From: Sent: To: Subject: Attachments:	Ludmilla Iyavoo <ludmilla.iyavoo@enfield.gov.uk> 14 May 2018 17:36 Lorraine Cordell London Borough of Enfield v Cordell- E00ED049 [SEC=OFFICIAL] Court Order made by the Edmonton County Court on 14.05.2018.pdf; Pdf bundle of the application notice 11.05.2018.pdf; pdf version of application to dispense with service dated 14.05.2018.pdf; Application for committal dated 05 02 2018 pdf: Application for committal dated 20 04 2018 pdf</ludmilla.iyavoo@enfield.gov.uk>
Importance:	Application for committal dated 05.02.2018.pdf; Application for committal dated 20.04.2018.pdf High
Importance:	Application for committal dated 05.02.2018.pdf; Application for committal dated 20.04.2018

Classification: OFFICIAL

Dear Ms Lorraine Cordell,

We have attempted service of our committal applications dated 05.02.2018 and 20.04.2018 upon Mr Simon Cordell and also attempted service of our application to amend our committal application in light of the incident which took place at Court on 01.05.2018 but Mr Simon Cordell refused to accept personal service of those documents.

In light of Mr Cordell's refusal to accept personal service, the threats of violence towards the neighbours and the fact that a hearing has been listed on 30.05.2018, we have decided to issue an ex parte application for service to be dispensed with. The application was considered by Deputy District Judge Genn in the Edmonton County Court who made the following order:

- 1. Permission to the Applicant is given to amend the application for committal
- 2. Permission is given pursuant to CPR 81.10(5)(b) to serve the amended application by email on you.

In light of the Court order made by the Court this morning, the attached applications are deemed served upon Mr Simon Cordell. Please note that your son is entitled to seek independent legal advice.

Kind regards, Ludmilla Iyavoo 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

Campaign

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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.

General Form of Judgment or Order	In the County Court at Edmonton		
	Claim Number	E00ED049	
	Date	14 May 2018	
		THE Seal L COUNTY COUNTY	
THE LONDON BOROUGH OF ENFIELD		1 <sup>st</sup> Claimant	
		Ref LS/C/L1/155584	
MR SIMON CORDELL		1 <sup>st</sup> Defendant Ref	

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

UPON hearing Solicitor for Applicant and Defendant not in attendance and not having notice of the application because of the history of Defendant evading service and the threats of violence to neighbours set out in the witness statement of Mr Nwabuisi and because of the urgency of the matter given there is a hearing listed for 30th May 2018.

AND UPON reading the Applicant's application

#### **IT IS ORDERED THAT**

1. Permission to Applicant to amend the application for committal.

2. Permission pursuant to CPR 81.10(5)(b) to serve the amended application by email on Mrs Cordell, Defendant's mother because she has successfully brought previous proceedings to Defendant's notice having received previous applications by this means.

Dated 14 May 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.





Mr Simon Cordell

109 Burncroft Avenue Enfield EN3 7JQ

Please reply to:

: Legal Services PO Box 50, Civic Centre Silver Street, Enfield EN1 3XA E-mail: Ludmilla.Iyavoo@enfield.gov.uk Phone: 0208 379 8323 DX: 90615 Enfield 1 Fax: 0208 379 6492 My Ref: LS/C/LI/155584

Date: 11 May, 2018

Your Ref:

By personal service via process server

Dear Mr Cordell,

#### Re: The London Borough of Enfield v Cordell Claim number: E00ED049

additional breach of the injunction took place as shouting; swearing and threats were We are aware that at the hearing in the Edmonton County Court on 01 May 2018, an directed to two of the Claimant's employees and one of your neighbours.

We therefore attach the following documents for your attention:

1. An application notice dated 11.05.2018 seeking permission from the Court to amend the committal application dated 20.04.2018 to add the recent incident.

2. Amended application notice dated 20.04.2018

3. Affidavit of Mr and Mrs Mathiyalagan dated 20.04.2018

4. An amended draft order dated 20.04.2018

5. Witness statements of Mr Lemmy Nwabuisi and Mrs Balbinder Kaur Geddes dated 10.05.2018.

We will ask the Court to consider the attached application at the next court hearing listed in the Edmonton County Court on 30.05.2018.

You are entitled to seek independent legal advice.

Yours sincerely,

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

www.enfield.gov.uk

EQUALITY FRAMEWORK FOR LOCAL GOVERNMENT EXCELLENT

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

Ludmilla Iyavoo Lawyer For the Director of Law and Governance

N244 Annlication notice	Name of court Edmonton County Court	t E00ED049
	Fee account no. (if applicable)	Help with Fees – Ref. no. (if applicable)
For help in completing this form please read the notes for quidance form N244Notes	0079006	HWF
	Warrant no. (if applicable)	
	<b>Claimant's name</b> (including ref.) The London Borough of Er	Claimant's name (including ref.) The London Borough of Enfield (LS/C/LI/157255)
	Defendant's name (including ref.) Mr Simon Cordell	g ref.)
	Date	11.05.2018
<ol> <li>What is your name or, if you are a legal representative, the name of your firm? London Borough of Enfield, Legal Services</li> </ol>	tive, the name of your firm?	
	Defendant 🖌 Legal R	Legal Representative
Other (please specify)		
If you are a legal representative whom do you represent?	resent? Claimant	
<ol> <li>What order are you asking the court to make and why?</li> <li>The Claimant seeks leave from the Court to amend its committal application dated 20.04.2018 as further breaches of the injunction order took place on 01.05.2018. A copy of the amended application with the witness statements of Lemmy Nwabuisi and Balbinder Geddes are attached to this application in support.</li> </ol>	why? nend its committal applicatio 01.05.2018. A copy of the a albinder Geddes are attache	n dated 20.04.2018 as further nended application with the d to this application in support.
4. Have you attached a draft of the order you are applying for?	plying for?	No
5. How do you want to have this application dealt with?		at a hearing without a hearing
6. How long do you think the hearing will last?	Hours	rs 15 Minutes
Is this time estimate agreed by all parties?	Yes	No
7. Give details of any fixed trial date or period	30/05/2018, 2pm	8, 2pm
8. What level of Judge does your hearing need?	District Judge	edbe
9. Who should be served with this application?	Defendant	
9a. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.	s of the estion 9.	
	-1	
N244 Application notice (06.16)	-	© Crown copyright 2016

$\checkmark$ the attached witness statement	t	
the statement of case		
$\checkmark$ the evidence set out in the box below	below	
If necessary, please continue on a separate sheet. An interim injunction order was made against the Defendant on 09/01/2018	sfendant on 09	9/01/2018.
The Defendant committed further breaches of the injunction on by shouting, swearing and abusing two employees of the Claimant and one of his neighbours while attending a hearing in the Edmonton County Court on 01/05/2018.	junction on b rs while attend	y shouting, swearing and abusing two ding a hearing in the Edmonton County
The Claimant would like the committal application issued at Court on 20/04/2018 to be amended to include the additional incident.	sued at Court	on 20/04/2018 to be amended to include
A copy of the amended committal application is provided in support (amendments are marked in red). The application notice is also supported by the witness statements of Mr Lemmy Nwabuisi and Ms Balbinder Kaur Geddes.	vided in suppo tatements of I	ort (amendments are marked in red). The Mr Lemmy Nwabuisi and Ms Balbinder
Statement of Truth		185
(I believe) (The applicant believes) that the facts stated in this section (and any continuation sheets) are true.	I this section (al	nd any continuation sheets) are true. Dated 11/05/2018
	n friend)	
Full name Ms Ludmilla Iyavoo Name of applicant's legal representative's firm <u>Lo</u>	ndon Borough	London Borough of Enfield, Legal Services
Position or office held <u>Solicitor</u> (if signing on behalf of firm or company)		
11. Signature and address details	" 4) X	
Signed Applicant('s legal representative's)('s <del>litigation frie</del> nd)		Dated 11/05/2018
Position or office held Solicitor (if signing on behalf of firm or company)		
Applicant's address to which documents about this application should be sent	ation should b	e sent
London Borough of Enfield		If applicable
legal Services	Phone no.	0208 379 8323
Civic Centre	Fax no.	
Entreid	DX no.	90615 Enfield 1
Postcode E N 1 3 X A	Ref no.	LS/C/LI/157255
E-mail address		

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10. What information will you be relying on, in support of your application?

NOTICE	
APPLICATION	
AMENDED	

N244

### **Application notice**

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

Inty Court	
	EUVEDU49
Fee account no. H (if applicable) (if	<b>Help with Fees – Ref. no.</b> (if applicable)
900 6 200	HWF -
Warrant no. (if applicable)	
<b>Claimant's name</b> (including ref.) The London Borough of Enfield (LS/C/Ll/157255)	nfield
Defendant's name (including ref.) Mr Simon Cordell	ef.)
Date 2	20.04.2018

	Date	20.04.2018
<u></u>	What is your name or, if you are a legal representative, the name of your nrm? London Borough of Enfield, Legal Services	
5.	Are you a 🚺 Claimant	Legal Representative
	Other (please specify)	
	If you are a legal representative whom do you represent?	
ŝ	What order are you asking the court to make and why? The Claimant is seeking an order for the Defendant's committal for breaching the terms of the interim injunction order dated 09.01.2018 with has a power of arrest, pursuant to CPR 23 and 81.	for breaching the terms of the interim irsuant to CPR 23 and 81.
4	Have you attached a draft of the order you are applying for?	Ves 🛛 No
ഹ്	How do you want to have this application dealt with?	✓ at a hearing • □ without a hearing
		at a telephone hearing
6.	How long do you think the hearing will last?	Hours 30 Minutes
	Is this time estimate agreed by all parties?	Tes Vo
7.	Give details of any fixed trial date or period	Hearing on 30.05.2018, 2pm
i oo	What level of Judge does your hearing need?	District
б	Who should be served with this application?	Defendant
9	9a. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.	

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	London Borouch of Enfield		If applicable
Legal Services	Legal Services	Phone no.	0208 379 8323
Enfield	PO BOX 50 Enfield	Fax no.	
DX no. 906015 Enfield 1		DX no.	906015 Enfield 1
Ref no. LS/C/Ll/157255	N 1 3 X	Ref no.	LS/C/LI/157255

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# Evidence in support of the application notice dated20.04.2018 (part 10)

are On 09/01/2018 the Court made an interim injunction order against Mr Cordell (the The main terms of the order arrest. a power of summarised as follows: attaching Defendant), <u> -</u>

The Defendant, Mr Cordell, be forbidden (whether by himself or by instructing or encouraging or permitting any other person: Clause 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 to the block of flats at Burncroft Avenue, Enfield. Clause 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.

