

SUPREME COURT OF FLORIDA

MIAMI, 12 APRIL, 2019

FLORIDA RULE OF APPELLATE PROCEDURE
9.210

SUPREME COURT OF FLORIDA
OFFICE OF THE CLERK
500 SOUTH DUVAL STREET
TALLAHASSEE, FLORIDA 32399-1927
850 488 0125 FAX 954 703 3939
WWW.FLORIDASUPEREMECOURT.ORG
JOHN A. TOMASINO CLERK

PETITIONER SIGNATURE
MIGDALIA REYES

"Pro Se"

ADDITIONAL EXTRAS OR MORE
INFORMATION, PHOTOS AND
RECORD'S DOCTOR'S, ET, ALL.

CASE: NO SC 18-1920
LOWER TRIBUNAL NO (S)
ID18-3615; 17-002811 ERA; 16-022490ERA

MIGDALIA REYES
167 E. 2ST APT 2 , HIALEAH, FL 33010
P.O BOX "ONLY" 110502 HIALEAH FL
33011
305 497 0502 / mind312@yahoo.com/
Migdaliadelosreyes50@yahoo.com

VS.

PAYCHEX BUSINESS SOLUTIONS, INC.,
970 LAKE CARILLON DRIVE, SUITE 400
ST. PETERSBURGH, FL 33716

GALLAGHER BASSETT SERVICES INC.
2901 S.W. 149 TH AVENUE, SUITE 200 ,
MIRAMAR, FL 33027
EMPLOYER/CARRIER /SERVICING AGENT.

ASSOCIATE MACHINE CO INC.
5640 NW 35 TH AVE, FL 33147 ET, ALL....



Francisco Duarte
Commission # FF937654
Expires: November 19, 2019
Bonded thru Aaron Notary

State of Florida County of Dade
Sworn to (or affirmed) and subscribed before me
this 12 day of April, 20 19.

By Migdalia Reyes
Personally Known OR produced identification X
Type of identification produced FL DL

Duarte
FRANCISCO DUARTE, Notary Public #FF937654
My Commission Expires November 19, 2019

11 pags. // Signature Confirmation.

Received, Clerk, Supreme Court

APR 16 2019

RE: The appellate Practice Section of The Florida Bar's Pro Se . Florida Rules of Appellate Procedure Rule 9.130 (a) (3) (c) (v) , crates a right to a now final appeal from orders that determine , as a matter of law , the defendant is not entitled to workers compensations immunity. proceedings to review now final orders and specified final orders.

- (a) Applicability (1) This rule applies to appeals to the Supreme Court of Florida of appeal of the now final orders authorized herein and to appeals to the circuit court of now final orders when provided by general law. Review of other now final orders in such courts and now final administrative action shall be by the method prescribed by rule 9.100 // 9.140 (2) Appeals of now final orders in criminal case shall be as prescribed by rule 9.140. (put in dock in the record , Coral Gables Police Department) , incident Case Number: 18-003822, Reporting Agency: Coral

This is a case (such as a summary rule 3.800/3.850/3.853) in which the record on appeal is required to be filed with the 1st DCA at the same time as electronically filing the certified notice of appeal. A certified electronic copy of the record on appeal will immediately be or has already been electronically filed.

Gables Police, Print Date/ Time: 08/08/2018 13:03:06 "Incident/Investigation Report/ ORI 0130200 , location of Incident 65 Almeria A, Coral Gables FL 33134, Commercial Business, my ex Attorney in my case Martha Fornaris, (Fornaris Law Firm, P.A.) 65 Almeria, Coral Gables, FL 33134. "Fraud activity" and (v) creates right to a now final appeal from orders that determine, as a matter of law, the defendant is not entitled to workers compensation immunity While many litigator5s are aware of the general existence of these provisions some do not understand the intricacy involved.

This article examines the purpose of workers compensation immunity. Finally , it examines some of the common orders that have . been reviewed under provision who is covered under the Statute.

Florida's Workers Compensation scheme was created with the intended purpose of establishing a quick and efficient means of 'systematically resolving nearly every workers place injury" . By employers and employees his right to paycheck to paycheck is protected from a catastrophic change in circumstance as the result of an injury, but gives up the opportunity to seek a greater redress in tor. In turn, the employer sends the right to liability for the protection of immunity from more costly litigation. The purpose of making worker protection effective.

In the process. The act creates a more stable commercial- environment by making the cost of business easier to predict and inure against.

F.S. && 440.10 and 440.11 together provide both "vertical" and "horizontal" immunity to employers. Officers , and directors, and several other categories of persons operate at a workplace , my case in the factory (industrial chemical accident, with Federal violations written by the department of OSHA, EPA,SARA, LARA and others...//With EEOC report of Federal Officer with a will be investigation.)

