

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT,
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA

CASE NO. __02-03812

RANDALL TOWNSEND,
PLAINTIFF,

v.

RONALD L. BECK, INDIVIDUALLY, REVERAND RONALD L. BECK, AS SENIOR PASTOR, FIRST BAPTIST CHURCH OF CITRUS PARK, (FBCCP) WILLIAM T. BROWN, INDIVIDUALLY, REVERAND WILLIAM T. BROWN, (FBCCP) AS PASTOR OF ADMINISTRATION, GARY LEATHERMAN, INDIVIDUALLY, GARY LEATHERMAN, AS TRUSTEE, (FBCCP) ROBERT GILES, INDIVIDUALLY, ROBERT GILES, AS MEMBER OF PERSONNEL COMMITTEE, (FBCCP) TIM JEFFERS, INDIVIDUALLY, TIM JEFFERS, AS FINANCE COMMITTEE MEMBER, MARK NUNES, INDIVIDUALLY, MARK NUNES, AS CHAIRMAN OF DEACONS, 1999-2000 (FBCCP) MIKE SHUMATE, INDIVIDUALLY, MIKE SHUMANTE, AS CHAIRMAN OF DEACONS, 2000-2001. (FBCCP) JOE HOWLETT, INDIVIDUALLY, JOE HOWLETT, AS TRUSTEE, (FBCCP) GEOFF SMITH, INDIVIDUALLY, GEOFF SMITH, AS CORPORATION PRESIDENT, (FBCCP) THE MEMBERSHIP AT LARGE OF d/b/a, FIRST BAPTIST CHURCH OF CITRUS PARK, AS DEFENDANTS,

**Plaintiff Randall Townsend's Motion to Compel
Production of Documents**

Plaintiff, Randall Townsend, Pro Se, hereby moves for an order to compel Defendants and others as stated herein to produce all Documents as requested and as grounds states as follows:

1. PER THE CASE MANAGEMENT ORDER OF THE COURT ON MAY 10, 2006,

JUDGE CRENSHAW STATED THE FOLLOWING:

Page 29: THE COURT (JUDGE CRENSHAW): "Let me take a second and look at the jury instructions and review again the element of malicious prosecution. In determining whether or not the requisite malice is shown in a malicious prosecution the jury has to determine whether the Defendant acted maliciously; and in making that determination, they are advised to consider all the circumstances at the time complained of. So at this stage, the Court is inclined to find that an ample showing has been made that it may be relevant; but I'm going to limit the window."

Page 57: "... THE COURT (JUDGE CRENSHAW): "Now I am working off of the standard jury instructions; and I think if I read those, it will be a lot easier for us to go

through this. Malicious prosecution issues and elements, if there were a jury in that box, this is what I would advise them. The issues for your determination on the claim of Plaintiff against Defendant are whether Defendant maliciously and without probable cause instituted or continued a criminal or civil proceeding against Plaintiff which later terminated in favor of Plaintiff. Lack of probable cause. One acts without probable cause in instituting or continuing a criminal or civil proceeding against another if the circumstances are not sufficient to cause a reasonably cautious person to believe that the person accused is guilty of the offense charged or the claim made is justified.

Then I've read the instructions on malice. One acts maliciously in instituting or continuing a criminal/civil proceeding against another if he does so for the primary purpose of injuring the other or recklessly and without regard to whether the proceeding is justified or for any primary purpose except to bring an offender to justice or to establish what he considers to be a meritorious claim. Then in determining whether the Defendant acted maliciously, you may consider all circumstances at the time of the conduct complained of, including lack of probable cause to continue or to institute the proceeding."

2. These actions by Judge Crenshaw were in response to the argument made by Plaintiff

Townsend as stated per Page 27, of the May 10, 2006 hearing:

- "MR. TOWNSEND: Under the general allegations, Your Honor, under the Second Amended of April 19, 2004, Number 1, and Number 2 go to the statement of fraud. The membership at large is concealing its criminal violations of the pastor's office and leadership of Florida Statutes refusing proper production of financial corporate records and conspire to breach the contract duties revealed in the corporation finances each quarter as required by the contract and by the bylaws of the corporation, stockholders and all members required.

On October 1999, Gary Leatherman, the Director of the Finance Committee Chairman admitted to me he had to get money back from Ron Beck multiple times having taken trips, extra expenses on the credit card that are not allowed. That was what I was looking at to say you can't do that in the corporation. We were in the process of getting prepped for possibly an IRS audit because the corporation had not been doing the book properly for several years. Gary Leatherman had asked me to help him be as pure as the driven snow was the quote they were using. Another trustee, Jim Kern, same thing, pure as the driven snow.

The Pastors were not following corporate policies on using their credit cards, and so I brought that to their attention, and that is why it was admitted to me that that was the reason Beck go so agitated on September the 8th (1999).

He wasn't going to let me prove how he had been lying to the membership on a variety of things. It was the use of the money, and it was the building program. So that's the basis of my point; but then it goes to Number 3 under the complaint, proving the allegations of fraud as to his motive for the malicious prosecution."

