCP & Car Wash with fabricated fraudulent corporate authority, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), participates, with unclean hands, together with criminal associate Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965), in a sham mediation (“**Sham Mediation**”), mediated by retired Judge Joseph P. Farina (“Mediator Farina”) (Florida Bar No. 127.031) at JAMS Mediation Services (“JAMS”), at 600 Brickell Avenue, Suite 2600, Miami, Florida 33131. Tavares, and Tavares’s already corrupted attorney Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), attend the sham mediation. Because the record displayed shows to any reasonable uncorrupted person that, among other things, Valori’s attorneys and Guimaraes do not have proper and legal authority over Plaintiff entities – in truth and in fact, the record shows they fabricated false, invalid and fraudulent authority of BCP and Car Wash, on June 28 and 29, 2011 to hijack Tavares’s Companies BCP and Wash to further an ongoing scheme to extort Tavares of all properties and rights, under color of law, upon subverted proceedings presided by corrupt judges furthering the scheme, and that the sham contradictory order to mediate while the case is stayed to prevent Tavares any proper discovery and depositions, and to cause Tavares more financial expenses and delays while the Perpetrators extort and steal Tavares’s properties and rights, it is already expired, it is obvious beyond any reasonable doubt that all the Perpetrators implicated here are knowingly and intentionally, defrauding and extorting Tavares of properties and rights upon the subverted proceedings. *See Record.*

**THIRD DISTRICT COURT OF APPEAL OF FLORIDA'S RULING ON JUNE 12, 2013
DENYING CRIMINALS AT VALORI BOGUS APPEAL TO ARBITRATE**

"THIRD DISTRICT COURT OF APPEAL

State of Florida, January Term, A.D. 2013

Opinion filed June 12, 2013

Not final until disposition of timely filed motion for rehearing

No. 3D12-3086

Lower Tribunal No. 11-29624

Brickell Commerce Plaza, Inc., et al.,
Appellants,

vs.

Charles Tavares,
Appellee.

An Appeal from the Circuit Court for Miami-Dade County, Lester Langer, Judge.

Damian & Valori and Peter F. Valori, Mary Claire Espenkotter [*] and Russell Landy , for appellant.

Buchanan Ingersoll & Rooney and Jennifer Rodriguez, Richard A. Morgan, Kelley A. McGovern and Carl T. Williams, for appellee.

PER CURIAM.

Affirmed. See Estate of Orlanis ex rel. Marks v. Oakwood Terrace Skilled Nursing & Rehab. Ctr., 971 So. 2d 811 (Fla. 3d DCA 2007)." See Record, and Miami-Dade Clerk's CFN 20130535060, on 07/08/2013.

* Valori's attorney Mary Claire P. Espenkotter ("Espenkotter") (Florida Bar No. 127.736), a self-described Appellate Attorney, and a former "Chambers Staff Attorney for seven years for a Federal Judge in the U.S. Court of Appeals for the Eleventh Circuit", and, as a "former Adjunct Professor in legal research and writing, and Appellate Advocacy at the University of Miami School of Law and the St. Thomas University Law School", not only knew, and had to know, that Valori's Appeal to Vacate the trial court's Order of October 22, 2012 vacating arbitration is a total sham – as shown on the record displayed demonstrating, among other things, that Valori clearly waived arbitration pursuant to the arbitration clause in Brickell Commerce Plaza, Inc.'s Shareholder's Agreement of February 14, 2000 between the two (02) shareholders, Charles Tavares and Joao E. Tenorio, by filing the underlying instant action, purportedly with authority from the "Sole Shareholder" of Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., on September 15, 2011, engaging in discovery and substantial motion practice, but also because shameless corrupt Espenkotter knew, and had to know, that Valori's attorneys are fraudulently representing, and speaking for Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (the "Plaintiff entities"), predicated on false, invalid, and fraudulent corporate authority of Plaintiff entities, brazenly fabricated on July 28 and 29, 2011, by criminals at Valori, et al., purported from the "Sole Shareholder" of Plaintiff entities, and further contradicted by Valori's Motion to Compel Arbitration between the two (02) shareholders of Plaintiff entities of July 17, 2012, showing to any reasonable observer, a brazen continuing criminal scheme by Valori, et al., extorting Tavares of properties and rights, under color of law. See Record.

Mediator's Report from Joseph P. Farina for the Sham Mediation of June 21, 2013 While the Case is Stayed Pending Criminals at Valori's Appeal to Arbitrate Furthering Scheme to Extort Tavares

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR, MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)
FILED June 28, 2013

v.
CHARLES TAVARES,
Defendant.

MEDIATOR'S REPORT

COMES NOW the undersigned JAMS mediator/neutral who reports to the Court that the parties mediated the above-captioned case. The mediator/neutral reports that:

The parties were unable to reach an agreement and the case is at an impasse.

/s/ Joseph P. Farina

Joseph P. Farina

JAMS Mediator/Neutral

Friday, June 21, 2013

Copies Furnished to:

All parties

Clerk of the Court

Presiding Judge". See Record.

COUNTS

Count 419 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 420 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.,* U.S. Const., Amend. XIV.

Count 421 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 422 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 423 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.,* the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 424 - Criminals Peter F. Valori, Russell M. Landy, and Mary Claire Espenkotter at Damian & Valori, LLP, and Gabriela Machado Guimaraes, together with Richard A. Morgan, at Buchanan Ingersoll & Rooney, P.C., Mediator Joseph P. Farina, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice, and by an artifice of staging a sham mediation on June 21, 2013, causing Tavares to spend thousands of dollars in improper proceedings of mediation in the matter, while have the case stayed to prevent Tavares from any proper discovery and depositions in the matter, to allow the Perpetrators to freely extort and steal Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 425 – Criminals Peter F. Valori, Russell M. Landy, and Mary Claire Espenkotter at Damian & Valori, LLP, together with Richard A. Morgan, at Buchanan Ingersoll & Rooney, P.C., Mediator Joseph P. Farina, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

426	August 12, 2013 at 5:27 AM and 5:32 PM	U. S. CODE TITLE 18	Maria Fernanda Vilela Joao E. Da Costa Tenorio Antonio C. A. Castro (KAKAY) Gabriela Machado Guimaraes Peter F. Valori Russell Marc Landy Damian & Valori, LLP Marco Emilio Rojas The Criminal Enterprise (CCE)
427		§ 371 Conspiracy to Defraud the USA &	
428		§ 241 Conspiracy Against Rights &	
429		§ 1343 Wire Fraud &	
430		§ 1346 Scheme/Artifice to Defraud &	
431		§ 1961 <i>et seq.</i> – RICO & FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices	

On or about August 12, 2013 at 5:27 a.m., and 5:32 p.m., Maria Fernanda Brando Vilela⁶⁰ (“Fernanda Vilela”) (OAB-AL Brazil No. 2679B), after weeks of communications with Tavares, on behalf of Tavares’s partner Joao Evangelista da Costa Tenorio (“Tenorio”), stemming from Tenorio and Fernanda Vilela allegations that their Miami attorneys, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), together with criminal associates Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965), and Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), are knowingly and intentionally, stalling and sabotaging the October 2012 agreed settlement between Tavares and Tenorio, the two (02) shareholders of Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”), and The Car Wash Concept, Inc., a Florida corp. (“Car Wash”), in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), set up a meeting between Tavares and their personal envoy Antonio Carlos de Almeida Castro⁶¹ (KAKAY”) (OAB-DF Brazil No. 4.107), to bypass Valori’s, *et al.*’s schemes. It is now known that, at all relevant times hereto, Fernanda Vilela, Tenorio, and KAKAY, are jointly and together, acting with corrupt intent, to extort Tavares upon the Miami Courts, while Valori, Rojas, and Guimaraes are secretly and fraudulently selling Tavares’s Companies’ Properties to Walgreen Co.⁶² (“Walgreens”) (Nasdaq: WBA), following Valori’s artifices of a sham motion to compel arbitration, and a sham mediation while the case is stayed pending Valori’s bogus Appeal to compel arbitration and the Criminal Enterprise’s corruption of Tavares’ attorneys Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida Bar No. 30.242) at Buchanan Ingersoll & Rooney. (“Buchanan Ingersoll”). *See Record.*

⁶⁰ Fernanda Vilela, an attorney in the State of Alagoas, in Brazil, and wife and partner of Tavares’s partner, Tenorio, is directly involved in the Agreed Settlement in October 2012 by Tavares and Tenorio. *See Record.*

⁶¹ KAKAY, an attorney residing in Brazil, travels from Paris, where he owns an apartment in the *Rive Gauche* neighborhood, to Prague, Czech Republic, on August 16, 2012, staying at the Four Seasons Hotel Prague for meetings with Tavares, to further the scheme extorting Tavares upon subverted courts of law in the United States of America. *See Record.*

⁶² Tavares’ BCP Properties at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, is negotiated by Walgreens’ Florida Agent George K. Kidman (“Kidman”) at 2901 Rigsby Lane, Safety Harbor, FL 34695, which previously, in 2008-2010 tried to buy from Tavares, Tavares’s BCP’s Properties. *See Record,* and, Kidman’s GKK-Brickell, LLC (FL) (Tax Id. #46-5006806) at www.sunbiz.org.

MARIA FERNANDA BRANDAO VILELA'S EMAIL OF AUGUST 12, 2012 TO FURTHER SCHEME EXTORTING CHARLES TAVARS OF PROPERTIES AND RIGHTS UPON SUBVERTED MIAMI COURTS

"E-Mail From: Maria Fernanda Vilela: fernandavilela_advogada@hotmail.com [in Brazil]

Sent: Monday, August 12, 2013 5:27 A.M.

To: Charles Tavares : ctavares@bellsouth.net [Miami, Florida, USA]

Subject: Re: Conclusion

Dear Charles:

Everything is arranged for the meeting. [with Antonio Carlos de Almeida Castro – KAKAY]

Meeting at the hall of the Four Seasons [Hotel in Prague], at 4:00 P.M.

Fernanda. Sent via iPhone". See Record.

CHARLES TAVARES RESPONSE E-MAIL TO MARIA FERNANDA BRANDAO VILELA'S EMAIL :

"E-Mail From: Charles Tavares : ctavares@bellsouth.net [Miami, Florida, USA]

Sent: Monday, August 12, 2013 11:51 A.M.

To: Maria Fernanda Vilela: fernandavilela_advogada@hotmail.com [in Brazil]

Subject: Re: Conclusion

Fernanda,

Good morning and is confirmed.

That GOD illuminates us so we can resolve this nonsense in a definitive manner and that we all can go on with our lives in a peaceful and harmonic way.

Thank you.

Charles Sent from my iPad". See Record.

MARIA FERNANDA BRANDAO VILELA'S RESPONSE EMAIL TO CHARLES TAVARES

"E-Mail From: Maria Fernanda Vilela: fernandavilela_advogada@hotmail.com [in Brazil]

Sent: Monday, August 12, 2013 5:32 P.M.

To: Charles Tavares : ctavares@bellsouth.net [Miami, Florida, USA]

Subject: Re: Conclusion

Dear Charles and Ivana [Tavares's wife]:

There is no other motive, than to resolve these questions and live the life we have to live. This is the purpose that move my energies to make this meeting to happen in Prague happen.

Sincerely,

Fernanda. Sent via iPhone". See Record.

COUNTS

Count 426 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 427 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 428 - Maria Fernanda Quintela Brandao Vilela, Joao Evangelista Da Costa Tenorio, Antonio Carlos de Almeida Castro (“KAKAY”), Gabriela Maranhao Machado Guimaraes, Peter F. Valori at Damian & Valori LLP, Marco Emilio Rojas, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares, international electronic communications, to wit – among others, a certain E-mail of Monday, August 12, 2013 at 5:27 a.m. and 5:32 p.m., from Maria Fernanda Quintela Brandao Vilela (fernandavilela_advogada@hotmail.com) in Brazil, to Charles Tavares (ctavares@bellsouth.net) in Miami, Florida, in violation of, 18, U.S.C., § 1343.

Count 429 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 430 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 431 - Criminals, Peter F. Valori at Damian & Valori, LLP, and Gabriela Machado Guimaraes, Marco Emilio Rojas, together with other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice, and by devising another artifice to fraudulently induce Charles Tavares to continue with negotiations relating to a previously Agreed Settlement of October 12, 2012 for the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), when in truth and in fact, the Perpetrators know they are secretly and fraudulently selling Charles Tavares’s Companies’ Brickell Commerce Plaza and The Car Wash Concept’s Properties to Walgreen Co. (“Walgreens”) through its Florida Agent George K. Kidman, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

432	August 16, 2013	U. S. CODE TITLE 18	Antonio C. A. Castro (KAKAY) Maria Fernanda Vilela Joao E. Da Costa Tenorio Gabriela Machado Guimaraes Peter F. Valori Russell Marc Landy Damian & Valori, LLP Marco Emilio Rojas The Criminal Enterprise (CCE)
433		§ 371 Conspiracy to Defraud the USA &	
434		§ 241 Conspiracy Against Rights &	
435		§ 1346 Scheme/Artifice to Defraud &	
436		§ 1952 Foreign Travel in Aid of Racketeering Enterprises &	
437		FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices	

On or about August 16, 2013, Antonio Carlos de Almeida Castro (KAKAY”) (OAB-DF Brazil No. 4.107), acting as a personal envoy of Joao Evangelista da Costa Tenorio (“Tenorio”) and Maria Fernanda Quintella Brando Vilela (“Fernanda Vilela”) (OAB-AL Brazil No. 2679B), arrives to stay at the Four Seasons Hotel in Prague, Czech Republic, for meetings with Charles Tavares (“Tavares”), as part of a scheme by the Perpetrators, depriving, stealing and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”). The ongoing scheme is predicated on having criminal Associates Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965), and Marco E. Rojas (“Rojas”) (Florida Bar No. 940.453), together with corrupt attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131), and others implicated, fabricating false, invalid, and fraudulent indicia of corporate authority from the “Sole Shareholder” for Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”), and The Car Wash Concept, Inc., a Florida corp. (“Car Wash”) to falsely remove Tavares, at all relevant times, the president, manager, director, and one (01) of two (02) shareholders of BCP and Car Wash, hijacking Tavares’s Companies so criminal Associates Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), fraudulently acting and speaking on behalf of Tavares’s Companies, file a sham and contradictory lawsuit and motion for injunction against Tavares upon subverted proceedings presided by corrupt and reckless judges Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), and Norma S. Lindsey (“Lindsey”) (Florida Bar No. 994.812) – presiding all of Tavares’s sham civil cases after corrupt Judge Langer retires in December 2012, so the Perpetrators can steal and extort, millions of dollars from Tavares’s properties and rights, and have the subverted Miami Courts legalizing the racket, and money laundering the ill-gotten proceeds for the Criminal Enterprise. As part of the scheme, the Perpetrators devise an artifice, under false pretenses, of having KAKAY to travel to Prague and hold sham meetings with Tavares, while they are secretly selling Tavares’s Companies’ Properties to Walgreen Co. (“Walgreens”), after having successfully corrupted and extorted Tavares’s attorneys Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida Bar No. 30.242), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”) into sham mediation, and stay of the case pending arbitration. See Record.

COUNTS

Count 432 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 433 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 434 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 435 - Antonio Carlos de Almeida Castro (“KAKAY”), knowingly and intentionally, with corrupt intent, to further a known criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, upon subverting proceedings in a court of law in the United States of America, travels to Prague, Czech Republic, on August 16, 2013, under false pretenses, for sham negotiations relating to an agreed settlement between the two (02) shareholders of Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., Charles Tavares and Joao Evangelista da Costa Tenorio, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”). At all relevant times, KAKAY, and other Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to use the sham meetings in Prague to further the scheme extorting Tavares, in violation of 18 U.S.C. §1952.

Count 436 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 437 - Criminals, Peter F. Valori at Damian & Valori, LLP, and Gabriela Machado Guimaraes, Marco Emilio Rojas, together with other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice, and by devising another artifice to fraudulently induce Charles Tavares to continue with negotiations relating to a previously Agreed Settlement of October 12, 2012 for the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), when in truth and in fact, the Perpetrators know they are secretly and fraudulently selling Charles Tavares’s Companies’ Brickell Commerce Plaza and The Car Wash Concept’s Properties to Walgreen Co. (“Walgreens”) through its Florida Agent George K. Kidman, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

438	August 19, 2013 at 11:53 AM	U. S. CODE TITLE 18	Antonio C. A. Castro (KAKAY) Maria Fernanda Vilela Joao E. Da Costa Tenorio Gabriela Machado Guimaraes Peter F. Valori Russell Marc Landy Damian & Valori, LLP Marco Emilio Rojas The Criminal Enterprise (CCE)
439		§ 371 Conspiracy to Defraud the USA &	
440		§ 241 Conspiracy Against Rights &	
441		§ 1346 Scheme/Artifice to Defraud &	
442		§ 1343 Wire Fraud &	
443		§ 1961 <i>et seq.</i> – RICO & FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices	

On or about August 19, 2013 at 11:53 a.m., Antonio Carlos de Almeida Castro (KAKAY”) (OAB-DF Brazil No. 4.107), acting as a personal envoy of Joao Evangelista da Costa Tenorio (“Tenorio”) and Maria Fernanda Quintella Brando Vilela (“Fernanda Vilela”) (OAB-AL Brazil No. 2679B), while in Prague, staying at the Four Seasons Hotel in Prague, Czech Republic, for meetings with Charles Tavares (“Tavares”), to further a known scheme by the Perpetrators, depriving, stealing and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), submits, after meetings with Tavares at the Four Seasons Hotel, to further the scheme, an electronic mail to Charles Tavares (“Tavares”), reaffirming that Tavares’s partner Tenorio and Fernanda Vilela have agreed⁶³ to the wording of settlement. The record shows, that, at all relevant times, KAKAY, Tenorio, Fernanda Vilela, Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Landy (“Landy”) (Florida Bar No.44.417), Marco E. Rojas (Rojas”) (Florida Bar No.940.453), are all acting with corrupt intent, knowingly and intentionally devising artifices to extort Tavares of properties and rights under color of law, , while they consummate a secret sale and transfer of Tavares’s BCP and Car Wash’s Properties to Walgreen Co. (“Walgreens”) (Nasdaq: WBA), following Valori’s spurious actions of, *inter alia*, falsely representing BCP and Car Wash in the Miami Courts with fabricated invalid and false corporate authority of BCP’s “Sole Shareholder”, and numerous spurious artifices to obstruct the case while successfully corrupting Tavares’ attorneys, among others, Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida Bar No. 30.242), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”). See Record.

⁶³ At all relevant times, since Tavares and Tenorio agreed to the settlement, in October 2012, the material terms of the settlement, memorialized by Tavares’ attorneys at Buchanan Ingersoll & Rooney, P.C. and Tenorio’s attorneys at Damian & Valori, LLP, did not changed, *e.g.*, Tenorio receiving Tavares’ interest on BCP and Car Wash by making a five hundred thousand dollars (\$500,000) cash payment to Tavares, and, concurrently transferring to Tavares, Tenorio’s forty six percent (46%) interest in 139TH Avenue S.W. 8TH Street, LLC, a Florida L.L.C. (“139 TH”) (Tax Id. #65-1202407), a company that Tavares is the manager partner, and all rights to intellectual property/ trade marks for BCP & Car Wash. The Perpetrators, at the same time they are obstructing justice, secretly entered in a contract to fraudulently sell and transfer BCP & Car Wash and Tavares’ s properties to Walgreen Co. (“Walgreens”), to steal all proceeds, and at that time, are already pulling permits from governmental agencies to destroy Tavares’ building, and to build a Walgreens Store No.15.925. See Miami-Dade County’s WASA Agreement No.21600.

EMAIL OF AUGUST 19, 2013 FROM ANTONIO CARLOS DE ALMEIDA CASTRO (“KAKAY”) TO FURTHER A SCHEME DEPRIVING AND EXTORTING TAVARES OF PROPERTIES AND RIGHTS UPON MIAMI COURTS

“From: Antonio Carlos de Almeida Castro (kakay@almeidacastro.com.br)

Sent: Monday, August 19, 2013 11:53 AM

TO: CT T [ctavares@bellsouth.net]

Subject: Finally!!

Master, Joao [Joao Evangelista da Costa Tenorio] and Fernanda [Maria Fernanda Quintela Brandao Vilela] agreed with the terms of your text. Do you want to talk now in order to put it in place? I am at the hotel, what do you think? Regards [Antonio Carlos de Almeida Castro “KAKAY”]. See Record.

COUNTS

Count 438 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 439 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 440 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 441 - Antonio Carlos de Almeida Castro (“KAKAY”), Maria Fernanda Quintella Brandao Vilela (“Fernanda Vilela”), Joao Evangelista Da Costa Tenorio (“Tenorio”), Gabriela Maranhao Machado Guimaraes, Peter F. Valori at Damian & Valori LLP, Marco Emilio Rojas, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares, an international electronic mail communication, to wit – among others, a certain E-mail of Monday, August 19, 2013 at 11:53 a.m., from, Antonio Carlos de Almeida Castro (“KAKAY”) (kakay@almeidacastro.com.br) to Charles Tavares (ctavares@bellsouth.net), stating, as an spurious artifice to further the ongoing scheme extorting Tavares, under color of law, of properties and rights in subverted proceedings upon the Miami Courts, that, “Master, Joao [Joao Evangelista da Costa Tenorio] and Fernanda [Maria Fernanda Quintela Brandao Vilela] agreed with the terms of your text. Do you want to talk now in order to put it in place? I am at the hotel, what do you think? Regards [Antonio Carlos de Almeida Castro “KAKAY”]”, in violation of, 18, U.S.C., § 1343.

Count 442 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 443 - Criminals, Peter F. Valori at Damian & Valori, LLP, and Gabriela Machado Guimaraes, Marco Emilio Rojas, together with other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice, and by devising another artifice to fraudulently induce Charles Tavares to continue with negotiations relating to a previously Agreed Settlement of October 12, 2012 for the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), when in truth and in fact, the Perpetrators know they are secretly and fraudulently selling Charles Tavares’s Companies’ Brickell Commerce Plaza and The Car Wash Concept’s Properties to Walgreen Co. (“Walgreens”) through its Florida Agent George K. Kidman, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

444	August 20, 2013 at 9:53 AM	U. S. CODE TITLE 18	Antonio C. A. Castro (KAKAY) Maria Fernanda Vilela Joao E. Da Costa Tenorio Gabriela Machado Guimaraes Peter F. Valori Russell Marc Landy Damian & Valori, LLP Marco Emilio Rojas The Criminal Enterprise (CCE)
445		§ 371 Conspiracy to Defraud the USA &	
446		§ 241 Conspiracy Against Rights &	
447		§ 1346 Scheme/Artifice to Defraud &	
448		§ 1343 Wire Fraud &	
449		§ 1961 <i>et seq.</i> – RICO & FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices	

On or about August 20, 2013 at 9:53 a.m., Antonio Carlos de Almeida Castro (KAKAY”) (OAB-DF Brazil No. 4.107), acting as a personal envoy of Joao Evangelista da Costa Tenorio (“Tenorio”) and Maria Fernanda Quintella Brando Vilela (“Fernanda Vilela”) (OAB-AL Brazil No. 2679B), while in Prague, staying at the Four Seasons Hotel Prague, Czech Republic, for meetings with Charles Tavares (“Tavares”), to further a known scheme by the Perpetrators, depriving, stealing and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), submits, after meetings with Tavares at the Four Seasons Hotel, to further the scheme, an electronic mail to Tavares, reaffirming that Tavares’s partner Tenorio and Fernanda Vilela have agreed to the wording of settlement, and informing that KAKAY is leaving from the Four Seasons Hotel to the Airport, and lamenting he was not able to say farewell in person to Tavares. The record shows, that, at all relevant times, KAKAY, Tenorio, Fernanda Vilela, Gabriela M. Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Peter F. Valori (“Peter”)(Florida Bar No. 43.516), Russell Landy (“Landy”)(Florida Bar No.44.417), Marco E. Rojas (Rojas”) (Florida Bar No.940.453), are all acting with corrupt intent, willfully devising artifices to extort Tavares of properties and rights under color of law, in subverted proceedings, while they consummate a secret and fraudulent sale of Tavares’s BCP and Car Wash’s Properties to Walgreen Co. (“Walgreens”) (Nasdaq: WBA), following Valori’s spurious actions of, *inter alia*, falsely representing BCP and Car Wash upon the Miami Courts with fabricated invalid and false corporate authority of BCP’s “Sole Shareholder”, and numerous spurious artifices to obstruct the case while successfully corrupting Tavares’ attorneys, among others, Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida Bar No. 30.242), at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”). Although, all the Perpetrators implicated hereto knew, and had to know that they were implicated in a scheme extorting Tavares, by, among other things, secretly and fraudulently selling and transferring Tavares’s Companies’ Properties to Walgreens while using spurious artifices to obstruct justice, and Walgreens, buying the properties, knew and had to know of the scheme, based on the actual history of Tavares dealing with Walgreens’ agent George K. Kidman, and from public and court records, willfully perpetrated the schemes in reckless disregard for the law, and all unduly profited from the scheme extorting Tavares. See Record.

EMAIL OF AUGUST 20, 2013 FROM ANTONIO CARLOS DE ALMEIDA CASTRO (“KAKAY”) TO FURTHER A SCHEME DEPRIVING AND EXTORTING TAVARES OF PROPERTIES AND RIGHTS UPON MIAMI COURTS

“From: Antonio Carlos de Almeida Castro (kakay@almeidacastro.com.br)

Sent: Tuesday, August 20, 2013 9:53 AM

TO: CT T [ctavares@bellsouth.net]

Subject: Reply to Charles Tavares (ctavares@bellsouth.net) Re: Agreement Agreed

Master, unfortunately we missed each other, but what matters is that it is agreed. I am going now to the airport because my flight departs 12:30 pm. I just would like to know who will provide the final word, the final text, may be the ideal thing for Fernanda [Maria Fernanda Quintela Brandao Vilela] to make the format of the agreement and you revise and the attorneys only sign, in that way there is no opening for discussions thru attorneys [⁶⁴], because they are ‘complicated animals’ kkkkkk. It was a pleasure to meet you, and going to Brazil, contact me. Regards. KAKAY [Antonio Carlos de Almeida Castro]’. See Record.

CHARLES TAVARES EMAIL REPLY TO ANTONIO CARLOS DE ALMEIDA CASTRO (“KAKAY”) EMAIL

“From: Charles Tavares (ctavares@bellsouth.net)

Date: August 20, 2013 at 6:29:31 AM EDT

Subject: Re: Agreement Agreed

Kakay,

It is confirmed our understanding and based on this understanding, I am returning to Miami. [Charles Tavares]”. See Record.

⁶⁴ During an afternoon meeting at the Four Seasons Hotel lobby, on August 17, 2013, Tavares mentions his concerns to KAKAY that Tenorio’s attorney Peter F. Valori (“Peter”) at Damian & Valori, LLP, together with Associates Gabriela Machado Guimaraes (“Guimaraes”), and criminal Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), are knowingly and intentionally obstructing and sabotaging the conclusion of the agreed settlement since it was first agreed in October 2012, at which KAKAY assured Tavares that Tenorio would manage them, and they would not continue obstructing the agreed settlement.

COUNTS

Count 444 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 445 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 446 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 447 - Antonio Carlos de Almeida Castro (“KAKAY”), Maria Fernanda Quintella Brandao Vilela (“Fernanda Vilela”), Joao Evangelista Da Costa Tenorio (“Tenorio”), Gabriela Maranhao Machado Guimaraes, Peter F. Valori at Damian & Valori LLP, Marco Emilio Rojas, and other Perpetrators implicated, did knowingly and intentionally, with corrupt intent, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares, an international electronic mail communication, to wit – among others, a certain E-mail of Monday, August 20, 2013 at 9:53 a.m., from, Antonio Carlos de Almeida Castro (“KAKAY”) (kakay@almeidacastro.com.br) to Charles Tavares (ctavares@bellsouth.net), stating, among other things, as an spurious artifice to further the ongoing scheme extorting Tavares, under color of law, of properties and rights in subverted proceedings upon the Miami Courts, that, “Master, unfortunately we missed each other, but what meters is that it is agreed. I am going now to the airport because my flight departs 12:30 pm. ... Regards [Antonio Carlos de Almeida Castro “KAKAY”]”, in violation of, 18, U.S.C., § 1343.

Count 448 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 449 - Criminals, Peter F. Valori at Damian & Valori, LLP, and Gabriela Machado Guimaraes, Marco Emilio Rojas, together with other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice, and by devising another artifice to fraudulently induce Charles Tavares to continue with negotiations relating to a previously Agreed Settlement of October 12, 2012 for the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), when in truth and in fact, the Perpetrators know they are secretly and fraudulently selling Charles Tavares’s Companies’ Brickell Commerce Plaza and The Car Wash Concept’s Properties to Walgreen Co. (“Walgreens”) through its Florida Agent George K. Kidman, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

450	September 6, 2013 at 4:53 PM	U. S. CODE TITLE 18	Maria Fernanda Vilela Antonio C. A. Castro (KAKAY) Joao E. Da Costa Tenorio Gabriela Machado Guimaraes Peter F. Valori Russell Marc Landy Damian & Valori, LLP Marco Emilio Rojas The Criminal Enterprise (CCE)
451		§ 371 Conspiracy to Defraud the USA &	
452		§ 241 Conspiracy Against Rights &	
453		§ 1346 Scheme/Artifice to Defraud &	
454		§ 1343 Wire Fraud &	
455		§ 1961 <i>et seq.</i> – RICO & FLORIDA STATUES Title XLVI § 817.155 Fraudulent Practices	

On or about September 6, 2013 at 4:53 p.m., Maria Fernanda Quintella Brando Vilela (“Fernanda Vilela”) (OAB-AL Brazil No. 2679B), in furtherance of a scheme depriving and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in subverted proceedings upon the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), submits an electronic mail to Tavares, responding⁶⁵ to Tavares’ email of September 6, 2013 at 9:27 a.m., inquiring about, among other things, that Fernanda Vilela follows up with their long time attorney Garry Nelson (“Nelson”) (Florida Bar No. 717.266), representing Fernanda Vilela and Joao Evangelista da Costa Tenorio’s (“Tenorio”) in matters related to West Eighth Corp., a Florida corporation (“West Eighth”) (Tax Id. #02-0719677), the entity that holds the forty six percent (46%) interest on 139TH Avenue S.W. 8TH Street, LLC, a Florida L.L.C. (“139 TH”) (Tax Id. #65-1202407), for which Tenorio has pledged transferring to Tavares as part of the agreed settlement in the BCP/Car Wash suit since October 2012, and again, reaffirmed to Tavares by Tenorio and Fernanda Vilela through their personal envoy, Antonio Carlos de Almeida Castro (KAKAY”) (OAB-DF Brazil No. 4.107), while holding meeting with Tavares in Prague, Czech Republic, from August 16 through 19, 2013. Fernanda Vilela, knowingly and intentionally, falsely states that she has not finished reading the agreed settlement, and is finalizing issues with Peter (Peter Valori), and that, by the next day, she would have everything for the scheduled conference call. Fernanda Vilela, Tenorio, and other Perpetrators implicated never intended to fulfill the stipulated settlement, and at all relevant times, they all acted with corrupt and malicious intent, to willfully obstruct justice while they secretly and fraudulently sell Tavares’s Companies’ properties to Walgreen Co., stealing the ill-gotten proceeds, and money laundering the moneys. See Record.

⁶⁵ 139 TH is a company founded, owned, managed, and led by Tavares since 2003, as a vehicle for a acquiring a certain 29 Acres property at 139th Avenue S.W. 8th Street, West Miami, Florida, with investors, in order to create great value, and make improvements and zoning changes, as well as potentially developing the large parcel fronting one of the most famous streets in Miami to wit – “Calle Ocho,” in which, for years, criminals Guimaraes, Peter F. Valori (“Peter”), at Damian & Valori, LLP (“Valori”), Marco E. Rojas (“Rojas”), and Hugo Barreto Del Priore (“Del Priore”) had been systematically interfering in the business of 139 TH, spreading false rumors about the property and shareholder, sole manager & director Tavares, and repeatedly intimidating, coercing, and extorting Tavares’s investors in reported secret meetings by the criminals, and by Tenorio’s systematic and deliberate failure to pay 139 TH’s dues owned by Tenorio’s company West Eighth, showing their systematic *modus operandi* of, tortious businesses interference with an advantageous relationship, coercion and extortion to hijack companies, and steal all assets, further using subverted Miami Courts to launder the ill-gotten proceeds. See Record.

COUNTS

Count 450 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 451 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 452 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 453 - Maria Fernanda Quintella Brandao Vilela (“Fernanda Vilela”), Joao Evangelista Da Costa Tenorio (“Tenorio”), Antonio Carlos de Almeida Castro (“KAKAY”), Gabriela Maranhao Machado Guimaraes, Peter F. Valori at Damian & Valori LLP, Marco Emilio Rojas, and other Perpetrators implicated, did knowingly and intentionally, with corrupt intent, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares, an international electronic mail communication, to wit – among others, a certain E-mail of September 6, 2013 at 4:53 a.m., from, Fernanda Vilela (fernandavilela_advogada@hotmail.com) to Charles Tavares (ctavares@bellsouth.net), stating, among other things, as a spurious artifice to further the ongoing scheme extorting Tavares, under color of law, of properties and rights in subverted proceedings upon the Miami Courts, that, “she has not finished reading the agreed settlement, and is finalizing issues with Peter (Peter Valori), and that, by the next day, she would have everything for the scheduled conference call”, in violation of, 18, U.S.C., § 1343.

Count 454 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 455 - Criminals, Peter F. Valori at Damian & Valori, LLP, and Gabriela Machado Guimaraes, Marco Emilio Rojas, together with other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, obstructing justice, and by devising another artifice to fraudulently induce Charles Tavares to continue with negotiations relating to a previously Agreed Settlement of October 12, 2012 for the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”), when in truth and in fact, the Perpetrators know they are secretly and fraudulently selling Charles Tavares’s Companies’ Brickell Commerce Plaza and The Car Wash Concept’s Properties to Walgreens Co. through its Florida Agent George K. Kidman, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

456	December 10, 2013	U. S. CODE TITLE 18	Norma Shepard Lindsey Miami Courts The Criminal Enterprise (CCE)
457		§ 371 Conspiracy to Defraud the USA &	
458		§ 241 Conspiracy Against Rights &	
459		§ 242 Deprivation of Rights -Under Color of Law &	
460		§ 1346 Scheme/Artifice to Defraud &	
461		§ 1961 <i>et seq.</i> – RICO &	
462		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On or about December 10, 2013, shameless corrupt Judge Norma S. Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), after exposed⁶⁶ by Charles Tavares (“Tavares”), showing spurious underlying motives for presiding a *Kangaroo Court* on Tavares’ cases in conflict of interest, recklessly and systematically disregarding the law, the Constitution, legal rules and precedents, knowingly and intentionally causing great harm and irreparable damages to Tavares in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit), and in three other (03) Related Cases,⁶⁷ in the 11th Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”), enters a Recusal Order (“Recusal Order”). The record shows that, in addition to criminals Peter F. Valori (“Valori”) (Florida Bar No. 43.516), and Russell M. Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), Tavares’ attorneys, among others, Richard A. Morgan (“Morgan”) (Florida Bar No. 836.869), Carl T. Williams (“Williams”) (Florida Bar No. 529.990), and James Doddo (“Doddo”) (Florida Bar No. 30.242) at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”) knew,⁶⁸ and had to know of corrupt Judge Lindsey’s ulterior motives for her systematic reckless and contradictory actions in the subverted proceedings against Tavares, repeatedly, under false pretenses, with no support in law or in precedent, continuously obstructing the sham proceedings while the criminals deprive and extort Tavares of properties and rights, under color of law, willfully never moving to recuse her. See Record.

⁶⁶ Tavares, researching corrupt Judge Lindsey’s background and history, uncovers some of the motives for her systematic reckless and corrupt actions against Tavares, the law, the Constitution, rights, and legal rules and precedents, in all of Tavares’ four (04) Related Cases Judge Lindsey is presiding upon Miami Courts, showing that Judge Lindsey is married to The Bank of New York Mellon Bank’s (“BNY Mellon”) attorney Harold Eugene Lindsey III (“Lindsey III”) at Katz Barron Faust & Squitero (“Katz Barron”) (Florida Bar No. 130.338), implicated in the ongoing related scheme in the BRIDGELoAN case, depriving, extorting, and stealing more than \$50 million dollars in properties from Tavares and Tavares’ Companies. See Record.

⁶⁷ See, *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. The Bank of New York Mellon* (“BRIDGELoAN”), Case No. 2009-93058-CA-30; *The Bank of New York Mellon v. Charles Tavares* (“BNY Mellon”), Case No. 2010-26864-CA-30; and, *Deutsche Bank v. Charles Tavares* (“Deutsche Bank”), Case No. 20197-CA-30. Corrupt Judge Lindsey, in early December is ordered to recuse in all Related Cases, but defiantly, she stays in the BNY Mellon case until February 25, 2014, to make sure Tavares is deprived and extorted of rights upon the subverted proceedings, and is deprived of his homestead property. See Record.

⁶⁸ Tavares, also uncovers that Morgan had worked before at Katz Barron where Lindsey III is a partner. See Record.

JUDGE LINDSEY'S RECUSAL AFTER A YEAR OF CONFLICT OF INTENTIONAL INTEREST SHOWING BIAS, PREJUDICE AND VIOLATIONS DEPRIVING AND EXTORTING TAVARES UNDER COLOR OF LAW TO FURTHER A SCHEME BY THE CRIMINAL ENTERPRISE

"IN THE COUNTY [*] COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIVIL DIVISION CASE NO. 09-93058 CA-01 (30)

Brickell Commerce Plaza, Inc.,
Plaintiff(s),

FILED FOR RECORD DECEMBER 10, 2013 at 2:58 PM

PHYLLIS PROCTOR

vs.

Charles Tavares, an individual,

Defendant(s)

ORDER OF RECUSAL

The undersigned Judge hereby recuses herself from any further proceedings in the above-styled case.

The Clerk of the Court is ordered to transfer this matter to the appropriate Administrative Judge for re-assignment.

DONE AND ORDERED in Miami-Dade County, Florida this 10 day of December, 2013.

/s/ Norma S. Lindsey

Norma S. Lindsey – Circuit Court Judge

Reassigned by Blind

Filing Section 31

Per Order Adm. Judge

This Date of Dec 10 2013

PHYLLIS PROCTOR

ORIGINAL

JUDGE NORMA S. LINDSEY

Copies furnished to all parties:

All Parties." See Record Case No. 2011-29624-CA-30, Miami-Dade County, Florida.

* Judge Lindsey, erroneously uses the "County Court" form instead of the proper "11th Judicial Circuit Court" form, as the case is upon the Circuit Court, and not the County Court. See Record.

JUDGE LINDSEY'S RECUSAL AFTER A YEAR OF INTENTIONAL CONFLICT OF INTEREST SHOWING BIAS, PREJUDICE AND VIOLATIONS DEPRIVING AND EXTORTING TAVARES UNDER COLOR OF LAW TO FURTHER A SCHEME BY THE CRIMINAL ENTERPRISE

"IN THE COUNTY [*] COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIVIL DIVISION CASE NO. 09-93058 CA-01 (30)

Bridgeloan Investors, Inc., a Florida Corp.,
Plaintiff(s),

FILED FOR RECORD DECEMBER 4, 2013 at 2:25 PM
WANDA HUSKINS

vs.

Miami River Park Marina, Inc., a Florida Corp., Brickell Village One, LLC,
a Florida Corporation, 2147 S.W. 8th Street, LLC, a Florida Corp.,
Charles Tavares, individually,
David Plummer and Associates, Inc., a Florida Corp., and the City of Miami,
Defendant(s)

vs.

MUNB Loan Holdings, LLC, a Delaware Limited Liability Company,
Intervenor.

ORDER OF RECUSAL

The undersigned Judge hereby recuses herself from any further proceedings in the above-styled case, as the law firm of Katz Barron Squitiero & Faust is counsel of record.

The Clerk of the Court is ordered to transfer this matter to the appropriate Administrative Judge for re-assignment.

DONE AND ORDERED in Miami-Dade County, Florida this 3 day of December, 2013.

/s/ Norma S. Lindsey

Norma S. Lindsey – Circuit Court Judge

Reassigned by Blind

Filing Section 32

Per Order Adm. Judge

This Date of Dec 4 2013

ORIGINAL

JUDGE NORMA S. LINDSEY

Copies furnished to all parties:

All Parties." See Record Case No. 2009-93058-CA-30, Miami-Dade County, Florida.

* Judge Lindsey erroneously uses the "County Court" form instead of the proper "11th Judicial Circuit Court" form, as the case is upon the Circuit Court, and not the County Court, and willfully omits the fact that the reason of her recusal is that her husband, attorney Harold Eugene Lindsey III ("Lindsey III") (Florida Bar No. 130.338) at Katz Barron Squitiero & Faust ("Katz Barron"), represents The Bank of New York Mellon ("BNY Mellon"), and he is implicated in the deprivation and extortion of \$50 million of Tavares and Tavares's Companies, under color of law, in the *Bridgeloan Investors, Inc. v. Charles Tavares, et. al., v. BNY Mellon*, Case No. 2009-93058-CA-30. See Record.

JUDGE LINDSEY'S RECUSAL AFTER A YEAR OF CONFLICT OF INTENTIONAL INTEREST SHOWING BIAS, PREJUDICE AND VIOLATIONS DEPRIVING AND EXTORTING TAVARES UNDER COLOR OF LAW TO FURTHER A SCHEME BY THE CRIMINAL ENTERPRISE

"IN THE COUNTY[*] COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIVIL DIVISION CASE NO. 09-93058 CA-01 (30)

Deutsche Bank National Trust Co.,
Plaintiff(s),

FILED FOR RECORD

vs.

Charles Tavares,
Defendant(s)

ORDER OF RECUSAL

The undersigned Judge hereby recuses herself from any further proceedings in the above-styled case.

The Clerk of the Court is ordered to transfer this matter to the appropriate Administrative Judge for re-assignment.

DONE AND ORDERED in Miami-Dade County, Florida this 5 day of December, 2013.

/s/ Norma S. Lindsey

Norma S. Lindsey – Circuit Court Judge

Copies furnished to all parties:

All Parties". See Record Case No. 2012-20197-CA-30, Miami-Dade County, Florida.

* Judge Lindsey, ERRONEOUSLY uses the "County Court" form, instead of the proper "11th Judicial Circuit Court" form, as the case is upon the Circuit Court, and not the County Court. See Record.