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

Clause 7: A power of arrest is attached to the above paragraphs.

- The Defendants have committed several breaches by committing several acts of anti-social behaviour against his neighbours. Mr and Mrs Mathiyalagan have serious assault on \$5/03/2018. Despite the matter being reported to the police, they have failed to take actions against the Defendant to enforce the terms of the injunction. been the victim of several incidents of harassment, intimidation and a N
- The incidents are supported by the affidavit of Mr and Mrs Mathiyalagan dated 20/04/2018. ė.
- personal injuries to his face and had to some of his teeth removed as a result of the assault. The injuries are supported by the ambulance officers' report, dentist records and letter from a GP which are exhibited in Mr Mathiyalagan affidavit The most recent incident took place on \$5/03/2018; the Defendant assaulted Mr Mathiyalagan who then tried to defend himself. Mr Mathiyalagan sustained dated 20/04/2018 and supporting this application. 4
- The Police arrested the Defendant, interviewed him and released him. S.
- giving their daughter a shower while his cousin was in the living room, he was at On 01/03/2018, Mr Mathiyalagan stated that his wife was inside the bathroom work. At about 11am, the Defendant came to their front door and started rattling the letterbox and knocking loudly on the door. His wife went to the door and asked who it was and the Defendant replied 'why are you shouting'. His wife told 6.

kick on the door. This went on for about 5 to 10 minutes and caused a great deal of distress to his wife and daughter and made them scared for their safety. His daughter started crying because of the commotion and loud banging. The Defendant left after his wife asked his cousin to call the police. Mr Mathiyalagan stated that he telephoned the police on 101 to report the incident and was asked to go and make a statement at Edmonton police station. He stated that he did so him that she was not shouting and that she was inside her bathroom giving her daughter a shower. She asked him why he came to her front door, that he was not allowed to be there but the Defendant ignored her and continued to bang and in the morning of Tuesday 06 March 2018.

- banging noises on his front door and rattling noises on his letterbox. He thought he went to the door and spoke in his language but there was no response. He then opened the door and saw the Defendant standing outside his front door. As soon as the Defendant saw him, he ran away. The matter was referred to the On 26/02/2018, Mr Mathiyalagan stated that he returned from work at 11:30pm and went to the kitchen to get something to eat; his wife and daughter were already asleep. At about 11:45pm, while he was in the kitchen, he heard loud that his cousin had returned from work and was knocking on the door to be let in, police but no actions took place. 2.
- and brought back to the County Court pursuant to CPR 65.47 which states as It is submitted that the Defendant should have been arrested, kept on remand follows: ω.

(1) This rule applies where a person is arrested pursuant to –

(a) a power of arrest attached to a provision of an injunction; or

(b) a warrant of arrest.

(2) The judge before whom a person is brought following his arrest may

(a) deal with the matter; or

(b) adjourn the proceedings.

മ copy of the same. However they have failed to enforce the terms of the interim The Police are aware of the injunction order as they have been served with injunction. 6.

10. The Claimant is therefore bringing an application for the Defendant's committal.

11. An additional breach of the injunction occurred within the outside Mathiyalogan. These threats were made in front of Employment. and made Threads to two employees of the Claimant and Mr 10.25 an onwards where the Defendant shouted abuse, swear Edmonton County Court Premises on 01/05/2018 from around the

I am the tenant of Flat 117 Burncroft Avenue, Enfield, EN3 7JQ. My flat is located two floors above the Defendant's. I live there with my wife and a child I have been housed to this Property with my family by the London since 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 temporary EN3 7JQ make this statement believing it to be true and understand that it may be placed before court. Defendant Claimant Property Made on behalf of the Claimant Witness Statement of Markantu Mathiyalagan Dated 20 April 2018 CLAIM NO: E00ED049 ര as occupied the I, Mr Markandu Mathiyalagan, of Flat 117, Burncroft Avenue, Enfield, AFFIDAVIT OF MR MARKANDU MATHIYALAGAN me THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD 9 given have **MR SIMON CORDELL** ÷ ~i с, and was -Pud-Waltham Forest Property IN THE EDMONTON COUNTY COURT The **I WILL SAY AS FOLLOWS** Borough of 11/09/2018. -**BETWEEN:** knowledge.

accommodation.

- the Defendant's committal on the basis of a breach of the interim injunction I make this affidavit in support of the Claimant's application for order made by the Edmonton County Court on 09th January 2018 3
- Police Station. The The Defendant, Mr Simon Cordell was served personally on 10<sup>th</sup> January documents were served personally by the process server. Green 2018 while he was in custody at the Wood ς.
- The terms of the interim injunction order granted by the Edmonton County Court attaching a power of arrest states the following: 4

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

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

d. Clause 7: A power of arrest is attached to the above paragraphs.

The following incidents/ breaches of the interim injunction order took place on the following days: <u>ю</u>

### Incident of 15 March 2018

walked towards my car, the Defendant followed us swearing and shouting abuse at us. I could not remember the Defendant's exact words but there were lots of swearing words like 'fucking family, fucking bastards' and lots of 'bad words'. As we got in his car, the Defendant walked back towards the block. As I went to drive out, I saw the Defendant standing by the main door to the block and videoing me and my family with his mobile phone and I stopped videoing Mr Cordell and turned to get back inside my car but the Defendant pushed me to the ground from behind. The Defendant sat on top of me and started to punch me on the face and repeatedly banged my to school and as we came out of the block, we saw the Defendant standing outside the main entrance to Block 109-117 Burncroft Avenue. As we swearing and shouting abuse at us. I got out of his car, brought out my On Thursday, 15th March 2018, my wife and I took our 3-year-old daughter mobile phone and started to video the Defendant who continued swearing. head on the ground. After a while, I managed to push him off.

and me wife tried to pull Mr Cordell off him as I was not able to defend myself but she could not. She then grabbed the piece of metal from my boot and hit the Defendant with it as self- defence to stop him. Some neighbours come out of their flat after a while and the Defendant got off me and went into his By then I was bleeding profusely on my lips and forehead and both my I then went to my car to get something to defend myself and picked a piece of metal from my boot but I decided against using it, the Defendant rushed at me again and punched me in the face and I fell backwards to the my wife was screaming for neighbours to help but nobody came out. My ground. The Defendant then sat on my chest and started to punch repeatedly on the face. By this time, my wife and daughter were crying wife and I called the police and ambulance service. flat. <u>.</u>

- attended to inside the ambulance and started to shout abuse at my wife was being as The Defendant's mother Lorraine Cordell turned up and accused her of attacking her son. 7.
- immediately to have my teeth attended to as two of my front tooth was an seen in The police took my mobile phone and my daughter's scooter that was The ambulance officers advised me to go to the dentist broken and another two were wobbly. The ambulance carried out assessment of my injuries. A written report of my injuries can be inside my boot. exhibit MM1. ώ.
- The police phoned me as I was driving to the dentist and asked me to return to the estate. I was then arrested for assaulting the D even though I never assaulted him but all I kept on doing was to defend myself. I was held in a cell overnight and bailed the next day. <u>ю</u>
- 10. As a result of the assault, I had to have 3 teeth removed and replaced with dentures. A written report from my dentist can be seen in exhibit MM2
- 11. The Defendant was also arrested, interviewed on the same day but released. I don't understand how this could have happened, while I being a victim of his assault was kept in a cell overnight. The Anti-social behaviour enquiries to find out why the D. was not charged with breaching the terms of the injunction order and they were told that no charges were made on the basis that I had apparently provoked the Defendant. This is untrue as all I did on the day was to ignore him to take my daughter to school. made team

#### Incident 01 March 2018

- not loud banging. The Defendant left after my wife asked his cousin to call the 12. My wife was inside the bathroom giving our daughter a shower while my cousin was in the living room, I was at work. At about 11am, the Defendant on the door. My wife went to the door and asked who it was and the Defendant replied 'why are you shouting'. My wife told him that she was not shouting and that she was inside her bathroom giving our daughter a allowed to be there but the Defendant ignored her and continued to bang and kick on the door. This went on for about 5 to 10 minutes and caused a great deal of distress to my wife and daughter and made them scared for their safety. My daughter started crying because of the commotion and came to our front door and started rattling the letterbox and knocking loudly shower. She asked him why he came to her front door, that he was police.
- go and make a statement at Edmonton police station. I did so in the 13. We telephoned the police on 101 to report the incident and was asked to morning of Tuesday 06 March 2018.

#### Incident 26/02/2018

14.1 returned from work at 11:30pm and went to the kitchen to get something to eat; my wife and daughter were already asleep. At about 11:45pm, while and rattling noises on his letterbox. I thought that my cousin had returned from work and was knocking on the door to be let in, I went to the door and spoke in my language but there was no response. I then opened the door and saw the Defendant standing outside of my front door. As soon as the I was in the kitchen, I heard loud banging noises on his front door

Defendant saw me, he ran away. The matter was referred to the police but no actions took place.

- are afraid to stay there. My wife and daughter have been left terrified, as confirmed by a written letter from my GP Dr Swedan as seen in exhibit 15.1 requested to be moved out of the estate as that they and their 3-year-old **MM3.**
- suitable alternative temporary accommodation but the process is taking 16. I contacted my local authority the London Borough of Waltham Forest and asked that I be rehoused somewhere else, they are trying to find me a long.
- 17.1 would therefore ask the Court to consider the application in light of the recent incidents and to commit the Defendant to an arrest.