F.S. && 440.10 and 440.11 to provide both "vertical" and "horizontal" immunity to employers officers and directors, and several others categories of persons of entities that may operate at a workers place , the classes of parties to such immunity have expanded and contracted several times.

The first mayor expansion into an encompassing scheme dates back to 1937, when the legislature amended the existing stature to establish both vertical and horizontal immunity to all employees on the jobsite, grounded in the philosophy that men working " shoulder to shoulder".

The immunity for any one out side the vertical chair of contract, most recently, in 2003, the legislature, in a mayor governing chapter, reinsert horizontal immunity, to every workplace injury. The protections of the statutory umbrella exposed to the hard rains of direct liability. The property resulting from the work injuries. History of Rule 9.130 FI R APP P. 9.130 establishes the Right to immediate Appeal of orders addressing workers compensation immunity.

Vol 92. NO 6 June

2018 pag 26. James W. Sherman Appeallate Practice.

And a formal investigation and closure of the insurance company "Gallagher Bassett Services Inc." I have police reports of criminal incidents and others video and photos and more Facebook evidence, the only in the Supreme Court of Florida . Migdalia Reyes "Facebook" harassment, with criminal activity a preceding., in a makes it clearly visible to any potential argument in the Court.

FLORIDA DEPARTMENT OF FINANCIAL SERVICES (FLDFS) Jimmy Patronis "Chief financial Officer" 200 E Gaines St , Tallahassee FL 32399 (1 877 693 5236)

FLORIDA LEGISLATURE MERGED THE DEPARTMENT OF INSURANCE TREASURY AND STATE FIRE MARSHAL AND THE DEPARTMENT OF BANKING AND FINANCIAL SERVICES// THE NEW DEPARTMENT CONTAINS MANY OF THE FUNCTIONS OF THE PREVIOUS OFFICES, BUT HAS LESS DIRECT CONTROL OVER INSURANCE REGULATION THAN THE PREVIOUS OFFICE DID . THIS WAS ONE PERSON OVER FINANCIAL SERVICES REGULATION IN THE STATE.
TON GALLAGHER WAS THE LAST TREASURE/INSURANCE COMMISSIONER/FIRE MARSHALL AND FIRST CFO. OTHERS PERSONS WHO HEL THE OFFICE INCLUDE U.S. COMPTROLLER

69L-6 //WORKER COMPENSATION COMPLANCE

69L-34 CARRIER REPORT OF HEALTH CARE PROVIDER VIOLATIONS.

69L-4 RULES f SLEF

69L-3 RULES WORKERS COMPENSATION CLAIMS.

PURSNANT TO SUBSECTION 626.172 (4) , Fl. Statute

With all due respect my case is just beginning to clarify, big conspiracy of fraud.

Please put evidences in Dock in my files "Court records", (my right evidence fo my case the workers compensation and others derived from this case).

Attached one of the draft of the Fraud and the Police report and a photo of the signatures in investigation who corresponds to do their work and justice of a good worker compensation., et, all that my case could no be resolved in the court of the Judge Eduardo R. Almeyda "Division of Administrative Hearings Office of the Judges of Compensation Claims , Miami District Office, 401 Northwest 2nd Avenue, Suite N-918 Miami, Florida 33128-3902) phono 305 377 5413

I invoke my constitutional guarantees and my witness, Mrs. Carmen Izaguirre.

In this Court I was discriminated against and they were forcing me to accept the Fraud. The judge violated the fifth amendment that I invoke.(My witness was the door and she called the security guard and the called 911 emergency and Law enforcement the Police. Who pays my medical bills and all this mistreatment to a worker who come legally to the United States of America and is discriminated against and mistreated in court. I have faith in the justice of God and the "Supreme Court of Florida". What I am requesting is a lawyer designated for my case < the power for the "Supreme Court of Florida" and I need paid me immediately by Court , my benefits the 2016, 2017, 2018 and 2019 years, who? Its not good for me and my health !!! This can not happen in the United States of America a good worker has a claim of industrial chemical accidents and justice is blind, please I am appealing to the highest of judicial justice. My body with unclassified toxins in the factory written by OSHA Department Federal and Law? Infinitely dangerous// totally affected for life., degenerative diseases and with metals in my body and loss of memory and others???

They want me to die in the street without solution and with stalkers .

Please do not see the defects of my writing its is your responsibility to exercise the law to protect my , It is a good moral cause and I am also responsible for all the people affected in my factory is right. A copy for other persons and referent., Honorable President Donald J. Trump.

