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IN THE EDMONTON COUNTY COURT

CLAIM NO: E00ED049

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR.SIMON CORDELL

Defendant

BUNDLE FOR THE HEARING OF 26.06.2018

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Please reply to: Legal Services

PO Box 50, Civic Centre

Silver Street, Enfleld EN1 3XA

Edmonton County Court

E-mail: Ludmilla.lyavoo@enfield.gov.uk

Phone: 0208 379 8323 DX: 90615 Enfield 1 0208 379 6492 Fax: My Ref: LS/C/LI/155584

Your Ref:

Date: 09 January, 2018

Dear Sirs

Re: The London Borough of Enfield v Cordell

Please find enclosed a new application for an ex parte application. We enclose herewith the following documents:

1. Claim form for an injunction (Part 8).

2. Form N16 A

3. Draft Order

4. Witness Statement of Mr Nwabulsi and Mr Mathiyalagan dated 05th and 08th January 2018.

Please deduct the Court fees from the London Borough of Enfield PBA Account, which details are as follows:

PBA Account details: 0079006 Reference: LS/LI/C/155584

Fee: £308.00

Ypors faithfully,

Ludmilla lyavoo

Lawyer

For the Director of Law and Governance

Jeremy Chambers Director of Law & Governance **Enfield Council** Civic Centre, Silver Street Enfleld EN 13XY

www.enfield.gov.uk





Claim Form (CPR Part 8)

In the Edmonton County Court

Claim no.

Fee Account no. 007 9 006

Help with Fees -Ref no. (if applicable) HWF-

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

Ď	oes vour	claim	include any	issues under	the Human Rights A	ct 1998?
_	,			issues arrae.	tite i faitiati filgitta .	

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

Legal representative's costs

Issue date

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 Bumcroft 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

Sta	tem	ent	of	Truth	'n

*(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 lyavoo

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.

Application for Injunction (General Form)

Name of court		Claim No.	
EDMONTON COURT	COUNTY		
Claimant's Name : THE LONDON E 157255)		OF ENFIELD	(LS/C/LI/
Defendant's Name MR SIMON CORE			
Fee Account no. 0	079006		

Notes on completion

Tick which boxes apply and specify the legislation where appropriate

- (1)Enter the full name of the person making the application
- 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 AN

This application is made under Part 8 of the Civil Procedure Rules

This application raises issues under the Human Rights Act 1998

Yes

No

Seal

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. TO 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. TETHER HIS DOMESTIC DOG IN PUBLIC.

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

- 2. 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 OF THE BLOCK OF FLATS AT BURNCROFT AVENUE, ENFIELD.
- 3. FROM ENGAGING OR THREATENING TO ENGAGE IN CONDUCT THAT IS LIKELY TO CAUSE HARASSMENT, ALARM AND DISTRESS TO THE CLAIMANT'S EMPLOYEES, TENANTS AND VISITORS OF THE BLOCK OF FLATS AT BURNCROFT AVENUE, ENFIELD.
- 4. FROM ENGAGING OR THREATENING TO ENGAGE IN CONDUCT THAT IS LIKELY TO CAUSE NUISANCE AND ANNOYANCE TO THE CLAIMANT'S EMPLOYEES, TENANTS AND VISITORS OF THE BLOCK OF FLATS AT BURNCROFT AVENUE, ENFIELD.
- 5. FROM PERMITTING HIS DOMESTIC DOG TO FRIGHTEN, INTIMIDATE OR THREATEN VIOLENCE TO THE CLAIMANT'S EMPLOYEES, TENANTS AND VISITORS OF THE

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 number.

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 sector



BLOCK OF FLATS AT BURNCROFT AVENUE, ENFIELD.

6. A POWER OF ARREST IS ATTACHED TO PARAGRAPHS 1 TO 5 ABOVE.

7. COSTS IN THE CASE

(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

And that (5) The grounds of this application are set out in the written evidence

of ⁽⁶⁾ LEMMY NWABUISI, MARKANDU MATHIYALAGAN, sworn (signed) on 05th and 08th January 2018

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 EN1 3XA

Signed <

Dated 08 AUGUST

JANUARY

Name and address of the application is

person

directed to

To

This section to be completed by the court

This application will be heard by the (District) Judge

the

day of

20

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

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.
- 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 Cialmant's employees, tenants and visitors to the 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, 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

- 1. Made on behalf of the Claimant
- Witness Statement of Markandu Mathiyalakan
- 3. Statement No. 1
- 4
- 5. Dated 5 January 2018

IN THE EDMONTON COUNTY COURT

CLAIM NO:

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

SECOND WITNESS STATEMENT OF MR MARKANDU MATHIYALAGAN

I, Mr Markandu Mathiyalagan, of 117 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 Flat 113 Burncroft Avenue, Enfield, EN3 7JQ. My flat is located two floors above the Defendant's. I live there with my wife and children. I have been housed to this Property with my family on 11th September 2014 by Waltham Forest District Council. The Property was given to me as a temporary accommodation.

- I make this Witness Statement in support of the Claimant's application for committal as the Defendant is in breach of the Injunction Order with Power of Arrest made against him In the County Court at Edmonton on 9th August 2017.
- 3. The Defendant's abusive behaviour towards my family and I stopped for some time after the Claimant obtained the Injunction against him although he continued to make general comments towards us whenever he sees me or my wife entering or leaving the block.
- 4. On 11th November 2017 between 11:30am and 12pm, my wife was at home when the Defendant came up to our front door, opened the letterbox and peeped through it to see who was inside our flat. He started swearing and shouting abuse and banging on the door as soon as he saw my wife. He then ran down stairs when my wife went to get her mobile phone to record the incident. My wife telephoned the police and reported the incident, CAD No. 3230 of 11/11/17. The police attended about two hours later, went and spoke to the Defendant and came informed my wife that he denied coming to our front door.
- 5. On 2nd January 2018 at 6:30pm, my wife was inside our flat trying to assemble a cupboard that we bought from Ikea. Our three-year-old daughter and my cousin who was asleep at the time were also in the flat. Suddenly my wife heard someone banging on our front door and she went to the door with her phone and overheard the Defendant shouting that there was noise coming from our flat. My wife told him that she was trying to assemble a cupboard but he called her a liar and accused her of deliberately banging on the floor. The Defendant then stood outside our front door for more than twenty minutes swearing and shouting abuse at my wife.

- 6. The Defendant went away and returned half an hour later, he lifted our letterbox flap, stuck his mobile phone through the letterbox and started to record my family while swearing and shouting abuse. This went on for about ten to fifteen minutes. The matter was reported to the police, CAD No. 5121 of 2/1/18.
- 7. On 3rd January at 9:30am, I was inside our flat with my wife and daughter when the Defendant came and started banging on our front door. I went and asked him what the problem was and he stated that my wife was banging on the floor yesterday for about an hour. I told him that my wife was not banging on the floor, that she was trying to assemble a cupboard but he called me a liar and continued to shout and swear at us. He threatened to kill us and burn down our property and stated that we will not be safe no matter where we are. The Defendant then forced his way into our flat but my wife managed to push him out and double-locked the door. I called the police and they came and advised us to report the matter to the council, CAD No. 2098 of 3/1/18. The officers refused to listen to the audio recording of the incident and advised that we should ask the council to rehouse us.
- 8. The recent abuse and threats to kill from the Defendant have made it difficult for us to live in our own home. My wife is afraid to stay in our flat alone with our daughter or leave the flat alone without me or my cousin accompanying her. The Defendant's behaviour is also causing a lot of distress and anxiety not only to me and my wife but also to our three-year-old daughter.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed M. Matry aliger

Name: Mr Markandu Mathiyalagan

Dated this 05 January 2018

- 1. Made on behalf of the Claimant
- 2. Witness Statement of Lemmy Nwabulsi
- 3. Statement No. 2
- 4. LN01-LN03
- 5. Dated 08 January 2018

IN THE EDMONTON COUNTY COURT CLAIM NO: D02ED073

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 dated 08th January 2018. This is my second witness statement in the above proceedings.

Backgrounds to the case

- 3. The Claimant obtained an interim injunction against the Defendant on 09th August 2017 under claim number D02ED073. On 13th December 2017, the Court made an order striking out the Claimant's claim on the basis that it failed to file its direction questionnaire on 17th November 2017 as directed. The Court stated that it received the Claimant's questionnaire on 20th November 2017 and therefore ordered that the Claim be struck out and that the interim injunction order be discharged.
- 4. The Claimant's solicitor emailed the Edmonton County Court on 14th November 2017 asking that the Claim be reinstated as it had filed its direction questionnaire on 17th November at 11.59 and was therefore within time. The email has not been responded to until today.
- 5. On 03rd January 2018, the Claimant filed an application notice at the Court by email asking for the Claim to be reinstated. The application was filed after the Court served an order dated 02rd January 2018 ordering the Claimant to pay the Defendant's legal costs. A copy of the application notice can be found under exhibit LN01.
- 6. Mr Mathiyalagan who is one of the Defendant's neighbours and resident at Flat 117 Burncroft Avenue, Enfield contacted me and complained about further incidents of anti-social behaviour he was subjected to by the

Defendant. It is also to be noted that Mr Mathiyalagan provided evidence in support of the initial injunction order.

Incidents of anti-social behaviour

- 7. On 14th November 2017 Mr Mathiyalagan telephoned me to report an incident that occurred at 11:30am on 11th November 2017. He reported that his wife was alone inside their flat when the Defendant came to their front door, opened the letterbox and peeped through it to see who was inside the flat. Mr Mathiyalagan stated that the Defendant started swearing and shouting abuse and banging on his front door as soon as he saw his wife. He then ran downstairs when his wife went to get her mobile phone to record the incident. He stated that his wife called the police, CAD No. 3230 of 11th November 2017 and the police attended and went and spoke to the Defendant and came and informed his wife that he denied coming to their front door. A file note of this report is under exhibit LN02.
- 8. On 5th January 2018 Mr and Mrs Mathiyalagan met with me to report recent incidents that occurred on 2nd and 3nd January 2018. Mr Mathiyalagan reported that on 2nd January 2018 at 6:30pm, his wife was inside their flat trying to assemble a cupboard, she was with their 3-year-old daughter and a cousin who was asleep at the time. He stated that suddenly his wife heard someone banging on their front door. She went to the door with her phone and overheard the Defendant shouting that there was noise coming from their flat. His wife told the Defendant that she was trying to assemble a cupboard but he called her a liar and accused her of deliberately banging on the floor. The Defendant then stood outside his front door for more than twenty minutes swearing and shouting abuse at his wife. Mr Mathiyalagan stated that the Defendant went away and returned half an hour later, he lifted his letterbox flap, stuck his mobile phone through the letterbox and started to record his family while swearing

- and shouting abuse at his wife. This went on for about fifteen minutes. The matter was reported to the police, CAD No. 5121 of 2nd January 2018.
- 9. Mr Mathlyalagan also stated that on 3rd January 2018 at 9:30am, the Defendant came to his front door and started banging on the door. He went and asked him what the problem was and he complained that his wife was banging on the floor the previous day for about an hour. He explained to the Defendant that his wife was not banging on the floor, that she was trying to assemble a cupboard but he called him a liar and continued to swear and shout abuse at him and his wife. Mr Mathiyalagan also stated that the Defendant threatened to kill him and his family and said to him that they will not be safe from him no matter where they are. Mr Mathiyalagan stated that the Defendant then forced his way into their flat but his wife managed to push him out and double-locked the door. He called the police, CAD No. 2098 of 3rd January 2018 and police officers attended and advised them to report the matter to the council. A file note of this report is under exhibit LN3.
- 10. Mr Mathiyalagan stated that him and his wife recorded the incidents on their mobile phones and played the recordings to me. One of the recordings clearly showed a person whom I believe to be the Defendant looking through Mr Mathiyalagan's letterbox with a mobile phone on one hand. On the other recordings, I could clearly hear a person whom I also believe to be the Defendant shouting, swearing and making death threats to Mr and Mrs Mathiyalagan.
- 11. Mr and Mrs Mathiyalagan have stated the Defendant's behaviour is causing him and his family a lot of distress and anxiety. They have reported that they are afraid to live in their own home because of the Defendant's recent threats to kill. Mr Mathiyalagan have also stated that his wife and three-year-old daughter are afraid to stay in the flat on their own or leave the flat alone without him or his cousin accompanying them. He

stated that the recent threats from the Defendant has made it difficult for them to live in their own home and that they are constantly having to double lock their front door for fear that the Defendant may break into their flat again.

