

**IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY,
FLORIDA**

DEEPGULF, INC. and
TOKE OIL AND GAS, S.A.

Plaintiffs,

vs.

MARC M. MOSZKOWSKI

Defendant.

Case No.: 2018 CA 000543

Division: "E"

**DEFENDANT’S NOTICE OF FILING STATEMENT ON STRUCTURAL
IMBALANCE AND FUNCTIONAL REPRESENTATION BY THE COURT**

COMES NOW the Defendant, Marc Moszkowski, and hereby gives notice of the filing of the attached document titled:

**“Statement on Structural Imbalance and Functional Representation
by the Court”**

This Statement is submitted for the record to preserve and clarify Defendant’s concern regarding the cumulative procedural and representational disparities observed throughout this litigation, and to support future appellate review if necessary. It highlights the practical

consequences of unequal treatment between the parties, particularly with regard to access, presence, and responsiveness under the law.

Respectfully submitted this 19th day of May, 2025

Marc Moszkowski, Petitioner, Pro Se
Email: m.moszkowski@deepgulf.net
Le Verdos
83300 Châteaudouble, France



CERTIFICATE OF SERVICE

I hereby certify that, on this 19th day of May, 2025, a copy of this Notice has been furnished to Braden K. Ball, Jr., attorney for the Respondents, through the Florida Courts E-Filing Portal.



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**STATEMENT ON STRUCTURAL IMBALANCE AND FUNCTIONAL
REPRESENTATION BY THE COURT**

COMES NOW the Defendant, Marc Moszkowski, and respectfully submits this Statement to preserve for the record and for appellate review the pervasive structural imbalance observed throughout these proceedings, and to highlight the functional disparity in how representation and participation have been treated between parties.

Plaintiffs (corporate entities who are legally prohibited from representing themselves) have submitted inconsistent, unsupported, and at times plainly fictitious filings. Their counsel appears only occasionally, does not respond to major filings, and has filed a third of what the Defendant has filed. Yet these deficiencies are overlooked. Their motions are entertained, their

procedural silence excused, and their physical presence deemed sufficient, even when little else is done.

By contrast, Defendant is a physically disabled, indigent individual living 5,146 miles from the courthouse. That distance, compared to the 0.2 mile that separates Plaintiffs' counsel from the Court, is, to scale, what the circumference of the Earth is to one mile. Defendant has made every good-faith effort to participate fully in the proceedings, has filed extensively, supported all claims with documentary evidence, and submitted detailed legal arguments. Yet the Court has repeatedly refused to acknowledge or respond to the majority of those filings.

Defendant observes that in practice:

- Plaintiffs seem not to require active legal representation, because the Court's rulings have filled that function.
- Defendant's pro se efforts are treated not as representation, but as nuisance, no matter how well supported.

This imbalance is not procedural, it is structural. When one party's absence is excused and the other's presence is ignored, the outcome is not adjudication. It is exclusion.

WHEREFORE, Defendant respectfully submits this Statement to preserve the constitutional and procedural implications of such imbalance for the appellate record.

Respectfully submitted on this 19th day of May, 2025.

Marc Moszkowski, Pro Se
Email: m.moszkowski@deepgulf.net
Le Verdos
83300 Châteaudouble, France



CERTIFICATE OF SERVICE

I hereby certify that, on this 19th day of May, 2025, a copy of this Statement has been furnished to Braden K. Ball, Jr., attorney for the plaintiffs, through the Florida Courts E-Filing Portal.