Dated this 2-day of April 2018

OFFICER OF THE COURT APPOINTED BY THE JUDGE TO TAKE AFFIDAVITS

M. Malyward 20 APR 2018

EDMONTON COUNTY COURT 58 FORE STREET EDMONTON LONDON NER 27N

LONDON BOROUGH

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

**EXHIBIT MM1** 

Form (LA4) MHS CONFIDENTIAL Solution (LA4) Solution	Allergies     Allergies       Allergies     Incomintention       Past medical history     Medication       Past medical history     Medication       Allergies     Medication       Medication     Medication       Medicatin     Medicatin       Medic	Image: Signed Signed Signed Mitnessed     Mitnessed       Intel Controlled Drug Signed Mitnessed     Mitnessed       Intel Controlled Drug Signed Mitnessed     Mitnessed       Return Of Sector Mitnessed     Mitnessed	International and
Ambulance 23665321 Ambulance Service Mistrat M		Airway and Respiratory management     Airway and Respiratory management       Maintenance     OP     Ef successful     NCr successful       Maintenance     OP     Ef successful     NCr successful       Postual     Cenance     OP     Ef successful     NCr successful       Postual     Scale     OP     Ef successful     NCr successful       Numurati     Clearance     OP     Effect     Effect       Numurati     Clearance     N     NCr successful     NCr successful       No other     N     NCr successful     NCr successful     NCr successful       No other     N     NCr successful     NCr successful     NCr succesful       No other<	PC RACE INVERTOR REAL AND A REAL

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CLAIM NO: E00ED049

**BETWEEN:** 

#### THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-And-

**MR SIMON CORDELL** 

Defendant

EXHIBIT MM2

	O SHN	ENTA	NHS DENTAL CARE	ω	
Contractor's Name:	ame: Handan Sabahlar	Patient's	Patient's Sumame:	Markandu	
Address:	Inspire Dental Waithamstow 67-69 Palmerston Road Waithamstow	Patient's Date of A	Patient's Forename: Date of Acceptance:		
Telephone: NHS Organisation:		Treatmer	Treatment on Referral:	NO	
	TREATMENT PLAN & ESTIMATE	IT PLAN	& ESTIM/	VTE	Revision No.
What the NHS will provide	The NHS provides all the treatment necessary to secure and maintain your oral health. There are some treatments (mainly cosmetic) that are not normally available under the NHS, and you may choose to have these provided privately. You may also choose to have some treatment provided privately as an alternative to NHS freatment. The dentist will discuss these options with you so that you can make an informed choice.	your oral health. Ti You may elso choi you can make an i	here are some treatn sse to have some tre Normed choice.	rents (mainly cosmetic) that are not nom etment provided privately as en alternati	nelly avaitable Ive to
Emergency Arrangements Replacements free of chame	Whenever possible please contact us about urgent heatment during normal surgery hours. If you need to be seen the same day, please get in touch as early in the day as possible. If an emergency arises out of hours, please telephone the Phimary Care Trust for advice. If you are 16 or over and a filling, root filling, veneer, inlay or crown provided by me under the NHS within the last 12 months has to be replaced, you will not be charged if you return to me, unless- The harment was monoired against me advice: or the replacement is necessary because of accident; or a different is necessary because a	armal surgery hour e Trust for advice. Vided by me under the replacement is	s. If you need to be a the NHS within the I	ieen lhe same day, please get in touch a ast 12 months has to be replaced, you w of accident: or a different treatment is ne	is early in the day as possibl kill not be charged if poessary because a
Dental treatment charges	satisfacto This NHS I went you of the cou	ve. hich mey apply. Br vent in either the s	slow is a treatment pl ame or lower charge	lan and an estimate of the cost. Within 2 band, you will not normally need to pay	l months of completion again.
Treatment on	Provide a set if you do not understand this or need any further information. Please ask if your course of NHS denial treatment. N With your agreement, it may be necessary to refer you another deniast under NHS arrangements, for part of your course of NHS denial treatment. N	ition. st under NHS arra	ngements, for part of	tus yoo meesta any function afformation. Seary to refer you to anothe dentist under NHS anangements, for pert of your course of NHS dential treatment. Where this happens Account NHS Accel transmest not not not home all the mode here wire information dranks as a millioned feature.	Vhere this happens
ing for NHS treatment	you will not be asked to pay a further drarge ton your who dental resument, only use create who we nace by your rerenting vertexs, as our interview process. Pregnant or have normally pay charges for NHS treatment. There is NO CHARGE if you are: - if you or your partner are named on a current HC2 MHS charges certificate - if you or your partner receive more and NHS bar careful expension certificate - if you or your partner receive more and NHS bar careful expension conditicate - if you or your partner receive more and NHS bar careful expension conditicate - if you or your partner receive more support, income based lobseeter's Mitcate - if you or your partner receive more support, income based lobseeter's Mitcate - if you or your partner receive more support, income based lobseeter's Mitcate - if you or your partner receive more support, income based lobseeter's Mitcate - if you or your partner receive more support, income based lobseeter's Mitcate - if you or your partner receive and with the able to get heb with NHS charges. You can get a daim form HC1 from any Social Security office Please Mole: The following banefity, an their own, do nor entitie you to help with health costs: Incapacity Benefit, Disability Living Allowance, Pension Credit Savings Credit and Contribution-based Jobseeter's Allowance.	larent: uney uner une lare is NO CHARG ficate ficate aeritikate lare Allowance or all the able to get in to help with heat a.	Le win ue maxe uy . E if you are: Pension Credit Guer bh costs: Incapecky	rour recenning ourses, as ourning oppose artee Credit as. You can get a daim form HC1 from a Berrefit, Ditability Living Allowance, F	rry Social Security office Paralon
Cancelling Appointments Regular care	If you have to cancel an appointment, please give as much notice as possible in order that it may be offered to someone else. If you miss appointments i may be unable to provide further treatment. provide further treatment. Taking good care of your leeth is important. Come and see me regulariy for chectores and advice. Some people need to see their dentist more than others and I shall advir when to return next.	y for checkurys and	it it may be offered to I advice. Some peop	fered to someone else. If you miss appointments re people need to see their dentist more then ath	is i may be unable to thers and I shall advise you
NHS Treatment				39.	
1 Examination 1 Extraction	g				
Extraction Extraction Partial Del Primary	Extraction Extraction Partial Denture Bearing Primary Denture Impression(s) Note				
		Total	£ 0.00		
Additional Private Treatment	<mark>al Private Treatment</mark> 30 min Hurianist Visit		£ 47.00	а	
		Total	4		
	4				
PATIENTS DECLARATION I understand the nature of I understand the nature of	PATIENTS DECLARATION I understand the nature of the proposed NHS treatment services and accept those services and the associated fees as detailed. I understand the nature of the proposed private treatment services and accept those services and the associated fees as detailed.	s and accep	t those servic	es and the associated fees ices and the associated fe	as detailed. es as detailed.
NHS Charge:	£0.00 Total Private Charge:	Charge:	£47.00	Total Charge:	£47.00
Patient's signature	M. M. Eywer	77		Date	22/03/2018

Should it become necessary to alter this treatment plan, you will be advised of the changes and any amendment to the cost.

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** 

EXHIBIT MM3

Tel No: 0208 527 1888 Fax No: 0208 527 8111 **Claremont Medical Centre** 27 Claremont Road Walthamstow Dr H I Swedan LONDON E17 5RJ

9<sup>th</sup> April 2018

To Whom It May Concern:

7 BURNCROFT AUN EN3-7.Ja 14 Netley Road, Walthamstow, E17 7QD <sup>--</sup> Mobile No: 07891740939 26.07.1971 **RE: Revathy Mathiyalagan** 

named lady lives with her husband and 3-year-old girl and they have been subject to had to call an ambulance. They are terrified and especially the young girl and she is crying. Mrs Mathiyalagan suffers from hypertension. She is on treatment. Her from problems from the next door neighbour and her husband was assaulted and I would be grateful for your urgent help and support for this family. The above husband also suffers from high blood pressure and he is diabetic.

Yours sincerely

Dr H I Swedan

Br H SWEDAN Glanamont Madical Cantre 29 Claremont Road 20 Claremont Road 20 Claremont Road 20 Claremont Road 27 1988

<ol> <li>Made on behalf of the Claimant</li> <li>Witness Statement of Ravathy Mathiyalagan</li> <li>Dated 20 April 2018</li> </ol>	IN THE EDMONTON COUNTY COURT CLAIM NO: E00ED049 BETWEEN:	THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD -And-	MR SIMON CORDELL Defendant	AFFIDAVIT OF MRS REVATHY MATHIYALAGAN	l, Mrs Revathy Mathiyalagan, of Flat 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	<ol> <li>I am the tenant of Flat 117 Burncroft Avenue, Enfield, EN3 7JQ. My flat is located two floors above Mr Cordell (thereafter 'the Defendant'). I live there with my husband Markandu and my child who is 3 years old. I have been housed to this Property with my family by the London Borough of Waltham Forest and have occupied the Property since 11 September 2016. The Property was given to me as a temporary accommodation.</li> </ol>
	IN THE EDMO BETWEEN:				I, Mrs Revath this statemen	Insofar as the is true and in knowledge.	I WILL SAY	

- I make this affidavit in support of the Claimant's (my husband) application for the Defendant's committal on the basis of a breach of the interim injunction order made by the Edmonton County Court on 09 January 2018. с,
- husband on \$5 March 2018 and confirm the facts stated in my husband's on my Defendant assault committed by the affidavit dated 20 April 2018. I witnessed the terrible с;
- Mr Cordell harassed, abused and repeatedly punched my husband on his face, causing him to bleed and to break two of his teeth. I tried to stop him but he would not listen to me. 4
- The My husband was kept by the police overnight while he was a victim of the assault. The police could see the facial injuries, bleedings and damages sustained to his face and teeth but decided to keep him at the police station while he was a victim of the assault. Surprisingly I heard that Mr We contacted the police who arrested both Mr Cordell and my husband. arrested, interviewed and released on the same day. police decided not to charge him for some unknown reasons. Cordell was ς.
- I believe that the Police decision was wrong, as there are clear evidence of The Defendant should have been arrested and brought back to the Court assault, I was not interviewed while being a key witness to the incident. following the breach of the injunction order so it could decide on his arrest. ശ്
- ď I fear for my family safety and feels that the interim injunction with the providing the order despite clear evidence that Mr Cordell has breached the terms. me and my family protection as the police refuses to enforce the terms London Borough of Enfield obtained on 09 January 2018 is not 2

The situation has left me and my family terrified. There's a letter from my which confirm that, as seen under exhibit RM1. GР

- order. All they would do will be to attend the Property, speak to him and the police did nothing despite evidence of him breaching the injunction There were further incidents on 11 November 2017, on 02-03 January 2018, 01 March 2018 and 26 February where Mr Cordell harassed me but leave without investigating the incidents. ω.
- stay I feel let down by the system and constantly fear for my safety. I contacted my local authority (the London Borough of Waltham Forest) to be moved there. However Waltham Forest is not taking any actions at the moment. afraid to are out of the estate as myself, husband and 3-year-old ю.
- 10. I feel that the existence of the injunction has not provided the adequate protection to me and my family. As things stand the Defendant feels that he injunction is ineffective as the lack of actions from the police currently encourages him to act badly towards me and my family. We therefore hope that the Court will support us and take appropriate actions following the breaches.
- g 11.1 would therefore ask the Court to consider the application in light of the and impose arrest an sentence following his breaches of the injunction. recent incidents, to commit the Defendant to

Dated this day of April 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

**EXHIBIT RM1** 

Walthamstow LONDON Dr H I Swedan Claremont Medical Centre 27 Claremont Road Tel No: 0208 527 1888 Fax No: 0208 527 8111 E17 5RJ

9<sup>th</sup> April 2018

To Whom It May Concern:

117 BURNCROFT AUN EN3.7.Ja 14 Netley Road, Walthamstow, E17 7QD —> Mobile No: 07891740939 **RE: Revathy Mathiyalagan** 

named lady lives with her husband and 3-year-old girl and they have been subject to from problems from the next door neighbour and her husband was assaulted and had to call an ambulance. They are terrified and especially the young girl and she is Her I would be grateful for your urgent help and support for this family. The above She is on treatment. crying. Mrs Mathiyalagan suffers from hypertension. She is on tri husband also suffers from high blood pressure and he is diabetic.