ORDER SOUGHT FROM THE COURT

- Request that the Claim and interim injunction order of 09th August 2017 be reinstated
 - 12. The Claimant has in its application notice dated 03rd January 2018 provided evidence that it filed its questionnaire on time. As such the Claim should have never been struck out and the Court is asked respectfully, to reinstate the Claim and the injunction order.
 - 13. The Claimant's legal department contacted the police on 05th January 2018 and enquired as to the reasons why no arrests were made to the Defendant on 11th November 2017 while a civil injunction was in place. The police officer looked at the file notes and explained that at the time the incident was reported by Mr Mathiyalagan, they were not aware of the injunction although it was served to a different department. The Defendant also denied the incident and Mr Mathiyalagan could not prove that the incident took place. The police have now referred this Incident to an investigating officer and created a crime reference number 5200 37618.
 - 14. The Claimant also advised the police of the incidents dated 02nd and 3rd January 2018 but the police confirmed that they could not take actions as at the time of the incidents the civil injunction was discharged by the Court. The police advised that had the injunction been in place, the Defendant

- could have well been arrested in light of Mr Mathiyalagan being able to evidence the incident by way of the audio recordings.
- 15. The recent incidents and death threats are extremely serious and I have concerns that the Defendant may escalate his actions further. Mr Mathiyalagan and his family do not feel safe anymore and on that basis, It would be of great assistance if the Claim and injunction order be reinstated as soon as possible.
- Declaration from the Court that the injunction order has been effective throughout the period of 13th December 2017 to present
 - 16. The interim injunction order was discharged purely because of a technicality, however had the Court realised that the Claimant had filed the questionnaire on time, it would not have struck out the Claim.
 - 17. The Court should note that the Defendant started to act anti-socially again, soon after he was notified by the Court that the interim order has been discharged. Unfortunately, because the Claim was struck out the Claimant and the police are currently not able to take any actions against the Defendant. It is on that basis that we would like to ask the Court for a declaration that that the interim injunction order has been effective since 13th December 2017 and that the Defendant has been in breach of the interim injunction order dated 09th August 2017.
 - 18. However, in the event that the Court cannot make such a declaration, we would ask the Court to make a new injunction order to cover the recent incidents dated 02nd and 3rd January 2018 and enclose a new claim for an injunction for the Court's consideration.

Permission to bring and serve an application for the Defendant's committal under CPR 81.

19. In the event that the Court agrees to reinstate the injunction and to make a declaration that the Defendants has acted against the terms of the injunction dated 09th August 2017, it is the Claimant's intention to bring an application for committal against the Defendant. Therefore, we would like permission from the Court to bring and serve an application for the Defendant's committal under CPR 81 for breaches of the terms of the injunction for the incidents dated 11th November 2017, 02nd and 3rd January 2018.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed

Dated this 08th January 2018

IN THE EDMONTON COUNTY COURT	IN	THE	EDMON'	TON	COUNT	COURT
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CLAIM NO: D02ED073

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL	<u>Defendant</u>
EXHIBIT LN1	

This is the exhibit LN1 of the witness statement of Lemmy Nwabuisi dated 08th January 2018.





Please reply to: Legal Services

PO Box 50, Civic Centre

Silver Street, Enfield EN1 3XA

Edmonton County Court E-mail: Ludmilla.lyavoo@enfield.gov.uk

DX: 136636 Edmonton 3 Phone: 0208 379 8323
DX: 90615 Enfield 1

DX: 90615 Enfield 1 Fax: 0208 379 6492

My Ref: LS/C/LI/157255 Your Ref: D02ED073

Also by email Date: 03 January, 2018

Dear Sirs

Re: The London Borough of Enfield v Cordell

Claim Number: D02ED073

Further to the above matter, please find enclosed 3 copies of the following documents:

 Application notice dated 03rd January 2018; seeking to set aside the Court orders dated 13.12.2017 and 02.01.2018.

2. Witness statement of Ms Ludmilla Iyavoo in support of the application

3. A draft Court order

We would be grateful if the enclosed application could be dealt with as a matter of urgency. The Defendant's representatives are copied in.

Yours althfully,

Ms Lamilla lyavoo

Lawver

For the Director of Law and Governance

CC. Defendant's solicitors- Mr Onwusiri of VLA Solicitors

Jeremy Chambers
Director of Law & Governance
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY

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FRAMEWORK
FOR LOCAL
GOVERNMENT
EXCELLENT

www.enfield.gov.uk

If you need this document in another language or format contact the service using the details above.

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Application notice

For help in completing this form please read the notes for guidance form N244Notes.

Name of court Edmonton County (Court	Claim no. D02ED073
Fee account no. (if applicable)		ip with Fees - Ref. no. pplicable)
007 9 006	H	W F -
Warrant no. (If applicable)		
Claimant's name (indu	iding ref.)	
The London Boroug	h of Enf	eld (LS/Li/C/157255)
Defendant's name (inc	:luding ref.)	

		Date	0	3.01.2017
What is you	ır name or, if you are a leg	al representative, the nam	ne of your firm?	
The Londe	on Borough of Enfield, L	egal Services		
Are you a	✓ Claimant	☐ Defendant	Legal Repr	esentative
	Other (please spec	ify)		
If you are a	legal representative whor	n do you represent?	Claimant	
What order	are you asking the court t	to make and why?		
09.08.2017				ing the injunction dated to pay the Defendant's cost
Have you at	tached a draft of the orde	er you are applying for?	✓ Yes	☐ No
How do you	want to have this applica	ation dealt with?	at a hearing	without a hearing
			at a telepho	one hearing
How long d	o you think the hearing w	ill last?	Hours	Minutes
Is this time	estimate agreed by all par	ties?	☐ Yes	☐ No
Give details	of any fixed trial date or p	period		
What level o	of Judge does your hearin	g need?	District Judg	ge
Who should	l be served with this appli	cation?	The Defenda	nt
	the service address, (othe defendant) of any party n			

the attached witness	statement	
the statement of case	e	
✓ the evidence set out	in the box below	
If necessary, please continue on a separate sheet.		
The Claimant was ordered by the Court on questionnaire by no later than 17 November questionnaire to the Court's enquiry inbox order on 13 December 2017 applying the series received the hardcopy of the directions que order disregarded the fact that the question December and therefore within the deadline evidence that it had effectively filed his allowed injunction order be reinstated, but received.	er 2017. The Clalman on 17 November 201 canction of 06 Novem estlonnaire on 20 Novem naire was effectively e. The Claimant ema cation questionnaire	t did so and emailed a copy of its 7 at 11:59. However the Court made an ber 2017 order on the basis that it only rember 2017. The Court when making this filled by the Claimant by email on 17 filled the Court on 14 December 2017 with on 17 December and asking that the Clai
Furthermore the Defendant's solicitors filed Claimant pays the Defendant's costs as a rwithout notice. The Court considered the ap Claimant pays the Defendant's legal costs application to set aside the Court orders da	esult of the claim beil oplication on 02 Janu on a standard basis.	ng struck out. The application was made ary 2018 and made an order that the The Claimant therefore makes this
Statement of Truth		
(Lbelieve) (The applicant believes) that the fact	s stated in this section (and any continuation sheets) are true.
2011 10		
		02 04 2049
Applicant (stega representative) (s litigation friend)	Dated 03.01.2018
Applicant (stega (representative) (s litigation friend)	Dated 03.01.2018
Applicant(s\lega representative)(3 Full name Ludmilla lyavoo		
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BETWEEN:

CLAIM NUMBER: D02ED073

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

(CLAIMANT)

-AND-

MR SIMON CORDELL

(DEFENDANT)

COURT ORDER

Before District Judge January 2018.

sitting at the Edmonton County Court on

And UPON considering the Claimant's application notice dated 03rd January 2018 and the statement of Ms Ludmilla Iyavoo in support.

IT IS ORDERED THAT:

- 1. The Claim be reinstated
- 2. The interim injunction order made by the Court on 09th August 2017, continues to remain in force.
- 3. The matter be listed for a trial for the first opened date after 04th January 2018.
- 4. The Defendant is ordered to pay the Claimant's legal costs which it had incurred as a result of this application.

Dated: January 2018

- 1. Made on behalf of the Claimant
- 2. Ms Ludmilla lyavoo
- Statement No.1
 Exhibits LI1-LI7
- 5. Dated 03.01.2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: D02ED073

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

WITNESS STATEMENT OF MS LUDMILLA IYAVOO

I, Ms Ludmilla Ivavoo, of the London Borough of Enfield, Silver Street, Enfield EN1 3XA make this statement believing it to be true and understand that it may be placed before the court.

Insofar as the contents of this witness statement are 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 Claimant as an in-house lawyer and have been so employed since September 2016. I have had the main conduct of this claim.
- 2. I am making this witness support in support of the Claimant's application notice dated 03rd January 2018, seeking to set aside the orders made by the Court respectively on 13th December 2017 and 02nd January 2017.