FL. Bar 3-4.3 (b) Manufacturing evidence is a criminal act that is opposed to trust and honesty as first aptitude towards my ex lawyer (Martha Fornaris). The Rule 4-8.4 (c) Participate in conduct that involves dishonesty, fraud, deception or misrepresentation; and the rule., practice of dishonest law, harmful to the administration of justice. In general, the court has imposed harsh punishments on lawyer who intentionally lie under oath, presenting false documents. Violation to professional ethics, harmful to the judicial process. All participants in the Fraud may be excluded from this process. "Florida Bar V. Rightmyer, 616 So 2d 953, 955 (Fla 1993) Responsibility of the administrative of the administrative court to enforce the sever discipline and moral to those who commit faud.(lawyer and others)., how the administration is sued. This will be fax: District Offices, District Supervisor Scarier Aidana, Bureau of Compliance 401 N.W. second Avenue, Suite S-318. Miami, Florida 33128-1740, phono: 305 536 0306., Fax number: 305 377 7239

Office executive of the Governor "Ron Santis"// State of Florida// The Capitol.
400 S. Monroe St., Tallahassee, Fl. 32399
Phono: 850 488 7146 Fax: 850 717 9337

TPA – aggressive claims adjusters and compensation your deserve for workplace injuries permanents. Permanent (industrial chemical accident, with degenerative diseases and written by the Federal Department OSHA, my Factory Associated Machine Inc. Co. violate Federal Force Law) They did not have labels on the many dangerous chemicals that are in my body besides having nodules in all my body of unknown origin and metal dust, metal shavings in my lungs and other more....(Chronic obstructive pulmonary emphysema and others Loss of memory, Skin problems or much more and more.

I wanted someone to be responsible for diving me the help and protection of this Fraud. The blind are doing and that can not be I am a workers and I am threatened by the insurance people and others more paid to make us a great damage, to say that I am not crazy or to take everything for fraud of the lawyers and judge who lied in papers and violated the fifth amendment in his court in Miami. Giving me the way for me to accept a fraud of signatures of the Insurance Company "Gallagher Bassett Services Inc."

I'm not going to hire a lawyer to deny me my retro active for years works. I worked very hard and I also wanted to close the case Federal in EEOC for discrimination and others ..et, all with a Federal investigation,. Whit a letter from put right to formal legal claim (EPA, Big Jets Accident Petroleum Oil, I asked for help to call 911 twice and I was denied my factory?)

Appeals Court considers most types of civil case and criminal case with some exceptions, as first degree murder appeals, which go directly to the "Supreme Court of Florida"

ADA Administrative, Division of DALA.

Conducts due Process hearings for hearings State Administrative Agency
Attorney General's Office AGO advocate consumer protection combats Fraud and corruption protect civil rights and promotes and others

LMWCA Employees who are entitled to surgical medical treatment and other supplies such as travel and other expenses. In no case substitute the own investigation of the regulatory legal authorities on fraud cases and any subject? Do your work that corresponds please, now.

The term injury includes diseases of the illness condition derived from employment.

DBA I worked in private factory in the United States of America, 'Associated Machine Co Inc' 6540 NW 35th Ave, Miami, Fl 33147 ///That has a contract approved by the U.S. Under the worker assistance law. Which, among other things, provides the manufacture of sophisticated military aerospace manufacturing and others as pieces for bomb making. To the U.S. service to defend their allies. (my factory had inspections of government agents)., The above criteria are

met. All employees who participate in said employment, regardless of their nationality, including the legal residents , like me, ARE COVERD UNDER THIS FEDERAL LAW. I MIGDALIA REYES QUALIFY."FEDERAL LAW "DBA" the law defines it as includes any project or operation under service contracts and related to national defense or war activities!!

DBA NOT APPLY TO;

FEDERAL EMPLOYMENT, AGRICULTURE EMPLOYEE, CAPTIAN BOAT OR SHIP MEMBER OF THIS. MAIL A WRITTEN REQUEST TO: RECORD ACCESS OFFICER WORKERS COMPENSATION BOARD OFFICER OF GENERAL COUNSEL

328 STATE STRET SCHENECTADY, NEW YORK 12305, .

FAX; 518 402 0113 SUBMIT THES PAPERS

PHONO 877 632 4969

RIGHT TO APPEAL, UNDR PROMISIONS OF THE PUBLIC OFFICERS LAW, MAY APPEAL A FOIL , THIS APPEAL LETHER TO:

EXECUTIVE DIRECTOR:

WORKERS COMPENSATION BOARD 328 STATE, ROOM 438 , SCHENECTADY, NEW YORK 12305 LAW &87(3) @ 13 Febrero 2019

WEB OPEN GOVERNMENT COMMITTEE .

