IN THE SIXTH JUDICIAL CIRCUIT COURT
IN AND FOR PINELLAS COUNTY, FLORIDA
CIVIL DIVISION

MELVINSEMBLER,
Petitioner,

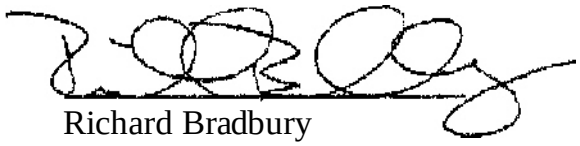
UCN: 522003CA006649XXCICI
Ref, No.; Q3-6649-CI-013

RICHARD BRADBURY,
Respondent

AFFIDAVIT of RICHARD BRADBURY

1, My name is Richard Bradbury, I am over the age of twenty one and I am a resident of the State of Florida.

2, The items subject to this injunction are not in my personal possession. FURTHER AFFIANT SAYETH NOT

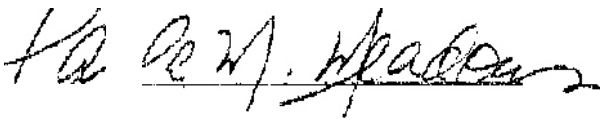


Richard Bradbury

STATE OF FLORIDA

COUNTY OF PINELLAS

Before on this 27th day of Aug, 2003, did appear Richard [illegible] known to me, or [illegible]d states that the foregoing is true to the best of his belief and knowledge.



[illegible]otary Public
[illegible] My commission expires:

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correa copy of the foregoing has been sent

via US mail to Leonard S. Englander, Esquire, Englander & Fischer P A 721 First. Avenue North, St. Petersburg, FL 33701 this 27* day of August, 200,.

Richard Bradbury, pro se

IN THE CIRCUIT COURT FOR PINELLAS-COUNTY, FLORIDA
CIRCUIT CIVIL NO. 03-6649-CI-13

M&LYIN SEMBLER and 3ETTY
SEMBLER,

Plaintiffs,. vs.

RICHARD R. BRADBURY,

Defendant.

VERIFIED COMPLAINT

MELVIN SEMBER and BETTY SEMBLER, by and through their undersigned attorneys, sue RICHARD R. BRADBURY as follows:

1, Plaintiffs are residents of Pinellas County, Florida ***{"Semblers").***

2. Melvin Sembler is the current United States diplomatic ambassador to Italy and previously served as the United States ambassador to Australia between 1989 and 1993.

2. Defendant is a resident of Hlllsborough County, Florida ***("Bradbury[13]),***

3. Plaintiffs have complied with allconditions precedent required of them to be complied with or performed prior to the commencement of this action.

4. Plaintiffs have retained the undersigned attorneys and agreed to pay them a, reasonable fee for their services herein.

i,AW
ENGLANDER & FISCHER, P.A.
721 firs! Avenue North - 31 Petersburg, Randa 33701
Pest Office Ssx 1954- • Si. PeUsrstmig, ft 33731-1954
Phone *1727}* 898-7210 • F^x {727] 398-7213

Historical Background

5. Beginning in 1987, Bradbury embarked an a campaign intended to harass, embarrass and emotionally disturb the Semblers.

6. These efforts included letter writing, picketing their home, phone calling and stalking the Semblers, their children, their children's families and employees,

7. So notorious was this campaign that in 1983, when Bradbury was arrested and charged with Burglary, a condition of his release was a court order that he not approach or go near the Semblers, their home, their place of business or their families[1].

8. In truth, while Bradbury's campaign might have been interrupted by compliance with his RQR, his fixation of the Semblers never ceased.

9. Recently, he bragged to media reporters that that he has regularly trespasses around the Sembler's home on Treasure Island and *regularly* through picks through their garbage.