Backgrounds facts

- 3. This matter was allocated to the Claimant's Legal Services department in August 2017, following many complaints received from some of the Claimant's employees and residents living in the same block as the Defendant. The Claimant's anti-social behaviour team instructed our legal services to issue an application for an injunction under the Anti- Social Behaviour, Crime and Policing Act 2014.
- 4. An ex-parte application was made and the Court made an interim injunction order against the Defendant on 09th August 2017. The matter was re-listed for a return hearing on 21st August 2017 but adjourned to 25th September 2017 where the Defendant attended with his legal representative. The Defendant indicated that it wished to defend the claim and some directions order was made.
- 5. The parties were ordered to file their directions questionnaire by 23rd October 2017, however this deadline was overlooked by me and the Court made an order on 06th November 2017 asking the Claimant to file a completed directions questionnaire by 4pm on 17th November 2017. A copy of the Order can be found under exhibit L11.
- 6. On 17th November 2017 at 11:59, I sent an email to the Court on the following address: enquiries@edmonton.countycourt.gsi.gov.uk, with a copy of the Claimant's directions questionnaire. The Defendant's solicitors were also copied in to this email.

 A copy of this email is attached in exhibit L12.
- 7. Just before filing the directions questionnaire with the Court, I contacted the Defendant's solicitors on 16th November 2017, Mr Emmanuel Onwusiri of VLS Solicitors, with a suggested draft directions order. However he responded by saying that it was not necessary to agree directions in the proposed form. He was therefore fully aware of the fact that I was about to file the Claimant's directions questionnaire. A copy of my email correspondence to Mr Onwusiri can be found in exhibit LI3.

- 8. I then received an order from the Court dated 13th December 2017, advising me that a judge has considered the file and having seen that the questionnaire was received on 20th November 2017, has decided to apply the sanction as set out in the order dated 06th November 2017. As a result the Claim was struck out and the interim injunction made on 09th August 2017 was discharged. A copy of the order is attached under exhibit LI4.
- 9. Upon receiving the above order, I emailed the Defendant's solicitors Mr Onwusiri and advised him that the Court made the order in error as the Claimant had filed the directions questionnaire electronically on 17th November 2017. Mr Onwusiri was fully aware of this fact as he was copied in to the email. A copy of my email to Mr Onwusiri dated 15th December 2017 can be found under exhibit LI5.
- 10. On 14th December 2017, Ms Zena Ndereyimana on behalf of the Claimant's legal services emailed the Edmonton County Court advising that Claimant's directions questionnaire was emailed to the Court on 17th November 2017 and provided evidence in support. The email requested that the Court reconsider the order dated 13th December 2017 as the Claimant has complied with the earlier directions order made on 06th November 2017. A copy of the email correspondence to the Court can be found in exhibit LI6.
- 11. The Claimant has received no response from the Court following the email it sent out on 14th November 2017.
- 12. On 03rd January 2017 I received an order from the Edmonton County Court ordering the Claimant to pay the Defendant's costs of the action on a standard basis to be assessed if not agreed. Please refer to exhibit L17. The order was made after the Defendant's representatives filed an application notice at Court on 21st December 2017. The application was only received by the Claimant on 27 December 2017 and as I was on annual leave, the application notice only came to my attention on 03rd January 2017 so I was not able to respond.

- 13.It was inappropriate for the Defendant's representatives to have made this application as he was fully aware of the fact that our directions questionnaire was dully filed at Court on 17th November 2017. He was copied in to all the correspondence sent to the Court. He was also advised by me that the Court must have made an error when it stated to have received the order on 20th November 2017 while clearly it received it electronically on 17th November 2017. I am of the view that the Defendant's representatives have taken advantage of the situation as when making this application he already knew of the fact that the Claimant's questionnaire was filed on 17th November 2017 and there could be a possibility of the Court reconsidering its decision of striking out the Claim. I find his conduct against the spirit of the Civil Procedures Rules which encourage parties to cooperate, communicate and try to resolve dispute out of Court. The Court order dated 02nd January 2018 could have been avoided had the Defendant acted with more fairness and this conduct has partly triggered the necessity to make this application notice which means that the Claimant is now incurring more costs.
- 14.1 am also instructed that since the Court made the interim injunction order on 09th August 2017, the Defendant's anti-social behaviour has ceased towards the neighbours and no complaints have been received from them. I am therefore of the view that the residents and employees of the Claimant could be prejudiced if the Claim and interim injunction order were not reinstated.
- 15.As a result of the above, we would like the Court to set aside the orders made on 13th December 2017 and 02nd December 2018. The Claimant would also like the Claim and interim injunction to be reinstated and an order that the Defendant pays the Claimant's costs as his conduct has led to the necessity to make the present application.

Statement of Truth

I believe the facts in this Witness Statement are true. I am dully authorised by the Claimant to sign this statement on its behalf.

Signed....

Dated this 03rd January 2018

- 1. Made on behalf of the Claiment
- 2. Ms Ludmilla lyavoo
- Statement No.1
 Exhibits LI1-LI7
- Exhibits LI1-LI7
 Dated 03.01.2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: D02ED073

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

EXHIBITS LI 1

This is the Exhibit LI 1 referred to in the witness statement of Ludmilla iyavoo dated 03 January 2018.

General Form of Judgment or Order

In the County C	ourt at Edmonton
Claim Number	D02ED073



LONDON BOROUGH OF ENFIELD	1st Claimant Ref LS/C/LI/157255
MR SIMON CORDELL	i Defendant Ref VLS/EO/H/ CORDELL/17

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

Of the Court's own initiative and upon the claimant having failed to file a directions questionnaire

IT IS ORDERED THAT

- 1. The Claimant do file a completed directions questionnaire by 4.00 pm on 17 November 2017.
- 2. If the Claimant fails to comply with paragraph 1 of this order the injunction of 9th August 2017 do stand discharged without further order and the claim do stand struck out without further order.
- 3. Permission to either party to apply to set aside, vary or stay this order by an application on notice which must be filed at this Court not more than 3 days after service of this order.

Dated 6 November 2017

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.moneyelalm.gov.uk to find out more.

- Made on behalf of the Claiment
- 2. Ms Ludmilla lyavoo
- 3. Statement No.1
- 4. Exhibits Li1-Li7
- Dated 03.01.2018

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BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant.

-and-

MR SIMON CORDELL

Defendant

EXHIBITS LI 2

This is the Exhibit LI 2 referred to in the witness statement of Ludmilla lyavoo dated 03 January 2018.

Ludmilla lyavoo

From:

Ludmilla lyavoo

Sent:

17 November 2017 11:59 Edmonton County, Enquiries

To: Cc:

emmanuel

Subject:

London Borough of Enfield v Cordell-D02ED073

Attachments:

LBE-SV-PRN-002_PR-ECCBS-GPV59544-IRC5045_1714_001.pdf

Categories:

Egress Switch: Unclassified

Dear Sirs,

Please find attached a copy of the Claimant's correspondence with enclosures for the Court's attention.

Kind regards, Ludmilla lyavoo Solicitor Corporate Team Legal Services Enfield Council Silver Street Enfield EN1 3XY

DX 90615 Enfield 1

Telephone: 020 8379 8323 Fax: 020 8379 6492

Enfield Council is committed to serving the whole borough fairly, delivering excellent services and building strong communities.

Classification: OFFICIAL





Please

Legal Services

reply to:

PO Box 50, Civic Centre

Silver Street,

Enfield EN1 3XA

To the Court Manager

E-mail: Ludmilla.lyavoo@enfield.gov.uk

Edmonton County Court DX 13666 Edmonton 3

DX : 90615 ENFIELD 1

Phone: 0208 379 8323

Fax: 0208 379 6492

My Ref:

LS/C/LI/157255

Also by smail to: .

Your Ref : D05ED073

enquiries@edmonton.countycourt.gsi.gov.uk

Date: 17 November, 2017

Dear Sira

URGENT

Re: The London Borough of Enfield v Cordell

Claim number: D05ED073

Further to the Order made by the Edmonton County Court on 09th November 2017, please find enclosed a copy of the Claimant's Directions questionnaire with a proposed directions order.

A copy of the enclosed documents have been sent to the Defendant's representatives.

We look forward to hearing from you.

Yours faithfully,

vegille lyavoo,

for Assistant Director, Legal Services

James Rolfe Director of Finance, Resources and Customer Services **Enfield Council** Civic Centre, Silver Street Enfield EN1 3XY www.enfield.ogv.uk



(Ryou need this document in another language or format contact the service using the details above.

Directions questionnaire (Fast track and Multi-track)

In the Edmonton County Court

Caim No.
D05ED073

To be completed by, o	con behalf of,
The London B	orough of Enfield
who is [14][244][344][]{Claimant][Defendant][Part 20 claimant] in this claim

You should note the date by which this questionnaire must be returned and the name of the court it should be returned to since this may be different from the court where the proceedings were issued.

If you have settled this claim (or if you settle it on a future date) and do not need to have it heard or tried, you must let the court know immediately.

if the daim is not settled, a judge will allocate it to an appropriate case management track. To help the judge choose the most just and cost-effective track, you must now complete the directions questionnaire.

You should write the claim number on any other documents you send with your directions questionnaire. Please ensure they are firmly attached to it.

Under the Civil Procedure Rules parties should make every effort to settle thearing. This could be by discussion or negotiation (such as a roundtable mannference) or by a more formal process such as mediation. The court will whate been taken. Settling the case early can save costs, including court hear	eeting or set want to know	tlement	
For legal representatives only			
I confirm that I have explained to my client the need to try to settle; the options available; and the possibility of costs sanctions if they refuse to try to settle.	 I conf	ian	
For all			The court may order a stay, whether or not all the other
Your answers to these questions may be considered by the court when it deals with the questions of costs: see Civil Procedure Rules Part 44.			parties to the claim agree. Even if you are requesting a stay, you must still complete the rest of the questionnain
 Given that the rules require you to try to settle the claim before the hearing, do you want to attempt to settle at this stage? 	✓ Yes	☐ No	More information about mediation, the fees charged and a directory of mediation providers is available online from www.civilmediation.justice.gov.uk This service
2. If Yes, do you want a one month stay?	☐ Yes	✓ No	provides members of the public and businesses with
 If you answered 'No' to question 1, please state below the reasons why you consider it inappropriate to try to settle the daim at this stage. 			contact details for national civil and commercial mediation providers, all of whom are accredited by the Civil Mediation Council.
Reasons:			
The Claimant will consider settling the case on the in the terms of the order made by the Edmonton Consomething that the Defendant is willing to consider	ounty Co	it the Defi urt on 09.	endant agrees to give an undertaking 08.2017. However this is not