Http://www.dosmy.gov./coogindex. Html.

MONEY WHILE WAITING FOR WORKERS COMPENSATION// SUPPLEMENTARY SSI

www.ssa.gov/thirolpartyedicators.tml/maria.diaz@ssa.gov.

<https://www.ssa.gov/linternational/agreements-overview>.

U.S. HOUSE OF REPRESENTATIVES

WASHINGTON, DC 20515

202 224 3121

TTY: 202 225 1904

I NEED THE HELP NOW, INVOKO ARE RESTORED MY CONSTITUTIONAL GUARANTEES NOW. FOR A FRAUD WORKERS COMPENSATION, BIG FRAUD!!! TRAFIC INFLUENCES, AND THE LAWYERS A JUDGE NEED HELP ALREADY FAST.

WILL WORK IN THE UNITED STATES OF THE AMERICA . THREATENED AND HARRASSED BY THE ORGANIZED CRIME OF INSURANCE.

THEY WANT ME AND MY WITNESS, ARRESTED, DEPORTED BY DEAD, AND OTHERS...ET, ALL, BY THESE CRIMINALS WITH PERMISSION AND LICENSE, WHO GRANTED TO FINANCE ORGANIZED CRIME IN THE UNITED STATED OF THE AMERICA.

I NEED HELP NOW... PLEASE

PLEASE SEND TO THE PRESIDENT NOW EMERGENCY NATIONAL, ITS MY LIFE.

DONALD J. TRUMP HELP MY PRESIDENT PLEASE ...

Migdalia Reyes
MIGDALIA REYES.
"Pro Se"

Carmen R. Izaguirre
County of ~~Dade~~ Duval WITNESS CARMEN R. IZAGUIRRE

State of Florida
Sworn to (or affirmed) and subscribed before me
this 16 day of April, 2019.
By Migdalia Reyes
Personally known OR produced identification X
Type of identification produced Notary Seal
FRANCISCO DUARTE, Notary Public #FF937654
My Commission Expires November 19, 2019



Francisco Duarte
Commission # FF937654
Expires: November 19, 2019
Bonded thru Aaron Notary

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS
OFFICE OF THE JUDGES OF COMPENSATION CLAIMS
DISTRICT "Miami-Dade"

MIGDALIA REYES

D/Accident: 8/18/2016

Employee/Claimant,

OJCC No.: 17-002811ERA

vs.

PAYCHEX BUSINESS SOLUTIONS,
INC AND GALLAGHER BASSETT
SERVICES INC.

Employer/Carrier.

MOTION TO WITHDRAW AS ATTORNEY OF RECORD

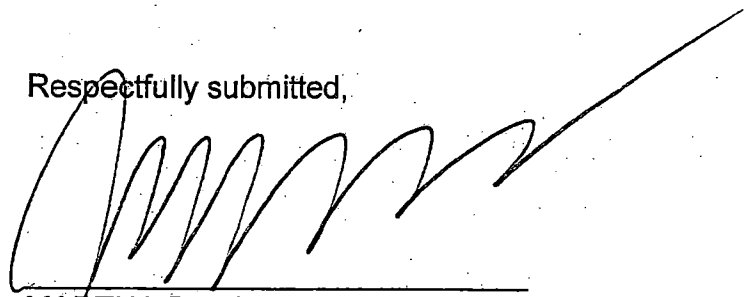
COMES NOW, FORNARIS LAW FIRM, P.A. by and through the undersigned attorney of record for the Employee/Claimant, MIGDALIA REYES, and requests leave of Court that she be permitted to withdraw as attorney of record for claimant, and as grounds therefore would state:

1. That Employee/Claimant retained undersigned on 7/18/2017.
2. That pursuant to the provisions of Rules of Professional Conduct, specifically Rule 4-1.16, Declining or Terminating Representation, circumstances exist which justify and/or require Movant's withdrawal as counsel on behalf of Employee/Claimant.
3. That Employee/Claimant has decided to terminate the services of the undersigned pursuant to her correspondence dated 1/19/2018.
4. The undersigned respectfully submits that this Motion is not interposed for the purposes of delay and that Employee/Claimant will not be

prejudiced should this Motion be granted. Furthermore, the granting of this Firm's withdrawal will not adversely affect or interfere with the efficient and proper functioning of the Court.

WHEREFORE, the undersigned counsel respectfully moves this Honorable Court for permission to withdraw as attorney of record.