10. Within the last two weeks, he acknowledged in an E Bay advertisement :hat he possesses a number of items recovered from their trash *e.., during the. past 10 years... **

RECENT EVENTS

11., In previous years, Bradbury's antics were dismissed as those coming from an individual who was obsessed but harmless, and the Semblers were undaunted by his efforts,

12, In recent months however, Bradbuiy's actions have taken, a different dimension, becoming so dark and fringe as to outrage common sensibilities.

13, In 1990,, Melvin Sembler was stricken with prostate cancer, and following an operation, was prescribed a medical penile pump.

14, At some date within the past two years, Bradbury rummaged through the Semble's garbage and found and removed Meivin Sembler's penile pump.

15, Not satisfied to have found a medical device belonging to a man who has suffered from cancer, on May 3, 2003; Bradbury ran the following advertisement in the St., Petersburg Times:

PUMP, Used, one of a kind,
White in color, formerly
Owned by U.S, Ambassador to
Italy, W/ 'instructions, Betty fac
Use only. Richard Bradbury

16, Semblers' attorneys wrote to Bradbury, demanding that he cease this outrageous conduct. Bradbury's reply was to demand payment of $700,000

17. When the Semblers refused to pay, Bradbury placed a picture of the medical penile pump on E Bay together with the demand letter sent by the

Semblers' counsel. Bradbury- offered the pump for sale at a price of $300,000 and used the demand letter as a means of verifying its authenticity. He wrote:

> *"...THE PICTURES OP THE TWO* PAGE *LETTER ARE FROM THE LAW FIRM OF ENGLANDER AND FISCHER, PA LOCATED IN ST. PETERSBURG FLORIDA WHO REPRESENT THE AbASSADOR. THIS IS A RECENT LETTER THEY SENT TO ME ABOUT THE PUMP. THE PUMP AND ALL OTHER ITEMS I OWN CAME PROM HIS TRASH DURING THE PAST 10 'YEARS,"*

IS. The Semblers have sustained and will continue to sustain emotional distress as a direct and proximate result of Bradbury's publication of personal objects and his continued rummaging through their garbage.

COUNT I *(Injunctive Relief-F.S. §734,046)*

19. This is an action brought in equity for temporary and permanent. injunctive relief,

20. The allegations contained with paragraphs 1 through 18 are realleged herein,

2 1, Florida Statutes section 784.048(2} defines ***"Stalking"*** as follows;

> [e](2! Any person who willfully, maliciously, and repeatedly follows or **harasses an**other person commits the offense of stalking...*

yO\ 22, "Harass" is defined in Florida Statutes section 7S4.Q48(l)(a!

> Harass" means to engage in a course of conduct directed at a specific person that causes substantial emotional distress in such person and serves no legitimate purpose/'

23. Bradbury has harassed Melvin and Betty Sembler by engaging In a course of conduct directed at the Semblers, which has caused them to sustain substantial emotional distress and which serves no legitimate purpose.

24. Bradbury has committed the offense of ***"stalking"*** as defined in §784.043(2) of the Florida Statutes,

25. Florida Statutes section 784.046 authorizes the issuance of injunctions to prevent repeat violence, which is defined under subsection l[b) as;

> "Repeat violence" means two incidents of violence or ***stalking*** committed by the respondent, one of which must have been within 6 months of the filing of the petition, which are directed against the petitioner or the petitioner's immediate family member. *(emphasis added).*

26. The Semblers have no adequate remedy at law.

WHEREFORE, Plaintiffs pray that this Honorable Court will: (a) issue a. prohibitory injunction, preventing the Defendant, both temporarily and permanently, from; (i) coming within 1000 feet of the Plaintiffs' home, or their places of "business, (ii) coming near the Plaintiffs or having any conduct 'whatsoever, in person or through others, directly or indirectly, with the Plaintiffs or their families, |iii) rummaging through any garbage or trash belonging to the Plaintiffs, (iv) advertising for sale or display any item of personal property belonging to the Plaintiffs, or either of them, (v) publishing any personal or private facts about or concerning the Plaintiffs, (b) issue a mandatory injunction, requiring the Defendant, to deliver to the Plaintiffs all personal property he has removed from their property and trash, (c) award

Plaintiffs their attorney fees and costs of this action, and (d) grant such other and further relief as the court may deem fit and proper under the circumstances,

COUNT II *(Intentional Infliction of Emotional Distress)*

'26. This is an action for damages in excess of $15,000, exclusive of interest, court costs and attorney fees,

27, The allegations contained with paragraphs 1 through 18 are realleged herein.