Court			Notes
B1. (High Court only) The daim has been issued in the High Court. Do you consider it should remain there?	Yes	√ No	High Court cases are usually heard at the Royal Courts of Justice or certain Civil Trial Centres. Fast or multi-track trials may be dealt with at a Civil Trial Centre or at the
If Yes, In which Division/List?		-	court where the dalm is proceeding.
If No, in which County Court hearing centre would you prefer the case to be heard?	ı		
82. Trial (all cases) Is there any reason why your claim needs to be heard at a court or hearing centre?	✓ Yes	☐ No	
(f Yes, say which court and why? Edmonton County Court being the Defendant's lo	cal Court.		
Pre-action protocols		***	
fou are expected to comply fully with the relevant pre-action protocol	√ Yes	□No	Before any claim is started, the court expects you to have complied with the relevant pre-action protocol, and to
f you have not complied, or have only partially complied, please explain why.			have exchanged information and documents relevant to the claim to assist in settling it. To find out which protocol is relevant to your claim see: www.justice.gov, uk/guidance/courts-and-tribunals/courts/procedure- rules/civil/menus/protocol.htm
Case management information 11. Applications lave you made any application(s) in this dalm? 14. Yes, what for? (e.g. summary judgment, add another party).	☐ Yes	✓ No	D1. Applications It is important for the court to know if you have already made any applications in the daim (or are about to issue one), what they are for and when they will be heard. The outcome of the applications may affect the case management directions the court gives.
For hearing on 12. Track If you have indicated in the proposed directions a track attached which would not be the normal track for the claim, please give brief reasons pelow for your choice.	NCIDIC		D2. Track The basic guide by which claims are normally allocated to a track is the amount in dispute, although other factors such as the complexity of the case will also be considered. Leaflet EX305 — The Fast Track and the Multi-track, explains this in greater detail.
	1		

Case management information (continued)			Notes
D3. Disclosure of electronic documents (multi-track cases only)			
If you are proposing that the claim be allocated to the multi-track:			
Have you reached agreement, either using the Electronic Documents Questionnaire in Practice Direction 31B or otherwise, about the scope and extent of disclosure of electronic documents on each side?	☐ Yes	☐ No	
2. If No, is such agreement likely?	Yes	☐ No	
3. If there is no agreement and no agreement is likely, what are the issues about disclosure of electronic documents which the court needs to address, and should they be dealt with at the Case Management Conference or at a separate hearing?			
D4. Disclosure of non-electronic documents (all cases) What directions are proposed for disclosure?			
For all multi-track cases, except personal injury. Have you filed and served a disclosure report (Form N263)	Yes	[No	
(see Civil Procedure Rules Part 31).	☐ Yes	☐ No	
overriding objective? If Yes, please ensure this is contained within the proposed directions attached and specify the draft order number.			
If Yes, please ensure this is contained within the proposed directions attached and specify the draft order number.			
if Yes, please ensure this is contained within the proposed directions attached and specify the draft order number.			
if Yes, please ensure this is contained within the proposed directions attached and specify the draft order number. Experts	☐ Yes	₩ No	There is no presumption that expert evidence is necessary or that each party will be entitled to their own expert(s).
If Yes, please ensure this is contained within the proposed directions	_	√ No yet obtained No	There is no presumption that expert evidence is necessary or that each party will be entitled to their own expert(s). Therefore, the court requires a short explanation of your proposals with regard to expert evidence.

Please list any single joint experts you propose to use and any other experts you wish to rely on. Identify single joint experts with the initials 'SJ' after their name(s). Please provide justification of your proposal and an estimate of costs.

Expert's name	Field of expertise (e.g. orthoponic suppos, surveyor, cogloses)	Justification for expert and estimate of costs
	3.	

E	Witnesses
	satrite33.63

Which witnesses of fact do you intend to call at the trial or final hearing including, if appropriate, yourself?

Witness name	Witness to which facts
Mr Lemmy Nwabulsi Mr Neville Gray 3 other witnesses	Anti-social behaviour Same Same

G Trial or Final Hearing

less than one day	one day	more than one day
Hrs		State number of days
		expert or an essential witness will not b
able to attend court for trial or fi		expert or an essential witness will not b
	nal hearing?	expert or an essential witness will an

Give the best estimate you can of the time that the court will need to decide this case. If, later you have any reason to shorten or lengthen this estimate you should let the court know immediately.

You should only enter those dates when you, your expert(s) or essential witnesses will not be available to attend court because of holiday or other commitments.

You should notify the court immediately if any of these dates change.

Do not complete this section if:

- 1) you do not have a legal representative acting for you
- 2) the case is subject to fixed costs

If your claim is filedy to be allocated to the Multi-Track form Precedent H must be filed at in accordance with CPR 3.13.

I confirm Precedent H is attached.

you intend to make any applications in the future?	☐ Yes	✓ No
fes, what for?		

5

You must attempt to agree proposed directions with all other parties. Whether agreed or not a draft of the order for directions which you seek must accompany this form.

All proposed directions for multi-track cases must be based on the directions at www.justice.gov.uk/courts/procedure-rules/civil

All proposed directions for fast track cases must be based on CPR Part 28.

3 X A

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[Legal Representative for the [[147]240[240]]

Date 1 6 / 1 1 / 2 0 1 7

Please enter your name, reference number and full postal address including details of telephone, DX, fax or e-mail

Legal Service	ough of Enfield
PO BOX 50	
Civic Centre	
Enfield	

Postcode E N 1

[Claimant][Defendant][Part 20 daimant]

	tf applicable
Telephone na.	0208 367 8323
Fax no.	020 8379 6492
Ding.	90615 Enfield 1
Your ref.	LS/C/LI/157255

E-mari Ludmilla. Iyavoo@enfield.gov.uk

IN THE EDMONTON COUNTY COURT BETWEEN:

CLAIM NUMBER: D02ED073

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

(CLAIMANT)

-AND-

MR SIMON CORDELL

(DEFENDANT)

DIRECTIONS ORDER

Before District Judge November 2017.

Before District Judge sitting at the Edmonton County Court on

IT IS ORDERED THAT:

- 1. The matter be allocated to the Fast Track
- 2. The parties should exchange their witness statements simultaneously on 14th December 2017, 4pm.
- 3. The matter be listed for a trial for the first opened date after 04th January 2018.
- 4. No order as to costs.

Dated: November 2017

- Made on behalf of the Claimant
- 2. Ms Ludmilla lyavoo
- 3. Statement No.1
- 4. Exhibits LI1-LI7
- 5. Dated 03.01.2018

IN THE EDMONTON COUNTY CO	OURT	CO	INTY	COU	TON	EDMON	THE	IN
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BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

-and
MR SIMON CORDELL

Defendant

EXHIBITS L [3

This is the Exhibit LI 3 referred to in the witness statement of Ludmilla Iyavoo dated 03 January 2018.



Ludmilla lyavoo

From:

emmanuei <emmanuei@vlssolicitors.com>

Sent:

17 November 2017 11:15

To:

Ludmilla lyavoo

Subject:

RE: LBE v Cordell-D05ED073 [SEC=OFFICIAL]

Dear Ludmilla,

The section I requires parties to agree directions if possible but not in the form of draft order as you have done. I will suggest that we leave it for the court to give directions.

Kind regards. Emmanuel

From: Ludmilla Iyavoo [mailto:Ludmllla.]yavoo@enfield.gov.uk]

Sent: 17 November, 2017 10:23 AM

To: emmanuel

Subject: RE: LBE v Cordell-D05ED073 [SEC=OFFICIAL]

Dear Emmanuel,

I will invite you to consider section J (last page) of the Directions questionnaire. If no consent can be provided to the __draft emailed over to you yesterday, I will just send it as it is and ask the Court to decide on it.

I hope to hear from you by 12noon today.

Kind regards

Ludmilla

From: emmanuel [malito:emmanuel@vissolicitors.com]

Sent: 16 November 2017 17:28

To: Ludmilla lyavoo < Ludmilla.lyavoo@enfield.gov.uk > Subject: RE: LBE v Cordell-D05ED073 [SEC=OFFICIAL]

Dear Ludmilla,

Further to your email the order says that you file directions questionnaire therefore there is no need for draft directions in this kind of matter.

Kind regards, **Emmanuel Onwusiri**

From: Ludmilla Iyavoo [mailto:Ludmilla.Iyavoo@enfield.gov.uk]

Sent: 16 November, 2017 5:09 PM To: emmanuel@vlssolicitors.com

Subject: LBE v Cordell-D05ED073 [SEC=OFFICIAL]

Classification: OFFICIAL

Dear Emmanuel,

The Claimant has been ordered to file its directions questionnaire by close of business tomorrow. I attach a draft directions order and would ask you that this be agreed by 12 noon tomorrow.

I look forward to hearing from you.

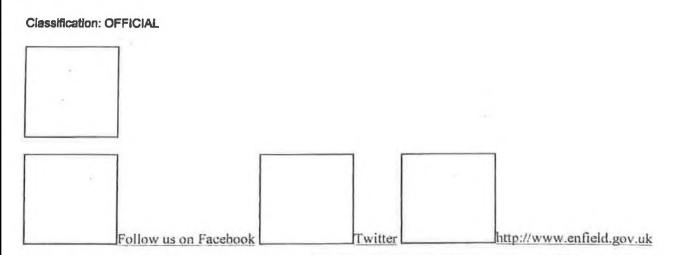
Kind regards, Ludmilla lyavoo Solicitor Corporate Team Legal Services Enfield Council Silver Street Enfield EN1 3XY

DX 90615 Enfield 1

Telephone: 020 8379 8323

Fax: 020 8379 6492

Enfield Council is committed to serving the whole borough fairly, delivering excellent services and building strong communities.



Enfield Council is committed to serving the whole borough fairly, delivering excellent services and building strong communities. Opinions expressed in this email are those of the individual and not necessarily those of the London Borough of Enfield. This email and any attachments or files transmitted with it are strictly confidential and intended solely for the named addressee. It may contain privileged and confidential information and if you are not the intended recipient and receive it in error you must not copy, distribute or use the communication in any other way. All traffic handled by the Government Connect Secure Extranet may be subject to recording/and or monitoring in accordance with relevant legislation.

This email has been scanned for viruses but we cannot guarantee that it will be free of viruses or malware. The recipient should perform their own virus checks.

- Made on behalf of the Claiment
- 2. Ms Ludmilla lyavoo
- 3. Statement No.1
- 4. Exhibits LI1-LI7
- 5. Dated 03.01,2018

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BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

EXHIBITS LI 4

This is the Exhibit LI 4 referred to in the witness statement of Ludmilla lyavoo dated 03 January 2018.



London Borough Of Enfield P O Box 50 Civic Centre Silver Street Enfield EN1 3XA 90615 ENFIELD 1 HM Courts & Tribunals Service The County Court at Edmonton 59 Fore Street London N18 2TN

DX 136686 EDMONTON 3

T 020 8884 6500

www.gov.uk

Your ref: LS/C/LI/157255

13 December 2017

Dear Sir/Madam

Re: Case Number: D02ED073 London Borough Of Enfield v Mr Simon Cordell

The file was referred to the District Judge and his comments are :

"Your Directions Questionnaire was received by the court on 20/11/17. Therefore the sanction on the order of 6/11/17 applies."

Yours sincerely,

Vas.