Respectfully submitted,



MARTHA D. FORNARIS, ESQUIRE

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS
OFFICE OF THE JUDGES OF COMPENSATION CLAIMS
DISTRICT "Miami-Dade"

MIGDALIA REYES

Employee/Claimant,

D/Accident: August 18, 2016;
October 10, 2014
OJCC No.: 17-002811ERA;
16-022490ERA

vs.

PAYCHEX BUSINESS SOLUTIONS,
INC AND GALLAGHER BASSETT
SERVICES INC.

Employer/Carrier,

Exhibit No. ✓ /

JUL 30 2018

ADMITTED INTO EVIDENCE
Claimant's () Em./Carrier ()
Judge

MEDIATION AGREEMENT

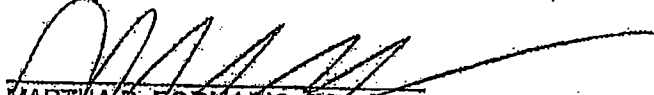
The Parties agree as follows:


1. Washout in the amount of \$35,000.00, wherein the Claimant pays Attorney Martha D. Fornaris a fee of \$8,750.00. The Claimant nets \$26,250.00 minus costs. The claim is being settled on a controverted basis. This washout also settles all injuries and accidents whether reported or not reported.
2. Ex-parte Straight stipulation for attorney's fees wherein the Claimant pays attorney Jorge Call a quantum meruit fee of \$2,000 for services rendered on 10/10/14 date of accident.
3. Also prior counsel, Ivan Morales has waived any lien he or his firm may have had. See attached e-mail confirming same.
4. Claimant has represented that she is not a recipient of Medicare nor of Social Security benefits and has not applied for said benefits.

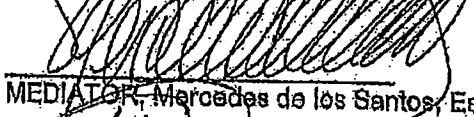
[INTAKE-2130/615/44/1]


- 5. Claimant nets after fees of attorneys Fornaris and Calli, the sum of \$24,250 minus costs incurred by Fornaris Law Firm, P.A.
- 6. Employer/Carrier will provide washout documents not later than 7 days from today's date. Claimant will return the washout papers to Counsel for Employer/Carrier within 7 days of receipt of same. The Employer/Carrier has 7 days from receipt of papers to e-file with JCC. The Employer/Carrier has 30 days for payment from the date that the JCC approves the Motion for Approval of Attorney's Fees.
- 7. This is a full and final settlement and binding on all parties as of today's date.


DATED THIS 5th day of December, 2017, in Miami-Dade County, Florida.


 MARTHA D. FORNARIS, ESQ.
 Attorney for the Claimant


 CLAIMANT, Migdala Reyes


 MEDIATOR, Mercedes de los Santos, Esq.


 ATTORNEY FOR E/C, Marydenyse Ommert, Esq.


 Employer/Carrier Representative, Caroline S. Pollah-Arcusey

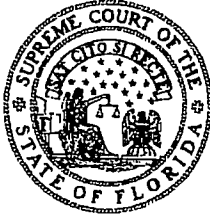
Subpoena signature evidence for investigation civil and Federal.

I Demand the sum of money \$ 40'000,00 (Forty Millions DOLLARS FOR ALL THE WORKED COMPENSATION. I DEMAND THE SUM OF MONEY \$ 400'000,00 (FOUR HUNDRED MILLION DOLLARS FOR ALL THE PUNITIVE ONE PAYMENT)

19

Evidencia
Frank
L. Gallagher
Bassett
Service
Inc.

8 2010 P



Supreme Court of Florida

Office of the Clerk
500 South Duval Street
Tallahassee, Florida 32399-1927

JOHN A. TOMASINO
CLERK
MARK CLAYTON
CHIEF DEPUTY CLERK
JULIA BREEDING
STAFF ATTORNEY

PHONE NUMBER: (850) 488-0125
www.floridasupremecourt.org

March 20, 2019

RE: MIGDALIA REYES vs. PAYCHEX BUSINESS
SOLUTIONS, INC., ET AL.

CASE NUMBER: SC18-1920
Lower Tribunal Case Number(s): 1D18-3615; 17-002811ERA; 16-022490ERA
Lower Tribunal Filing Date: 11/14/2018

The Florida Supreme Court has received the following document reflecting a filing date of 3/20/2019.

Letter

In response to the above filing, please be advised the above case is closed. The case was dismissed on 2/27/19. Enclosed is a copy of the disposition.

The Florida Supreme Court's case number must be utilized on all pleadings and correspondence filed in this cause.

dl

cc:

MIGDALIA REYES
GALLAGHER BASSETT SERVICES, INC.