

**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 OF FILING DECLARATION REFUTING DEEPGULF'S  
FABRICATED NARRATIVE OF AUTHORIZATION AND SUPPORT**

COMES NOW Defendant, Marc Moszkowski, and hereby files the attached Declaration titled "Declaration Refuting DeepGulf's Fabricated Narrative of Authorization and Support." This declaration addresses and directly rebuts Plaintiff's claim that Defendant was sent to East Timor on October 15, 2007, by DeepGulf, Inc. It provides factual corrections regarding Defendant's physical location, funding of travel, and lack of company support or operational direction at the time of the trip. The filing is submitted for the purpose of preserving the factual and financial record and preventing retroactive mischaracterization of independent conduct as corporate initiative.

Respectfully submitted this 16<sup>th</sup> day of April, 2025

Marc Moszkowski, Pro Se

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83300 Châteaudouble, France



### **CERTIFICATE OF SERVICE**

I hereby certify that, on this 16<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.



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Defendant.

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**DECLARATION REFUTING DEEPGULF'S FABRICATED NARRATIVE  
OF AUTHORIZATION AND SUPPORT**

COMES NOW Defendant, Marc Moszkowski, and submits this declaration to clarify and refute Plaintiff DeepGulf's assertion, made in its Complaint, that "On October 15, 2007, DeepGulf sent Moszkowski to East Timor to investigate the opportunity." This assertion is demonstrably false and represents a retrospective fabrication of corporate authorship over actions and expenses that were independently undertaken and funded by Defendant.

1. On October 15, 2007—the date cited by Plaintiff—Defendant was verifiably in West Texas, over 1,000 miles away from DeepGulf's

home office. Plaintiff's supporting documentation relies on alleged Board meeting minutes that were later fabricated and have been directly contradicted by physical location evidence.

2. At that time, DeepGulf had no operational capacity to send Defendant anywhere. Defendant was not receiving a salary, and the company had no available funds. Defendant had personally sustained his basic professional functions over a three-year period with more than \$150,000 in out-of-pocket contributions.
3. DeepGulf did not provide airfare, travel stipends, or logistical support. Defendant independently purchased round-trip travel to Australia and East Timor and covered all related expenses from personal funds. Defendant continued to do so for repeated subsequent traveling to East Timor and throughout Asia until 2009. The first traveling expense paid for by corporate credit card does not appear in Company's books until February 2009—more than a year after the alleged corporate directive.
4. The first partial reimbursement from DeepGulf for travel expenses occurred on March 3, 2009—approximately 18 months after Defendant allegedly acted on DeepGulf's instructions. There was no

formal directive, budgetary allocation, or operational involvement from DeepGulf in Defendant's travel during this period.

Plaintiff's narrative of having "sent" Defendant is a factual and financial fiction intended to obscure the company's actual passivity and lack of contribution during the inception of the East Timor opportunity.

This declaration is submitted to preserve the factual and financial record, and to rebut Plaintiff's attempt to reframe independent work as retroactive corporate initiative.

Respectfully submitted this 16<sup>th</sup> day of April, 2025

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## **CERTIFICATE OF SERVICE**

I hereby certify that, on this 16<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*