

ISSUE: 2 OF 2

THE FIRST INJECTION ORDER'S FOLDER



CREATED AND AUTHORED BY:

- 1. THE METROPOLITON POLICE FORCE**
- 2. THE ENFIELD COUNCIL**
- 3. NEIGHBOURS**

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CREATED IN
THE YEAR
OF
2016

Simon Cordell's INJUNCTION 1 INDEX

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1. Made on behalf of the Claimant
2. Witness Statement of Neville Gray
3. Statement No. 1
4. Dated Of August 2017

IN THE EDMONTON COUNTY COURT _____ CLAIM, NO:

BETWEEN:

THE MAYOR AND BURGESSES OF
THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

* MR SIMON CORDELL

Defendant

WITNESS STATEMENT OF MR NEVILLE GRAY

I, Mr Neville Gray, of PO BOX 50, Civic Centre, Silver Street, Enfield, EN1 3XA make this statement believing it to be true and understand that it may be placed before court.

Insofar as the content of this witness statement is within my own personal knowledge it is true and insofar as it is not within my personal knowledge It is true to the best of my knowledge.

I WILL SAY AS FOLLOWS

1. I am employed by the London Borough of Enfield as an in-house legal disrepair surveyor and have been so employed since February 2014. My role consists of carrying out property inspections, diagnosis and the management of repairs to the councils entire housing stock along with dealing with and overseeing all disrepair claims.

2. I make this Witness Statement in support of the Claimant's application for an injunction to stop the Defendant from causing intimidation, harassment and alarm to me, other Council Officers and residents near his property on Bumcroft Avenue, Enfield, EN3 7JQ. The application also seeks access to the Defendant's Property to enable the Claimant to carry out routine and maintenance inspections.

Background

3. The Defendant is a secure tenant of Flat 109 Burncroft Avenue, Enfield EN3 7QJ.
4. I first visited this property in the morning of 12 July 2017 at 11.00 am after complaints were made from the tenants at Flat 117 regarding the low pressure of their water supply. I knocked on the Defendant's flat at 109 but there was initially no answer, I had noticed that the front entrance door to the property was unlocked and slightly open; I could also hear a dog barking which appeared very aggressive. I shouted through the open door and explained that I needed to come to his property and check the water tap but he refused to come to the door. The Defendant was shouting and swearing at me to go away. At that time, I had immediately backed off and called the Claimant's call centre who then called his mother Ms Lorraine Cordell, on my behalf who then attended the Defendant's Property with her brother. The Defendant's still refused access and was extremely vocal and so that visit did not proceed but was re-scheduled for Thursday 13 July and then changed to Monday 17 July as his mother was not available.
5. On 12 July 2017 at 5.39pm, I received calls from both the Leaseholder and the Managing Agents of Flat 117 advising that their tenants' (Mr and Mrs Mathiyalakan) water supply had stopped completely. I also called the tenant of 113 (Mr Quinton) and he had agreed to meet me at his property:

I then called Ms Cordell and expressed urgency of accessing his property

also, this evening to check his stop cock. It was agreed for her to meet me at the property along with the tenant of 113 and the Leaseholder of 117, I contacted one of the Claimant's housing managers, Mr Clive Green who expressed his concern of me attending out of hours but it was then agreed that I could attend but call him as soon as I arrived and at ten-minute intervals.

6. On route to the property the Leaseholder of Flat 117 Mr John Irving called and said that their pressure was on and normal and was off for approximately 30 minutes. The pressure was poor that morning and became non-existent the same evening for 30 minutes without explanation and then returned to normal better than it had been since December 2016. This caused me concern as there was a strong suggestion that the Defendant was restricting pressure to the tenants of Flats 113 and 117 who have both confirmed the problems they have had and that the Defendant had said to them that he was controlling the water pressure previously.
7. Mr Quinton of Flat 113 said that he has not been at his property for 6 months as he is scared of the Defendant's violent conduct who had also banged and kicked on his front door previously.
8. The leaseholder of Flat 117 Mr John Irving also reported to me that the Defendant has been demanding money off of his tenant at 117 to the value of £500.
9. The Defendant refused access again in the evening on 12 July 2017 but when I was about to return to my car he came out and although he was initially reasonable, he then started shouting and swearing at me outside the main communal front entrance. I backed away and made my way to my car but he started following me continually showing aggression and using vile language, this must have been around 19:30pm, at that point I called

one of my managers and advised that I required assistance. The Defendant's behaviour continued to worsen against me and so I called the Police as he would not allow me to approach my car. A police reference number was provided to me on the day 775912072017 CAD.

10. I awaited the Police and they spoke to the Defendant's mother Lorraine Cordell. The Defendant refused to come out or allow access. He wanted me to return on Monday of which I have now refused to do because of his threats and violence.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed. 

Name. Mr Neville Gray

Dated this O-I day of August 2017

Acknowledgment of Service (Part 8 claim)

[click here to clear all text after printing](#)

You should read the ‘notes for defendant’ attached to the claim form which will tell you how to complete this form, and when and where to send it.

In the	
Claim No.	
Claimant (including ref)	
Defendant	

Tick and complete sections A - E as appropriate.
In all cases you must complete sections F and G

Section A

I **do not** intend to contest this claim

Give details of any order, direction, etc. you are seeking from the court.

Section B

I intend to contest this claim

Give brief details of any different remedy you are seeking.

Section C

I intend to dispute the court’s jurisdiction

(Please note, any application must be filed within 14 days of the date on which you file this acknowledgment of service)

The court office at

is open between 10 am and 4 pm Monday to Friday. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number.

Claim No.

Section D

I object to the claimant issuing under this procedure

My reasons for objecting are:

Section E

I intend to rely on written evidence

My written evidence:

is filed with this form

will be filed within 14 days as agreed with the other party(ies). A copy of the written agreement is attached to this form

Section F

Full name of defendant filing
this acknowledgment _____

Section G

Signed

(To be signed by
you or by your
solicitor or
litigation friend)

*(I believe)(The defendant believes) that the facts stated in
this form are true. *I am duly authorised by the defendant
to sign this statement

**delete as appropriate*

**Position or
office held**
(if signing on
behalf of firm
or company)

--

Date

--

Give an
address to
which notices
about this case
can be sent to
you

Postcode

Tel. no.

if applicable	
Ref. no.	
fax no.	
DX no.	
e-mail	

Notes for defendant (Part 8 claim form)

Please read these notes carefully - they will help you to decide what to do about this claim.

- You have 14 days* from the date on which you were served with the claim form to respond to the claim
- If you **do not return** the acknowledgment of service, you will be allowed to attend any hearing of this claim but you will **not** be allowed to take part in the hearing unless the court gives you permission to do so
- Court staff can tell you about procedures but they cannot give legal advice. If you need legal advice, you should contact a solicitor or Citizens Advice Bureau immediately

Time for responding

The completed acknowledgment of service must be returned to the court office within *(14 days) () of the date on which the claim form was served on you.

If the claim form was:

- sent by post, the *(14 days) () begins 2 business days from the date of the postmark on the envelope.
- delivered or left at your address, the *(14 days) () begins the second business day after it was delivered.
- handed to you personally, the *(14 days) () begins on the second business day it was given to you.

Completing the acknowledgment of service

You should complete sections A - E as appropriate. In **all** cases you must complete sections F and G.

Section A - not contesting the claim

If you do **not** wish to contest the remedy sought by the claimant in the claim form, you should complete section A. In some cases the claimant may only be seeking the court's directions as to how to act, rather than seeking a specific order. In these circumstances, if you wish the court to direct the claimant to act in a certain way, give brief details.

Section B - contesting the claim

If you do wish to contest the remedy sought by the claimant in the claim form, you should complete section B. If you seek a remedy different from that sought by the claimant, you should give brief details in the space provided.

Section C - disputing the court's jurisdiction

You should indicate your intention by completing section C and filing an application disputing the court's jurisdiction within 14 days of filing your acknowledgment of service at the court. The court will arrange a hearing date for the application and tell you and the claimant when and where to attend.

Section D - objecting to use of procedure

If you believe that the claimant should not have issued the claim under Part 8 because:

- there **is** a substantial dispute of fact involved; and
 - you do not agree that the rule or practice direction stated does provide for the claimant to use this procedure
- you should complete section D setting out your reasons in the space provided.