Yours sincerely

Dr H I Swedan

Br H SWEDAN Claramont Madical Centre 28 Claremont Road London E17 5RJ London E17 5RJ

IN THE EDMONTON COUNTY COURT CLAIM NO: E00ED049
BETWEEN:
THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD Claimant
-and-
MR SIMON CORDELL
DRAFT ORDER
Before District Judge sitting at the Edmonton County Court.
as made b )efendant.
The Judge read the written evidence filed and the Order of District Judge Taylor dated 09 January 2018 in which it was ordered that the Defendant should be forbidden (whether by himself or by instructing or permitting any other person):
<ul> <li>From engaging or threatening to engage in conduct that is likely to cause physical violence and verbal abuse to the claimant's employees, tenants to the block of flats at Burncroft Avenue, Enfield.</li> </ul>
<ul> <li>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.</li> </ul>
<ul> <li>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 flats at Burncroft Avenue, Enfield.</li> </ul>
AND UPON the Court noting that a power of arrest being attached on the above

AMENDED DRAFT OLDER

neighbours on 15 March 2018, 01 March 2018 and 26 February 2018. But also by Shouting abuse, Swearing and making Threats to two employees of the Claimant and one of his neighbours at the having clated 01 rlay? AND THE COURT being satisfied that the Defendant has been guilty of contempt of court in failing to comply with the order dated 09 January 2018 [paragraphs 3-5] of the order dated 09 January 2018 by harassing, intimidating and assaulting one of his

#### IT IS ORDERED

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. (1)

(2) that for his contempt the Defendant pays to Her Majesty the Queen a fine of  $\mathfrak{E}$ on or before (date payment due). that the costs of the Claimant [summarily assessed in the sum of  $\mathcal{E}$  1,000] to be the subject of a detailed assessment be paid by the Defendant to the Claimant. (2)

that the contemnor has permission to apply to the Court to clear his contempt and ask for his release or discharge. (9)

Dated.

- against the Defendant. Two applications for committal were made on 05 February and 20 April 2018 on the basis that the Defendant has breached some of the terms of the order. The matter has been listed for a hearing in the Edmonton County Court on 30 May 2018 to consider the two committal applications, the hearing is also a return hearing, the time estimate for that As the Court may be aware an interim injunction order was made ex-parte hearing is of two hours. 3
- Claimant's application notice dated 10 May 2018 seeking to 1) Ask the Court for permission that the two committal applications dated 05 February and 20 server attempts to serve on 02 May 2018 and 2) To ask permission from amend the committal application dated 20 April 2018 to Defendant on 01 May 2018. I would like the application notice to be April 2018 be dispensed with personal service on the basis that the Defendant has refused to accept service personally following our process by the considered ideally on papers but if not at the next hearing on 30 May 2018. order I make this second Witness Statement in support of the include an additional breach of the interim injunction Court to the с,

#### Backgrounds to the case

the and Defendant on 05 February and 20 April 2018 on the basis that he has another employee of Enfield Council. There were also incidents where the Defendant have physically assaulted one of his neighbours and acted in a and intimidating way towards them. The two committal applications were sent to the Defendant by the Court by post but the The Claimant obtained an interim injunction against the Defendant on 09 against breached the terms of the interim injunction by making threats to me made applications were committal January 2018. Two threatening 4

Claimant failed to personally serve those two applications. A Court hearing April 2018; however, District Judge Taylor adjourned the hearing of the application to 30 May 2018 to allow the Claimant time to personally serve took place on 01 May 2018 to consider the committal application dated 20 the committal application.

## Attempted service of the two committal applications dated 05 February and 20 April 2018.

- (109 refused to accept personal service of the committal applications. A witness statement of attempted service from Mr Andy Philippou is attached to this repeatedly on the door but the Defendant, having identified himself as Simon Cordell, stated that he did not wish to open the door and therefore and knocked After the hearing of 01 May 2018, the Claimant instructed a process server Mr Andy Philippou to personally serve the two committal applications on address Enfield, EN3 7JQ) on 02 May 2018 Defendant's Defendant. Mr Philippou attended the witness statement under exhibit 'LM1'. Burncroft Avenue, the <u>ີ</u>
- application to dispense 81.10(5)(a) which states that the Court may dispense with personal service On the basis of the Defendant's refusal to accept personal service of the with personal service of the two committal applications pursuant to CPR of the committal application if it considers just to do so. documents, the Claimant would like to make an <u>ن</u>

Additional breach of the interim injunction order following an incident which occurred on 01 May 2018

ž A Court hearing on this matter took place on 01 May 2018 and the Defendant displayed aggressive and threatening behaviour against me, employee at Enfield Council Ms Balbinder Kaur Geddes and one 7.

and Mathiyalagan who is one of our witnesses in the committal applications. Taylor also displayed towards District Judge members of staff and security of the Edmonton County Court. behaviour was Such

- the judge was conniving with me and Enfield Council as we wanted to keep him prisoner in his own home. He also stated that the County Court had no jurisdiction to hear the case and he wished to be heard by a jury. District Judge Taylor then responded by saying that this was a civil matter and he cannot use a jury. The Defendant then turned to me and waived a file of University, he also threatened that he was going to destroy me. He also accused me of killing his baby and of destroying his life. He continued to the Defendant's absence. The Defendant and his mother eventually arrived at 10.25am. As he came into the Court room he kept on saying 'I'm not meant to be here, this is not meant to happen'. He then shouted out that paper at me and said to me that he knows that I went to Westminster On the day our case was called at 10.10am and the hearing proceeded in shout abuse and swore at everyone including the judge. ώ
- and entered the Court room who asked the Defendant to calm down and to sit he also said that he will find out where they live and will come after their families. At that point District Judge Taylor ordered a short adjournment to As the Defendant continued to act disrespectfully, District Judge Taylor asked the Defendant to calm down; he responded by calling her a corrupt judge, told her to shut up and swore at her. He was coming towards Mr committal application) in an aggressive manner so I stood up between them to stop any risks of altercations. Two security guards were called and down. However, he became even more agitated and asked for their name, Mathiyalagan (one of the Claimant's witnesses in the injunction allow the Defendant to calm down. <u>ю</u>

- shouting abuse at me, Mr Mathiyalagan and other people waiting in the area with Ms Geddes Kaur and Mr Mathiyalagan to avoid further abusive behaviour from the Defendant; however, we could still hear him from the 10. While waiting in the corridor outside the Court room, the Defendant kept on Court corridor. I then decided to go to the other side of the Court waiting other end of the Court.
- different direction to my car to avoid the Defendant and ensure that the persons who were with me were safe. Ms Kaur Geddes was a party to the incident and a separate witness statement in support of the application adjourning the hearing to 30 May 2018. As I left the Court building with Ms Kaur Geddes and Mr Mathiyalagan, the Defendant and his mother Lorraine Cordell were waiting outside of the Court entrance, on the other side of the road. The Defendant started shouting and abusing us. I then spoke to the Because of his threatening and aggressive conduct, I had to take a 11. The Judge called the parties back in and directions were made including Defendant and said to him that he was ruining people's life by his conduct. The Defendant tried to come after us but his mother held him back. notice is being provided by her.
- 12. The above incident constitutes a clear breach of the injunction order and I would like this to be added to the committal application dated 20 April 2018 and that it be considered at the hearing on 30 May 2018.

#### Statement of Truth

I believe the facts in this Witness Statement are true.

Signed.

Dated this 10 May 2018

IN THE EDMONTON COUNTY COURT

CLAIM NO: E00ED049

**BETWEEN:** 

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#### THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-and-

MR SIMON CORDELL

Defendant

EXHIBIT 'LM1'

Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One

CASE NO:E00ED049

IN THE COUNTY COURT AT EDMONTON

BETWEEN

THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

#### SIMON CORDELL

Defendant

# WITNESS STATEMENT OF ATTEMPTED SERVICE

I, Andy Philippou, a Process Server of Global Investigation Services Limited, Earnscliff House, London Acting under the instructions of:-**N9 9AB** 

The London Borough of Enfield, Legal Services Department, P.O. Box 50 Civic Centre, Silver Street, Enfield, Middlesex EN1 3XA

#### STATE AS FOLLOWS :-

That I am over sixteen years of age.

