

**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

**NOTICE CLARIFYING MEDIATION DEADLINE AND OBJECTION  
TO PREMATURE SANCTIONS INQUIRY**

COMES NOW Defendant, Marc Moszkowski, and respectfully files this Notice to clarify the mediation deadline as set forth in the Court's Order on Case Management, and to object to Plaintiff's premature inquiry regarding sanctions related to mediation costs.

The Court's Order clearly states that the case is required to be mediated by June 9, 2025. Defendant has not missed that deadline and has made no refusal to participate in mediation. Plaintiff's counsel, in a recent communication with the Court's Judicial Assistant, implied that sanctions may now be appropriate. However, the deadline remains two months away, and no violation has

occurred.

Defendant is unable to advance the \$900 mediation fee due to documented indigence, and has previously filed motions requesting relief or clarification regarding the obligation to bear such costs. Those filings remain part of the record. To the extent Plaintiff's counsel is urging pre-deadline enforcement or punitive measures, Defendant respectfully submits that such actions are procedurally premature, inconsistent with the Court's stated timeline, and incompatible with the principles of due process and access to justice.

Defendant respectfully requests that no sanctions or adverse procedural steps be taken prior to the expiration of the June 9, 2025 mediation deadline, and that any future motions on this issue be considered only in the full context of the case history and financial record.

Respectfully submitted this 15<sup>th</sup> day of April, 2025

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### **CERTIFICATE OF SERVICE**

I hereby certify that, on this 15<sup>th</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. Maczkowski*