28, Bradbury's conduct is extreme and outrageous.

29, Bradbury's conduct was intentional and reckless, intending to cause the Semblers emotional distress,

30. Bradbury knew or should have known that emotional distress would follow from his conduct.

31. The Semblers reserve the right to plead and prove punitive damages upon proper motion and hearing.

WHEREFORE, The Semblers demand judgment for damages against Bradbury plus interest and the costs of this action.

COUNT III

(Invasion of Privacy by Public Disclosure of Private Facts)

32. This is ac action for damages in excess of $15,000, exclusive of Interest, court costs and attorney fees.

33. The allegations contained with paragraphs 1 through 18 are realleged herein.

34. Photographs and information relating to Melvin Sembler's use of a penile pump are private facts.

35. Publication of the advertisements in the St. Petersburg Times and on £ Bay constitutes a public disclosure of a private fact.

36. Bradbury's disclosures are offensive and objectionable to a reasonable person of ordinary sensibilities.

37. Bradbury knew or should have known that emotional distress would .follow from his conduct.

33. The Semblers reserve the right to plead and prove punitive damages upon proper motion and hearing.

WHEREFORE, The Semblers demand judgment for damages against Bradbury plus interest and the costs of this action.

VERIFICATION

We, Melvin Sembler and Betty Sembler, have read the foregoing complaint. Each of the allegations set forth herein is true and complete to our personal knowledge,

MELVIN SEMBLER

BETTY SEMBLER

STATE OF FLORIDA §
COUNTY OF PINELLAS §

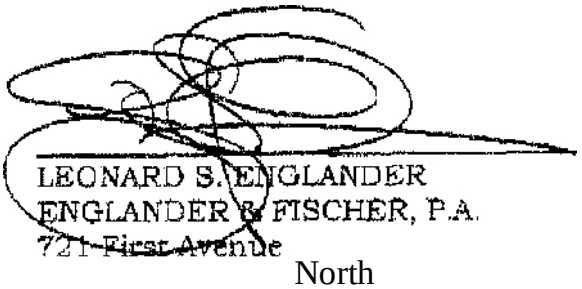
BEFORE ME, the undersigned authority, personally appeared MELVIN SEMBLER and BETTY SEMBLER, who are personally known to me,or who did produce . _____ __ as valid identification and who did take an oath. MELVIN SEMBLER and BETTY S&MBLER, after first being duly sworn,, state that they have read the foregoing complaint, the statements contained 'therein are true and correct to the best of their knowledge and belief and they are signing the same for the purposes therein expressed,

WITNESS our

hand and official

seal this 25th day of August 2003.

(Name of Notary typed, primed or stamped)



LEONARD S. ENGLANDER
ENGLANDER & FISCHER, P.A.
721 First Avenue North
P. O. Box 1954
St. Petersburg, Florida 33701 (727) 398-7210/Fax (727) S98-721S SPN lS2d21/Florida Bar ^198846
Attorneys for Plaintiff

IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
CIRCUIT CIVIL NO._____

MELV1N SEMBLER and BETTY SEMBLER,

Plaintiffs,

vs.

RICHARD R. BRADBURY,

Defendant.

y

AFFIDAVIT OF B£TTY_SEMBLER
IN **SUPPORT OF MOTION TOR TEMPORARY INJUNCTION**

WITHOUT NOTICE

STATE OF FLORIDA }

COUNTY OF PINELLAS)

I, BETTY SEMBLER, having first been duly sworn, depose and. say upon personal knowledge as follows:

1. I am over the age of eighteen (18) years of age and have personal Knowledge of the matters set forth in this affidavit.