Section E - written evidence

Complete this section if you wish to rely on written evidence. You must send your written evidence to the court with your acknowledgment of service. It must be verified by a statement of truth or the court may disallow it. If you have agreed with the other party(ies)

an extension of time for filing your written evidence, a copy of your written agreement must be filed with your acknowledgment of service. Please note that the agreement can only extend time by 14 days from the date you file your acknowledgment of service.

Claims under section 1 of the Inheritance (Provision for Family and Dependents) Act 1975

A defendant who is a personal representative of the deceased must file and serve written evidence which must state to the best of that person's ability:

- full details of the value of the deceased's net estate, as defined in section 25 of the Act;
- the person or classes of person beneficially interested in the estate, and
 - the names and (unless they are parties to the claim) addresses of all living beneficiaries; and
 - the value of their interests in the estate so far as they are known;
- whether any living beneficiary (and if so, naming him) is a child or protected party within the meaning of Rule 21.1(2); and
- any facts which might affect the exercise of the court's powers under the Act.

Section F - name of defendant

Print your full name, or the full name of the defendant on whose behalf you are completing this form.

Serving other parties

You must send to any other party named on the claim form, copies of both the acknowledgment of service and any written evidence, at the same time as you file them with the court.

What happens next

The claimant may, within 14 days of receiving any written evidence from you, file further evidence in reply. On receipt of your acknowledgment of service, the court file will be referred to the judge for directions for the disposal of the claim. The court will contact you and tell you what to do next.

Statement of truth

This must be signed by you, by your solicitor or your litigation friend, as appropriate.

Where the defendant is a registered company or a corporation the statement must be signed by either the director, treasurer, secretary, chief executive, manager or other officer of the company or (in the case of a corporation) the mayor, chairman, president or town clerk.

**For claims under the Inheritance (Provision for Family and Dependents) Act 1975 the period is 21 days.*

Application for Injunction (General Form)

Name of court	Claim No.
EDMONTON COUNTY COURT	
Claimant's Name and Ref. THE LONDON BOROUGH OF ENFIELD (LS/157255)	
Defendant's Name and Ref. MR SIMON CORDELL	
Fee Account no. 0079006	

Notes on completion

Tick which boxes apply and specify the legislation where appropriate

- (1) Enter the full name of the person making the application
- (2) Enter the full name of the person the injunction is to be directed to
- (3) Set out any proposed orders requiring acts to be done. Delete if no mandatory order is sought.
- (4) Set out here the proposed terms of the injunction order (if the defendant is a limited company delete the wording in brackets and insert 'whether by its servants, agents, officers or otherwise').
- (5) Set out here any further terms asked for including provision for costs

- By application in pending proceedings
- Under Statutory provision Part 1 ANTI-SOCIAL BEHAVIOUR CRIME ACT 2014
- This application is made under Part 8 of the Civil Procedure Rules



This application raises issues under the Human Rights Act 1998 Yes No

The Claimant ⁽¹⁾ THE LONDON BOROUGH OF ENFIELD applies to the court for an injunction order in the following terms:

The Defendant ⁽²⁾ MR SIMON CORDELL must ⁽³⁾

1. Permit the Claimant's employees and contractors access into 109 Burncrof Avenue, Enfield, EN3 7JQ to carry out routine maintenance inspections and necessary repairs within 48 hours of written notification.

2. Keep his dog on a lead in communal areas outside his property.

The Defendant MR SIMON CORDELL be forbidden (whether by himself or by instructing or encouraging or permitt any other person) ⁽⁴⁾

3. From engaging or threatening to engage in conduct that is likely to cause pl violence and verbal abuse to the Claimant's employees, tenants and visitors to block of flats at Burncroft Avenue, Enfield.

4. From engaging or threatening to engage in conduct that is likely to cause intimidation, harassment, alarm and distress to the Claimant's employees, ten and visitors to the block of flats at Burncroft Avenue, Enfield.

5. From engaging or threatening to engage in conduct that is likely to cause nuisance and annoyance to the Claimant's employees, tenants and visitors to t block of flats at Burncroft Avenue, Enfield.

6. From using his pet dog to frighten, intimidate or threaten violence to the Claimant's employees, tenants and visitors of the block of flats at Burncroft Avenue, Enfield.

The court office at

is open between 10am and 4pm Mon - Fri. When corresponding with the court, please address all forms and letters to the Court Manager and quote the claim n N16A General form of application for injunction (05.14)

This form is reproduced from <http://hmctsformfinder.justice.gov.uk/HMCTS/FormFinder.do> and is subject to Crown copyright protection. Contains public sect information licensed under the Open Government Licence v3.0

7. A power of arrest is attached to paragraphs 3 to 6 above.

8. Costs in the case

And that ⁽⁵⁾

The grounds of this application are set out in the written evidence of ⁽⁶⁾ LEMMY NWABUISI, NEVILLE GRAY, JOHN IRVING, MARKANDU MATHIYALAGAN and GEORGE QUINTON. sworn (signed) on 01, 02, 07 AND 08 AUGUST 2017

This written evidence is served with this application.
This application is to be served upon ⁽⁷⁾ MR SIMON CORDELL

This application is filed by ⁽⁸⁾ ENFIELD COUNCIL LEGAL SERVICES (the Solicitors for) the Claimant (Applicant/Petitioner) whose address for service is PO BOX 50, CIVIC CENTRE, SILVER STREET, ENFIELD, MIDDLESEX EN

Signed



Dated 08 AUGUST 2017

(6) Enter the names of all persons who have sworn affidavits or signed statements in support of this application

(7) Enter the names and addresses of all persons upon whom it is intended to serve this application

(8) Enter the full name and address for service and delete as required

Name and address of the person application is directed to

To*
of

This section to be completed by the court

**This application will be heard by the (District) Judge
at
on the day of 20 at o'clock**

If you do not attend at the time shown the court may make an injunction order in your absence

If you do not fully understand this application you should go to a Solicitor, Legal Advice Centre or a Citizens' Advice Bureau

IN THE EDMONTON COUNTY COURT

CLAIM NUMBER:

BETWEEN:

THE MAYOR AND BURGESSES OF THE
LONDON BOROUGH OF ENFIELD

(CLAIMANT)

-AND-

MR SIMON CORDELL

(DEFENDANT]

DRAFT ORDER

IMPORTANT PENAL NOTICE

If you do not obey this Order you will be guilty of contempt of court and you may be sent to prison

If you, Mr Simon Cordell (the Defendant) disobey this Order you will be guilty of contempt of court and you may be sent to prison or fined or have your asset seized. You should read this Order carefully and are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge this Order.

Before Circuit/ District Judge

The Defendant MR SIMON CORDELL must:

1. Permit the Claimant's employees and contractors access into 109 Burncroft Avenue, Enfield, EN3 7JQ to carry out routine maintenance inspections and necessary repairs within 48 hours of written notification.

Z. Keep his dog on a lead in communal areas outside his property.

The Defendant MR SIMON CORDELL be forbidden (whether by himself or by instructing or encouraging or permitting any other person)

3. From engaging or threatening to engage in conduct that is likely to cause physical violence and verbal abuse to the Claimant's employees, tenants and visitors to the block of flats at Bumcroft Avenue, Enfield.

4. From engaging or threatening to engage in conduct that is likely to cause intimidation, harassment, alarm and distress to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.

5. From engaging or threatening to engage in conduct that is likely to cause nuisance and annoyance to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.

6. From using his pet dog to frighten, intimidate or threaten violence to the Claimant's employees, tenants and visitors of the block of flats at Bumcroft Avenue, Enfield.

7. A power of arrest is attached to paragraphs 3 to 6 above.

8. Costs in the case

Mr Simon Cordell
109 Burncroft Avenue
Enfield
EN3 7JQ

Please reply to : Legal Services
PO Box 50, Civic Centre
Silver Street,
Enfield EN1 3XA


E-mail : Zena.Ndereyimana@Enfield.gov.uk
DX : 90615 ENFIELD 1
Fax : 0208 379 6492
My Ref : LS//ZN/157255
Date : 9 August, 2017

By Process Server

Dear Sir / Madam,

LONDON BOROUGH OF ENFIELD v CORDELL
Claim Number: **DO2ED073**
Hearing on **21st AUGUST 2017** at Edmonton County Court 59 Fore Street, Edmonton,
London, N18 2TN **at 10:00am** *JK*

In relation to the above matter, please find a copy of the injunction application and court order dated 9th August 2017.

