

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

**STATE OF FLORIDA**

**v.**

**23-02935-CF**

**TOMASZ ROMAN KOSOWSKI /**

**DEFENDANT'S INVOCATION OF CONSTITUTIONAL RIGHTS**

1. The Undersigned, having been advised that I have been arrested and charged with a crime, do hereby invoke my RIGHT TO REMAIN SILENT under Article 1, Section 9 of the Florida Constitution and the FIFTH AMENDMENT to the UNITED STATES CONSTITUTION.

2. Furthermore, I do hereby invoke my RIGHT TO COUNSEL guaranteed by Article 1, Sections 2, 9 and 16 of the Florida Constitution; Rule 3.130, Florida Rules of Criminal Procedure; and the 5<sup>th</sup>, 6<sup>th</sup> and 14<sup>th</sup> Amendments to the United States Constitution, as interpreted by the United States Supreme Court in Miranda v. Arizona, 384 U.S. 436 (1966); Edwards v. Arizona, 451 U.S. 477 (1981); McNeil v. Wisconsin, 501 U.S. 171 (1991); and Arizona v. Roberson, 486 U.S. 675 (1988); and the Florida Supreme Court in Traylor v. State of Florida, 596 So. 2d 957 (1992).

3. By invocation of my foregoing RIGHT TO COUNSEL, I intend this to be an absolute expression of my desire for the assistance of any attorney in dealing with any custodial interrogation by law enforcement about my arrest or any other crime, or criminal activity under investigation, whether I am a suspect or witness.

4. Therefore, I demand that no local, State or Federal police or prosecution personnel (including jail inmates acting at the request or direction of such personnel) attempt to engage me in any conversation whatsoever, concerning any crime or criminal activity, whether presently charged or not, without first providing me an attorney and having that attorney present. Any person connected with law enforcement who allows a violation of these rights to occur shall be viewed as interfering with my attorney/client relationship as protected by the Florida and United States Constitution and by the Rules of Professional Conduct for attorneys.

5. I do not consent to speak to or meet with members of the media including but not limited to photographers, camera men/women, reporters or investigators from radio, television, newspapers, magazines, wire services or any other informational services. I further demand that the Sheriff not allow any of the above to contact or visit me.

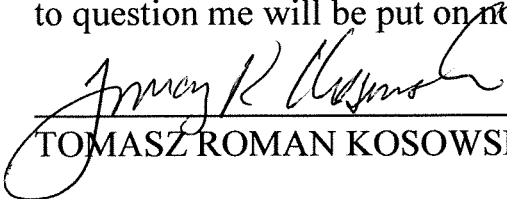
6. I do not consent to appear in any lineup, show-up, or any other identification procedure, including being photographed, without the presence of my lawyer.

7. I do not consent to the taking of any polygraph or voice stress examination, any voice sample, handwriting exemplar, hair, blood, urine, saliva, skin sample or fingernail scrapings without the presence of my lawyer.

8. I do not consent to the search of my residence, automobile, person or any other of my property.

9. This Invocation of Rights shall not be deemed to have been waived by me unless an attorney has been provided to me (either retained or appointed), and I execute a written waiver of these rights, signed by myself and my attorney in open court. Anyone violating this INVOCATION OF CONSTITUTIONAL RIGHTS will be subject to legal action for sanctions and/or damages.

10. I further demand my attorney serve a copy to the State Attorney, the arresting agency and the Sheriff's Office for placement in my jail file, so that anyone wishing to question me will be put on notice that I have invoked my rights.

  
TOMASZ ROMAN KOSOWSKI

March 27, 2023

---

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing was furnished electronically to The State Attorney's Office, [sabeservice@co.pinellas.fl.us](mailto:sabeservice@co.pinellas.fl.us) this 27<sup>th</sup> day of March 2023.

*s/Bjorn E. Brunvand* \_\_\_\_\_  
BJORN E. BRUNVAND, ESQ.  
BRUNVAND WISE, P.A.  
615 Turner Street  
Clearwater, Florida 33756  
Telephone No. (727) 446-7505  
Facsimile No. (727) 446-8147  
Email: [bjorn@acquitter.com](mailto:bjorn@acquitter.com) \_\_\_\_\_  
Florida Bar No. 831077  
Counsel for the Defendant