JUDGE LINDSEY'S WILLFULL FAILURE TO GRANT TAVARES'S ATTORNEY MOTION TO WITHDRAW IN A DULY SET HEARING OF FEBRUARY 25, 2014, INSTEAD ISSUING A RECUSAL ORDER AFTER FOURTEEN MONTHS OF CONFLICT OF INTEREST SHOWING BIAS, PREJUDICE AND VIOLATIONS DEPRIVING AND EXTORTING TAVARES UNDER COLOR OF LAW TO FURTHER A SCHEME BY THE CRIMINAL ENTERPRISE

"IN THE COUNTY[*] COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIVIL DIVISION CASE NO. 10-26864 CA-01 (30)

The Bank of New York Mellon
F/k/a The Bank of New York, as Trustee
for the Certificate holders CWALT,
Inc., Alternative Loan Trust 2006-OA21,
Mortgage Pass-Through Certificates,
Series 2006-OA21

FILED FOR RECORD FEBRUARY 25, 2014 at 2:51 PM

Plaintiff(s),

vs.

Charles Tavares, an individual,
Defendant(s)

ORDER OF RECUSAL

The undersigned Judge hereby recuses herself from any further proceedings in the above-styled case.

The Clerk of the Court is ordered to transfer this matter to the appropriate Administrative Judge for re-assignment.

DONE AND ORDERED in Miami-Dade County, Florida this 25 day of February, 2014.

/s/ Norma S. Lindsey

Norma S. Lindsey – Circuit Court Judge

Reassigned by Blind Filing Section 03

Per Order Adm. Judge This Date of 2-25-14 Wanda Huskins, Deputy Clerk

ORIGINAL JUDGE NORMA S. LINDSEY

Copies furnished to all parties:

All Parties." See Record Case No. 2010-26864-CA-30, Miami-Dade County, Florida.

* Judge Lindsey, erroneously uses the "County Court" form instead of the proper "11th Judicial Circuit Court" form, as the case is upon the Circuit Court and not the County Court, after more than fourteen (14) months on a known and intentional conflict of interest, in violation of, *inter alia*, Fla. Code Jud. Conduct, Canons 1, 2, and 3, and Rights, despite Tavares's numerous motions to recuse her, and after she recuses on three (03) other Related Cases, upon being first exposed on December 3, 2013, knowingly and intentionally presiding Tavares's four (04) cases in fatal conflict, showing corrupt intent, to further an underlying brazen criminal scheme depriving and extorting Tavares of all properties and rights, under color of law, and viciously and recklessly, staying in the BNY Suit to make sure Tavares and his family is deprived and extorted of their home, to her husband, Harold Eugene Lindsey III ("Lindsey III") (Florida Bar No. 130.338), an attorney for BNY Mellon, all implicated in the underlying brazen scheme extorting Tavares. See Record.

COUNTS

Count 456 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 457 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 458 - Shameless corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 459 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 460 - At all times relevant, corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, [Tavares Sworn Affidavit](#).

Count 461 - Shameless corrupt Judge Norma Shepard Lindsey, and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a known scheme depriving and extorting Tavares, under color of law, by, among other things, preventing and obstructing justice, entering, in reckless disregard for the law, legal precedents, the constitution, rights, and Florida Code of Judicial Conduct, a sham and contradictory Order to Continue Stay pending Arbitration appeal preventing Tavares from pursuing proper discovery, while, concurrently entering an Order to Mediate, willfully allowing criminals Peter F. Valori and Russell Marc Landy at Damian & Valori, to continue the ongoing deprivation and extortion of Charles Tavares's properties and rights, stealing all proceeds from a fraudulent sale, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 462 – Shameless corrupt Judge Norma Shepard Lindsey, did knowingly and intentionally, preside, in known fatal conflict of interest as wife to attorney Harold Eugene Lindsey III, representing The Bank of New York Mellon in the underlying scheme successfully depriving, stealing, and extorting, under color of law, Charles Tavares of more than \$50 million dollars, in the styled-action *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. The Bank of New York Mellon* (“BRIDGELoAN”), Case No. 2009-93058-CA-30; *The Bank of New York Mellon v. Charles Tavares* (“BNY Mellon”), Case No. 2010-26864-CA-30, with corrupt intent, using her judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Criminal Enterprises’ Associates implicated, systematically depriving, extorting, and violating Charles Tavares’ rights, of constitutionally guaranteed rights, due process in all four (04) Related Cases, furthering the known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

463	February 13, 2014	U. S. CODE TITLE 18	Richard A. Morgan Carl T. Williams Buchanan Ingersoll & Rooney The Criminal Enterprise (CCE)
464		§ 371 Conspiracy to Defraud the USA & § 241 Conspiracy Against Rights & § 242 Deprivation of Rights -Under Color of Law & § 1346 Scheme/Artifice to Defraud & § 1961 <i>et seq.</i> – RICO &	
465		FLORIDA STATUES	
466		Title XLVI § 817.155 Fraudulent Practices &	
467		FLORIDA BAR RULES PROFESSIONAL CONDUCT	
468		Misconduct – Rule 4-8.4 (a)(b)(c)(d)	
469			

On or about February 13, 2014, Charles Tavares' ("Tavares") attorneys Richard A. Morgan ("Morgan") (Florida Bar No. 836.869), Carl T. Williams ("Williams") (Florida Bar No. 529.990), and James Doddo ("Doddo") (Florida Bar No. 30.242) at Buchanan Ingersoll & Rooney, P.C. ("Buchanan Ingersoll"), file, Buchanan Ingersoll & Rooney, P.C.'s Motion to Withdraw as Counsel for Defendant Charles Tavares ("**Buchanan Ingersoll's Motion to Withdraw**") (Buchanan Ingersoll Document #430200-v1), see E-Filing #10269112, after Tavares fired them for Buchanan Ingersoll's systematic failure, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), and in the Related Case,⁶⁹ to properly represent Tavares upon the proceedings, and for, by, among other things, knowingly and intentionally, allowing the continued scheme depriving and extorting Tavares of properties and rights, under color of law. Buchanan Ingersoll's attorney knew, and had to know, that, this was a massive criminal scheme, successfully subverting a court of law in the United States of America, systematically depriving, stealing and extorting, among others, the United States of America, the State of Florida, and client Tavares. Over, and over, Buchanan Ingersoll chose to, knowingly and intentionally, allow the brazen criminal scheme to proceed freely, while defrauding Tavares of honest services and time, as Tavares paid Buchanan Ingersoll more than Seventy Thousand Dollars (+\$70,000) of legal fees in the BCP/Car Wash suit, only to be cheated and extorted by Buchanan Ingersoll and the Criminal Enterprise. Buchanan Ingersoll's willful actions, caused great harm, and irreparable damages to Tavares, to the judicial machinery, to the rule of law, and fed the Criminal Enterprise with ill-gotten moneys and power, severely undermining our democracy. *See Record.*

⁶⁹ Buchanan Ingersoll, previously representing Tavares in the Related Case, *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. The Bank of New York Mellon* ("BRIDGELOAN"), Case No. 2009-93058-CA, knowing and intentionally, capitulated to the Criminal Enterprise's intimidation, coercion, and extortion, by among other things, following orders from the Criminal Enterprise's Associates to withdraw Tavares' Motion of October 19, 2012 to Reopen the BRIDGELOAN Case due to major frauds upon the court and extortion of Tavares, under color of law, unduly causing more than \$50 million dollars in losses, and cancelling a hearing of November 15, 2012 on the Motion to reopen, and after almost a year of diligent work on the matter, and charging Tavares substantial legal fees for the legal representation, and, again, following orders from the Criminal Enterprise, withdraw, on November 8, 2012, from Tavares' representation in the BRIDGELOAN case. *See Record.*

COUNTS

Count 463 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 464 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 465 - Richard A. Morgan, Carl T. Williams, and James Doddo, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 466 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 467 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 468 - Richard A. Morgan, Carl T. Williams, and James Doddo, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, intentionally and knowingly, systematically commit fraudulent acts to further a scheme depriving and extorting Charles Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, failing to provide client Tavares with proper legal representation, obstructing justice, and by allowing and participating in artifices to obstruct the proceedings, among others, staging a sham mediation on June 21, 2013, causing Tavares to spend thousands of dollars in improper proceedings of mediation in the matter, while have the case stayed to prevent Tavares from any proper discovery and depositions in the matter, allowing the Perpetrators to freely extort and steal Tavares of properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 469 – Richard A. Morgan, Carl T. Williams, and James Doddo, at Buchanan Ingersoll & Rooney, P.C., and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE**VIOLATIONS****PERPETRATORS**

470	February 20, 2014	U. S. CODE TITLE 18	Gabriela Machado Guimaraes Joao Evangelista da C. Tenorio Maria Fernanda Vilela Marco Emilio Rojas Federico Mautone Tatiana Aveille R & S International Law Group Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE) George K. Kidman Greg D. Wasson Walgreen Co.
471		§ 371 Conspiracy to Defraud the USA &	
472		§ 241 Conspiracy Against Rights &	
473		§ 242 Deprivation of Rights -Under Color of Law &	
474		§ 1346 Scheme/Artifice to Defraud &	
475		§ 1957 – Engaging in Monetary Transactions in Property from Specified Unlawful Activity &	
476		§ 1956 – Laundering of Monetary Instruments &	
477		§ 1961 <i>et seq.</i> – RICO &	
478		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On February 20, 2014, criminals Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Joao Evangelista da Costa Tenorio (“Tenorio”), Maria Fernanda Quintella Brandao Vilela (“Fernanda Vilela”), Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), Federico Maria Mautone Pesce (“Mautone”) (Florida Bar No. 72.604), Tatiana Aveille (“Aveille”), at R & S International Law Group, LLP (“R&S”), Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), together with George K. Kidman (“Kidman”), Greg D. Wasson (“Wasson”), at Walgreen Co., an Illinois company (“Walgreens”) (Nasdaq: “WBA”), knowingly and intentionally, to further a scheme, engage in a secret and fraudulent⁷⁰ sale and transfer of Charles Tavares’ (“Tavares”) Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc, a Florida corp.’s (“Car Wash”) (Tax Id. #65-0965599) Properties (“Tavares’ Companies Properties”), located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, Folio #01-0205-010-1080, for a reported Six Million Seven Hundred Forty Two Thousand & Five Hundred Dollars (\$6,742,500). See Miami-Dade Appraiser Website.

⁷⁰ All the Perpetrators hereto, knew, and had to know that, among other things, Tavares is one of two Shareholders of BCP and Car Wash, and Tavares never agreed, or agreed to anyone to authorize the secret and fraudulent sale to Walgreens, or to anyone else, and Tavares is willfully deprived of rights as a shareholder under the Shareholders’ Agreement of February 14, 2000, and, public and court records show that there is a dispute between the two (02) shareholders of BCP and Car Wash, and the record shows that, among others, Guimaraes and Valori are falsely representing Tavares’ BCP and Car Wash with invalid and fraudulent indicia of corporate authority, predicated on fabricated resolutions from the “Sole Shareholder” of BCP and Car Wash, contradicting the known truth and fact that there are two shareholders, Tavares and Tenorio. The record shows Tavares’ Companies’ Properties were never advertised, and the Perpetrators secretly dealt with Kidman and Walgreens, predicated on previous offerings from Kidman to purchase from Tavares, Tavares’ Companies Properties, and, even the Miami-Dade County Property Appraiser’s Record on its website states that, sale “Not exposed to open-market; atypical motivation”. See Record.

SECRET⁷¹ FRAUDULENT AND INVALID SALE & TRANSFER OF BRICKELL COMMERCE PLAZA AND CAR WASH'S PROPERTY DERIVED FROM A SCHEME BY A CRIMINAL ENTERPRISE EXTORTING TAVARES

“Prepared by and Return to:
Marco E. Rojas
Attorney at Law
R&S International Law Group, LLP
1000 Brickell Avenue, Suite 400
Miami, Florida 33131
Telephone (305) 349-1500
File Number: 12706.00004

CFN 2014R0151383
Or Book 29049 pages 0679 – 680; (2 pages)
Recorded 02/28/2014 11:54 AM
Deed Doc Tax \$40,455.00
Surtax \$30,341.25
Harvey Ruvin, Clerk of Court
Miami-Dade County, Florida

_____ Space Above This Line For Recording Data _____

Warranty Deed

This Warranty Deed made this **20th day of February, 2014** between **Brickell Commerce Plaza, Inc., a Florida corporation** whose poste office address is **80 S.W. 8th St., Suite 2061, Miami FL 33130**, grantor, and **Walgreen Co., an Illinois Corporation** whose post office address is **104 Wilmot Road, MS 1420, Deerfield, IL 60015**, grantee:

(whenever used herein the terms “grantor” and “grantee” include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee’s heirs and assigns forever, the following described land, situate, lying and being in Miami-Dade County, Florida to-wit:

Lots 5, 6, 7, and 8, Block 51 South, City of Miami, according to the plat thereof recorded in Plat Book B, Page 41, of the Public Records of Miami-Dade County, Florida.

Parcel Identification Number: 01-0205-010-1080

Subject to taxes for 2014 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any, without reimposing same.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor gas good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the tile to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to **December 31, 2013**.

/s/ Gabriela Maranhao Machado Guimaraes

Book 29049/Page 679 CFN #20140151383 Page 1 of 2”. See Record.

⁷¹ Tavares’s Companies’ Properties and Tavares’s Personal Properties, secretly and fraudulently sold for \$7,452,000, or about 1/3 of the \$20 million dollars market value at the time, were not advertised or marketed, showing that criminals Gabriela Machado Guimaraes, Marco Emilio Rojas, and Peter Francis Valori, falsely representing Tavares’s Company Brickell Commerce Plaza, Inc, with fabricated false, invalid, and fraudulent authority from the “Sole Shareholder”, together with, *inter alia*, Walgreen Co., an Illinois corporation, knew and had to know the sale and transfer is fraudulent and invalid. See *also*, Miami-Dade County Property Appraiser’s Note on the Recorded Sale of February 20, 2014, on Book 29049-0679-0680, stating, : Property “**Not exposed to open-market; atypical motivation**”, see [Property Appraiser](#) at address 250 SW 7 Street, Miami.

“In Witness Whereof, grantor has hereunto set grantor’s hand and seal the day and years first above written.

Signed, sealed and delivered in our presence:

Brickell Commerce Plaza, Inc., a Florida corporation

/s/ Federico Maria Mautone Pesce
Witness Name: Federico Mautone

By: /s/ Gabriela Maranhao Machado Guimaraes
Gabriela Guimaraes, President

/s/ Tatiana Aveille
Witness Name: Tatiana Aveille

(Corporate Seal) [No Corporate Seal Shown]

State of Florida
County of Miami-Dade

The foregoing instrument was acknowledged before me this 20th day of February, 2014, by Gabriela Guimaraes, as President of Brickell Commerce Plaza, Inc., a Florida corporation. She is personally known to me and has produced a driver’s license as identification.

/s/ Tatiana Aveille

(Notary Seal)
TATIANA AVEILLE
MY COMMISSION #EE 005963
EXPIRES: October 31, 2014
Bonded Thru Notary Public Underwriters

Warranty Deed – Page 2

Book 29049/Page 680 CFN #20140151383 Page 2 of 2”. See Record.

COUNTS

Count 470 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America, in particular to, certain known sham Related Cases in Miami-Dade County, Florida, among others, the sham *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares, Case No. 2011-29624-CA-30*, in order to further major criminal schemes against the United States of America, U. Citizens, and U.S. Companies, and the State of Florida, in violation of 18 U.S.C. §371.

Count 471 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, rights to property, the right to an uncorrupted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 472 - Peter F. Valori and Russell Marc Landy, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 473 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, dealing with stolen real and personal properties, across state lines, money laundering the ill-gotten proceeds, and willfully profiting from the shocking known scheme corrupting and subverting the judicial machinery in Florida to further criminal schemes depriving, stealing, and extorting U.S. citizen Charles Tavares (“Tavares”), a U.S. company, the State of Florida, and the United States of America, in violation of 18 U.S.C. §1346.

Count 474 - At all times relevant, Gabriela Machado Guimaraes, Marco E. Rojas, George K. Kidman, Walgreen Co., an Illinois company (“Walgreens”), and other Perpetrators implicated, knew, and had to know that, they were all engaging in a monetary transaction of extorted and stolen properties, in the secret and fraudulent sale, purchase, and transfer of February 20, 2014, across state lines, of Tavares’ Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.’s (collectively “BCP/Car Wash”) Properties at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, that they all know, and had to know, in truth, and in fact, is derived from an ongoing scheme depriving, extorting, and stealing Tavares of properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). The record shows to any reasonable outside observer, that, among other things, Guimaraes and Valori’s fabricated corporate authority to represent, or speak for BCP/Car Wash, from the “*Sole Shareholder*”, is facially fraudulent and invalid, and all their actions, with unclean hands, to further the scheme stealing and extorting Tavares’ Properties and rights, under color of law,

are forever null and void. And, Walgreens knew that Tavares is one of two ultimate owners of BCP/Car Wash, as Walgreens had dealt with Tavares in past years to purchase the same Properties from Tavares. Despite all these known truth and facts, the Perpetrators, in reckless disregard for State and Federal laws, secretly consummated the fraudulent and invalid sale, on February 20, 2014, in the amount of \$6,742,500, or about 1/3 of the true market value of \$20 Million dollars for the Property at the time, contrary to 18 U.S.C. §1957 (Engaging in Monetary Transactions in Property Derived from Specified Unlawful Activity). *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 475 - At all times relevant, Gabriela Machado Guimaraes, Marco E. Rojas, George K. Kidman, Walgreen Co., an Illinois company (“Walgreens”), and other Perpetrators implicated, all knew, and had to know that, they were all engaging in a financial transaction representing the proceeds derived from a criminal scheme depriving, extorting, and stealing certain properties from Charles Tavares’s Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.’s (collectively “BCP/Car Wash”) Properties, and Tavares’s Personal Properties located at 250 S.W. 7 Street, Miami, Florida 33130, that they all know, and had to know, in truth, and in fact, is derived from an ongoing scheme depriving, extorting, and stealing Tavares of properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). The record shows to any reasonable outside observer, that, among other things, Guimaraes and Valori’s fabricated corporate authority to represent, or speak for BCP/Car Wash, from the “Sole Shareholder”, is facially fraudulent and invalid, and all their actions, with unclean hands to further the scheme stealing and extorting Tavares’ Properties and rights, under color of law, are forever null and void. And, Walgreens knew that Tavares is one of two ultimate owners of BCP/Car Wash, as Walgreens had dealt with Tavares in past years to purchase the same Properties from Tavares. Despite all these known truth and facts, the Perpetrators, in reckless disregard for State and Federal laws, secretly consummated the unadvertised, secret fraudulent and invalid sale, on February 20, 2014, in the amount of \$6,742,500, or about 1/3 of the true market value of \$20 Million dollars for the Property at the time, and, also, Tavares’ Personal Properties housed in BCP’s building, valued \$235,701, money laundering the proceeds from the brazen known scheme, contrary to 18 U.S.C. §1956 (Laundering of Monetary Instruments). *See* Record.

Count 476 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 477 - Gabriela Machado Guimaraes (“Guimaraes”), Joao Tenorio, Maria Fernanda Vilela, Marco E. Rojas, Federico Mautone Pesce, Tatiana Aveille, at R&S International Law , Peter F. Valori, Sabrina Pitta Armenteros, and Russell Landy, at Damian & Valori, LLP (“Valori”), and Geroge K. Kidman, Greg D. Wasson, at Walgreen Co.(“Walgreens”), and other Perpetrators implicated, knowingly and intentionally,

systematically commit fraudulent acts to further a scheme depriving and extorting Charles Tavares (“Tavares”), under color of law by, *inter alia*, knowingly and intentionally, participating in a secret and fraudulent sale and transfer of Tavares’ Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.’s (collectively “BCP/Car Wash”) Properties at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, that they all know, and had to know, in truth, and in fact, is derived from an ongoing scheme depriving, extorting, and stealing Tavares of properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). The record shows to any reasonable outside observer, that, among other things, Guimaraes and Valori’s fabricated corporate authority to represent, or speak for BCP/Car Wash, from the “Sole Shareholder” is facially fraudulent and invalid, and all their actions, with unclean hands, to further the scheme stealing and extorting Tavares’ Properties and rights, under color of law, are forever null and void. And, Walgreens knew that Tavares is one of two ultimate owners of BCP/Car Wash, as Walgreens had dealt with Tavares in past years to purchase the same Properties from Tavares. Despite all these known truth and facts, the Perpetrators, in reckless disregard for State and Federal laws, secretly consummated the fraudulent and invalid sale of February 20, 2014, in the amount of \$6,742,500, or about 1/3 of the true market value of \$20 Million dollars for the Property at the time, money laundering the ill-gotten proceeds derived from the underlying criminal scheme stealing and extorting Tavares of all properties and rights, under color of law, upon subverted Miami Courts, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 478 – Peter F. Valori and Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

479	March 10, 2014 at 4:57 PM	<u>U. S. CODE TITLE 18</u>	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE)
480		§ 371 Conspiracy to Defraud the USA &	
481		§ 241 Conspiracy Against Rights &	
482		§ 242 Deprivation of Rights -Under Color of Law &	
483		§ 1346 Scheme/Artifice to Defraud &	
484		§ 1343 – Wire Fraud &	
485		§ 1961 <i>et seq.</i> – RICO &	
486		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On March 10, 2014 at 4:57 p.m., shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), and Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), at Damian & Valori, LLP (“Valori”), to further the scheme depriving and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), falsely and invalidly representing Tavares’ Companies Brickell Commerce Plaza, Inc., a Florida corporation and The Car Wash Concept, Inc., a Florida corporation (“BCP/Car Wash”) against Tavares, with fabricated invalid and fraudulent indicia of corporate authority of BCP/Car Wash, purportedly executed by the “*Sole Shareholder*” of BCP/Car Wash of July 28, 2011, as part of their scheme to hijack Tavares’ Companies BCP/Car Wash, then have the subverted Miami Courts upon sham proceedings to legalize the extortion of Tavares’ properties and rights, further money laundering the ill-gotten proceeds, file, with unclean hands, another sham⁷² and contradictory Plaintiffs’ Motion for Protective Order (“**Motion for Protective Order of 3/10/2014**”), seeking to, under false pretenses, continue to systematically deny Tavares and Tavares’ attorneys, rights to due process of law in the sham proceedings, fraudulently obstructing and preventing any duly and properly noticed depositions and discovery in the matter while the criminals at Valori, *et al.*, extort and steal, under color of law, Tavares properties and rights. Valori’s sham pleadings contradict, among other things, the truth and facts, among others, that Valori never had proper authority to represent Plaintiff entities, that the sham Orders entered by the Miami Courts are predicated on sham proceedings and pleadings to extort Tavares, under color of law, and that, Valori’s Motion for Protective Order of 3/10/2014 is another artifice to further the scheme. *See Record.*

⁷² Shameless criminals at Valori’s sham Motion for Protective Order of 3/10/2014 is an artifice to continue extorting Tavares of properties and rights, as the record shows the Miami Courts will hold a hearing on March 20, 2014 on Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. motion to withdraw after fired by Tavares for improper representation, by among other things, allowing Valori’s fraudulent representation, and systematic obstruction with sham motions and appeals to arbitrate, and sham mediation, while Valori, *et al.*, secretly and fraudulently sell and transfer to Walgreen Co., across state lines, Tavares’s Companies Properties, stealing all ill-gotten proceeds - \$6,742,500, furthering Tavares extortion. *See Record.*

Damian & Valori's Sham and Contradictory Plaintiffs' Motion for Protective Order of March 10, 2014 to Knowingly and Intentionally Obstruct the Proceedings to Further a Scheme Extorting Tavares of Properties and Rights upon Subverted Proceedings in Miami Courts

"Filing #11163363 Electronically Filed 03/10/2014 04:57:32 PM

IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)

v.

CHARLES TAVARES,
Defendant.

PLAINTIFFS' MOTION FOR PROTECTIVE ORDER

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., pursuant to Florida Rule of Civil Procedure 1.280(c), move for a protective order as to the depositions of Plaintiff's corporate representative and third party witnesses, ad in support state:

1. On September 15, 2011, the Plaintiffs filed this lawsuit seeking to remove Mr. Tavares as an officer of the Plaintiff entities, based on his refusal to step down after being removed by proper corporate action.
2. On September 22, 2011, following a hearing, the Court entered a Temporary Injunction prohibiting Mr. Tavares, *inter alia*, from acting on behalf of Plaintiff entities.
3. On November 17, 2011, Mr. Tavares, proceeding pro se, filed a 13-page document consisting mostly of a counterclaim alleging damages arising from his relationship with the Plaintiffs as an employee and a claimed shareholder.
4. Thereafter, Plaintiffs moved to compel arbitration of Mr. Tavares's claims against Plaintiffs, pursuant to the arbitration provision in the parties' Shareholders' Agreement which encompassed Mr. Tavares's claims.
5. On July 31, 2012, after a hearing, the Court granted Plaintiffs' Motion to Compel Arbitration and ordered the parties to confer on selection of an arbitrator.
6. On October 16, 2012, upon a motion filed by Mr. Tavares's later hired¹ counsel raising procedural issues (substantive issues were also raised at the hearing), the Court vacated the order compelling arbitration.
7. On June 21, 2013 The Third District Court of Appeal affirmed the Court's order vacating the order compelling arbitration.
8. Thereafter, the parties engaged in extensive settlement discussions and mediated the case before Judge Joseph Farina (Ret.).² While no settlement was reached, the parties continued to explore settlement.
9. On February 18, 2014, while the parties continued to discuss settlement, ³ Mr. Tavares unilaterally noticed

¹ Mr. Tavares has been represented by five sets of attorneys in this matter. On November 23, 2011, Mr. Tavares hired Tood A. Levine, Esq. to represent him in this matter. On February 21, 2012, the Court entered an order permitting the substitution of Leonardo Viota-Seson, Esq. for Mr. Levine, as counsel for Mr. Tavares in this matter. On March 28, 2012, Mr. Viota-Sesin moved to withdraw as counsel for Mr. Tavares. On April 3, 2012, Mr. Tavares hired Stephen M. Zukoff, Esq., and Roy D. Wasson, Esq., and Messers. Zukoff and Wasson [sic]. On May 18, 2012, however, Messers. [sic] Zukoff and Wasson moved to withdraw as counsel for Mr. Tavares in this matter. Then, on September 28, 2012, Mr. Tavares' retained Richard A. Morgan, Esq. and Carl T. Williams, Esq. to represent him in this matter. On February 13, 2014, Messers. [sic] Morgan and Williams moved to withdraw as counsel for Mr. Tavares. Also in December 2013, Mr. Luis Delgado, Esq. was retained by Mr. Tavares and indicated that he only represented Mr. Tavares for the purposes of negotiating a potential settlement and did not appear in the above-captioned case. Mr. Delgado, like the other lawyers, has since withdrawn from his representation of Mr. Tavares.

² Indeed, in January 2013, Mr. Tavares filed a motion to enforce an alleged settlement agreement, which is currently pending before the Court.

³ During these discussions, Mr. Tavares was represented by Mr. Luis Delgado. Esq.

deposition of Ms. Gabriela Guimaraes, purportedly as the corporate representative of both the Plaintiffs for March 11, 2014, and unilaterally noticed the video-taped depositions of four non-parties who reside outside of the United States for March 14, 2014.

10. The Plaintiffs object to several of the areas of inquiry listed in Schedule A to the Notices of Deposition, as they are not reasonably calculated to lead to discovery of admissible evidence. Specifically, deposition questions regarding “Negotiations pertaining to settlement of the litigation’ is not proper area of inquiry.

11. Further, Mr. Tavares seeks to inquire with the Plaintiffs’ representative as to information known to entities other than the Plaintiffs. Specifically, Mr. Tavares seeks to require the Plaintiffs to testify as to matters “known or readily available to “ two third party entities Brickland Overseas, Ltd. and Williston Investments, Inc. Such inquiry is not permitted by the Rules.

12. Further, the Plaintiffs do not agree to attend depositions at Mr. Tavares’s office. Indeed, “{t}he office of the lawyer of the lawyer for one of the parties is not a proper place in the absence of an agreement to the contrary and a protective order will be granted to move the location.” Trawick, Fla. Prac. & Proc. § 16:13 (2013-2014 ed.). Here, Plaintiffs request that the depositions be ordered to be conducted at the Miami-Dade County Courthouse.

13. Also, regarding the depositions of the third parties, Mr. Tavares may not require third parties who reside outside of the United States to appear for depositions in Miami-Dade County.

14. And, the notices of deposition do not comply [⁷³]with the requirements for videotaped depositions. See Fla. R. Civ. P. 1.310 (“A party intending to videotape a deposition shall state in the notice that the deposition is to be videotaped and shall give the name and address of the operator.”).

15. Mr. Tavares, also, should not be permitted to take discovery while he is in violation of an order of the Court. Indeed, Mr. Tavares has failed to turn over all of the company documents as required by the Court’s September 22, 2011 Temporary Injunction.

16. Plaintiffs’ counsel has conferred with Mr. Tavares regarding the relief sought in this motion, and Mr. Tavares opposed the relief sought.

17. A Based upon the foregoing, the Plaintiffs respectfully request the Court enter a protective order as to the above-referenced depositions.

WHEREFORE, the Plaintiffs respectfully request the Court enter the relief sought above and such other relief as the court deems just and proper.

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: s/ Peter F. Valori

Peter F. Valori, Esq. – pvalori@dvllp.com - Florida Bar No. 43.516

Russell Landy, Esq. – rlandy@dvllp.com - Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 10th day of March, 2014, via email to Mr. Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; ctavares@bellsouth.net.

/s/ Peter F. Valori

Attorney for Plaintiff. See Record.

⁷³ The record displayed shows, among other things, that, Tavares’s notices of deposition of February 18, 2014 at 10:40 a.m., duly calls for a proper video-taped deposition of Tavares’ partner Joao E. Tenorio, *et al.*, all parties to the suit – and not “*third party*” deponents, as shameless criminals at Valori falsely claim in another sham motion, and the notice shows that the video-taped depositions are to be taken by a reputable and professional company, Certified Shorthand Reporters, further showing Valori’s pattern of systematic false and fraudulent statements to the Miami Courts since first filing the sham complaint and sham Motion for Injunction Against Tavares of September 15, 2011 with invalid and fraudulent corporate authority of Plaintiff entities to further the scheme depriving, stealing , and extorting Tavares of properties and rights, showing massive fraud upon the Miami Courts, under color of law. See Record.

COUNTS

Count 479 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 480 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 481 - Peter F. Valori and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 482 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 483 - Peter F. Valori and Russell Marc Landy at Damian & Valori LLP, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, upon subverted proceedings upon Miami Courts, electronic communications, to wit – among others, a certain E-mail of March 10, 2014, from Peter F. Valori (pv@dvllp.com), invalidly and fraudulently representing Brickell Commerce Plaza, Inc., *et al.* (“Plaintiff entities”), with fabricated false and invalid corporate authority purportedly from the “Sole Shareholder” of Plaintiff entities, to Charles Tavares (ctavares@bellsouth.net), containing a certain “Plaintiffs’ Motion for Protective Order” to further a criminal scheme depriving, extorting and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings in the Miami Courts, in violation of, 18, U.S.C., § 1343.

Count 484 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 485 - Shameless criminals Peter Francis Valori ("Peter"), Marc Russell Landy ("Landy"), and Sabrina Pitta Armenteros ("Pitta"), at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. ("BCP/Car Wash") with false, invalid and fraudulent corporate authority they fabricated with others implicated, systematically and repeatedly fabricating and filing false and fraudulent pleadings, and obstructing the sham proceedings with false, invalid and contradictory claims, including but not limited to, a certain Plaintiff's Motion for Protective Order of March 10, 2014 ("Motion for Protective Order of 3/10/2014"), repeatedly making claims that they all know in truth and in fact to be false and untrue, to further their criminal scheme depriving, extorting, and stealing Charles Tavares's ("Tavares") properties and rights, under color of law, upon subverted proceedings, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 485(a) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) *"Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., pursuant to Florida Rule of Civil Procedure 1.280(c), move for a protective order as to the depositions of Plaintiff's corporate representative and third party witnesses, ad in support state"*, see, Motion for Protective Order of 3/10/2014 at page 1, when in truth and in fact, Peter and Landy at Valori know that they cannot represent and/or speak on behalf of Tavares's Companies BCP/Car Wash, and their false and fraudulent authority of July 28, 2011 from the *"Sole Shareholder"* of BCP/Car Wash, is predicated on false and invalid indicia of corporate authority they fabricated, together with Gabriela Machado Guimaraes ("Guimaraes"), and others implicated, to hijack Tavares's BCP/Car Wash, in order to systematically perpetrate fraud upon the court since their first sham filings of September 15, 2011, to the last, and deprive, extort and steal Tavares' properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(b) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (b) *"On September 15, 2011, the Plaintiffs filed this lawsuit seeking to remove Mr. Tavares as an officer of the Plaintiff entities, based on his refusal to step down after being removed by proper corporate action"*, see, Motion for Protective Order of 3/10/2014 page 1 at ¶ 1, when in truth and in fact, Peter and Landy at Valori know that Tavares was never removed from Tavares's Companies BCP/Car Wash with proper corporate action, and the purported corporate authority their representation on behalf of Tavares's Companies BCP/Car Wash is solely predicated on false, invalid, and fraudulent corporate resolutions fabricated by Valori, Guimaraes, *et al.*, to hijack BCP/Car Wash, to further the scheme depriving, extorting, and stealing Tavares's properties and rights, under color of law, upon sham proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(c) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (c) *"On September 22, 2011, following a hearing, the Court entered a Temporary Injunction prohibiting Mr. Tavares, inter alia, from acting on behalf of Plaintiff entities"*, see, Motion for Protective Order of 3/10/2014 page 1 at ¶ 2, when in truth and in fact, Peter and Landy at Valori know that, they never had proper authority to represent or speak for BCP/Car Wash, and the Temporary Injunction of September 22, 2011 fraudulently removing Tavares from Tavares's Companies BCP/Car Wash is null and void

because is predicated on fraud upon the court by Valori's attorneys, showing among other things, the hearing held on September 22, 2011 at 8:00 a.m., is improperly noticed on September 21, 2011 at 2:00 p.m., or about eighteen hours (18) after is noticed by Valori – and not served upon Tavares, in order to willfully deny, deprive, and extort Tavares of properties and rights, under color of law, and further predicated on a sham Complaint and Motion for Temporary Injunction against Tavares, further showing two (02) fraudulent return of service of Complaint and the Motion for Temporary Injunction, demonstrating major frauds upon the court by shameless criminals Peter and Landy at Valori, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(d) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (d) *"Thereafter, Plaintiffs moved to compel arbitration of Mr. Tavares's claims against Plaintiffs, pursuant to the arbitration provision in the parties' Shareholders' Agreement which encompassed Mr. Tavares's claims"*, see, Motion for Protective Order of 3/10/2014 page 1 at ¶ 4, when in truth and in fact, Peter and Landy at Valori know that they are knowingly and intentionally acting with false, invalid and fraudulent corporate authority of to represent, and/or speak on behalf of Plaintiff entities BCP and Car Wash, predicated on false, invalid, and fraudulent corporate authority they fabricated to hijack Tavares's Companies BCP and Car Wash, shown on all their pleadings, falsely and fraudulently stating to the Miami Courts that, the *"Sole Shareholder"* of Plaintiff entities, BCP and Car Wash, removed Tavares, the founder, sole president and director, and one of two (02) shareholders of BCP and Car Wash, brazenly contradicted by Valori's Motion to Compel Arbitration of July 17, 2012 demonstrating that Valori's authority is false, invalid, and fraudulent, and all Orders predicated on these undeniable fraudulent claims and pleadings are forever null and void, showing massive frauds upon the courts by criminals at Valori to deprive, extort and steal Tavares's properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(e) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (e) *"On July 31, 2012, after a hearing, the Court granted Plaintiffs' Motion to Compel Arbitration and ordered the parties to confer on selection of an arbitrator"*, see, Motion for Protective Order of 3/10/2014 page 2 at ¶ 5, willfully omitting that the Miami Courts, presided by corrupt Judge Allan Leste Langer, implicated in major frauds against Tavares in three (03) other ongoing Related Cases, entered the sham Order of July 31, 2012, in a sham improperly noticed and held hearing while Tavares is 5,000 miles away, predicated on Valori's Motion to Compel Arbitration between the two (02) shareholders of BCP and Car Wash, when Valori's purported authority to represent and speak on behalf of BCP and Car Wash is solely predicated on an invalid and fraudulent authority from the *"Sole Shareholder"*, showing to any reasonable person that the *"Suit"* is a legal farce to deprive, steal, and extort Tavares of properties and rights, under color of law, upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(f) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to the Miami Courts, that, (f) *"Thereafter, the parties engaged in extensive settlement discussions and mediated the case before Judge Joseph Farina (Ret.).² While no settlement was reached, the parties continued to explore settlement"*, see, Motion for Protective Order of 3/10/2014 page 2 at ¶ 8, willfully omitting, to mislead the Miami Courts, the fact that the two (02) shareholders of BCP and Car Wash, Tavares and Joao E. Tenorio had already settled the matter since October 2012, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(g) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (g) *“On July 31, 2012, after a hearing, the Court granted Plaintiffs’ Motion to Compel Arbitration and ordered the parties to confer on selection of an arbitrator”*, see, Motion for Protective Order of 3/10/2014 page 2 at ¶ 5, willfully omitting that the Miami Courts, presided by corrupt Judge Allan Leste Langer, implicated in major frauds against Tavares in three (03) other ongoing Related Cases, entered the sham Order of July 31, 2012, in a sham improperly noticed and held hearing while Tavares is 5,000 miles away, predicated on Valori’s Motion to Compel Arbitration between the two (02) shareholders of BCP and Car Wash, when Valori’s purported authority to represent and speak on behalf of BCP and Car Wash is solely predicated on invalid and fraudulent authority from the *“Sole Shareholder”*, showing to any reasonable person that the suit is a legal farce to deprive, steal, and extort Tavares of properties and rights, under color of law, upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(h) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to the Miami Courts, that, (h) *“The Plaintiffs object to several of the areas of inquiry listed in Schedule A to the Notices of Deposition, as they are not reasonably calculated to lead to discovery of admissible evidence. Specifically, deposition questions regarding ‘Negotiations pertaining to settlement of the litigation’ is not proper area of inquiry”*, see, Motion for Protective Order of 3/10/2014 page 3 at ¶ 10, to mislead the Miami Courts, the fact that the reasoning to depose, as previously sought by Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. in December 2012, is to show to the Miami Courts that Valori is acting with illegal and improper invalid and fraudulent authority to represent and or speak for Plaintiff entities BCP and Car Wash, and the fact the two (02) shareholders of BCP and Car Wash, Tavares and Joao E. Tenorio had already settled the matter since October 2012, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 485(i) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to the Miami Courts, that, (i) *“Also, regarding the depositions of the third parties, Mr. Tavares may not require third parties who reside outside of the United States to appear for depositions in Miami-Dade County”* see, Motion for Protective Order of 3/10/2014 page 3 at ¶ 13, when Valori know, and had to know, that, Tavares’s Notice of Deposition is not for “third parties”, but for Tavares’ partner Joao E. Tenorio (“Tenorio”), and, Jose Tenorio Lins de Albuquerque Neto, Luciana Tenorio Carvalho, and Maria Fernanda Brandao Vilela (“Collectively, partners of Tavares in BCP through their company West Eighth, Corp. , and aforesaid depositions via Video Conference will be held by Certified Shorthand Reporters, and that Tavares and Tenorio have settled the matter since October 2012, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 486 – Shameless criminals Peter F. Valori and Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Courts to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

487	March 24, 2014 at 4:21 PM	<u>U. S. CODE TITLE 18</u>	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE)
488		§ 371 Conspiracy to Defraud the USA &	
489		§ 241 Conspiracy Against Rights &	
490		§ 242 Deprivation of Rights -Under Color of Law &	
491		§ 1346 Scheme/Artifice to Defraud &	
492		§ 1961 <i>et seq.</i> – RICO &	
493		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On March 24, 2014 at 4:21 p.m., shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), knowingly and intentionally, falsely and fraudulently representing, and/or speaking on behalf of Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc, a Florida corporation’s (“Car Wash”) (Tax Id. #65-0965599), with invalid and fraudulent corporate authority from the “Sole Shareholder” of BCP and Wash, to hijack Tavares’s Companies, and deprive, extort, and steal, under color of law, Tavares of properties and rights in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), file, with unclean hands, to further the criminal scheme, a sham⁷⁴ Plaintiffs’ Motion to Compel Production of Documents (“**Motion to Compel Documents**”), that the criminals at Valori know in truth and in fact to be another artifice to continue obstructing the sham proceedings while the Continued Criminal Enterprise⁷⁵ (“CCE”) money launders the ill-gotten moneys from a secret false, invalid, and fraudulent sale and transfer, of February 20, 2014, across state lines, of Tavares’s Companies’ Properties located at 250 S.W. 7th Street, West Brickell, Miami, Florida 33130, Folio #01-0205-010-1080, to Walgreen Co., an Illinois company (“Walgreens”) (Nasdaq: WBA), for Six Million Seven Hundred Forty Two Thousand & Five Hundred Dollars (\$6,742,500), or about 1/3 of the true market value of Tavares’s properties of \$20 million dollars, and, also Tavares’ Personal Properties valued \$235,701. See Record.

⁷⁴ The record displayed shows that, the Miami Courts entered, on March 20, 2014, an Order allowing Tavares’s attorneys at Buchanan Ingersoll & Rooney, P.C. to withdraw after been fired by Tavares for improper and corrupted representation, by among other things, knowingly and intentionally, allowing Valori to represent Tavares’s Companies BCP and Car Wash, with invalid and fraudulent corporate authority that Valori, *et al.* fabricated to extort Tavares, under color of law. See Record.

⁷⁵ Among other implicated Associates of the CCE, criminals Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), and Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), knowingly and intentionally, participate in the invalid and fraudulent sale and transfer to Walgreens, across state lines, to further the criminal scheme depriving, stealing, and extorting Tavares, under color of law, in subverted proceedings, in violation of, *inter alia*, Title 18, United States Code, Sections, 241, 242, 1346, 1956, 1957, and, 1961, *et seq.* See Record.

Criminals Damian & Valori's Sham and Contradictory Plaintiffs' Motion to Compel Production of Documents of March 24, 2014 to Knowingly and Intentionally Obstruct the Proceedings to Further a Scheme Extorting Tavares of Properties and Rights After Valori, et al. Fraudulently Sold Properties

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IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (31)

v.
CHARLES TAVARES,
Defendant.

PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move this Court to compel Defendant, Charles Tavares, to: (i) answer Plaintiff's March 15, 2012 First Set of Interrogatories; (ii) produce all responsive documents to Plaintiff's March 15, 2012 First Request for Production of Documents; and (iii) produce all responsive documents to Plaintiff's April 10, 2012 Second Request for Production, and in support state:

1. On March 15, 2012, Plaintiffs served their First Set of Interrogatories and First Request for Production of Documents upon Defendant Charles Tavares. See Exhibit A and Exhibit B. Defendant's responses were due on April 14, 2012.
2. On April 10, 2012, Plaintiffs served their Second Request for Production on the Defendant. See Exhibit C. Defendant's responses were due on May 10, 2012.
3. To date, the Defendant has failed to respond or to object to any of Plaintiffs' discovery requests, and has failed to request an extension of time to respond to discovery.
4. As such, Mr. Tavares should be compelled to produce responsive documents and answers to interrogatories.

WHEREFORE, Plaintiffs respectfully request that this Court compel Defendant, Charles Tavares, to produce responsive documents and answer the interrogatories, and grant any such further relief this Court deems just and proper.

GOOD FAITH CERTIFICATION

Undersigned counsel hereby certifies that counsel for movants has conferred, attempted to confer or will confer with Defendant's counsel prior to filing this motion in compliance with Administrative Order 1-06-09 in an effort to secure the requested information without court action.

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 - Miami, Florida 33131
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
spitta@dvllp.com

By: s/ Peter F. Valori
Peter F. Valori, Esq. – pvalori@dvllp.com - Florida Bar No. 43.516
Russell Landy, Esq. – rlandy@dvllp.com - Florida Bar No. 44.417

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 24th day of March, 2014, via email to Mr. Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, Florida 33131; ctavares@bellsouth.net.

/s/ Peter F. Valori
Attorney for Plaintiff'. See Record.

COUNTS

Count 487 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 488 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 489 - Shameless criminals Peter F. Valori, Sabrina Pitta Armenteros, and Russell Marc Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 490 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 491 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 492 - Shameless criminals Peter Francis Valori (“Peter”), Marc Russell Landy (“Landy”), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash”) with false, invalid and fraudulent corporate authority they fabricated with others implicated, systematically and repeatedly fabricating and filing false and fraudulent pleadings, and obstructing the sham proceedings with false, invalid and contradictory claims, including but not limited to, a certain sham Plaintiff’s Motion to Compel Production of Documents of March 24 , 2014 (“Motion to Compel Documents of 3/24/2014”), repeatedly making claims that they all know in truth and in fact to be false

and untrue, to further their criminal scheme depriving, extorting, and stealing Charles Tavares's ("Tavares") properties and rights, while money laundering the ill-gotten proceeds from the secret sale and transfer of February 20, 2014, of Tavares's properties and rights to Walgreens, under color of law, upon subverted proceedings, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 492(a) - Perjury in Official Proceeding by Peter, Pitta, and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) *"Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move this Court to compel Defendant, Charles Tavares, to: (i) answer Plaintiff's March 15, 2012 First Set of Interrogatories; (ii) produces all responsive documents to Plaintiff's March 15, 2012 First Request for Production of Documents; and (iii) produce all responsive documents to Plaintiff's April 10, 2012 Second Request for Production, and in support state"*, see, Motion to Compel Production of 3/24/2014 at page 1, when in truth and in fact, Peter, Pitta, and Landy at Valori know that they cannot represent and/or speak on behalf of Tavares's Companies BCP/Car Wash, and their false and fraudulent authority of July 28, 2011 from the *"Sole Shareholder"* of BCP/Car Wash, is predicated on false and invalid indicia of corporate authority they fabricated, together with Gabriela Machado Guimaraes ("Guimaraes"), and others implicated, to hijack Tavares's BCP/Car Wash, in order to systematically perpetrate fraud upon the court since their first sham filings of September 15, 2011, to the last, and deprive, extort and steal Tavares' properties and rights – as the secret invalid and fraudulent sale and transfer of February 20, 2014, of Tavares's BCP and Car Wash's Properties at 250 S.W. 7th Street, West Brickell Miami, Florida 33130 to Walgreen Co. shows, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 492(b) - Perjury in Official Proceeding by Peter, Pitta, and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, with invalid and fraudulent authority to represent Plaintiff entities, to deprive Tavares of properties and rights, that, (b) *"On March 15, 2012, Plaintiffs served their First Set of Interrogatories and First Request for Production of Documents upon Defendant Charles Tavares. See Exhibit A and Exhibit B. Defendant's responses were due on April 14, 2012"*, see, Motion to Compel Production of 3/24/2014 page 1 at ¶ 1, contradicting the truth, and criminals at Valori's previous statements to the Miami Courts, see, among others, Valori's sham motion to compel arbitration of 7/17/ 2012 page 2, and the Third District Court of Appeals, see Appeal No. 12-3086, falsely stating that Valori did not waive arbitration because Valori, *e.g.*, did not pursue discovery and production, §837.021, F.S. (Perjury by Contradictory Material Statements in Official Proceedings).

Count 492(c) - Perjury in Official Proceeding by Peter, Pitta, and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, with invalid and fraudulent authority to represent Plaintiff entities, to deprive Tavares of properties and rights, that, (c) *"On April 10, 2012, Plaintiffs served their Second Request for Production on the Defendant. See Exhibit C. Defendant's responses were due on May 10, 2012"*, see, Motion to Compel Production of 3/24/2014 page 1 at ¶ 2, contradicting the truth, and criminals at Valori's previous statements to the Miami Courts, see, among others, Valori's sham motion to compel arbitration of July 17, 2012 at page 2 "Argument", and the Third District Court of Appeals, see Case No. 12-3086, falsely stating that Valori did not waive arbitration because Valori, *e.g.*, did not pursue discovery and production, and, disingenuously, omitting that Valori never sought the responses, and willfully, together with the subverted Miami Courts, never ever allowed Tavares and his five (05) different set of law firms to pursue any discovery in the matter, as they were furthering the scheme with a sham motion for arbitration, and a sham mediation while Valori's sham appeal to arbitrate, in order to obstruct and prevent justice while shameless criminals Valori, *et*

al., are furthering the extortion and stealing of Tavares's properties and rights, under color of law, in violation of, §837.021, F.S. (Perjury by Contradictory Material Statements in Official Proceedings).

Count 492(d) - Perjury in Official Proceeding by Peter, Pitta, and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, with invalid and fraudulent authority to represent Plaintiff entities, to deprive Tavares of properties and rights, that, (d) *"To date, the Defendant has failed to respond or to object to any of Plaintiffs' discovery requests, and has failed to request an extension of time to respond to discovery"*, see, Motion to Compel Production of 3/24/2014 page 1 at ¶ 3, contradicting the truth and facts in the record displayed, that shameless criminals at Valori, systematically and repeatedly prevented the parties from any and all discovery, by using artifices to fraudulently obstruct the proceedings with sham motions and orders to arbitrate, and sham motions to mediate while Valori appeal to compel arbitration, see record, showing their statements to the Miami Courts are patently false, to further a brazen scheme depriving, stealing and extorting Tavares of properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 492(e) - Perjury in Official Proceeding by Peter, Pitta, and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, with invalid and fraudulent authority to represent Plaintiff entities, to deprive Tavares of properties and rights, that, (e) *"As such, Mr. Tavares should be compelled to produce responsive documents and answers to interrogatories"*, see, Motion to Compel Production of 3/24/2014 page 1 at ¶ 4, when in truth and in fact, shameless criminals at Valori know that they are invalidly and fraudulently representing Tavares's Companies BCP and Car Wash – Plaintiff entities, with fabricated false, invalid, and fraudulent corporate authority from the *"Sole Shareholder"*, contradicting the truth and fact that BCP and Car Wash, at all relevant times, have two (02) shareholders, Tavares and Joao E. Tenorio, see BCP's Shareholders' Agreement of February 14, 2000, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 493 – Shameless criminals Peter F. Valori and Russell Landy at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, representing and speaking on behalf of Tavares's Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with false, invalid, and fraudulent corporate authority Valori, et al., fabricated in order to hijack the companies to steal Tavares's properties and rights, under color of law upon subverted proceedings, and to further the scheme, repeatedly making patently false statements in writing to mislead the Miami Courts to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

494	April 4, 2014	<u>U. S. CODE TITLE 18</u>	Abby Cynamon Miami Courts Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise (CCE)
495		§ 371 Conspiracy to Defraud the USA &	
496		§ 241 Conspiracy Against Rights &	
497		§ 242 Deprivation of Rights -Under Color of Law &	
498		§ 1346 Scheme/Artifice to Defraud &	
499		§ 1961 <i>et seq.</i> – RICO &	
500		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices &	
		<u>FLORIDA CODE OF JUDICIAL CONDUCT</u> Violations of Canons 1, 2, and 3	

On April 4, 2014, Judge Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), in reckless disregard for the law, the constitution, rights, and legal precedents, enters, to, knowingly and intentionally, continue depriving and extorting Charles Tavares (“Tavares”), under color of law, upon subverted proceedings, a sham and forever void Order Granting Motion to Compel (“**Order to Compel**”), in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing massive frauds upon the court by shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), knowingly and intentionally, falsely and fraudulently representing, and/or speaking on behalf of Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc, a Florida corporation’s (“Car Wash”) (Tax Id. #65-0965599), hijacking Tavares’ Companies BCP/Car Wash with invalid and fraudulent corporate authority from the “*Sole Shareholder*” of BCP and Wash, to further a scheme depriving, extorting, and stealing, under color of law, Tavares of properties and rights. The sham hearing is presided by reckless Judge Cynamon, and as part of the scheme to deprive and extort Tavares of properties and rights, the sham hearing is predicated on an artifice denying and depriving Tavares’s rights, upon an improperly held hearing not noticed upon Tavares, while Tavares is searching for new attorneys after firing his former attorneys at Buchanan Ingersoll & Rooney for willfully allowing the criminal scheme by Valori upon the subverted proceedings, and the record showing the Miami Courts entering the Order of March 20, 2014, allowing Buchanan Ingersoll to withdraw, and providing Tavares thirty (30) days to engage new counsel. Reckless Judge Cynamon’s willful improper actions to deprive and extort Tavares, follows previous corrupt Judges Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), and Norma Shepard Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812) systematic and repeated violations of law, the constitution, rights, and legal precedents, to further the scheme by willfully and systematically depriving and extorting Tavares, under color of law, upon subverted proceedings, showing Valori’s Continued Criminal Enterprise’s (“CCE”), relentlessly perpetrating criminal racketeering against the United States, the State of Florida, Tavares, and Tavares’s Companies. See Record.

Reckless Judge Abby Cynamon's Order Granting Criminals at Damian & Valori, LLP's Motion to Compel Discovery in a Sham Unnoticed Hearing to Deprive Tavares of Properties and Rights

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (31)

v.

CHARLES TAVARES,
Defendant.

ORDER GRANTING MOTION TO COMPEL

THIS CAUSE came before the Court upon the Plaintiffs' Motion to Compel Discovery, and the Court having heard the argument of the parties, and the Court being fully advised, it is:

ORDERED and ADJUDGED that the Plaintiffs' motion is GRANTED. Defendant, Charles Tavares, shall produce documents responsive to the Plaintiffs' March 15, 2012 and April 10, 2012 requests for production of documents and Plaintiffs' March 15, 2012 First Set of Interrogatories within 10 days of the date of this order.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, on 04/04/14.

/s/ Abby Cynamon

Abby Cynamon - Circuit Court Judge

The Parties served with this Order are indicated in the accompanying 11th Circuit email confirmation which included all emails provided by the submitter. The movant shall IMMEDIATELY serve a true and correct copy of this Order, by mail, facsimile, email or hand-delivery, to all parties/counsel of record for whom service is not indicated by the accompanying 11th Circuit confirmation, and file proof of service with the Clerk of Court.

Signed original order sent electronically to the Clerk of the Court for filing in the Court file.

Cc: All Counsel of Record". See Record.

COUNTS

Count 494 - Reckless Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 495 - Reckless Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 496 - Reckless Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 497 - Reckless Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 498 - At all times relevant, Reckless Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 499 - Reckless Judge Abby Cynamon ("Judge Cynamon), together with shameless criminals Peter F. Valori ("Peter"), and Russell Marc Landy ("Landy") at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares ("Tavares"), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares's properties and rights, and holding sham hearings, presided by reckless and corrupt judges furthering the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 499(a) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, in the sham unnoticed hearing, to deprive Tavares of properties and rights, that, (a) "Damian & Valori, LLP represent the Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.," when in truth and in fact, Peter and Landy at Valori know that they are invalidly and fraudulently representing and/or speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority to further a scheme to steal and extort Tavares's properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 499(b) - Perjury in Official Proceeding by reckless Judge Abby Cynamon, to further the scheme by knowingly and intentionally, falsely stating, in the sham Order Granting Motion to Compel Discovery, in a sham unnoticed hearing, to deprive Tavares of properties and rights, that, (b) "*THIS CAUSE came before the Court upon the Plaintiffs' Motion to Compel Discovery, and the Court having heard the argument of the parties, and the Court being fully advised, it is: ORDERED and ADJUDGED that the Plaintiffs' motion is GRANTED*", when in truth and in fact, reckless Judge Cynamon knows, and had to know, and the record displayed demonstrates, that, *e.g.*, Valori is invalidly and fraudulently representing and/or speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority to further a scheme to steal and extort Tavares's properties and rights, under color of law, and that the sham hearing was not properly noticed in order to willfully deny and deprive Tavares' rights, and an opportunity to appear and present his meritorious defenses, and showing the brazen legal farce by Valori, *et al.*, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 500 – Reckless Judge Abby Cynamon, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT **APROX. DATE****VIOLATIONS****PERPETRATORS**

COUNT	APROX. DATE	VIOLATIONS	PERPETRATORS
501	April 7, 2014 at 10:24 PM	U. S. CODE TITLE 18	Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE)
502		§ 371 Conspiracy to Defraud the USA &	
503		§ 241 Conspiracy Against Rights &	
504		§ 242 Deprivation of Rights -Under Color of Law &	
505		§ 1346 Scheme/Artifice to Defraud &	
506		§ 1343 – Wire Fraud &	
507		§ 1961 <i>et seq.</i> – RICO &	
508		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA BAR RULES PROFESSIONAL CONDUCT Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On April 7, 2014, shameless criminal Peter Francis Valori (“Peter”) (Florida Bar No. 43.516at Damian & Valori, LLP (“Valori”), to further the scheme depriving and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), falsely and invalidly representing Tavares’ Companies Brickell Commerce Plaza, Inc., a Florida corporation and The Car Wash Concept, Inc., a Florida corporation (“BCP/Car Wash”) against Tavares, with fabricated invalid and fraudulent indicia of corporate authority of BCP/Car Wash, purportedly executed by the “Sole Shareholder”⁷⁶ of BCP/Car Wash of July 28, 2011, as part of their scheme to hijack Tavares’ Companies BCP/Car Wash, then have the subverted Miami Courts upon sham proceedings to legalize the extortion of Tavares’ properties and rights, further money laundering the ill-gotten proceeds, submits, via electronic mail, to further the scheme, an email from criminal Peter to Tavares, copied to criminals Russel Marc Landy (“Landy”) and Sabrina Pitta Armenteros (“Pitta”) at Valori, knowingly and intentionally, falsely stating, among other things, that, “My clients, *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., are still interested in trying to settle this matter*”, and, “I enclose a copy of the last version of the proposed agreement which I forwarded to Mr. Delgado [⁷⁷] on 2/28/14 (added exhibits here)”, when, in truth, and in fact, criminals at Valori know, e.g., that they are falsely representing BCP/Car Wash with fabricated and fraudulent authority, and, as part of their scheme to deprive, extort, and steal, as Tavares uncovers that Valori, *et al.*, have secretly and fraudulently sold, on February 20, 2014 to Walgreen Co. (“Walgreens”), for \$6,742,500, all properties and assets of Tavares’ Companies BCP/Car Wash, stealing all of the ill-gotten proceeds. See Record.

⁷⁶ The record shows that BCP/Car Wash has two (02) shareholders, Tavares, and Joao Evangelista Tenorio, and, that, since October 2012, Tavares and Tenorio had agreed to a settlement, memorialized by Buchanan Ingersoll and Valori. See Record.

⁷⁷ After the Criminal Enterprise coerced, extorted, and corrupted Tavares’ previous attorneys at Buchanan Ingersoll & Rooney, P.C. (“Buchanan Ingersoll”), Tavares engaged attorneys George Befeler (“Befeler”) (Florida Bar No. 434.264), and Luis Eduardo Delgado (“Delgado”) (Florida Bar No. 475.343), at Home Bonner & Jacobs (“Homer Bonner”). See Record.

Criminal Peter F. Valori's Email to Charles Tavares to Further the Scheme Depriving, Extorting, and Stealing, Under Color of Law, Upon Subverted Proceedings, Charles Tavares's Properties & Rights

"From: Peter Valori (pvalori@dvllp.com)

Date: Monday, April 7, 2014 10:24 PM

To: Charles Tavares (ctavares@bellsouth.net)

CC: FRP Sarbina Armenteros (spitta@dvllp.com) , Russell Landy (rlandy@dvllp.com)

Subject: Brickell Village et al [sic] v.. Tavares

Hello Mr. Tavares:

My clients, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc, are still interested in trying to settle this matter.

I enclose a copy of the last version of the proposed agreement which I forwarded to Mr. Delgado on 2/28/14 (I added the exhibits here).

Please let me know if you are interested in settling this matter on these terms.

As with my prior correspondence, and all correspondences regarding settlement, this email is for discussion purposes only. Any Agreement, in order to be enforceable, would need to be in writing and signed by the parties.

Thank you.

Sincerely,

Peter F. Valori
Managing Partner

Damian & Valori, LLP
1000 Brickell Avenue, Suite 1020
Miami, Florida 33131". See Record.

COUNTS

Count 501 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 502 - Shameless criminals Peter F. Valori, Russell Landy, and Sabrina Pitta Armenteros, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 503 - Shameless criminals Peter F. Valori, and Russell Landy, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 504 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 505 - Shameless criminals Peter Francis Valori, Russell Landy, and Sabrina Pitta Armenteros, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further their criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, in subverted proceedings upon Miami Courts, electronic communications, to wit – among others, a certain E-mail of Monday, April 7, 2014 at 10:24 PM., from Peter F. Valori at Damian & Valori, LLP (pvalori@dvllp.com), to Charles Tavares (ctavares@bellsouth.net), and c.c. to, FRP Sabrina Pitta Armenteros (spitta@dvllp.com); and, Russell Marc, in violation of, 18, U.S.C., § 1343.

Count 506 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 507 - Shameless criminals Peter F. Valori ("Peter"), Sabrina Pitta Armenteros ("Pitta"), and Russell Marc Landy ("Landy") at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares ("Tavares"), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), showing among other things, that Peter, Pitta, and Landy at Valori are fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority from the "Sole Shareholder", that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme upon the Miami Courts, systematically perpetrating fraud upon the court by, among other things, repeatedly filing false, fraudulent, and contradictory pleadings, claims, return of service, notices of hearing, and appeals, contradicting the truth and record displayed, to further a criminal scheme depriving, stealing and extorting Tavares's properties and rights, and, systematically obstructing the proceedings with artifices to prevent, among other things, an agreed Settlement of October 2012, between Tavares and Joao Evangelista da Costa Tenorio ("Tenorio"), the two (02) shareholders of BCP/Car Wash, while shameless criminals at Valori, *et al.*, all know that they have already secretly, fraudulently, and invalidly sold, across state lines, Tavares's BCP/Car Wash's properties to Walgreen Co., an Illinois company ("Walgreens"), stealing \$6,742,500 in ill-gotten proceeds, and now are perpetrating their artifice to fraudulently move the subverted Miami Courts to money launder the ill-gotten proceeds for the Criminal Enterprise, showing that Valori's sham email is another artifice to prevent justice to further the extortion and stealing of Tavares's properties and rights, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 507(a) - Perjury in Official Proceeding – to wit, "purported settlement negotiations in the case" by Peter, Pittam and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, in the sham email of April 7, 2014 at 10:24 PM (Email of 04/07/14"), that, (a) "My clients, *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.* are still interested in trying to settle this matter", see, Email of 04/07/14, when in truth and in fact, Peter and Landy at Valori know that they are invalidly and fraudulently representing and/or speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority to further a scheme to steal and extort Tavares's properties and rights, under color of law, and, that, Tavares and Tenorio, the two (02) shareholders of BCP/Car Wash, have already settled the matter, and Valori is fraudulently obstructing the settlement while stealing and extorting Tavares, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 508 – Shameless criminals Peter Francis Valori, and Russell Marc Landy, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Florida Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Court to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

VALORI'S SHAM EMAIL OF APRIL 7, 2014 at 10:24 PM IS SUBMITTED TO TAVARES AFTER TAVARES' MOTION TO VACATE APRIL 2, 2014 ORDER GRANTING PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS, EXPOSING, *e.g.*, THE FRAUDULENT SALE OF PROPERTIES TO STEAL

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (31)

FILED FOR RECORD

APRIL 7, 2014 at 3:51 PM

DEFENDANT'S MOTION TO VACATE APRIL 4, 2014 ORDER GRANTING PLAINTIFFS' MOTION TO COMPEL PRODUCTION OF DOCUMENTS

Defendant, Charles Tavares ("Tavares" or "Defendant"), represented Pro Se, hereby moves to Vacate April 4, 2014 Order Granting Plaintiffs' Motion to Compel Production of Documents, and in support thereof, stated as follows:

INTRODUCTION

Damian & Valori, LLP, attorneys for Plaintiffs Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (collectively "Plaintiffs") have properly induced the Court to sign and grant an Order "Plaintiffs' Motion to Compel Production of Documents", dated April 4, 2014.

Plaintiffs' Motion to Compel Production of Documents of March 24, 2014 was never set down for a hearing and accordingly, Defendant was denied its legal rights to oppose improper Motion by the Plaintiffs, as Defendant Tavares has already produced to Plaintiffs since 2011, as well as property, equipment, including Defendant's personal property worth hundreds of thousands of dollars and other interests, which Plaintiffs have delivered neglected and failed to maintain.

Furthermore, on February 20, 2014, Plaintiffs sold and transferred title to the Brickell Commerce Plaza, Inc. property located at 250 S.W. 7 Street, Miami, Florida 33130, to Walgreen Co. in an improper, clouded, and fraudulent transfer of title, as Defendant Tavares not only has an interest in the company and property, but had hundreds of thousands of dollars in personal property, as per evidence attached to this styled-action, which Plaintiffs knowingly and deliberately chose to defraud Defendant of its properties.

PROCEDURAL AND FACTUAL BACKGROUND

1. In 2011, Defendant Tavares provided Plaintiffs with all records, corporate books, tax returns, checkbooks in his possession and all other documents for the companies, as well as Plaintiffs were given sole control and access for the property at 250 S.W. 7 Street, Miami, Florida 33130 were the business of the companies were conducted and records were stored and maintained.
2. On March 8, 2012, Plaintiffs and Defendant started settlement discussions (copy provided upon request by the Court).
3. On April 10, 2012, file an invalid "Plaintiffs' Second Request for Production", certified by Damian & Valori, LLP to have been served upon Defendant on April 2, 2012, which is false and could not be true.
4. On October 7, 2012, Plaintiffs' attorneys at Peter F. Valori confirms his client is interested in a settlement and further settlement discussions follow with Defendant (copy provided upon request by

the court).

5. On November 13, 2012, a Settlement Agreement was drafted with the same commercial and material terms that have been agreed upon, affirmed, and re-affirmed by the Plaintiffs and Defendant (copy provided upon request by the Court).

6. On November 21, 2012, Plaintiffs' attorneys at Damian & Valori, LLP file a bogus appeal to the Third District Court of Appeal, trying to enforce Arbitration, although is well known by the attorneys and judges that once a Party starts litigation, pursues it with discoveries and actions for over a year, it has absolutely waived arbitration clause, as the Third District Court of Appeal defeated unanimously Plaintiffs' bogus appeal, which was used in bad faith to stall the agreed Settlement, possibly for Damian & Valori to continue bill its client.

7. In January 2013, Judge Norma S. Lindsey takes over presiding the case and stays the case until the appeal is resolved, although is well known the appeal by Damian & Valori was completely baseless and it was a loser, only to keep stalling the Agreed Settlement and continue billing is client, which it did for 6 months, and further and improperly use the resources of the judicial system for his personal benefit, and allow Damian & Valori, LLP to follow the now defunct Rothstein Adler Russell law firm's footsteps of being one of the biggest financial contributors to judges campaigns in Miami-Dade County, and at the same time Damian & Valori has ongoing cases with the same judges they are raising thousand of dollars in clear conflict relating to Canon 3E(1) of the Code. (Exhibit A), which raises issues of proper ethics and fairness to all.

8. On June 21, 2013, Plaintiffs presents a Settlement Agreement with the same commercial, relevant and material terms agreed upon, as Damian & Valori, LLP.

9. On August 16, 2013, at Plaintiffs' requests, Defendant Tavares flies to Prague, Czech Republic, to meet Plaintiffs' special envoy to reaffirm the same agreed Settlement Agreement and it is reaffirmed, as there is belief Damian & Valori, LLP is stalling the agreed settlement for its own personal financial benefit against the clients' interests and using and abusing the resources of the judicial system. Plaintiffs and Defendant reaffirm the agreed settlement on August 18, 2013.

10. On March 4, 2014, Defendant Tavares files the Second Defendant's Motion to Enforce the Settlement, following previous January 2013 First Defendant's Motion to Enforce Settlement by Tavares' former attorneys at Buchanan Ingersoll & Rooney, P.C., as the Case has been settled since at least January 2013, despite Damian & Valori relentless efforts to make this settled case, an annuity for its personal financial gain, and abusing the resources of the judicial system with bogus Motion to Compel Production of Documents that have been produced 2 years ago, bogus appeals that any and all attorneys should have known, and know, were bogus and baseless and acting unprofessionally in actions already filed with this Court, including personal threats by Damian & Valori against Tavares personally, conspiracy and participation in false and malicious prosecution against Tavares (Case Fraga vs. Tavares), conspiring along with Gabriela Machado Guimaraes and attorney Marco E. Rojas in trying to remove Tavares as the managing partner for his company 139 TH Avenue SW 8 Street, LLC, and in the latest improper action, showing bad faith, conflicting interests and fraudulent intent to defraud and steal from Defendant Tavares, Damian & Valori, LLP, Gabriela Machado Guimaraes and attorney Marco E. Rojas (had been Tavares' personal and corporate attorney for almost 20 years), without any previous notices to Defendant and the Court, sold and transferred title of Brickell Commerce Plaza property at 250 S.W. 7 Street, Miami, Florida, 33130, to Walgreen Co., thus defrauding and stealing not only Tavares' interests but also hundreds of thousands of dollars in Tavares' personal property as certified before the Court in court filings in the Case. (Composite Exhibit B).

11. On March 24, 2014, Plaintiffs file bogus Plaintiffs' Motion to Compel Production of Documents, which had already been produced for almost 2 years, and prior to the settled agreement being agreed upon by Plaintiff and Defendant, just to stall and improperly use and abuse the judicial legal resources, in violation of a code of professional conduct. (Composite Exhibit C).

WHEREFORE, Defendant Tavares moves this Court to vacate the Order to Compel Production of Documents by Plaintiff, as this has been done, and enforce the agreed settlement, as to avoid further irreparable financial losses and damages to Defendant Tavares, as Damian & Valori have and continue to act reckless, in bad faith and in a fraudulent manner.

Respectfully submitted,

/s/ Charles Tavares

Charles Tavares, Represented Pro Se

444 Brickell Avenue, Suite 720

Miami, Florida 33131

Telephone: (305) 778-0707

Email: ctavares@belsouth.net

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via U.S. Postal Mail on this 7th day of April, 2014 to: Peter F. Valori, Esq., at Damian & Valori, LLP, at 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131; and, a courtesy copy to the Honorable Judge Abby Cynamon in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida, at 73 West Flagler Street, Room DCC 1111, Miami, Florida 33130.

/s/ Charles Tavares

Charles Tavares

444 Brickell Avenue, Suite 720

Miami, Florida 33131

Telephone: (305) 778-0707

Email: ctavares@belsouth.net ". See Record.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

509	April 8, 2014	<u>U. S. CODE TITLE 18</u>	Abby Cynamon Miami Courts Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise (CCE)
510		§ 371 Conspiracy to Defraud the USA &	
511		§ 241 Conspiracy Against Rights &	
512		§ 242 Deprivation of Rights -Under Color of Law &	
513		§ 1346 Scheme/Artifice to Defraud &	
514		§ 1961 <i>et seq.</i> – RICO &	
515		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA CODE OF JUDICIAL CONDUCT</u> Violations of Canons 1, 2, and 3	

On April 8, 2014, corrupt⁷⁸ Judge Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), in reckless disregard for the law, the constitution, rights, and legal precedents, enters, to, knowingly and intentionally, continue depriving and extorting Charles Tavares (“Tavares”), under color of law, upon subverted proceedings, a sham void Order Denying Tavares’s Motion to Enforce Settlement (“**Order Denying Enforcement Settlement**”), in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing massive frauds upon the court by shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), knowingly and intentionally, falsely and fraudulently representing, and/or speaking on behalf of Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc, a Florida corporation’s (“Car Wash”) (Tax Id. #65-0965599), hijacking Tavares’ Companies BCP/Car Wash with invalid and fraudulent corporate authority from the “*Sole Shareholder*” of BCP and Wash, to further a scheme depriving, extorting, and stealing, under color of law, Tavares of properties and rights. The sham hearing is presided by corrupt Judge Cynamon, which recklessly disregards the truth, the facts, the law, and legal precedents, showing the case has been settled by the two (02) shareholders, Tavares and Tenorio, and, Valori, *et al.*, are perpetrating the scheme to extort and steal Tavares. See Record.

⁷⁸ The record displayed shows that, from Judge Cynamon’s first actions presiding the sham BCP/Car Wash suit, *e.g.*, holding an unnoticed and improperly held hearing on April 4, 2014, and entering a sham void order on shameless criminals Valori to Compel Discovery, fraudulently representing Plaintiff entities with fabricated false and invalid corporate authority from the “*Sole Shareholder*” while some of Valori’s contradictory and fraudulent claims, pleadings and appeals show, among other things, at all relevant times, Tavares and Joao Evangelista da Costa Tenorio (“Tenorio”) are the two (02) shareholders of Plaintiff entities BCP/Car Wash, see BCP’s Shareholders’ Agreement of February 14, 2000, and that the two shareholders of BCP/Car Wash, Tavares and Tenorio, have already settled the case since October 2012, and affirmed and reaffirmed the settlement with the same material and relevant terms, over and over, and Judge Cynamon’s reckless and systematic disregard for the law, the constitution, rights, court rules, and legal precedents, demonstrates to any reasonable honest outside observer that, like the two (02) previous corrupt judges Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), and Norma Shepard Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), Judge Cynamon is totally corrupted to further the scheme. See Record.

Corrupt Judge Abby Cynamon's Order Denying Tavares's Motion to Compel Enforcement of the Agreed Settlement by the Two Shareholders of Plaintiff Entities BCP & Car Wash to Willfully Deprive and Extort Tavares of Properties and Rights Under Color of Law Upon Subverted Proceedings

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (31)

FILED FOR RECORD

April 9, 2014 at 11:13 AM

ORDER ON MOTION TO ENFORCE SETTLEMENT

THIS CAUSE having come before the Court on April 8, 2014, on Mr. Tavares' Second Motion to Enforce Settlement, and the Court having considered the motion, argument, and otherwise being fully advised [⁷⁹] of the premises, it is:

ORDERED and ADJUDGED that: D's Motion is Denied.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this 8 day of April, 2014.

/s/ Abby Cynamon

Abby Cynamon - Circuit Court Judge

Cc: Peter F. Valori, Esq.
Charles Tavares" See Record.

⁷⁹ The record displayed shows that, since October 2012, the two (02) shareholders of Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., Charles Tavares ("Tavares") and Joao Evangelista da Costa Tenorio ("Tenorio"), have agreed to a settlement in the matter, and aforesaid agreed settlement is memorialized in writing by Tavares' former attorneys at Buchanan Ingersoll & Rooney, P.C. ("Buchanan Ingersoll") and Tenorio's attorneys at Damian & Valori, LLP, in November 2012, and aforesaid agreed settlement is repeatedly affirmed, and reaffirmed, with the same material and relevant terms, by Tavares and Tenorio, including but not limited, by Tenorio, through Tenorio's personal envoy Antonio Carlos de Almeida Castro ("KAKAY"), during meetings held on August 16 through 19, 2013, in Prague, Czech Republic, by Tavares and KAKAY, since Tenorio and Tavares realized shameless criminals at Damian & Valori, LLP ("Valori") were obstructing the agreed settlement and court proceedings to further the criminal scheme depriving, stealing, and extorting Tavares' properties and rights. See, e.g., Buchanan Ingersoll's Motion to Enforce Settlement of January 24, 2013; and Tavares' Second Motion to Enforce Settlement of March 14, 2014. During the 5-minute hearing of April 8, 2014, corrupt Judge Cynamon, recklessly disregards the truth, facts, the law, the constitution, rights, and legal procedures and precedents, and further showing brazen bias and prejudice, stating, during the 5-minute hearing, to Tavares, "*just by looking at you today, I can tell you life depends a lot on this case*", see E-Filing 62912790 at ¶ 56, of 10/17/2017, as corrupt Judge Cynamon and the Continued Criminal Enterprise know that they are knowingly and intentionally, depriving, stealing, and extorting Tavares' properties and rights. See Record.

COUNTS

Count 509 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 510 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 511 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 512 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 513 - At all times relevant, Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 514 - Corrupt Judge Abby Cynamon ("Judge Cynamon), together with shameless criminals Peter F. Valori ("Peter"), and Russell Marc Landy ("Landy") at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares ("Tavares"), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-30 ("BCP/Car Wash" suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares's properties and rights, and holding sham hearings, presided by reckless and corrupt judges furthering the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 514(a) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, in the sham unnoticed hearing, to deprive Tavares of properties and rights, that, (a) "Damian & Valori, LLP represent the Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.," when in truth and in fact, Peter and Landy at Valori know that they are invalidly and fraudulently representing and/or speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority to further a scheme to steal and extort Tavares's properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 514(b) - Perjury in Official Proceeding by corrupt Judge Abby Cynamon, to further the scheme by knowingly and intentionally, falsely stating, in the sham Order Denying Tavares' Motion for the Court to Enforce the Agreed Settlement, to continue depriving Tavares of properties and rights, that, (b) "THIS CAUSE having come before the Court on April 8, 2014, on Mr. Tavares' Second Motion to Enforce Settlement, and the Court having considered the motion, argument, and otherwise being fully advised of the premises, it is: ORDERED and ADJUDGED that: D's Motion is Denied", see sham Order Denying Enforcement of Settlement, when in truth and in fact, corrupt Judge Cynamon knows, and had to know, and the record demonstrates, that, *e.g.*, Valori is invalidly and fraudulently representing and speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority to further the scheme to steal and extort Tavares's properties and rights, under color of law, and the record shows that the two (02) shareholders of Plaintiff entities BCP/Car Wash, Tavares and Tenorio, have agreed to settle, and the settlement has been memorialized in writing since October 2012, and repeatedly, affirmed and reaffirmed the agreed settlement, that criminals Valori are obstructing to extort and steal Tavares' properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 515 – Corrupt Judge Abby Cynamon, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

516	April 16, 2014	<u>U. S. CODE TITLE 18</u>	Abby Cynamon Miami Courts Peter F. Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise (CCE)
517		§ 371 Conspiracy to Defraud the USA &	
518		§ 241 Conspiracy Against Rights &	
519		§ 242 Deprivation of Rights -Under Color of Law &	
520		§ 1346 Scheme/Artifice to Defraud &	
521		§ 1961 <i>et seq.</i> – RICO &	
522		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA CODE OF JUDICIAL CONDUCT</u> Violations of Canons 1, 2, and 3	

On April 16, 2014, corrupt Judge Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), in reckless disregard for the law, the constitution, rights, and legal precedents, enters an Order Denying Recusal (“**1st Order Denying Recusal**”) on Charles Tavares (“Tavares”) Motion to Recuse Judge Cynamon for, among other things, bias and prejudice against Tavares, and her reckless disregard for the law, the constitution, rights, the court’s rules, and legal precedent, to, knowingly and intentionally, with corrupt intent, further an ongoing criminal scheme extorting Tavares of properties and rights in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing massive frauds upon the court by shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), knowingly and intentionally, falsely and fraudulently representing, and/or speaking on behalf of Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc, a Florida corporation’s (“Car Wash”) (Tax Id. #65-0965599), hijacking Tavares’ Companies BCP/Car Wash with invalid and fraudulent corporate authority from the “*Sole Shareholder*” of BCP and Wash, to further a scheme depriving, extorting, and stealing, under color of law, Tavares of properties and rights. The record displayed shows to any honest reasonable outside observer that, among other things, Judge Cynamon, from her first actions presiding the case, *inter alia*, entering a sham Order to Compel Discovery on April, 4, 2014, in an improperly noticed and held hearing to willfully deny and deprive Tavares of an opportunity to attend, recklessly disregarding the truth, law, and legal precedents showing, that, *e.g.*, criminals at Valori do not have proper and legal authority to represent and speak on behalf of Tavares’s Companies, Plaintiff entities BCP/Car Wash, Valori’s multiple fraudulent filings of false return of service upon Tavares, sham and contradictory pleadings, claims, and notice of hearing – eighteen (18) hours before a sham hearing to cause the Miami Courts to enter a void Injunction of 09/22/2011, a sham appeal to arbitrate, and sham mediation while the case is stayed pending appeal to arbitrate, secretly and fraudulent selling and transferring with others implicated, across state lines, Tavares’s Companies’ Properties to Walgreen Co., stealing \$6,742,500 in ill-gotten proceeds, and obstructing justice, to extort Tavares, shows Judge Cynamon is corrupted. See Record.

Corrupt Judge Abby Cynamon's Order Denying Tavares's Motion to Recuse Due to Her Reckless Disregard for the Law, Facts, the Constitution, Rights, Legal Precedents, and the Court's Rules, Showing Bias and Prejudice to Willfully Deprive and Extort Tavares Under Color of Law

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (31)

FILED FOR RECORD

April 16, 2014 at 2:02 PM

ORDER

THIS CAUSE came before the Court on Defendant's Motion to Recuse the undersigned Circuit Judge. The Court has read the Motion, reviewed applicable case law and rules, and is otherwise fully advised in the premises. The Court finds after review of the Motion that it is legally insufficient. See Fla. R. Jud. Admin. 2.330(d).

WHEREUPON, it is hereby ORDERED and ADJUDGED as follows:

Defendant's Motion is Denied.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, this 16 day of April, 2014.

/s/ Abby Cynamon

Abby Cynamon - Circuit Court Judge

ORIGINAL

Judge Abby Cynamon

The Parties served with this Order are indicated in the accompanying 11th Circuit email confirmation which includes all emails provided to the submitter. The movant shall IMMEDIATELY serve a true and correct copy of this Order, by mail, facsimile, email or hand-delivery, to all parties/counsel of record whom service is not indicated by the accompanying 11th Circuit confirmation, and file proof of service with the Clerk of the Court.

Signed original order sent electronically to the Clerk of the Courts for filing in the Court file." See Record.

COUNTS

Count 516 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 517 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 518 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 519 - Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 520 - At all times relevant, Corrupt Judge Abby Cynamon (“Judge Cynamon), shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 521 - Corrupt Judge Abby Cynamon ("Judge Cynamon), together with shameless criminals Peter F. Valori ("Peter"), and Russell Marc Landy ("Landy") at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares ("Tavares"), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares's properties and rights, and holding sham hearings, presided by reckless and corrupt judges furthering the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 521(a) - Perjury in Official Proceeding by Peter and Landy at Valori, to further the scheme by knowingly and intentionally, falsely stating, in the sham unnoticed hearing, to deprive Tavares of properties and rights, that, (a) "Damian & Valori, LLP represent the Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.," when in truth and in fact, Peter and Landy at Valori know that they are invalidly and fraudulently representing and/or speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority to further a scheme to steal and extort Tavares's properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 521(b) - Perjury in Official Proceeding by corrupt Judge Abby Cynamon, to further the scheme by knowingly and intentionally, falsely stating, in the sham 1st Order Denying Tavares' Motion Recusal of corrupt Judge Cynamon, to continue depriving Tavares of properties and rights, that, (b) "*THIS CAUSE came before the Court on Defendant's Motion to Recuse the undersigned Circuit Judge. The Court has read the Motion, reviewed applicable case law and rules, and is otherwise fully advised in the premises. The Court finds after review of the Motion that it is legally insufficient. See Fla. R. Jud. Admin. 2.330(d)*", when in truth and in fact, corrupt Judge Cynamon knows, and had to know, and the record demonstrates, that, *e.g.*, Valori is invalidly and fraudulently representing and speaking on behalf of Tavares's Companies BCP/Car with fabricated fraudulent corporate authority, that the Two (02) shareholders of Plaintiff entities, Tavares and Joao Tenorio have already agreed to settle the case since October 2012, and that, because of these known truths and facts, corrupt Judge Lindsey, from her first appearance, on April 4, 2014, presiding the case, held an improperly noticed and held hearing to knowingly and intentionally deny and deprive Tavares of due process and rights, and continuing, Judge Cynamon is systematically obstructing the settlement and justice, furthering the scheme by criminals at Valori, *et al.*, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 522 – Corrupt Judge Abby Cynamon, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT **APROX. DATE****VIOLATIONS****PERPETRATORS**

COUNT	APROX. DATE	VIOLATIONS	PERPETRATORS
523	July 29, 2014 and August 5, 2014	U. S. CODE TITLE 18	Greg D. Wasson George K. Kidman Walgreen Co. Gabriela Machado Guimaraes Joao Evangelista Tenorio Maria Fernanda Vilela Marco Emilio Rojas Federico Mautone Pesce Tatiane Aveille Peter Francis Valori Russell Marc Landy Damian & Valori, LLP The Criminal Enterprise (CCE)
524		§ 371 Conspiracy to Defraud the USA &	
525		§ 241 Conspiracy Against Rights &	
526		§ 242 Deprivation of Rights -Under Color of Law &	
527		§ 1346 Scheme/Artifice to Defraud &	
528		§ 1961 <i>et seq.</i> – RICO &	
529		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & Title XLVI – § 812.012-037 - Crimes – Theft	

On July 29, and August 5, 2014, after Charles Tavares (“Tavares”) uncovered the secret fraudulent sale and transfer, of February 20, 2014, of Tavares’ Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.’s (“BCP/Car Wash) Property, and Tavares’ Personal Properties, to Walgreen Co., an Illinois company (“Walgreens”), by Associates of a Continued Criminal Enterprise (“CCE”), depriving, stealing, and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in the 11th Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”), showing massive frauds upon the court by shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell M. Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), together with Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 07/16/1965, in Brazil), and other Perpetrators implicated, willfully, falsely and fraudulently representing and speaking on behalf of Tavares’s BCP/Car Wash with false and invalid fabricated corporate authority from the “*Sole Shareholder*”, Tavares submits, *inter alia*,⁸⁰ Via Certified U.S. Postal Mail with Return Receipt Requested, Civil Theft Notices to criminal Guimaraes, and Greg D. Wasson (“CEO Wasson”) of Walgreens, *et al.* The Formal 30-day Civil Theft Notice to Immediately Return a certain Real Property located at 250 S.W. 7 Street, Miami, Florida 33130 (the “Property”), valued at Twenty Million Two Hundred Thousand Dollars (\$20,200,000); and, a 30-day Formal Civil Theft Notice to Immediately Return Tavares’ Personal Properties inside the building at the Property, valued at Two Hundred Thirty Five Thousand Seven Hundred & One Dollars (\$235,701), pursuant to Florida Statutes § 772.11 - For Civil Remedy for Theft and Fraudulent Actions in Violation of ss. 812.012-037. See 30-day Civil Theft Notices to criminal Guimaraes, and to Walgreens CEO Wasson. See Record.