Ourvasse Cundapen Back Office Section Ext

c.c: défendants

CS CHULLO RET ED 1 4 DEC 2017

L BLANK



- 1. Made on behalf of the Claimant
- 2. Ms Ludmilla lyavoo
- 3. Statement No.1
- 4. Exhibits Li1-Li7
- 5. Dated 03.01.2018

IAI	THE	EDMON	MOTE	COLIN	TYCO	TOLL

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

-and
MR SIMON CORDELL

Defendant

EXHIBITS LI 5

This is the Exhibit LI 5 referred to in the witness statement of Ludmilla lyavoo dated 03 January 2018.

Ludmilla iyavoo

From:

Ludmilla tyavoo

Sent:

15 December 2017 13:36

To: Subject: 'emmanuel' RE: LBE v Cordell

Categories:

Egress Switch: Unclassified

Dear Emmanuel,

There's a mistake from the Court as the order should not be discharged and will without a doubt be reinstated in due course. If your client is found to be in breach of the terms of the injunction, we reserve the right to take further actions against your client. Your client should continue to respect the terms of the order as we have advised the court that the order has been discharged due to an internal admin. Error. I hope he will be advised of our position.

Kind regards

Milla

----Original Message---

From: emmanuel [mailto:emmanuel@vlssolicitors.com]

Sent: 15 December 2017 13:00

To: Ludmilla Iyavoo <Ludmilla.Iyavoo@enfield.gov.uk>

Subject: RE: LBE v Cordell

Dear Ludmilla,

The Order discharging the injunction and striking out your claim subsists until set aside.

Kind regards,

Emmanuel Onwusiri,

---Original Message----

From: Ludmilla Iyavoo [mailto:Ludmilla.lyavoo@enfield.gov.uk]

Sent: 15 December, 2017 12:41 PM

To: emmanuel

Subject: LBE v Cordell

Dear Emmanuel,

Please see attached a copy of the Court order. Our direction questionnaire was filed electronically on 17th November 2017 at 12 noon. I have emailed the Court yesterday with evidence and will advise them that the injunction should continue as our questionnaire was filed by the given deadline. I hope you will advise your client to continue to comply with the terms of the interim injunction ordered by the Court on 09th August 2017.

Kind regards, Ludmilla lyavoo Solicitor Corporate Team Legal Services Enfield Council Silver Street Enfield EN1 3XY



- Made on behalf of the Claimant
- 2. Ms Ludmilla lyavoo
- 3. Statement No.1
- 4. Exhibits LI1-LI7
- 5. Dated 03.01.2018

N THE	FDMONTON	COUNTY	COURT

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

EXHIBITS LI 6

This is the Exhibit LI 6 referred to in the witness statement of Ludmilla Iyavoo dated 03 January 2018:



Ludmilla lyavoo

From:

Zena Ndereyimana

Sent:

14 December 2017 14:36 Edmonton County, Enquiries

To: Cc:

Ludmilla lyavoo

Subject: Attachments: FW: London Borough of Enfield v Cordell-D02ED073

LBE-SV-PRN-002 PR-ECCBS-GPV59544-IRC5045_1714_001.pdf; LBE-SV-PRN-002

_PR-ECCBS-LYB09571-IRC2020_2991_001.pdf

Dear Sirs,

London Borough of Enfield v Cordell-D02ED073

In relation to the above matter and order dated 9.11.2017.

The claimant's directions questionnaire was filed at Edmonton County Court by email on 17.11.2017 and not on the 20.11.2017 as your letter implies and as per the email below.

In light of the above, we kindly ask the court to reconsider their decision as the claimant complied with the court's directions.

Any assistance in this matter will be greatly appreciated.

Kind regards,

Zena Ndereyimana

Paralegal Legal Services Enfield Council

Civic Centre PO Box 50 Silver street Enfield EN13XE

Email: zena.ndereyimana@enfield.gov.uk

Website: www.enfield.gov.uk

'Enfield Council is committed to serving the whole borough fairly, delivering excellent services and building strong communities.

From: Ludmilla lyavoo

Sent: 17 November 2017 11:56 To: Edmonton County, Enquiries

Cc: emmanuel

Subject: London Borough of Enfield v Cordell-D02ED073

Dear Sirs,

Please find attached a copy of the Claimant's correspondence with enclosures for the Court's attention.

Kind regards, Ludmilla lyavoo Solicitor



- Made on behalf of the Claimant
- 2. Ms Ludmilla lyavoo
- 3. Statement No.1
- 4. Exhibits L11-L17
- 5. Dated 03.01.2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: D02ED073

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

EXHIBITS LI7

This is the Exhibit Li 7 referred to in the witness statement of Ludmilla Iyavoo dated 03 January 2018.

General Form of Judgment or Order

In the County C	ourt at Edmonton
	1
Claim Number	D02ED073



LONDON BOROUGH OF ENFIELD	1 st Claimant Ref LS/C/LI/157255
MR SIMON CORDELL	1st Defendant
	Ref VLS/EO/H/
	CORDELL/17

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

Upon reading the application from the Defendant's Solicitors dated 21 December 2017 (see copy attached),

IT IS ORDERED THAT:

- 1. Claimant pay Defendant's costs of the action on a standard basis to be assessed if not agreed.
- 2. Because this order has been made by the Court without considering representations from the parties, the parties have the right to apply to have the order set aside, varied or stayed. A party wishing to make an application must sent or deliver the application to the court (together with any appropriate fee) to arrive within seven days of service of this order.

Dated 2 January 2018



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.

Produced by:Adrian B



Our ref: Your ref: Date:

VLS/EO/H/CORDELL/17 L8C/C/LI/157255 21 December 2017



Gibson House, 800 High Road Tottenham, London N17 0DH

Tel: +44(0)20 8808 7999 Fax:+44(0)20 8808 1999

Emergency Nos: +44(0)7940 728 166 +44(0)7533 255 996

DX: 36209 Edmonton Exchange

Email: info@vissolicitors.com www.vissolicitors.com

London Borough of Enfield Legal Services P O Box 50 Civic Centre Silver Street Enfield EN1 3XA

DX: 90615 ENFIELD 1

Dear Sirs,

RE: LONDON BOROUGH OF ENFIELD V MR SIMON CORDELL CLAIM NUMBER: D02ED073

Further to the above matter we attach herewith and by way of service copy of our Application Notice (Form N244) that we have filed at the court.

Yours faithfully,

VLS Solicitors

2 7 DEC 2017







CONTRACTED WITH LEGAL AID AGENCY

A LIST OF DIRECTORS IS DISPLAYED AT THE FIRM'S RECHISTERED ADDRESS

Privy Connell Agent VAT Reg. No. 929 6322 02

VLS Solicitors is a trading style of VLS Enticitors List, a company registered in England & Whies with Key. No. 8572596, having its registered address at Citizon House, 800 High Read, Toticulum Landon N170016 R is authorized and regulated by the Solicitors Regulation. Authority (SRA NO.827468)

Application notice

For help in completing this form please read the notes for guidance form N244Notes.



Name of court County Court at Edmonton		Claim no. D02ED073
Fee account no. (If applicable)		p with Fees - Ref. no. opticable)
	H	WF
Warrant no. (If applicable)		
Claimant's name (including London Borough of Entire Ref: LS/C/LI/157255	g ref.) field	
Defendant's name (included of Simon Cordell Ref. VLS/EO/H/CORDE		,
Date 21 December 2017		December 2017

VLS SOLIC	CITORS			
Are you a	Claimant	☐ Defendant	✓ Legal Repres	entative
	Other (please specify)		
If you are a !	egal representative whom	do you represent?	DEFENDANT	
What order	are you asking the court to	make and why?		
	THAT THE CLAIMANT S STRUCK OUT	PAYS THE DEFENDAL	NT'S COSTS BECAU	SE THE CLAIMANT'S
Have you attached a draft of the order you are applying for?			Yes	₩ No
How do you	want to have this applicati	on dealt with?	at a hearing	without a hearing
			at a telephone	hearing
How long do	you think the hearing will	last?	Hours	Minutes
ls this time e	stimate agreed by all partie	es?	☐ Yes	☐ No
Give details	of any fixed trial date or pe	riod		
What level of	Judge does your hearing	need?	h	
Who should	be served with this applica	tion?	CLAIMANT	
Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.		ENFIELD COUNCIL LEGAL SERVICES PO BOX 50 CIVIC CENTRE SILVER STREET ENFIELD EN1 3XA		

the statement of ca	se
the evidence set ou	it in the box below
made an order inter alia that the parties fill failed to comply with the order. On the 6 November 2017 District Judge Control Directions Questionnaire by 4.00 pm on 17 order the injunction of 9 August 2017 do sistruck out without further order. The court by its letter dated 13 December 2017 applies because the Claimant's Direct November 2017. The court having discharged the injunction	inst the Defendant on the 9 August 2017. at the County Court at Edmonton, Employment Judge Taylor be Directions Questionnaire by 23 October 2017 but the Claimat cohen made an order that the Claimant do file a completed 7 November 2017 and if the Claimant failed to comply with the tand discharged without further order and the claim do stand 2017 stated that the sanctions on the order of 6 November ctions Questionnaire was received by the court on the 20 In against the Defendant and the Claimant's claim having been liests the court to make an order that the Claimant pays his
Statement of Truth (I helique) (The applicant helimes) that the faci	ts stated in this section (and any continuation sheets) are true.
(The applicant delives) that the fact	
Signed Applicant('s legal representative)(Dated 21.12.17
Full name Emmanuel Onwusiri Name of applicant's legal representative's firm	n VLS SOLICITORS
Position or office held SOLICITOR (if signing on behalf of firm or company)	
Signature and address details	Dated 21.12.17
(if signing on behalf of firm or company)	
Position or office held <u>SOLICITOR</u> (if signing on behalf of firm or company) plicant's address to which documents about the	his application should be sent
Position or office held SOLICITOR (if signing on behalf of firm or company) plicant's address to which documents about the SOLICITORS ISON HOUSE	
Position or office held SOLICITOR (if signing on behalf of firm or company) plicant's address to which documents about the SOLICITORS SON HOUSE HIGH ROAD TTENHAM	his application should be sent If applicable Phone no. 020 8808 7999
Position or office held SOLICITOR (if signing on behalf of firm or company) plicant's address to which documents about the SOLICITORS ISON HOUSE IN HIGH ROAD	his application should be sent If applicable Phone no. 020 8808 7999
Position or office held SOLICITOR (if signing on behalf of firm or company) plicant's address to which documents about the SOLICITORS SON HOUSE HIGH ROAD TTENHAM	his application should be sent If applicable Phone no. 020 8808 7999 Fax no. 020 8808 1999

IN THE E	EDMONTON	COUNTY	COURT
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BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL	<u>Defendant</u>
EXHIBIT LN2	

This is the exhibit LN2 of the witness statement of Lemmy Nwabuisi dated 08th January 2018.