Yours sincerely,

Zena Ndereyimana,
Paralegal

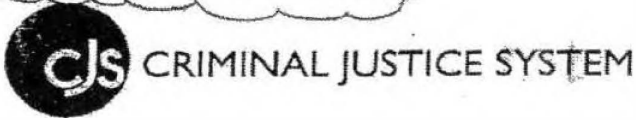
For Assistant Director, Legal Services

IMPORTANT – Enfield residents should register for an online Enfield Connected account. Enfield Connected puts many Council services in one place, speeds up your payments and saves you time – to set up your account today go to www.enfield.gov.uk/connected

02093451157
Police office Enfield Town,

0208 721 4131

774131



774124
774083



Mr [REDACTED]
Burncroft Avenue
Enfield
EN37JQ

Witness Care Unit
Holborn Police Station
10 Lambs Conduit Street
Holborn
London WC1N 3NR

0208 247 7530 10am - 2pm Mon-Fri

7th October 2016

Dear Mr [REDACTED]

Case Against Simon Cordell
Unique Reference Number 01YE0355816

I am writing to confirm that you are required to attend court to give your evidence.

At the hearing on 5th October, 2016 at Highbury Corner Magistrates Court, Simon Cordell pleaded "not guilty" to the following offences:

- 1 Use threatening / abusive / insulting words / behaviour with intent to cause fear of / provoke unlawful violence
- 2 Criminal damage-to property valued under £5000

The defendant is on bail with the following conditions: not to contact you or attend your address and to reside at a designated address known to police. If you witness the defendant breaking these conditions, call 101 or in an emergency, 999 immediately.

A trial has been arranged to take place at Highbury Corner Magistrates Court at 13:30 p.m. on 17/11/2016. On arrival, please make your way to WITNESS SERVICE and you wait in their suite which is separate to the public and read through your statement. Please collect a blue claim form to claim any expenses of loss of earnings.

If you do not attend a WITNESS SUMMONS may be issued to enforce your attendance.

25

Please confirm if you wish for your contact details to be passed onto the Witness Service. They offer support to victims and witnesses, on the day you attend court and they can arrange for you to visit the court, before the day of the trial, so that you can have a look around. If you would like to visit the court please contact the Witness Service on 0300 332 100Q

Thank you for your assistance as a witness, as giving evidence is very important and your help is greatly appreciated.

Yours sincerely

Thomas Jones Witness
Care Officer

What you should do now

- ❖ Please call WITNESS CARE to confirm that you will be attending.
- ❖ Please attend Highbury Corner Magistrates court at 13:30 p.m. on 17/11/2016
- ❖ For further information about being a witness, visit: <http://www.iustice.gov.uk/victims-and-witnesses/workino-with-victims-witnesses>

Mr Simon Cordell 109
Burncroft Avenue
Enfield EN37JQ

Please reply to: Lemmy Nwabuisi
Anti-Social Behaviour Team
Community Safety Unit
B Block North
Civic Centre
Enfield
EN1 3XA

E-mail: lemmy.nwabuisi@enfield.gov.uk My

Ref:

Your Ref:

Date: 29 November 2016

Dear Mr Cordell,

Re: Reports of Anti-Social Behaviour, Harassment, Intimidation and Threatening Behaviour

I write with regards to reports of anti-social behaviour, intimidation, harassment and threatening behaviour made against you by your neighbours.

The reports include using threatening, abusive and insulting words and language, aggressively demanding money, intimidation and making threats towards your neighbours. It is also alleged that on 4th October 2016, you banged on your ceiling and you later started to bang and kick at your neighbour's door. It is alleged that you were very aggressive and was shouting through your neighbour's door and that you then proceeded to drag his motorbike from where it was parked and started to smash it up.

It is also alleged that your dogs are left by themselves all day and night barking and causing noise disturbances to your neighbours. Your neighbours have also alleged that you have installed a CCTV in the communal area with the camera pointing towards the main entrance to the block thereby making them to feel very uncomfortable when entering and leaving the block. Your neighbours have alleged that this is an invasion of their privacy.

If these allegations are true, they are in breach of the following terms and conditions of your Tenancy Agreement:

Ian Davis
Director - Regeneration &
Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN13XY



Website: www.enfield.gov.uk

2.2.1 Anti-social behaviour, nuisance and noise disturbance.

We will consider all legal remedies available to us to deal with anti-social behaviour, domestic abuse, harassment, rate crime, nuisance, gang activity and other criminal activity where this is supported by sufficient evidence.

If we take legal action, we will ask the court to give us an order against you for the legal costs we have incurred.

Condition 10. You must not act in any way which causes, or is likely to cause, a nuisance or annoyance or is anti-social.

Condition 11. You must install any radio and/or video equipment or carry out any physical measures to respond to any nuisance or anti-social behaviour which you are suffering from without first consulting us,

2.2.3 Harassment and hate crime.

Condition 16. You must not harass or threaten to harass anyone because of their age, colour, culture, disability, ethnic origin, gender, gender reassignment, HIV status, nationality, race, religion, sexual orientation or for any reason.

2.2.6 Other unacceptable behaviour

Condition 21. You must not abuse, harass, make offensive comments and/or malicious allegations, use or threaten to use violence against any of our officers or agents, or against a councillor. This applies at any time and in any place. We may report the matter to the police.

2.15 Pet(s) and animal(s)

Condition 76. You have the right to keep one pet, or animal such as a cat, a dog, small bird, fish, non-poisonous insect, spider, small snake or lizard, rabbit, hamster, guinea pig, mouse, gerbil or domestic rat as long as they do not cause damage to the property, or nuisance or annoyance to anyone in your locality-

Condition 81. If your pet(s) or animal(s) is/are causing a nuisance, annoyance or disturbance to others, or is/are being treated inappropriately or cruelly, we

will take action and give written notice asking you to remove it/them from your home.

It is very important that we meet with you to discuss these very serious allegations and give you the opportunity to respond to them. I have therefore arranged for you to meet with me at the Civic Centre, Silver Street, Enfield, **EN1 3XY** at 2pm on Tuesday, 6th December 2016 to discuss this matter. Please ask to see Mr Lemmy Nwabuisi from the ASB Team, Community Safety Unit at the reception when you get to the Civic Centre.

Yours Sincerely

Lemmy Nwabuisi
ASB Team

IMPORTANT - Enfield residents should register for an online Enfield Connected account Enfield Connected puts man
Council services in ore place, speeds up your payments and saves you lime - to set up your account today go to
www.enfield.gov.uk/connected



**Claim Form
(CPR Part 8)**

In the Edmonton County Court

Claim no. D 0 2 E D 0 7 3

Fee Account no.

Help with Fees - Ref no. (if applicable) H W F -

Claimant

THE LONDON BOROUGH OF ENFIELD
PO BOX 50
CIVIC CENTRE
SILVER STREET
ENFIELD
EN 1XA



Defendant(s)

MR SIMON CORDELL
109 BURNCROFT AVENUE
ENFIELD
EN3 7JQ

Does your claim include any issues under the Human Rights Act 1998? Yes No

Details of claim (see also overleaf)

The Claimant seeks an injunction against the Defendant on the following terms:

MR SIMON CORDELL must:

1. Permit the Claimant's employees and contractors access into 109 Burncroft Avenue, Enfield, EN3 7JQ to carry out routine maintenance inspections and necessary repairs within 48 hours of written notification.
2. Keep his dog on a lead in communal areas outside his property.

The Defendant MR SIMON CORDELL be forbidden (whether by himself or by instructing or encouraging or permitting any other person)

3. From engaging or threatening to engage in conduct that is likely to cause physical violence and verbal abuse to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.

Defendant's name and address

Court fee 308.00 £

Legal representative's costs TBA

Issue date 05 AUG 2017

For further details of the courts www.gov.uk/find-court-tribunal.
When corresponding with the Court, please address forms or letters to the Manager and always quote the claim number.

Claim no.

Details of claim *(continued)*

4. From engaging or threatening to engage in conduct that is likely to cause intimidation, harassment, alarm and distress to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.
5. From engaging or threatening to engage in conduct that is likely to cause nuisance and annoyance to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.
6. From using his pet dog to frighten, intimidate or threaten violence to the Claimant's employees, tenants and visitors of the block of flats at Burncroft Avenue, Enfield.
7. A power of arrest is attached to paragraphs 3 to 6 above.
8. Costs in the case

Statement of Truth

*(I believe)(The Claimant believes) that the facts stated in these particulars of claim are true.

* I am duly authorised by the claimant to sign this statement.