Terry Conway dated 10 August 2017). The defendant at the time of service effected by me in the 2018, this being in order to re-affirm definitively and for the purpose of clarity my effecting service upon the Respondent on the aforementioned date at Cell 9 of the Custody Suite, Wood Green Police Station, High Road, Green Lanes, Wood Green, London N22 8HZ. That I did serve by reading out the terms of the Order as referred to in my original Statement dated 10 January 2018 in the presence of Sgt Mike Nicolaou, Officer Tahir Razzaq and three other police officers. That I did at the time of reading out the terms of the of the Injunction Order dated 09 January 2018 to the above named defendant did so in the knowledge that the defendant by his own admission to my colleague Terry Conway on 10 August 2017 that "he had difficulty reading" (refer to paragraph 5 of Statement of manner as aforesaid being the necessary avenue for service upon the above named defendant in 2. That I do make this Statement in Support of my previous statement of service date 10 January order that he understood the terms of said Order. 3. That I did on Wednesday 02 May 2018 at approximately 10.00.am attend in close proximity to the The purpose of my attendance being to meet and personally serve the above named defendant with defendant's address supplied to me for him of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JO. the two envelopes containing the following: A Letter from the Claimant Solicitor dated 02 May 2018

An Order of the Court dated 05 February 2018 a) b

An Application Notice dated 05 February 2018 with accompanying documents An Injunction Order dated 09 January 2018 ð 5

A Power of Arrest dated 09 January 2018

A Witness Statement of Mr Lemmy Nwabusi dated 02 February 2018 f) (

A Witness Statement of Ms Kaunchita Maudhub dated 05 February 2018 Э́Ц

A Draft Order

And

A Letter from the Claimant Solicitor dated 02 May 2018 p a

An Order of the Court dated 24 April 2018

An Application Notice dated 20 April 2018 with accompanying documents ŝ

An Injunction Order dated 09 January 2018 p

An Affidavit of Mr Markandu Mathiyalagan dated 20 April 2018 An Affidavit of Mrs Revathy Mathiyalagan dated 20 April 2018 

A Draft Order

statement of attempted service. That I did for approximately the next 20/25 minutes remain by the On the same date after repeated knocking, the above named defendant responded from behind the front door asking "who is it". After having identified myself and the nature of my attendance and with the defendant stating he had no wish to open the door to me and therefore refusing to accept service personally of the aforementioned envelopes containing the documents referred to in this my front door of the address attended with the above named defendant refusing to open the door to accept service personally. As the above named defendant was refusing to accept service personally of the aforementioned envelopes containing the documents referred to previously, I did remain in close proximity to the building for approximately one hour on the basis of the defendant may leave the property. At approximately 11.30.am on the same date I did leave the area. 4

5. That at the time of attempted service and from behind a closed front door the aforementioned defendant had admitted his identity to me as Simon Cordell, the defendant named in these proceedings.

with the aforementioned documentation; I would verily ask of the court to allow service of any such Order the court makes by allowing any such Order and accompanying documentation to be placed in a sealed envelope addressed to the defendant, marked 'important Court Documents' and posted through the letterbox of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JQ knowing that said documents would come to the attention of the defendant, by virtue of this address being his usual 6. That therefore I having being unable to meet and personally serve the above named defendant place of residency.

7. This statement is true to the best of my knowledge and belief and I make it knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I know to be false or did not believe to be true.

Signed:

08/05/2018

Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One

CASE NO:E00ED049

IN THE COUNTY COURT AT EDMONTON

BETWEEN

THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

SIMON CORDELL

Defendant

"A"

s,

This is the exhibit marked "A" and referred to in the Statement of Andy Philippou

Signed:

08/05/2018

<ol> <li>Made on behalf of the Claimant</li> <li>Witness Statement of Balbinder Kaur Geddes</li> <li>Statement No. 1</li> <li>Dated 10 May 2018</li> </ol>	the Claimant t of Balbinder Kaur 8
IN THE EDMONTON COUNTY COURT CLAIM NO: E00ED049	0ED049
BETWEEN:	
THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD	Claimant
-ánd-	
MR SIMON CORDELL	Defendant
WITNESS STATEMENT OF MS BALBINDER KAUR GEDDES	DDES
I. Ms Balbinder Kaur Geddes 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.	before court.
Insofar as the content of this witness statement is within my own personal knowledge it	sonal knowledge it
is true and insofar as it is not within my personal knowledge it is true to the best of my knowledge.	e to the best of my
I WILL SAY AS FOLLOWS	
<ol> <li>I am employed by the London Borough of Enfield as solicitor in their legal services department. I have held this employment since May 2017.</li> </ol>	olicitor in their legal May 2017.
2. An interim injunction order was made in the Edmonton County Court on 09 January 2018.	County Court on 09

- 2018 where the Defendant assaulted one of his neighbours. As those acts application notice in Court for the Defendant's committal. The application was issued on 20 April 2018 and a hearing was listed in the Edmonton Our legal team was instructed that one serious incident took place in March decided to issue condemned by the interim injunction order, we County Court for the 01 May 2018, 10am. were ы.
- We the did calm her son down; Judge Taylor was unable to calm him down and the I represented the Claimant at the hearing of 01 May 2018 and the parties called approximately at 10.10am. The Defendant was not present so the case started in his absence. The Defendant and his mother Lorraine Cordell eventually arrived at 10.25am. Employment Judge Taylor who was However, the Defendant was unable to contain his agitation and essentially committal application), Lemmy Nwabuisi (Anti-social behaviour coordinator officer for the Claimant), his mother and the Judge. He made some disparaging comments to me. The Judge called in security; one security guard was not sufficient and a second one was also called. The Defendant appear that he may strike someone, the security guards were between him and Mr Nwabuisi and Mr Mathiyalagan. Ms Lorraine Cordell was unable to security guards also could not get him to back down. The Judge then available as the court sitting in the Edmonton County Court was going to proceed to start again. ÷ .⊆ adjourned the hearing for a short period and we left the court room. was extremely agitated, was swearing and refused to sit down and of our witnesses side room to sit in but none were particularly busy, there was also no sitting room. at Mr Mathiyalagan (one and swore to locate a shouted were tried was 4
- with Mrs Cordell representing her son in his absence; he remained in the We were called back into court a few minutes later. The hearing proceeded waiting room and could be heard being abusive throughout the hearing പ്

- Mrs Cordell confirmed that the Application for Committal of 20.04.18 was personal service. The Judge stressed postal service has to be effected Postal service was confirmed as effected but given the implications of committal and that 14 days' notice be provided received by post on 25.4.18. not ю.
- given that it refers to potential committal of the Respondent the Judge of the Defendant. I queried that where personal service was refused if we could dispense with personal service. The Judge confirmed that where personal service is refused then we can come back to Court and apply to refuse personal service. This was considered by the Judge and on balance preferred not to dispense with personal service. She did note the conduct At this stage I made an application to dispense with personal service on would and the likelihood that he the basis of the Defendant's conduct have personal service dispensed with. 7.
- the identified himself as Simon Cordell, stated that he did not wish to open the door and therefore refused to accept personal service of the committal I instructed a process server Mr Andy Philippou to personally serve the two Defendant's address (109 Burncroft Avenue, Enfield, EN3 7JQ) on 02 May knocked repeatedly on the door but the Defendant, having attempted service from Mr Andy attended Philippou is attached to this witness statement under exhibit 'BKG1'. committal applications on the Defendant. Mr Philippou applications. A witness statement of and 2018 ω.
- On the basis of the Defendant's refusal to accept personal service of the documents, the Claimant would like to make an application to dispense with personal service of the two committal applications pursuant to CPR 81.10(5)(a) which states that the Court may dispense with personal service of the committal application if it considers just to do so. If such an order is <u>ю</u>

granted, the Claimant would like permission from the Court to effect service of the documents by Post and/ or through the Defendant's letter box

- 10. While the hearing was taking place the Defendant was constantly shouting throughout the hearing in the waiting room, and had become much louder and his mother had to leave the court room to deal with him.
- Defendant was trying to come to our directions but was held back by his shout at Mr Nwuibuisi; I did tell Mr Nwabuisi not to respond to him but the mother. We proceeded to walk away in the opposite direction to avoid him 11.1 had a conference with Mr Nwabuisi and Mr Mathiyalagan on the matter to allow the Defendant and his mother time to leave the court before we departed. When we did leave the Court building the Defendant and his mother were still outside across the road and the Defendant did proceed to so we could reach our car without any disruptions.

#### Statement of Truth

I believe the facts in this Witness Statement are true.

Signed. B. Creolold.

Ms Balbinder Kaur Geddes

Dated this 10 May 2018

IN THE EDMONTON COUNTY COURT

**BETWEEN**:

CLAIM NO: E00ED049

#### THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-and-

**MR SIMON CORDELL** 

Defendant

EXHIBIT 'BKG1'

Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One

CASE NO:E00ED049

IN THE COUNTY COURT AT EDMONTON

BETWEEN

## THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

#### SIMON CORDELL

Defendant

# WITNESS STATEMENT OF ATTEMPTED SERVICE

I, Andy Philippou, a Process Server of Global Investigation Services Limited, Earnscliff House, London Acting under the instructions of:-N9 9AB

The London Borough of Enfield, Legal Services Department, P.O. Box 50 Civic Centre, Silver Street, Enfield, Middlesex EN1 3XA

#### STATE AS FOLLOWS :-

1. That I am over sixteen years of age.

Conway on 10 August 2017 that "he had difficulty reading" (refer to paragraph 5 of Statement of Terry Conway dated 10 August 2017). The defendant at the time of service effected by me in the manner as aforesaid being the necessary avenue for service upon the above named defendant in upon the Respondent on the aforementioned date at Cell 9 of the Custody Suite, Wood Green Police Station, High Road, Green Lanes, Wood Green, London N22 8HZ. That I did serve by reading out the terms of the Order as referred to in my original Statement dated 10 January 2018 in the presence of reading out the terms of the of the Injunction Order dated 09 January 2018 to the above named defendant did so in the knowledge that the defendant by his own admission to my colleague Terry 2. That I do make this Statement in Support of my previous statement of service date 10 January 2018, this being in order to re-affirm definitively and for the purpose of clarity my effecting service Sgt Mike Nicolaou, Officer Tahir Razzaq and three other police officers. That I did at the time of order that he understood the terms of said Order.