3. Attorney Denny now with this Objection to the production of the AMSOUTH records is attempting to entrap any new judge with Attorney Denny and his law firm and these previous Judges, attorneys, Sheriff Deputies, the Defendants and others into doing fraud on the court and allowing the conspiracy, fraud, embezzlement, and all other violations of the FBCCP Church and School BY-LAWS and the Florida Statutes 617 and the Florida Statue 775.03 giving unlawful “Benefit to Clergy” and despite attorney Denny at the first meeting outside the court of Judge Arnold on January 21, 2003, attended by Herman Meister, as Pastor representative and Mike Shumate, as Church Chairman of Deacons, and Townsend advising Denny and saying,

“be careful your, your clients are liars” but Denny continues arguing:

- A. as he has done starting to Judge Arnold since 2003, and to Judge Crenshaw,
- B. intentionally misusing the Florida Supreme Court overturned District Court Cases of **Malicke v. Doe, Doe v. Evans** cases, and the “entanglement doctrine” ignoring that even in these cases the Court addressed had the Church followed the By-Laws and required the Church to follow the By-Laws in review of their rulings or this allowing Clergy to change the rules of the By-laws allowed violations of the law as Florida Statue 775.03 “No Benefit of Clergy.”
- C. To conceal the criminal acts and “Breach of Contract” actions of Beck, Meister, Karen Harrod Townsend, Joe Howlett, Tim Jeffers, Gary Leatherman, and others including the allegations made by AMSOUTH employee Steven Harrod, brother to Karen Harrod Townsend the former wife of Plaintiff Townsend.
- D. And claimed these actions even until September 7, 2006, as alleged privileged acts under Separation of Church and State, but the acts are “Breach of Contract” issues as

violations of the Church BY-LAWS and using the frauds of a District Court position that had been overturned by the Florida Supreme Court and frauds to the Court of Judge Crenshaw that in that the “Motion to Strike is pending” and the discovery is irrelevant but his argument fails per the ruling of the Court at this time and should have failed at all other previous rulings and therefore meets the burden this Plaintiff has to raise per the jury instructions read by Judge Crenshaw *(underlined above) that Plaintiff since 1997, should have had total review of all Corporation Business Records despite the conspiracy and frauds of the pastors, alleged trustees, finance committee and now by the illegal circus acts “continuing” and “with malice” the acts of attorneys Drew Gardner of the Gibbs Law Firm and John Grant and then Attorney Scruggs and now still attorney Charles Denny and the courts who gave “Benefit to Clergy” and attorneys that the attorneys and “clergy” and “trustees as sheriff deputies” were obeying all the laws when this Plaintiff was right and was delayed and harmed and lost additional family/father/reputation/religious/employment/civil rights per the law because:

- (1) Against Townsend, As a Church member this Plaintiff has a right to see all Records and Corporation books per the BY-LAWS and per the FLORIDA STATUES yet Beck, Meister, Brown, Leatherman, Howlett, Jeffers and the attorneys and even the May 10, 2006 ruling of judge Crenshaw “but I’m going to limit the window”.
- (2) As a Nominations Committee Member this Member had a duty to investigate allegations of Breach of Duty and other unethical behaviors per the BY-LAWS.
- (3) As a Respondent to a Criminal Charge disclosure is required.

(4) As a Pro Se this Plaintiff has a right and obligation to continue his promise of duty to the Corporation, his family and the children to whom he served to protect their interests and expose those who violated the children and did fraud to the interests of the children.

(5) As a Pro Se Plaintiff still in September 7, 2006, the even limiting the wording of the Second Amended Complaint on May 10, 2006, was by Judge Crenshaw from a wrong understanding and wrong legal position and the Requested THIRD AMENDED COMPLAINT additional points were necessary and required and legal per the May 10, 2006, Jury Instructions read by even Judge Crenshaw.

3. Per **PROSSER, LAW OF TORTS §46 (West 4th ed 1971)**

“All persons who actively participate in a tortious act, or who aid or encourage the wrongdoer in furtherance of a common plan or design to commit the tortious act, are equally liable with the wrongdoer for the act. Those who ratify and adopt the wrong doer’s act that are done for their benefit are also equally liable with the wrongdoer for the act. Traditionally, all such aiders and abettors are joined as defendants in one action and each is held liable for the entire damage.” **Matthew Bender and Company, Inc. Assault and Battery 20.04**

4. Wherefore, Plaintiff Townsend requests this Court review and rule on all pending MOTIONS, Requests for Discovery, and Order Sanctions on Attorneys and Defendants and rule on any future matters as necessary to allow Plaintiff to present his full case to the Court and to the Jury and to prepare further the pending Federal Case and proper notification of all future Defendants as being attempted to inform the General Voting Church Members as victims of Denny and Beck and the others as stated in these cases via www.Judgeoneyourself.com. Since Beck and Sheriff Deputies as alleged trustees continue to impede the Obligations of their Contracts and State Laws and Federal Laws and prohibit and block Plaintiff Townsend from

attending the Church per his now proved rights from the production of the Church records in July 2006, per the Court Order of Judge Crenshaw and this prohibition continues to conceal the ongoing and criminal actions of the Defendants to innocent Church and School members in the daily actions of Beck and others and in the BUSINESS MEETINGS to be held every Quarter per the BY-LAWS.

Respectfully submitted,

Randall C. Townsend, Pro Se
P.O. Box 21,
Odessa, Fl. 33556
941 350-2677

By: _____
Randall C. Townsend

Certificate of Service

I hereby certify that a copy of the foregoing was provided by U.S. Mail this _____ day of _____ 200____, to Ronald L. Beck and First Baptist Church Citrus Park as Corporation and as said members as Defendants at 7705 Gunn Hwy. Tampa, Florida, 33625 via the offices of Dickinson & Gibbons, Attention Charles Denny, IV, P.A. at 401 North Cattleman Road, Suite 300, Sarasota, Fl, 34232 and to the Honorable Rex Barbas at 800 E. Twiggs Street, Tampa, Florida 33602 and to the Second District Court of Appeals 1000 East Memorial Ave, Lakeland Florida 33802 and to All Harrods as Defendants in the related case pending before the Second District Court of Appeals.

Randall C. Townsend