⁸⁰ Among the complaints relating to the CCE’s systematic and continued extortion and stealing of Tavares’ properties and rights, Tavares makes complaints to the Federal Bureau of Investigations (“FBI”) – one of twelve live complaints with sworn testimony at the FBI’s Miami Field Office after Tavares’ first contact with the FBI through attorney David D. Vinikoor (“Florida Bar No. 195.719) in April 2011, following the CCE’s extortion of \$50 million dollars, under color of law, in the Related sham Case *Bridgeloan Investors, Inc. v. Charles Tavares, et al., vs. Bank of New York Mellon*, Case No. 2009-93058-CA-30 (“BRIDGLOAN” case), and, to, U.S. Attorney’s Office SDFL (“US DOJ SDFL”), US DOJ Criminal Division, D.C., US DOJ Civil Rights Division, D.C., to Miami Police Department, see Police Report #140730-22058 of 7/30/2014, to the Florida Department of Law Enforcement (“FDLE”), Miami-Dade County Courts, The Florida Bar, Fla. Jud. Qualifications Commission (“FJQC”), *et al.* See Record.

Charles Tavares' Civil Theft Notices⁸¹ to Shameless Criminal Gabriela Maranhao Machado Guimaraes Dealing and Selling Stolen Real Property Derived from Unlawful Activity Across State Lines

"Miami, Florida, July 29, 2014

Via Certified US Postal Mail Return Receipt Requested #7012 1010 0000 5763 8414 & 7012 1010 0000 5763 8438

Gabriela Maranhao Machado Guimaraes
3193 Oak Avenue
Miami, Florida 33133

RE: Fraudulent Transfer and Civil Theft of Real Property with 30,000 SF of Land, and Containing a Building of 5,313 SF Located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, with Folio Number:01-0205-010-1080, on Fraudulent Transfer on February 20, 2014

Ms. Gabriela Maranhao Machado Guimaraes,

Pursuant to Florida Statute § 772.11, for Civil Remedy for Theft and Fraud actions in violation of ss.812.012-812-037,a Formal Thirty (30) Day Notice to Return the Stolen Property is hereby given to you.

I hereby Demand that you, Gabriela Maranhao Machado Guimaraes, return the above referenced real property and all assets therein, fraudulently transferred, stolen, and conveyed to Walgreen Co., on February 20, 2014, and the aforesaid demand is in the amount of Twenty Million ad Two Hundred Thousand Dollars (\$20,200,000.00), which you should pay within the time required by the law.

If you fail to return the aforesaid stolen property within Thirty (30) days from receipt of this Notice, I may file suit to recover the stolen properties, damages, attorney's fees and any other costs that the Court may deem appropriate under the law.

If within thirty (30) days of receipt of this Notice, you comply with the Notice and pay the amounts due, then I shall issue a release to you, and I shall not institute litigation.

Sincerely,

/s/ Charles Tavares

Charles Tavares
444 Brickell Avenue, Suite 720
Miami, Florida 33131
T. (305) 778-0707
Email: ctavares@bellsouth.net " See Record.

⁸¹ Tavares, submitted Notices of Civil Theft relating to the secret invalid and fraudulent sale and transfer of Tavares's Companies' Properties and Tavares' Personal Properties, of February 20, 2014, to, among others implicated, Walgreens' Florida Agent George K. Kidman, at GKK Brickell, LLC, 2901 Rigsby Lane, Safety Harbor, Florida 34695, RRR #7013 1710 0001 3724 1369, signed on 12/17/2014 by B. Heard; to shameless criminal Gabriela Machado Guimaraes, at 80 S.W. 8 Street, Suite 2061, Miami, Florida 33130, signed on 12/16/2014 by Paula;, and, to Stefano Pessina, Acting CEO and Major Shareholder of Walgreens, at 104 Wilmot Road, MS 1420, Deerfield, IL 60015, RRR #7013 1710 0001 3724 1253, signed by K. Martin, on December 16, 2014, and they all, willfully failed to return the Property, Personal Properties to Tavares and to Tavares' Companies, and the ill-gotten proceeds from the fraudulent and invalid sale, stealing all the proceeds. See Record.

Charles Tavares' Civil Theft Notice to Shameless⁸² Criminal Gabriela Maranhao Machado Guimaraes Dealing and Selling Stolen Personal Properties Derived from Unlawful Means Across State Lines

"Miami, Florida, July 29, 2014

Via Certified US Postal Mail Return Receipt Requested #7012 1010 0000 5763 8445

Gabriela Maranhao Machado Guimaraes
3193 Oak Avenue
Miami, Florida 33133

RE: Fraudulent Transfer and Civil Theft of Personal Property at Bombom Café and Dry Cleaners +, Inside the Car Wash Concept Building Located at 250 S.W. 7 Street, Brickell West, Florida 33130, Fraudulently Transferred and Stolen on February 20, 2014

Gabriela Maranhao Machado Guimaraes,

Pursuant to Florida Statute § 772.11, for Civil Remedy for Theft and Fraud actions in violation of ss.812.012-812-037,a Formal Thirty (30) Day Notice to Return the Stolen Property is hereby given to you.

I hereby Demand that you, Gabriela Maranhao Machado Guimaraes, return the above referenced personal property and all assets therein, fraudulently transferred, stolen, and conveyed to Walgreen Co., on February 20, 2014, and the aforesaid demand is in the amount of Two Hundred and Thirty Five Thousand Seven Hundred & One Dollars (\$235,701.00), which you should pay within the time required by the law.

If you fail to return the aforesaid stolen property within Thirty (30) days from receipt of this Notice, I may file suit to recover the stolen properties, damages, attorneys fees and any other costs that the Court may deem appropriate under the law.

If within thirty (30) days of receipt of this Notice, you comply with the Notice and pay the amounts due, then I shall issue a release to you, and I shall not institute litigation.

Sincerely,

/s/ Charles Tavares

Charles Tavares
444 Brickell Avenue, Suite 720 - Miami, Florida 33131
T. (305) 778-0707 - Email: ctavares@bellsouth.net " See Record.

⁸² Shameless criminal Gabriela Maranhao Machado Guimaraes ("Guimaraes") (D.O.B. 08/17/1965, in Brazil), showing her reckless and continued disregard for the law, knowingly and intentionally, never returns Tavares' Personal Properties, and Tavares' Companies' Properties, stealing millions of dollars in ill-gotten proceeds from the \$6,742,500 secret invalid and fraudulent sale and transfer to Walgreen Co., an Illinois company ("Walgreens"), across state lines, and, protected by the scheme subverting the scheme to deprive, steal, and extort Tavares of properties and rights upon subverted proceedings, never ever appears for any of the depositions duly noticed by Tavares' attorneys at Buchanan Ingersoll and Rooney, P.C. ("Buchanan Ingersoll"), and Tavares, showing that the law, the constitution, Florida Rules of Civil Procedure, and the Miami Courts' rules do not apply to Associates of the Continued Criminal Enterprise ("CCE"). See, for example, Buchanan Ingersoll's Notice of Taking Deposition Filed December 4, 2012 for Deposition on Monday, January 7, 2013 at 1:00 p.m., and Wednesday, January 9, 2013 at 1:00 p.m.; and, Subpoena of June 19, 2014 for Deposition on May 5, 2014, served by Certified Process Server Brian N. Ali (CPS #1939) at Judicial Process, Inc., showing a \$8.00 witness fee paid to Guimaraes, showing the shameless criminals, enabled by the totally subverted Miami Courts, only appear to fabricate false, invalid and fraudulent documents, and indicia of authority, to sign fraudulent Affidavits, and fraudulent Warranty Deeds, and to cash out the ill-gotten proceeds from the brazen scheme extorting the USA, the State of Florida, and Tavares. See Notice of Non-Appearance for Guimares, and the Record.

Charles Tavares' Civil Theft Notices⁸³ to Walgreen Co.'s ("Walgreens") CEO Greg D. Wasson for Dealing and Buying Stolen Properties Derived from Unlawful Means Across State Lines

"Miami, Florida, August 5, 2014

Via Certified US Postal Mail Return Receipt Requested #7013 1710 0001 3724 1116

Greg D. Wasson, President & CEO
Walgreen Co.
104 Wilmont Road – MS 1420
Deerfield, IL 60015

RE: Fraudulent Transfer and Civil Theft of Real Property with 30,000 SF of Land, and Containing a Building of 5,313 SF Located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, with Folio Number:01-0205-010-1080, on Fraudulent Transfer on February 20, 2014

Mr. Wasson,

Pursuant to Florida Statute § 772.11, for Civil Remedy for Theft and Fraud actions in violation of ss.812.012-812-037, a Formal Thirty (30) Day Notice to Return the Stolen Property is hereby given to you.

I hereby Demand that Walgreen Co., return the above referenced real property and all assets therein, fraudulently transferred, stolen, and conveyed to Walgreen Co., on February 20, 2014, and the aforesaid demand is in the amount of Twenty Million and Two Hundred Thousand Dollars (\$20,200,000.00), which you should pay within the time required by the law.

If you fail to return the aforesaid stolen property within Thirty (30) days from receipt of this Notice, I may file suit to recover the stolen properties, damages, attorneys fees and any other costs that the Court may deem appropriate under the law.

If within thirty (30) days of receipt of this Notice, you comply with the Notice and pay the amounts due, then I shall issue a release to you, and I shall not institute litigation.

Sincerely,

/s/ Charles Tavares

Charles Tavares
444 Brickell Avenue, Suite 720
Miami, Florida 33131
T. (305) 778-0707
Email: ctavares@bellsouth.net " See Record.

⁸³ Charles Tavares ("Tavares"), previously submitted Formal Notices Stating Claims to Walgreen Co. ("Walgreens") relating to the Secretly Invalid and Fraudulent Sale and Transfer of Tavares' Companies Brickell Commerce Plaza, Inc., a Florida corp. ("BCP") of February 20, 2014 for \$6,742,500.00 to Walgreens by shameless criminals Gabriela Maranhao Machado Guimaraes ("Guimaraes") (D.O.B. 08/17/1965, in Brazil), and Associates Marco Emilio Rojas ("Rojas") (Florida Bar No. 940.453), together with criminals at Damian & Valori, LLP, falsely, invalidly and fraudulently representing Tavares' Company BCP with fabricated authority of July 28 and 29, 2011 to hijack BCP, to further an underlying scheme depriving, stealing, and extorting Tavares of properties and rights upon sham proceedings in a *Kangaroo Court* in Miami-Dade County, Florida. *See., e.g.*, Notice of April 15, 2015 to Walgreens CEO Greg D. Wasson, delivered via FedEx #798554015645, on April 17, 2014 at 8:36 a.m.; and Notice of April 28, 2014, to Ramina E. Kemnitz, Walgreens' Senior Attorney, via Certified U.S. Postal Mail #7013 1710 0001 3603 6485. See Record.

Charles Tavares' Civil Theft Notice to Walgreen Co.'s ("Walgreens") CEO Greg D. Wasson for Dealing and Buying Stolen Personal Properties Derived from Unlawful Means Across State Lines

"Miami, Florida, August 5, 2014

Via Certified US Postal Mail Return Receipt Requested #7012 1010 0000 5763 6526

Greg D. Wasson, President & CEO
Walgreen Co.
104 Wilmont Road – MS 1420
Deerfield, IL 60015

RE: Fraudulent Transfer and Civil Theft of Personal Property at Bombom Café and Dry Cleaners +, Inside the Car Wash Concept Building Located at 250 S.W. 7 Street, Brickell West, Florida 33130, Fraudulently Transferred and Stolen on February 20, 2014

Mr. Wasson,

Pursuant to Florida Statute § 772.11, for Civil Remedy for Theft and Fraud actions in violation of ss.812.012-812-037,a Formal Thirty (30) Day Notice to Return the Stolen Property is hereby given to you.

I hereby Demand that Walgreen Co., return the above referenced personal property and all assets therein, fraudulently transferred, stolen, and conveyed to Walgreen Co., on February 20, 2014, and the aforesaid demand is in the amount of Two Hundred and Thirty Five Thousand Seven Hundred & One Dollars (\$235,701.00), which you should pay within the time required by the law.

If you fail to return the aforesaid stolen property within Thirty (30) days from receipt of this Notice, I may file suit to recover the stolen properties, damages, attorneys fees and any other costs that the Court may deem appropriate under the law.

If within thirty (30) days of receipt of this Notice, you comply with the Notice and pay the amounts due, then I shall issue a release to you, and I shall not institute litigation.

Sincerely,

/s/ Charles Tavares

Charles Tavares
444 Brickell Avenue, Suite 720
Miami, Florida 33131
T. (305) 778-0707
Email: ctavares@bellsouth.net " See Record.

COUNTS

Count 523 - Shameless criminals Gabriela Maranhao Machado Guimaraes, Marco Emilio Rojas, Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), Greg D. Wasson, and George K. Kidman, in their official capacity representing Walgreen Co., a Illinois company (“Walgreens”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 524 - The Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 525 - Shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), Marco Emilio Rojas, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 526 - Shameless criminals Gabriela Maranhao Machado Guimaraes, Marco Emilio Rojas, Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), Greg D. Wasson, and George K. Kidman, at Walgreen Co., a Illinois company (“Walgreens”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 527 - At all times relevant, Shameless criminals Gabriela Maranhao Machado Guimaraes, Marco Emilio Rojas, Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), Greg D. Wasson, and George K. Kidman, in their official capacity representing Walgreen Co., a Illinois company (“Walgreens”), and other Perpetrators implicated, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 528 - Greg D. Wasson ("Wasson"), and George K. Kidman ("Kidman"), in their official capacity representing Walgreen Co., a Illinois company ("Walgreens"), together with shameless criminals Peter F. Valori ("Peter"), and Russell Marc Landy ("Landy"), at Damian & Valori, LLP ("Valori"), Gabriela Machado Guimaraes ("Guimaraes"), Marco Emilio Rojas ("Rojas"), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares ("Tavares"), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), the record displayed showing among other things, that shameless criminals Guimaraes, and Peter and Landy at Valori, are falsely and fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority from the purported "*Sole Shareholder*" of BCP/Car Wash – when they all know, and had to know , that BCP/Car Wash has two (02) shareholders, Tavares and Joao Evangelista da Costa Tenorio ("Tenorio"), and, that Guimaraes, Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares's properties and rights, and holding sham hearings improperly noticed and held to extort Tavares' properties and rights, presided by reckless and corrupt judges furthering the scheme, to allow the Perpetrators to hijack BCP/Car Wash, and then, secretly, invalidly and fraudulently sell and transfer, on February 20, 2014, Tavares' Companies' Properties, and Tavares' Personal Properties, located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, for Six Million Seven Hundred Forty Two Thousand Five Hundred Dollars (\$6,742,500), stealing all ill-gotten proceeds, in violation of, among other things, §817.155, F.S. (Fraudulent Practices).

Count 529 - Greg D. Wasson ("Wasson"), and George K. Kidman ("Kidman"), in their official capacity representing Walgreen Co., a Illinois company ("Walgreens"), together with shameless criminals Peter F. Valori ("Peter"), and Russell Marc Landy ("Landy"), at Damian & Valori, LLP ("Valori"), Gabriela Machado Guimaraes ("Guimaraes"), Marco Emilio Rojas ("Rojas"), and other Perpetrators implicated, knowingly and intentionally, commit Theft of Properties, by secretly invalidly and fraudulently selling and transferring, as part of a scheme depriving, stealing, and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the BCP/Car Wash suit, for Six Million Seven Hundred Forty Two Thousand Five Hundred Dollars (\$6,742,500), on February 20, 2014, across state lines, Tavares's Companies' Properties and Tavares' Personal Properties, located at 250 S.W. 7 Street, Miami, Florida 33131, stealing all ill-gotten proceeds, and aforesaid properties are known to be valued more than Twenty Million Dollars (+\$20,000,000), and, that they all know in truth and in fact, that Guimaraes, Valori, and Rojas' authority to represent or speak on behalf of Tavares's Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. ("BCP/Car Wash"), is predicated on invalid and fraudulent corporate authority from the "*Sole Shareholder*" to represent BCP, to further the scheme depriving, stealing, and extorting Tavares, under color of law, upon subverted proceedings in the styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30, in violation of, Title XLVI, Florida Statutes 812.014 (THEFT, AND RELATED CRIMES). See Miami-Dade County Public Records, at Book 29049, Pages 679-780, or CFN #20140151383, on 02/28/2014.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

530	October 8, 2014	<u>U. S. CODE TITLE 18</u>	Abby Cynamon
		§ 371 Conspiracy to Defraud the USA	Miami Courts
		&	Peter Francis Valori
531		§ 241 Conspiracy Against Rights	Russell Marc Landy
		&	Damian & Valori, LLP
532		§ 242 Deprivation of Rights -Under Color of Law	Gabriela Machado Guimaraes
		&	Garry Nelson
533	§ 1346 Scheme/Artifice to Defraud	Marco Emilio Rojas	
	&	Federico Mautone Pesce	
534	§ 1961 <i>et seq.</i> – RICO	Joao Evangelista Tenorio	
	&	Maria Fernanda Vilela	
	<u>FLORIDA STATUTES</u>	Greg D. Wasson	
535	Title XLVI § 817.155 Fraudulent Practices	George K. Kidman	
	&	Walgreen Co.	
536	Title XLVI – § 812.012-037 - Crimes – Theft	The Criminal Enterprise (CCE)	

On October 8, 2014, Charles Tavares (“Tavares”), a victim of systematic frauds, theft, and extortion by a Continued Criminal Enterprise (“CCE”), upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in the 11th Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”), showing massive frauds upon the court by shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell M. Landy (“Landy”) (Florida Bar No. 44.417), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), together with Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 07/16/1965, in Brazil), and other Perpetrators implicated, willfully, falsely and fraudulently representing and speaking on behalf of Tavares’s BCP/Car Wash with false and invalid fabricated corporate authority from the “Sole Shareholder”, and systematically corrupting and subverting the proceedings and officers of the courts implicated, to further a criminal scheme to steal and extort Tavares of properties and rights, under color of law, and, after filing numerous⁸⁴ pleadings, sworn Affidavits, and supporting evidence showing the scheme, files, Tavares Motion Moving the Court to Stop the Criminal Enterprise from Further Criminal Actions Against Tavares and the Companies and Restore Order to the Case, Cancel the Secret and Fraudulent Sale and Transfer of all Assets in Dispute in this Case, On February 20, 2014 to Walgreen Co., for Which Defendant, is One of Two Shareholders (“**Motion to Stop the Criminal Enterprise**”). See Record. The Perpetrators, enabled by corrupt judges Allan Lester Langer (“Judge Langer”) (Florida Bar No. 137.828), Norma Shepard Lindsey (“Judge Lindsey”) (Florida Bar No. 994.812), and Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), allowing Valori, Guimaraes, *et al.*, knowingly and intentionally, to hijack Tavares’ Companies BCP/Car Wash with invalid and fraudulent fabricated corporate authority, and entering fraudulent void orders predicated on sham pleadings, claims, and affidavits, and in improperly noticed and held sham hearings, to deprive and extort Tavares of properties and rights upon a *Kangaroo Court*. See Record.

⁸⁴ See, e.g., Defendant’s Motion to Order the Clerk of the Courts to Cancel the Fraudulent Transfer of the Real Property of Brickell Commerce Plaza, Inc. to Walgreen Co., on February 20, 2014, Filed on July 29, 2014 at 3:54 p.m.; and, Defendant’s 2nd Motion to the Court to Order the Clerk of the Courts to Cancel the Fraudulent Transfer of Real Property and All of Brickell Commerce Plaza’s Assets to Walgreen Co., on February 20, 2014, and Moving the Court to Stop the Repeated and Continued Fraudulent Actions by the Criminal Enterprise Defrauding Tavares of all his Assets Thru Criminal Conduct, and Tavares’ Sworn Affidavit as One of Two Shareholders of Brickell Commerce Plaza, Inc., Filed on August 4, 2014 at 10:12 a.m. See Record.

Brickell Commerce Plaza's Shareholder Charles Tavares' Motion Moving the Court to Stop the Criminal Enterprise from Further Crimes, Restore Order to the Case, Cancel the Secret and Fraudulent Sale and Transfer of All Assets in Dispute to Walgreens on February 20, 2014

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (31)
FILED ON OCTOBER 8, 2014 at 3:31 PM
Hon. Abby Cynamon

TAVARES MOTION MOVING THE COURT TO STOP THE CRIMINAL ENTERPRISE¹ FROM FURTHER CRIMINAL ACTIONS AGAINST TAVARES AND THE COMPANIES, AND RESTORE ORDER TO THE CASE, CANCEL THE SECRET AND FRAUDULENT SALE AND TRANSFER OF ALL ASSETS IN DISPUTE IN THIS CASE ON FEBRUARY 20, 2014 TO WALGREEN CO., FOR WHICH DEFENDANT IS ONE OF TWO SHAREHOLDERS

Defendant, Charles Tavares, represented Pro Se ("Tavares"), Moves this Court to Restore Order to this Case, and immediately cancel the fraudulent transfer of the Real Property of Brickell Commerce Plaza, Inc, to Walgreen Co., on February 20, 2014, and recorded under CFN #2014R0151383, and stop further fraudulent actions against Tavares, as well as sanction attorneys Peter Francis Valori, Russell Landy, Garry Nelson, Marco Emilio Rojas, and Gabriela Machado Guimaraes ("Machado Guimaraes"), that has been improperly and unduly sit as President of Tavares' Companies, and in support shows:

FACTS IN SUPPORT OF MOTION

Mr. Valori False and Untrue Statements to the Court in Order to unduly obtain the April 4, 2014 Motion to Compel Discovery and its bogus Motion to Hold Tavares in Contempt, and for Sanctions

1. Contrary to Mr. Valori's previous false statements and untrue statements to the Court, as well as the July 14, 2014 Motion, seeking the sanctions against Tavares, this Case was filed by Tavares partner, Joao Evangelista da Costa Tenorio ("Tenorio") in 2011, because Tavares, as One of Two Sole Shareholders exercised a buy out, thru proper Corporate Resolutions and Notices to Tenorio, on June 22, 2011 (Exhibit A), as Tenorio had made a US \$4,000,000.00 offer for the companies, which triggered Tavares's Option under the Shareholders' Agreement for which Tavares is One of Two Shareholders along with Tenorio.
2. On September 22, 2011, the Presiding Judge at the time, Judge Lester Langer,² in an action, inter alia, and for which Tavares was not notified, the Court erroneously issued a Temporary Injunction against Tavares, predicated, again, on false and untrue statements by Mr. Valori, which claimed that Tavares was harming his Companies, which could not be further from the truth, as Tavares had been personally funding and caring for his Companies, as Tenorio, now known, was embarking on a defrauding scheme to defraud Tavares of all his interests in the Companies, for which Tavares founded in 1998, and for the property Tavares built in 2001, after year of development and workings in the BCP and Car Wash Concept franchise model.

¹ Criminal Enterprise first identified by Tavares' attorneys at Black Srebnick Kornspan & Stumpf, P.A., on April 6, 2011, upon uncovering organized fraudulent actions against Tavares, on *Bridgeloan Investors, Inc. v. Tavares, et al, v. MUNB Loan Holdings, LLC*, Case Number 09-93058-CA-30, causing \$50,000,000.00 in losses to Tavares.

² Judge Lester Langer also presided over the "*Bridgeloan Investors' Case*", whereas massive frauds were perpetrated before the Court, defrauding Tavares and his companies in 2 separate assets worth in excess of \$50,000,000.00, although duly and timely noted with abundant and hard evidence by Tavares to all. Judge Langer was replaced by Judge Norma S. Lindsey upon his retirement, and then Judge Lindsey was removed for fatal and conflicting positions against Tavares on all Cases. The BCP & Car Wash was reassigned to Judge Cynamon.

3. Mr. Valori falsely states to the Court, again, in order to advance his personal gains, thru unprofessional and improper actions before the Court, that Tavares failed to turn over documents to Machado Guimaraes, when in fact, Tavares complied fully, and delivered not only all the Corporate books, checkbooks, accounting and tax records, but also surrendered the control of the 30,000 SF real property and 5,313 SF building Tavares developed and built in 2001, which was the location housing all other companies' documents, records, for which Machado Guimaraes failed to properly maintain and secure, thus causing irreparable damages to the Companies and Tavares, and later on, fraudulently selling and demolishing the building.

4. On July 31, 2012, Mr. Valori, based on the Arbitration Clause³ (Exhibit B) for the Shareholders' Agreement for Brickell Commerce Plaza, which Tavares and Tenorio are the Two Sole Shareholders of the Company, in an unilaterally scheduled hearing when Tavares was in a Hospital 5,000 miles away attending his first son's birth, Mr. Valori tricked the Court and Judge Lester Langer, again, to sign an Arbitration Order (Exhibit C), although it is well known to any attorney or judge, that you cannot and shall not call for Arbitration after you have initiated litigation against the other Party, engaged in numerous discoveries and legal actions for a year. But again, as Mr. Valori has stated and it has been duly noted on the record, Mr. Valori "*Owns the Keys to the Courts in Miami.*" The Arbitration Court Order signed by Judge Langer was vacated later by Judge Langer, and on Mr. Valori's appeal at the Third District Court of Appeal, it was fully rejected, as you cannot have arbitration after years of initiating and engaging in litigation, as Mr. Valori continued his attempts to exhaust Tavares financially in this Case.

On June 10, 2014, Mr. Valori filed with the Court, a "Plaintiffs' Motion for Protective Order," making the same previous false and untrue statements to the Court, that Mr. Valori not only knows are not true, but has to know, as the evidence contrary to his false statements have been filed with the Court and served upon him and other parties, which again, seek to trick the Court in issuing another erroneous Court Order preventing Tavares from moving forward with his Defenses and Counter Claims, seeking legal and proper relief from the willful actions of Tenorio and others, which de facto, is seeking to defraud Tavares of all his interests, property, capital and his hard work and dedication of 16 years in BCP alone. Furthermore, Mr. Valori, seeks to prevent any and all discoveries sought by Tavares, thus violating Tavares' legal, civil and constitutional rights to due process and legal recourse.

Mr. Valori further wants the Court to prevent Defendant from deposing Machado Guimaraes, ad Tavares' long time personal and corporate attorneys Marco Emilio Rojas and Garry Nelson (Composite Exhibit D), which are directly involved in improper Corporate actions, the secrete and fraudulent sale and transfer of all assets to Walgreen Co., on February 20, 2014, forgeries, fraudulent actions and other criminal actions, including, but not limited to, large scale money laundering, tax evasion, tax frauds, portfolio tax free bin frauds, tortious business interferences against Tavares, and his companies, including 139 TH Avenue S.W. 8 Street, LLC ("*139 TH Avenue*"), along with Machado Guimaraes and her father, former Brazilian Congressman Gilson Machado Guimaraes Filho ("*Gilson Machado*"), which are part of a long time ongoing Criminal Enterprise.

After Tavares uncovered the Criminal Enterprise actions, and duly noted on Court filings as well as within the Counter Claim, that Mr. Valori now wants to "erase" from the Court Record, so his associates can get away with these crimes as well as Tavares' assets, they have embarked on a relentless and vicious campaign to destroy Tavares and his family, financially, professionally, as well as trying to destroy Tavares' credibility with Two completely false, fabricated and malicious false prosecutions by Geania A. Fraga ("*Fraga*") against Tavares, which Mr. Valori's partner Russell Landy and Machado Guimaraes were directly involved in the Criminal Scheme to falsely accuse Tavares. (Exhibit E).

Also, Mr. Valori falsely states, again, to the Court, in seeking silencing the victim Tavares, that the "Deponents Machado Guimaraes, Marco Rojas, & Garry Nelson,⁴ Tavares personal and corporate attorneys, have not been duly served and have not received the Witness Fees," when that is, again, completely false and untrue, as Tavares

³ Tavares and Tenorio Shareholders' Agreement of BCP, Page 5, Paragraph 9, "Arbitration."

⁴ Nelson and Rojas deliberately and by design, have been representing Tavares personally and companies for years in fatal and conflicting adversary positions, in order to be able to defraud Tavares.

has served them properly and duly thru a Certified Court Server and has paid them the Witness Fees by Cahier's Checks, mailed via Certified Mail, and for which these individuals have kept the moneys to themselves and failed to appear, as per Notice of Non -Appearance.

Mr. Valori, on his Court filing of June 10, 2014, knowingly enough, spends half of page 3 of his pleadings to the Court, for whatever ulterior motives, to make statements that "Mr. Tavares has been represented by five sets of attorneys in this matter", and so forth.

What Mr. Valori fails to disclose is that, thru this Case, Mr. Tavares' attorneys have been threatened and successfully intimidated by members of the Criminal Enterprise, as fully documented by Tavares, as well as others have shied away from any legal representation on Tavares' behalf afraid of his associates, such is the fear and intimidation that they bestow on the South Florida Legal Community that know them.

Mr. Valori also omits that, on the two false, fabricated and malicious prosecutions against Tavares by Fraga with their direct assistance and involvement, Tavares also had five sets of attorneys in order to defat these false accusations that Mr. Valori and his associates in Crime were trying to stick to Tavares, so Tavares would be discredited not only in this Case, but in all other future claims.

Whereas they are also succeeding in completely defrauding Tavares of his interests and assets in the companies, that Tavares' long time personal and corporate attorneys in collusion with him and Machado Guimaraes have secretly and fraudulently transferred on February 20, 2014, while ongoing litigation and in Settlement negotiations before this Court, thus interfering in the Judicial process, and irreparably and severely damaging Tavares' legal rights and standing.

This styled-action is a corporate divorce between Tavares and Tenorio, the Two Sole Shareholders for Brickell Commerce Plaza and The Car Wash Concept, and this Criminal Enterprise, using and abusing the Court, it is de facto judging, executing and deciding the Case, and trying to legalize their fraudulent action, and the court cannot allow it nor be part of these Criminal Actions.

WHEREFORE, Defendant Tavares moves this Court to cancel the erroneous Order to Compel, predicated in the false statements to the Court by Mr. Valori and stop all improper actions against Tavares, Tavares's companies and the Eleventh Judicial Circuit in Florida by this Criminal Enterprise that appears to have the powers to hijack the Court at its will. If they are allowed to continue their legalization of frauds by the Courts, no company owner and shareholder in America, and no spouse will be safe in this Court, and it will be the end of the Rule of Law based on legal and constitutional rights, as Messrs. Valori, Landy, Rojas, and Nelson, as officers of the Court, would have no problems transferring a couple's home while they are in a legal Case Court dispute, as officers of the court ad having represented in fatal conflicting positions. This will be the end of the rule of law, and this Court, again, cannot allow it nor assist them on this.

/s/ Charles Tavares

Charles Tavares, Pro Se

444 Brickell Avenue, Suite 720 – Miami, Florida 33130

T (305) 778-0707 Email: ctavares@bellsouth.net

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 8th day of October, 2014, via U.S. Postal Mail upon: Peter F. Valori, Esq., at Damian & Valori, LLP at 1000 Brickell Avenue, Suite 1020, Miami, Florida, 33131; Gabriela Machado Guimaraes at 80 SW 8 Street, Suite 2061, Miami, Florida 33130; and, the Honorable Abby Cynamon at Miami-Courthouse, 73 West Flagler Street, Room 1111, Miami, FL 33130.

/s/ Charles Tavares

Charles Tavares

444 Brickell Avenue, Suite 720 – Miami, Florida 33130

T (305) 778-0707 Email: ctavares@bellsouth.net " See Record.

COUNTS

Count 530 - The shameless Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 531 - The shameless Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 532 - Shameless criminals Peter F. Valori (“Peter”), and Russell Marc Landy (“Landy”), at Damian & Valori, LLP (“Valori”), Marco Emilio Rojas, Garry Nelson, corrupt Judges Allan Lester Langer, Norma Shepard Lindsey, and Abby Cynamon, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 533 - The shameless Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 534 - At all times relevant, shameless criminals Peter F. Valori, Russell Marc Landy, and Sabrina Pitta Armenteros at Damian & Valori, LLP, Gabriela Machado Guimaraes, Joao Evangelista da Costa Tenorio, Maria Fernanda Quintella Brandao Vilela, Garry Nelson, Marco Emilio Rojas, Federico Maria Mautone Pesce, and Tatiana Aveille at R&S International Law Gorup, corrupt Judges Allan Lester Langer, Norma Shepard Lindsey, and Abby Cynamon, and other shameless Perpetrators and enablers implicated, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 535 - At all times relevant, shameless criminals Peter F. Valori, Russell Marc Landy, and Sabrina Pitta Armenteros at Damian & Valori, LLP, Gabriela Machado Guimaraes, Joao Evangelista da Costa Tenorio, Maria Fernanda Quintella Brandao Vilela, Garry Nelson, Marco Emilio Rojas, Federico Maria Mautone Pesce, and Tatiana Aveille at R&S International Law Gorup, corrupt Judges Allan Lester Langer, Norma Shepard Lindsey, and Abby Cynamon, and other shameless Perpetrators implicated, and enablers, among others, Greg D. Wasson and George K. Kidman, acting in their official capacity on behalf of Walgreen Co., an Illinois company ("Walgreens"), knowingly and intentionally, unlawfully conspired and endeavored to conduct and participate in criminal and fraudulent acts to further a scheme depriving, stealing, and extorting Charles Tavares ("Tavares") of properties and rights, under color of law, upon subverted proceedings, in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit). The record displayed, showing among other things, that shameless criminals Guimaraes, and Peter and Landy at Valori, are falsely and fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority from the purported "Sole Shareholder" of BCP/Car Wash – when they all know, and had to know, that BCP/Car Wash has two (02) shareholders, Tavares and Joao Evangelista da Costa Tenorio ("Tenorio"), and, that Guimaraes, Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares's properties and rights, and holding sham hearings improperly noticed and held to extort Tavares' properties and rights, presided by reckless and corrupt judges furthering the scheme, systematically violating the law, the constitution, rights, legal precedents, and the Court's rules, to allow, and to assist, the Perpetrators to hijack BCP/Car Wash, and then, secretly, invalidly and fraudulently sell and transfer, on February 20, 2014, Tavares' Companies' Properties, and Tavares' Personal Properties, located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, for Six Million Seven Hundred Forty Two Thousand Five Hundred Dollars (\$6,742,500), stealing all ill-gotten proceeds, and having the Miami Courts to money launder the ill-gotten proceeds, becoming an agent of the Continued Criminal Enterprise (CCE), in violation of, among other things, §817.155, F.S. (Fraudulent Practices).

Count 536 - Greg D. Wasson, and George K. Kidman, in their official capacity representing Walgreen Co., an Illinois company ("Walgreens"), together with shameless criminals Peter F. Valori and Russell Marc Landy, at Damian & Valori, LLP ("Valori"), Gabriela Machado Guimaraes, Marco Emilio Rojas, and other Perpetrators implicated, knowingly and intentionally, commit Theft of Properties, by secretly invalidly and fraudulently selling and transferring, as part of a scheme depriving, stealing, and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the BCP/Car Wash suit, for Six Million Seven Hundred Forty Two Thousand Five Hundred Dollars (\$6,742,500), on February 20, 2014, across state lines, Tavares's Companies' Properties and Tavares' Personal Properties, located at 250 S.W. 7 Street, Miami, Florida 33131, stealing all ill-gotten proceeds, and, that aforesaid properties are known to be valued at the time, more than Twenty Million Dollars (+\$20,000,000), and, that they all know in truth and in fact, that Guimaraes, Valori, and Rojas' authority to represent or speak on behalf of Tavares's Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. ("BCP/Car Wash"), is predicated on invalid and fraudulent corporate authority from the "Sole Shareholder" to represent BCP, to further the scheme depriving, stealing, and extorting Tavares, under color of law, upon subverted proceedings in the styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30, in violation of, Title XLVI, Florida Statutes 812.014 (THEFT, AND RELATED CRIMES). See Miami-Dade County Public Records, at Book 29049, Pages 679-780, or CFN #20140151383, on 02/28/2014.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

537	December 9, 2014	<u>U. S. CODE TITLE 18</u>	Abby Cynamon Miami Courts Peter Francis Valori Russell Marc Landy Amanda Lara Fernandez Damian & Valori, LLP The Criminal Enterprise (CCE)
538		§ 371 Conspiracy to Defraud the USA &	
539		§ 241 Conspiracy Against Rights &	
540		§ 242 Deprivation of Rights -Under Color of Law &	
541		§ 1346 Scheme/Artifice to Defraud &	
542		§ 1961 <i>et seq.</i> – RICO &	
543		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA CODE OF JUDICIAL CONDUCT</u> Violations of Canons 1, 2, and 3	

On December 9, 2014, shameless corrupt Judge Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), presiding a sham hearing in a *Kangaroo Court*, on shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), and Amanda Lara Fernandez (“Fernandez”) (Florida Bar No. 106.931), at Damian & Valori, LLP’s (“Valori”) Motion for Protective Order Against Charles Tavares (“Tavares”), invalidly and fraudulently representing Tavares’ Companies Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Cash”) with false and invalid corporate authority from the “*Sole Shareholder*”, enters a sham void Order on Valori’s “Plaintiffs’ Motion for Contempt and for Sanctions and Plaintiffs’ Motion Protective Order (“**Order for Sanctions**”). Corrupt Judge Cynamon, together with criminals Peter and Fernandez at Valori, knowingly and intentionally, to further a scheme extorting Tavares of properties and rights, under color of law, in subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in the 11th Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”), showing massive frauds upon the court by Valori’s Continued Criminal Enterprise (“CCE”), hijacking Tavares’ Companies BCP/ Car Wash with fraudulent authority, and causing the subverted Miami Courts to enter a sham void Injunction falsely removing Tavares from Tavares’ Companies on an improperly noticed and held hearing of 9/22/2011, systematically depriving Tavares of properties and rights in sham hearings predicated on false and contradictory claims that the “*Sole Shareholder*” removed Tavares as an officer of Tavares’ Companies, sham pleadings, false Affidavits, two fraudulent return of service upon Tavares, sham mediation while the case is stayed pending appeal to arbitrate predicated on BCP’s Shareholders’ Agreement between the two (02) shareholders of BCP and Car Wash, Tavares and Joao Evangelista da Costa Tenorio (“Tenorio”), shows a brazen criminal scheme. During the sham hearing, corrupt Judge Cynamon, recklessly disregards the record, truth, facts, law, the constitution, rights, and precedents, repeatedly making false and contradictory statements to further the scheme, and upon Tavares showing the facts and the truth in the record displayed, repeatedly threatens Tavares with imprisonment to silence Tavares and the truth, while Peter and Fernandez at Valori, with unclean hands, representing Tavares’ Companies with fraudulent authority, and having already secretly and fraudulently sold BCP’s & Tavares’ Properties, and stolen all ill-gotten proceeds, repeatedly make false statements, contradicting the facts and the truth shown on the record displayed, to prevent justice and cover up, furthering the brazen criminal scheme depriving, stealing and extorting Tavares. See Record.

CORRUPT JUDGE ABBY CYNAMON'S SHAM VOID ORDER FOR CONTEMPT AND SANCTIONS AGAINST TAVARES, AND FOR PROTECTIVE ORDER TO PREVENT ANY DISCOVERY IN THE MATTER BY TAVARES

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION CASE NO. 11-29624-CA-31

Brickell Commerce Plaza, Inc., *et al.*
Plaintiff(s),

FILED FOR RECORD DECEMBER 9, 2014 at 11:19 AM

vs.

Charles Tavares

Defendant(s)

ORDER GRANTING PLAINTIFF'S MOTION FOR CONTEMPT AND SANCTIONS AND PROTECTIVE ORDER

THIS CAUSE having come on to be heard on December 9, 2014 on Plaintiff's Motion:

Plaintiff's Motion for Contempt and for Sanctions and Plaintiff's Motion for Protective Order and the Court having heard arguments of counsel, and being otherwise advised in the premises, it is hereupon

ORDERED AND ADJUDGED THAT SAID Motion be, and the same is hereby

GRANTED as follows. Mr. Tavares shall appear before the Court within 30 days and show cause for why he should not be held in contempt for failing to comply with this Court's April 4, 2014 Order. Plaintiff's Motion for Protective Order is Granted as to all of the witnesses other than Mr. Wasson. All subpoenas and notices must comply with the Rules of Civil Procedure and depositions should be in a neutral location.[⁸⁵]

DONE AND ORDERED in Chambers at Miami-Dade County Florida, this 9th day of December 2014.

/s/ Abby Cynamon

Abby Cynamon – Circuit Court Judge

ORIGINAL

JUDGE ABBY CYNAMON

Copies furnished to: Counsel of Record" See Record.