Full name Ludmilla Iyavoo

Name of claimant's legal representative's firm Enfield Council, Legal Services

signed



*(Claimant)(~~Litigation friend~~)
(Legal representative's solicitor)

position or office held Solicitor

(if signing on behalf of firm or company)

**delete as appropriate*

THE LONDON BOROUGH OF ENFIELD
LEGAL SERVICES
PO BOX 50
CIVIC CENTRE
SILVER STREET
ENFIELD
EN 1XA

Claimant's or claimant's legal representative's address to which documents should be sent if different from overleaf. If you are prepared to accept service by DX, fax or e-mail, please add details.



**METROPOLITAN
POLICE**

Working together for a safer London

Prevention of Harassment Letter (Police Copy)

To: SIMON CORDELL

Name:

Date of birth:

26/01/81

Address: 109, BURNCROFT AVENUE
ENFIELD,
Postcode: EN3 7JQ

An allegation of harassment has been made against you:

Details of alleged conduct (specific actions that are cause for complaint):

Following a female whilst she is alone, and with her partner to their vehicle, asking why they are causing noise and tacking him inside of his home address causing the person harrassment and distress.

HARASSMENT IS A CRIMINAL OFFENCE under the Protection from Harassment Act 1997.

"A person must not pursue a course of conduct which amounts to harassment of another and which he/she knows, or ought to know, amounts to harassment of the other."

Harassment can take many forms and examples can include: wilful damage to property, assault, unwarranted verbal or physical threats, abusive communication or repeated attempts to talk to or approach a person who is opposed to this.

It is important that you understand that should you commit any act or acts either directly or indirectly that amount to harassment, you may be liable to arrest and prosecution. A copy of this letter which has been served on you will be retained by police but will not be disclosed now to the alleged victim. However a copy could be disclosed in any subsequent criminal proceedings against you as proof that police have spoken to you about this allegation. This does not in any way constitute a criminal record and will only be referred to should further allegations of harassment be received.

Signature of recipient of form: Refused to Sign
his is not an admission or acceptance of the allegation)

Officer issuing: PC SELESON 4157E
(Rank, surname, warrant number, station attached, contact telephone number)

POLICE USE ONLY

CRIS REPORT NUMBER: 5210999/17
CRIMINT LOG NUMBER: YERT00411569
Date and time of issue: 28/05/17 14:02HRS

Exhibit No.:	<u>SIS</u> 11
Description:	One (1) Allegation of Harassment Warning Letter Form 9993
Date:	<u>28/05/17</u>
I identify this exhibit as that referred to in my statement.	
Signature:	<u>[Signature] 4157E</u>

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

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Statement of: PC SERGISON 415YE

Age if under 18: over 18 (if over 18 insert 'over 18') Occupation: Police Officer

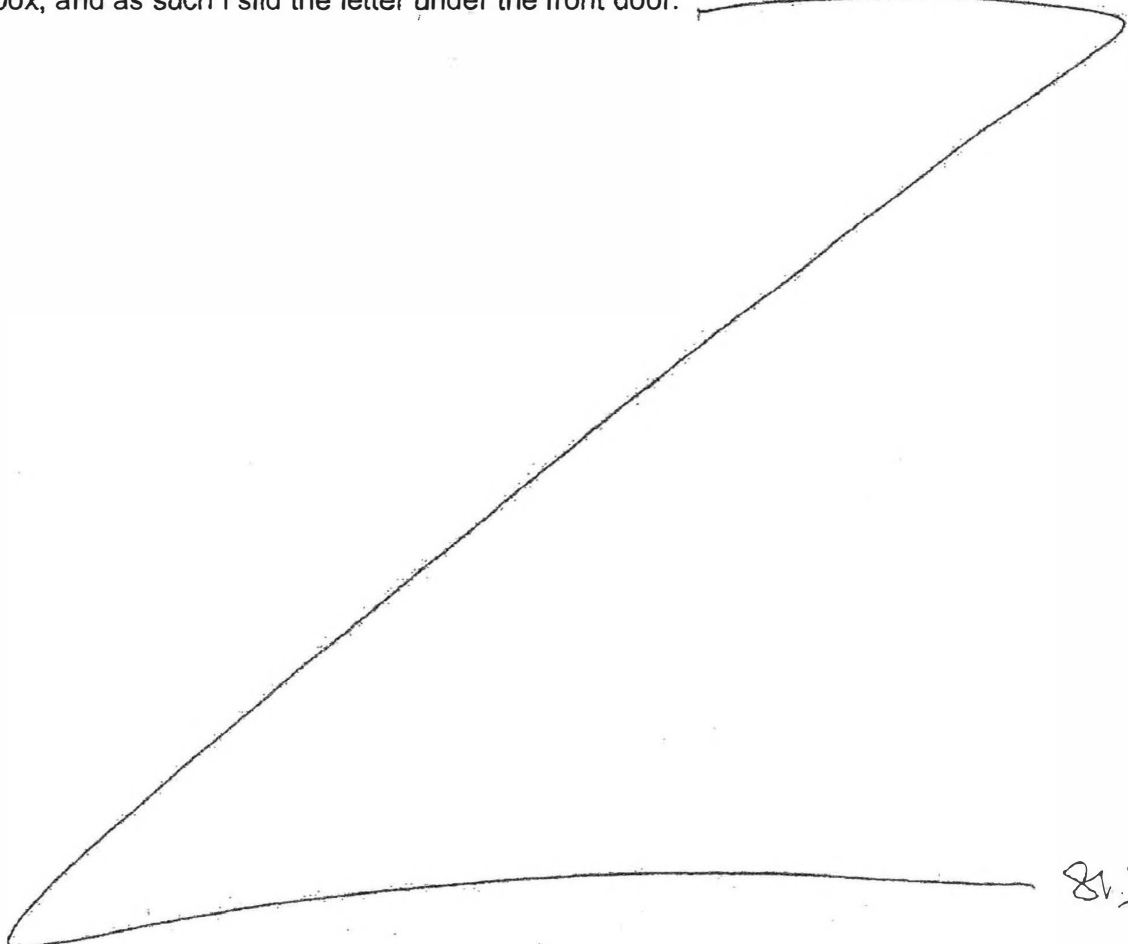
This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature:

Scott Sergison 415YE

Date: 28/05/2017

On SUNDAY 28 MAY 2017 I was on duty in uniform call sign YE801 with PC 446YE. I attended 109, BURNCROFT AVENUE EN3 7JQ. This is the home address of SIMMON CORDELL 26/01/1981. I attended the address to issue a first issue harassment letter to SIMON CORDELL cris number 5210999/17 refers. At 1402hrs I knocked on the front door where SIMON CORDELL refused to answer the door to police. I explained the reason for the Harassment letter. SIMON CORDELL prevented me from posting the letter into the letter box, and as such I slid the letter under the front door.



S.S

Witness Signature:

Scott Sergison 415YE

62

Signature Witnessed by Signature:

Mr Simon Cordell
109 Burncroft
Avenue Enfield EN3
7JQ

Please reply to: Lemmy nwabuisi
Anti-Social Behaviour Team
Community Safety Unit
B Block North
Civic Centre
Enfield
EN13XA

E-mail: lemmy.nwabuisi@enfield.gov.uk

My Ref:
Your Ref:
Date: 16 March 2017

Dear Mr Cordell,

Re: Allegations of Anti-Social Behaviour, Harassment, Intimidation and Threatening Behaviour

I write with regards to reports of anti-social behaviour, intimidation, harassment and threatening behaviour made against you by your neighbours.

I wrote to you on 29th December 2016 to arrange to meet with you on 6th December 2016 to discuss these reports but you cancelled the meeting. I wrote to you again on 31st January 2017 to arrange to meet with you on 9th February 2017, you also cancelled the meeting. I then wrote to you again on 16th February 2017 to arrange to meet with you on 22nd February 2017 and again you cancelled the meeting. I have enclosed all three letters for your information.

It is unfortunate that you have repeatedly refused to meet with us to discuss this matter and look at ways to resolve the problems between you and your neighbours. The allegations made against you by your neighbours, if true, are very serious breaches of your tenancy conditions. It is important that we meet with you to discuss these allegations and give you the opportunity to respond to them.

I have therefore arranged for you to meet with me at the Civic Centre, Silver Street, Enfield, EN1 3XY at 3pm on Wednesday, 22nd March 2017 to discuss this matter. You should contact me on 02083795354 to rearrange the meeting if this date is not convenient for you.

Ian Davis
Director - Regeneration &
Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN3XY.