Telephone conversation with Mr Markandu Mathiyalagan

117 Burncroft Avenue, Enfield, EN3

Mr Mathiyalagan telephoned me this morning to report an incident that occurred at 11:30am on 11th November 2017. He reported that his wife was alone inside their flat when the Mr Cordell came to their front door, opened the letterbox and peeped through it to see who was inside the flat. Mr Mathiyalagan stated that Mr Cordell started swearing and shouting abuse and banging on his front door as soon as he saw his wife. He then ran down stairs when his wife went to get her mobile phone to record the incident. He stated that his wife called the police, CAD No. 3230 of 11th November 2017 and the police attended and went and spoke to Mr Cordell and came and informed his wife that he denied coming to their front door and therefore they are unable to take any action against him.

I asked whether his wife recorded the incident and he said, that Mr Cordell left when his wife went to get her mobile phone. He also stated that there were no witnesses as his wife was alone in the flat at the time. I asked whether his wife showed a copy of the injunction and power of arrest to the police officers that attended and he said no that she did not. I advised him that in future, they must show the court order to the police as the officers that will attend may not be aware of the injunction.

Lemmy Nwabuisi

ASB Co-Ordinator

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BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL	Defendant
EXHIBIT LN3	

This is the exhibit LN3 of the witness statement of Lemmy Nwabuisi dated 08th January 2018.

File Note

5/1/18

Meeting with Mr and Mrs Mathiyalagan

117 Burncroft Avenue, Enfield, EN3

Mr and Mrs Mathiyalagan attended the Civic Centre to report recent incidents that occurred on 2nd and 3rd January 2018. Mr Mathiyalagan stated that on 2nd January 2018 at 6:30pm, his wife was inside their flat trying to assemble a cupboard with their three-year-old daughter and his cousin who was asleep at the time. He stated that suddenly his wife heard someone banging on their front door. She went to the door with her phone and overheard Mr Cordell shouting that there was noise coming from their flat. His wife told Mr Cordell that she was trying to assemble a cupboard but he called her liar and accused her of deliberately banging on the floor. Mr Mathiyalagan stated that Mr Cordell then stood outside his front door for more than twenty minutes swearing and shouting abuse at his wife.

Mr Mathiyalagan stated that Mr Cordell then went away and returned half an hour later, lifted his letterbox flat, stuck his mobile phone through the letterbox and started to record his family while swearing and shouting abuse at his wife. This went on for about fifteen minutes until his wife threatened to call to call the police. The matter was reported to the police, CAD No. 5121 of 2nd January 2018.

Mr Mathiyalagan also stated that on 3rd January 2018 at 9:30am, Mr Cordell came to his front door and started banging on the door and was swearing and shouting abuse at him and his wife. He went and asked him what the problem was and he complained that his wife was banging on the floor the previous day for about an hour. He explained to him that his wife was not banging on the floor, that she was trying to assemble a cupboard but he called him a liar and continued to swear and shout abuse at him and his wife. Mr Mathiyalagan also stated that Mr Cordell then threatened to kill him and his family and burn down his property and said to him that they will not be safe from him no matter where they are.

Mr Mathiyalagan stated that Mr Cordell then forced his way into their flat by either using an object to open or by pushing it very hard, he is not sure how he did it, but his wife managed to push him out and double-locked the door. He called the police, CAD No. 2098 of 3rd January 2018 and police officers attended and advised them to report the matter to the council.

Mr Mathiyalagan stated that him and his wife recorded the incidents on their mobile phones and played the recordings to me. One of the recordings clearly showed a person whom I



believe to be Mr Cordell looking through Mr Mathiyalagan's letterbox with a mobile phone on one hand. On the other recordings, I could clearly hear a person whom I also believe to be Mr Cordell shouting and swearing at Mr and Mrs Mathiyalagan, using threatening language and threatening to kill and burn down their property.

Lemmy Nwabuisi
ASB Co-Ordinator

Injunction Order

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

Mr Simon Cordell	
109 Burncroft Avenue	
Enfield	
EN3 7JQ	

In the County Court at Edmonton		
Claim Number	E00ED049	
Claimant (including ref.)	The London Borough Of Enfield LS/C/L1/155584	
Defendant (including ref.)	Mr Simon Cordell	

If you, Mr Simon Cordell, 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, disobey the 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.

On 9th January 2018 at The County Court at Edmonton, Employment Judge Taylor, upon hearing the solicitor for the claimant and without notice to the defendant, considered an application for an injunction.

AND IT WAS ORDERED THAT

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

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.

Produced by:Darren Civil

AND IT IS FURTHER ORDERED THAT

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.
- 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.

This order shall remain in force until 8th January 2019 at 11:59 PM unless before then it is revoked by further order of the court

NOTICE OF FURTHER HEARING.

The court will reconsider the application and whether the order should continue at a further hearing at the County Court at Edmonton, 59 Fore Street, London, N18 2TN on 5th February 2018 at 2:00 PM

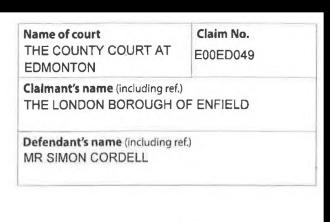
If you do not attend at the time shown the court may make an injunction order in your absence.

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

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

61

Power of arrest	
Name of defendant	
MR SIMON CORDELL	
Defendant's address	
109 BURNCROFT AVENUE	
ENFIELD EN3 7JQ	





Date order made	9 / 1 / 2 0 1 8 Name of judge EMPLOYMENT JUDGE TAYLOR
Order made under (insert statutory provision)	The Anti-Social Behaviour, Crime and Policing Act 2014
his order include	es a power of arrest under (insert statutory provision)
The Anti-Social Be	ehaviour, Crime and Policing Act 2014
	graphs of the order to which a power of arrest has been attached are: raphs of the order to which the power of arrest is attached, if necessary continue on a separate sheet)
Please see attach	ed sheet

Note to Arresting Officer

N110A

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 Pollcing 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 o	of Clai	mant

THE LONDON BOROUGH OF ENFIELD

Claimant's address

PO BOX 50 CIVIC CENTRE SILVER STREET ENFIELD EN1 3XA

Claimant's phone number

62

Our ref:

VLS/EO/H/CORDELL/17

Your ref: Date: LSC/C/L1/157255 19 February 2018



Olbson Flouse, 800 High Road Tottenham, London N17 0DH

Tel: +44(0)20 8808 7999 Fax:+44(0)20 8808 1999

Emergency Nos: +44(0)7940 728 166 +44(0)7533 255 996

DX: 36209 Edmonton Exchange

Email: info@vissolicitors.com www.vissolicitors.com

London Borough of Enfield Legal Services P O Box 50 Civic Centre Silver Street Enfield EN1 3XA

Dear Sirs,

RE: LONDON BOROUGH OF ENFIELD V MR SIMON CORDELL CLAIM NUMBER: D02ED073

We write to notify you that VLS Solicitors are no longer acting for the Defendant in the above matter.

We request that VLS SOLICITORS be removed from records and all communications and correspondences be directed to the Defendant.

Yours sincerely







CONTRACTED WITH LEGALAID AGENCY

A LIST OF DIRECTORS IS DISPLAYED AT THE FIRM'S REGISTERED ADDRESS

Privy Council Agent VAT Reg. No. 929 6322 02

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Please reply to:

Legal Services

Silver Street,

Enfield EN1 3XA

PO Box 50, Clvic Centre

Mr Simon Cordell

BY PERSONAL SERVICE

BY PROCESS SERVER

109 Buncroft Avenue

Enfield

EN3 7JQ

E-mail:

balbinder.Kaur-Geddes@enfleld.gov.uk

Phone: 020 8379 4834

90615 ENFIELD 1 DX: Fax: 0208 379 6492

My Ref: LS/C/BKGE/155584

Your Ref:

Date: 2 May 2018

Dear Mr Cordell

Re: LONDON BOROUGH OF ENFIELD -v- MR SIMON CORDELL E00ED049 - Application for Committal dated 5 February 2018

Further to the hearing of 1 May 2018, please find the following documents enclosed:

1. Order of the Court dated 5 February 2018

2. Application Notice dated 5 February 2018 with accompanying documents:

- (a) Injunction Order dated 9 January 2018 with Power of Arrest of same date
- (b) Witness Statement of Mr Lemmy Nwabuisi dated 2 February 2018
- (c) Witness Statement of Ms Kaunchita Maudhub dated 5 February 2018
- (d) Draft Order

These documents are being served upon you personally.

Yours faithfully,

Balbinder Kaur-Geddes,

Lawyer

for Director of Law and Governance

Jeremy Chambers Director of Law and Governance **Enfleld Council** Civic Centre, Silver Street Enfield EN1 3XY

FRAMEWORK FOR LOCAL GOVERNMENT



General Form of Judgment or Order

In the County C	ourt at Edmonton	
Claim Number	E00ED049	
Date	9 February 2018	



MR SIMON CORDELL	1st Defendant
THE LONDON BOROUGH OF ENFIELD	1 st Claimant Ref LS/C/L1/155584

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

-Upon hearing Solicitor for the Claimant and the Defendant in person and there being no affidavit of service filed and the Defendant denying he has been personally served.

IT IS ORDERED THAT

- 1. The Claimant do by 4pm on 09/02/2018 file and serve an affidavit of service.
- 2. The Claimant do by 4pm on 09/02/2018 serve on the Defendant by first class post its application of 05/02/2018.
- 3. Matter be listed for further consideration of the order 09/01/2018 and the Claimant's application referred to above, on 30/05/2018 at 14:00pm (time estimate 1 hour).

The Defendant's address for service is 109 Buncroft Avenue, Enfield EN3 7JQ

Dated 5 February 2018



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.gev.uk to find out more.

Produced by: A ABIODUN

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Application notice

For help in completing this form please read the notes for guidance form N244Notes.