3. That I did on Wednesday 02 May 2018 at approximately 10.00 am attend in close proximity to the The purpose of my attendance being to meet and personally serve the above named defendant with defendant's address supplied to me for him of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JQ. the two envelopes containing the following:

- A Letter from the Claimant Solicitor dated 02 May 2018
- An Order of the Court dated 05 February 2018 (q
- An Application Notice dated 05 February 2018 with accompanying documents (i) (i)
  - An Injunction Order dated 09 January 2018
- A Witness Statement of Mr Lemmy Nwabusi dated 02 February 2018 A Power of Arrest dated 09 January 2018 ()
- A Witness Statement of Ms Kaunchita Maudhub dated 05 February 2018
  - A Draft Order

And

- A Letter from the Claimant Solicitor dated 02 May 2018 a) b)
  - An Order of the Court dated 24 April 2018
- An Application Notice dated 20 April 2018 with accompanying documents 6
- An Injunction Order dated 09 January 2018 Ð
- An Affidavit of Mr Markandu Mathiyalagan dated 20 April 2018 ()
  - An Affidavit of Mrs Revathy Mathiyalagan dated 20 April 2018 (ja
    - A Draft Order

statement of attempted service. That I did for approximately the next 20/25 minutes remain by the accept service personally. As the above named defendant was refusing to accept service personally of the aforementioned envelopes containing the documents referred to previously, I did remain in close proximity to the building for approximately one hour on the basis of the defendant may leave On the same date after repeated knocking, the above named defendant responded from behind the front door asking "who is it". After having identified myself and the nature of my attendance and with the defendant stating he had no wish to open the door to me and therefore refusing to accept service personally of the aforementioned envelopes containing the documents referred to in this my front door of the address attended with the above named defendant refusing to open the door to the property. At approximately 11.30.am on the same date I did leave the area. 4

defendant had admitted his identity to me as Simon Cordell, the defendant named in these 5. That at the time of attempted service and from behind a closed front door the aforementioned proceedings. 6. That therefore I having being unable to meet and personally serve the above named defendant with the aforementioned documentation; I would verily ask of the court to allow service of any such Order the court makes by allowing any such Order and accompanying documentation to be placed in a sealed envelope addressed to the defendant, marked 'Important Court Documents' and posted through the letterbox of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JQ knowing that said documents would come to the attention of the defendant, by virtue of this address being his usual place of residency.

7. This statement is true to the best of my knowledge and belief and I make it knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I know to be false or did not believe to be true.

08/05/2018 Signed:

Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One

CASE NO:E00ED049

IN THE COUNTY COURT AT EDMONTON

BETWEEN

THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

SIMON CORDELL

Defendant

"A"

This is the exhibit marked "A" and referred to in the Statement of Andy Philippou

Signed:

08/05/2018





Edmonton County Court E-mail: Phone:

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

E-mail: Ludmilla.lyavoo@enfield.gov.uk Phone: 0208 379 8323 DX: 90615 Enfield 1 Fax: 0208 379 6492 My Ref: LS/C/LI/157255 Your Ref:

14 May 2018

Date:

Dear Sirs

#### Re: The London Borough of Enfield v Cordell Claim number: E00ED049

Please find enclose the following documents:

1. Application notice (N244) seeking leave from the Court to dispense with personal service of the committal applications dated 05.02.2018, 20.04.2018 and application notice dated 11.05.2018, pursuant to CPR 81.10(5).

2. Witness statement of Mr Nwabuisi and Ms Kaur Geddes dated 10.05.2018

3. Witness statement of attempted service of Mr Andy Philippou, process server.

We authorise you to take away the relevant fee from our PBA Account, which details are as follows:

PBA Account details: 0079006 Reference: LS/LI/C/157255 Fee: £255.00

hs faithfully, Ś

udmilla lyavoo

Lawyer For the Director of Law and Governance

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

EQUALITY

FRAMEWORK FOR LOCAL GOVERNMENT EXCELLENT

) If you need this document in another language or format contact the service using the details above. www.enfield.gov.uk

		Edmonton County Court	E00ED049
	Fee account no. (if applicable)		Help with Fees – Ref. no. (if applicable)
For help in completing this form please read the notes for quidance form N244Notes	9006200		H W F
	Warrant no. (if applicable)		
	Claimant's name (including ref.) The London Borough of En	e (including ref orough of E	<b>Claimant's name</b> (including ref.) The London Borough of Enfield (LS/C/LI/157255)
г	Defendant's name (including ref.) Mr Simon Cordell	ne (including r Iell	ef,)
	Date	-	14.05.2018
<ol> <li>What is your name or, if you are a legal representative, the name of your firm? London Borough of Enfield, Legal Services</li> </ol>	/e, the name of you	ır firm?	
2. Are you a 🛛 🗍 Defe	Defendant		Legal Representative
Other (please specify)	1. 		
If you are a legal representative whom do you represent?		Claimant	
<ol> <li>What order are you asking the court to make and why?</li> <li>The Claimant seeks leave from the Court to: 1) Dispense with personal service of the committal applications dated 05.02.2018 and 20.04.2018 pursuant to CPR 81.10(5) and 2) Dispense with personal service of the application notice dated 11.05.18 seeking to amend the committal application of 20.04.18.</li> </ol>	ny? Dispense with per ursuant to CPR 8 seeking to amend	sonal servic 1.10(5) and the commit	e of the committal 2) Dispense with persona ttal application of 20.04.18
4. Have you attached a draft of the order you are applying for?	/ing for?	Yes	No
5. How do you want to have this application dealt with?		✔ at a hearing	g 📃 without a hearing
		at a teleph	at a telephone hearing
<ol><li>How long do you think the hearing will last? Is this time estimate agreed by all parties?</li></ol>		Hours	15 Minutes
7. Give details of any fixed trial date or period	<u></u>	30/05/2018,	2pm
8. What level of Judge does your hearing need?		District Judge	ge
9. Who should be served with this application?		Defendant	
9a. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.	of the ion 9.		

The statement of case         In the statement of case         In the evidence set out in the box below         Sary, please continue on a separate sheet.         Iment of Truth	The estatement of case <ul> <li></li></ul>	ru. what information will you be refying on, in support of your application?	our applicatio it	Ξ
Interesting places continue on a separate sheet.         Interesting places continue on a separate sheet.         Externent of Truth         Ibelievel (The applicant)         Statement of Truth         Ibelievel (The applicant)         Signed         Applicant(s legal representative)         Signed         Applicant(s legal representative)         Signed         Applicant(s legal representative)         Intaine         Intaine         Mare of applicant(s legal representative)         Signed         Applicant(s legal representative)         Intaine         Intervel         Intervel         Intaine         Intervel         Intervel         Intervel         Intervel         Intervel	Theresons, please continue on a separate sheet. Theresons, please continue on a separate sheet. Theresons, please continue on a separate sheet. Statement of Truth Club and any continuation sheets) are true. Signed Applicant's legal representative's time London Borough of Emfeld, Legal Services Name of applicant's legal representative's firm London Borough of Emfeld, Legal Services Name of applicant's legal representative's firm London Borough of Emfeld, Legal Services Name of applicant's legal representative's firm London Borough of Emfeld, Legal Services Name of applicant's legal representative's firm London Borough of Emfeld, Legal Services Name of applicant's legal representative's firm London Borough of Emfeld, Legal Services Name of applicant's legal representative's firm London Borough of Emfeld, Legal Services (1, 5) and Applicant's legal representative's firm London Borough of Emfeld, Legal Services Position or office held Solicitor (1, 5) and Applicant's application should be sent Applicant's address to which documents about this application should be sent first on a office held Solicitor (1, 5) and Borough of Emfeld (1, 5) A A A A A A A A A A A A A A A A A A	the statement of case		
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# 10. What other information will you be relying on in support of the application?

1. An interim injunction order was made against the Defendant on 09.01.2018

2. The order was served personally on 10.01.2018 and the injunction has a power of arrest attached to it. The Defendant committed further breaches if the injunction and as a result two committal applications were issued by the Claimant respectively on 05.02.2018 and on 20.04.2018.

basis that personal service of the committal applications did not take place pursuant 3. A hearing took place in the Edmonton County Court before Employment Tribunal Judge Taylor who ordered that the proceedings be adjourned to 30.5.2018 on the to CPR 81.10(4).

despite identifying himself to our process server. In view of the Defendant's refusal to accept personal service of the documents the Claimant is making the present application notice to seek the Court's permission to dispense with service pursuant to CPR 81.10 (5). The Court should also note that the Defendant's mother Ms Lorraine 4. On 02.05.2018 the Claimant instructed a process server to effect personal service of the two committal applications. However the Defendant refused to accept service Cordell accepts that the two committal applications were received by Post in any event. There is a witness statement of attempted service from Mr Andy Philippou dated 08.05.2018 which is attached to this application dated 10.05.2018.

01.05.2018 inside and outside of the Edmonton Court County Court premises. The Defendant was shouting, swearing and made threats to two of the Claimant's employees and one neighbour who attend a Court hearing on the day. The incident is supported by the witness statements of Lemmy Nwabuisi and Ms Balbinder Kaur 5. Further breaches of the injunction were also committed by the Defendant on Geddes which are attached to this application.

20.04.2018. An amended committal application was prepared and personal service was attempted upon the Defendant by our process servicer on 11.05.2018 but this was refused by the Defendant. There is a witness statement of attempted service from Mr Andy Philippou dated 11.05.2018. In view of the Defendant's refusal to accept an amended committal application, the Claimant would ask permission from the Court to dispense with personal service of the amended committal application 6. As a result of the recent incident, the Claimant has decided to issue an application notice dated 11.05.2018 to include the incident in the committal application dated and to allow service to take place by other means. 7. This application is made ex parte on the basis that the next hearing to hear the with the two committal applications and application notice dated 11.05.2018 at least committal application is listed on 30.05.2018 and the Defendant needs to be served 14 days in advance of the next hearing.

<ol> <li>Made on behalf of the Claimant</li> <li>Witness Statement of Lemmy Nwabulsi</li> <li>Statement No. 2</li> <li>Dated 10 May 2018</li> </ol>	IN THE EDMONTON COUNTY COURT CLAIM NO: E00ED049	VEEN:	THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD Claimant	-and-	MR SIMON CORDELL	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 councit 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.
F	IN THE EDN	<b>BETWEEN:</b>			14	×	I, Mr Lemm statement b	Insofar as th is true and i knowledge.	I WILL SAY	÷

- on 05 As the Court may be aware an interim injunction order was made ex-parte February and 20 April 2018 on the basis that the Defendant has breached some of the terms of the order. The matter has been listed for a hearing in applications, the hearing is also a return hearing, the time estimate for that the Edmonton County Court on 30 May 2018 to consider the two committal Defendant. Two applications for committal were made hearing is of two hours. against the 2
- I make this second Witness Statement in support of the Claimant's the application notice dated 10 May 2018 seeking to 1) Ask the Court for permission that the two committal applications dated 05 February and 20 Defendant has refused to accept service personally following our process be server attempts to serve on 02 May 2018 and 2) To ask permission from the Court to amend the committal application dated 20 April 2018 to order by the considered ideally on papers but if not at the next hearing on 30 May 2018. that 9 Defendant on 01 May 2018. I would like the application notice basis additional breach of the interim injunction service on the 2018 be dispensed with personal include an April ė

## Backgrounds to the case

the has and another employee of Enfield Council. There were also incidents where the The Claimant obtained an interim injunction against the Defendant on 09 Defendant have physically assaulted one of his neighbours and acted in a committal Defendant by the Court by post but the breached the terms of the interim injunction by making threats to me Defendant on 05 February and 20 April 2018 on the basis that he against two made The were towards them. applications way committal sent to the intimidating Two were and 2018. applications threatening January 4

application to 30 May 2018 to allow the Claimant time to personally serve Claimant failed to personally serve those two applications. A Court hearing took place on 01 May 2018 to consider the committal application dated 20 April 2018; however, District Judge Taylor adjourned the hearing of the the committal application.