⁸⁵ The record displayed shows that, among other things, Tavares' subpoenas for witnesses depositions, all complied with Fla. R. C. P., including being served personally by a professional licensed Certified Process Server, *e.g.*, by Mr. Brian N. Ali (CPS #1939) at Judicial Services, Inc., followed by payment of witnesses fees via certified cashier's checks delivered via Certified U.S. Postal Mail, *e.g.*, \$8.00 for Gabriela Machado Guimaraes, and \$7.00 each, for Marco Emilio Rojas, and, that of Tavares' attorneys at Buchanan Ingersoll & Rooney, P.C.'s ("Buchanan Ingersoll") notices of December 4, 2012 for video-taped depositions of Guimaraes, which the criminals all intentionally failed to appear. Corrupt Judge Cynamon's sham void Order is another artifice to further the Continued Criminal Enterprise's deprivation, stealing, and extortion of Tavares properties and rights, under color of law, whereas the subverted Miami Courts allow, and assist shameless criminals at Valori, Guimaraes, *et al.*, to hijack Tavares's Companies with false, invalid and fraudulent corporate authority from the "Sole Shareholder", while they prevent justice with sham and contradictory pleadings, claims, affidavits, notices of service upon Tavares, improper and invalid notices of hearing, and sham void order to extort entered by corrupt judges implicated in the scheme, while the shameless criminals secretly sell and transfer, across state lines, Tavares's properties, to Walgreen Co. ("Walgreens") for \$6,742,500.00, stealing millions of dollars, and further having the subverted Miami Courts to money launder the ill-gotten proceeds, showing a massive ongoing scheme by the known Continued Criminal Enterprise ("CCE"), threatening the rule of law and our democracy. See Record.

COUNTS

Count 537 - Shameless corrupt Judge Abby Cynamon, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 538 - The shameless Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 539 - Shameless corrupt Judge Cynamon, and shameless criminals Peter F. Valori and Amanda Lara Fernandez, at Damian & Valori, LLP and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 540 - Shameless corrupt Judge Abby Cynamon, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 541 - At all times relevant, shameless corrupt Judge Abby Cynamon, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 542 - Shameless corrupt Judge Abby Cynamon, presiding a *Kangaroo Court*, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares (“Tavares”), under color of law, by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), the record showing, among other things, that Peter and Landy at Valori are fraudulently representing Tavares’s Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares’s properties and rights, and holding sham hearings, presided by reckless and corrupt judges, *inter alia*, shameless corrupt Judge Abby Cynamon, recklessly and systematically disregarding the truth, facts, law, the constitution, rights, legal precedents, and the court’s rules, to further the brazen scheme, and the known fact that shameless criminals at Valori, together with Associates Gabriela Machado Guimaraes, Marco Emilio Rojas, *et al.*, have already secretly and fraudulently sold and transferred for \$6,742,500.00, on February 20, 2014, Tavares’ Companies BCP/Car Wash’s Properties and Tavares’ Personal Properties to Walgreen Co. (“Walgreens”), stealing all ill-gotten proceeds, and now, upon the *Kangaroo Court*, are willfully obstructing and preventing justice to get away with the stolen moneys, in violation of, §817.155, F.S. (Fraudulent Practices), and further, upon the sham hearing of December 9, 2014, committing violations of:

Count 542(a) - Perjury in Official Proceeding by criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (a) “*Damian & Valori, LLP represent the Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc.*”, when in truth and in fact, Peter and Landy at Valori know that they are invalidly and fraudulently representing and/or speaking on behalf of Tavares’s Companies BCP/Car with fabricated fraudulent corporate authority to further a scheme to steal and extort Tavares’s properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(b) - Perjury in Official Proceeding by criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (b) “*On September 15, 2011, the Plaintiffs filed this lawsuit seeking to remove Mr. Tavares as an officer of the Plaintiff entities, and to require him to turn over the books and records of the Plaintiff entities after being removed by proper corporate action*”, see Valori’s Plaintiffs’ Motion for Protective Order page 1 ¶ 1., [E-Filing 14639186 Filed on 06/10/2014 at 2:48 p.m.](#) (“Motion Protection”), when in truth and fact, Valori knows that, among other things, Tavares was never properly removed from Tavares’ Companies, and not “*by proper corporate action*”, as the record displayed shows that, Plaintiff entities Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), at all relevant times, have two (02) shareholders, Tavares and Joao Evangelista da Costa Tenorio (“Tenorio), and Valori, *et al.*’s, false, invalid and fraudulent corporate authority is predicated on a certain fabricated invalid corporate resolution of July 28 and 29, 2011 by the “*Sole Shareholder*” of the Plaintiff entities BCP and Car Wash, contradicting the truth, and Valori’s repeated pleadings to enforce, upon the Miami Courts and Third District Court of Appeal, the Arbitration Clause in BCP’s Shareholders’ Agreement by Tavares and Tenorio, of February 14, 2000, showing to any reasonable honest outside observer, the brazen frauds upon the court by criminals Valori, *et al.*, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(c) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (c) *“On September 22, 2011, following a hearing, the Court entered a temporary Injunction prohibiting Mr. Tavares, inter alia, from acting on behalf of the Plaintiff entities and requiring him to turn over the books and records of the Plaintiff entities”*, see Motion Protection page 1 at ¶ 2, when in truth and fact, Valori knows that, among other things, that, the sham Temporary Injunction, predicated on Valori’s invalid and fraudulent representation on Plaintiff entities with invalid and fraudulent authority, further predicated on false claims and a fraudulent Affidavit of criminal Gabriela Machado Guimaraes, two (02) fraudulent return of service upon Tavares – to falsely show that Tavares was served the Complaint and Valori’s sham Motion for Temporary Injunction, with an improper and invalid Notice of Hearing of September 21, 2011 at 2:00 pm – unserved upon Tavares, and filed eighteen (18) hours before the sham Hearing of September 22, 2011 at 8:00 a.m. to knowingly and intentionally deprive and extort Tavares of properties and rights, is clearly void and null, and shameless criminals at Valori know – and had to know these truth and facts, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(d) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (d) *“On September 22, 2011, following a hearing, the Court entered a temporary Injunction prohibiting Mr. Tavares, inter alia, from acting on behalf of the Plaintiff entities and requiring him to turn over the books and records of the Plaintiff entities”*, see Motion Protection page 1 at ¶ 2, when in truth and fact, Valori knows that, among other things, that, the sham Temporary Injunction, predicated on Valori’s invalid and fraudulent representation on Plaintiff entities with invalid and fraudulent authority, further predicated on false claims and a fraudulent Affidavit of criminal Gabriela Machado Guimaraes, two (02) fraudulent return of service upon Tavares – to falsely show that Tavares was served the Complaint and Valori’s sham Motion for Temporary Injunction, with an improper and invalid Notice of Hearing of September 21, 2011 at 2:00 pm – unserved upon Tavares, and filed eighteen (18) hours before the sham Hearing of September 22, 2011 at 8:00 am, is clearly void and invalid, and shameless criminals at Valori know – and had to know these truth and facts, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(e) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (e) *“Despite the Court’s orders, Mr. Tavares failed to turn over all of the corporate records of the Plaintiff entities, and therefore stands in contempt of the Court’s September 22, 2011 Temporary Injunction”*, see Motion Protection page 1 at ¶ 3, when in truth and fact, Valori knows that, among other things, that, the sham Temporary Injunction, predicated on massive frauds upon the court, is forever null and void, and that, despite the *Kangaroo Court’s* sham void Order, Tavares did comply, and surrender, on September 22, 2011, Tavares’ Companies Properties, including, but not limited to the building at 250 S.W. 7 Street, Miami, FL 3313 - that Tavares built in 2001 for Tavares’ Companies, housing BCP/Car Wash businesses and records for the companies, and Tavares further couriered additional corporate records to criminal Gabriela Machado Guimaraes, see Baron Messenger Services receipt #896682 of 9/27/2011 at 11:05 a.m., purportedly representing Tavares’ Companies BCP and Car Wash with the fabricated fraudulent corporate authority of BCP, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(f) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (f) *“Mr. Tavares’s document turnover, however was woefully and obviously insufficient. Indeed, Plaintiff, Brickell Commerce Plaza, Inc., developed a commercial building (a carwash) upon the property it owned, and operated a business, and Mr. Tavares turned over virtually no documents relating to the construction (i.e. developer plans, agreements with contractors, etc.) or operation of the business”*, see Motion Protection page 2 at ¶ 5, when in truth and fact, Valori knows that, among other things, that, shameless criminals at Valori have no proper authority to represent or speak for Tavares’ Companies Brickell Commerce Plaza Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), and that, Tavares complied in a timely manner with the sham void Order of 9/22/2011, and that, Tavares, at all relevant times, is one (01) of two (02) shareholders of BCP and Car Wash, and the sole president, manager, and director of BCP and Car Wash since Tavares founded Tavares’ Companies BCP and Car Wash, and that, Tavares is the one that, *e.g.*, purchased the four (04) lots at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, where Tavares developed his Car Wash Concept and built the 5,313 SF building in 2001, and Tavares, and Tavares only operated and managed the business, for which now, the shameless criminals, after hijacking Tavares’ Companies with invalid and fraudulent corporate authority from the *“Sole Shareholder”* to steal and extort Tavares of properties and rights under color of law, in a *Kangaroo Court*, while secretly and fraudulently selling and transferring Tavares’s Companies and Tavares’ Personal Properties to Walgreen Co. (“Walgreens”) on February 20, 2014, to further the scheme, repeatedly make false statements about *“certain documents”*, while Valori, *et al.*, have stolen millions from Tavares and Tavares’ Companies, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(g) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (g) *“Mr. Tavares may not seek relief from the Court, or any discovery, while he is in violation of the Court’s Temporary Injunction and April 4, 2014 discovery order”*, see Motion Protection page 2 at ¶ 8, when in truth and fact, Valori knows that, among other things, that, the sham Temporary Injunction of September 2011 and sham Order of April 4, 2014, fraudulently entered in a *Kangaroo Court*, improperly noticed and held to willfully deprive and extort Tavares of properties and rights, by totally corrupt Judges Allan Lester Langer and Abby Cynamon, is absolutely and forever void and null, and is another artifice to continue preventing and obstructing justice while criminals at Valori, *et al.*, continue depriving, stealing, and extorting Tavares of properties and rights, without proper and legal constitutional rights to defenses and discovery, for which the *Kangaroo Court* systematically and repeatedly, knowingly and intentionally, deprives and extort Tavares of properties and rights to further the brazen scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(h) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (h) *“Mr. Tavares should be prohibited from proceeding with the foregoing depositions, or any discovery, while he is in contempt of the Court’s orders”*, see Motion Protection page 3 at ¶ 12, when in truth and fact, Valori knows that, *e.g.*, that, at all times, the *Kangaroo Court* systematically deprived Tavares and Tavares’ Attorneys – five set of law firms, from pursuing any discovery, or to depose any witnesses, to prevent justice, furthering the scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(i) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (i) *“Ms. Guimaraes, however, has not been properly served with a subpoena”*, see Motion Protection page 3 at subpar. 2, when in truth and fact, Valori knows that, among other things, that, criminal Gabriela Machado Guimaraes (“Guimaraes”), had been properly served with at least three (03) proper subpoenas, duly noticed and properly served by Tavares’ attorneys at Buchanan Ingersoll & Rooney, P.C., on December 4, 2012, and, on June 19, 2014, by a Certified Process Server Mr. Brian N. Ali (CPS #1939) at Judicial Process, Inc., with a witness fee of \$8.00 paid. Criminal Guimaraes willfully failed to appear in aforesaid duly noticed depositions because Guimaraes is a shameless criminal that knows that she is perpetrating, together with Valori, and other Associates of the Continued Criminal Enterprise (“CCE”), major frauds and crimes against the United States of America, the State of Florida, Tavares, and Tavares’ Companies, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(j) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (j) *“Also, the Plaintiffs object to several of the areas of inquiry listed in Schedule A to the Notices of Depositions, as they are not reasonably calculated to lead to the discovery of admissible evidence. Specifically, ‘Any negotiations to seek and transfer Plaintiffs’ assets’ is not a proper area of inquiry”*, see Motion Protection page 3 at ¶ 13, when in truth and fact, Valori knows that, among other things, that, Tavares, an owner and one of two shareholders of Plaintiff entities is entitled to seek relevant discovery related to the secret and fraudulent sale and transfer by shameless criminals Valori, Gabriela Machado Guimaraes, and Marco Emilio Rojas, of all of Tavares’ Properties to Walgreen Co. (“Walgreens”), on February 20, 2014, for \$6,742,500.00, as Tavares, an owner and one of two shareholders of Plaintiff entities was never notified – and millions of dollars in ill-gotten proceeds have been stolen by the shameless criminals that hereto, continue to prevent and obstruct justice in the sham proceedings upon a *Kangaroo Court*, systematically and repeatedly, knowingly and intentionally depriving Tavares of properties and rights to further the scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(k) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (k) *“Further, Mr. Tavares seeks to inquire with the Plaintiffs’ representative as to information and documents related to entities other than the Plaintiffs. Specifically, Mr. Tavares seeks to require the Plaintiffs to testify as to matters concerning two third party entities, Brickland Overseas, Ltd. And Williston Investments Inc. Such inquiry is not permitted by the Rules”*, see Motion Protection page 4 at ¶ 15, when in truth and in fact, Valori knows that Brickland Overseas Ltd., a British Virgin Islands company (Brickland BVI) and Williston Investments, Inc., a British Virgin Islands company (“Williston BVI”), are not third party entities, since the record displayed shows that Tavares’ partner Joao Evangelista da Costa Tenorio (“Tenorio”) is the owner of Brickland and Williston, and, that Tenorio used both companies to invest on Tavares’ Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. as Tavares was developing Tavares’ unique Car Wash Concept project, showing again, that shameless criminals at Valori systematically make false statements in writing to the Miami Courts in order to obstruct and prevent justice, to further the scheme depriving, stealing and extorting Tavares of properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(l) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (L) *“Mr. Wasson, the CEO of Walgreen Co., does not have any personal knowledge of any relevant disputed fact.”*, see Motion Protection page 4 at ¶ 16, when in truth and in fact, Valori knows that Valori does not – and could not represent or speak for Walgreen Co.’s (“Walgreens”) CEO Greg D. Wasson (“Wasson”), although Valori states on the record that Valori consulted with Walgreens’ Senior Attorney, see Tr. 10 at ¶¶ 18 – 25; *Id.* 11 at ¶¶ 1 - 7, as Valori also knows that Valori does not – and could not have, proper legal authority to represent and speak for Tavares’ Companies Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), as the record displayed shows that Valori’s authority from the *“Sole Shareholder”* of BCP and Car Wash is facially fraudulent and invalid, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(m) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (m) *“And, attorneys Rojas and Nelson do not have any non-privileged knowledge relevant to any relevant disputed fact in this case”*, see Motion Protection page 4 at ¶ 17, when in truth and in fact, Valori knows that attorneys Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), and Garry Nelson (“Nelson”) (Florida Bar No. 717.266) are notorious criminals and Associates of the Continued Criminal Enterprise (“CCE”), willfully using their Florida Bar licenses to extort Tavares of properties and rights, and that, Valori does not – and could not represent or speak for Rojas and Nelson, as Valori also knows that Valori does not – and could not have proper legal authority to represent and speak for Tavares’ Companies Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), as the record displayed shows that Valori’s authority from the *“Sole Shareholder”* of BCP and Car Wash are patently fabricated and fraudulent, to further the scheme depriving, stealing, and extorting Tavares of properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(n) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (n) *“And, Mr. Tavares has not served the deponents with the required fee”*, see Motion Protection page 5 at ¶ 20, when in truth and in fact, Valori knows, and the record displayed shows, that the deponents were paid proper fees, see fees paid of \$8.00, \$7.00, and \$7.00, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(o) - Perjury in Official Proceeding by shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez at Damian & Valori, LLP, to further the scheme by knowingly and intentionally, falsely stating, in the sham hearing, to deprive Tavares of properties and rights, that, (o) *“Based upon the foregoing, the Plaintiffs respectfully request the Court enter a protective order as to the above-referenced depositions precluding Mr. Tavares from taking such discovery or any other discovery in this matter”*, see Motion Protection page 5 at ¶ 21, when in truth and in fact, Valori knows, that Valori’s sham Motion Protection is intended to continue preventing and obstructing justice in sham proceedings in a *Kangaroo Court*, presided by totally corrupt judges furthering the scheme depriving, stealing, and extorting Tavares, under color of law, while shameless criminals Valori, Guimaraes, Rojas, Nelson, *et al.*, steal all ill-gotten proceeds from the secret and fraudulent sale of Tavares’s Companies and Tavares’ Personal Properties, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(p) - Perjury in Official Proceeding by shameless corrupt Judge Abby Cynamon, knowingly and intentionally presiding over a *Kangaroo Court*, knowingly and intentionally, falsely stating, during the hearing of December 9, 2014, that, (o) Tavares *"You're getting off the subject"*, see Tr. 19 at ¶¶ 12 – 13, as Tavares was explaining Valori's artifices upon the proceedings, depriving and extorting Tavares, and, *"it's a Criminal Enterprise"*, see Tr. 19 at ¶ 25 and 20 at ¶1, as corrupt Judge Abby Cynamon is willfully deflecting the truth and facts about Valori's brazen scheme, shown by Tavares and the record displayed, to further the scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(q) - Perjury in Official Proceeding by shameless corrupt Judge Abby Cynamon, knowingly and intentionally presiding over a *Kangaroo Court*, knowingly and intentionally, falsely stating, during the hearing of December 9, 2014, that, (p) Tavares *"I have to grant a motion for protective order as to anything that is improperly noticed because the law does not allow people to make up their own rules for deposition"*, see Tr. 21 ¶¶ 4, 5, and 6, as Tavares is showing to the *Kangaroo Court* that the record displayed shows, among other things, that Tavares' attorneys at Buchanan Ingersoll & Rooney, P.C., and Tavares' subpoenas to depose, *e.g.*, Gabriela Guimaraes, fully complies with Fla. R. Civ. P. for notice, serving, and paid witnesses fees, and that Judge Cynamon's sham Order contradicts truth, facts, and record displayed, to further the scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(r) - Perjury in Official Proceeding by shameless corrupt Judge Abby Cynamon, knowingly and intentionally presiding over a *Kangaroo Court*, falsely stating, during the hearing of December 9, 2014, that, (q) Valori *"He didn't personally demolish the building, okay"*, see Tr. 25 ¶¶ 10, 11, willfully deflecting the record showing that Valori's Continued Criminal Enterprise ("CCE") secretly sold and transferred Tavares' Companies Properties at 250 S.W. 7 Street, Miami, Florida 33130 to Walgreens, demolishing the building, stealing millions of dollars in ill-gotten proceeds, and is continuing to willfully obstruct justice, to further the scheme, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(s) - Perjury in Official Proceeding by shameless corrupt Judge Abby Cynamon, knowingly and intentionally presiding over a *Kangaroo Court*, knowingly and intentionally, falsely stating, during the hearing of December 9, 2014, that, (r) Valori *"Not anymore [Not a Shareholder of Tavares' Companies BCP and Car Wash] You were removed by Judge Langer's order"*, see Tr. 26 ¶¶ 1 – 2, when in truth and in fact, corrupt Judge Cynamon knows that the sham Injunction Order against Tavares of September 22, 2011 by corrupt Judge Langer, could not – and did not remove Tavares as one of two shareholders of BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(t) - Perjury in Official Proceeding by shameless corrupt Judge Abby Cynamon, knowingly and intentionally presiding over a *Kangaroo Court*, falsely states, at hearing of December 9, 2014, to further the scheme extorting Tavares, that, (s) JUDGE: *"You're not a shareholder, sir"*, TAVARES: *"I am"*, JUDGE: *"You were removed by Judge Langer"*, see Tr. 26 at ¶¶ 21 – 25, recklessly contradicting the facts, truth, and the record displayed on the matter showing that Tavares at all relevant times is one of two shareholders of Plaintiff entities, *see., e.g.*, BCP's Shareholders' Agreement of February 14, 2000, displayed on the Record by multiple Valori's pleadings, *e.g.*, Valori's Motion to Compel Arbitration by the Two Shareholders Tavares and Joao Tenorio, of July 17, 2012, and Appeal 3DCA 12-3086. Tavares further states, and shows to shameless corrupt Judge Abby Cynamon presiding the *Kangaroo Court*, that, *"He [Judge Langer] cannot remove me as a shareholder, ma'am"*, as corrupt Judge Abby Cynamon threatens Tavares with imprisonment, to willfully silence the truth and the victim Tavares see Tr. 27 ¶¶ 1 – 2, when in truth and in fact, corrupt Judge Cynamon knows that the sham Injunction Order against Tavares of September 22, 2011 by corrupt Judge Langer, could not – and did not remove Tavares as one of two shareholders of BCP and Car Wash, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 542(u) - Perjury in Official Proceeding by shameless corrupt Judge Abby Cynamon, knowingly and intentionally presiding over a *Kangaroo Court*, knowingly and intentionally, willfully granting, and falsely stating, that the court is basing its decision on heard argument and being advised of the premises of the case, entering the sham Order of December 9, 2014, ordering sanctions, contempt and protective order against Charles Tavares, when corrupt Judge Abby Cynamon – and the record displayed shows to any reasonable honest outside observer that, the sham order is entered in order to willfully prevent and obstruct justice, while corrupt Judge Cynamon knows that criminals at Valori, et al., have already secretly and fraudulently sold and transferred Tavares’ Companies Properties, and Tavares’ Personal Properties, on February 20, 2014, to Walgreens, showing her spurious and irreconcilable decisions are solely to prevent justice and to further the brazen scheme depriving, stealing, and extorting Charles Tavares of properties and rights upon subverted proceedings. The record displayed shows that, among other things, shameless criminals Peter Francis Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP, do not have proper and legal corporate authority of Plaintiff entities Brickell Commerce Plaza, Inc. (“BCP”), and The Car Wash Concept, Inc. (“Car Wash”), and all of Valori’s pleadings are sham and contradictory, and the *Kangaroo Court’s*⁸⁶ Orders depriving Tavares of properties and rights, for example, the September 22, 2011 Injunction Order, and the Order to Compel of April 4, 2014 order, and the Order Granting Plaintiff’s Motion for Contempt and Sanctions and Protective Order of December 9, 2014, are predicated on violations of law, the constitution, rights, the court’s rules, to further the brazen scheme depriving, stealing, and extorting Tavares of properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 543 – Shameless corrupt Judge Abby Cynamon, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

⁸⁶ Tavares started to notice brazen discrepancies on the Transcripts, including on the Transcript for the Hearing of December 9, 2014 between 9:31 a.m. and 10:00 a.m., by VERITEXT Legal Solutions’ (“VERITEXT”) Court Reporter Joy Reich (“Reich”) (Notary Public FL Commission #EE103398, Exp. 8/16/2015), transcribed during hearings upon the *Kangaroo Courts*, in the underlying sham case, and in other sham Related Cases, as the Transcripts show irreconcilable discrepancies between what was said by Tavares at the hearings, and what was shown on the Transcripts, with a clear and easily identifiable pattern of willful distortion of words stated by Tavares, in order to blur and cover up the record and schemes, showing the enormous evil powers of the Continued Criminal Enterprise (“CCE”) to corrupt and subvert everything they touch, to further the schemes upon courts of law in the United States of America against U.S. citizens and companies. See, e.g., Tr. 27 at ¶¶ 15 – 25, falsely transcribing, “I gave the documents to Gabriela Guimaraes and I surrendered the **promise** [premises]; and, Tr. 28 at ¶¶ 1 – 2, falsely transcribing, “Secondly, I’m one of two **others** --- “ (two sole shareholders). From thereon, Tavares started having records of the sham hearings upon the *Kangaroo Courts*, showing a systematic corruption of Court Reporters, repeatedly, knowingly and intentionally, to further the scheme at the CCE’s orders, forging the transcribed sham hearings to blur and cover up the frauds upon the courts by the criminals. See Record.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

544	December 18, 2014	U. S. CODE TITLE 18	Abby Cynamon Miami Courts The Criminal Enterprise (CCE)
545		§ 371 Conspiracy to Defraud the USA &	
546		§ 241 Conspiracy Against Rights &	
547		§ 242 Deprivation of Rights -Under Color of Law &	
548		§ 1346 Scheme/Artifice to Defraud &	
549		§ 1961 <i>et seq.</i> – RICO &	
550		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On December 18, 2014, shameless corrupt Judge Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), presiding a *Kangaroo Court*, to, knowingly and intentionally further a scheme depriving, stealing and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, by a Continued Criminal Enterprise (“CCE”), with shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), Amanda Lara Fernandez (“Fernandez”) (Florida Bar No. 106.931), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP’s (“Valori”), Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Marco Emilio Rojas (“Rojas”)(Florida Bar No.940.453), Garry Nelson (“Nelson”)(Florida Bar No. 717.266), and other Perpetrators implicated, enters, in reckless disregard for the truth and record showing Judge Cynamon’s systematic disregard for the truth, the law, the Constitution, rights, legal precedents, and the court’s rules, a Second Order Denying Recusal (“**2nd Order Denying Recusal**”) in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in the 11th Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”). Tavares’ Motion for Recusal of Judge Cynamon, and the record displayed in the matter, demonstrates to any reasonable honest outside observer that, Tavares is one (01) of two (02) shareholders of Plaintiff entities, Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), and that criminals at Valori and Guimaraes, are falsely and fraudulently representing Plaintiff entities with fabricated and fraudulent authority from the “*Sole Shareholder*”, and that, all pleadings, motions, claims, Guimaraes’ Affidavits, notices of hearing, and even two fraudulent Return of Service upon Tavares of September 21, 2011, are sham to further an underlying scheme depriving, stealing and extorting Tavares of properties and rights upon subverted proceedings in a Kangaroo Court presided by corrupt judges furthering the scheme. Notwithstanding these undeniable truths and facts, Judge Cynamon, showing she is totally corrupted into the scheme, allows criminals at Valori, to continue, with unclean hands, to extort Tavares, and, knowingly and intentionally, further the scheme by, *e.g.*, holding an unnoticed and invalid hearing of April 4, 2014 when she enters a sham Order to Compel against Tavares, and showing bias and prejudice, in the hearing, stating to Tavares, that, *e.g.*, just looking at Tavares, she knows his life depends on this case, see Tr. 12/09/2014 page 17 ¶¶ 1- 5, all reckless actions to prevent and obstruct justice, denying Tavares any discovery or duly noticed and served deposition of relevant witness, to cover up the successful scheme extorting Tavares. See Record.

CORRUPT JUDGE ABBY CYNAMON'S ORDER DENYING TAVARES' MOTION TO RECUSE HER FOR SYSTEMATIC VIOLATIONS OF LAW, THE CONSTITUTION, RIGHTS, LEGAL PRECEDENTS, RULES OF THE COURT, WITH BIAS AND PREJUDICE AGAINST TAVARES, TO FURTHER A SCHEME EXTORTING TAVARES

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION CASE NO. 11-29624-CA-31

Brickell Commerce Plaza, Inc., *et al.*
Plaintiff(s),

FILED FOR RECORD DECEMBER 18, 2014 at 10:08 AM

vs.

Charles Tavares

Defendant(s)

ORDER

THIS CAUSE came before the Court on the Motion of Defendant, Charles Tavares, to disqualify the undersigned Circuit Court Judge, filed December 15, 2014. The Court has read the Motion, reviewed the applicable case law and rules and is otherwise fully advised of the premises. The Court finds after review of the Motion that it is legally insufficient. See Fla. R. Jud. Admin. 2.330(d).

WHREUPON, it is hereby ORDEERD AND ADJUGED as follows:

Plaintiff's [⁸⁷] motion is denied.

DONE AND ORDERED in Chambers at Miami-Dade County Florida, on 12/18/14.

/s/ Abby Cynamon

Abby Cynamon – Circuit Court Judge

*ORIGINAL
JUDGE ABBY CYNAMON*

The Parties served with this Order are indicated in the accompanying 11th Circuit email confirmation which included all emails provided by the submitter. The movant shall IMMEDIATELY serve a true and correct copy of this Order, by mail, facsimile, email or hand-delivery, to all parties/counsel of record for whom service is not indicated by the accompanying 11th Circuit confirmation, and file proof of service with the Clerk of Court.

Signed original order sent electronically to the Clerk of the Court for filing in the Court file." See Record.

⁸⁷ The sham Order erroneously states that "Plaintiff's Motion is denied", when in truth and in fact, the Record shows that is on Defendant Tavares' Motion of December 15, 2014 to Recuse corrupt Judge Abby Cynamon ("Judge Cynamon") for repeated bias and prejudice against Tavares, showing systematic violations by Judge Cynamon of law, the Constitution, rights, legal precedents, and the Court's rules, to further the criminal scheme depriving, stealing, and extorting Tavares of Properties and rights, under color of law, as asserted on Tavares' pleadings, and, *e.g.*, at the sham hearing of December 9, 2014, where Tavares' stated to corrupt Judge Cynamon that, "This case has been going on for three and a half years. They have been using the judicial process to defraud me. They're with a Criminal Enterprise, with money laundering, fraud, tax evasion. This is a Criminal Enterprise." See Tr. of Hearing of 12/09/2014 page 19 at ¶¶ 4 – 9, and, Record. After corrupt Judge Abby Cynamon states she is granting Orders on criminals Valori's Motions to continue preventing and obstructing justice so the Continued Criminal Enterprise ("CCE") can continue the extortion of Tavares Properties and Rights, Valori's attorneys make requests and comments to Judge Cynamon, and when Tavares tried to ask a relevant question after Valori spent considerable time discussing the language and scope of the sham Orders, TAVARES: "Your Honor, what about ---", see Tr. 30 at ¶¶ 16 – 17, in reckless disregard for Tavares' due process and rights, JUDGE: "Sir, we're done. Thank you.", see Tr. 30 at ¶¶ 18 – 19, showing the legal farce to extort Tavares upon the *Kangaroo Court*. See Record.

COUNTS

Count 544 - Shameless corrupt Judge Abby Cynamon, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 545 - Shameless corrupt Judge Abby Cynamon, together with other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.,* U.S. Const., Amend. XIV.

Count 546 - Shameless corrupt Judge Cynamon, and shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 547 - Shameless corrupt Judge Abby Cynamon, together with shameless criminals Peter Francis Valori, Russell Marc Landy, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 548 - At all times relevant, shameless corrupt Judge Abby Cynamon, together with shameless criminals Peter Francis Valori, Russell Marc Landy, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.,* the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 549 - Corrupt Judge Abby Cynamon ("Judge Cynamon), together with shameless criminals Peter F. Valori ("Peter"), and Russell Marc Landy ("Landy") at Damian & Valori, LLP ("Valori"), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares ("Tavares"), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares's Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares's properties and rights, and holding sham hearings, presided by reckless and corrupt Judge Abby Cynamon, willfully preventing and obstructing justice with sham orders to prevent Tavares from any discovery or depositions, while criminals at Valori, *et al.*, steal and extort Tavares of millions of dollars from a secret and fraudulent sale and transfer of February 20, 2014, across state lines, to Walgreen Co. ("Walgreens"), of Tavares' Companies and Tavares' Personal Properties, furthering the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 549(a) - Perjury in Official Proceeding by Judge Abby Cynamon, to further the scheme by knowingly and intentionally, falsely stating, in the sham 2nd Order Denying Recusal, to deprive Tavares of properties and rights, that, (a) "*The Court finds after review of the Motion that is legally insufficient*", when in truth and in fact, corrupt Judge Cynamon knows that she is, knowingly and intentionally, presiding a *Kangaroo Court* furthering the brazen scheme depriving, stealing, and extorting Tavares of Properties and rights, under color of law, and that, based on her displayed bias, prejudice and reckless actions contrary to law, the constitution, rights, legal precedents, and the court's rules, she had to recuse in order to allow another honest judge to administer justice in a proper and lawful manner, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 550 – Reckless Judge Abby Cynamon, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. *See Fla. Code Jud. Conduct.*

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

551	February 10, 2015 at 3:48 PM	<u>U. S. CODE TITLE 18</u>	Peter Francis Valori Amanda Lara Fernandez Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE)
552		§ 371 Conspiracy to Defraud the USA &	
553		§ 241 Conspiracy Against Rights &	
554		§ 242 Deprivation of Rights -Under Color of Law &	
555		§ 1346 Scheme/Artifice to Defraud &	
556		§ 1343 – Wire Fraud &	
557		§ 1961 <i>et seq.</i> – RICO &	
558		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On February 10, 2015, shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russell M. Landy (“Landy”) (Florida Bar No. 44.417), Amanda Lara Fernandez (“Fernandez”) (Florida Bar No. 106.931), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), to further the scheme depriving and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon subverted proceedings in a *Kangaroo Court* in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), knowingly and intentionally, falsely and invalidly representing Tavares’ Companies Brickell Commerce Plaza, Inc., a Florida corp. and The Car Wash Concept, Inc., a Florida corp. (“BCP/Car Wash”) against Tavares, with fabricated invalid and fraudulent corporate authority of BCP/Car Wash, purportedly executed by the “Sole Shareholder” of BCP/Car Wash of July 28, 2011, contradicting the truth, and Valori’s pleadings upon the Miami Courts, and an Appeal upon the Third District Court of Appeal, Appeal No. 3D12-3086, to enforce the Arbitration Clause contained in the Shareholders’ Agreement of February 14, 2000 by the Two (02) shareholders of BCP, Tavares and Joao Tenorio (“Tenorio”), to hijack Tavares’ Companies BCP/Car Wash, with unclean hands, move the subverted Miami Courts in sham proceedings to legalize the scheme, and further money laundering the ill-gotten proceeds from a secret invalid and fraudulent sale and transfer, across state lines, of Tavares’s Companies BCP/Car Wash’s Properties and Tavares’s Personal Properties to Walgreen Co., an Illinois company (“Walgreens”), on February 20, 2014, files, with unclean hands, a sham Notice of Hearing on Motion for Relief Purusant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order (“**Notice Hearing Motion for Relief and Sanctions**”), see E-Filing #23597376, 2/10/2015, for a hearing on February 26, 2015 at 9:30 a.m., unilaterally set in a date Valori knows Tavares is in Asia and cannot attend. The record shows a clear pattern of unilaterally set hearings in dates Tavares cannot attend, for criminals at Valori and corrupt judges presiding the *Kangaroo Court* to easily enter, without Tavares present, sham orders to continue preventing and obstructing justice, furthering the brazen scheme depriving stealing, and extorting Tavares’s properties and rights, under color of law. See Record.

Criminals at Valori's Notice of Hearing on Valori's Motion for Sanctions Against Tavares Unilaterally and Willfully Set by Valori in a Date Tavares is in Asia and Cannot Attend in Order to Continue the Legal Farce Depriving, Stealing and Extorting Tavares' Properties and Rights

"Filing #23597376 E-Filed 02/10/2015 03:48:17 PM

IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (31)

v.

CHARLES TAVARES,
Defendant.

NOTICE OF HEARING [⁸⁸]

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Migna Sanchez-Llorens, Dade County Courthouse, 73 West Flagler Street, Room 1111, Miami, Florida 33130, on February 26, 2015 at 9:30 a.m. the following:

MOTION FOR RELIEF PURUSANT [sic] TO RULE 1.380 FOR MR. TAVARES' FAILURE TO COMPLY WITH THE COURT'S APRIL 4, 2015 ORDER CONTAINED IN THE COURT'S DECEMBER 9, 2014 ORDER

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965
Primary – pvalori@dvllp.com
Secondary – rlandy@dvllp.com - Secondary – spitta@dvllp.com

By: /s/ Peter Francis Valori
Peter F. Valori, Esq. – Florida Bar No. 43.516
Amanda Lara Fernandez, Esq. – Florida Bar No. 106.931

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via e-mail pursuant to the Florida Ruled of Judicial Administration 2.516, on this 10th day of February, 2015, upon: Mr. Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, FL 33131; ctavares@bellsouth.net.

/s/ Amanda Lara Fernandez
Attorney for Plaintiffs

Cc: Honorable Migna Sanchez-Llorens, Dade County Courthouse, 73 West Flagler Street, Room 1111 (via e-courtesy services)". See Record.

⁸⁸ On February 11, 2015, criminals at Damian & Valori, LLP, file, with unclean hands, invalidly and fraudulently representing Plaintiff entities with fabricated invalid and fraudulent authority from the "Sole Shareholder", an Amended Notice of Hearing on Motion for Relief and Sanctions of February 26, 2015 at 9:30 a.m., stating that, "Purusant [sic] to the Court's procedures, the undersigned hereby certifies that the has contacted Defendant on February 10, 2015 in an effort to resolve the issues in the above-referenced motion and Defendant objects to the relief sought herein", see E-Filing #23630019, of 02/11/2015 at 11:44 a.m., maintaining the same unilaterally set date when Tavares cannot attend, to further the scheme. See Record.

COUNTS

Count 551 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 552 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.,* U.S. Const., Amend. XIV.

Count 553 - Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 554 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 555 - Peter F. Valori, Russell Marc Landy, Amanda Lara Fernandez, and Sabrina Pitta Armenteros at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further a criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, in subverted proceedings upon Miami Courts, electronic communications, to wit – among others, a certain E-mail of February 10, 2015, from Peter F. Valori (pv@dvllp.com), invalidly and fraudulently representing Brickell Commerce Plaza, Inc., *et al.* (“Plaintiff entities”), with fabricated false and invalid corporate authority purportedly from the “*Sole Shareholder*” of Plaintiff entities, to Charles Tavares (ctavares@bellsouth.net), in Thailand, Asia, containing a certain “*Notice of Hearing on Motion for Relief Purusant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order*”, see E-Filing #23597376, on 02/10/2015 at 3:38 PM, to further a criminal scheme depriving, extorting and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings in the Miami Courts, in violation of, 18, U.S.C., § 1343.

Count 556 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but

not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 557 - Shameless criminals Peter Francis Valori (“Peter”), Marc Russell Landy (“Landy”), Sabrina Pitta Armenteros (“Pitta”), and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash”) with false, invalid and fraudulent corporate authority from the “Sole Shareholder” that they fabricated with others implicated, systematically and repeatedly fabricating and filing false and fraudulent pleadings, and obstructing the sham proceedings with false, invalid and contradictory claims, including but not limited to, a certain “*Notice of Hearing on Motion for Relief Pursuant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order*”, see E-Filing #23597376, on 02/10/2015 at 3:38 PM, unilaterally setting a sham hearing on a date and time Valori know Tavares is Asia and cannot attend it, to continue depriving Tavares of properties and rights in sham hearing, to further the criminal scheme depriving, extorting, and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 557(a) - Perjury in Official Proceeding by Shameless criminals Peter Francis Valori, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) “*Please Take Notice that the undersigned counsel has set down for hearing before the Honorable Judge Migna Sanchez-Llorens, Dade County Courthouse, 73 West Flagler Street, Room 1111, Miami, Florida 33130, on February 26, 2015 at 9:30 a.m. the following: Motion for Relief Pursuant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order*”, when Valori know in truth and in fact that Valori does not represent Tavares’s Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with proper and valid authority, and the sham hearing is another artifice to deprive, steal, and extort Charles Tavares of properties and rights upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 558 – Shameless criminals Peter Francis Valori and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Courts to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

559	February 11, 2015 at 11:44 AM	<u>U. S. CODE TITLE 18</u>	Peter Francis Valori Amanda Lara Fernandez Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE)
560		§ 371 Conspiracy to Defraud the USA &	
561		§ 241 Conspiracy Against Rights &	
562		§ 242 Deprivation of Rights -Under Color of Law &	
563		§ 1346 Scheme/Artifice to Defraud &	
564		§ 1343 – Wire Fraud &	
565		§ 1961 <i>et seq.</i> – RICO &	
566		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On February 11, 2015, shameless criminals Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), Russel M. Landy (“Landy”) (Florida Bar No. 44.417), Amanda Lara Fernandez (“Fernandez”) (Florida Bar No. 106.931), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), to further the scheme depriving and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon subverted proceedings in a *Kangaroo Court* in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), knowingly and intentionally, falsely and invalidly representing Tavares’ Companies Brickell Commerce Plaza, Inc., a Florida corp. and The Car Wash Concept, Inc., a Florida corp. (“BCP/Car Wash”) against Tavares, with fabricated invalid and fraudulent corporate authority of BCP/Car Wash, purportedly executed by the “Sole Shareholder” of BCP/Car Wash of July 28, 2011, contradicting the truth, and Valori’s pleadings upon the Miami Courts, and an Appeal upon the Third District Court of Appeal, Appeal No. 3D12-3086, to enforce the Arbitration Clause contained in the Shareholders’ Agreement of February 14, 2000 by the Two (02) shareholders of BCP, Tavares and Joao Tenorio (“Tenorio”), to hijack Tavares’ Companies BCP/Car Wash, with unclean hands, move the subverted Miami Courts upon sham proceedings to legalize the extortion of Tavares’ properties and rights, and further money laundering the ill-gotten proceeds from a secret invalid and fraudulent sale and transfer, across state lines, of Tavares’s Companies BCP/Car Wash’s Properties and Tavares’s Personal Properties to Walgreen Co., an Illinois company (“Walgreens”), on February 20, 2014, files, with unclean hands, a sham Amended Notice of Hearing on Motion for Relief Pursuant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order (“**Amended Notice Hearing Motion for Relief and Sanctions**”), see E-Filing #23630019, on 2/11/2015, for a hearing on February 26, 2015 at 9:30 a.m., unilaterally set in a date Valori knows Tavares is in Asia and cannot attend. The record shows a pattern of unilaterally set hearings in dates Tavares cannot attend, for shameless criminals at Valori and the corrupt judges presiding the *Kangaroo Court* to easily enter, without Tavares present, sham orders to continue preventing and obstructing justice, furthering the brazen scheme depriving stealing, and extorting Tavares properties and rights, under color of law. See Record.

Criminals at Valori's Amended Notice of Hearing on Valori's Motion for Sanctions Against Tavares Unilaterally and Willfully Set by Valori in a Date Tavares is in Asia and Cannot Attend in Order to Continue the Legal Farce Stealing and Extorting Tavares' Properties and Rights

"Filing #23630019 E-Filed 02/11/2015 11:44:51 AM

IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,

CASE NO.: 11-29624 CA (31)

Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

AMENDED¹ NOTICE OF HEARING

PLEASE TAKE NOTICE that the undersigned counsel has set down for hearing before the Honorable Judge Migna Sanchez-Llorens, Dade County Courthouse, 73 West Flagler Street, Room 1111, Miami, Florida 33130, on February 26, 2015 at 9:30 a.m. the following:

MOTION FOR RELIEF PURUSANT [sic] TO RULE 1.380 FOR MR. TAVARES' FAILURE TO COMPLY WITH THE COURT'S APRIL 4, 2015 ORDER CONTAINED IN THE COURT'S DECEMBER 9, 2014 ORDER

Respectfully submitted,

DAMIAN & VALORI, LLP

1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130

Telephone: (305) 371-3960 Facsimile: (305) 371-3965

Primary – pvalori@dvllp.com

Secondary – rlandy@dvllp.com - Secondary – spitta@dvllp.com

By: /s/ Peter Francis Valori

Peter F. Valori, Esq. – Florida Bar No. 43.516

Amanda Lara Fernandez, Esq. – Florida Bar No. 106.931

¹ Pursuant to the Court's procedures, the undersigned hereby certifies that he has contacted Defendant on February 10, 2015 in an effort to resolve the issues in the above-referenced motion and Defendant objects to the relief sought herein.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via e-mail pursuant to the Florida Ruled of Judicial Administration 2.516, on this 11th day of February, 2015, upon: Mr. Charles Tavares, 444 Brickell Avenue, Suite 720, Miami, FL 33131; ctavares@bellsouth.net.

