

**IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT  
IN AND FOR HERNANDO COUNTY, FLORIDA**

**IN RE: ADMINISTRATIVE ORDER A94-60.**

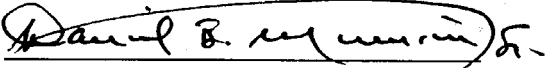
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**THIS CAUSE** comes before this Court on the correspondence received by this Court<sup>1</sup> on July 25, 2007, requesting *pro se* filings by vexatious litigant, MEL ABELE, and in accordance therewith this Court finds as follows:

By Administrative Order A94-60, MEL ABELE was declared to be a vexatious litigant. *See attached.* This Order was clarified on November 28, 2000, so as not to prevent MEL ABELE from appearing *pro se* in *defense* of any lawsuit filed against him in this Circuit. *See attached.* Through correspondence, it appears MEL ABELE is now seeking this Court to vacate these Administrative Orders and permit him to again file and initiate *pro se* proceeding regarding “on going trespasses and torts.” *See attached correspondence.* MEL ABELE is not prevented or barred from access to the Court (as he asserts in his correspondence). However, reasonable and necessary constraints are permitted to prevent the continued abuse of the legal system and process. As such, any lawsuit which MEL ABELE seeks to file must be filed by an attorney licensed in the State of Florida and must bear that attorney’s Florida Bar Number. There will be no *pro se* initial filings accepted by MEL ABELE pursuant to Administrative Order A94-60, clarified on November 28, 2000.

**IT IS SO ORDERED.**

**DONE AND ORDERED** in Chambers, at Inverness, Citrus County, Florida this 13<sup>th</sup>  
day of AUGUST, 2007.

  
**DANIEL B. MERRITT, SR.,  
CHIEF JUDGE  
FIFTH JUDICIAL CIRCUIT**

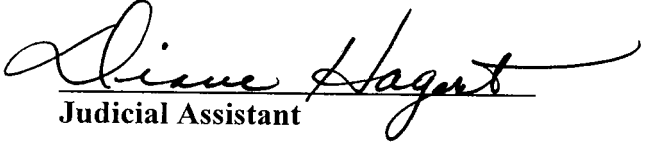
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<sup>1</sup> It should be noted that this correspondence was actually sent to the Honorable Patricia Thomas as Chief Judge, in error, who forwarded same to the undersigned.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was furnished to the below-named individuals by United States Mail, first class postage pre-paid, in hand delivery, courthouse mailbox this 14<sup>th</sup> day of August 2007:

[x] MEL ABELE, 6099 Patricia Place Spring Hill Fl 34607

[x] DAVID TRAMMELL, Court Administrator, Marion County Judicial Center, 110 NW First Avenue Ocala FL 34475

  
**Judicial Assistant**

RECEIVED

Petition

Daniel B. Merritt, Sr.  
Circuit Judge

To: Chief Judge of the Fifth Judicial Circuit of Florida:  
Judge Patricia Thomas, 110 N. Apopka Ave., Inverness, Fl. 34450:  
Enclosed is the Order Clarifying Administrative Order No.  
A94-60.

Re: My right to only defend myself pro se.:

1. I own a lot at 14-22 Magnolia St., Brooksville, Fl.  
2. The adjacent restaurant, based on my inability to obtain  
counsel to sue for me, and based on my inability to sue pro  
se, as per the attached letter to them Anthony and Desnee  
Elgin, owners of said restaurant cause me to write you so, ac-  
cording to the attached Admin order, to obtain the right  
to file an affirmative suit seeking correction of the on-  
going trespasses and torts. It is in fact a "defense" suit  
"defending" myself against these trespassers and their acts  
which constitute a taking of my constitutional property  
rights without compensation.

I have called 50 lawyers and none will take  
a suit such as this. I would guess I can offer "\$50,000" ini-  
tial retainer fee, but that obvious is ludicrous.

