

AUG 3 2026 AM 9:51
FILED - USDC - FLMD - ORL

In The Middle District of Florida
Tampa Division
Case Number 8:19-CV-886-VMC-SPF

Commodity Futures Trading Commission

v

Oasis International Group Ltd. et. al

MOTION TO BE EXCUSED FROM APPEARING AT AUGUST 7, 2026 HEARING AND
TO QUASH OR CANCEL WRIT OF HABEAS CORPUS AD TESTIFICANDUM

Comes now Michael DaCorta, Pro se, and requests to be excused from court hearing scheduled August 7, 2026, as I am not represented by counsel, and declare I will not testify and assert my 5th amendment right, and states the following:

- 1) On July 10th, 2026, Movant was picked up by two US Marshals at FCI Coleman Prison Camp, shackled and transported by passenger van to the Orlando Courthouse.
- 2) At the Courthouse, Movant was processed by a US Marshal and placed in a holding cell for approximately four hours.
- 3) Movant was then transported by a contractor transport service in a windowless cargo van while shackled sitting sidesaddle shoulder to shoulder with five other inmates while another five were on the other side of the divider with no room to move.
- 4) Movant has a serious hip injury. which was exacerbated by the awkward position and lack of space.
- 5) Movant was then delivered to the Pinellas County Jail where he was strip searched.
- 6) Movant then remained in the booking area for over four hours without the ability to make a phone call as Federal inmates are not permitted to use a phone until they arrive at their housing unit.
- 7) Movant was eventually assigned to a Maximum Security section of the jail. The Pod had a total of 25 inmates, one shower, no hot water for coffee.
- 8) Movant was surrounded by mentally unstable and violent inmates.
- 9) Movant is an Out-Custody inmate at Coleman, which is the lowest security level in the federal system and was exposed to extreme danger and possible physical harm by his housing assignment.
- 10) Movant was awakened at 2am for breakfast each morning and was served lunch at 10:30 and dinner at 2:15pm. The food was barely edible.

11) Movant was lockdown with six other inmates in one cell for a minimum of fourteen (14) hours a day.

12) On Thursday, July 16th, this court ordered the Marshals to return Movant to Coleman Prison Camp.

13) On Thursday, July 23rd, one week later, Movant was awakened at 4:15am and told he was leaving.

14) Movant immediately anticipated his return to Coleman Camp.

15) Movant was shackled and loaded into the same windowless transport vehicle operated by the same contractor, which moved him from Orlando courthouse to Pinellas County Jail.

16) Contractor transport service was designed for short junkets back and forth from local jails to the courthouses.

17) To the extreme dismay and horror of Movant, without any information, the transport vehicle drove for 6 hours at high speed without seatbelts, shackled, no food, bathroom breaks or relief of any kind.

18) The transport of human beings in such a vehicle, with absolutely no room to move while shackled without seatbelts was unsafe, reckless, life threatening, and inhumane.

19) Once the transport vehicle reached its destination, which was still unknown to Movant, it sat idle for over an hour before the doors were opened to allow Movant and others the ability step out.

20) Movant was informed he was at the Federal Detention Center in Miami.

21) Movant then had to endure another booking process, including another strip search. The entire process took nearly five hours.

22) Movant was then assigned to a pod with approximately 100 other inmates, many of whom were violent criminals, murderers, rapists, and dangerous gang members as well as others.

23) Movant is an out- custody inmate at Coleman Prison Camp and was unnecessarily, continuously and recklessly detained among inmates of a violent nature and exposed to constant danger and stress during his nineteen days of transit for the purpose of appearing at a civil hearing.

24) Movant was awakened at 12:15 Wednesday morning and told he was leaving.

25) He was then taken downstairs in the FDC Miami to the processing area. Movant was once again detained in a holding cell with other inmates for 1 hour and 15 minutes.

26) Movant was then taken by Marshals to be strip searched and then shackled.

27) Movant was then placed in a different holding cell with many other inmates for at least another hour before being taken to the area to be loaded onto a bus for transport back to Coleman Camp.

28) Movant remained shackled from 1:30am until 7am when he arrived at Coleman Camp.

29) Movant lost 15lbs in 19 days and suffered from constant hip and leg pain as well as high blood pressure during those 19 days.

30) Movant's life at Coleman was also disrupted as on his return, he was assigned to a different cube with a different cube mate on.

31) Movant is deeply disturbed and suffered extreme psychological stress during the 19 days and sought professional help at Coleman Prison Camp on the evening of Wednesday, July 29, 2026, the same day of his return with Ms. Bermen.

32) As a result of being removed from FCI Coleman for nineteen days in connection with the proceedings in this matter, Mr. DaCorta was unable to attend two scheduled visits with his family at Coleman Prison Camp. If Mr. DaCorta is required to leave FCI Coleman again for the August 7, 2026, hearing, he will miss another scheduled family visit. As these visits are scheduled every other week, he will have to wait until August 23 to see his family again at visitation. These missed visits have caused additional hardship to Mr. DaCorta and his family and further demonstrate the significant personal consequences resulting from requiring his physical transportation.

Whereby the Movant asks this court to have compassion and mercy and not force him to endure a repeat of the dangerous and life- threatening circumstances he was exposed to for nineteen days and excuse his appearance and cancel the writ to return him for said hearing.

Respectfully submitted

Michael J DaCorta

August 3, 2026