

IN THE CIRCUIT COURT  
IN AND FOR BREVARD COUNTY, FLORIDA  
EIGHTEENTH JUDICIAL CIRCUIT

CASE NO. 05-2013-CF-55656-AXXX

STATE OF FLORIDA,

Plaintiff,

vs.

DANIEL ALAN BIRO,

Defendant.

\_\_\_\_\_ /

**ORDER OF REFERRAL AND RECUSAL**

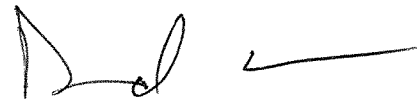
1. This Court's Judicial Assistant received the attached email from the Defendant on February 26, 2018. The undersigned considers the following language contained in the email to be a threat of physical violence directed to the JA:

"The actual truth is a powerful thing Monica, that never rests, never stops, and always eventually comes out. Where will you be when the cards fall..."

2. Based thereon, this matter is referred to the State Attorney's office and the Brevard County Sheriff for investigation and prosecution as they deem appropriate.

3. Also based thereon, this Court recuses himself from further action as to this case and refers it to the Chief Judge for reassignment.

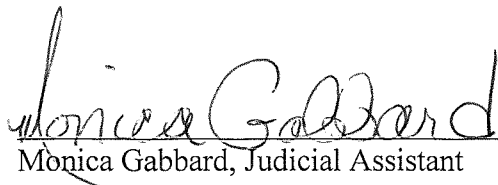
27<sup>th</sup> **DONE AND ORDERED** in Chambers at Viera, Brevard County, Florida, this day of February, 2018.



\_\_\_\_\_  
DAVID DUGAN  
Circuit Judge

Copies furnished to:  
Office of the State Attorney  
Daniel Biro, Defendant  
John Harris, Chief Judge  
Brevard County Sherriff's Office

Date: 2/27/18

  
\_\_\_\_\_  
Monica Gabbard, Judicial Assistant

## Monica Gabbard

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**Subject:** FW: SERVICE OF COURT DOCUMENT - CASE NUMBER 052013CF055656AXXXXX

**From:** Dan Biro [mailto:realtyproadvisor@gmail.com]

**Sent:** Monday, February 26, 2018 3:35 PM

**To:** Monica Gabbard <monica.gabbard@flcourts18.org>

**Cc:** CSANTOSO@sa18.org

**Subject:** Re: SERVICE OF COURT DOCUMENT - CASE NUMBER 052013CF055656AXXXXX

Hi Monica,

Well, it's been 2 weeks now that I forwarded you the Motion for Costs for the Appeal to have Judge Dugan approve, and as you know time is of the essence for me that they are obviously trying to run out. It's a very short 1-page motion, doesn't take much reading, and Judge Dugan already stated on the record that he had no problems with me appealing and fighting for the truth/my innocence. So now what is the problem and considerable "delay"?? (Illegal coercion from the SAO to conform?)

Actually, I've been given very credible intel from internal sources that Dugan exhibits the overwhelming pattern and practice of simply denying motions from pro se filiers right off the bat - a three-pointer right to the garbage. Obviously that's serious prejudicial mistreatment of Defendants (illegal? I'm not a lawyer what do I know). He seems like a good and honorable man such as myself, but additional evidence of this prejudicial treatment along side the rest of those aiding in the cover-up would be HUGE. So, considering the truth of these matters and extent of the criminal cover-up fraud occurring by officers of the Court in this case to despicably frame an innocent man to "resolve" and sweep their illegal mess under the rug, if he does continue the ongoing prejudice to me and protecting the SAO and others (i.e. Alan Diamond fraud, etc.), he of course risks the veil of judicial immunity falling. I'm not an lawyer, but isn't that the law?

It's amazing that through this despicable journey they've forced upon an innocent and honorable man, I've learned that I'm the most honest of everyone I've met in this collusive dishonest court. Laughable what I see printed on the courthouse walls, you also must have a good laugh every time walk by it too.

The actual truth is a powerful thing Monica, that never rests, never stops, and always eventually comes out. Where will you be when the cards fall...

Thank you in advance for you and the Honorable Judge Dugan championing actual truth and real justice.

-Dan Biro