# Attempted service of the two committal applications dated 05 February and 20 April 2018.

- as Simon Cordell, stated that he did not wish to open the door and therefore refused to accept personal service of the committal applications. A witness statement of attempted service from Mr Andy Philippou is attached to this After the hearing of 01 May 2018, the Claimant instructed a process server Mr Andy Philippou to personally serve the two committal applications on and knocked address (109 repeatedly on the door but the Defendant, having identified himself Burncroft Avenue, Enfield, EN3 7JQ) on 02 May 2018 Defendant. Mr Philippou attended the Defendant's witness statement under exhibit 'LM1'. the <u>ю</u>
- documents, the Claimant would like to make an application to dispense with personal service of the two committal applications pursuant to CPR 81.10(5)(a) which states that the Court may dispense with personal service On the basis of the Defendant's refusal to accept personal service of the of the committal application if it considers just to do so. ю.

Additional breach of the interim injunction order following an incident which occurred on 01 May 2018

the ž and threatening behaviour against me, Enfield Council Ms Balbinder Kaur Geddes and and 2018 place on 01 May Court hearing on this matter took aggressive Defendant displayed at employee one ∢ 7.

and Mathiyalagan who is one of our witnesses in the committal applications. Taylor **District Judge** staff and security of the Edmonton County Court. towards displayed behaviour was also members of Such

- meant to be here, this is not meant to happen'. He then shouted out that cannot use a jury. The Defendant then turned to me and waived a file of On the day our case was called at 10.10am and the hearing proceeded in the Defendant's absence. The Defendant and his mother eventually arrived at 10.25am. As he came into the Court room he kept on saying 'I'm not the judge was conniving with me and Enfield Council as we wanted to keep him prisoner in his own home. He also stated that the County Court had no urisdiction to hear the case and he wished to be heard by a jury. District Judge Taylor then responded by saying that this was a civil matter and he paper at me and said to me that he knows that I went to Westminster University, he also threatened that he was going to destroy me. He also accused me of killing his baby and of destroying his life. He continued to shout abuse and swore at everyone including the judge. ω
- and As the Defendant continued to act disrespectfully, District Judge Taylor asked the Defendant to calm down; he responded by calling her a corrupt judge, told her to shut up and swore at her. He was coming towards Mr between them to stop any risks of altercations. Two security guards were called and entered the Court room who asked the Defendant to calm down and to sit he also said that he will find out where they live and will come after their down. However, he became even more agitated and asked for their name, At that point District Judge Taylor ordered a short adjournment to Mathiyalagan (one of the Claimant's witnesses in the injunction committal application) in an aggressive manner so I stood up allow the Defendant to calm down. families. <u>ю</u>

- 10. While waiting in the corridor outside the Court room, the Defendant kept on shouting abuse at me, Mr Mathiyalagan and other people waiting in the Court waiting with Ms Geddes Kaur and Mr Mathiyalagan to avoid further abusive behaviour from the Defendant; however, we could still hear him from the Court corridor. I then decided to go to the other side of the other end of the Court. area
- incident and a separate witness statement in support of the application adjourning the hearing to 30 May 2018. As I left the Court building with Ms Kaur Geddes and Mr Mathiyalagan, the Defendant and his mother Lorraine Cordell were waiting outside of the Court entrance, on the other side of the road. The Defendant started shouting and abusing us. I then spoke to the different direction to my car to avoid the Defendant and ensure that the persons who were with me were safe. Ms Kaur Geddes was a party to the 11. The Judge called the parties back in and directions were made including Defendant and said to him that he was ruining people's life by his conduct. after us but his mother held him back. Because of his threatening and aggressive conduct, I had to take Defendant tried to come notice is being provided by her. The
- would like this to be added to the committal application dated 20 April 2018 12. The above incident constitutes a clear breach of the injunction order and I and that it be considered at the hearing on 30 May 2018.

#### Statement of Truth

believe the facts in this Witness Statement are true.

Signed

Dated this 10 May 2018



## CLAIM NO: E00ED049

**BETWEEN**:

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### THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-and-

MR SIMON CORDELL

<u>Defendant</u>

EXHIBIT 'LM1'

Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One	IN THE COUNTY COURT AT EDMONTON	EN	THE LONDON BOROUGH OF ENFIELD	Claimant	-and-	SIMON CORDELL	Defendant	WITNESS STATEMENT OF ATTEMPTED SERVICE	l, Andy Philippou, a Process Server of Global Investigation Services Limited, Earnscliff House, London N9 9AB Acting under the instructions of:-		S FOLLOWS :-	1. That I am over sixteen years of age.	2. That I do make this Statement in Support of my previous statement of service date 10 January 2018, this being in order to re-affirm definitively and for the purpose of clarity my effecting service upon the Respondent on the aforementioned date at Cell 9 of the Custody Suite, Wood Green Police Station, High Road, Green Lanes, Wood Green, London N22 BHZ. That I did serve by reading out the terms of the Order as referred to in my original Statement dated 10 January 2018 in the presence of Sgt Mike Nicolaou, Officer Tahir Razzaq and three other police officers. That I did at the time of reading out the terms of the of the Injunction Order dated 09 January 2018 to the above named defendant did so in the knowledge that the defendant by his own admission to my colleague Terry Conway on 10 August 2017 that "he had difficulty reading" (refer to paragraph 5 of Statement of Terry Conway on 10 August 2017). The defendant at the time of service effected by me in the manner as aforesaid being the necessary avenue for service upon the above named defendant in order that he understood the terms of said Order.
	IN THE CO	BETWEEN					*		I, Andy Philip N9 9AB Acting under	The London Enfield, Midd	STATE AS FOI	1. That l ar	<ol> <li>That I do r</li> <li>That I do r</li> <li>2018, this bei upon the Resi upon the Resi Station, High terms of the ( Sgt Mike Nico</li> <li>Sgt Mike Nico</li> <li>Terry Conway on 1</li> <li>Terry Conway on 1</li> <li>defendant dic</li> <li>defendant's a</li> <li>The purpose of</li> <li>the two envelo</li> </ol>
						X				ζ		6. 5	

- A Letter from the Claimant Solicitor dated 02 May 2018 a)
  - An Order of the Court dated 05 February 2018 **o**
- An Application Notice dated 05 February 2018 with accompanying documents þ G
  - An Injunction Order dated 09 January 2018 A Power of Arrest dated 09 January 2018
- e) ÷
- A Witness Statement of Ms Kaunchita Maudhub dated 05 February 2018 A Witness Statement of Mr Lemmy Nwabusi dated 02 February 2018
  - A Draft Order a î

And

- A Letter from the Claimant Solicitor dated 02 May 2018 a) b)
  - An Order of the Court dated 24 April 2018
- An Application Notice dated 20 April 2018 with accompanying documents 6
  - An Injunction Order dated 09 January 2018 Ð
- An Affidavit of Mr Markandu Mathiyalagan dated 20 April 2018 An Affidavit of Mrs Revathy Mathiyalagan dated 20 April 2018 ()
  - A Draft Order (<del>-</del> 6

On the same date after repeated knocking, the above named defendant responded from behind the front door asking "who is it". After having identified myself and the nature of my attendance and with the defendant stating he had no wish to open the door to me and therefore refusing to accept statement of attempted service. That I did for approximately the next 20/25 minutes remain by the front door of the address attended with the above named defendant refusing to open the door to service personally of the aforementioned envelopes containing the documents referred to in this my accept service personally. As the above named defendant was refusing to accept service personally of the aforementioned envelopes containing the documents referred to previously, I did remain in close proximity to the building for approximately one hour on the basis of the defendant may leave the property. At approximately 11.30.am on the same date I did leave the area.

5. That at the time of attempted service and from behind a closed front door the aforementioned defendant had admitted his identity to me as Simon Cordell, the defendant named in these proceedings. 6. That therefore I having being unable to meet and personally serve the above named defendant with the aforementioned documentation; I would verily ask of the court to allow service of any such Order the court makes by allowing any such Order and accompanying documentation to be placed in a sealed envelope addressed to the defendant, marked 'important Court Documents' and posted through the letterbox of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JQ knowing that said documents would come to the attention of the defendant, by virtue of this address being his usual place of residency.

7. This statement is true to the best of my knowledge and belief and I make it knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I know to be false or did not believe to be true.

Signed

08/05/2018

Statement filed on behalf of the Claimant	Deponent: Andy Philippou	Statement No: One	Exhibits: One
Statement filed on behalf of	Deponent: Andy Philippou	Statement No: One	Exhibits: One

CASE NO:E00ED049

IN THE COUNTY COURT AT EDMONTON

BETWEEN

THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

SIMON CORDELL

Defendant

"A"

'n,

This is the exhibit marked "A" and referred to in the Statement of Andy Philippou

Signed:

08/05/2018

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- Our legal team was instructed that one serious incident took place in March 2018 where the Defendant assaulted one of his neighbours. As those acts condemned by the interim injunction order, we decided to issue an application notice in Court for the Defendant's committal. The application was issued on 20 April 2018 and a hearing was listed in the Edmonton County Court for the 01 May 2018, 10am. were <del></del>.
- I represented the Claimant at the hearing of 01 May 2018 and the parties the case started in his absence. The Defendant and his mother Lorraine Cordell eventually arrived at 10.25am. Employment Judge Taylor who was committal application), Lemmy Nwabuisi (Anti-social behaviour coordinator security guards also could not get him to back down. The Judge then We were called approximately at 10.10am. The Defendant was not present so sitting in the Edmonton County Court was going to proceed to start again. However, the Defendant was unable to contain his agitation and essentially shouted and swore at Mr Mathiyalagan (one of our witnesses in the some The Judge called in security; one security guard was not sufficient and a second one was also called. The Defendant was extremely agitated, was swearing and refused to sit down and it did appear that he may strike someone, the security guards were between him and Mr Nwabuisi and Mr Mathiyalagan. Ms Lorraine Cordell was unable to calm her son down; Judge Taylor was unable to calm him down and the tried to locate a side room to sit in but none were available as the court adjourned the hearing for a short period and we left the court room. made £ and the Judge. was particularly busy, there was also no sitting room. Claimant), his mother disparaging comments to me. officer for the 4.
- We were called back into court a few minutes later. The hearing proceeded with Mrs Cordell representing her son in his absence; he remained in the waiting room and could be heard being abusive throughout the hearing പ്

