

Monday April 27th, 2009

The Honorable Judge Alan S. Gold
United States District Judge
400 N. Miami Avenue
Courtroom 11-1
Miami, Florida
USA 33128-1807

DELIVERED VIA FACSIMILE 1 305 523 5589

Dear Judge Alan S. Gold:

Unite States District Court
Southern District of Florida
Case No. 09-20526-CIV-GOLD-MCALILEY
OMNIBUS ORDER REGARDING PENDING MATTERS
REFERRING ELLIOTT DEFENDANTS' MOTION TO DISQUALITY
PLAINTIFFS' COUNSEL [DE 173] TO MAGISTRATE JUDGE MCALILEY
Dated in Chambers at Miami Florida, April 24th, 2009.

And:

Nelson C. Bellido (Florida Bar No. 974048) and those other Attorney's representing the Defendants "Elliott etal"

DELIVERED VIA FAX 1 305 444 3665

And:

Michael Diaz, Diaz, Reus & Targ, LLP (Florida Bar No.606774) and those other attorney's representing the Plaintiffs "Hoffman etal"

DELIVERED VIA FACSIMILE 1-305-375-9220- 305-375-8050

Firstly, I am not a lawyer nor educated in any way with any legal system or protocol and therefore I respectfully request that Nelson C. Bellido and Michael Diaz please assist in the distribution of this letter to the appropriate parties within your respective Defendant/Plaintiff capacities. I do not wish to offend Judge Gold, nor the Defendant and Plaintiff parties and request your assistance as outlined above.

Most Honorable Judge Gold and your Court, It is with the highest and greatest of respect that I prepare and submit this letter for your consideration. I believe that I can only and will only address those items in your order as recited above that specifically refers to me "Gregory W.F. Clark".

Item No. Five (5) of the above (Partial) Referenced Omnibus Order:

Your Honor, I do not believe myself to be a plaintiff, nor a defendant. I believe that I am a "third party" that submitted an affidavit. The plaintiffs' are not in possession of the laptop, I am. At no time has the laptop been released into anyone's custody and I am reluctant to release the laptop into anyone's hands at this time. It has always been in my opinion (past and present), that the events occurring today would one day come to fruition and in fact they have. I know that the "Elliott's" would make every effort to deflect blame and/or accountability and/or responsibility in any direction but towards themselves. They have done this so many times in the past. My laptop and the contents there-in are my only means of defense for the protection of my family, which is what I believe that I am doing now.

Furthermore, if I may make reference to "Day Two (2)" of the testimony transcript and specifically "Page 42, lines twenty (20) through twenty three (23) and I quote from the said transcript "Q, Okay, Isn't it true sir, that from September 2008 until November 2008, you down loaded documents relating to the Elliott's company's business in order to take those documents with you? Isn't hat true, sir?" Page 42, line twenty four (24) and I quote from the said transcript "A, No, sir it is not true".

I make reference to this section as the defendants lawyer purports "I was down loading information". In this regard my laptop is not required by the defendants lawyers as they apparently believe and make accusations to this effect, therefore, the defendants lawyers must already know what they purport to be on my laptop. Therefore, I do not see the need to deliver my laptop for "inspection". They asked and answered their own statement if that is what they are saying.

My laptop rarely left the security of my office while I was in the employ of "Elliott's etal". I understand that the "Technology Department" of the "Elliott's etal" regularly "backed-up" all computers connected to the main frame system. Therefore it stands to reason that any information that the "Elliott's etal" claim that I have, they have, therefore I do not see the relevance to the request that the defendants have placed upon the court for production of my laptop. It is a duplication of information that they already have. I believe the Elliott etal defense lawyers simply continue to try and deflect the facts of the case before the Honorable Judge Gold and persecute the writer of this letter.

Can the defense clearly demonstrate one other occasion where they purport the use of information that I have in my custody in other forum or with any other person?



Item No. Six (6) of the above Referenced Omnibus Order:

Honorable Judge Gold, I am at a complete loss to understand why I would be deposed for six (6) hours? The plaintiff's and defendants each had the opportunity to depose one (1) person from either side to a maxim time allotment of three (3) hours. I am neither a plaintiff nor a defendant and cannot understand this "order".