Website: www.enfield.gov.uk

Please note that if you fail to attend or call to rearrange this meeting, then we will have no option but to serve a notice of seeing possession against your tenancy without further warning. The council may also take further tenancy enforcement and/or legal action against you if further substantiated allegations are made against you.

Kind Regards

Yours Sincerely

Lemmy Nwabuisi
ASB Team

IMPORTANT - Enfield residents should register for an online Enfield Connected account. Enfield Connected puts many Council services in one place, speeds up your payments and saves you time - to set up your account today go to www.enfield.gov.uk/connected

Injunction Order

Between Mr Simon Cordell, Defendant
and London Borough Of Enfield, Claimant

London Borough Of Enfield
P O Box 50
Civic Centre
Silver Street
Enfield
EN1 3XA
90615 ENFIELD 1

In the County Court at
Edmonton

Claim Number	D02ED073
Claimant (including ref.)	London Borough Of Enfield LS/C/LI/157255
Defendant (including ref.)	Mr Simon Cordell



*** you do not obey this order you will be guilty of contempt of court and you may be sent to prison**

If you, Mr. Simon Cordell (the Defendant) disobey this Order you will be guilty of contempt of Court and you may be sent to prison or fined or have your asset seized. You should read this Order carefully and are advised to consult a solicitor as soon as possible. You have the right to ask the Court to vary or discharge this Order.

Before Deputy District Judge Harris sitting at the County Court at Edmonton, 59 Fore Street, London, N18 2TN

Upon hearing Solicitor for the Claimant on without notice application,

IT IS ORDERED THAT:

1. The Defendant, Mr. Simon Cordell permit the Claimant's employees and contractors access into 109 Burncroft Avenue, Enfield, EN3 7JQ to carry out routine maintenance inspections and necessary repairs within 48 hours of written notification.
2. The Defendant, Mr. Simon Cordell keep his dog on a lead in communal areas outside his property.
3. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from engaging or threatening to engage in conduct that is likely to cause physical violence and verbal abuse to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.
4. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from engaging or threatening to engage in conduct that is likely to cause intimidation, harassment, alarm and distress to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.
5. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from engaging or threatening to engage in conduct that is likely to cause nuisance and annoyance to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.
6. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from using his pet dog to frighten, intimidate, or threaten violence to the Claimant's employees, tenants and visitors at Burncroft Avenue, Enfield.
7. A power of arrest is attached to paragraphs 3 to 6 above.
8. This order shall remain in force until 8 August 2018 at 23:59 unless before then it is revoked by further order of the court.

The court office at the County Court at Edmonton, 59 Fore Street, London, N18 2TN. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number. Tel: 020 8884 6500. Check if you can issue your claim online. It will save you time and money. Go to www.moneyclaim.gov.uk to find out more.

9. **Matter be listed for a further bearing at 10:00AM on 21 August 2017 at the County Court at Edmonto**
59 Fore Street, London. N1S 2TN with a time estimate of 30 minutes.
10. Costs in the ease.

You are entitled to apply to the court to reconsider the order before the day.

If your case does settle prior to the hearing date please notify the court in writing.

Cases are listed in accordance with local hearing arrangements determined by the Judiciary and implemented in court staff. Every effort is made to ensure that hearings start either at the time specified or as soon as possible thereafter. However, listing practices or other factors may mean that delays are unavoidable. Furthermore, in some instances a case may be released to another judge, possibly at a different court or adjourned to another date, please contact the court for further information on the listing arrangements that may apply to your hearing.

Your case has been listed at the same time as several other cases but you are required to attend Court at the time given in your notice, or earlier if you need to speak to your legal representative. When you arrive at Court you should report to an Usher who will tell you if the other party are in attendance. You may wish to consult with the court before going to Court to attempt to clarify/resolve any outstanding issues.

The Judge will decide the order in which cases are called based on who is in attendance, the time estimate and other factors. Please ensure that the Usher is aware of your whereabouts at all times. If you are not in the court at the inquired time and your case is called it will be heard in your absence.

You may be able to get free legal aid advice. Go online at www.gov.uk/legal-aidforfurther information.

Dated 9 August 2017

Power of arrest

Name of defendant

Mr. Simon Cordell

Defendant's address

109 Burncroft Avenue
Enfield
London
EN3 7JQ

Name of court

County Court at Edmonton

Claim No.

D02ED073

Claimant's name (including ref.)

The Mayor and Burgesses of The London Borough
of Enfield (LS/C/LI/157255)

Defendant's name (including ref.)

Mr. Simon Cordell



Date order made

9 / 8 / 2017

Name of judge

Deputy District Judge Harris

Order made(insert
statutory provision)

The Anti-Social Behaviour, Crime and Policing Act 2014

This order includes a power of arrest under (insert statutory provision)

The Anti-Social Behaviour, Crime and Policing Act 2014

The relevant paragraphs of the order to which a power of arrest has been attached are:

(set out those paragraphs of the order to which the power of arrest is attached, if necessary continue on a separate sheet)

See attached

This power of arrest was ordered on

9 / 8 / 2017

and expires on the

8 / 8 / 2018

Note to Arresting Officer

Where the defendant is arrested under the power given by section 155 of the Housing Act 1996, or section 27 of the Police and Justice Act 2006; or section 43 of the Policing and Crime Act 2009; or section 4 of the Anti-Social Behaviour, Crime and Policing Act 2014:-

- the defendant shall be brought before the judge within the period of 24 hours beginning at the time of their arrest;
- a constable shall inform the person on whose application the injunction was granted, forthwith where the defendant is arrested under the power given by section 155 of the Housing Act 1996 or as soon as reasonably practicable where the defendant is arrested under the power given by section 27 of the Police and Justice Act 2006 or section 43 of the Policing and Crime Act 2009 or section 4 of the Anti-Social Behaviour, Crime and Policing Act 2014.

Nothing in section 155 of the Housing Act 1996 or section 27 of the Police and Justice Act 2006 or section 43 of the Policing and Crime Act 2009 or section 4 of the Anti-Social Behaviour, Crime and Policing Act 2014, shall authorise the detention of the respondent after the expiry of the period of 24 hours beginning at the time of their arrest.

In calculating any period of 24 hours, no account shall be taken of Christmas Day, Good Friday or any Sunday.

Name of Claimant

The Mayor and Burgesses of The London Borough of
Enfield

Claimant's address

PO Box 50
Civic Centre
Silver Street
Enfield
EN1 3XA

Claimant's phone number

0208 3796438



3. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from engaging or threatening to engage in conduct that is likely to cause physical violence and verbal abuse to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.

4. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from engaging or threatening to engage in conduct that is likely to cause intimidation, harassment, alarm and distress to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.

5. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) engaging or threatening to engage in conduct that is likely to cause nuisance and annoyance to the Claimant's employees, tenants and visitors to the block of flats at Burncroft Avenue, Enfield.

6. The Defendant, Mr. Simon Cordell be forbidden (whether by himself or by instructing or encouraging or permitting any other person) from using his pet dog to frighten, intimidate, or threaten violence to the Claimant's employees, tenants and visitors at Burncroft Avenue, Enfield.

Mr Simon Cordell 109
Bumcroft Avenue
Enfield EN3 7JQ

Please reply to: Lemmy Nwabuisi
Anti-Social Behaviour Team
Community Safety Unit
B Block North
Civic Centre
Enfield
EN1 3XA

E-mail: lemmy.nwabuisi@enfield.gov.uk My
Ref:
Your Ref:
Date: 16 February 2017

Dear Mr Cordell,

Re: Allegations of Anti-Social Behaviour, Harassment, Intimidation and Threatening Behaviour

I write with regards to reports of anti-social behaviour, intimidation, harassment and threatening behaviour made against you by your neighbours.

As requested, I sent an email to you on 10th February 2017 with details of the allegations made against you. We now need to meet with you to discuss these allegations and give you the opportunity to respond to them.

I have therefore arranged for you to meet with me at the Civic Centre, Silver Street, Enfield, EN1 3XY at 2.30pm on Wednesday, 22nd February 2017 to discuss this matter. You should contact me on 02083795354 to rearrange the meeting if this date is not convenient for you. Please ask to see Mr Lemmy Nwabuisi from the ASB Team, Community Safety Unit at the reception when you get to the Civic Centre.

