

IN THE CIRCUIT OF THE 11TH
JUDICIAL CIRCUIT OF FLORIDA
IN AND FOR MIAMI DADE COUNTY

SHIRLEY LOUISE SEARS,
As Personal Representative of the
Estate of Willie Jean Heath Coleman
Plaintiff,

CASE NO.:2021-026707 CA 01

GENERAL JURISDICTION

Vs.

ALONA A. NAYLOR AND ALL
OTHERS IN POSSESSION.,

Defendant(s)

**MOTION FOR SHOW CAUSE ORDER DIRECTED AT NON-PARTY HARVETTE
SMITH**

Defendant, ALONA NAYLOR, by and through undersigned counsel and pursuant to Florida Statutes §914.22, and the applicable Rules of Civil Procedure, hereby moves the Court for an order to show cause against Harvette Smith (hereinafter “Smith”), a non-party witness, and Defendant states as follows:

1. Harvette Smith, the daughter of Plaintiff Shirley Sears, has inserted herself into the instant quiet title action and has been executing a campaign from the shadows to interfere with and to impact the adjudication of the matters at hand.

2. It is a matter of court record that Smith was the party that engaged in organized fraud¹ by delivering the purported affidavit of Lenita Gibbs to her place of employment, the North Miami Beach Police Department, to be notarized by a subordinate Sabrina Joseph. During this execution, the affidavit was purposefully filled out misleadingly, in that it stated that Gibbs was

¹ Pursuant to Florida Statute 817.034, which is defined by a “systematic, ongoing course of conduct with the intent to defraud or obtain property from another person through false pretenses or misrepresentations”

present when she signed it, and even provided a Florida Driver's license number.

3. In addition, Smith appeared at the Miami- Dade County Courthouse on May 13, 2024, where she knew Alona Naylor would be present at an in-person hearing, and proceeded to threaten the Defendant, which necessitated the contacting of the authorities.

4. Smith further sought to intimidate the Defendant after the incident at the courthouse by appearing in person at her deposition on May 15, 2024.

5. Regarding the property located at 3335 NW 13th Avenue, Miami, Florida (hereinafter the "Property"); in January, 2023, while litigation was pending, Smith contacted Julio Gaus from the investigative unit of the Miami-Dade County Property Appraiser's investigative unit with the intent of defrauding Gaus into investigating Naylor's homestead exemption.

6. During the July trial, Smith testified that she hired a private investigator to "find" notary public and witness Caridad Blanco. This private investigator was no other than disgraced former detective Edward Hill, who has a documented history of fabricating evidence. Hill, Smith, or some third party in the law enforcement illegally used the DAVID system to attempt to ascertain Blanco's whereabouts. The DAVID system includes personal details contained within the system, such as ones driver's license number, home address, license plates, Social Security number, driving history, emergency contact information and every one of a driver's license photos. The intent of the system is to aid law enforcement agencies with traffic investigations, not to invade the privacy of witnesses.

Fla. Stat. §914.22 (1) (f) Tampering with or harassing a witness, victim, or informant, states:

(1) A person who knowingly uses intimidation or physical force, or threatens another person, or attempts to do so, or engages in misleading conduct toward another person, or offers pecuniary benefit or gain to another person, with intent to cause or induce any

person to:

(f) Testify untruthfully in an official investigation or an official proceeding, commits the crime of tampering with a witness, victim, or informant.

7. It is clear from her track record that Smith has continued to use her resources as the former police chief of North Miami Beach to interject herself into the instant lawsuit. To that end, she has invaded the privacy of witnesses, provided fraudulently executed affidavits, and employed Edward Hill, who has been known to forge court documents and manufacture evidence against innocent parties.

WHEREFORE, Alona Naylor respectfully requests this Court enter a show cause order for tampering in this court's proceedings directed at Harvette Smith, imposing sanctions in the form of attorney fees and costs and any equitable remedies that the Court deems just and proper.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was filed via e-courtesy and served upon Keith D. Diamond, 3440 Hollywood Blvd, Suite 415, Hollywood, Florida 33021, and all other who will and shall receive this filing through the Florida efile portal this 10th day of September, 2024.

Jamar D. Jordan, Esquire
11900 Biscayne Boulevard, Suite 511
Miami, Florida 33181
(P) (305) 895-5588 (F)305-893-8413



Jamar D. Jordan, Esq.