

**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 RESPONSE IN OPPOSITION TO PLAINTIFF'S MOTION  
FOR CONTINUANCE**

COMES NOW, Defendant Marc Moszkowski, Pro-Se, and respectfully files this Response in opposition to Plaintiff's Motion for Continuance concerning Defendant's Motion to Enforce the By-Laws of Plaintiff DeepGulf, Inc.

1. Defendant first raised the issue of Plaintiff's obligation under its own corporate By-laws to pay Defendant's legal expenses in 2018, and has raised it repeatedly in dozens of filings over the course of seven years of litigation.
2. Until now, Plaintiff and its Counsel have chosen to completely ignore or refuse to acknowledge this provision. The sudden assertion that

counsel now requires additional time to “research and brief” the matter — after seven years of silence — is not well grounded and should not delay the Court’s consideration of a long-standing issue.

3. Plaintiff’s failure to comply with its own internal governance documents has caused substantial and compounding prejudice to the Defendant, who remains indigent and has been forced to represent himself pro se throughout the prolonged litigation in this Court.
4. Defendant respectfully submits that the issue is ripe for determination, that no new factual development justifies further delay, and that Plaintiff’s request for a continuance serves only to defer accountability for its ongoing noncompliance.

WHEREFORE, Defendant respectfully requests that the Court deny Plaintiff’s Motion for Continuance and proceed to hear and rule on Defendant’s Motion to Enforce the By-laws.

Respectfully submitted this 3<sup>rd</sup> day of April, 2025

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### **CERTIFICATE OF SERVICE**

I hereby certify that, on this 3<sup>rd</sup> day of April, 2025, a copy of this motion has been furnished to Braden K. Ball, Jr., attorney for the plaintiffs, through the Florida Courts E-Filing Portal.

*M. Marzowski*