2. I am a resident of Pinellas County, Florida; the wife of MELVIN SEMBLER; and have persona! knowledge of the matters set forth in the Complaint tiled, in this cause and of the matters set forth in the Motion For Temporary Injunction Without Notice,

3. RICHARD R, BRADBURY ***("Bradbury")*** is a resident of Hillsborough County, Florida.

4, Beginning in 1987, Bradbury embarked on a campaign intended to harass, embarrass and emotionally disturb me and my husband, MELVIN SEMBLER *("the Sembters*}.*

5. These efforts included letter writing, picketing our home, phone calling and stalking the Semblers, our children, our children's families and employees.

6, So notorious was this campaign that in 1988, when Bradbury was arrested and charged with Burglary, a condition of his release was a court order that he not approach or go near the Semblers, our home, our place of business or our families.

7. In truth, while Bradbury's campaign might have been interrupted by compliance with his ROR, his fixation of the Semblers never ceased,

6 Recently, Bradbury bragged to media reporters that that he has regularly trespassed around the Sembler's home on Treasure Island and *regularly* picks through our garbage,

9. Within the last two weeks, Bradbury acknowledged in an E Bay advertisement that he possesses a number of items recovered from our trash '•*... during the past 10 years,.,"*

Recent Events

10. In previous years, Bradbury's antics were dismissed as those coming from an individual who was obsessed but harmless, and we have been undaunted bv his efforts.

11. In recent months however, Bradbury's actions have taken a different dimension, becoming so dark and fringe as to outrage common sensibilities.

12. In 1990, my husband, MELV1N SEMBLER, was stricken with prostate cancer, and following an. operation, was prescribed a medical penile pump.

13. At some date within the past two years, Bradbury rummaged through oar garbage and found and removed my husband's penile pump,

14. Not satisfied to have found a medical device belonging to a man that has suffered from cancer, on May 3, 2003, Bradbury ran the following advertisement in the St. Petersburg Times:

PUMP, Used, one of a kind.
White in. color, formerly
Owned by U.S. Ambassador to
Italy. W/instructions. Betty fac
Use only. Richard Bradbury

15. Our attorneys wrote to Bradbury, demanding that he cease this outrageous conduct. Bradbury's reply was to demand payment of *$700,000*

16. When we refused to pay, Bradbury placed a picture of the medical penile pump on Bay together with the demand letter sent by our counsel. Bradbury offered the pump for sale at a price of $300,000 and used the demand letter as a means of verifying its authenticity. He wrote;

> "..THE *PICTURES OF THE. TWO PAGE LETTER. ARE FROM THE LAW FIRM OF ENGLANDER AND FISCHER, PA LOCATED IN ST. PETERSBURG FLORIDA WHO REPRESENT THE AMBASSADOR. 'THIS IS A RECENT LETTER THEY SENT TO ME ABOUT THE PUMP, THE PUMP* AiVD *ALL OTHER ITEMS I OWN CAME PROM HIS TRASH DURING THE PAST 10 YEARS."*

17. We have sustained and will continue to sustain emotional distress as a direct and proximate result of Bradbury's publication of personal objects and his continued rummaging through our garbage.

FURTHER AFFIANT SAYETH NOT.

BETTY SEMBLER

STATE OF FLORIDA
COUNTY OF PINELLAS

SWORN TO AND SUBSCRIBED before me by BETTY SEMBLER who is personally known to me produced

who did oath this c/a day of August 2003.

NOTARY PUBLIC

MARSHA L. LAMP

IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
CIRCUIT CIVIL NO.

MELVTN SEMBLER and BETTY SEMBIER,

Plaintiffs, vs.

RICHARD r. BRADBURY,

Defendant.