/s/ Peter Francis Valori

Attorney for Plaintiffs

Cc: Honorable Migna Sanchez-Llorens, Dade County Courthouse, 73 West Flagler Street, Room 1111 (via e-courtesy services)". See Record.

COUNTS

Count 559 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 560 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 561 - Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 562 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 563 - Peter F. Valori, Russell Marc Landy, Amanda Lara Fernandez, and Sabrina Pitta Armenteros at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further a criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, upon subverted proceedings upon Miami Courts, electronic communications, to wit – among others, a certain E-mail of February 11, 2015 at 11:44 a.m., from Peter F. Valori (pv@dvllp.com), invalidly and fraudulently representing Brickell Commerce Plaza, Inc., *et al.* (“Plaintiff entities”), with fabricated false and invalid corporate authority purportedly from the “*Sole Shareholder*” of Plaintiff entities, to Charles Tavares (ctavares@bellsouth.net), in Thailand, Asia, containing a certain “*Amended Notice of Hearing on Motion for Relief Purusant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order*”, see E-Filing #23630019, on 02/11/2015 at 11:44 a.m., to further a criminal scheme depriving, extorting and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings in the Miami Courts, in violation of, 18, U.S.C., § 1343.

Count 564 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the

conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 565 - Shameless criminals Peter Francis Valori (“Peter”), Marc Russell Landy (“Landy”), Sabrina Pitta Armenteros (“Pitta”), and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash”) with false, invalid and fraudulent corporate authority from the “Sole Shareholder” that they fabricated with others implicated, systematically and repeatedly fabricating and filing false and fraudulent pleadings, and obstructing the sham proceedings with false, invalid and contradictory claims, including but not limited to, a certain “Amended Notice of Hearing on Motion for Relief Pursuant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order”, see E-Filing #23630019, on 02/11/2015 at 11:44 a.m., unilaterally setting a sham hearing on a date and time Valori know Tavares is Asia and cannot attend it, in order continuing depriving Tavares of properties and rights in sham hearing, to further the criminal scheme depriving, extorting, and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 565(a) - Perjury in Official Proceeding by Shameless criminals Peter Francis Valori, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) “Please Take Notice that the undersigned counsel has set down for hearing before the Honorable Judge Migna Sanchez-Llorens, Dade County Courthouse, 73 West Flagler Street, Room 1111, Miami, Florida 33130, on February 26, 2015 at 9:30 a.m. the following: Motion for Relief Pursuant [sic] to Rule 1.380 for Mr. Tavares’ Failure to Comply with the Court’s April 4, 2014 Order Contained in the Court’s December 9, 2014 Order”, when Valori know in truth and in fact that Valori does not represent Tavares’s Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with proper and valid authority, and the sham hearing is another artifice to deprive, steal, and extort Charles Tavares of properties and rights upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 566 – Shameless criminals Peter Francis Valori and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Courts to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

567	February 13, 2015	<u>U. S. CODE TITLE 18</u>	Gabriela Machado Guimaraes The Criminal Enterprise (CCE)
568		§ 371 Conspiracy to Defraud the USA &	
569		§ 241 Conspiracy Against Rights &	
570		§ 242 Deprivation of Rights -Under Color of Law &	
571		§ 1346 Scheme/Artifice to Defraud &	
572		§ 1343 – Wire Fraud &	
573		§ 1961 <i>et seq.</i> – RICO &	
		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices	

On February 13, 2015, shameless criminal Gabriela Maranhao Machado Guimaraes (“Guimaraes”), as part of an underlying criminal scheme depriving, stealing, and extorting Charles Tavares (“Tavares”) of all properties and rights, upon subverted proceedings in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), files, with unclean hands, Articles of Dissolution for Tavares’s Company, The Car Wash Concept, Inc., a Florida corporation (“Car Wash”) (Tax Id. #65-0965599) (“**Dissolution of Car Wash**”). The record displayed, and the truth, shows that criminal Guimaraes, an Associate of a Continued Criminal Scheme (“CCE”), successfully depriving and extorting Tavares of all properties and rights, upon subverted proceedings in *Kangaroo Courts*, did not – and could not have ever had proper and legal authority to represent or speak on behalf of Tavares’s Company Car Wash. The record shows that, on July 28 and 29, 2011, Guimaraes, and other implicated Associates of the CCE, fabricated false and invalid corporate resolutions from the “*Sole Shareholder*” of Tavares’s Companies, Car Wash, and its parent company, Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578). In truth and in fact, and the record shows, Guimaraes and the CCE knew that BCP and Car Wash, at all relevant times, have two (02) shareholders, Tavares and Tavares’s partner Joao Evangelista da Costa Tenorio (“Tenorio”). Guimaraes, *et al.*, fabricate the false and invalid authority to fraudulently hijack BCP and Car Wash, to file a sham lawsuit, with false and invalid authority on September 15, 2011, on behalf of Tavares’s BCP and Car Wash against Tavares, see, *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), using a *Kangaroo Court*, presided by a corrupt Judge Allan Lester Langer⁸⁹ (“Judge Langer”) (Florida Bar No. 137.828), together with criminals at Damian & Valori, LLP (“Valori”), in subverted proceedings, to deprive, steal, and extort Tavares of properties and rights, under color of law. The Perpetrators, on February 20, 2014, consummated a secret and fraudulent sale and transfer of all properties, across state lines, to Walgreen Co., an Illinois co. (“Walgreens”) for \$6,742,500.00, stealing all ill-gotten proceeds, and now, continuing obstructing justice to cover up the scheme. See Record.

⁸⁹ Corrupt Judge Langer, knowingly and intentionally, presides sham Related Cases, *e.g.*, *Bridgeloan Investors, Inc. v. Charles Tavares, et al.*, v. *BNY Mellon*, Case No. 2009-93058-CA-30, extorting +\$50 Million dollars from Tavares; and the *BNY Mellon v. Charles Tavares*, Case No. 2010-26864-CA-30, extorting Tavares of his homestead property, to further the scheme. See Record.

FALSE, INVALID AND FRAUDULENT⁹⁰ DISSOLUTION OF CHARLES TAVARES’S COMPANY THE CAR WASH CONCEPT, INC. BY THE CONTINUED CRIMINAL ENTERPRISE’S (“CCE”) ASSOCIATE GABRIELA MACHADO GUIMARAES TO FURTHER THE SCHEME STEALING AND EXTORTING TAVARES

“FILED February 13, 2015
Secretary of State

ARTICLES OF DISSOLUTION

Pursuant to Section 607.1403, Florida Statutes, this Florida corporation submits the following Articles of Dissolution:

FIRST: The name of the corporation as currently filed with the Florida Department of State:
THE CAR WASH CONCEPT, INC.

SECOND: The Document Number of the corporation: P99000095611

THIRD: The date dissolution was authorized: January 1, 2015
Effective date of dissolution: February 13, 2015

FOURTH: Dissolution was approved by the shareholders. The number of votes cast for dissolution was sufficient for approval.

I submit this document and affirm that the facts herein are true. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided in section 817.155, Florida Statutes.

/s/ Gabriela Maranhao Machado Guimaraes

Gabriela Guimaraes – President

Electronic Signature of Signing Officer, Director, Incorporator or Authorized Representative” See Record.

⁹⁰ The record displayed, and the truth, shows that shameless criminal Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 07/16/1965, in Brazil) did not, and could not have had – ever, proper and lawful authority to represent or speak on behalf of Charles Tavares’s (“Tavares”) Company The Car Wash Concept, Inc., a Florida corporation (“Car Wash”) (Tax Id. #65-0965599). The record displayed shows that Guimaraes is an Associate of a Continued Criminal Enterprise (“CCE”) that is systematically depriving, stealing, and extorting Tavares of properties and rights in multiple sham Related Cases upon subverted *Kangaroo Courts* in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida (“Miami Courts”), using fabricated invalid and fraudulent indicia of corporate authority, *see, e.g.*, for Tavares’s Car Wash, fabricated by Guimaraes, *et al.*, on July 28 and 29, 2011, fraudulently predicated on authority from the “*Sole Shareholder*”, when in truth and in fact, the record shows, and the criminals all know, that, Tavares’s Car Wash, and, its parent company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (“Tax Id. #65-0868578), at all relevant times, have Two (02) shareholders, Tavares and Tavares’ partner Joao Evangelista da Costa Tenorio (“Tenorio”), to further hijack the company, filing a sham lawsuit on behalf of Tavares’s Car Wash against Tavares in a *Kangaroo Court* presided by corrupt officers of the court furthering the extortion of Tavares’ properties and rights, to steal all properties and assets, and then, money launder the ill-gotten proceeds, and cover up the successful scheme. See Record.

COUNTS

Count 567 - Gabriela Machado Guimaraes, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 568 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 569 - Peter F. Valori, Russell M. Landy, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 570 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 571 - Gabriela Machado Guimaraes, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further a criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, upon subverted proceedings upon Miami Courts, electronic communications, to wit – among others, a certain Electronic filing to the Florida Secretary of State, Division of Corporations (“SUNBIZ”), of February 13, 2015, invalidly and fraudulently representing The Car Wash Concept, Inc., a Florida corporation (SUNBIZ Document #P99000095611), with fabricated invalid corporate authority purportedly from the “*Sole Shareholder*”, to further a criminal scheme depriving, extorting and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings in the Miami Courts, in violation of, 18, U.S.C., § 1343.

Count 572 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 573 - Shameless criminal Gabriela Maranhao Machado Guimaraes, and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash”) with false, invalid and fraudulent corporate authority from the “*Sole Shareholder*” of July 28 and 29, 2011, that they fabricated with others implicated, and that they all know in truth and in fact to be invalid and fraudulent, systematically and repeatedly fabricating and filing false and fraudulent corporate documents and resolutions with the Florida Secretary of State, Division of Corporations (“SUNBIZ”), sham contradictory pleadings, claims, and affidavits, and systematically obstructing sham proceedings in the styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit”) in subverted proceedings in the Eleventh Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”), with false, invalid and contradictory pleadings and improper notices of sham hearings, to further the criminal scheme depriving, extorting, and stealing Charles Tavares of properties and rights, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 573(a) - Perjury by Gabriela Maranhao Machado Guimaraes (“Guimaraes”), in an official Electronic filing of February 13, 2015, with SUNBIZ, falsely and fraudulently stating, under oath, that Guimaraes, *inter alia*, is authorized to file certain Articles of Dissolution for Charles Tavares’s Company The Car Wash Concept, Inc. (SUNBIZ #P99000095611), and that, (a) the “*Dissolution was approved by the shareholders*”, when in truth and in fact, Guimaraes, *et al.*, know they are representing and speaking on behalf of Car Wash with false, invalid, and fraudulent fabricated corporate authority to further a scheme depriving, stealing, and extorting Tavares, and Tavares’s Companies, Car Wash and BCP of properties and rights, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

574	February 26, 2015	U. S. CODE TITLE 18	Migna Sanchez-Llorens Miami Courts The Criminal Enterprise (CCE)
575		§ 371 Conspiracy to Defraud the USA &	
576		§ 241 Conspiracy Against Rights &	
577		§ 242 Deprivation of Rights -Under Color of Law &	
578		§ 1346 Scheme/Artifice to Defraud &	
579		§ 1961 <i>et seq.</i> – RICO &	
580		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On February 26, 2015, reckless Judge Migna Sanchez-Llorens (“Judge Llorens-Sanchez”) (Florida Bar No. 28.428), showing she is corrupted into the scheme, substituting the totally corrupt Judge Abby Cynamon (“Judge Cynamon”) (Florida Bar No. 843.830), presiding the *Kangaroo Court*, knowingly and intentionally, to further the brazen and shocking scheme depriving, stealing and extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, by a Continued Criminal Enterprise (“CCE”), with shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Russell Marc Landy (“Landy”) (Florida Bar No. 44.417), Amanda Lara Fernandez (“Fernandez”) (Florida Bar No. 106.931), and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP’s (“Valori”), Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), and other Perpetrators implicated, enters a sham Order on Motion for Relief Pursuant to Rule 1.380 for Defendant’s Failure to Comply with the Court’s April 4, 2014 and the Court’s December 9, 2014 Order (“**Order Striking Tavares’ Pleadings and Default Judgment**”), in reckless disregard for the truth and record showing, *inter alia*, that shameless criminals at Valori, Guimaraes, *et al.*, do not – and could not have had proper and legal authority from the “*Sole Shareholder*” to represent Plaintiff entities, Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”) in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in the 11th Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”). Furthermore, the record, and the truth, shows that, the Court’s Orders of April 4, 2014 and December 9, 2014 predicated on a previous sham Temporary Injunction of September 22, 2011 against Tavares, are all false and fraudulent, predicated on violations of law, the constitution, rights, legal precedents, and the court’s rules, to further the CCE’s scheme, after the Perpetrators secretly and fraudulently sold and transferred, on February 20, 2014, all of Tavares’s Companies Properties, and Tavares’s Personal Properties located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, across state lines, to Walgreen Co., an Illinois company (“Walgreens”), for \$6,742,500.00, stealing all ill-gotten proceeds, and now, having the *Kangaroo Court* with totally corrupt judges, permanently obstructing justice to cover up the brazen scheme, so the CCE can have the subverted Miami Courts money launder the stolen moneys, shocking the conscious of any outside honest observer how corrupt the Miami Courts are. *See Record.*

RECKLESS JUDGE MIGNA SANCHEZ-LLORENS' SHAM⁹¹ ORDER STRIKING CHARLES TAVARES' PLEADINGS AND DEFAULT FINAL JUDGMENT IN RECKLESS DISREGARD FOR THE RECORD AND TRUTH SHOWING A SCHEME DEPRIVING, STEALING AND EXTORTING TAVARES OF PROPERTIES AND RIGHTS

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION CASE NO. 11-29624-CA-31

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.
Plaintiffs,

FILED FEBRUARY 26, 2015

v.

CHARLES TAVARES

Defendant.

ORDER ON MOTION FOR RELIEF PURSUANT TO RULE 1.380 FOR DEFENDANT'S FAILURE TO COMPLY WITH THE COURT'S APRIL 4, 2014 AND THE COURT'S DECEMBER 9, 2014 ORDER

THIS CAUSE HAVING come before the Court on February 26, 2014 [sic], on the above motions and matters, and the Court having considered the motions and matters, argument, and otherwise being fully advised of the premises, it is

ORDERED AND ADJUDGED that Plaintiff's Motion for Relief is GRANTED. Defendant's pleadings are hereby stricken and default judgment is hereby entered against the Defendant. The Court adopts the prior factual findings in the September 22, 2011 Order on Plaintiff's Motion for Temporary Injunction and orders that the temporary injunction be permanent. The Court hereby reserves jurisdiction as to the issue of attorneys' fees and costs.

DONE AND ORDERED in Chambers at Miami-Dade County, FL, this ____ day of February, 2015.

/s/ [No Signature is Shown on Filed Order]

Migna Sanchez-Llorens – Circuit Court Judge

CONFORMED COPY

February 26, 2015

Migna Sanchez-Llorens

Circuit Court Judge" See Record.

*cc: Peter F. Valori, Esq.
Charles Tavares*

⁹¹ The sham Order of February 26, 2015, erroneously stating it was heard on "February 26, 2014", is knowingly and intentionally entered in another sham hearing, unilaterally set by shameless criminals at Damian & Valori, LLP, invalidly and fraudulently representing Plaintiff entities with fabricated invalid and fraudulent authority, in a date and time they know Defendant Charles Tavares is in Thailand, Asia, and cannot attend the sham proceedings, in order for the *Kangaroo Court*, presided by a reckless and corrupt Judge Migna Sanchez-Llorens (Florida Bar No. 28.428), to enter the sham Order to prevent justice and cover up the shocking scheme depriving, stealing, and extorting Charles Tavares of all properties and rights, under color of law, upon subverted proceedings. See Record.

COUNTS

Count 574 - Shameless corrupt Judge Migna Sanchez-Llorens, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 575 - Shameless corrupt Judge Migna Sanchez-Llorens, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 576 - Shameless corrupt Judge Migna Sanchez-Llorens, and shameless criminals Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 577 - Shameless corrupt Judge Migna Sanchez-Llorens, together with shameless criminals Peter Francis Valori, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 578 - At all times relevant, shameless corrupt Judge Migna Sanchez-Llorens, together with shameless criminals Peter Francis Valori, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 579 - Shameless corrupt Judge Migna Sanchez-Llorens, presiding a *Kangaroo Court*, together with shameless criminals Peter Francis Valori (“Peter”), and Amanda Lara Fernandez (“Fernandez”), at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares (“Tavares”), under color of law, by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). The record shows, among other things, that Peter and Landy at Valori are fraudulently representing Tavares’s Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme in subverted Miami Courts, systematically depriving, stealing and extorting Tavares’s properties and rights, holding sham hearings presided by reckless and corrupt judges, *inter alia*, shameless corrupt Judges Allan Lester Langer, Norma Shepard Lindsey, Abby Cynamon, and Migna Sanchez-Llorens, recklessly and systematically disregarding the truth, facts, law, the constitution, rights, legal precedents, and the court’s rules, to further the brazen scheme. As part of the scheme, criminals at Valori, together with Associates Gabriela Machado Guimaraes, Marco Emilio Rojas, *et al.*, have already secretly and fraudulently sold and transferred for \$6,742,500.00, on February 20, 2014, all of Tavares’ Companies BCP/Car Wash’s Properties and Tavares’ Personal Properties to Walgreen Co. (“Walgreens”), stealing all ill-gotten proceeds, and now, the *Kangaroo Court* is willfully obstructing and preventing justice to cover up the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further, upon the sham hearing of December 9, 2014, committing violations of:

Count 579(a) - Perjury in Official Proceeding by Shameless corrupt Judge Migna Sanchez-Llorens, to further the scheme by knowingly and intentionally, falsely stating, in the sham Order of February 26, 2015, to deprive Tavares of properties and rights, that, (a) “*THIS CAUSE HAVING come before the Court on February 26, 2014, on the above motions and matters, and the Court having considered the motions and matters, argument, and otherwise being fully advised of the premises*”, when in truth and in fact, Judge Sanchez-Llorens knows that Valori does not have proper and legal authority to represent Plaintiff entities, predicated on the “*Sole Shareholder*”, since the truth and record shows that, at all relevant times, there are two (02) shareholders of Plaintiff entities, Tavares and Tavares’ Partner Joao Evangelista da Costa Tenorio (“Tenorio”), and the purported corporate actions of the “*Sole Shareholder*”, fabricated by Valori, *et al.*, are patently invalid and fraudulent, further contradicted by Valori’s repeated pleadings and claims for arbitration under the Shareholders’ Agreement of February 14, 2000, and the hearing of February 26, 2015 was not held on “*February 26, 2014*” as falsely stated by the sham Order showing the *Kangaroo Court* knew—and had to know, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 579(b) - Perjury in Official Proceeding by Shameless corrupt Judge Migna Sanchez-Llorens, to further the scheme by knowingly and intentionally, falsely stating, in the sham Order of February 26, 2015, to deprive Tavares of properties and rights, that, (b) “*The Court adopts the prior factual findings in the September 22, 2011 Order on Plaintiff’s Motion for Temporary Injunction*”, since the record displayed shows that the sham Injunction of September 22, 2011 is void and null, predicated on Valori’s fraudulent representation of Plaintiff entities with false and invalid authority, and entered in a sham evidentiary hearing improperly noticed – eighteen (18) hours before the hearing, and unserved on Tavares, and improperly held by corrupt Judge Allan Lester Langer, already having extorted \$50 million dollars in the sham Related Case *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No.2009-93058-CA-30, further showing a fraudulent affidavit of criminal Gabriela Machado Guimaraes, and two fraudulent return of service upon Tavares, to further the scheme, rendering the order void.

Count 580 – Shameless corrupt Judge Migna Sanchez-Llorens, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

581	March 30, 2015 at 2:21 PM	<u>U. S. CODE TITLE 18</u>	Peter Francis Valori Amanda Lara Fernandez Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP The Criminal Enterprise (CCE)
582		§ 371 Conspiracy to Defraud the USA &	
583		§ 241 Conspiracy Against Rights &	
584		§ 242 Deprivation of Rights -Under Color of Law &	
585		§ 1346 Scheme/Artifice to Defraud &	
586		§ 1343 – Wire Fraud &	
587		§ 1961 <i>et seq.</i> – RICO &	
588		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA BAR RULES PROFESSIONAL CONDUCT</u> Misconduct – Rule 4-8.4 (a)(b)(c)(d)	

On March 30, 2015, shameless criminals Peter F. Valori (“Peter”) (Florida Bar No. 43.516), Sabrina Pitta Armenteros (“Pitta”), and Amanda Lara Fernandez (“Fernandez)(Florida Bar No.106.931) at Damian & Valori, LLP (“Valori”), to further the scheme extorting Charles Tavares (“Tavares”) of properties and rights, under color of law, upon subverted proceedings in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), knowingly and intentionally, falsely and invalidly representing Tavares’ Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., a Florida corp. (“BCP/Car Wash”) against Tavares, with fabricated invalid and fraudulent corporate authority, purportedly executed by the “Sole Shareholder” of BCP/Car Wash of July 28, 2011, contradicting the truth, and Valori’s pleadings upon the Miami Courts, and an Appeal in the Third District Court of Appeal, Appeal No. 3D12-3086, to enforce the Arbitration Clause contained in the Shareholders’ Agreement of February 14, 2000 by the Two (02) shareholders of BCP, Tavares and Joao Tenorio (“Tenorio”), to hijack Tavares’ Companies BCP/ Car Wash, files, with unclean hands, a sham Plaintiffs’ Motion for Attorneys’ Fees and Costs (“**Valori’s Motion for Attorneys’ Fees**”), E-Filing 25471975, on 03/30/2015. Criminals at Valori, perpetrating shocking systematic violations of, *e.g.*, State and Federal laws, the Constitution, rights, and court’s rules, and Bar Rules of Professional Conduct, to further a criminal scheme successfully depriving, stealing, and extorting victim Tavares of all properties and rights, under color of law, and after already having stolen all \$6,742,500.00 of ill-gotten proceeds from a secret and fraudulent sale of Tavares’s Companies BCP/Car Wash, across state lines, to Walgreen Co., an Illinois company (“Walgreens”) (WBA), after obstructing justice with sham and contradictory pleadings and claims, with fraudulent affidavits, subverting the proceedings, corrupting reckless judges presiding a *Kangaroo Court*, systematically holding improper hearings to enter sham orders furthering the scheme, and coercing and extorting five (05) set of law firms representing Tavares, the criminals at Valori continue the extortion, to completely destroy Tavares financially, so Tavares cannot fight back against Valori’s CCE in this styled-case, and in other sham Related Cases, so the CCE can proceed with impunity. See Record, and, Tavares Defendant’s Response to False Statements by Plaintiffs’ Attorneys on Court Filing of April 21, 2015, filed on April 23, 2015 at 9:30 a.m.

COUNTS

Count 581 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 582 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 583 - Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 584 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 585 - Peter F. Valori, Russell Marc Landy, Amanda Lara Fernandez, and Sabrina Pitta Armenteros at Damian & Valori, LLP, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further a criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, upon subverted proceedings upon Miami Courts, electronic communications, to wit – a certain E-mail of March 30, 2015 at 2:21 p.m., from Peter F. Valori (pv@dvllp.com), invalidly and fraudulently representing Brickell Commerce Plaza, Inc., *et al.* (“Plaintiff entities”), with fabricated false and invalid corporate authority purportedly from the “*Sole Shareholder*” of Plaintiff entities, to Charles Tavares (ctavares@bellsouth.net), containing a certain “*Plaintiffs’ Motion for Attorneys’ Fees and Costs*”, see E-Filing #25471975, on 03/30/2015 at 2:21:47 p.m., to further a criminal scheme depriving, extorting and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings in the Miami Courts, in violation of, 18, U.S.C., § 1343.

Count 586 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et*

seq. See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 587 - Shameless criminals Peter Francis Valori (“Peter”), Marc Russell Landy (“Landy”), Sabrina Pitta Armenteros (“Pitta”), and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash”) with false, invalid and fraudulent corporate authority from the “Sole Shareholder” that they fabricated with others implicated, systematically and repeatedly fabricating and filing false and fraudulent pleadings, and obstructing the sham proceedings with false, invalid and contradictory claims, including but not limited to, a certain “*Plaintiffs’ Motion for Attorneys’ Fees and Costs*” (“Valori’s Motion for Attorneys’ Fees”), see E-Filing #25471975, on 03/30/2015 at 2:21:47 p.m., to further the scheme extorting Tavares of properties and rights, under color of law, upon subverted proceedings, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 587(a) - Perjury in Official Proceeding by Shameless criminals Peter Francis Valori, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (a) “*Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., pursuant to Florida Rule of Civil Procedure 1.525, move the Court for an award of attorneys’ fees and costs against Defendant, Charles Tavares*”, see Valori’s Motion for Attorneys’ Fees page 1, when Valori know in truth and in fact that Valori does not represent Tavares’s Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with proper and valid authority, and the sham motion is another artifice to deprive, steal, and extort Charles Tavares of properties and rights upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 587(b) - Perjury in Official Proceeding by Shameless criminals Peter Francis Valori, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, (b) “*Accordingly, Plaintiffs respectfully request that the Court award Plaintiffs their attorneys’ fees and costs in the matter*”, see Valori’s Motion for Attorneys’ Fees at ¶ 8, when Valori know in truth and in fact that Valori does not represent Tavares’s Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with proper and valid authority, and Valori cannot represent or speak for Plaintiff entities, and the sham motion is another artifice to extort Charles Tavares of properties and rights, under color of law, upon subverted proceedings, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 588 – Shameless criminals Peter Francis Valori and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Courts to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

589	April 2, 2015	<u>U. S. CODE TITLE 18</u>	Stefano Pessina Richard N. Steiner Walgreen Co. Amit N. Patel Chirag B. Desai Richard B. Schreiberstein Marathon Lodging, LLC Miami-Dade County Clerk The Criminal Enterprise (CCE)
590		§ 371 Conspiracy to Defraud the USA & § 1341 Mail Fraud &	
591		§ 1346 Scheme/Artifice to Defraud &	
592		§ 1957 – Engaging in Monetary Transactions in Property from Specified Unlawful Activity &	
593		§ 1956 – Laundering of Monetary Instruments &	
594		§ 1961 <i>et seq.</i> – RICO &	
595		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices	

On April 2, 2015, after Charles Tavares (“Tavares”) served numerous Formal and Civil Theft Notices for Walgreen Co., an Illinois company (“Walgreens”) (Nasdaq: “WBA”), *et al.*, to return stolen Properties⁹² of Tavares’s Companies Brickell Commerce Plaza, Inc. (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc. (“Car Wash”) (Tax Id. #65-0965599) (collectively, “Tavares’s Companies”) and Tavares’s Personal Properties (collectively, the “Properties”), from a previously invalid and fraudulent⁹³ sale and transfer for \$6,742,500, on February 20, 2014, see Miami-Dade County Records at Book 29049/Pages 679-680; CFN #20140151383, by Associates of a Continued Criminal Enterprise (“CCE”),⁹⁴ *inter alia*, criminals Gabriela Maranhao Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), Peter Francis Valori (“Peter”) (Florida Bar No. 43.516) at Damian & Valori, LLP (“Valori”), and Garry Nelson (“Nelson”) (Florida Bar No. 717.266) to Walgreens, Walgreens, despite knowing that it is in possession of stolen properties, knowingly and intentionally resells Tavares’s known stolen Properties to Marathon Lodging, LLC, a Florida L.L.C. (“Marathon”) (Tax Id. #47-2867131), managed by Amit N. Patel (“Patel”), and Chirag B. Desai as Registered Agent, and Michael Schreiberstein as incorporator, represented by attorney Richard B. Schreiberstein (“Schreiberstein”), for \$15,500,000, see Miami-Dade County Records at Book 29567/Pages 3382-3384; CFN #20150220918.

⁹² Tavares’s Properties located at 250 S.W. 7 Street, Brickell West, Miami, FL 33130, Folio #01-0205-010-1080, secretly sold and transferred between Walgreens and the CCE, to be a Brickell Walgreens Store “Loc No.15.925.” *See* WASA Agreement #21600.

⁹³ Tavares’s Properties are secretly and fraudulently sold and transferred on 02/20/2014 by the CCE’s Associates, some, using their Florida Bar as guise to commit crimes, predicated on a shocking scheme stealing and extorting Tavares of all properties and rights upon subverted proceedings in Miami-Dade County, Florida, presided by the same corrupt judges to successfully further the scheme, under color of law, *see, e.g., Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30, after Guimaraes, Valori, *et al.*, hijacked Tavares’s Companies with fabricated invalid and fraudulent corporate authority from the “Sole Shareholder” despite the truth and record demonstrating Tavares’s Companies BCP and Car Wash, at all relevant times, have two (02) shareholders, Tavares and Joao Tenorio, and further predicated on spurious violations of law, the constitution, rights, and rules, and the extortion of Tavares’s five law firms upon the *Kangaroo Courts*, by Valori and the corrupt judges to systematically deprive and extort Tavares of properties and rights. *See* Record.

⁹⁴ The known CCE is comprised of reckless attorneys, perpetrating, *e.g.*, intercontinental money laundering, mortgage, bank, and tax-free bonds frauds, tax evasion and frauds, extortion of U.S. citizens and companies. *See* [Tavares’ Affidavit 11/27/2022](#).

WALGREENS RESELLS TO MARATHON LODGING LLC IN 2015 TAVARES'S COMPANIES AND PERSONAL PROPERTIES STOLEN BY THE CCE AND PREVIOUSLY SECRETLY SOLD TO WALGREENS IN 2014

"Prepared by: Walgreen Co.
104 Wilmot Road, MS #1420
Deerfield, Illinois 60015
AFTER RECORDING MAIL TO:
Richard B. Schreiberstein, Esquire
Richard B. Schreiberstein, LLC - 10500 Little Patuxent Parkway, Suite 305 - Columbia, Maryland 21044

CFN 20150220918 Book 295676 Pages 3382-3384
Recorded: 04/06/2015 4:06:46 PM
DEED DOC STAMPS: \$93,000.00
SURTAX: \$69,750.00
Surtax \$30,341.25
Harvey Ruvlin, Clerk of Court, Miami-Dade County

Loc. No. 15.925

Space Above This Line For Recording Data

Warranty Deed

This Warranty Deed made this **2nd day of April, 2015** between **Walgreen Co., an Illinois corporation** whose address is 104 Wilmot Road, MS1420, Deerfield, IL 60015, grantor, and **Marathon Lodging, LLC, a Florida limited liability company** whose post office address is 7871 Belle Point Drive, Greenbelt, Maryland 20770, grantee:

(whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Miami-Dade County, Florida to-wit:

Lots 5, 6, 7, and 8, Block 51 South, City of Miami, according to the plat thereof recorded in Plat Book B, Page 41, of the Public Records of Miami-Dade County, Florida.

Parcel Identification Number: 01-0205-010-1100 [95]

Lots 9 and 10, Block 51 South, City of Miami, according to the plat thereof recorded in Plat Book B, Page 41, of the Public Records of Miami-Dade County, Florida; LESS that portion of said lot 10 conveyed to the State of Florida by Deed recorded in Official Records Book 12051, Page 817, of the Public Records of Miami-Dade County, Florida, more particularly describe as follows:

Begin at the N.W. corner of said lot 10, then run N87°50'25" E along the Northerly boundary of said Lot 10, for a distance of 25.04 feet to the point of beginning of a circular curve concave to the Southeast and having for its elements a radius of 25.00 feet and tangent bearing of 87°50'25" W; thence run Southwesterly along the arc of said circular curve to the left, through a central angle of 90°05'39" for a distance of 39.31 feet to the point of tangency and a point on the Westerly boundary of said Lot 10; thence run N 02°15'14" W along said boundary for a distance of 25.04 feet to the Point of Beginning.

Parcel Identification Number: 01-0205-010-1080 [95]

After Recording Return To: Commonwealth Land Title Insurance Co.
T. Vaillant - **File No. 14-002121**
1015 15th Street, NW, Suite 300, Washington, DC 20005

RETURN TO:
FIDELITY NATIONAL TITLE
Att. Jennie Clayton - **File No. 14-03799**
5690 W. Cypress Street, Suite A, Tampa FL 33607"

⁹⁵ The Properties' description and its Folio Numbers do not match, and are clearly erroneous, showing the CCE's pattern of "Omerta Code" for the Perpetrators, see Book 29567/Page 3382; or, CFN #20150220918, Page 1 of 3, Miami-Dade Records.

“Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to April 2, 2015 and text on Exhibit A.

In Witness Whereof, grantor has hereunto set grantor’s hand and seal the day and years first above written.

Signed, sealed and delivered in our presence:

WALGREEN CO., an Illinois Corporation

/s/ Barbara J. Francart

Witness Name: Federico Mautone

By: /s/ Richard N. Steiner

Richard N. Steiner, Director

/s/ Lisette Moreno

Witness Name: Lisette Moreno

State of Illinois §

§

County of Lake §

On this 2nd day of April 2015, before me appeared Richard N. Steiner, to me personally known, who being by me duly sworn, did say that he is a Director of **Walgreen Co., an Illinois corporation**, and that said instrument was signed on behalf of said corporation by authority of its board of directors, and said Director acknowledged said instrument to be the free act and deed of said corporation.

/s/ Charles Kaufaman

Charles Kaufaman, Notary Public

(Notary Seal) OFFICIAL SEAL

CHARLES KAUFAMAN – NOTARY PUBLIC STATE OF ILLINOIS

MY COMMISSION EXPIRES 9/22/2016”. Book 29567/Page 3383; or, CFN #20150220918, Page 2 of 3, Miami-Dade Records.

“EXHIBIT “A”

1. Unity of Title recorded Book 1824, Page 880.
2. Easement granted to Florida Power & Light Company by instrument recorded in Book 19518, Page 4024.” Book 29567/Page 3384; or, CFN #20150220918, Page 3 of 3, Miami-Dade Records.

WALGREENS AGREEMENT #21600 SIGNED BY RICHARD N. STEINER IN 4/2014 WITH MIAMI-DADE COUNTY WATER & SEWER DEPARTMENT ("WASA") TO BUILD A BRICKELL WALGREENS STORE AT TAVARES'S STOLEN PROPERTIES LOCATED AT 250 S.W. 7 STREET, BRICKELL WEST, MIAMI, FL 33130

"WALGREENS, ID# 21600

CFN 20140349725 BOOK 29152 pages 2271-2289 [19 pages]

Date Recorded: 05/15/2014 8:44:22 AM – Harvey Ruvin, Clerk of Court, Miami-Dade County, FL

**AGREEMENT FOR WATER AND SANITARY SEWAGE FACILITIES
BETWEEN MIAMI-DADE COUNTY AND WALGREEN CO.**

This instrument prepared by: Douglas Pile, Esq. [Florida Bar No. 112.781]

Miami-Dade County Water and Sewer Department - New Business Section

3575 South LeJeune Road – Miami, Florida 33146-2221

THIS AGREEMENT, made and entered into at Miami-Dade County, Florida, this 12 day of May 2014 by and between Miami-Dade County, a political subdivision of the State of Florida, hereinafter designated as the "COUNTY", whose mailing address is: c/o Miami-Dade Water and Sewer Department, P.O. Box 330316, Miami, Florida 33233-0316, and WALGREEN CO., an Illinois corporation, hereinafter designated as the "DEVELOPER", whose mailing address is: 104 Wilmot Road, MS 1420, Deerfield, Illinois 60015.

1. DEVELOPER'S PROPERTY [⁹⁶]. The DEVELOPER owns a certain tract of land in Miami-Dade County, Florida, which is legally described in Exhibit "A" attached hereto and made part hereof, hereinafter sometimes described as the "DEVELOPER'S property". The DEVELOPER has requested that the DEPARTMENT render water and sewer service to the DEVELOPER'S property and the COUNTY agrees to do so subject to the terms, covenants and conditions contained herein. -----

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective officials as of the day and year above written.

WITNESSETH:

MIAMI-DADE COUNTY

/s/ Gonzalo Garcia Jr.

Gonzalo Garcia Jr.

By: Zaba S. Castro

Zaba S. Castro, Esq., Assistant Director, Legislative and Municipal Affairs for : Bill Johnson, Director
Miami-Dade County Water and Sewer

/s/ Denise Chung

Denise Chung

STATE OF FLORIDA – COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 12 day of May, 2014, by Zaba S. Castro, Esq., Assistant Director, Legislative and Municipal Affairs, for Bill Johnson, Director, of Miami-Dade Water and Sewer Department, who is personally known to me and did not take an oath.

/s/ Denise Chung - Denise Chung – Notary Public – Commission #FF 113828, Expiring 8/12/2018

ATTEST:

WALGREEN CO., AN ILLINOIS CORPORATION

/s/ Lydia J. Mathias

Lydia J. Mathias, Assistant Secretary

By: Richard Steiner

Richard Steiner, Director

STATE OF ILLINOIS – COUNTY OF LAKE

The foregoing instrument was acknowledged before me this 28th day of April, 2014, by RICHARD STEINER, as Director, and Lydia J. Mathias, as Assistant Secretary, of Walgreen Co., an Illinois Corporation, on behalf of the corporation. They are personally known to me and did take an oath.

/s/ Lisette Moreno – Lisette Moreno – Notary Public – Serial No. 581.071, Expiring 8/28/2015"

⁹⁶ Tavares's Company's Property, and Tavares's Personal Properties, located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, with 30,000 SF of land, and a 6,704 SF high-end commercial building Tavares built in 2001, are completely destroyed and razed to the ground shortly after the secret invalid and fraudulent sale and transfer of 02/20/2014. See Record.

COUNTS

Count 589 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America, in particular to, certain known sham Related Cases in Miami-Dade County, Florida, among others, the sham *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares, Case No. 2011-29624-CA-30*, in order to further major criminal schemes against the United States of America, U. Citizens, and U.S. Companies, and the State of Florida, in violation of 18 U.S.C. §371.

Count 590 - Walgreen Co., an Illinois corporation (“Walgreens”), located at 104 Wilmot Road, MS 1420, Deerfield, Illinois 60015; Richard B. Schreiberstein, Esquire (“Schreiberstein”), located at 10500 Little Patuxent Parkway, Suite 305, Columbia, Maryland 21044; Marathon Lodging, LLC, a Florida limited liability company (“Marathon”), located at 7871 Belle Point Drive, Greenbelt, Maryland 20770; Miami-Dade County, Clerk (“Clerk”), located at 73 West Flagler Street, Miami, Florida 33130, did knowingly and intentionally, submit and transmit, a certain defective and erroneous Warranty Deed of April 2, 2015, between Walgreens, as Grantor, and Marathon, as Grantee, to further, among other things, money laundering of \$15,500,000 in ill-gotten proceeds from a known underlying scheme depriving, stealing, and extorting Charles Tavares (“Tavares”) of Tavares’s Company Brickell Commerce Plaza, Inc.’s (“BCP”) Real Property and Tavares’s Personal Properties located at 250 S.W. 7 Street, Miami, Florida 33130, described as, Lots 5, 6, 7, and 8, Block 51 South, City of Miami, according to the plat thereof recorded in Plat Book B, Page 41, of the Public Records of Miami-Dade County, Florida, Parcel Identification Number #01-0205-010-1080, and Personal Properties inside a 6,704 SF building Tavares built in 2001, previously secretly and fraudulently sold transferred for \$6,742,500, on February 20, 2014, from known Associates of a Continued Criminal Enterprise (CCE), *inter alia*, Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), and Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), at Damian & Valori, LLP (“Valori”), that hijacked – with fabricated false and invalid corporate authority purportedly from the “Sole Shareholder”, Tavares’s Company BCP, upon subverted proceedings in the sham styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares, Case No.:2011-29624-CA-30* (“BCP/Car Wash” suit), to wit, by using U.S. Mail to transmit to; Walgreens at 104 Wilmot Road, MS 1420, Deerfield, Illinois 60015; Schreiberstein at 10500 Little Patuxent Parkway, Suite 305, Columbia, Maryland 21044; Marathon at 7871 Belle Point Drive, Greenbelt, Maryland 20770; T. Vaillant at Commonwealth Land Title Insurance Co., at 1015 15th Street, NW, Suite 300, Washington, D.C. 20005; and, Jennie Clayton at Fidelity National Title at 5690 West Cypress Street, Suite A, Tampa, Florida 33607, furthering the continued and ongoing shocking scheme, in violation of, 18, U.S.C., § 1341.

Count 591 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, dealing with stolen real and personal properties, across state lines, money laundering the ill-gotten proceeds, and willfully profiting from the shocking known scheme corrupting and subverting the judicial machinery in Florida to further criminal schemes depriving, stealing, and extorting U.S. citizen Charles Tavares (“Tavares”), a U.S. company, the State of Florida, and the United States of America, in violation of 18 U.S.C. §1346.

