

Helpful Case Law:

“Delay in the prosecution of a suit is sufficiently excused, where occasioned solely by the official negligence of the referee, without contributory negligence of the plaintiff, especially where no steps were taken by defendant to expedite the case.” ***Robertson v. Wilson*, 51 So. 849, 59 Fla. 400, 138 Am.St.Rep. 128. (Fla.1910)** – TRANSLATION: Any delay in the prosecution of this forgery case is sufficiently excused, since it was due solely to the negligence of the official referee here, in this case, LPD (Lakeland Police Department) Officer, Todd Edwards, and one other corrupt CID officer whose name I did not get when I later came back to LPD to revisit the case.

“When facts are to be considered and determined in the administration of statutes, there must be provisions prescribed for due notice to interested parties as to time and place of hearings with appropriate opportunity to be heard in orderly procedure sufficient to afford due process and equal protection of the laws...” ***Declaration of Rights, §§ 1,12. McRae v. Robbins, 9 So.2d 284, 151 Fla. 109. (Fla. 1942)*** – TRANSLATION: Without the police and/or SAO (State's Attorney's Office) looking into this, there IS no fair chance: Bad checks and forgery (especially huge amounts like this) are the job of the SAO or local police department –NOT some private attorney.

Florida's Second District Court of Appeal held that requiring the State Attorney to prove that an investigative subpoena was necessary would “unreasonably impede the state attorney’s ability to conduct investigations into criminal activity.” ***State v. Investigation, 802 So. 2d 1141, 1144 (Fla. 2d DCA 2001)*** – TRANSLATION: Any requirements for the State's Attorney's office to “prove” the case are BOGUS and BULL. (How much less are we –you and I –required to “prove” our case in order to investigate it!) My father, Robert F. 'Bobby' Watts, asked me to pass along to Sgt. Jeff Gary his thanks –and his assurance that he's still looking for the returned (and forged!) checks, but a the bank has the checks (and a paper trail identifying their recipients) 'on record,' my father's paperwork is not needed: LPD and the SAO can (and, according to this court ruling, must) investigate. And, The Court goes on to say that the state cannot be required to prove in advance that a crime has occurred since “the entire purpose of the investigative subpoena is to determine whether a crime occurred.” *Ibid.* at 1145

943.10 Definitions; ss. 943.085-943.255.--The following words and phrases as used in ss. 943.085-943.255 are defined as follows:

(1) "Law enforcement officer" means any person who is elected, appointed, or employed full time by any municipality or the state or any political subdivision thereof; who is vested with authority to bear arms and make arrests; and whose primary responsibility is the prevention and detection of crime..."

112.19 Law enforcement, correctional, and correctional probation officers; death benefits.-- (1) Whenever used in this section, the term: (b) "Law enforcement, correctional, or correctional probation officer" means any officer as defined in s. 943.10(14) or employee of the state or any political subdivision of the state, including any law enforcement officer, correctional officer, correctional probation officer, state attorney investigator, or public defender investigator, whose duties require such officer or employee to investigate, pursue, apprehend, arrest, transport, or maintain custody of persons who are charged with, suspected of committing, or convicted of a crime..." – TRANSLATION: There is no other choice but to pursue any suspected crime.

State's Attorneys are also law enforcement, and thus charged with the same inescapable obligations here:

The 2003 Florida Statutes (*and I'm sure 2014 stats are not any different – pull out your book and look-see if you doubt*)
Chapter 27 - STATE ATTORNEYS; PUBLIC DEFENDERS; RELATED OFFICES

27.255 Investigators; authority to arrest, qualifications, rights, immunities, bond, and oath.--

(1) Each investigator employed on a full-time basis by a state attorney and each special investigator appointed by the state attorney pursuant to the provisions of s. 27.251 is hereby declared to be a law enforcement officer of the state and a conservator of the peace, under the direction and control of the state attorney who employs him or her, with full powers of arrest...

27.251 Special organized crime investigators.--

The state attorney of each judicial circuit is authorized to employ any municipal or county police officer or sheriff's deputy on a full-time basis as an investigator for the state attorney's office with full powers of arrest throughout the judicial circuit provided such investigator serves on a special task force to investigate matters involving organized crime...

Bo know law: [1] In Re: GORDON WAYNE WATTS (as next friend of THERESA MARIE 'TERRI' SCHIAVO), No. SC03-2420 (Fla. Feb.23, 2003), denied 4-3 on rehearing. **(I got 42.7% of my panel.)**

<http://www.floridasupremecourt.org/clerk/dispositions/2005/2/03-2420reh.pdf>

[2] In Re: JEB BUSH, GOVERNOR OF FLORIDA, ET AL. v. MICHAEL SCHIAVO, GUARDIAN: THERESA SCHIAVO, No. SC04-925 (Fla. Oct.21, 2004), denied 7-0 on rehearing. (Jeb got 0.0 % of his panel.)

<http://www.floridasupremecourt.org/clerk/dispositions/2004/10/04-925reh.pdf>

[3] Schiavo ex rel. Schindler v. Schiavo ex rel. Schiavo, 403 F.3d 1223, 2005 WL 648897 (11th Cir. Mar.23, 2005), denied 2-1 on appeal. (Terri's blood family got only 33.3% of their panel on the Federal level.)

<http://www.ca11.uscourts.gov/opinions/ops/200511628.pdf>