AFFIDAVIT OF MELVIN **SBMBLER**
IN SUPPORT OF MOTION FOR TEMPORARY INJUNCTION

WITHOUT NOTICE

STATE OF FLORIDA J

COUNTY OF PINELLAS }

I, MELVTN SEMBLER, having first been duly sworn, depose and say upon personal knowledge as follows:

1. I am over the age of eighteen (18) years of age and have personal knowledge of the matters set forth in this affidavit.

2. I am a resident of Pinellas County,. Florida; the current United States diplomatic ambassador to Italy and previously served as the United States ambassador to Australia between 1989 and 1993; and have personal knowledge of The matters set forth in the Complaint filed in this cause and of the matters set forth in the Motion For Temporary Injunction Without Notice,

3. RICHARD R. BRADBURY ***{"Bradbury**}*** is **a** resident of Hillsborough County, Florida,

4, Beginning in *1987,* Bradbury" embarked on a campaign intended to harass, embarrass and emotionally disturb me and my 'wife, BETTY SEMBLER *("the Semblers").*

5, These efforts included letter writing,, picketing our home, phone calling and stalking the Semblers, our children, our children's families and employees,

6, So notorious was this campaign that in 1988, when Bradbury was arrested and charged with Burglary, a condition of his release was a court order that he not approach or go near the Semblers, our home, our place of business or our families.

7, In truth, while Bradbury's campaign might have been interrupted by compliance with his ROR, his fixation of the Semblers never ceased

8, Recently, Bradbury bragged to media reporters that that he has regularly trespassed around the Sembier's home on Treasure Island and *regularly* picks through our garbage.

9, Within the last two weeks, Bradbury acknowledged in an E Bay advertisement that he possesses a number of items recovered from our trash " *., during the past 10 years..."*

Recent Events

10, In previous years, Bradbury's antics were dismissed as these coming from an individual who was obsessed but harmless, and. we have been undaunted by his efforts.

11. In recent months however. Bradbury's actions have taken a different dimension, becoming so dark and fringe as to outrage common sensibilities.

12. In 1990, I was stricken with prostate cancer, and following an operation, was prescribed a medical penile pump.

13. At some date within the past two years, Bradbury rummaged through our garbage and found and removed my penile pump.

14. Not satisfied to have found a medical device belonging to a man that has suffered from cancer, on May 3, 2003, Bradbury ran the following advertisement: in the St. Petersburg Times;

PUMP, Used,* one *of a kind.
White in color, formerly
Owned by U.S. Ambassador to
Italy. W/'instructions. Betty fac
Use only, Richard Bradbury

15. Our attorneys wrote to Bradbury, demanding that he cease this outrageous conduct, Bradbury's reply was to demand payment of *$700,000*

16. When we refused to pay, Bradbury placed a picture of the medical penile pump on Bay together with the demand letter sent by our counsel, Bradbury offered the pump for sale at a price of $300,000 and used the demand latter as a means of verifying Its authenticity, He wrote;

> •'•' *.THE PICTURES OF THE TWO PAGE LETTER ARE FROM THE LAW FIRM OF ENGLANDER AND FISCHER PA LOCATED IN ST. PETERSBURG FLORIDA WHO REPRESENT THE AMBASSADOR. THIS IS A RECENT LETTER THEY SENT TO ME ABOUT THE PUMP. THE PUMfP AND ALL OTHER ITEMS I OWN CAME FROM HIS TRASH DURING THE PAST 10 YEARS."*

17. We have sustained and will continue to sustain emotional distress as a direct and proximate result of Bradbury's publication of personal objects and his continued rummaging through our garbage.

FURTHER AFFIANT SAYETH NOT.

STATE OF FLORIDA COUNTY OF PINELLAS

MELVIN SEMBLER

SWORN TO AND SUBSCRIBED

before me by MELVIN SEMBLER who is personally known to me or who has produced_____..... _____ -as-

and who did take an oath this 25th day of August 2003-



NOTARY PUBLIC

IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
CIRCUIT CIVIL NO. 03-6649-CI-13

MELVIN SEMBLER and BETTY SEMBLER,

Plaintiffs,

vs.