Again your Honor, with absolute respect for your position and authority, I was physically in Miami Florida from March 29th to April 2nd, 2009 inclusive which included four (4) business days. I started a new job on February 13th, 2009 and had to reluctantly request time-off of nearly a week, only after six (6) weeks of work. I cannot do this again without jeopardizing my employment as I have not completed my ninety (90) day probationary period. I am hopeful that the court understands and empathizes with my dilemma. It is not possible for me to complete a deposition in Miami Florida on or before Friday May 1, 2009 nor anywhere else for that matter. I believe that the defendants' lawyers under the direction of the defendants are doing everything within their powers to destroy my life and that of my family's, again only to deflect the true nature and facts of the case currently before you.

Your Honor, I hope that I have read your "Omnibus Order" correctly and again, I do not understand the granting of deposition times as follows:

- 1> Hoffman already deposed for three (3) hours with one (1) additional hour granted under this order for a total of four (4) hours.
- 2> Elliott, Frederick Charles (so there is no misunderstanding), new deposing for two (2) hours plus an additional two (2) hours for a total of four (4) hours.
- 3> Derek Frederick Charles Elliott already deposed for three (3) hours, with an additional six (6) hours granted for a total of ten (10) hours.
- 4> Gregory W.F. Clark, new deposing for six (6) hours. This is the second largest "deposition time" granted under the order and I am neither a plaintiff nor a defendant and have further time appearing in court. How can this be?

Your Honor, I am without legal representation or counsel, nor can I afford to be represented. I do not believe that a deposition of me could be without representation. The Defendant's may have the financial means with which to defend themselves. The Plaintiff's may have financial means to proceed. I do not. The defendant's have much to gain by winning. The plaintiff's have much to gain by winning.

Since my appearance in court, I have received what could be viewed as intimidating emails from investors and friends of the Elliott's' etal. Elliott's Canadian legal council has addressed a letter to me regarding the "yacht" and a breach of trust and advised that if they proceed to court and they win, I could face fourteen (14) years in prison. There have been innumerable internet and paper articles throughout the United States of America,

Canada and the Dominican Republic that are without journalistic integrity and facts are mis-stated or mis-represented. I do not know the authors of these articles.

The Elliott etal defense have smeared my integrity, assassinated my character and embarrassed my family (wife, daughter, prospective son-in-law, father, step-mother, brother, sister and the respective in-laws and friends).

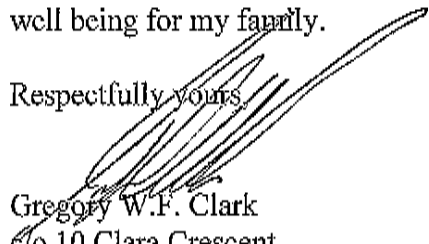
I took great care and caution and responsibility with the submission of my affidavit's and the supporting documentation. I did my due diligence by requesting my Dominican Republic lawyer to confirm if I had signed a confidentiality agreement. The answer at the time was "No", however the moment, my testimony was completed, what was presented "a purported confidentiality agreement signed by me. Why I was not deposed for three (3) hours rather than Hoffman. Defendant's legal counsel comments "had they known". This is not an acceptable answer in my mind to the court and is an insult to the Honorable Judge Gold and his court. The defendants counsel on March 19th, 2009 submitted an unsigned affidavit purported to be completed by Joaquin Duenas, however the signed affidavit on Friday March 20th submitted to the court, had the defamatory comments concerning me "X'd" out and initialed. This was deliberate. I understand that as Mr. Joaquin Duenas did not appear in court to support his affidavit, the affidavit was stricken from the courts records. Too late, the thought and image had been planted against me and has prejudiced me in this whole regard, now being branded as a "thief, an extortionist, falsifying documents etc. All accusations and not a shred of evidence presented by the defendants before the court and now the defendants want more information from me using the court as their disguise. I am not prepared to assist them with their next "fishing expedition".

When do the defendant's have to answer to the court and provide their proof and defense? So far the majority of their defense is to terrorize myself and my family in four countries, The United States of America, The Turks & Caicos Islands, British West Indies, the Dominican Republic and most recently Canada. Is this the "spirit of the law" as it was intended?

In closing, this communication by the writer Gregory W.F. Clark, whether legal or not, I believe is still given under the oath of the court.

Honorable Judge Gold, I leave these comments and observations with you for your due consideration. And I do now have a heightened fear for the safe, emotional and physical well being for my family.

Respectfully yours,



Gregory W.F. Clark
c/o 10 Clara Crescent
Brantford, Ontario
N3S 7C7