

IN THE SUPREME COURT OF FLORIDA  
(Before a Referee)

THE FLORIDA BAR,

Supreme Court Case Nos. SC 19-488 and 19-1570

Complainant,

vs.

PHILLIP TIMOTHY HOWARD,

The Florida Bar File Nos. 2016-00,682(2A) and  
2019-00,088(2A)

Respondent.

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**MANIFEST INJUSTICE—REPLY TO FLORIDA BAR**

COMES NOW Respondent, pursuant to appellate standards of “manifest injustice” documenting clear and manifest bias, prejudice and incompetence of Referee, as well as criminal perjury, extortion, Bar violations by Florida Bar attorney and extorting attorney, Accounting statute and rule violations by Florida Bar accountant, lies to the Referee by the Florida Bar counsel and Bar Rule violations, and compliance with transcript and appeal standards, hereby asserts that reliance on the clerk’s granting the Florida Bar’s Motion to Dismiss from a strict and rigid adherence to delays in receiving transcripts from Court Reporter, and as a result claiming violation of filing rules by Respondent, results in Manifest Injustice. As grounds, Respondent states as follows:

**NO RESPONSE TO FACTS DEMONSTRATING MANIFEST INJUSTICE**

Respondent has provided, sworn statements in writing and under oath documenting “Manifest Injustice” from sworn, written clear and manifest bias, prejudice and incompetence of Referee, as well as criminal perjury, extortion, Bar violations by Florida Bar attorney and extorting attorney, Accounting statute and rule violations by Florida Bar accountant, lies to the Referee by the Florida Bar counsel, Bar Rule violations, and perjury and known untruthful submissions to the Court by investigators and prosecutors.

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The Referee didn't even address nor determine the validity of the only factual witness and his 280 pages of sworn testimony. The Florida Bar has no factual response to these written and sworn violations. The Florida Bar also claims no legal support for Manifest Injustice.

In contrast, the undisputed evidence is that Respondent complied with written and sworn directives from his client and provided honest and consistent legal work for his clients, garnering them over \$11 million in recoveries and verdicts.

The late Florida State University College of Law Professor William McHugh, in first year contracts, taught this axiom: "an ounce of facts beats a tub of law." Respondent, he has provided not an ounce, but a ton of extensive written and sworn evidence documenting "Manifest Injustice," and provided clear and present case law supporting "Manifest Injustice."

The real question is what is the integrity of the judicial system of Florida? Does it advance justice and roar like a lion, or manipulate and dissemble the "façade of justice" and scurry like beaten mice into a system of injustice that no man of integrity and strength respects? The history of court supported racism, fraudulent criminal prosecutions (as documented), legal networking gamesmanship using power and position for greed, and politization of the Courts as found in the two-party system of the United States, demonstrates that the latter often takes place when Judges turn a blind eye to sworn and written evidence of perjury, extortion, lies, Bar Rule violations, Judicial Rule violations, and Accounting Rule violations.

Let not this Court on this day go towards an injustice system. Let not this Court devolve into a social capital exchange cage of norms, with superficial intellect, depth, and

reasoning that imprisons itself from ever knowing the truth, while its participants feed off of the dying carcass of a “façade of justice.”

While Respondent understands the injustice of this world and will forgive and pay the price internally for whatever takes place, there is still a price that must be paid that the institutions and its leaders will be held accountable for. Concomitant with Respondent’s forgiveness, he has a moral and spiritual obligation to stand up and fight for justice, and he will do so until his mortal days are over.

WHEREFORE for the foregoing reasons, pursuant to Manifest Injustice, Respondent must be granted relief from the Clerk’s granting of the Motion to Dismiss, without any person reviewing any evidence, or any brief, as it is clearly and manifestly unjust on so many fronts. The Briefing must be reviewed, the Report of Referee must be dismissed, and Respondent granted relief from this clear and Manifest Injustice.

Respectfully submitted on this 24<sup>th</sup> Day of January 2022.

*/s/ Phillip Timothy Howard*  
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### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 24<sup>th</sup> day of January 2022, I electronically filed the foregoing with the Clerk of the Court for the Second Judicial Circuit, in and for the State of Florida, Leon County, by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

*/s/ Phillip Timothy Howard*

Phillip Timothy Howard, Esq.