RICHARD R. BRADBURY,

Defendant.

MOTION FOR LEAVE **TOTAKE EXPEDITED AND EXPANDED DISCOVERY**

The Plaintiffs, MELVIN SIMBLER and BETTY SEMBLER, , bv and through their undersigned counsel, pursuant to *Flo. R. Civ. P.* Rules 1.230, 1.310(a), l.34Q(a), l,35G(b), 1.37Q(a), move this Honorable Court for an order setting the Time for compliance for response to Requests For Production, Written Interrogatories, and Requests For Admission to twenty (20) days from service upon the Defendant, RICHARD R. BRADBURY, by process server, and permitting the deposition of the Defendant, RICHARD R, BRADBURY, within 10 days after the service of process,

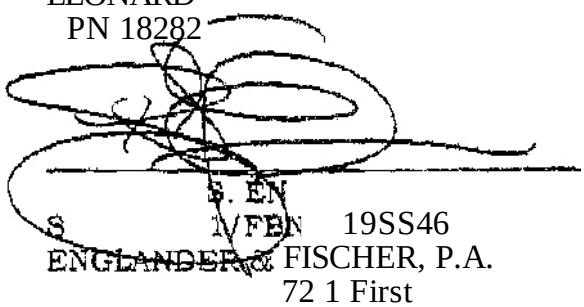
In support, the Semblers state that they have filed a Complaint seeking temporary injunctive relief to end the repeat violence and further violations of *"stalking** as defined in §784,048(2) of the Florida Statutes as set forth in the sworn Affidavits and Complaint filed in this action. The expedited Deposition,

Requests For Production, Written interrogatories, and Requests For Admission are required to fully develop the evidence for the return of any temporary injunction hearing and for a rapid resolution of this matter.

WHEREFORE, the Semblers request that this Court grant its Order: (1) setting the time for compliance to 'Requests For Production, Written Interrogatories, and Requests For Admission to twenty [20) days from service upon the Defendant, RICHARD R, BRADBURY, and (2) permitting the deposition of the Defendant, RICHARD R, BRADBURY, within 10 days after the service of process.

! HEREBY CERTIFY that a copy of the foregoing Motion for Leave to Take Expedited and Expanded Discovery has been furnished by process server along v/idn the complaint filed in this action.

LEONARD G-LANDER
PN 18282



S. EN
S 1/FEN 19SS46
ENGLANDER & FISCHER, P.A.
72 1 First
Avenue North P, O. Box 1954
St, Petersburg, Florida 33731
(727) 398-7210/Fax (727) S98-7213
Attorney for the Semblers

IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
CIRCUIT CIVIL NO. _

MELVIN SEMBLER and BETTY SEMBLER,

Plaintiffs, vs,

RICHARD R. BRADBURY,

Defendant.

ORDER ON **MOTION FOR** LEAVE TO **TAKE EXPEDITED** AND EXPANDED **DISCOVERY**

THIS CAUSE came on to be heard upon Counsel for Plaintiffs' Motion for Leave to Take Expedited and Expanded Discovery and the Court having heard argument of counsel and being otherwise duly advised on the premises, it is ORDERED as follows:

1, Plaintiffs' Motion for Leave to Take Expedited and Expanded Discovery is GRANTED;

2, The Plaintiffs are granted leave of the Court to conduct the deposition of the Defendant, RICHARD *R.* BRADBURY, within 10 days after the service of process.

3- The Defendant, RICHARD R. BRADBURY, shall have twenty (20) days after the date of service upon him of Requests For Production, Written Interrogatories, and Requests For Admission to respond.

