

**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 REGARDING  
IMPLAUSIBILITY OF PLAINTIFF'S ASSUMPTIONS ABOUT  
DEFENDANT'S MEANS AND MOTIVE**

COMES NOW Defendant, Marc Moszkowski, and hereby files the attached Declaration titled "Declaration Regarding Implausibility of Plaintiff's Assumptions About Defendant's Means and Motive." This declaration addresses the inconsistency between Plaintiff's continued pursuit of litigation and the documented reality of Defendant's financial, logistical, and medical constraints. It refutes the underlying presumption that Defendant possesses hidden resources or has chosen to endure hardship strategically. The declaration is submitted to preserve the factual record, to document the disproportionate

nature of the litigation, and to support Defendant's broader legal arguments regarding motive and abuse of process.

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

Marc Moszkowski, Pro Se

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Le Verdos

83300 Châteaudouble, France

A handwritten signature in blue ink, appearing to read "M. Moszkowski".

### **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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**DECLARATION REGARDING IMPLAUSIBILITY OF PLAINTIFF'S  
ASSUMPTIONS ABOUT DEFENDANT'S MEANS AND MOTIVE**

COMES NOW Defendant, Marc Moszkowski, and submits the following declaration to address the implausibility and contradiction at the heart of Plaintiff's continued pursuit of this litigation.

Plaintiff has invested considerable time and financial resources to pursue a foreign defendant living outside the jurisdiction of the United States who is demonstrably indigent and physically compromised. The underlying premise appears to be some belief by Plaintiff that Defendant is concealing significant assets—an assumption that lacks basis in fact and fails the test of common sense.

If Defendant possessed the resources Plaintiff may imagine—such as valuable real estate—then the record, and Defendant's lived circumstances, would look vastly different. Defendant would have

pursued a reverse mortgage, retained legal counsel for the duration of this case, and decisively ended the litigation at its inception, as he did for the same case in U.S. Court. Instead, Defendant lives in extreme isolation, without a vehicle, central heating, hot water, sewage, or even a reliable water supply for over half the year. Defendant is forced to manage basic hygiene in unconventional ways, and relies solely on dogs for companionship. There is no conventional comfort or hidden prosperity—only endurance.

The notion that Defendant is fabricating poverty while enduring physical pain, absolute solitude, and logistical hardship—without central assistance, proper health care, or transportation—defies logic. No person chooses these conditions unless they are imposed by necessity, not strategy. Plaintiff's persistence in this litigation appears no longer rooted in recovery, but in the desire to punish and drain, despite conscious and deliberate knowledge that no recovery is possible.

If Plaintiff were pursuing this action for compensation, the lack of sufficiently valuable recoverable assets would have deterred it long ago. Instead, their continued investment—while Defendant defends with no income— suggests an obsessive attempt at destruction rather than justice—motivated not by compensation, but by the need to suppress and scapegoat.

This declaration is submitted to make that disparity part of the official record and to provide a factual counterweight to any lingering

illusions regarding Defendant's capacity to pay or concealment of resources.

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

Marc Moszkowski, Pro Se

Email:

[m.moszkowski@deepgulf.net](mailto:m.moszkowski@deepgulf.net)

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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.