Name of court Edmonton County	Court E00ED049	
Fee account no. (if applicable)	Help with Fees - Ref. no. (If applicable)	
007 9 006	H W F - : -	
Warrant no. (If applicable)		
Claimant's name (incl The London Borous (LS/C/LI/157255)		
Defendant's name (in Mr Simon Cordell (VLS/EO/H/CORDE		
Date	05.02.2018	

Are you a	✓ Claimant	Defendant	Legal Representative	
	Other (please specify)			
If you are a le	gal representative whom do	you represent?		
What order a	re you asking the court to m	ake and why?		
2. To bring a	ne terms of the interim inju- an application for the Defer action order dated 09.01.20	ndant's committal unc		hing the terms of the
Have you atta	ached a draft of the order yo	u are applying for?	√ Yes	□ No
How do you want to have this application dealt with?		✓ at a hearing	without a hearing	
			at a telephone	e hearing
How long do	you think the hearing will la	st?	Hours	30 Minutes
ls this time es	timate agreed by all parties	7	Yes	 ✓ No
Give details o	f any fixed trial date or perio	d	Return hearing	on 05.02.2018, 2pm
What level of Judge does your hearing need?		District		
Who should be served with this application?		Defendant		
Who should b	Please give the service address, (other than details of the			

	✓ the attached witnes	ss statement	
	the statement of ca	se	
	the evidence set ou	t in the box below	
	e continue on a separate sheet.		
knew where the employees are prevent the Def address. The ap	ey worked/ lived and threat concerned by the threats r endant from approaching t	ening one of the emplo made and would like th the Claimant's employe ted by the witness stat	on 09th January 2018 by stating that he byees that he should watch his black. The interim injunction order to be varied to be sat their place of work and personal tements of Mr Mwabuisi dated 02.02.201
intimidating one telephone calls down during the Defendant to be	of the Claimant's employe constituted threats, harass first phone call but the De	ees by calling her on he ment and intimidation fendant continued to discidents. The details of	order on 24,01,2018 by harassing and er work number on two occasions. The causing the employee to put the phone call again. The Claimant therefore wants of the telephone conversation is covered in
Statement of T	ruth	-	
(I-believe) (The ap	oplicant believes) that the fac	ts stated in this section (and any continuation sheets) are true.
25	A		05.00.0040
Signed	TO TO THE PARTY OF	W. Data and a filter of	Dated 05.02.2018
	cant('s legal representative)	(s-litigation friend)	
Full name Ludit	nilla lyavoo		
Name of applicar	nt's legal representative's firr	n London Boroug	h of Enfleld, Legal Services
Traine of applical	it i regal representatives in		
Position or office			
(if signing on behal	If of firm or company)		
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a /	Arad	Dated	05.02.2018
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Injunction Order

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

Mr Simon Cordell
109 Bumcroft Avenue
Enfield
EN3 7JQ

In the County C	ourt at Edmonton
Claim Number	E00ED049
Claimant (including ref.)	The London Borough Of Enfield LS/C/L1/155584
Defendant (including ref.)	Mr Simon Cordell



If you, Mr Simon Cordell, do not obey this order you will be guilty of contempt of court and you may be at to prison

If you, Mr Simon Cordell, disobey the 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.

On 9th January 2018 at The County Court at Edmonton, Employment Judge Taylor, upon hearing the solicitor for the claimant and without notice to the defendant, considered an application for an injunction.

AND IT WAS ORDERED THAT

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

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.



AND IT IS FURTHER ORDERED THAT

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.
- 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.

This order shall remain in force until 8th January 2019 at 11:59 PM unless before then it is revoked by further order of the court

NOTICE OF FURTHER HEARING.

The court will reconsider the application and whether the order should continue at a further hearing at the County Court at Edmonton, 59 Fore Street, London, N18 2TN on 5th February 2018 at 2:00 PM

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

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

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



Power of arrest

Name of defendant

MR SIMON CORDELL

Defendant's address

109 BURNCROFT AVENUE

ENFIELD

EN3 7JQ

Name of court
THE COUNTY COURT AT
EDMONTON

Claim No. E00ED049

Claimant's name (including ref.)
THE LONDON BOROUGH OF ENFIELD

Defendant's name (Including ref.)
MR SIMON CORDELL





Date order made	9 1 /2 0 1 8 Name of Judge EMPLOYMENT JUDGE TAYLOR	
Order made under (Insert statutory provision)	The Anti-Social Behaviour, Crime and Policing Act 2014	
This order include	s a power of arrest under (insert statutory provision)	
The Anti-Social Be	ehaviour, Crime and Policing Act 2014	
The relevant paragrage (set out those paragrage	graphs of the order to which a power of arrest has been attached are: raphs of the order to which the power of arrest is attached, if necessary continue on a separate sh	eet)
Please see attach	ed sheet	

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:-

This power of arrest was ordered on 9 / 1 / 2 0 1 8

- 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-Sodial Behaviour, Crime and Policing Act 2014, shall authorise the detention of the respondent after the explry 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 LONDON BOROUGH OF ENFIELD

and expires on the 9 / 1

Claimant's address

PO BOX 50 CIVIC CENTRE SILVER STREET ENFIELD EN1 3XA

Claimant's phone number

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POWER OF ARREST (CONT)

- 1. 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.
- 2. 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.
- 3. 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.
- 4. 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.

IN THE EDMONTON COUNTY COURT

CLAIM NO: E00ED049

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL <u>Defendant</u>

DRAFT ORDER

Before District Judge

sitting at the Edmonton County Court.

Upon considering the Claimant's application notice dated Q4th February 2018 seeking permission from the Court to vary the terms of the interim injunction order made by District Judge Taylor on 09th January 2018, it is ordered that the following paragraph be added to the injunction order:

- The Defendant Mr Cordell, should be forbidden (whether by himself or by Instructing or encouraging or permitting any other person) to approach or threatening to approach the Claimant's employees at their place of work and personal home address.
- 2. A power of arrest is attached to this new paragraph.
- 3. This order along with the order made on 09th January 2018 and the Power of Arrest do remain in force until 4pm on 08th January 2019.
- 4. Dispense with personal service of this Order on the Defendant.
- 5. Costs in the case.

Dated

Day of February 2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: E00ED049

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

DRAFT ORDER

Before District Judge

sitting at the Edmonton County Court.

AN APPLICATION was made by the Claimant's representatives and was attended by [Counsel for] the Defendant.

The Judge read the written evidence filed and the Order of District Judge Taylor dated 09th January 2018 in which it was ordered that the Defendant should be forbidden (whether by himself or by instructing 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.

AND THE COURT being satisfied that the Defendant has been guilty of contempt of court in failing to comply with the order dated 09th January 2018 [paragraphs 3-6] of the order dated 09th January 2018 by harassing, intimidating and making threats to one of the Claimant's employees on 24th January 2018, by telephoning her on two occasions and making threats, accusations and comments on other employees.

IT IS ORDERED

- (1) that for his contempt the Defendant stands committed to HM Prison (name of prison) for a period of (number of days or as may be) from the date of his apprehension.
- (2) that for his contempt the Defendant pays to Her Majesty the Queen a fine of £ on or before (date payment due).



- (5) that the costs of the Claimant [summarily assessed in the sum of £ 900.00] to be the subject of a detailed assessment be paid by the Defendant to the Claimant.
- (6) that the contemnor has permission to apply to the Court to clear his contempt and ask for his release or discharge.

Dated

Made on behalf of the Claimant
 Witness Statement of Lemmy

3. Dated 02nd February 2018

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 Nwabulsi 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 Behaviour 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 my role in investigating allegations of verbal abuse, threats, harassment and intimidation made against the Defendant by his neighbours.

2. I make this Witness Statement in support of the Claimant's application to vary the interim injunction order of 09th January 2018. This is my second statement in the above proceedings.

3. Background:

On 9th January 2018 at about 12:18pm, the Defendant telephoned me and accused me of killing his baby. He accused me of forging documents to get an Anti-Social Behaviour Order (ASBO) against him thereby making him a prisoner inside his own home and that this is now personal between us. He stated that he knows where I live in Enfield and that me and my family are not safe from him. He also stated that he has watched me leave the office and have followed me home, that he can 'get me' any time he likes and that I should watch my back.

- 4. The Defendant telephoned me again about thirty minutes later and left a voice message for me. He again accused me of killing his baby, that I was biased against him and that I was a criminal. He mentioned one of my colleagues by name and stated that he knows that she has a flat in Winchmore Hill and that she lives in Edmonton. He stated that he has 'stripped' our computers and obtained personal information about us. He made references to my company accounts, the university I attended and the course I studied. He also stated that he knows where all our houses are and that we are not safe.
- 5. The matter was reported to the police, Crime Reference: 5200718/18 and the Defendant was arrested at about 8:00pm on 9th February 2018 and released on ball on 10th February 2018 pending further investigation. He is due to report back to Woodgreen Police Station on 5th February 2018.

6. The interim injunction order which was made by the Court on 09th January 2018 excludes the Defendant from causing distress and harassment to the Claimant's employees. However, the interim injunction order is limited to the area of Burncroft Avenue, Enfield, EN3 and not necessary to my personal address or work place. In view of the Defendant's past conduct I have concerns that he may attempt to harass me and my family and would like the order to be varied to exclude the Defendant or his associates from approaching me at my work and home address.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed.

Dated this 2nd day of February 2018

1. Made on behalf of the Claimant

First Witness Statement of Kaunchita
 Maudhub

3. Dated 05th February 2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: E00ED049

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL

Defendant

WITNESS STATEMENT OF MS KAUNCHITA MAUDHUB

I, Ms Kaunchita Maudhub of London Borough of Enfield, Civic Centre, PO Box 50, Civic Centre, Silver Street, Enfield, Middx 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 Team Leader in the Community Safety Unit. I have held this employment since March 2016. My role as an ASB Team Leader consists of ensuring the effective management and co-ordination of the services within the Anti-social Behaviour Team, including line management of the ASB Officers. My involvement with the Defendant was due to my supervision of the work being carried out by Lemmy Nwabuisi - ASB Co-Ordinator within my team. Mr Nwabuisi was managing the investigation of complaints of anti-social behaviour, threats and intimidation involving Mr Simon Cordell.

- 2. I make this Witness Statement in support of the Claimant's application to vary the terms of the interim injunction order 09th January 2018.
- 3. On 09th January 2018, in a telephone message left by Simon Cordell (the Defendant) for Lemmy Nwabulsi, the Defendant referred to me as 'Kanichiwa' and stated that he knew I had a property in Winchmore Hill and that I lived in Edmonton. It would therefore appear that Mr Cordell has identified my personal home address and stated that he knows where I live. The contents of the voicemail are as follows:
 - ' You killed my baby, it's a very simple thing you are biased Lemmy yeh, you went to Westminster you are supposed to be good at fucking litigation, you are a criminal, there are no signatures on the first ASBO and I am being held hostage in here, you can go into your offices. Pat and Steve say it in your release forms to each other and Kanichiwa and all your managers fucking computers. You don't know Lemmy I've stripped you computers not through Daniel Ellis, complaints, I went through the ombudsmen and they've stripped your computers Lemmy, I own your fucking computer and I know kanichiwa's I know fucking rob leak owns 15 million pounds more and kanichiwa's got a house up in Winchmore Hill under the expenses of the company she's got a house over in Edmonton I know where you all fucking live, yeh, I've fucking looked at all your expenses and your companies expenses and your passed companies, I've looked at everything to do with you all. I know Tracey Willis and her fucking loved ones and I know their houses, you all are, you lots are fucking biased you killed my baby and your avoiding disciplinary action this is fucking personal

I'll take it personal with you. I hope you fucking get me arrested cause I get to show everybody the report and the interview of what you've really fucking done Lemmy, come and get me arrested I know that you are gonna touch my fucking mother, your fucking mad Lemmy yeh, you're gonna touch my fucking mother, you've already toucher my fucking mother by forwarding the paperwork..... Listen I know what you've done Lemmy you're fucking out of order you shouldn't be working in that company, you've never checked the computers from before and you've allowed all this to happen to me. Go to bristolspotlight.co.uk - Robert Taylor was the bloke that was my barrister before and he's done exactly the same to me to somebody else as what he's done to me - caused a sex scandal with you'z lot in somebody else's name, locked them out, kidnapped, done everything to them, yeh and I was phoning you I got bare recordings telling you that these guys are setting me up, and this is out of order what they're doing, I'm the black boy on the block, all the times, their first application is as fraudulent as your fucking application Lemmy, and you think your gonna walk around this town with your children, living your life getting the salary that you're on and your gonna fucking earn the right to do this to people your supposed to be looking after and posting pictures that your all good at law, I,m better than you at fucking law Lemmy, I'm better than the executive director at criminal law as well.'