DONE AND ORDERED in Chambers at St. Petersburg, Pinelas County, Florida on this ___ day of August 2003,

Judge of the Circuit Court

Copies furnished to;

Leonard S. Snglander, Esq,
Richard R, Bradbury -
via process server along with
the complaint filed in this action



IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
CIRCUIT CIVIL NO, ._

MELVIN SEMBLER and BETTY SEMBLER,

Plaintiffs,

RICHARD R. BRADBURY,

Defendant,

TEMPORARY INJUNCTION

This cause came on. to be heard upon the Verified Complaint executed by the Plaintiffs, and the Court having reviewed the Motion For Temporary Injunction Without Notice and the Affidavits of Melvin, and Betty Sembler In Support Of Plaintiffs' Motion For Temporary Injunction Without Notice, finds as follows:

A. Florida Statutes section 784.048(2) defines "Stalking" as follows:

"(2) Any person who willfully, maliciously, and repeatedly follows or - another person commits the offense of stalking..."

B. "Harass" is defined in Florida Statutes section 784.048(l)(a):

"Harass" means to engage in a course of conduct directed at a specific person that causes substantial emotional distress in such person and serves no legitimate purpose,"

C. Bradbury has engaged in a course of conduct directed at the Semblers that causes substantial emotional distress and serves no legitimate purpose; at least two incidents of harassment have occurred within the past 4 months.

D, Bradbury has committed the offense of *"stalking** as defined in §784,048(2) of the Florida Statutes.

E. Florida Statutes section 784.046 authorizes the issuance of injunctions to prevent repeat violence, which is defined under subsection i(b} as:

> "Repeat violence" means two incidents of violence or *stalking* committed by the respondent, one of which must have been within 6 months of the filing of the petition, which are directed against the petitioner or the petitioner's immediate family member. *(emphasis added),*

F. Bradbury's actions have caused irreparable injury and harm to the Semblers.

G, The Semblers do not possess an adequate remedy at law.

H. The issuance of this injunction is not contrary to the public's interest and the Semblers have demonstrated a substantial likelihood of success on the merits.

It is, therefore, ORDERED AND ADJUDGED as follows:

I. Until further order of this Court, the Defendant shall refrain corning within 1000 feet of the Plaintiffs' home, or their places of business.

•*2*- Until further order of this Court, the Defendant shall refrain from coming near the Plaintiffs or having any conduct whatsoever, in person or through others, directly or indirectly, with the Plaintiffs or their families.

3, Until further order of this Court, the Defendant shall refrain from rummaging through, any garbage or trash belonging to the Plaintiffs.

4, Until further order of this Court, the Defendant shall not advertise for sale or display any Item of personal property formerly belonging to the Plaintiffs, or either of them.

5, Until further order of this Court, the Defendant shall not publish or display any personal or private facts about or concerning the Plaintiffs.

6, Within twenty four [24} hours after service of this Order, the Defendant shall deliver in an appropriate container, all items of personal property which the Defendant possesses concerning the Plaintiffs, or either of them, which the Defendant removed from the Plaintiffs home or their garbage, including without limitation the medical pump recently displayed on E Bay.

7, This Injunction shall be effective upon Plaintiffs posting of a bond in the amount of $_____ . to stand **as** security for damages sustained by the Defendant if this injunction were wrongly obtained,

8, This injunction **is** valid and enforceable in all counties of the State of Florida.

9, Law enforcement officers may use their arrest powers pursuant to s, 901,15(6} to enforce the terms of this injunction.

10, The court had jurisdiction over the parties and matter under the laws of Florida and that reasonable notice and opportunity to be heard will be given to the Defendant sufficient to protect his right to due process

E AND ORDERED in Chamber at St. Petersburg, Pinellas County, Florida, this *J&* day of August 2003, at

CIRCUIT COURT JUDGE

ORIGINAL SIGNED
AUG 26 2003
WALT LOGAN
CIRCUIT JUDGE

Copies Furnished to:

Leonard S. Englander
Richard R, Bradbury
S631 May Circle
Tampa, FL 33614

IN THE CIRCUIT COURT FOR PINELLAS COUNTY, FLORIDA
CIRCUIT CIVIL

MELVIN SEMBLER and BETTY SEMBLER,

Plaintiffs, vs.