Yours Sincerely



Lemmy Nwabuisi
ASB Team

1. Made on behalf of the Claimant
2. Witness Statement of Lemmy Nwabuisi
3. Statement No. t
4. Exhibit No LN1
5. Dated 7 August 2017

IN THE EDMONTON COUNTY COURT CLAIM, NO

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON
BOROUGH OF ENFIELD Claimant

-and-

MR SIMON CORDELL Defendant

WITNESS STATEMENT OF MR LEMMY NWABUISI

I, Mr Lemmy Nwabuisi, of PO BOX 50, Civic Centre, Enfield, EN1 3XA make this statement believing it to be true and understand that it may be placed before court.

Insofar as the content of this witness statement is within my own personal knowledge it is true and insofar as it is not within my personal knowledge it is true to the best of my knowledge.

I WILL SAY AS FOLLOWS

1. I am employed by the London Borough of Enfield as an Anti-Social Behaviour Coordinator in the Community Safety Unit. I have held this employment since August 2016. My role as an Anti-Social Coordinator consists of investigating and dealing with reports of anti-social behaviour involving council and non-council tenants. My involvement with the Defendant was due to allegations of verbal abuse, threats, harassment and intimidation made against him by some of his neighbours.

2. I make this Witness Statement in support of the Claimant's application for an injunction to stop the Defendant from causing intimidation, harassment and alarm to other residents and their visitors on Burncroft Avenue
3. The Defendant is a secure tenant of the Claimant at 109 Burncroft Avenue, Enfield, Middlesex, EN3 7JQ. His tenancy commenced on 14th August 2006. I hereby attach a bundle of documents relating to this case as exhibit number LN1. A copy of the Defendant's tenancy agreement and terms and conditions are hereby attached at pages 1-24.
4. The reports concerning the Defendant's alleged anti-social behaviour towards his neighbours was first brought to my attention in October 2016 when a case involving the Defendant and one of his neighbours was referred to me for investigation. The Defendant was reported to have caused frequent acts of harassment and anti-social behaviour against an elderly neighbour. The Defendant was arrested by the Police and bailed to a different address. The matter was referred to the Highbury Corner Magistrates' Court on 05 October 2016 where a first hearing took place. The Defendant pleaded not guilty and the trial was fixed for 17 November 2016. However, the trial did not proceed due to insufficient support as the elderly tenant was unable to attend Court due to health reasons. A copy of a letter from the Magistrate Court is attached to this statement at pages 25-26.
5. The Defendant was previously known to the Claimant and an anti-social behaviour order was made on 4 August 2015 by the Magistrates Court to prevent him from knowingly using or supplying property, personal or otherwise, for the use in a rave as defined in s.63(1) of the Criminal Justice Order Act 1994. The order was made for a duration of 5 years. A copy of the Order is at page 27 of the exhibit bundle.

- 6, On 6th August 2016, the Defendant threatened and shouted abuse at Mr and Mrs Mathiyalagan tenants of 117 Bumcroft Avenue, He aggressively demanded money from him and threatened to beat him up. The Defendant also repeatedly swore at Mr Mathiyaiagan's wife, called her a 'witch' and tried to stop the Mr Mathiyalagan from going up the stairs to his flat by standing in front of him and blocking his advance by placing his hands on the staircase railings. Mr Mathiyaiagan has already provided a witness statement in support these proceedings to confirm that this incident happened. A file note of this report is exhibited at pages 28-30 of the exhibit bundle LN1.
- 7, On 8th August 2016, Mr Mathiyalagan reported that the Defendant aggressively banged on his front door, shouted abuse at him and his wife and accused them of making noise. Mr Mathiyalagan reported to us that he believes that the Defendant used a screw driver to damage the lock on his meter cupboard and removed the fuse box thereby cutting off their electricity supply. Mr Mathiyalagan reported this incident to the police and was given reference number CAD 7934/August 2016. A file note of this report is exhibited at pages 28-30 of the exhibit bundle,
- 8, On 27th September 2016, Mr Mathiyalagan reported that the Defendant confronted him as he returned to his flat with his wife and young daughter and threatened and swore at him and demanded money from him. A file note of the report is on pages 28-30 of the bundle.
- 9, On 28th September 2016, Mr Mathiyalagan reported that the Defendant aggressively banged on his door and threatened and shouted abuse and swear words at him and his wife. The Defendant also aggressively demanded money from Mr Mathiyaiagan, A file of the report is at pages 28-30 of the exhibit bundle.
- 10, On 11th November 2016, my former colleague, Sarah Fletcher interviewed an elderly resident who wished to remain anonymous. He said that the Defendant approached him as he came out of his flat and started to shout abuse, swear at him and threatened to bum down the elderly neighbour's fiat. The report

continued that sometime around mid-September 2016, one of the Defendant's neighbours reported that the Defendant confronted him outside his block as he was going to the local park and started to shout abuse and threats at him and said to him "i can get you over at the park, I know you go for a walk". This incident led to his arrest and to the matter being referred to the Magistrates Court. A file note of the report is exhibited on page 31 of the exhibit bundle LN1.

11.1 had meetings with Mr George Quinton, one of the Defendant's neighbours on 16th December 2016 and 11th January 2017, He reported that he was experiencing problems with the Defendant's behaviour, and that on 4th October 2016, the Defendant aggressively banged on his ceiling and accused him of making noise. The Defendant then went to the neighbour's fiat upstairs and started kicking and banging on the front door and was swearing and shouting at him. The Defendant later went downstairs, dragged the neighbour's motorbike from where it was parked and started to hit it with a piece of wood. A file note of the report is at pages 32-34 of the exhibit bundle.

12. On 22^{na} November 2016, during a telephone conversation with my former colleague Ms Sarah Fletcher, the Defendant was heard saying to his mother, who was present with him, 'I'm gonna do her over, I'm gonna take her job just for fun' referring to Ms Fletcher. A file note of the incident is at page 34A of the exhibit bundle.

13.1 hereby attach a case history detailing incident of reports from Mr Mathiyalagan about the abuse, threats and persistent intimidation by the Defendant. The case history is at pages 35 to 40 of the exhibit bundle LN1. It shows that Mr Mathiyatagan reported incidents too numerous to set out in this statement about abuse, threats, attempts to extort money and intimidation by the Defendant. Examples are that the Defendant banged on his front door while his wife was alone at home with their young daughter and shouted abuse at his wife and asked her to turn off the bathroom taps. He also removed his electricity fuse thereby

cutting off their power supply. Mr Mathiyalagan reported the incident to the police and was given CAD 5753/23 December 2016. A file note of this incident is at page 37 of the exhibit bundle.

14. Other examples of aggressive and antisocial behaviour reported by Mr Mathiyalagan were that on 21st January 2017, the Defendant aggressively banged on his door swore and shouted abuse and threats at him and his family and accused them of making noise.
15. On 9th June 2017, the Defendant attacked Mr Mathiyalagan's cousin in the communal hallway as he returned from work late at night by grabbing him on the arm and neck thereby causing bruising to his arm and neck. The Defendant also snatched his mobile phone from him as he tried to record the incident
16. On 16th June 2017, the Defendant confronted Mr Mathiyalagan's wife as she was exiting the main entrance at 11:55am and said to her that he had her bank and personal details. He also reported that the Defendant told his wife that he wanted her and her husband to pay him some money.
17. On 23rd June 2017, the Defendant came out of his flat with his dog and attacked Mr Mathiyalagan's cousin as he returned from work at 11:35pm. He reported that the Defendant punched his cousin twice on the chest, tried to push him out of the block and snatched his mobile phone as he tried to record the incident.
18. On 28th June 2017, the Defendant confronted Mr Mathiyalagan's wife as she was leaving the block at 11:45am, swore at her, shouted abuse and accused her of making noise inside her flat. He said to her that he knows all her personal details and that of her husband including their full names, date of birth, phone numbers and bank details. The Defendant demanded that they pay him some money and asked her to tell Mr Mathiyalagan to come and see him.
19. On 2nd July 2017, Mr Mathiyalagan reported that the Defendant confronted him with his dog barking and without a lead as he was going out with his family at

5:18pm and asked him when he was going to hand over the money. He also reported that as they left the block, the Defendant ran after them swearing and shouting abuse and demanded that he must pay him money if he wants him to leave him alone. The Defendant also said to him that he has all their personal details. A report of the incident is at page 40 of the case history.