4. The matter was referred to the police and he was arrested on 09th January 2018 for threats to kill and has been released on bail on the following conditions: Not to contact directly or indirectly Lemmy NwabulsI and not to engage in threatening conduct that is likely to cause physical or verbal abuse to the employees of the London Borough of Enfield. He is bailed to return to the police station on 5th February 18 at 19.00hrs.

5. The interim injunction order which was made by the Court on 09th January 2018 excludes the Defendant from causing distress and harassment to the Claimant's employees. However the interim injunction order is limited to the area of Burncroft Avenue, EN3 and not necessary to me personally and my workplace. In view of the Defendant's past conduct I have concerns that he may attempt to harass me and would like the order to be varied to exclude the Defendant from approaching me directly at my personal address.

Statement of Truth

I believe the facts in this Witness Statement are true.

Signed Dalewal Lttl

Dated this 05th day of February 2018

- 1.' Made on behalf of the Claimant
- First affidavit of Kaunchita Maudhub
 Sworn on 05th February 2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: E00ED049

BETWEEN:

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

MR SIMON CORDELL	Defendant
AFFIDAVIT OF MS KAUNCHITA MAUDHUB	-

I, Ms Kaunchita Maudhub, of London Borough of Enfield, Civic Centre, PO Box 50, Civic Centre, Silver Street do solemnly and sincerely affirm that the content of this affidavit 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 Team Leader in the Community Safety Unit. I have held this employment since March 2016. My role as an ASB Team Leader consists of ensuring the effective management and co-ordination of the services within the Anti-social Behaviour Team, including line management of the ASB Officers and Co-Ordinators. My involvement with the Defendant was due to my supervision of the work being carried out by Lemmy Nwabuisi -ASB Co-Ordinator within my team. Mr Nwabuisi was managing the investigation of complaints of anti-social behavlour, threats and intimidation involving Mr Simon Cordell.

- I make this affidavit in support of the Claimant's application for the Defendant's committal on the basis of a breach of the Order made on 9th January 2018.
- The Defendant was served personally on 10th January 2018 while he was
 in custody at the Wood Green Police Station. The documents were served
 personally by the process server.
- 4. On 24th January 2018 the Defendant contacted me at work twice by telephone on an anonymous number. The first call was at approximately 16:50 and stated he was Simon Cordell. He said that Lemmy Nwabulsi must go to prison, he also stated to have stripped our computers without us knowing, he also added to have in his possession one of my colleagues' emails, named Miss Jeans. The Defendant further added to have the emails that witness protection had sent to him. I then proceeded to tell the Defendant that I was going to terminate the phone call and I put the phone down.
- 5. The Defendant telephoned me again at approximately 16.53 on an anonymous number and left a voice recording the contents of which are as follows:

"It's Mr Cordell, I think that you putting the phone down on me when I'm explaining to you what the people that you're in charge of are doing illegally to me. Lemmy understood what he was doing, I've recorded every conversation with Lemmy since the day the witness care team told you'z lot that I have no case to answer against Mr Mathiyalagan and you decided to make a possession order. That possession order says that I've got a possession order for having printers in my house which are legal to have and I have them in the back garden now cause you'z lot won't tell me what

conditions I'm in breach of, basically I've got Lemmy on recording he admits to doing certain things and I'm 100% sure he should got to prison for what's happened and you as his manager should do something about this you're the one advising him to do it and I'm gonna see you at court and I'm gonna serve you lot my official report, I'm taking this case up to judicial review cause this lower court doesn't have the ability to deal with this case and the fraudulent activity and the sentences you lot should get 25 years you should be getting for ? in public office, that is more than 2 life sentences that's what I believe that you lot deserve for breaching your statutory duties and the evidence I've got on you, I'll be contacting, I'll see you in court "

The voice mail would be made available to the Court. The Defendant's acts constitute acts of harassment and intimidation and he is therefore in breach of paragraph 4 of the interim injunction Order.

- 6. On 9th January 2018 the Defendant telephoned Lemmy Nwabuisi and accused him of killing his baby, he also stated that he knew where Lemmy lived and that him and his family were not safe and that he should watch his back.
- 7. On 9th January 2018, in a telephone message left by the Defendant for Lemmy Nwabuisi, Mr Cordell referred to me as 'Kanichiwa' and stated that he knew I had a property in Winchmore Hill and that I lived in Edmonton. The contents of the voicemail are as follows:

"You killed my baby, it's a very simple thing you are biased Lemmy yeh, you went to Westminster you are supposed to be good at fucking litigation, you are a criminal, there are no signatures on the first ASBO and I am being held hostage in here, you can go into your offices. Pat and Steve say it in your release forms to each other and Kanichiwa and all your managers

fucking computers. You don't know Lemmy I've stripped you computers not through daniel ellis, complaints, I went through the ombudsmen and they've stripped your computers Lemmy, I own your fucking computer and I know kanichiwa's I know fucking rob leak owns 15 million pounds more and kanichiwa's got a house up in Winchmore Hill under the expenses of the company she's got a house over in Edmonton I know where you all fucking live, yeh, I've fucking looked at all your expenses and your companies expenses and your passed companies, I've looked at everything to do with you all. I know Tracey Willis and her fucking loved ones and I know their houses, you all are, you lots are fucking biased you killed my baby and your avoiding disciplinary action this is fucking personal I'll take it personal with you. I hope you fucking get me arrested cause I get to show everybody the report and the interview of what you've really fucking done Lemmy, come and get me arrested I know that you are gonna touch my fucking mother, your fucking mad Lemmy yeh, you're gonna touch my fucking mother, you've already toucher my fucking mother by forwarding the paperwork...... Listen I know what you've done Lemmy you're fucking out of order you shouldn't be working in that company, you've never checked the computers from before and you've allowed all this to happen to me. Go to bristolspotlight.co.uk - Robert Taylor was the bloke that was my barrister before and he's done exactly the same to me to somebody else as what he's done to me - caused a sex scandal with you'z lot in somebody else's name, locked them out, kidnapped, done everything to them, yeh and I was phoning you I got bare recordings telling you that these guys are setting me up, and this is out of order what they're doing, I'm the black boy on the block, all the times, their first application is as fraudulent as your fucking application Lemmy, and you think your gonna walk around this town with your children, living your life getting the salary that you're on and your gonna fucking earn the right to do this to people your supposed to be looking after and posting pictures

that your all good at law, I'm better than you at fucking law Lemmy, I'm better than the executive director at criminal law as well".

- 8. The Defendant was arrested for threats to kill and released on bail. He is due to report back to the police station on 05th February 2018 at 09:00am. His bails conditions are as follows: 'not to contact directly or indirectly Lemmy Nwabuisi and not to engage in threatening conduct that is likely to cause physical or verbal abuse to the employees of the London Borough of Enfield'. It is clear that In view of the phone calls and threats he made to me on 24th January 2018, the Defendant has also breached the terms of his bail conditions.
- We would therefore ask the Court to consider the application in light of the recent incidents and to commit the Defendant to an arrest.

Dishoudted

a Francisco Continuos

Sworn at

on 05th February 2018

Before me:

Signed RAP MO R State.

OFFICER OF THE COURT APPOINTED BY THE JUDGE TO TAKE AFFIDAVITS

LONGLE AND STORM





Please Legal Services

reply to: PO Box 50, Civic Centre

Silver Street,

Enfield EN1 3XA

- u balblada

E-mail: balblnder.Kaur-Geddes@enfield.gov.uk

Phone: 020 8379 4834

DX: 90615 ENFIELD 1 Fax: 0208 379 6492

My Ref: . LS/C/BKGE/155584

Your Ref:

Date: 2 May 2018

Dear Mr Cordell

Mr Simon Cordell

Enfield

EN3 7JQ

109 Buncroft Avenue

BY PERSONAL SERVICE

BY PROCESS SERVER

Re: LONDON BOROUGH OF ENFIELD -v- MR SIMON CORDELL E00ED049 – Application for Committal dated 20 April 2018

Further to the hearing of 1 May 2018, please find the following documents enclosed:

1. Order of the Court dated 24 April 2018

2. Application Notice dated 20 April 2018 with accompanying documents:

- (a) Injunction Order dated 9 January 2018 with Power of Arrest of same date
- (b) Affidavit of Mr Markandu Mathiyalagan dated 20 April 2018
- (c) Affidavlt of Mrs Revathy Mathiyalagan dated 20 April 2018
- (d) Draft Order

Credoles

These documents are being served upon you personally.

Yours faithfully,

Balbinder Kaur-Geddes,

Lawyer

for Director of Law and Governance

Jeremy Chambers
Director of Law
and Governance
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY



www.enfleld.gov.uk

(R)you need this document in another language or format contact the service using the details above

Application notice

For help in completing this form please read the notes for guidance form N244Notes.

Name of court Edmonton County Co	ourt	Claim no. E00ED049
Fee account no. (If applicable)		ip with Fees - Ref. no. pplicable)
007 9 006	HWF	
Warrant no. (if applicable)		
Claimant's name (Includ) The London Borough (LS/C/LI/157255)	-	ield
Defendant's name (Inclu Mr Simon Cordell	ding ref.	
Date	20	04.2018

London Bo	rough of Enfield, Legal	Services		
Are you a	✓ Claimant	Defendant	Legal Repres	sentative
	Other (please speci	6))		
If you are a le	gal representative whon	n do you represent?		
What order a	re you asking the court t	o make and why?		
		or the Defendant's comm with has a power of arres		
Have you attached a draft of the order you are applying for?			✓ Yes	□ No
How do you want to have this application dealt with?		✓ at a hearing	· without a hearing	
			at a telephon	e hearing
How long do you think the hearing will last?			Hours	30 Minutes
s this time es	timate agreed by all part	ies?	Yes	✓ No
Give details of any fixed trial date or period			Hearing on 30.05.2018, 2pm	
What level of Judge does your hearing need?			District	
Who should be served with this application?			Defendant	
	e service address, (other efendant) of any party na			

	the attached witness stater	nent	
	the statement of case		
/	the evidence set out in the	box below	
If necessary, please continu Please refer to the evid	e on a separate sheet. ence attached on a separ	ate sheet.	
•			
Statement of Truth			
Signed	believes) that the facts stated	d in this section (Dated 19.04.2018
1 1 10 1	gal representative) ('s litiga voo	tlon fri end)	
Full name Ludmilla Iyan Name of applicant's legal Position or office held	representative's firm	7-20-	h of Enfield, Legal Services
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