Count 592- At all times relevant, Walgreen Co., an Illinois company (“Walgreens”), and other Perpetrators implicated, knew, and had to know, see Record with dozens of served Formal Notices and Civil Theft Notices showing the schemes extorting Charles Tavares (“Tavares”) of Properties and rights, to Walgreens, *et al.*, that, they were all engaging in a monetary transaction of extorted and stolen properties from a previously secret and fraudulent sale, purchase, and transfer for \$6,742,500, of February 20, 2014, across state lines, of Tavares’s Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.’s (collectively “BCP/Car Wash”) Properties, and Tavares’s Personal Properties located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, that they all know, and had to know, in truth, and in fact, is derived from an underlying scheme extorting and stealing Tavares of all properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). Indeed, Walgreens, despite knowing that Walgreens was in possession of stolen properties, instead of doing the right and lawful thing, chose to further the scheme by, knowingly and intentionally, reselling the stolen properties, across state lines, to Marathon Lodging, LLC, a Florida LLC (“Marathon”), for \$15,500,000, on April 2, 2015, see Warranty Deed at Miami-Dade County Clerk Records, CFN #20150220918, financially profiting by engaging in the known transaction derived from specified unlawful activity, and from an underlying known criminal scheme depriving, stealing, and extorting Tavares of all properties and rights upon sham proceedings, among others, in the styled-*action Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in the Eleventh Judicial Circuit for Miami-Dade County, Florida, contrary to 18 U.S.C. §1957 (Engaging in Monetary Transactions in Property Derived from Specified Unlawful Activity). *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 593 - At all times relevant, Walgreen Co., an Illinois company (“Walgreens”), and other Perpetrators implicated all knew - and had to know that they were all engaging in a financial transaction representing the proceeds derived from a criminal scheme depriving, extorting, and stealing certain Properties from Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.’s, and Tavares’s Personal Properties (collectively, “Tavares’s Properties”), located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130. Walgreens knew, and had to know, in truth, and in fact, that the Properties are derived from a criminal scheme depriving, extorting, and stealing Tavares of properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), in reckless disregard for the law and Tavares’s rights, Walgreens knowingly and intentionally, resells and transfers, on April 2, 2015, Tavares’s stolen Properties to Marathon Lodging, LLC, a Florida LLC, for \$15,500,000, see Warranty Deed at Miami-Dade County Clerk Records, CFN #20150220918, willfully money laundering the proceeds from the known scheme, and financially profiting from the sale of properties derived from specified unlawful activity, contrary to 18 U.S.C. §1956 (Laundering of Monetary Instruments). *See*, Notices & Civil Theft Notices to Walgreens to Return Stolen Tavares’s Properties Served upon, *e.g.*, to: CEO Greg D. Wasson, FedEx #798554015645, on 04/15/2014, Certified Mail RRR #7013 1710 0001 3724 1116, #7012 1010 0000 5763 6526, on 8/05/2014; Senior Counsel Ramina E. Kemnitz, Certified Mail RRR #7013 1710 1710 3603 6485, on 4/28/2015; Chairman Stefano Pessina, Certified Mail RRR #7013 1710 0001 3724 1253, on 12/11/2014, Certified Mail RRR#7013 1710 0001 3724 1390, on 12/15/2014, Certified Mail RRR#7008 0150 0001 9398 7824, on April 17, 2015; Walgreens Board of Directors, Certified Mail RRR #7014 1820 0000 1274 9350, on April 20, 2015; BCP/Car Wash Pleadings of 7/29/2014, and of 8/04/2014. *See* Record.

Count 594 - At all times relevant, the Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 595 - Walgreen Co., an Illinois corporation (“Walgreens”), located at 104 Wilmot Road, MS 1420, Deerfield, Illinois 60015; Richard B. Schreiberstein, Esquire (“Schreiberstein”), located at 10500 Little Patuxent Parkway, Suite 305, Columbia, Maryland 21044; Marathon Lodging, LLC, a Florida limited liability company (“Marathon”), located at 7871 Belle Point Drive, Greenbelt, Maryland 20770; and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme depriving and extorting Charles Tavares (“Tavares”), under color of law by, *inter alia*, knowingly and intentionally, participating in a secret and fraudulent sale and transfer of Tavares’s Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.’s (collectively “BCP/Car Wash”) Properties, and Tavares’s Personal Properties located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, that they all know, and had to know, in truth, and in fact, is derived from an underlying scheme depriving, extorting, and stealing Tavares of all properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). The record shows to any reasonable outside observer, that, among other things, Walgreens purchased, on February 20, 2014, for \$6,742,500, from Gabriela Machado Guimaraes (“Guimaraes”), purportedly representing Tavares’s Companies Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”) with false and invalid corporate authority purportedly from the “Sole Shareholder” of BCP and Car Wash, fabricated on July 28 and 29, 2011 to hijack Tavares’s Companies BCP and Car Wash, as part of a criminal scheme depriving, stealing, and extorting Tavares of all properties and rights, under color of law, upon subverted proceedings in the BCP/Car Wash suit upon the Eleventh Judicial Circuit in and for Miami-Dade County, Florida. The record shows that, among other Associates of the Continued Criminal Enterprise (“CCE”), Guimaraes, Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), and Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), fraudulently representing Tavares’s Companies BCP and Car Wash, are shameless criminals and Associates of the CCE, and are systematically depriving, stealing and extorting Tavares in several sham Related Cases in *Kangaroo Courts* in Miami-Dade County, and that, at all relevant times, Walgreens, Walgreens’ Directors, Attorneys, and Agents, knew – and had to know Tavares is one of two (02) shareholders of BCP and Car Wash, and Tavares never authorized, nor authorized anyone to authorize the secret and fraudulent sale and transfer of February 20, 2014 to Walgreens, and Tavares, upon learning of the fraudulent sale, immediately notified Walgreens, its Directors, Shareholders, Attorneys, and Agents of these facts, and demanding the return of the Properties derived from unlawful activity, for which Walgreens, its Directors, Shareholders, Attorneys, and Agents, willfully refused, knowingly and intentionally profiting from the known criminal scheme extorting Tavares and Tavares’s Companies, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

596	May 1, 2015	U. S. CODE TITLE 18	Migna Sanchez-Llorens Miami Courts Peter F. Valori Russell Marc Landy Sabrina Pitta Armenteros Amanda Lara Fernandez Damian & Valori, LLP The Criminal Enterprise (CCE)
597		§ 371 Conspiracy to Defraud the USA &	
598		§ 241 Conspiracy Against Rights &	
599		§ 242 Deprivation of Rights -Under Color of Law &	
600		§ 1346 Scheme/Artifice to Defraud &	
601		§ 1961 <i>et seq.</i> – RICO &	
602		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

On May 1, 2015, corrupt Judge Migna Sanchez-Llorens (“Judge Sanchez-Llorens”) (Florida Bar No. 28.428), in reckless disregard for the law, the constitution, rights, and legal precedents, enters an Order Denying Recusal (“**3rd Order Denying Recusal**”) on Charles Tavares (“Tavares”) Motion to Recuse Judge Sanchez-Llorens for, among other things, bias and prejudice against Tavares, and her reckless disregard for the law, the constitution, rights, the court’s rules, and precedents, to, knowingly and intentionally, with corrupt intent, further an ongoing criminal scheme extorting Tavares of properties and rights in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing massive frauds upon the court by shameless criminals Peter F. Valori (Florida Bar No. 43.516), Russell M. Landy (Florida Bar No. 44.417), Amanda Lara Fernandez (Florida Bar No. 106.931) and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), knowingly and intentionally, falsely and fraudulently representing, and/or speaking on behalf of Charles Tavares’s (“Tavares”) Companies Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc, a Florida corporation’s (“Car Wash”) (Tax Id. #65-0965599), hijacking Tavares’ Companies BCP/Car Wash with invalid and fraudulent corporate authority from the “*Sole Shareholder*” of BCP and Wash, to further a scheme depriving, extorting, and stealing, under color of law, Tavares of properties and rights. The record displayed shows to any honest reasonable outside observer that, *e.g.*, Judge Sanchez-Llorens, from her first actions presiding the case, entering a sham Final Judgment of February 26, 2015, in an improperly noticed and held hearing to willfully deprive Tavares of an opportunity to attend, recklessly disregarding the truth, record, law, and precedents, showing, that, *e.g.*, criminals at Valori do not have proper authority to represent and speak on behalf of Tavares’s Companies, Plaintiff entities BCP/Car Wash, Valori’s multiple fraudulent filings of false return of service upon Tavares, sham and contradictory pleadings, claims, and notice of hearing – eighteen (18) hours before a sham hearing to cause the Miami Courts to enter a void Injunction of 09/22/2011, a sham appeal to arbitrate, and sham mediation while the case is stayed pending appeal to arbitrate, fraudulently transferring with others implicated, Tavares’s Companies’ Properties to Walgreen Co., stealing \$6,742,500 in ill-gotten proceeds, extorting Tavares’ Five law firms, and systematically obstructing justice to extort Tavares, shows clearly that Judge Sanchez-Llorens is corrupted. *See Record.*

Corrupt Judge Migna Sanchez-Llorens's 3rd Order Denying Tavares's Motion to Recuse Due to Her Reckless Disregard for the Law, Facts, the Constitution, Rights, and the Court's Rules, Showing Bias and Prejudice to Willfully Deprive and Extort Tavares Under Color of Law

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

v.

CHARLES TAVARES,
Defendant.

CASE NO.: 11-29624 CA (31)

FILED FOR RECORD

May 1, 2015 at 3:55PM

ORDER DENYING DEFENDANT'S APRIL 27, 2015 MOTION FOR DISQUALIFICATION

THIS CAUSE came before the Court on pro se Defendant Charles Tavares' April 27, 2015 Motion for Disqualification. Upon review of the Motion, the applicable case law and court file, the Court finds that the Motion is untimely and legally insufficient. See Fla. R. Jud. Admin. 2.330(d).

WHEREFORE, Defendant's Third Motion for Disqualification is DENIED.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, this 1st day of May 2015.

/s/ Migna Sanchez-Llorens

Migna Sanchez-Llorens - Circuit Court Judge

Copied furnished to:

Charles Tavares, Defendant

Peter F. Valori, Esq. " See Record.

COUNTS

Count 596 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 597 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 598 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 599 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 600 - At all times relevant, corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 601 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares (“Tavares”), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares’s Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares’s properties and rights, and holding sham hearings, presided by reckless and corrupt judges furthering the scheme, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 601(a) - Perjury in Official Proceeding by Corrupt Judge Migna Sanchez-Llorens, to further the scheme by knowingly and intentionally, falsely stating, in the sham 3rd Order Denying Recusal, (a) *“Upon review of the Motion, the applicable case law and court file, the Court finds that the Motion is untimely and legally insufficient”*, when in truth and in fact, Judge Migna Sanchez-Llorens knows, and the record displayed demonstrates, that, the styled-action is a legal farce by Associates of a Continued Criminal Enterprise (“CCE”), among others, Peter Francis Valori, Russell Marc Landy, Sabrina Pitta Armenteros, and Amanda Lara Fernandez at Damian & Valori, LLP, together with Gabriela Maranhao Machado Guimaraes, and Marco Emilio Rojas (collectively, the “Perpetrators”), is predicated on invalid and fraudulent corporate authority of the “Sole Shareholder” of Charles Tavares’s Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash” or “Plaintiff entities”) that the Perpetrators fabricated on July 28 and 29, 2011, to falsely and invalidly represent and/or speak on behalf of Tavares’s Companies BCP/Car, hijacking BCP/Car Wash to institute a legal farce upon a *Kangaroo Court* presided by completely corrupt judges in subverted proceedings, systematically violating State and Federal Laws and coercing and extorting five (05) different law firms representing Tavares, secretly invalidly and fraudulently selling and transferring BCP, Car Wash, and Tavares’s Properties derived from an specified unlawful activity, to Walgreen Co., an Illinois corporation (“Walgreens”), for \$6,742,500, stealing all ill-gotten proceeds, money laundering the proceeds, to further a scheme to steal and extort Tavares’s properties and rights, under color of law, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 602 – Corrupt Judge Migna Sanchez-Llorens, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

603	July 7, 2015	<u>U. S. CODE TITLE 18</u>	Amit N. Patel Chirag B. Desai Richard B. Schreiberstein Marathon Lodging, LLC Rockville Hospitality, LLC Miami-Dade County Clerk The Criminal Enterprise (CCE)
604		§ 371 Conspiracy to Defraud the USA & § 1341 Mail Fraud &	
605		§ 1346 Scheme/Artifice to Defraud &	
606		§ 1957 – Engaging in Monetary Transactions in Property from Specified Unlawful Activity &	
607		§ 1956 – Laundering of Monetary Instruments &	
608		§ 1961 <i>et seq.</i> – RICO &	
609		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices	

On July 7, 2015, after Charles Tavares (“Tavares”) served numerous Formal and Civil Theft Notices for Marathon Lodging, LLC, a Florida limited liability company (“Marathon”) (Tax Id. #47-2867131), and its manager and agents, among others, Amit N. Patel (“Patel”), Chirag B. Desai (“Desai”), and Richard B. Schreiberstein (“Schreiberstein”), to return certain stolen Properties⁹⁷ of Tavares’s Companies Brickell Commerce Plaza, Inc. (“BCP”) (Tax Id. # 65-0868578), and The Car Wash Concept, Inc. (“Car Wash”) (Tax Id. #65-0965599) (collectively, “Tavares’s Companies”) and Tavares’s Personal Properties (collectively, “Properties”), from a previously invalid and fraudulent⁹⁸ sale and transfer for \$15,500,000, of April 2, 2015, from Walgreen Co. (“Walgreens”) to Marathon, and, that had previously been secretly transferred for \$6,742,500, on February 20, 2014 by Associates of a Continued Criminal Enterprise (“CCE”),⁹⁹ *inter alia*, criminals Gabriela Guimaraes, Marco E. Rojas (Florida Bar No. 940.453), Peter F. Valori (Florida Bar No. 43.516) at Damian & Valori, LLP to Walgreens, Marathon, in reckless disregard for the law and the record displayed showing an underlying scheme stealing and extorting Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit”), dealing with Properties derived from known unlawful activity, executes an erroneous Quitclaim Deed (“**Deed**”) for Tavares’s Company BCP’s Property, from Marathon to Rockville Hospitality, LLC, a Maryland L.L.C. (“Rockville”) (Tax Id. #27-1613332), a company controlled by the same Perpetrators, with an address at 9130 Guilford Road, Columbia, Maryland 21046, knowingly and intentionally, *inter alia*, money laundering the ill-gotten proceeds from Tavares’s stolen Properties. *See Record.*

⁹⁷ Tavares’s Properties located at 250 S.W. 7 Street, Miami, FL 33130, Folio #01-0205-010-1080, were previously secretly sold and transferred between Walgreens and the CCE, for \$6,742,500, on 02/20/2014, predicated on false authority and a scheme extorting Tavares under color of law. *See* Miami-Dade Clerk Records at CFN #20140151383, or Book 29049/pages 679-680.

⁹⁸ The secret fraudulent sale and transfer of 02/20/2014 is predicated on false, invalid and fraudulent corporate authority from the “*Sole Shareholder*” of Tavares’s BCP, contradicting the truth and the record displayed showing that, at all relevant times, BCP has two (02) shareholders, Tavares and Tenorio, and Tavares did not authorize the invalid sham sale. *See Record.*

⁹⁹ The known CCE is comprised of reckless attorneys perpetrating, *e.g.*, intercontinental money laundering, mortgage, bank, tax-free bonds frauds, tax evasion and frauds, and extortion of U.S. citizens and companies. *See Tavares’ Affidavit 11/27/2022.*

MARATHON LODGING LLC'S QUITCLAIM DEED OF TAVARES'S COMPANY STOLEN BCP PROPERTIES TO ROCKVILLE HOSPITALITY LLC, ANOTHER COMPANY CONTROLLED BY THE SAME PERPETRATORS

"This instrument was Prepared by:
Richard B. Schreiberstein, Esquire
10500 Little Patuxent Parkway, Suite 305
Columbia, Maryland 21044

CFN 2015R0553997 Book 29754 Pages 838-840
Recorded: 08/27/2015 9:08:05hs.
DEED DOC STAMPS: \$0.60
SURTAX: \$0.45
Harvey Ruvin, Clerk of Court, Miami-Dade County
Richard B. Schreiberstein, Esquire - 10500 Little Patuxent Parkway, Suite 305 – Columbia, Maryland 21044
Parcel ID 01-0205-010-1100 and 01-205-01-1080

QUITCLAIM DEED

THIS QUITCLAIM DEED is effective as of **July 7, 2015** given by **MARATHON LODGING, LLC**, a Florida limited liability company and as Exchange Accommodation Holder for Rockville Hospitality, LLC ("Grantor") in favor of ROCKVILLE HOSPITALITY, LLC, a Maryland limited liability company, whose mailing address is 7871 Belle Point Drive, Columbia, Maryland 20770 ("Grantee").

WITNESSETH:

that grantor, for and in consideration of the sum of \$10.00 and other good and valuable consideration, the receipt whereof is hereby acknowledged, hereby releases, remises, and quitclaims unto the Grantee, its successors and assigns, all that certain land situate in Miami-Dade County, Florida, to wit:

Lots 5, 6, 7, and 8, Block 51 South, City of Miami, according to the plat thereof recorded in Plat Book B, Page 41, of the Public Records of Miami-Dade County, Florida and Lots 9 and 10, Block B, Page 41, of the Public Records of Miami-Dade County, Florida; LESS that portion of said lot 10 conveyed to the State of Florida by Deed recorded in Official Records Book 12051, Page 817, of the Public Records of Miami-Dade County, Florida, more particularly describe as follows:

Parcel Identification Number: 01-0205-010-1100 [¹⁰⁰]

Begin at the N.W. corner of said lot 10, then run N87°50'25" E along the Northerly boundary of said Lot 10, for a distance of 25.04 feet to the point of beginning of a circular curve concave to the Southeast and having for its elements a radius of 25.00 feet and tangent bearing of 87°50'25" W; thence run Southwesterly along the arc of said circular curve to the left, through a central angle of 90°05'39" for a distance of 39.31 feet to the point of tangency and a point on the Westerly boundary of said Lot 10; thence run N 02°15'14" W along said boundary for a distance of 25.04 feet to the Point of Beginning.

Parcel Identification Number: 01-0205-010-1080 [¹⁰⁰]

Together with all improvements, tenements hereditaments and appurtenances thereto belonging or appertaining. TO HAVE AND TO HOLD, the same in fee simple forever.

IN WITNESS WHEREOF, the Grantor has duly authorized, executed and delivered this Quitclaim Deed on the day and year first above written.

Signed, sealed and delivered: MARATHON LODGING, LLC, a Florida limited liability company, and as Exchange Accommodation Holder for Rockville Hospitality, LLC, by its sole Member:

/s/ Hamza Rashid

Hamza Rashid

Reverse Exchange Solutions, LLC, a Virginia limited liability company

/s/ Betty Friant

Betty Friant

By: /s/ William J. Gessner

William J. Gessner, Managing Member

¹⁰⁰ The Properties' description and its Folio Numbers do not match, and are clearly erroneous, showing the CCE's pattern of "Omerta Code" for the Perpetrators, see Book 29754/Pages 838-840; or, CFN #2015R0553997, and the signatures are not acknowledged by a Notary Public, nor the individuals named show proof of identification, See Miami-Dade Clerk Records.

COUNTS

Count 603 - Amit N. Patel, Chirag B. Desai, Richard B. Schreiberstein, Marathon Lodging, LLC, a Florida limited liability company (“Marathon”), and Rockville Hospitality, LLC, a Maryland limited liability company (“Rockville”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America, in particular to, certain known sham Related Cases in Miami-Dade County, Florida, among others, the sham *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares, Case No. 2011-29624-CA-30*, knowingly and intentionally dealing Charles Tavares’s Properties derived from specified unlawful activity, in order to further major criminal schemes against the United States of America, U.S. Citizens, and U.S. Companies, and the State of Florida, in violation of 18 U.S.C. §371.

Count 604 - Amit N. Patel and Chirag B. Desai at Marathon Lodging, LLC and at Rockville Hospitality, LLC, located at 7871 Belle Point Drive, Greenbelt, Maryland 20770, together with Richard B. Schreiberstein, Esquire (“Schreiberstein”), located at 10500 Little Patuxent Parkway, Suite 305, Columbia, Maryland 21044, to further an underlying scheme depriving, stealing and extorting Charles Tavares of all properties and rights in subverted proceedings in a certain sham styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares, Case No.:2011-29624-CA-30* (“BCP/Car Wash” suit) upon the Eleventh Judicial Circuit in Miami-Dade County, Florida, causes to be transmitted, from the Miami-Dade Clerk of the Courts, located at 73 West Flagler Street, Miami, Florida, 33130, a certain erroneous Quitclaim Deed for Charles Tavares’s (“Tavares”) Companies BCP/Car Wash, and Tavares’s Personal Properties, located at 250 S.W. 7 Street, Miami, Florida 33130, described as, Lots 5, 6, 7, and 8, Block 51 South, City of Miami, according to the plat thereof recorded in Plat Book B, Page 41, of the Public Records of Miami-Dade County, Florida, Parcel Identification Number #01-0205-010-1080, and Personal Properties inside a 6,704 SF building Tavares built in 2001, previously secretly and fraudulently sold transferred for \$6,742,500, on February 20, 2014, from known Associates of a Continued Criminal Enterprise (CCE), *inter alia*, Gabriela Machado Guimaraes (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil), Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), and Peter Francis Valori (“Peter”) (Florida Bar No. 43.516), at Damian & Valori, LLP (“Valori”), that hijacked – with fabricated false and invalid corporate authority purportedly from the “Sole Shareholder”, Tavares’s Company BCP, upon subverted proceedings, to wit, by using U.S. Mail to transmit a sham Deed to further the scheme, to; Richard B. Schreiberstein, Esquire (“Schreiberstein”), located at 10500 Little Patuxent Parkway, Suite 305, Columbia, Maryland 21044, see Miami-Dade Clerk of the Court Records CF#2015R0553997; or, at Book 29754 pages 838 – 840, furthering the ongoing scheme, in violation of, 18, U.S.C., § 1341.

Count 605 - Amit N. Patel, Chirag B. Desai, Richard B. Schreiberstein, Marathon Lodging, LLC, and Rockville Hospitality, LLC, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, dealing with stolen real and personal properties, across state lines, money laundering the ill-gotten proceeds, and willfully profiting from the shocking known scheme corrupting and subverting the judicial machinery in Florida to further criminal schemes depriving, stealing, and extorting U.S. citizen Charles Tavares (“Tavares”), a U.S. company, the State of Florida, and the United States of America, in violation of 18 U.S.C. §1346.

Count 606 - Amit N. Patel ("Patel"), Chirag B. Desai ("Desai"), Richard B. Schreiberstein ("Schreiberstein"), Marathon Lodging, LLC, a Florida limited liability company ("Marathon"), and Rockville Hospitality, LLC, a Maryland limited liability company ("Rockville"), and other Perpetrators implicated, knew, and had to know, see Record with dozens of served Formal Notices and Civil Theft Notices showing the schemes extorting Charles Tavares ("Tavares") of Properties and rights, to Patel, Desai, Schreiberstein, Marathon and Rockville, *et al.*, that, they were all engaging in a monetary transaction of extorted and stolen properties by quitclaiming a deed and transferring, for \$10.00, from Marathon to Rockville, on July 7, 2015, see Miami-Dade County Clerk Records at CFN#2015R0553997, Tavares's Companies Brickell Commerce Plaza, Inc., a Florida corporation ("BCP") and The Car Wash Concept, Inc., a Florida corporation's ("Car Wash"), and Tavares's Personal Properties located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130 (collectively "Tavares's Properties"), that was previously sold and transferred, for \$15,500,000, on April 2, 2015 between Walgreen Co., an Illinois corporation ("Walgreens") and Marathon, see Deed at CFN #20150220918, and that the record shows had been previously been secretly invalidly and fraudulently sold and transferred, for \$6,742,500, on February 20, 2014, to Walgreens, see Miami-Dade Clerk Records at CFN 2014R0151383, by certain known Associates of a Continued Criminal Enterprise ("CCE") depriving, stealing, and extorting Tavares of all properties and rights, using, *e.g.*, fabricated fraudulent authority from the "Sole Shareholder" of Tavares's BCP and Car Wash, to hijack Tavares's Companies in subverted proceedings in a sham styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit), where the record and the truth shows that, at all relevant times, BCP and Car Wash have two (02) shareholders, Tavares and Joao Evangelista Tenorio, showing that, at all relevant times, Patel, Desai, Schreiberstein, Marathon and Rockville, *et al.*, knew they are dealing with property from specified unlawful activity, contrary to 18 U.S.C. §1957 (Engaging in Monetary Transactions in Property Derived from Specified Unlawful Activity). See, Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 607 - Amit N. Patel ("Patel"), Chirag B. Desai ("Desai"), Richard B. Schreiberstein ("Schreiberstein"), Marathon Lodging, LLC, a Florida limited liability company ("Marathon"), and Rockville Hospitality, LLC, a Maryland limited liability company ("Rockville"), and other Perpetrators implicated all knew - and had to know that they were all engaging in a financial transaction representing the proceeds derived from a criminal scheme depriving, extorting, and stealing certain Properties from Charles Tavares's ("Tavares") Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.'s, and Tavares's Personal Properties (collectively, "Tavares's Properties"), located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, and knowingly and intentionally, further the scheme, money laundering the ill-gotten proceeds, contrary to 18 U.S.C. §1956 (Laundering of Monetary Instruments). See Record.

Count 608 - At all times relevant, Amit N. Patel, Chirag B. Desai, Richard B. Schreiberstein, Marathon Lodging, LLC, a Florida LLC, and Rockville Hospitality, LLC, a Maryland LLC, and other Perpetrators implicated, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See Record, and [Tavares Sworn Affidavit](#).

Count 609 - Amit N. Patel ("Patel") at 9130 Guilford Road, Columbia, Maryland 21046; Chirag B. Desai ("Desai") at 3785 NW 82 Avenue, Miami, Florida 33166; Richard B. Schreiberstein ("Schreiberstein"), at 10500 Little Patuxent Parkway, Suite 305, Columbia, Maryland 21044; Marathon Lodging, LLC, a Florida limited liability company ("Marathon"), at 7871 Belle Point Drive, Greenbelt, Maryland 20770; and, Rockville Hospitality, LLC, a Maryland limited liability company ("Rockville"), at 9130 Guilford Road, Columbia, Maryland 21046; and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme depriving and extorting Charles Tavares ("Tavares"), under color of law by, *inter alia*, knowingly and intentionally, participating certain transfers of Tavares's Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept Inc.'s (collectively "BCP/Car Wash") Properties, and Tavares's Personal Properties (collectively "Tavares's Properties") located at 250 S.W. 7 Street, Brickell West, Miami, Florida 33130, that they all know, and had to know, in truth, and in fact, is derived from an underlying scheme depriving, extorting, and stealing Tavares of all properties and rights, under color of law, in sham proceedings upon subverted Miami Courts, in a sham styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 ("BCP/Car Wash" suit). Among known invalid and fraudulent transfers of Tavares's Properties, the record shows a secret and fraudulent sale and transfer of Tavares's Companies between certain known Associates of a Continued Criminal Enterprise a("CCE"), *inter alia*, Gabriela Machado Guimaraes ("Guimaraes") (D.O.B. 08/17/1965, in Brazil), and Marco Emilio Rojas (Florida Bar No. 940.453) to Walgreen Co., an Illinois corporation ("Walgreens"), on February 20, 2014, for \$6,742,500. The record shows, among other things, that, Guimaraes and Rojas are Associates of a CCE systematically stealing and extorting Tavares of all properties and rights in subverted proceedings upon *Kangaroo Courts* in Miami-Dade County, Florida, falsely representing Tavares's Companies BCP and Car Wash with false and invalid corporate authority purportedly from the "*Sole Shareholder*" of BCP and Car Wash, fabricated on July 28 and 29, 2011 to hijack Tavares's Companies BCP and Car Wash, contradicting truth and the record, showing BCP and Car Wash have two (02) shareholders, Tavares and Joao Evangelista Tenorio. Despite the truth, record displayed, and numerous Demand Lettes served upon Patel, Desai, Schreiberstein, Marathon, Rockville, and other Perpetrators implicated in the scheme, they repeatedly deal with Tavares's Properties known to be derived from specified unlawful activity, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

610	April 10, 2017	<u>U. S. CODE TITLE 18</u>	Migna Sanchez-Llorens Miami Courts Peter Francis Valori Russell Marc Landy Sabrina Pitta Armenteros Amanda Lara Fernandez Damian & Valori, LLP Gabriela Machado Guimaraes The Criminal Enterprise (CCE)
611		§ 371 Conspiracy to Defraud the USA &	
612		§ 241 Conspiracy Against Rights &	
613		§ 242 Deprivation of Rights -Under Color of Law &	
614		§ 1346 Scheme/Artifice to Defraud &	
615		§ 1961 <i>et seq.</i> – RICO &	
616	<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices & <u>FLORIDA CODE OF JUDICIAL CONDUCT</u> Violations of Canons 1, 2, and 3		

On April 10, corrupt Judge Migna Sanchez-Llorens (“Judge Sanchez-Llorens”) (Florida Bar No. 28.428), knowingly and intentionally presiding a *Kangaroo Court*, in reckless disregard for the law, constitution, rights, and precedents, enters a sham Notice of Case Management Conference (“**Case Management**”), unserved to Charles Tavares (“Tavares”), in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit). The record shows massive frauds upon the court by shameless criminals Peter Francis Valori (Florida Bar No. 43.516), Russell M. Landy (Florida Bar No. 44.417), Amanda Lara Fernandez (Florida Bar No. 106.931) and Sabrina Pitta Armenteros (“Pitta”), at Damian & Valori, LLP (“Valori”), and Gabriela Machado Guimaraes (“Guimaraes”) willfully, falsely and fraudulently representing and speaking on behalf of Tavares’s Companies Brickell Commerce Plaza, Inc., a Florida corp. (“BCP”) and The Car Wash Concept, Inc, a Florida corp. (“Car Wash”), with invalid and fraudulent corporate authority from the “*Sole Shareholder*” of BCP to hijack BCP/Car Wash, furthering a scheme depriving, extorting, and stealing, under color of law, Tavares of all properties and rights. The record displayed shows to any honest reasonable outside observer that, *e.g.*, Judge Sanchez-Llorens, from her first actions presiding the case, entering a sham Final Judgment of 02/26/2014, in an improperly noticed and held hearing to willfully deprive Tavares of an opportunity to attend, recklessly disregarding the truth, record, law, and precedents, and the record displayed showing criminals at Valori, *et al.*, do not have proper authority to represent Tavares’s Companies BCP and Car Wash, and Valori’s multiple fraudulent filings of false return of service upon Tavares, sham and contradictory pleadings, claims, and notice of hearing – eighteen (18) hours before a sham evidentiary hearing to cause the Miami Courts to enter a void Injunction of 09/22/2011, sham motions and appeal to arbitrate, a sham mediation while the case is stayed pending appeal to arbitrate, and fraudulently transferring, with others implicated, Tavares’s Companies’ Properties to Walgreen Co., stealing \$6,742,500 in ill-gotten proceeds and laundering the proceeds, extorting Tavares’ five law firms, systematically obstructing justice to extort Tavares, shows clearly that Judge Sanchez-Llorens is corrupted. It is unknown why corrupt Judge Sanchez-Llorens enters the sham Case Management, as the CCE has already successfully extorted and stolen all properties. See Tavares’s Notice of 08/17/2017, stating, *e.g.*, Tavares was not served the Case management.

Corrupt Judge Migna Sanchez-Llorens's Sham¹⁰¹ Notice of Case Management Conference to Further Major Frauds Upon the Kangaroo Courts Extorting Tavares of Properties and Rights

"IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
Plaintiff,

CASE NO.: 11-29624 CA (01)

FILED FOR RECORD

v.

April 14, 2017 at 9:41 AM

CHARLES TAVARES,
Defendant.

NOTICE OF CASE MANAGEMENT CONFERENCE

This case is scheduled for a Case Management Conference in accordance with Rule 1.200(a), Florida Rules of Civil Procedure. The case management hearing is scheduled for April 21, 2017 at 10:00 A.M. before the Honorable Judge Migna Sanchez-Llorens in Chambers 525 or a Courtroom assigned for her use, at the Miami-Dade County Courthouse, 73 West Flagler Street, Miami, Florida.

The purpose of this Case Management Conference is to resolve outstanding issues and determine what action is necessary to proceed towards case resolution. This Conference was scheduled due to the length and time that the subject case has been pending. At the Conference the Court may:

- (1) schedule or reschedule the service of motions, pleadings and other papers;
- (2) set or reset the time of trial, subject to Rule 1.440(c);
- (3) limit, schedule, order or expedite discovery; and
- (4) schedule other conferences or determine other matters that may aid in the disposition of the action.

THIS HEARING SHALL NEITHER BE CANCELLED NOR RESCHEDULED WITHOUT COURT ORDER. FAILURE TO COMPLY WITH THIS ORDER MAY RESULT IN DISMISSAL OR DEFAULT WITHOUT FURTHER NOTICE.

Scheduling of Dates

Parties must bring their calendars to the Case Management Conference to schedule matters as deemed necessary.

UPON FAILURE OF COUNSEL TO ATTEND THE CASE MANAGEMENT CONFERENCE, THE COURT MAY DISMISS THE ACTION, STRIKE PLEADINGS, LIMIT PROOF OF WITNESSES OR TAKE ANY OTHER APPROPRIATE ACTION AS PROVIDED IN RULE 1.200(c), Fla. R. Civ. P.

APPEARANCE IS REQUIRED BY ALL COUNSEL AND UNREPRESENTED PARTIES. ATTORNEY WITH COMPREHENSIVE KNOWLEDGE OF THE CASE MUST APPEAR, INCLUDING KNOWLEDGE OF LOSS MITIGATION EFFORTS. FAILURE TO APPEAR WILL RESULT IN STRIKING OF PLEADINGS, AND DISMISSAL OF CASE OR ENTRY OF DEFAULT.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, this 10TH day of April 2017.

/s/ Migna Sanchez-Llorens

Migna Sanchez-Llorens - Circuit Court Judge

Service List Provided: " See Record.

¹⁰¹ The sham Management Conference Notice is not served upon Charles Tavares, and Tavares, upon researching the case docket, sees the sham notice, then, filing, on 08/17/2017, a Notice to the Court stating, *e.g.*, Tavares was never consulted or served with the Case Management Notice. Further, the record shows that corrupt Judge Migna Sanchez-Llorens, presiding the *Kangaroo Court* extorting Tavares of properties and rights, under color of law, had already entered, on 02/26/2015, a sham Final Judgment closing the case, in a sham hearing improperly noticed & held while Tavares is in Asi. See Record.

COUNTS

Count 610 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 611 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 612 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 613 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 614 - At all times relevant, corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), Gabriela Machado Guimaraes, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 615 - Corrupt Judge Migna Sanchez-Llorens, shameless criminals Peter F. Valori, Amanda Lara Fernandez, Sabrina Pitta Armenteros, and Russell Marc Landy, at Damian & Valori, LLP (“Valori”), Gabriela Machado Guimaraes, and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares (“Tavares”), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing among other things, that Peter and Landy at Valori are fraudulently representing Tavares’s Companies BCP/Car Wash with false, invalid and fraudulent corporate authority that Valori, *et al.*, fabricated to hijack BCP/Car Wash to launch the scheme systematically depriving, stealing and extorting Tavares’s properties and rights, and holding improperly noticed and held sham hearings to enter sham orders, presided by reckless and corrupt judges, *inter alia*, Judge Migna Sanchez-Llorens, furthering the scheme in a *Kangaroo Court*, enters, to further the scheme, a sham Notice of Case Management Conference in the BCP/Car Wash suit – unserved upon Tavares, signed on April 10, 2017, filed on April 14, 2017 at 9:41 a.m., for a Case Management Conference between Damian & Valori, LLP, knowingly and intentionally representing Plaintiff entities, Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”) with false, invalid and fraudulent corporate authority purportedly from BCP and Car Wash’s “Sole Shareholder”, contradicting the truth and record displayed showing that BCP and Car Wash, at all relevant times, have two (02) shareholders, Tavares and Joao Evangelista da Costa Tenorio, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 616 – Corrupt Judge Migna Sanchez-Llorens, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. *See Fla. Code Jud. Conduct.*

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

617	September 22, 2017	U. S. CODE TITLE 18	Gabriela Machado Guimaraes The Criminal Enterprise (CCE)
618		§ 371 Conspiracy to Defraud the USA &	
619		§ 241 Conspiracy Against Rights &	
620		§ 242 Deprivation of Rights -Under Color of Law &	
621		§ 1346 Scheme/Artifice to Defraud &	
622		§ 1961 <i>et seq.</i> – RICO &	
		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices	

On September 22, 2017, the Florida Secretary of State’s Division of Corporations (“SUNBIZ”) dissolves Charles Tavares’s (“Tavares”) company Brickell Commerce Plaza, Inc., a Florida corporation (“BCP”) (Tax Id. #65-0868578), because of shameless criminal Gabriela Machado Guimaraes’ (“Guimaraes”) (D.O.B. 08/17/1965, in Brazil) willful failure to file BCP’s annual report (SUNBIZ #P98000087384), after criminal Guimaraes, and other Associates of a Continued Criminal Enterprise (“CCE”) hijacked Tavares’s BCP with false, invalid and fraudulent corporate authority from BCP’s “Sole Shareholder”, fabricated by, among others, Guimaraes and reckless attorney Stewart L. Kasner (“Kasner”) (Florida Bar No. 119.131) at Baker & McKenzie (“Baker & McKenzie”), see, *e.g.*, Kasner’s July 28, 2011 fabricated fraudulent Written Consent of the Sole Shareholder of BCP, at document #MIADMS/388006.1; and, Kasner’s July 29, 2011 fabricated fraudulent Written Consent of the Sole Director of BCP, at document #MIADMS/ 388007.1, fabricated to further a criminal scheme to deprive, steal, and extort Tavares of all properties and rights upon subverting court proceedings upon the Eleventh Judicial Circuit in Miami-Dade County, Florida (“Miami Courts”). The sham styled-action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit) is predicated on the known false, invalid and fraudulent corporate resolutions of criminal Guimaraes and Kasner, that all know, in truth and in fact, that, at all relevant times, BCP has two shareholders, Tavares and Joao Evangelista da Costa Tenorio. The Perpetrators, knowingly and intentionally commit repeated violations of State and Federal laws in subverted proceedings in the BCP/Car Wash suit, having the CCE’s criminal Associates, among others, Peter F. Valori (Florida Bar No. 43.516), Russell Marc Landy (Florida Bar No. 44.417), Sabrina Pitta Armenteros, and Amanda Lara Fernandez (Florida Bar No. 106.931) at Damian & Valori, LLP (“Valori”), together with criminal Marco Emilio Rojas (“Rojas”) (Florida Bar No. 940.453), file sham contradictory pleadings, claims, affidavits, two (02) false and fraudulent Return of Service of Complaint Motion for Temporary Injunction Against Tavares of 9/15/2011 to trick the courts to believe Tavares was served in order to hold an improperly noticed and held hearing on 9/22/2011 to willfully cause the *Kangaroo Court* to enter a sham void Injunction against Tavares, coercing and extorting Tavares’s five law firms, obstructing justice while secretly fraudulently selling and transferring Tavares’s Properties to Walgreen Co., stealing \$6,742,500 in ill-gotten proceeds, money laundering the bounty, and destroying Tavares’s companies and finances, successfully committing the “*perfect crime*” under color of law, in totally subverted courts of law in the United States of America. See Record.

COUNTS

Count 617 - Shameless criminal Gabriela Maranhao Machado Guimaraes (D.O.B. 07/17/1965, in Brazil), and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 618 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 619 - Peter F. Valori, Russell M. Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 620 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 621 - At all times relevant, the Perpetrators, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 622 - Criminal Gabriela Machado Guimaraes, and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, willfully, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., with invalid and fraudulent corporate authority from the “*Sole Shareholder*” of July 28 and 29, 2011, that they fabricated to extort Tavares in the styled-action *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No. 2011-29624-CA-30 (“BCP/Car Wash” suit”), fraudulently transferring Tavares’s Properties and stealing the ill-gotten proceeds, then, letting Tavares’s BCP be dissolved to further the scheme extorting Tavares of all properties and rights, under color of law, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

623	January 3, 2019	<u>U. S. CODE TITLE 18</u>	Clerk John A. Tomasino Florida Supreme Court Clerk Mary Cay Blanks Third District Court of Appeal The Criminal Enterprise (CCE)
624		§ 371 Conspiracy to Defraud the USA &	
625		§ 241 Conspiracy Against Rights &	
626		§ 242 Deprivation of Rights -Under Color of Law &	
627		§ 1343 Wire Fraud &	
628		§ 1346 Scheme/Artifice to Defraud &	
629		§ 1961 <i>et seq.</i> – RICO &	
		<u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices	

On January 3, 2019, following years of shocking systematic violations of law, the constitution, rights, legal precedents, and courts’ rules, to further a criminal scheme by a Continued Criminal Enterprise (“CCE”) depriving, stealing, and extorting Charles Tavares (“Tavares”) of all properties and rights, under color of law, in subverted proceedings upon Florida courts, the Florida Supreme Court (“Florida Supreme Court”), to further the scheme, enters a sham order dismissing a sham Appeal to the Florida Supreme Court, *Charles Tavares v. Brickell Commerce Plaza, Inc., et al.*, Case No.: SC18-2148 (the “Sham Florida Supreme Court BCP Case”) of Lower Tribunals decisions, in *Charles Tavares v. Brickell Commerce Plaza, Inc., et al.* (“BCP 3DCA Appeal”); Case No.: 3D17-2583; and, *Brickell Commerce Plaza, Inc., et al. v. Charles Tavares* (“BCP/Car Wash” suit), Case No.:2011-29624-CA-31. See E-Filing #82798728, on 01/03/2019 12:58 p.m. The truth, and the record shows, among other things, that, Tavares never filed, nor authorized anyone to file an appeal with the Florida Supreme Court, nor Tavares paid, or authorized anyone to pay the statutory fee, under Sec. 25.241(2)(a), Florida Statutes, of \$300 to file an appeal.¹⁰² The record shows the Florida Supreme Court fabricated and set up a sham Case, further adjudicating against Tavares, and upon Tavares confronting Clerk Tomasino with the truth and record displayed in the Sham Florida Supreme Court BCP Case, and in a previous Sham Florida Supreme Court BRIDGELoAN Case, Clerk Tomasino, in reckless disregard for truth, law, the Constitution, and rights, enters another sham order, showing a pattern of racketeering by the CCE upon subverted Florida courts to continue depriving and extorting Tavares of all properties and rights. See E-Filing#84430428, on 02/05/2019.

¹⁰² Previously, in 2018, the Florida Supreme Court set up another sham appeal in a Related Case by the CCE extorting Tavares of \$50 million dollars of properties and rights, under color of law, in subverted proceedings upon the Miami Courts, and upon the Third District Court of Appeal of Florida (“3DCA”), for ulterior motives, possibly to show, *e.g.*, the CCE’s absolute corruptive powers over all of Florida courts, and to prevent anyone from attempting to pursue justice against the CCE. See, *Charles Tavares v. Bridgeloan Investors, Inc. v. BNY Mellon*, Case No.:SC18-435 (“Sham Florida Supreme Court BRIDGELoAN Case”); *Charles Tavares v. Bridgeloan Investors, Inc. v. BNY Mellon*, Appeal No.: 3D16-2475 (“BRIDGELoAN 3DCA Appeal”); and, *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No. 2009-93058-CA-30 (“BRIDGELoAN” case). The record shows that, the sham Florida Supreme Court BRIDGELoAN is fraudulently filed and adjudicated, entering a sham order against Tavares on March 21, 2018, and after Tavares files demand letters to Clerk John A. Tomasino(Florida Bar No. 206.021), see E-Filing #84430428, on 02/05/2019, the court vacates the order on March 3, 2018, stating, “*This case was improvidently set up and is hereby dismissed*”, showing the CCE’s corruptive powers over Florida courts. See Order at E-Filing #69788141.

