

TRANSCRIPT A

*Plaintiff's Good Faith Efforts to Allow Defendant to Correct
Misconduct*

Phone Call
Written Recitation

Thursday, April 11, 2024
5:30 PM EST

Between: Plaintiff, Defendant*

Makere v Allstate

FCHR: 2017-01432
FCHR: 2019-19238 | EEOC: 15D-2019-00685
USFLMD: 3:20-cv-00905-MMH-LLL

Source: Plaintiff's contemporaneous notes during conversation

* via counsel

Caller: 305.496.9749 | Defendant's Counsel (Lauren R.)
Recipient: 904.294.0026 | Plaintiff (Elias Makere)
Date: 4/11/2024
Time: 5:30 PM EST
Subject: Conferral Phone Call | Defendant's Violative Motion
Legend: "P:" = Plaintiff | "D:" = Defendant
Note: "****" means that the transcriber could not decipher

{phone ringing}

#	Spkr	Speech
01	P:	Hello, this is Elias
02	D:	Hi, is this Mr. Makere? Mr. Makere?
03	P:	Yeah; this is Elias; what's up?
04	D:	Hi, this is Lauren Robertson... ...conferral on our motion...
05	P:	Well, what's the basis for your motion?
06	D:	The motion speaks for itself. Have you read it?
07	P:	Yeah, I've read it. Are you saying that you're going to file it as-is?
08	D:	Yes, I'm just getting your position on it.
09	P:	Your motion is based on massive lies; you're defrauding the Court; and I'm seeking sanctions against you (for doing so). Question #1: did you affirm - and notarize - that Elias Makere's June 30, 2017 charge of discrimination charged you with sex discrimination?
10	D:	I don't have the document in front of me right now.

...

#	Spkr	Speech
11	P:	You've had plenty of time to acknowledge these records, because I've sent them to you plenty of times. They're even on the docket. You've even forwarded/filed them yourself. Nevertheless, I'll send them to you again; okay? The bottom line is that you guys acknowledged it - back on September 8, 2017 - and we're almost seven years later; yet you're still telling the same lies. Okay; so, I'm gonna send it to you via email; and we can follow-up after that. Okay, so your second lie is the April 10th date. Question #2: Do you dispute the fact that I filed my Second Charge of Discrimination on April 10, 2019?
12	D:	Our motion speaks for itself.
13	P:	But you're basing it on lies. Remember, you're gonna have your 21-day window. Okay, I'm gonna be filing this motion for sanctions. Because, it's clear that you're going to continue with your lies. April 10, 2019 is the date. Question #3: Do you dispute the fact that the Court judicially noticed that I filed my Second Charge on April 10, 2019?
14	D:	I don't know about that.
15	P:	Didn't they just do that (a few days ago) on March 26 th ?
16	D:	I don't think so.
17	P:	Okay; I'm gonna take a look at that again. I don't have a lot of time for your baloney. But there's a lot of baloney in your motion. So, you seem to be having a hard time facing the reality of the lies that you're telling there. I don't have a lot of patience for you guys, because I've been telling this to you for a long time, Lauren.

		I think two years ago I asked you explicitly not to tell another lie about me, and here you are telling more lies about me. Okay; now, you talked about the February 8, 2021 order; do you recognize that the Judge just adjusted that order?
18	D:	I've written that in my motion...
19	P:	Okay; that's a "yes". I don't have time for the word soup. Even in your motion you acknowledged that [the Judge] later amended that order. And then on October 13, 2021, [the Judge] explicitly told me to include "all claims" in the Third Amended Complaint - and that's an exact quote "all claims". Question: do you dispute the fact that the Court directed me to include "all claims" in the Third Amended Complaint?
20	D:	The record speaks for itself.
21	P:	Okay; then check the record; and check your facts before you write things in Court. And stop wasting my time; and stop wasting the Court's time. Okay. You have a duty to do your homework. So, I'm giving you this opportunity: • to do your homework, Lauren; • to get your facts straight; and • to stop telling lies If you fail to do that then I'm filing more sanctions on you. Okay; I'm giving you guys a diplomatic opportunity to get your stuff together. And if you don't then I'll file for sanctions against you. Alright; so get your facts straight. You have a duty - under the Rule 3-4.3 Rules Regulating the Florida Bar - is that you need to get your facts straight before you file things. And also under Rule 11(b) of the Federal Rules of Civil Procedure. You are supposed to attest that you have done your homework (essentially). So, you need to do

		your homework; I'm not here playing games with you guys. You discriminated against me; then you've been telling lies; and covering up those lies with more lies & more lies; and then you're throwing more baloney out here. Get your facts straight; okay. We're gonna talk about my [upcoming] Motion for Sanctions.
22	D:	Are you threatening me?
23	P:	Get real; I told you to get your facts straight. That's what I need you to focus on. You can take some notes down if you'd like; okay? In fact, you might want to record this. If you have any problems about what I'm saying to you right now then you might want to record this. You have my permission to record this conversation. Lauren C. Robertson, get your facts straight. And when you put anything on the court docket make sure it's accurate. Stop telling lies about me; I've said this many times - stop telling lies. Okay; I'm not gonna have a lot of conversation about this. If you want to take it some kind of way; you can take it some kind of way. The bottom line is that you need to get your facts straight before you write anything about me or say anything to me (particularly in court).
24	D:	I don't consent to having this conversation recorded.
25	P:	I haven't recorded anything. I'm just giving you the opportunity to record this so that you can avoid twisting my words. Okay?

{...call ended (defendant hung up) | ≈ 5:35 PM EST...}

Verification Under Oath Pursuant to 28 USC §1746

I am the plaintiff in this case, and I was present for the phone call in which these quotes came from. I drafted this recitation; and asked the defendant if it wanted to review it (no answer). My recitation was based on my notes. I would love an opportunity to have a quick hearing in which a full conversation can be recorded and/or transcribed.

Nevertheless, I declare under penalty of perjury that the foregoing is a true and correct recitation of the phone call I had with Allstate's attorney; and is based on my contemporaneous notes. Executed on this 3rd day of May 2024.

UNITED STATES OF AMERICA



5/3/2024

Elias Makere, Plaintiff/Transcriber
