

**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 DEFENDANT'S NOTICE REGARDING  
PROCEDURAL INCONSISTENCIES AND GOOD FAITH  
PARTICIPATION**

COMES NOW Defendant, Marc Moszkowski, and respectfully files the attached *Notice Regarding Procedural Inconsistencies and Good Faith Participation*. This notice is submitted to preserve the record and express Defendant's concern regarding the apparent disconnect between Defendant's consistent filings and good faith efforts, and the recent procedural posture of the Court.

The notice highlights concerns about premature sanctions, unaddressed documentation of financial hardship, and the disincentivizing effect of repeated judicial disregard for Defendant's position. It is submitted not in protest, but to ensure the record clearly

reflects Defendant's willingness to participate, subject to realistic and humane limitations.

Respectfully submitted this 21<sup>st</sup> day of April, 2025

Marc Moszkowski, Pro Se

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

Le Verdos

83300 Châteaudouble, France



### **CERTIFICATE OF SERVICE**

I hereby certify that, on this 21<sup>st</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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vs.

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Defendant.

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**DEFENDANT’S NOTICE OF CONCERN REGARDING  
PROCEDURAL INCONSISTENCIES AND GOOD FAITH  
PARTICIPATION**

COMES NOW Defendant, Marc Moszkowski, and respectfully submits this Notice to preserve the record and express concern regarding the increasing inconsistency between the Court’s procedural directives and Defendant’s demonstrated efforts to participate in good faith.

Over the past several weeks, Defendant has filed a series of motions, declarations, and evidentiary submissions addressing the core issues in this litigation—including financial hardship, jurisdictional contradiction, and factual refutations of Plaintiff’s claims. Despite this, multiple filings have been denied without engagement

on the merits, or procedurally disregarded despite being timely and served in compliance with the rules.

Most recently, the Court issued an Order on April 17<sup>th</sup>, 2025, scheduling a mediation deadline of May 21<sup>st</sup> and threatening sanctions—including contempt—for failure to pay a \$900 mediation fee. The Order was entered without reference to the substance of Defendant's Response to Plaintiff's Motion, which had been filed hours earlier and documented both the original mediation deadline (June 9<sup>th</sup>) and Defendant's documented inability to prepay such fees.

Defendant notes with concern that the procedural posture now appears designed not to encourage participation, but to disincentivize it: the threat of sanctions for non-payment; the denial of motions without factual analysis; the absence of consideration for physical, medical, and financial hardship; and the apparent immunity granted to Plaintiff's procedural minimalism.

While Defendant has no interest in defaulting on any obligation, he is forced to question whether the expected expenditure of several thousand dollars to attend mediation, pre-trial, and trial is justified,

when the record suggests his efforts and evidence may continue to be disregarded without due evaluation.

This Notice is submitted not in defiance, but in caution. Defendant seeks only that his documented efforts to participate in good faith—and his inability to meet financial demands—be duly considered before sanctions or judgments are imposed. Defendant continues to preserve and prepare the record for appellate review, should it become the only viable forum for a full and fair evaluation of the facts.

Respectfully submitted this 21<sup>st</sup> day of April, 2025

Marc Moszkowski, Pro Se

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

Le Verdos

83300 Châteaudouble, France



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I hereby certify that, on this 21<sup>st</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*