COUNTS

Count 623 - Clerk Mary Cay Blanks (“Clerk Blanks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in courts of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 624 - Clerk Mary Cay Blanks (“Clerk Blanks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Charles Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 625 - Clerk Mary Cay Blanks (“Clerk Banks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Charles Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 626(a)(b)(c) - Clerk Mary Cay Blanks (“Clerk Blanks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further a known criminal scheme depriving, stealing and extorting Charles Tavares of all properties and rights, under color of law, in subverted proceedings upon Florida Courts, electronic communications, to wit – among others; **(a)** a certain Electronic filing of December 27, 2018, from Clerk Blanks at the 3DCA to Clerk Tomasino at the Florida Supreme Court, purportedly containing Charles Tavares’ “Notice invoking discretionary jurisdiction of the Florida Supreme Court”, to further the scheme, in violation of, 18, U.S.C., § 1343; **(b)** a certain electronic filing of January 3, 2019, containing a sham order from Clerk Tomasino at the Florida Supreme Court, ordering the sham fabricated Case *Charles A. Tavares vs. Brickell Commerce Plaza, Inc., et al.*, Case No.SC18-2148, never filed by Charles Tavares, dismissed, see E-Filing #82798728, to further the scheme, in violation of, 18, U.S.C., § 1343; **(c)** a certain electronic filing of February 5, 2019, on the sham fabricated Case *Charles A. Tavares vs. Brickell Commerce Plaza, Inc., et al.*, Case No. SC18-2148, never filed by Charles Tavares, stating “Pursuant to this Court’s order dated January 3, 2019, the Motion for Rehearing is hereby stricken as unauthorized. A True Copy Test: /s/ John A. Tomasino, John A. Tomasino, Clerk, Supreme Court, dl Served: Adam Grant Shultz, Peter Francis Valori, Charles A. Tavares, Hon. Mary Cay Blanks, Clerk, Hon. Harvey Ruvin, Clerk”, see E-Filing #84408457, for a Tavares’ “Motion for Rehearing” never filed by Tavares, in a fabricated sham Case SC18-2148 Tavares never filed, showing, among other things, the corruptive powers of the Continued Criminal Enterprise (“CCE”) over Florida Courts, and showing the CCE’s “Omertà Code” by the Perpetrators and Enablers, furthering the shocking scheme subverting courts of law in the United States, in violation of, 18, U.S.C., § 1343.

Count 627 - Clerk Mary Cay Blanks (“Clerk Blanks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 628 - At all times relevant, Clerk Mary Cay Blanks (“Clerk Blanks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, *e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 629 - Clerk Mary Cay Blanks (“Clerk Blanks”) at the Third District Court of Appeals (“3DCA”), Clerk John A. Tomasino (“Clerk Tomasino”) at the Florida Supreme Court, and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a scheme extorting Charles Tavares (“Tavares”), under color of law by continuing to deprive and extort Tavares of properties and rights, under color of law, upon subverted proceedings in sham fabricated cases and appeals, to wit, in the Florida Supreme Court, *Charles Tavares v. Brickell Commerce Plaza, Inc., et al.*, Case No. SC18-2148; in the Third District Court of Appeal of Florida, *Charles Tavares v. Brickell Commerce Plaza, Inc., et al.*, Case No. 3D17-2583; and, in the Eleventh Judicial Circuit in and for Miami-Dade County, Florida, *Brickell Commerce Plaza, Inc., et al. v. Charles Tavares*, Case No. 2011-29624-CA-01, to further an underlying criminal scheme upon subverted proceedings depriving, stealing, and extorting Charles Tavares of all properties and rights, under color of law, further using artifices by subverted courts, together with Associates of the Continued Criminal Enterprise (“CCE”) to, among other things, obstruct and prevent justice, money launder ill-gotten proceeds derived from known stolen properties derived from specific unlawful activity, coercing and extorting Tavares’s law firms, to silence Tavares and cover up the massive frauds upon the courts by, among others, officers of Florida courts, in violation of, §817.155, F.S. (Fraudulent Practices).

COUNT APROX. DATE

VIOLATIONS

PERPETRATORS

630	February 10, 2020 at 4:59 PM	<u>U. S. CODE TITLE 18</u>	Peter Francis Valori Amanda Lara Fernandez Russell Marc Landy Sabrina Pitta Armenteros Damian & Valori, LLP Gabriela Maranhao Guimaraes Marco Emilio Rojas The Criminal Enterprise (CCE)
631		§ 371 Conspiracy to Defraud the USA &	
632		§ 241 Conspiracy Against Rights &	
633		§ 242 Deprivation of Rights -Under Color of Law &	
634		§ 1346 Scheme/Artifice to Defraud &	
635		§ 1343 – Wire Fraud &	
636		§ 1956 – Laundering of Monetary Instruments &	
637		§ 1961 <i>et seq.</i> – RICO & <u>FLORIDA STATUTES</u> Title XLVI § 817.155 Fraudulent Practices	

On February 10, 2020, shameless criminals Peter F. Valori (Florida Bar No. 43.516), Russell M. Landy (Florida Bar No. 44.417), Sabrina Pitta Armenteros, and Amanda Lara Fernandez (Florida Bar No. 106.931), at Damian & Valori, LLP (“Valori”), to further the scheme depriving and extorting Charles Tavares (“Tavares”) of all properties and rights, under color of law, in subverted proceedings in a *Kangaroo Court* in the styled *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), knowingly and intentionally, fraudulently representing Tavares’ Companies Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., (“BCP/Car Wash”) against Tavares, with fabricated invalid and fraudulent corporate authority purportedly executed by the “Sole Shareholder” of BCP/Car Wash of July 28, 2011, contradicting the truth, and Valori’s pleadings upon the Miami Courts, and upon the Third District Court of Appeal, Appeal No. 3D12-3086, to enforce the Arbitration Clause in the Shareholders’ Agreement of February 14, 2000, showing that, at all relevant times, BCP has two (02) shareholders, Tavares and Joao Tenorio (“Tenorio”), in order to hijack Tavares’ Companies BCP/Car Wash upon subverted courts. While sham proceedings are taking place upon the *Kangaroo Court* to prevent justice, Valori’s Continued Criminal Enterprise (“CCE”), together with Associates Gabriela Machado Guimaraes and Marco E. Rojas, secretly and fraudulently sells and transfers, across state lines, on February 20, 2014, for \$6,742,000, or about 1/3 of Tavares’s Companies BCP and Car Wash market value at the time of \$20 million dollars, and Tavares’s Personal Properties, to Walgreen Co., an Illinois corporation (“Walgreens”), stealing all ill-gotten proceeds, and now, files, with unclean hands, Valori’s Plaintiff’s Motion to Release a \$1,000 Bond (“**Motion Injunction Bond**”) used as an artifice by Valori’s CCE to fraudulently hijack, in a sham evidentiary hearing on September 22, 2011, Tavares’s Companies BCP and Car Wash upon the *Kangaroo Court* presided by a totally corrupt Judge Allan Lester Langer (Florida Bar No. 137.828), already implicated in extorting Tavares of more than \$50 million dollars in a sham Related Case. After subverting courts of law in the United States, to deprive and extort, stealing all ill-gotten moneys, and willfully destroying Tavares’s businesses, Valori’s CCE now moves the subverted courts to money launder the injunction bond moneys. See [Tavares’s Affidavit](#).

Criminals at Damian & Valori's Sham Plaintiffs' Motion to Release Bond Used to Hijack Charles Tavares's Companies Brickell Commerce Plaza and The Car Wash Concept in Subverting Proceedings

"Filing #103071654 E-Filed 02/10/2020 04:59:20 PM

IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT, IN AND FOR , MIAMI-DADE COUNTY, FLORIDA

BRICKELL COMMERCE PLAZA, INC.,
and THE CAR WASH CONCEPT, INC.,
Plaintiffs,

CASE NO.: 11-29624 CA (30)

v.
CHARLES TAVARES,
Defendant.

PLAINTIFFS' MOTION TO RELEASE BOND

Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court to enter an order releasing the injunction bond in this case, and state:

1. On September 22, 2011, Plaintiffs filed with the Court an injunction bond of \$1,000 in connection with a temporary injunction against Mr. Tavares. A copy of the bond is attached hereto as Exhibit A.
2. On February 26, 2015, the Court issued an order closing the case. See Order Closing Case attached hereto as Exhibit B.
3. On December 13, 2018, the Court issued a mandate resolving all matters before the Appellate Court. See Mandate attached hereto as Exhibit C.

WHEREFORE, for the foregoing reasons, Plaintiffs respectfully request the Court enter an Order immediately releasing the \$1,000 bond filed on September 22, 2011.

Respectfully submitted,
DAMIAN & VALORI, LLP
1000 Brickell Avenue, Suite 1020 – Miami, Florida 33130
Telephone: (305) 371-3960 Facsimile: (305) 371-3965

By: /s/ Peter Francis Valori
Peter F. Valori, Esq. – Florida Bar No. 43.516

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via e-mail pursuant to the Florida Ruled of Judicial Administration 2.516, on this 10th day of February, 2020, upon: Mr. Charles Tavares, 245 S.E. 1st Street, Suite 221, Miami, FL 33131; ctavares@bellsouth.net

/s/ Peter Francis Valori
Attorney for Plaintiffs" See Record.

COUNTS

Count 630 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 631 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 632 - Peter F. Valori, Russell Marc Landy, and Amanda Lara Fernandez, at Damian & Valori, LLP, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 633 - The Perpetrators, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 634 - Peter F. Valori, Russell Marc Landy, Amanda Lara Fernandez, and Sabrina Pitta Armenteros at Damian & Valori, LLP, Gabriela Machado Guimaraes, and other Perpetrators implicated, did knowingly and intentionally, use, as an artifice to further a criminal scheme depriving, stealing and extorting Charles Tavares of properties and rights, under color of law, in subverted proceedings upon Miami Courts, electronic communications, to wit – among others, a certain E-mail of February 10, 2015, from Peter F. Valori (pv@dvllp.com), invalidly and fraudulently representing Brickell Commerce Plaza, Inc., *et al.* (“Plaintiff entities”), with fabricated false and invalid corporate authority from the “Sole Shareholder” of Plaintiff entities, to Charles Tavares (ctavares@bellsouth.net), containing a certain sham “*Plaintiffs’ Motion to Release Bond*”, see E-Filing #103071654, on 02/10/2020 at 4:59 PM, to further a criminal scheme depriving, extorting and stealing Charles Tavares of properties and rights, under color of law, upon subverted proceedings in the Miami Courts, in violation of, 18, U.S.C., § 1343.

Count 635 - At all times relevant, Peter F. Valori, Russell Marc Landy, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP, Gabriela Machado Guimaraes, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds,

crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* See, e.g., the Record; and, [Tavares Sworn Affidavit](#).

Count 636 - Shameless criminals Peter Francis Valori, Marc Russell Landy, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), Gabriela Machado Guimaraes, and other Perpetrators implicated, knowingly and intentionally, systematically commit fraudulent acts to further a scheme extorting Tavares, under color of law by continuously, *inter alia*, knowingly and intentionally, falsely representing Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. (“BCP/Car Wash”) with false, invalid and fraudulent corporate authority from the “*Sole Shareholder*” that they fabricated with others implicated, systematically and repeatedly fabricating and filing false and fraudulent pleadings, and obstructing the sham proceedings with false, invalid and contradictory claims, including but not limited to, a certain sham “*Plaintiffs’ Motion to Release Bond*”, see E-Filing #103071654, on 02/10/2020 at 4:59 PM, to release funds used as part of an artifice to deprive and extort Charles Tavares of his companies, properties and rights in a improperly noticed and held sham evidentiary hearing of 9/22/2011, to further the criminal scheme depriving, extorting, and stealing Charles Tavares of all properties and rights, under color of law, in subverted proceedings, in violation of, §817.155, F.S. (Fraudulent Practices), and further committing violations of:

Count 636(a)(b)(c) - Perjury in Official Proceeding by Shameless criminals Peter F. Valori, Sabrina Pitta Armenteros, and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), Gabriela Machado Guimaraes to further the scheme by knowingly and intentionally, falsely stating to deprive Tavares of properties and rights, that, **(a)** “*Plaintiffs, Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc., move the Court to enter an order releasing the injunction bond in this case*”; **(b)** “*On September 22, 2011, Plaintiffs filed with the Court an injunction bond of \$1,000 in connection with a temporary injunction against Mr. Tavares*”; and, **(c)** “*On February 26, 2015, the Court issued an order closing the case*”, when Valori knows in truth and in fact that Valori does not represent Tavares’s Plaintiff entities Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. with proper and valid authority, and that the sham injunction entered on a sham hearing of September 22, 2011, and sham final judgment order entered on a sham hearing of February 26, 2015, predicated on violations of law, the Constitution, rights, legal precedents, and the court’s rules, upon sham proceedings in a *Kangaroo Court* subverted by Valori’s Continued Criminal Enterprise (“CCE”), as artifices to further the scheme depriving, stealing, and extorting Charles Tavares of all properties and rights in subverted proceedings in courts of law in the United States, is forever null and void, in violation of, §837.02, F.S. (Perjury in Official Proceeding).

Count 637 – Shameless criminals Peter Francis Valori and Amanda Lara Fernandez, at Damian & Valori, LLP (“Valori”), Marco Emilio Rojas, and other Perpetrators implicated, as officers of the courts, knowingly and intentionally use their Bar license as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, repeatedly making patently false statements in writing to mislead the Miami Courts to falsely incriminate, steal, extort, and deprive, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. See [The Florida Bar Rules of Professional Conduct](#), Rule 4-8.4, at www.floridabar.org.

COUNT **APROX. DATE****VIOLATIONS****PERPETRATORS**

COUNT	APROX. DATE	VIOLATIONS	PERPETRATORS
638	At Least from 2009 Through 2020	U. S. CODE TITLE 18 § 371 Conspiracy to Defraud the USA &	Chief Judge Bertila Ana Soto Adm. Judge Jennifer D. Bailey Implicated Circuit Judges Miami Courts The Criminal Enterprise (CCE)
639		§ 241 Conspiracy Against Rights &	
640		§ 242 Deprivation of Rights -Under Color of Law &	
641		§ 1346 Scheme/Artifice to Defraud &	
642		§ 1961 <i>et seq.</i> – RICO &	
643		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices &	
644	FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3		

Since 2009 through 2020, the Eleventh Judicial Circuit for Miami-Dade County, Florida (“Miami Courts”), knowingly and intentionally, allowed, and assisted, a brazen known criminal scheme to deprive, steal, and extort U.S. citizen Charles Tavares (“Tavares”) of all properties and rights, under color of law, by a known Continued Criminal Enterprise (“CCE”),¹⁰³ comprised of, among others, officers of the courts, for more than ten (10) continuous years. The scheme starts in the styled-action *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No.2009-93058-CA-30, predicated on, *e.g.*, sham claims supported by fraudulent affidavits of Bridgeloan, and an invalid and fraudulent settlement predicated on invalid and fraudulent Power of Attorneys for Tavares’s Companies, fabricated by Associates of the CCE, among others, Thomas R. Lehman (Florida Bar No.351.318), Patrick J. Rengstl (Florida Bar No. 581.631), and Olten Ayres de Abreu Jr. (Brazil OAB-SP No. 75.820), and, upon Tavares’s uncovering the fraudulent settlement upon the subverted Miami Courts, Tavares is extorted by Lehman, Larry Stumpf (Florida Bar No.280.526), *et al.*, depriving Tavares of \$50 million dollars. The CCE, together with the Miami Courts, then, to extort and silence Tavares, continues with sham lawsuits¹⁰⁴ predicated on sham claims, pleadings, affidavits, and improper notices, and sham orders upon *Kangaroo Courts*, willfully presided by same corrupt Judges, *e.g.*, Allan Lester Langer (Florida Bar No.137.828), Joseph I. Davis Jr. (Florida Bar No.155.299), and Norma S. Lindsey (Florida Bar No.994.812), to systematically deprive, steal, and extort Tavares of all properties and rights, until the last case, the 139 TH Case, extorting Tavares of his last property in Florida. At all relevant times, the Miami Courts, and its judges, *e.g.*, Chief Judge Bertila A. Soto (Florida Bar No. 822.752), and Administrative Judge Jennifer D. Bailey (Florida Bar No. 386.758), knew of the schemes upon the Miami Courts, and willfully assisted the CCE.

¹⁰³ The CCE is comprised of reckless attorneys using their Bar licenses as guise to commit major crimes against the United States, U.S. citizens, and U.S. companies, *inter alia*, intercontinental money laundering, bank, mortgage, tax-free bond frauds, tax evasion and frauds, extortion of citizens and companies, and the corruption and subversion of Florida Courts, undermining the rule of law. See [Tavares Sworn Affidavit](#).

¹⁰⁴ See, other sham Related Cases to extort Tavares by the CCE upon *Kangaroo Courts in the subverted Miami Courts*; *BNY Mellon v. Charles Tavares*, Case No.2010-26864-CA-30; *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No.2011-29624-CA-30; *Geania A. Fraga v. Charles Tavares*, Case No.2012-3753-FC-04; *Deutsche Bank v. Charles Tavares*, Case No. 2012-20197-30; *Markowitz Ringel Trusty & Hartog v. Miami River Park Marina, Inc. v. BRIXRIV, LLC*; *Geania A. Fraga v. Charles Tavares*, Case No. 2012-24483-FC-04 (the sham “Double-Jeopardy” Fraga II); *Charles Tavares v. Thomas R. Lehman & LKLS+G*, Case No, 2013-12223-CA-01; and, *139TH Avenue S.W. 8TH Street, LLC v. Charles Tavares (“139 TH”)*, Case No. 2018-29700-CA-04. See Record.

COUNTS

Count 638 - Chief Judge Bertila Ana Soto, Administrative Judge Jennifer D. Bailey, the Miami Courts, and the Miami Court's Counsel, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 639 - Chief Judge Bertila Ana Soto, Administrative Judge Jennifer D. Bailey, the Miami Courts, and the Miami Court's Counsel, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 640 - Chief Judge Bertila Ana Soto, Administrative Judge Jennifer D. Bailey, the Miami Courts, and the Miami Court's Counsel, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 641 - Chief Judge Bertila Ana Soto, Administrative Judge Jennifer D. Bailey, the Miami Courts, and the Miami Court's Counsel, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 642 - At all times relevant, Chief Judge Bertila Ana Soto, Administrative Judge Jennifer D. Bailey, the Miami Courts, and the Miami Court's Counsel, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 643 - Chief Judge Bertila Ana Soto (“Chief Judge Soto”), Administrative Judge Jennifer D. Bailey (“administrative Judge Bailey”), the Miami Courts, and the Miami Court’s Counsel, and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a brazen known scheme extorting Charles Tavares (“Tavares”) of all properties and rights, under color of law, upon *Kangaroo Courts*, in several sham Related Cases, e.g., in the sham styled action *Brickell Commerce Plaza, Inc. & The Car Wash Concept, Inc. v. Charles Tavares* Case No. 2011-29624-CA-31 (“BCP/Car Wash” suit), showing criminals of the Continued Criminal Enterprise (“CCE”) systematically depriving, stealing, and extorting Tavares in sham proceedings upon Miami Courts, among others, Peter Francis Valori (Florida Bar No. 43.516), Russell Marc Landy (Florida Bar No. 44.417), Sabrina Pitta Armenteros, and Amanda Lara Fernandez (Florida Bar No. 106.931) at Damian & Valori, LLP (“Valori), together with criminals Gabriela Machado Guimaraes and Marco Emilio Rojas (Florida Bar No. 940.453), falsely and fraudulently representing Tavares’s Companies Brickell Commerce Plaza, Inc. (“BCP”) and The Car Wash Concept, Inc. (“Car Wash”), with invalid and fraudulent corporate authority predicated on false, invalid, and fraudulent corporate resolutions purportedly from BCP’s “Sole Shareholder”, contradicting the truth and record displayed in the BCP/Car Wash suit, filed by Valori, *et al.*, against Tavares, showing that, at all relevant times, BCP and Car Wash have two (02) shareholders, Tavares and Joao Evangelista da Costa Tenorio (“Tenorio”), see BCP’s Shareholders’ Agreement of February 14, 2000 between Tavares and Tenorio. Because the Miami Courts is already corrupted and subverted by Valori’s CCE, the truth, the law, the Constitution, rights, and contracts under Plaintiff entities’ Shareholders’ Agreement do not matter, as the *Kangaroo Court* presided by corrupt judges systematically extorts Tavares of properties and rights upon sham proceedings to further the scheme. At all relevant times, the Miami Courts, Chief Judge Soto, Administrative Judge Bailey, the Miami Court’s Counsel, the judges implicated, and other Perpetrators implicated, knew, and had to know of the schemes extorting Tavares under color of law in the BCP/Car Wash suit, and in other sham Related Cases, and knowingly and intentionally failed to stop the schemes in order to further the schemes and protect the Perpetrators, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 644 – Chief Judge Bertila Ana Soto, Administrative Judge Jennifer D. Bailey, the Miami Courts, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares’ rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

COUNT **APROX. DATE****VIOLATIONS****PERPETRATORS**

645	Between 2018 and 2019	U. S. CODE TITLE 18	Clerk John A. Tomasino Florida Supreme Court The Criminal Enterprise (CCE)
646		§ 371 Conspiracy to Defraud the USA &	
647		§ 241 Conspiracy Against Rights &	
648		§ 242 Deprivation of Rights -Under Color of Law &	
649		§ 1346 Scheme/Artifice to Defraud &	
650		§ 1961 <i>et seq.</i> – RICO &	
651		FLORIDA STATUTES Title XLVI § 817.155 Fraudulent Practices & FLORIDA CODE OF JUDICIAL CONDUCT Violations of Canons 1, 2, and 3	

Between 2018 and 2019, the Florida Supreme Court (“Florida Supreme Court”), knowingly and intentionally, perpetrated artifices to further a brazen known criminal scheme depriving, stealing, and extorting U.S. citizen Charles Tavares (“Tavares”) of all properties and rights, under color of law, by a known Continued Criminal Enterprise (“CCE”),¹⁰⁵ comprised of, among others, officers of the courts. The brazen scheme starts in the styled-action *Bridgeloan Investors, Inc. v. Charles Tavares, et al., v. BNY Mellon*, Case No.2009-93058-CA-30, predicated on, *e.g.*, sham claims supported by fraudulent affidavits of Bridgeloan, and an invalid and fraudulent settlement predicated on invalid and fraudulent Power of Attorneys for Tavares’s Companies, fabricated by Associates of the CCE, among others, Thomas R. Lehman (Florida Bar No.351.318), Patrick J. Rengstl (Florida Bar No. 581.631), and Olten Ayres de Abreu Jr. (Brazil OAB-SP No. 75.820), and, upon Tavares’s uncovering the fraudulent settlement upon the subverted Miami Courts, Tavares is extorted by Lehman, Larry Stumpf (Florida Bar No.280.526), *et al.*, depriving Tavares of \$50 million dollars. The CCE, together with the Eleventh Judicial Circuit for Miami-Dade County and the Third District Court of Appeal of Florida, to extort and silence Tavares, allows sham lawsuits¹⁰⁶ predicated on sham claims, pleadings, affidavits, and improper notices, and sham orders upon *Kangaroo Courts*, willfully presided by same corrupt Judges, *e.g.*, Allan Lester Langer (Florida Bar No.137.828), Joseph I. Davis Jr. (Florida Bar No.155.299) and Norma S. Lindsey (Florida Bar No.994.812), to systematically deprive, steal, and extort Tavares of all properties and rights, until the last case, the 139 TH Case, extorting Tavares of his last property in Florida. At all relevant times, the Florida Supreme Court, and Clerk John A. Tomasino, knew of the schemes upon the courts, and willfully assisted the CCE to further the extortion of Tavares properties and rights under color of law. *See Record.*

¹⁰⁵ The CCE is comprised of reckless attorneys using their Bar licenses as guise to commit major crimes against the United States, U.S. citizens, and U.S. companies, *inter alia*, intercontinental money laundering, bank, mortgage, tax-free bond frauds, tax evasion and frauds, extortion of citizens and companies, and the corruption and subversion of Florida Courts, undermining the rule of law. *See Tavares Sworn Affidavit.*

¹⁰⁶ *See*, other sham Related Cases to extort Tavares by the CCE upon *Kangaroo Courts in the subverted Miami Courts; BNY Mellon v. Charles Tavares*, Case No.2010-26864-CA-30; *Brickell Commerce Plaza, Inc. and The Car Wash Concept, Inc. v. Charles Tavares*, Case No.2011-29624-CA-30; *Geania A. Fraga v. Charles Tavares*, Case No.2012-3753-FC-04; *Deutsche Bank v. Charles Tavares*, Case No. 2012-20197-30; *Markowitz Ringel Trusty & Hartog v. Miami River Park Marina, Inc. v. BRIXRIV, LLC*; *Geania A. Fraga v. Charles Tavares*, Case No. 2012-24483-FC-04 (the sham “Double-Jeopardy” Fraga II); *Charles Tavares v. Thomas R. Lehman & LKLS+G*, Case No, 2013-12223-CA-01; and, *139TH Avenue S.W. 8TH Street, LLC v. Charles Tavares (“139 TH”)*, Case No. 2018-29700-CA-04. *See Record.*

COUNTS

Count 645 - Clerk John A. Tomasino, and the Florida Supreme Court, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 646 - Clerk John A. Tomasino, and the Florida Supreme Court, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States -- that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See, e.g.*, U.S. Const., Amend. XIV.

Count 647 - Clerk John A. Tomasino, and the Florida Supreme Court, and other Perpetrators implicated, as officers of the courts, did knowingly and intentionally systematically deprived and extorted Tavares, upon subverted court proceedings, of his properties and constitutionally guaranteed rights, under color of law, in violation of, 18 U.S.C. §242.

Count 648 - Clerk John A. Tomasino, and the Florida Supreme Court, and other Perpetrators implicated, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, corrupting and subverting the judicial machinery to further criminal schemes upon, and by the subverted courts of law, in violation of 18 U.S.C. §1346.

Count 649 - At all times relevant, Clerk John A. Tomasino, and the Florida Supreme Court, as well as other unnamed implicated Associates, unlawfully conspired and endeavored to conduct and participate in a criminal enterprise in Miami-Dade County, Florida, and elsewhere. The Perpetrators, and others, known and unknown, constituted a criminal organization whose members and associates, as part of the conspiracy, that each criminal associate agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the enterprise, and engaged in various related criminal activities, including but not limited to false statements and writings, forgery, filing false documents, influencing witnesses, acts involving theft, perjury, mail and wire frauds, bank frauds, crimes against the United States, money laundering of illicit funds, extortion, and systematic violation of rights, contrary to 18 U.S.C. §1961 *et seq.* *See, e.g.*, the Record filed in this matter, and [Tavares Sworn Affidavit](#).

Count 650 - Clerk John A. Tomasino, and the Florida Supreme Court, and other Perpetrators implicated, knowingly and intentionally, commit fraudulent acts to further a brazen known scheme extorting Charles Tavares ("Tavares") of all properties and rights, under color of law, upon *Kangaroo Courts*, in several sham Related Cases, *e.g.*, in the sham Appeal to the Florida Supreme Court, *Charles Tavares v. Brickell Commerce Plaza, Inc., et al.*, Case No.: SC18-2148 (the "Sham Florida Supreme Court BCP Case") of Lower Tribunals decisions, in *Charles Tavares v. Brickell Commerce Plaza, Inc., et al.* ("BCP 3DCA Appeal"); Case No.: 3D17-2583; and, *Brickell Commerce Plaza, Inc., et al. v. Charles Tavares* ("BCP/Car Wash" suit), Case No.:2011-29624-CA-31. See E-Filing #84430428, on 02/05/2019, showing criminals of the Continued Criminal Enterprise ("CCE") systematically depriving, stealing, and extorting Tavares in sham proceedings upon Florida courts, among others, Peter Francis Valori (Florida Bar No. 43.516), Russell Marc Landy (Florida Bar No. 44.417), Sabrina Pitta Armenteros, and Amanda Lara Fernandez (Florida Bar No. 106.931) at Damian & Valori, LLP ("Valori"), together with criminals Gabriela Machado Guimaraes and Marco Emilio Rojas (Florida Bar No. 940.453), falsely and fraudulently representing Tavares's Companies Brickell Commerce Plaza, Inc. ("BCP") and The Car Wash Concept, Inc. ("Car Wash"), with invalid and fraudulent corporate authority predicated on false, invalid, and fraudulent corporate resolutions purportedly from BCP's "Sole Shareholder", contradicting the truth and record displayed in the BCP/Car Wash suit, filed by Valori, *et al.*, against Tavares, showing that, at all relevant times, BCP and Car Wash have two (02) shareholders, Tavares and Joao Evangelista da Costa Tenorio, see BCP's Shareholders' Agreement of February 14, 2000 between Tavares and Tenorio. Because the Florida courts are already corrupted and subverted by Valori's CCE, the truth, the law, the Constitution, rights, and contracts under Plaintiff entities' Shareholders' Agreement do not matter, as the Kangaroo Court presided by corrupt judges systematically extorts Tavares of properties and rights upon sham proceedings to further the scheme. At all relevant times, Clerk John A. Tomasino, the Florida Supreme Court, judges implicated, and other Perpetrators implicated, knew, and had to know of the schemes extorting Tavares under color of law in the BCP/Car Wash suit, and in other sham Related Cases, and knowingly and intentionally failed to stop the schemes in order to further the schemes and protect the Perpetrators, in violation of, §817.155, F.S. (Fraudulent Practices).

Count 651 – Clerk John A. Tomasino, and the Florida Supreme Court, and other officers of the court implicated, did knowingly and intentionally, use their judicial powers as guise to commit crimes, willfully participating in the brazen and known criminal scheme, to further the systematic subversion of the courts by the Associates implicated, systematically depriving, extorting, and violating Tavares' rights, of constitutionally guaranteed rights, due process, to further a known brazen scheme depriving and extorting Tavares of his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.06, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, in violation of, Florida Judicial Code of Conduct, Canons 1, 2, & 3. See Fla. Code Jud. Conduct.

<u>COUNTS</u>	<u>APROX. DATE</u>	<u>VIOLATIONS</u>	<u>PERPETRATORS</u>
652	From 2011 through 2024	<u>U. S. CODE TITLE 18</u> § 371 Conspiracy to Defraud the United States of America &	The Florida Bar Joshua E. Doyle John F. Harkness The Board of Governors Fla. Bar Annemarie C. Craft Arlene Kalish Sankel
653		§ 241 Conspiracy Against Rights &	
654		§ 242 Deprivation of Rights Under Color of Law &	
655		§ 1346 Scheme/Artifice to Defraud Honest Services &	
656		§ 1341 Mail Fraud &	
657		FLORIDA BAR RULES OF CONDUCT Misconduct –Dishonesty-Fraud-Deceit Rule 4-8.4 (a)(b)(c)(d)	

From 2011 through 2024, The Florida Bar,¹⁰⁷ Executive Directors, and attorneys, (collectively “Florida Bar”), knowingly and intentionally, in reckless disregard for the law, the Constitution, rights, Fla. R. Civ. P., the Florida Bar’s constitutional mandate and Rules of Professional Conduct, systematically deprived the United States, the State of Florida, Florida courts, the Florida Bar’s 122,000 members, and citizens, of, *inter alia*, honest Services, by, recklessly and systematically choosing not to enforce its rules and mandate, allowing and enabling reckless members of the Florida Bar, known Associates of a Continued Criminal Enterprise (“CCE”), to systematically perpetrate violations of law, the Constitution, rights, Fla. R. Civ. P., and Rules of Professional Conduct, to further rackets against Charles Tavares (“Tavares”), the United States of America, the State of Florida, Florida courts, and the Florida Bar, showing the Florida Bar’s reckless disregard for the law, the public, and its own rules and mandate. Despite Tavares’ served complaints¹⁰⁸ to the Florida Bar against attorneys from the CCE, using their Florida Bar licenses as guise to systematically commit crimes against Tavares, *et al.*, by, among other things, perpetrating massive frauds upon Florida courts to further schemes, *e.g.*, depriving, stealing and extorting Tavares, and Tavares’s Companies of all properties and rights, under color of law in subverted proceedings, showing spurious artifices, *e.g.*, extortion under color of law, fabrication of fraudulent affidavits and bogus authority of Tavares’s Companies, filing fraudulent pleadings that they all knew to be false and invalid, making false statements under oath, fraudulently selling Tavares’s properties, money laundering the ill-gotten proceeds across state lines, abuse of process, showing criminal misconduct, in violation of, Title 18, U.S.C., §§, 371, 241, 242, 1341, 1343, 1344, 1346, 1349, 1951, 1956, 1957, and, 1961, *et seq.*; XLVI § 817.155, TITLE XLVI § 837.02, F.S.; and, Florida Bar Misconduct – Rule 4-8.4 (a)(b)(c)(d). See Record.

¹⁰⁷ Among some officers of the Florida Bar, recklessly and knowingly allowing and enabling Florida Bar licensees, known Associates of the CCE, Joshua E. Doyle (Florida Bar No. 25.902), John F. Harkness (Florida Bar No. 123.390), Annemarie C. Craft (Florida Bar No. 520.373), and, Arlene Kalish Sankel (Florida Bar No. 272.981). See [Tavares Sworn Affidavit](#).

¹⁰⁸ Among other complaints against licensees Associates of the CCE, see, *e.g.*, Florida Bar Complaints: No.2011-71,18(III); No.2013-70,433(11G); No.2015-70,081(11L); No.2019-12874; No.2019-12875; and, 12877, against criminals Thomas R. Lehman (Florida Bar No. 351.318), Marco E. Rojas (Florida Bar No.940.453), Nelson Slosbergas (Florida Bar No.378.887), and, Peter F. Valori (Florida Bar No.43.516). See Record.

THE FLORIDA BAR – BACKGROUND

The Florida Bar (“Florida Bar”) is the integrated¹⁰⁹ bar association for the State of Florida. The Florida Bar currently shows more than 122,000 members, and it is led by a President, a President-Elect, an Executive Director, and a 52-member Board of Governors.

Article V, Section 15 of the Constitution of the State of Florida gives the Supreme Court of Florida exclusive and ultimate authority to regulate the admission of persons to the practice of law and the discipline of those persons who are admitted to practice. The Court performs those official functions through two separate arms: the Florida Board of Bar Examiners, which screens, tests and certifies candidates for admission to the practice, and The Florida Bar, the investigative and prosecutorial authority in the lawyer regulatory process. Neither of these two agencies, nor any of their functions, is supported by state tax¹¹⁰ dollars.

It’s public mission statement is *“Regulate the practice of law in Florida; ensure the highest standards of legal professionalism in Florida; and protect the public by prosecuting unethical attorneys and preventing the unlicensed practice of law.”* See www.floridabar.org Mission Statement on October 14, 2023; and;

“The Florida Bar Regulates the Practice of Law in Florida The Florida Bar is charged by the Florida Supreme Court with lawyer regulation as its core function to protect the public and the integrity of the judicial system.” *Id.*

All Members of the Bar must take an Oath, and swear, as following:

“I do solemnly swear:

I will support the Constitution of the United States and the Constitution of the State of Florida; I will maintain the respect due to courts of justice and judicial officers; I will not counsel or maintain any suit or proceedings which shall appear to me to be unjust, nor any defense except such as I believe to be honestly debatable under the law of the land; I will employ for the purpose of maintaining the causes confided to me such means only as are consistent with truth and honor, and will never seek to mislead the judge or jury by any artifice or false statement of fact or law; I will maintain the confidence and preserve inviolate the secrets of my clients, and will accept no compensation in connection with their business except from them or with their knowledge and approval; To opposing parties and their counsel, I pledge fairness, integrity, and civility, not only in court, but also in all written and oral communications; I will abstain from all offensive personality and advance no fact prejudicial to the honor or reputation of a party or witness, unless required by the justice of the cause with which I am charged; I will never reject, from any consideration personal to myself, the cause of the defenseless or oppressed, or delay anyone’s cause for lucre or malice. So, help me God.”

The Record displayed on Charles Tavares’s Nine (09) Related Cases before the Miami Courts, shows, to any reasonable person, that, for more than ten (10) years, the Florida Bar, knowingly and intentionally, recklessly and systematically chose not to enforce its mandate, by willfully allowing and enabling reckless members of the Florida Bar, known Associates of a Criminal Enterprise, to continuously, and systematically perpetrate, among other things, violations of law, the constitution, rights, Florida Rules of Civil Procedure, and the Rules of Professional Conduct, to further rackets against, *e.g.*, Charles Tavares, the United States of America, the State of Florida, Florida courts, and the Florida Bar, showing the Florida Bar’s reckless disregards for the law, the public, and its own rules and mandate. See Record.

¹⁰⁹ See, [The 1949 Decision by the Supreme Court of Florida.](#)

¹¹⁰ The Florida Bar, although not directly supported by “State or Federal Tax Dollars”, is a beneficiary of, *e.g.*, tax exemptions to pay State and Federal Tax Dollars under its claimed State and Federal tax-exempt status. At this time, Tavares has not found Federal or State Tax Records for The Florida Bar, but only for its affiliated entity, The Florida Bar Foundation, Inc, a Not For Profit Corporation (“Bar Foundation”) (Tax Id. #59-1004604) also, tax-exempt. See www.sunbiz.org at Document #702751.

COUNTS

Count 652 - The Florida Bar, and its implicated Members, as officers of the courts, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America by using dishonesty, fraud, and deceit to impair, obstruct, and defeat the lawful functions of the judicial machinery in a court of law in the United States of America in order to further major criminal schemes against the United States of America, in violation of 18 U.S.C. §371.

Count 653 - The Florida Bar, and its implicated Members, as officers of the courts, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, allowed its known Members implicated in a Criminal Enterprise, to systematically defraud, extort, injure, oppress, threaten, and intimidate Tavares and others in the free exercise and enjoyment of a right and a privilege secured to them by the Constitution and laws of the United States – – that is, among other things, the right to an uncorrupted and not subverted judicial machinery, due process of law, the right to be free from intimidation, harassment, and abuse in a court of law, and rights to property, in violation of, among other things, 18 U.S.C. §241. *See*, U.S. Const., Amend. XIV.

Count 654 - The Florida Bar, and its implicated Members, as officers of the courts, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to, knowingly and intentionally, allow the systematic deprivation, under color of law, of Tavares rights and properties upon known sham court proceedings to falsely incriminate, deprive and extort Tavares, in violation of, 18 U.S.C. § 242.

Count 655 - The Florida Bar, and its implicated Members, as officers of the courts, did knowingly combine, conspire, confederate, and agree among themselves, and others known and unknown implicated bad actors, to systematically defraud the United States of America, the State of Florida, and citizens, of the right to honest services upon courts of law in the United States, by among other things, knowingly and intentionally, allowing the systematic corruption and subversion of the judicial machinery by known Florida Bar licensed Members, to further known brazen criminal schemes upon courts of law in the United States of America, in violation of 18 U.S.C. §1346.

Count 656 - The Florida Bar, and its implicated Members, to further their criminal scheme subverting Florida courts to steal, deprive, and extort Tavares of rights and properties, knowingly and intentionally, uses, in 2014, U.S. Mail for the purpose of executing their scheme, in violation of 18 U.S.C. §1341.

Count 657 - The Florida Bar, and its implicated Members, knowingly and intentionally use their Florida Bar licenses as guise to commit crimes, willfully failing their duties to stop the known brazen criminal scheme, by systematically failing to properly investigate and stop the known violations of law by Hartog, Markowitz Trustee, and other Florida Bar licensees implicated, and by further making false statements in writing in 2014, in order to cover up the scheme, depriving, under color of law, Tavares of constitutionally guaranteed rights, and his properties, further depriving the United States and the State of Florida of honest services upon a court of law, in violation of, among other laws, §837.02, F.S., Title 18 U.S.C. §371, Title 18 U.S.C. §241, Title 18 U.S.C. §242, Title 18 U.S.C. §1346, Title 18 U.S.C. §1349, Title 18 U.S.C. §1341, Title 18 U.S.C. §1343, Abuse of Process - Florida Common Law, and in further violation of Florida Bar [Oath](#), and Rules of Professional Conduct, Rule 4-8.4 MISCONDUCT. *See* The Florida Bar Rules of Conduct, Rule 4-8.4.

CONCLUSION

The record displayed here, clearly shows that, the Continued Criminal Enterprise (“CCE”) has successfully subverted the judicial machinery in Florida, and elsewhere they operate, in order to systematically and repeatedly further criminal schemes, depriving and extorting citizens and companies of properties and rights, and then, “legalizing” these crimes, under color of law, and defrauding the United States of America of honest services in courts of law in the United States of America, undermining the rule of law and our democracy.

Only because Tavares is able to fight back the CCE’s criminal schemes successfully depriving, stealing, and extorting Tavares of all his properties and rights, under color of law, for almost fifteen (15) years – and continuing to this date, that, we now can see how the CCE operates, corrupting courts of law in the United States of America, The Florida Bar, major companies, bankers, officers of the courts, politicians, and willing partners, into criminal schemes, benefacting them all with the ill-gotten gains, causing irreparable damages to all citizens, companies, the community, to the justice system, to the State of Florida, and to the United States of America, undermining the rule of law, and our democracy.

As such, we cannot allow these shocking schemes and injustice to continue to erode the very fabric of our society, subverting and corrupting all pillars of justice and democracy, as we all need to stop this impunity now, sending a clear and direct message to these shameless criminals that justice and the rule of law matters, before we become a total lawlessness “*Banana Republic*” society, where citizens do not believe or follow rules and laws because they see the injustice and impunity in the judicial machinery, the ultimate “*bastion*” of justice for citizens, and the systematic failure of responsible law enforcement to enforce the rule of law, upholding the Constitution, protecting citizens, property, and rights from this shameless Continued Criminal Enterprise, clearly presenting a danger to our society and to our national institutions, and democracy. See [Tavares Affidavit of 11/27/2022](#).

VERIFICATION

Under penalties of perjury, I declare that I have read the foregoing and that the facts contained therein are true, except as to the matters therein stated to be alleged upon information and belief, and as to those matters I believe them to be true.

Dated: March 13, 2024

FURTHER AFFIANT SAYETH NAUGHT

/s/ Charles A. Tavares

Charles A. Tavares, a U.S. Citizen and Victim.