20. Case history notes exhibited at pages 41-46 show reports of similar aggressive and intimidating behaviour displayed to Mr Mathiyalagan was being experienced by another tenant who wishes to remain anonymous because of fear of reprisal from the Defendant.
21. Similarly, further case notes exhibited at pages 47-52 show that another tenant who wishes to remain anonymous was being subjected to the Defendant's anti-social behaviour. She had to be moved from the block because of the harassment from the Defendant and because she suffered from mental health problems and was particularly vulnerable and unable to deal with the threats and harassment from the Defendant.
22. On 7th February 2017, the Defendant approached the leaseholder of 117 Bumcroft Avenue and his plumber outside the block as they were attempting to resolve low water pressure issues affecting the flat. The Defendant informed the leaseholder that there were problems between him and his tenants but did not give specific details. The leaseholder explained to the Defendant that his tenants were experiencing low water pressure in their flat and that they were trying to fix the problem. The Defendant said to the leaseholder, "you will not resolve the problem as I am restricting their water supply". The leaseholder later asked the Defendant to increase the water pressure and the Defendant stated "I cannot do anything at the moment, I will sort it out later". A report of this incident is at page 55 of the exhibit bundle.
23. On 24th February 2017, the Claimants officers Sarah Fletcher and Steve Kirk attended the Defendant's property following reports of low water pressure in the

flats above his. While inside his flat they noticed that the Defendant have installed a metal security gate inside his front door. It also appeared that the Defendant may have removed the wall between his kitchen and living room thereby creating an open plan living space. A copy of the file note is pages 56-57 of the exhibit bundle.

24. On 8th May 2017, the Claimant's officers, Ms Fletcher, a Neighbourhood officer who has since left the Council and Mr Steve Stirk, a Surveyor visited the Defendant's block of flats following reports of low water pressure to flats 109, 113 and 117 Burncroft Avenue. While the Claimant's officers were outside flat 113, the Defendant came up to them and started to complain about his perceived victimization by his neighbours, the police and the council. While the Defendant was talking to the officers, Mr Mathiyalagan came down the stairs and the Defendant said to him, "I'm going to the police station now with my evidence about you and I'm going to ruin your life". A file note of this report is exhibited at page 58 of the exhibit bundle and an email from Steve Stirk is at page 59. 25. On 14th May 2017, yet another neighbour who wishes to remain anonymous reported that the Defendant aggressively banged on her door, shouted abuse and threats at her and falsely accused her of making noise and coming into his flat to attack him. The neighbour stated that the Defendant later followed her to her car as she was leaving the block shouting abuse and wanting to know where she was going. The neighbour also reported that the Defendant allowed his dog to roam freely in the communal area of the block without a lead. A file note of the report is at page 60 of the exhibit bundle LN1.

26. On 28th May 2017, the Defendant was issued with a first instance Harassment letter by the police following allegations of harassment and threatening behaviour made to the police by his neighbour. A copy of the letter and the PC's statement are at pages 61-62 of the exhibit bundle LN1.

27. On 12th July 2017, Mr Neville Gray, the Claimants repairs surveyor attended the Defendant's flat to investigate reports of low water pressure to the flats above the Defendant's flat but the Defendant refused him access. Mr Neville Gray attended the Defendant's flat again at about 5:39pm following reports from the leaseholder of flat 117 Burn croft House that the water supply had stopped completely, but the Defendant also refused him access. The Defendant later shouted abuse and swear words at Mr Gray and would not allow him to approach his car. Mr Gray has provided a witness statement in relation to this incident.

28. The Defendant is in breach of the following conditions of his tenancy agreement;

- i. Condition 10 - "You must not act in any way which causes, or is likely to cause, a nuisance or annoyance or is anti-social."
- ii. Condition 21 - "You must not abuse, harass, make offensive comments and/or malicious allegations, use or threaten to use violence against any of our officers or agents, or against a councillor, this applies at any time and in any place. We may report the matter to the Police".
- iii. Condition 31 - "You must take care not to cause damage to your property or the property of your neighbours¹".
- iv. Condition 33 - "You must keep the inside of your property clean and in reasonable decorative order".
- v. Condition 34 - "You must not use the property in any way that may cause a health and safety hazard or encourage vermin and/or pests (for example, by hoarding items inappropriately)"
- vi. Condition 53 - "You must keep the inside of the property, the fixtures and fittings and glass in the property in good repair during the tenancy"

29.1 have corresponded with the Defendant regarding the reports of anti-social behaviour made against him by his neighbours and invited him to meetings with his mother Lorraine Cordell but he declined to attend. Letters were sent to him on 29th November 2016 inviting him for a meeting on 6th December 2016, 31st

January 2017 inviting him for a meeting on 9th February 2017, 16th February 2017 for a meeting on 22 February 2016 and 16th March 2017 for a meeting on 22rd March 2017. These letters are exhibited at panes 63-70 of the exhibit bundle.

30.1 have enquired with the Mental Health Team whether the Defendant is currently Known to the team and was informed that he is no longer under their care.

31. The Claimant's operatives have had difficulties in accessing the Defendant's flat to inspect the state of the property and the unauthorised works and modifications which the Defendant is purported to have carried out without a written consent from the Claimant. The Claimant has also been unable to check whether the Defendant is restricting water supply/pressure to the properties above his since December 2010. The Defendant has admitted to restricting the water supply but has refused to allow the Claimant's maintenance operatives access to his property to investigate and rectify the problem.

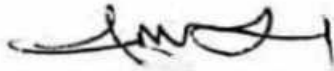
32. The Defendant has intimidated the residents in the entire block and because of his behaviour, we have received numerous complaints from residents, requests to be transferred from the block and we have had to move a vulnerable tenant from the block.

33.1 I have made attempts to engage with the Defendant but he has not been cooperative and has continuously displayed abusive and threatening behaviour towards the Claimant's members of staff and his neighbours. A Notice of Seeking Possession has been served on him and possession action is being considered. However, in the meantime, this injunction is required to ensure that the other residents are not subjected to further intimidation and harassment by the Defendant. This application is being made without notice because if the Defendant were given notice, he would intimidate the witnesses in an attempt to prevent the order being made.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed

A handwritten signature in black ink, appearing to be 'J. M. Smith', written over a light grey rectangular background.

Signed.

Dated this 8th day of August 2017

Dated this 8th day of August 2017

CONDITIONAL BAIL TO POLICE STATION GRANT

Custody No. 01 YD | 1984 18

URN 1

Station Wood Green Police Station
Surname and initials CORDELL S.

The above-named person has been granted bail as the custody officer is satisfied that releasing them on bail is necessary and proportionate in all the circumstances (having regard, in particular, to any conditions of bail which would be imposed), and an Inspector or above has authorised their release on bail, having taken into account any representations made by the person and/or their legal representative.

If this record is not part of the custody record, a note of the reason(s) must be made on the custody record.

I understand that I am granted bail with conditions and must surrender to the police station. I have been informed that if I fail to surrender to custody or if I fail to comply with any of the conditions set out above, I may be arrested; and that if I wish to vary any of the conditions I may apply to the police station, stating my reasons. I have been given a copy of this form.

Details of Police Station (Grant of Bail only): Wood Green Police Station at 347 High Road, Wood Green, London N22 4HZ on 05/04/2018 at 10:00 am

Grounds for imposing conditions

The above-named person has been granted bail subject to the following conditions (number each separately). These conditions are imposed because they appear necessary to prevent that person from: Tailing to surrender to custody

Committing an offence whilst on bail or:
+For that person's own protection

interfering with witnesses or otherwise obstructing the course, of justice
interfering with witnesses or otherwise obstructing the, course of justice for
*For that person's own welfare or own interests \if child or young person)
that person's own welfare or own interests (if child or young person)

(* tick as appropriate)

No-	Conditions	Reason's) why conditions appear necessary
1	Not to attend 117 BURNCROFT Ave EN3 to prevent further offences and interference with justice	Not to
2	contact any of the Markandu family to prevent further offences and interference with justice	

Signed
(person bailed)

Signed
(appropriate adult)

Officer in case Surname **SEFIL** Rank/Job title **PC** No. **P235331**

Station **Enfield Borough**

Officer Granting Bail Time	Surname ROSS	Rank PS	No. PI 99321
23:42	Date 15/13/2(118		

*For variations: If bail is unconditional enter "all previous conditions cancelled, released an unconditional bail"
If surety or security is changed enter "surety/security changed" and complete MG4C.*

CONDITIONAL BAIL TO POLICE STATION GRANT

Custody No. **01YD** **1984** **+18** URN

Station **Wood Green Police Station**
Surname and initials **CORDELL S.**

NOTES

The applicable bail period (ABP), initially means the period of 28 days beginning the day after the person's arrest. There are cases where this may be extended to three months beginning with the person's bail start date on the authority of a senior officer. If the investigation is being conducted by the Serious Fraud Office then the initial ABP will be three months.