RICHARD R. BRADBURY,

Defendant,

MOTION FOR TEMPORARY WITHOUT NOTICE

Plaintiffs, MELV1N SEMBLER and BETTY SEMBLER, ***(**Semblers»}t*** by and through their undersigned counsel, pursuant to *Fla.JRtCiv.P.* 1.610 moves this Court for entry of a Temporary Injunction, and in support states as follows:

Historical Background

1. Beginning in 1987, Bradbury embarked on a campaign intended to harass, embarrass and emotionally disturb the Semblers.

2. These efforts included letter writing, picketing their home, phone calling and stalking the Semblers, their children, their children's families and employees.

3. So notorious was this campaign that in 1988, when Bradbury was arrested and charged with Burglary, a condition of his release was a court

LAW OFFICES
ENGLANDER & FISCHER, P.A.
7S1 First Avanua North • St Patersourg, Florida 23701
Phone f7Z7ja«-?2IO • fax *{727}* 593-7218

order that he not approach or go near the Semblers, their home, their place of business or their families.

4. In truth; while Bradbury's campaign might have been interrupted by compliance with his ROR, his fixation of the Semblers never ceased.

5. Recently, he bragged to media reporters that that he has regularly trespassed around the Sembler's home on Treasure Island and *regularly* picks through their garbage.

6, Within the last two weeks, he acknowledged in an E Bay advertisement that he has possesses a number of items recovered from their trash " ,. *during the past 10 years...* *

7, In previous years, Bradbury's antics were dismissed as those coming from an individual who was obsessed but harmless, and the Semblers were undaunted by *his* efforts,

8, In recent months however, Bradbury's actions have taken a different dimension, becoming so dark and fringe as to outrage common sensibilities,

9, In 1990, Melvin Sembler was stricken with prostate cancer, and following an operation, was prescribed a medical penile pump,

10, At some date within the past two years, Bradbury rummaged through the Sernbler's garbage and found and removed Melvin Sembler's penile pump.

1.:, Not satisfied to have found a medical device belonging to a man who has suffered from cancer, on May 3, 2003, Bradbury ran the following advertisement in the St. Petersburg Times:

*, Used, **one of a kind,***
White in color, formerly
Owned by U.S. Ambassador to
Italy. W/instructions. Betty fac
Use only. Richard Bradbury

12. Semblers' attorneys wrote to Bradbury, demanding that he cease this outrageous conduct. Bradbury's reply was to demand payment of *$700,000*

13. When the Semblers' refused to pay, Bradbury placed a picture of the medical penile pump on E Bay together with the demand letter sent by the Semblcrs' counsel. Bradbury offered the pump for sale at a price of $300,000 and used the demand letter as a means of verifying its authenticity. He wrote:

> "...'THE *PICTURES OF* THE *TWO PAGE LETTER ARE FROM THE LAW FIRM OF ENGLANDER AND FISCHER, PA LOCATED IN ST PETERSBURG FLORIDA WHO REPRESENT THE AMBASSADOR. THIS IS A RECENT LETTER THEY SENT TO ME ABOUT THE PUMP. THE PUMiP AND ALL OTHER ITEMS I OWN CAME FROM HIS TRASH DURING TRE PAST 10 YEARS,*[tt]

14. The Semblers have sustained and will continue to sustain emotional distress as a direct and proximate result of Bradbury's publication of personal objects and his continued rummaging through their garbage.

15. Florida Statutes section 784,046 authorizes the issuance of injunctions to prevent repeat violence, which is defined under subsection l(b) as;

> "Repeal violence[11] means two incidents of violence or ***stalking*** committed by the respondent, one of which must: have been within 6 months o,f she filing of the petition, which are directed against