

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA, TALLAHASSEE DIVISION

ELIAS MAKERE, FSA, MAAA)
) Case No (LT) ND
Plaintiff,) 4:22-cv-00315
vs.)
MARTIN FITZPATRICK; CHARLES SCHREIBER;)
MARK WALKER; USFLND; MICHAEL FRANK;)
ALLEN WINSOR; HOPE CANNON;)
)
Defendants,)

PLAINTIFF'S NOTICE OF APPEAL

PLEASE TAKE NOTICE that Plaintiff/Appellant, ELIAS MAKERE, on this 28th day of March 2023, respectfully appeals to the 11th Circuit Court of Appeals, the following orders:

<u>Dkt</u>	<u>Title</u>	<u>Date Rendered</u>
71	<i>"Order Imposing Sanctions"</i>	3/22/23

A conformed copy is attached in accordance with Rule 3(a) Fed. R. App. P. (Please see **Order #1**)

Respectfully submitted,
/s/ Elias Makere
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CERTIFICATE OF COMPLIANCE

I certify that the size and style of type used in this document is Times New Roman 14-point font (contents); thus complying with the font requirements of Local Rule 5.1(C) (USFLND). Also, pursuant to Local Rule 7.1(F), this document has less than 8,000 words (55).

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of March 2023, I mailed the foregoing to the Clerk of Courts (via USPS). I also emailed an electronic copy to the people on the attached service list.

/s/ Elias Makere

Endnotes:

^{1/} please see 28 USC §1291

Link to Underlying Coverup ([HTML](#), [PDF](#), [Video](#))

HTML	TextBookDiscrimination.com/Info/Misc/ALJPerjury/Complaint-Amended.html
PDF	TextBookDiscrimination.com/Files/USFLND/21000096_AAC_20211231_123954.pdf
Video	https://youtu.be/_RaJXFfXOCE

Electronic Copy: (text-searchable)

TextBookDiscrimination.com/Files/USFLND/22000315_NGEN_20230328_161014.pdf

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(appearing for Defendant Schreiber)

ORDER #1

United States District Court, Florida, Northern District
4:22-cv-000315

3/22/2023

{71}

"Order Imposing Sanctions"

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

ELIAS MAKERE,

Plaintiff,

v.

CASE NO. 4:22cv315-RH-ZCB

MARTIN FITZPATRICK et al.,

Defendants.

_____ /

ORDER IMPOSING SANCTIONS

The defendant Charles J. F. Schreiber, Jr.'s motion for Federal Rule of Civil Procedure 11 sanctions is before the court on the magistrate judge's report and recommendation, ECF No. 68, and the objections, ECF Nos. 69 and 70. I have reviewed de novo the issues raised by the objections.

The report and recommendation correctly concludes that the plaintiff Elias Makere asserted frivolous claims in this and other actions. His claims in this action violated Rule 11. Under that rule, the All Writs Act, and the court's inherent authority, sanctions may properly be imposed. The report and recommendation is adopted as the court's opinion, except on the issue of the proper sanction on the facts of this case. This order adopts a sanction believed to be the minimum

sanction that has a reasonable chance of deterring Mr. Makere from filing additional frivolous cases in federal court. A lesser sanction would not be effective.

The amount Mr. Makere must pay the clerk of court as a sanction is set at \$400—the same as the filing fee that a plaintiff must pay at the outset if not granted leave to proceed *in forma pauperis*. Mr. Makere has abused the privilege of proceeding *in forma pauperis*. It is not too much to ask that he pay the same amount now, prior to being allowed to file any further action.

Mr. Makere should note well: if he files a proceeding in any United States District Court in violation of the injunction set out in paragraph 3 below, then, in addition to any other appropriate action, the matter will be referred to the United States Attorney for possible pursuit of criminal-contempt-of-court charges. Sanctions for criminal contempt may include imprisonment.

IT IS ORDERED:

1. Mr. Schreiber's motion for Rule 11 sanctions, ECF No. 19, is granted in part and denied in part. Based on that motion, the All Writs Act, and the court's inherent authority, sanctions are imposed as set out in this order.

2. Mr. Makere must pay the clerk of court \$400 as a sanction.

3. Until Mr. Makere pays the clerk \$400 as required by paragraph 2, Mr. Makere must not file on his own behalf any proceeding in any United States District Court. This injunction does not apply to any proceeding initiated on Mr.

Makere's behalf through a document signed by an attorney. This injunction does not preclude Mr. Makere from filing an appeal from this order or from filing a motion in this case for relief from this injunction. Leave to proceed *in forma pauperis* on any such appeal will be denied based on 28 U.S.C. § 1915(a)(3).

SO ORDERED on March 22, 2023.

s/Robert L. Hinkle
United States District Judge