Further extensions to the ABP can be authorised by a magistrate's court, or if the case is exceptionally complex by a senior police officer.

Your initial ABP ends on (enter date). **However this date could be different to your actual bail date. You should ensure that you attend on the date/time shown above.**

The ABP is suspended if the case is submitted to CPS for a charging decision until the date of its return. The ABP will be extended by the amount of days that the case was with the CPS.

You will be informed in writing if your ABP or bail date is amended.

A person is normally bailed for 28 days; however a custody officer can set a different or additional time at which the person is to attend the police station to answer bail.

Your bail date has been varied (choose those applicable)

- To align with another bail return date as the person is already on pre-charge bail for another offence.
- The custody sergeant feels an earlier charging decision is likely
- To accommodate any requests from the person or their legal representative or to accommodate any policing requirements

Signed
(person bailed)

Signed
(appropriate adult)

Officer in case	Surname SEFIL	Rank/Job title PC	No. P235331
Station	Enfield Borough		

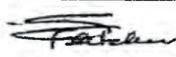
Officer Granting Bail	Surname ROSS	Rank PS	No. P199321
Time 23:42	Date 15/03/2018		

*For variations: If bail is unconditional enter "all previous conditions cancelled, released on unconditional bail"
If surety or security is changed enter "surety/security changed" and complete MG4C.*


ASB Interview Record

<u>Name Of Interviewer(s)</u> Sarah Fletcher		<u>Name Of Interviewee(s)</u> Mr <u>Markandu</u> Mathiyalagan.	
<u>Date Of Interview</u> 11-11-16		<u>Reason for Interview</u> ASB Complaint.	
<u>Start Time</u> 10:05am	<u>End Time</u> 11:15am	<u>Location</u> Green Towers meeting rm	

Interview Details


<p>Resides at 117 Burncroft Avenue - placed by Waltham Forest District Council (temp. accommodation) → has lived there for 2.5 yrs. Household: Mr + Mrs Mathiyalagan + 2 yrd daughter</p>	
<p>Complaint re: Mr Cordell, 109 Burncroft Avenue Have been experiencing issues for about 18 months: Mr Mathiyalagan was approached by Mr Cordell asking him to write a letter of support in relation to a problem he was having with the lady who used to live at 113 Burncroft Avenue Mr Mathiyalagan told Mr Cordell that he did not wish to get involved as he had no problems with the lady that lived at 113 (this lady moved out earlier this year). Since then, Mr Cordell has made living in this block difficult for Mr Mathiyalagan's family.</p>	
<p><u>Signed, Printed And Dated (Interviewers)</u>  11-11-16 SARAH FLETCHER</p>	<p><u>Signed, Printed And Dated (Interviewees)</u> M. Mathiyalagan 11-11-16 MATHIYALAGAN MARKANDU</p>

Interview Details

Incidents include:	
- Threatening / intimidating behaviour - aggressively demanding money (6-8-16) (27-9-16) (28-9-16)	
- Constantly going on about noise - Mr Mathiyalarajan	
- Tyres slashed on car (cell 4):	to be quiet / damaged toddler / no carpet on porch
- Living in fear → wife + child	→ No complaints from
(When Mr Mathiyalarajan goes to work, they are frightened to stay at home so accompanying him and stay in car)	113 (new resident since young man) Summer 2016
- Damaged fuse box resulting in no electricity (8-8-16)	
⇒ Suspect that Mr Cordell uses drugs / possible mental health issues	
⇒ Has a big dog that he brings out with him when he approaches	
⇒ Has put a camera on his door (facing communal area)	
- Physically threatened with a piece of wood	
o Have reported all of the issues to the police	
o Have tried to report the problem to Waltham Forest District Council (Jabin, Kehinde, Ibrahim?)	
↳ temp. accommodation team:	
Tue 16-10-16 Ibrahim	020 8496 5503
Fri 12-8-16 Kehinde	5501/5502
↳ Advised to contact Enfield Council about Mr Cordell	
o Have written to MP.	
Signed, Printed And Dated (Interviewers)	Signed, Printed And Dated (Interviewees)
 SARAH FLETCHER 11-11-16	11-11-16 Mathiyalarajan MATHIYALARAJAN MARKADDE

Action Plan

To be agreed and signed for before the end of the interview

Action Point	Actioned By Who?	Target Date
◦ Copies of records kept / relevant documentation taken	SF	11-11-16
◦ Contact Edmonton Police / Safer neighbourhood team	SF	18-11-16
◦ Contact Waltham Forest District Council	SF	18-11-16
◦ Incident log sheets provided	SF	11-11-16
◦ Incident log sheets to be completed until end of Nov - returned to SF.	MM	7-12-16
◦ Advised to contact police 101 or 999 if necessary	MM	-
◦ Contact neighbours to ascertain whether they are experiencing any issues	SF	25-11-16
◦ Mr Cordell to be contacted	SF	25-11-16
Signed, Printed And Dated (Interviewers)	Signed, Printed And Dated (Interviewees)	
 SARAH FLETCHER 11-11-16	11-11-16 Maryam MARIYAM and MARWAN	

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- 1 Made on behalf of the Claimant
2. Witness Statement of George Quinton
3. Statement No, 1
- 4.
4. Dated 28 July 2017

IN THE EDMONTON COUNTY COURT

CLAM NO:

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON
BOROUGH OF ENFIELD Claimant

-and-

MR SIMON CORDELL Defendant

WITNESS STATEMENT OF MR GEORGE QUINTON

I, Mr George Quinton, of 113 Burncroft Avenue, Enfield, EN3 7JQ make this statement believing it to be true and understand that it may be placed before court.

Insofar as the content of this witness statement is within my own personal knowledge it is true and insofar as it is not within my personal knowledge it is true to the best of my knowledge,

I WILL SAY AS FOLLOWS

1. I am the tenant of Fiat 113 Burncroft Avenue, Enfield, EN3 7JQ. My fiat is located the next floor above the Defendant's. I have lived at this property since the 2nd May 2016.

2. I make this Witness Statement in support of the Claimant's application for an injunction to stop the Defendant from causing intimidation, harassment to me and other residents.

BACKGROUND

3. The problems that I have encountered with this tenant have been a regular occurrence since the commencement of my tenancy. The Defendant would come to my flat three or four times a week, on occasion this would occur more frequently whereby he would extend this harassment to not only myself but to my visitors also often following them as they would leave the building. He would often play loud music after which he would become very argumentative and bang on my door accusing me and my visitors of maliciously making loud noises to annoy him.
4. The Defendant would often make threats to me and on one particular occasion the Defendant said to me, 'he is on a curfew for 12 days but he would come 'after me' once this is over'.
5. The Defendant had also made accusations claiming that the noises I was allegedly causing had resulted in the sudden death of his child.
6. On another occasion on the 9th October 2016, the Defendant came to my flat banging on the door and when I answered immediately started shouting at me. He then went downstairs and about ten minutes later he approached my moped which was parked outside the building and started smashing it with a wooden stick. The damage that caused to my vehicle was significant and prevented me from using it for some time and caused me to lose my job through lack of transport which was a requirement of my employment. The damage to the motorcycle was damage to tyres, the side panels, the headlights both front and rear along

with both the breaks and the mirrors. The matter was reported to the Police who attended and arrested the Defendant. A crime reference number was obtained relating to this incident and I will be happy to provide this at the hearing when I attend. I also have a recording of conversation between the Defendant and I, where he admitted to have caused damages to my moped. The recording will be provided at the hearing.

7. A further incident occurred with the Defendant around January 2017 whereby he came to my front door and started shouting and complaining about noise and that he was being wrongfully accused by the Police and accused myself and other tenants of being out to get him. I asked him to leave but he refused to do this so I then left my flat to stay at my friends as the Defendants behaviour had scared me. When I returned to the property a couple of days later, superglue had been inserted into the front entrance door lock preventing me from gaining access, this also caused the key to break.
8. This was reported to the council and an order was required to gain entry to my property. This was recorded under works order reference number 1814013/1.
9. Due to the erratic and abusive behaviour of this tenant I have been forced to flee my property because I feel scared and uncomfortable and I have not returned since. As a result of this I have also fallen into arrears, I am now facing homelessness.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed(.....

Name: Mr George Quinton

Dated this 7th day of August 2017

**CREATED IN
THE YEAR
OF
2016**