

In The  
**United States District Court**  
**Northern District of Florida**

EQUALITY FLORIDA, ET AL,	)	Number: 4:22-cv-00134-AW-MJF
PLAINTIFFS,	)	
V.	)	
RONALD DESANTIS, ET AL,	)	
DEFENDANTS.	)	

**Clarification of Motion for Temporary Restraining Order**

NOW COMES, Scott Huminski (“Huminski”), and clarifies the relief sought in the pending Motion for Temporary Restraining Order as follows:

Additional Requested Relief:

Enjoin any arrest or enforcement activities by the State of Florida concerning the Lee County Court order mandating the lifetime prohibition of all communication with the State of Florida government by Huminski entered in State v. Huminski, 17-mm-815, Lee County Court, to wit:

“No communication with the parties in the civil or criminal case”,

Check to update Case w/ Defendants Information Listed COS Fees Due & Owed in the amount \$  
DEFENSE MOTION FOR MISFEAL - DENIED MOTION TO DISMISS - DENIED ANY FUTURE FILINGS ARE  
TO BE UNDER THE SIGNATURE OF A LICENSED ATTORNEY NO COMMUNICATION WITH THE PARTIES  
IN THE CIVIL OR CRIMINAL CASE  
Pre-sentence Investigation/Sentencing Full/Partial  
If probation has not been imposed, you must pay your financial obligation within the time allowed by the court.

Simply service of court papers in the instant matter constitutes a communication with the State of Florida, a violation of the court order which mandates the sanctions set forth in the order under F.S. 322.425 including arrest which Huminski endured once whereby he was held without bail related to this court order for nearly a month. The State of Florida is dead serious concerning this threat.

the Clerk of Court. If sentenced to Probation, you must adhere to standards as directed.  
Failure to comply with any part of this order may result in a suspension of your driver license privilege and/or warrant being issued for your arrest (322.245).  
Unpaid financial obligations still remaining 90 days after payment due date will be referred by the Clerk of Court to a collection agency and an additional fee of up to 40% of the outstanding balance owed will be added at that time (28.246).  
Mandatory assessments are imposed and shall be included in the judgment without regard to whether the assessment was announced in open court.

Asst. State Attorney ~~Alfonse~~ A. Huminski Bar No. ~~100302~~ 26999 Date \_\_\_\_\_

Judge James R Adams ~~Adams~~ Date \_\_\_\_\_

Rev. 05/05/2017

Obviously, service of this paper requires the sanctions and punishments mentioned in the order.

Dated at Miami, Florida this 4<sup>th</sup> day of April, 2022.

-/S/- Scott Huminski

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Scott Huminski, pro se  
P.O. Box 353820  
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(239) 300-6656  
S\_Huminski@live.com

Certificate of Service

Copies of this document and any attachment(s) was served upon the parties via the U.S. Mails and/or email and/or the e-filing system in this case.

Dated this 4<sup>th</sup> day of April, 2022.

-/s/- Scott Huminski

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Scott Huminski

In The  
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DEFENDANTS.	)	

**Motion for Temporary Restraining Order**

NOW COMES, Scott Huminski (“Huminski”), and moves pursuant to FRCP 65(b)(1) as follows:

Huminski is subject to a lifetime speech prohibition pursuant to a Court Order issued in State v. Huminski, 17-MM-815, Lee County Court. Under the terms of the lifetime speech prohibition, Huminski is forbidden to communicate with the entire State of Florida government for life as follows:

“No communication with the parties in the civil or criminal case”,

Clerk to Update Case w/ Defendants Information Listed  
~~DEFENSE MOTION FOR MISFEASANCE DENIED~~ COS Fees Due & Owed in the amount \$  
~~TO BE UNDER THE SIGNATURE OF A LICENSED ATTORNEY. NO COMMUNICATION WITH THE PARTIES~~  
In THE CIVIL OR CRIMINAL CASE  
Pre-sentence Investigation/Sentencing Full/Partial  
If probation has not been imposed, you must pay your financial obligation within the time allowed.

See also Motion to Intervene dated 4/3/2022, Exhibit “C” containing the full court order described above.

The “parties” referred to in the above threat of criminal retaliation are the State of Florida that is the plaintiff in State of Florida v. Huminski, 17-MM-815 and the Lee County Sheriff’s office that is a defendant in the “civil case”, Huminski v. Town of Gilbert, AZ, Et al., 17-CA-421, Fl 20<sup>th</sup> Judicial Circuit. The lifetime order is stunningly over-broad.

The lifetime speech prohibition is patently over-broad. Restriction of speech must be “narrowly tailored to serve a substantial government interest” and “... the least intrusive upon the freedom of expression as is reasonably necessary to achieve a legitimate purpose of the regulation.”. [United States v. O'Brien, 391 U. S. 367, 377 \(1968\)](#). Lifetime banishment of expression in a citizen’s State of residence concerning the entire State government fails constitutional First Amendment scrutiny.

Huminski is currently drafting his motion for a preliminary injunction.

**WHEREFORE**, a Temporary Restraining Order should issue against the defendant, State of Florida and Defendant Ronald DeSantis should be similarly enjoined from directing his Attorney General to oppose this relief as he has done in several State court cases whereby Huminski launched collateral attacks upon the judgment/conviction in [State v. Huminski](#). See Generally, Motion to Intervene 4/3/2022.

Dated at Miami, Florida this 3<sup>rd</sup> day of April, 2022.  
-/S/- Scott Huminski

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Dated this 3<sup>rd</sup> day of April, 2022.  
-/s/- Scott Huminski

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Scott Huminski