The Constitution no where says the courts and jus-  
tice is only for the wealthy. Being denied a right to "defend"  
myself is saying just that in this instance.

3. Florida Case Law does mention a defendant, in some in-  
stances, such as this, does become a plaintiff; but without  
your order no clerk of the court will accept my current cause  
of action because of the 1994 Admin Order.

4. I could file a federal case but from my experience, because  
it is, also, a state matter, the odds are 99% the fed. court  
will dismiss for lack of jurisdiction, and there goes 6 more  
months, and acts of futility to defend myself from these  
trespassers deliberate acts which abuse my right to own  
and use my property. I can't even build because of that  
unlawful rear door opening and my lot being only 47x70 feet  
every foot is needed to build.

5. I wrote you over 10 months ago regarding the same is-  
sues but your court clerk did not deliver it to you saying  
"no filings are allowed without serving the "other party".." "  
so this time I serve the "other party", the court administrator,  
supervisor of Admin Orders. Justice delayed is justice denied.

6. Based on the fact William T. Swigert, apx. 90 days prior to  
the 94 Admin Order had recused himself from a case of mine, wouldn't  
't that, ab initio, make that order a nullity since passing  
(CERTIFICATE OF SERVICE: Mailed to Chief Judge, above address; )  
{ copy to John Sullivan, Court Admin Office, same address, this }  
{ 17th day of July, 2007. }

of time in no way makes an invalid order, valid motion to set  
aside this void order.  
Mel Abela, pro se petitioner, 6099 Patricia Pl., Sp. Hill,  
Fl. 34607; 352-597-4740



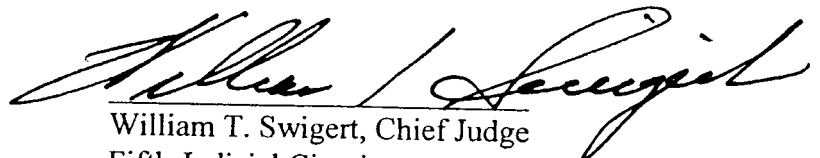
IN THE CIRCUIT COURT OF THE FIFTH  
JUDICIAL CIRCUIT, IN AND FOR  
MARION COUNTY, FLORIDA

**ORDER CLARIFYING ADMINISTRATIVE ORDER NO. A94-60**

**THIS CAUSE** came before the Court on Mel Abele's motion for clarification of this Court's Administrative Order No. A94-60. In said order, this Court held that - due to Mr. Abele's abuse of the judicial process - he should be prevented from filing any further pleadings in the County or Circuit Courts of the Fifth Judicial Circuit unless said pleadings were made via an attorney in good standing with the Florida Bar. Mr. Abele now seeks clarification of this order so that it is not construed to prevent him from appearing pro se to defend against a lawsuit which has been filed against him. This Court, having reviewed the motion and the administrative order, and being otherwise advised in the premises, finds that it was the intent of this Court in Administrative Order No. A94-60 to prevent Mr. Abele from seeking any affirmative relief via pro se pleadings filed in this Circuit. Accordingly, it is therefore:

**ORDERED:** Administrative Order No. A94-60 is hereby clarified as set forth above and should not be construed to prevent Mel Abele from appearing pro se in defense of lawsuits filed against him in this Circuit.

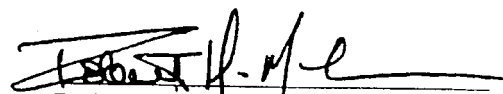
**DONE AND ORDERED**, in Chambers at Ocala, Marion County, Florida on this 28 day of November, 2000.

  
William T. Swigert, Chief Judge  
Fifth Judicial Circuit

**CERTIFICATE OF SERVICE**

I hereby certify that a full and accurate copy of the foregoing was served on the following this 28 day of November, 2000:

Mel Abele  
6099 Patricia Place  
Spring Hill, Florida 34607

  
Robert H. McLeah  
Trial Court Staff Attorney