- Mrs Cordell confirmed that the Application for Committal of 20.04.18 was received by post on 25.4.18. Postal service was confirmed as effected but not personal service. The Judge stressed postal service has to be effected given the implications of committal and that 14 days' notice be provided. ю.
- of the Defendant. I queried that where personal service was refused if we At this stage I made an application to dispense with personal service on the basis of the Defendant's conduct and the likelihood that he would refuse personal service. This was considered by the Judge and on balance given that it refers to potential committal of the Respondent the Judge She did note the conduct could dispense with personal service. The Judge confirmed that where personal service is refused then we can come back to Court and apply to preferred not to dispense with personal service. have personal service dispensed with. 2.
- Andy I instructed a process server Mr Andy Philippou to personally serve the two attended the Defendant's address (109 Burncroft Avenue, Enfield, EN3 7JQ) on 02 May 2018 and knocked repeatedly on the door but the Defendant, having identified himself as Simon Cordell, stated that he did not wish to open the and therefore refused to accept personal service of the committal attempted service from Mr Philippou is attached to this witness statement under exhibit 'BKG1'. committal applications on the Defendant. Mr Philippou applications. A witness statement of door യ്
- On the basis of the Defendant's refusal to accept personal service of the documents, the Claimant would like to make an application to dispense CPR 81.10(5)(a) which states that the Court may dispense with personal service of the committal application if it considers just to do so. If such an order is with personal service of the two committal applications pursuant to <u>ю</u>

granted, the Claimant would like permission from the Court to effect service of the documents by Post and/ or through the Defendant's letter box.

- 10. While the hearing was taking place the Defendant was constantly shouting throughout the hearing in the waiting room, and had become much louder and his mother had to leave the court room to deal with him.
- 11.1 had a conference with Mr Nwabuisi and Mr Mathiyalagan on the matter to allow the Defendant and his mother time to leave the court before we When we did leave the Court building the Defendant and his mother were still outside across the road and the Defendant did proceed to shout at Mr Nwuibuisi; I did tell Mr Nwabuisi not to respond to him but the Defendant was trying to come to our directions but was held back by his mother. We proceeded to walk away in the opposite direction to avoid him so we could reach our car without any disruptions departed.

#### <u>Statement of Truth</u>

I believe the facts in this Witness Statement are true.

Signed. B. Creolold.

Ms Balbinder Kaur Geddes

Dated this 10 May 2018

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**BETWEEN**:

CLAIM NO: E00ED049

THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-and-

**MR SIMON CORDELL** 

Defendant

EXHIBIT 'BKG1'

6	Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One
	IN THE COUNTY COURT AT EDMONTON
	BETWEEN
	THE LONDON BOROUGH OF ENFIELD
	Claimant
	-and-
	SIMON CORDELL
	Defendant
	WITNESS STATEMENT OF ATTEMPTED SERVICE
	I, Andy Philippou, a Process Server of Global Investigation Services Limited, Earnscliff House, London N9 9AB Acting under the instructions of:-
	The London Borough of Enfield, Legal Services Department, P.O. Box 50 Civic Centre, Silver Street, Enfield, Middlesex EN1 3XA
	STATE AS FOLLOWS :-
	1. That I am over sixteen years of age.
	2. That I do make this Statement in Support of my previous statement of service date 10 January
	2018, this being in order to re-affirm definitively and for the purpose of clarity my effecting service upon the Respondent on the aforementioned date at Cell 9 of the Custody Suite, Wood Green Police
	Station, High Road, Green Lanes, Wood Green, London N22 8HZ. That I did serve by reading out the terms of the Order as referred to in my original Statement dated 10 January 2018 in the presence of
	Sgt Mike Nicolaou, Officer Tahir Razzag and three other police officers. That I did at the time of reading out the terms of the of the Injunction Order dated 09 January 2018 to the above named
	derendant did so in the knowledge that the derendant by his own admission to my colleague Terry Conway on 10 August 2017 that " <b>he had difficulty reading</b> " (refer to paragraph 5 of Statement of Terry Conway dated 10 August 2017). The defendant at the time of service effected by me in the
	manner as aforesaid being the necessary avenue for service upon the above named defendant in order that he understood the terms of said Order.
	3. That I did on Wednesday 02 May 2018 at approximately 10.00.am attend in close proximity to the defendant's address supplied to me for him of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JQ. The purpose of my attendance being to meet and personally serve the above named defendant with the two envelopes containing the following:

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- A Letter from the Claimant Solicitor dated 02 May 2018
- An Order of the Court dated 05 February 2018 p)
- An Application Notice dated 05 February 2018 with accompanying documents An Injunction Order dated 09 January 2018 <del></del>
  - A Power of Arrest dated 09 January 2018
- A Witness Statement of Mr Lemmy Nwabusi dated 02 February 2018
  - A Witness Statement of Ms Kaunchita Maudhub dated 05 February 2018

A Draft Order And

- A Letter from the Claimant Solicitor dated 02 May 2018 (a)
  - An Order of the Court dated 24 April 2018
- An Application Notice dated 20 April 2018 with accompanying documents An Injunction Order dated 09 January 2018 F G
  - An Affidavit of Mr Markandu Mathiyalagan dated 20 April 2018 e)
- An Affidavit of Mrs Revathy Mathiyalagan dated 20 April 2018
  - A Draft Order (j)

the front door asking "who is it". After having identified myself and the nature of my attendance and On the same date after repeated knocking, the above named defendant responded from behind with the defendant stating he had no wish to open the door to me and therefore refusing to accept service personally of the aforementioned envelopes containing the documents referred to in this my statement of attempted service. That I did for approximately the next 20/25 minutes remain by the front door of the address attended with the above named defendant refusing to open the door to accept service personally. As the above named defendant was refusing to accept service personally of the aforementioned envelopes containing the documents referred to previously, I did remain in close proximity to the building for approximately one hour on the basis of the defendant may leave the property. At approximately 11.30.am on the same date I did leave the area.

defendant had admitted his identity to me as Simon Cordell, the defendant named in these 5. That at the time of attempted service and from behind a closed front door the aforementioned proceedings. 6. That therefore I having being unable to meet and personally serve the above named defendant with the aforementioned documentation; I would verily ask of the court to allow service of any such Order the court makes by allowing any such Order and accompanying documentation to be placed in a sealed envelope addressed to the defendant, marked 'Important Court Documents' and posted through the letterbox of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JQ knowing that said documents would come to the attention of the defendant, by virtue of this address being his usual place of residency.

7. This statement is true to the best of my knowledge and belief and I make it knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I know to be false or did not believe to be true.

Signed

08/05/2018

Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One

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CASE NO:E00ED049

IN THE COUNTY COURT AT EDMONTON

BETWEEN

THE LONDON BOROUGH OF ENFIELD

Claimant

-and-

SIMON CORDELL

Defendant

"A"

This is the exhibit marked "A" and referred to in the Statement of Andy Philippou

08/05/2018 Signed:

	Statement filed on behalf of the Claimant Deponent: Andy Philippou Statement No: One Exhibits: One
IN THE COUNTY COURT AT EDMONTON	CASE NO:E00ED049
BETWEEN	
THE LONDON BOROUGH OF ENFIELD	: ENFIELD
	Claimant
-and-	ē
SIMON CORDELL	
	Defendant
WITNESS STATEMENT OF ATTEMPTED SERVICE	PTED SERVICE
l, Andy Philippou, a Process Server of Global Investigation Services Limited, Earnscliff House, London N9 9AB Acting under the instructions of:-	ervices Limited, Earnscliff House, London
The London Borough of Enfield, Legal Services Department, P.O. Box 50 Civic Centre, Silver Street, Enfield, Middlesex EN1 3XA	t, P.O. Box 50 Civic Centre, Silver Street,
STATE AS FOLLOWS :-	X
1. That I am over sixteen years of age.	
2. That I did on Friday 11 May 2018 at approximately 9.00.am attend in close proximity to the defendant's address supplied to me for him of 109 Burncroft Avenue, Enfield, Middlesex EN3 7JO. The purpose of my attendance being to meet and personally serve the above named defendant with a single envelope containing the following:	.00.am attend in close proximity to the oft Avenue, Enfield, Middlesex EN3 7JQ. y serve the above named defendant with
<ul> <li>a) A Letter from the Claimant Solicitor dated 11 May 2018</li> <li>b) An Application Notice dated 11 May 2018</li> <li>c) An Application Notice marked 'Amended Application Notice'</li> <li>d) An Affidavit of Mr Markandu Mathivalagan dated 20 April 2018 with Exhibits</li> </ul>	ay 2018 ation Notice' ed 20 April 2018 with Exhibits
	1 20 April 2018 with Exhibit ted 10 May 2018 with Exhibit des dated 10 May 2018 with Exhibit
3. That I did at the time of attendance having being unable to gain access to the building initially attempt to gain the attention of the above named defendant by tapping at the glass of the downstairs window, with no response. At approximately 9.20.am after having gained access to the building as a resident was leaving the building, I did knock at the front door of the defendant of 109	ole to gain access to the building initially endant by tapping at the glass of the .20.am after having gained access to the at the front door of the defendant of 109

having identified myself as I had done so on my previous attendance and the nature of my attending Burncroft Avenue, Enfield, Middlesex EN3 7JQ . With the above named defendant responded from behind the front door and as on my previous attendance at the address asked "who is it". After and with the defendant stating he had no wish to open the door to me and therefore refusing to accept service personally of the aforementioned envelope containing the documents referred to in this my statement; I did ask on more than one occasion if the defendant would oblige by opening the front door. That I did after having being refused access to personal service at the address and with the letterbox to the address quite clearly being obstructed by what left like a 'wooden plate' proceed to find a fixing for the sealed envelope addressed to the above named defendant containing the aforementioned documentation. That I did continue to affix the envelope whist the defendant continued to speak in what could be best described as in a nonsensical manner as the conversation bore no relevance to my attending the address or the nature of my attendance. The defendant continued to speak about the 'unlawful' act I was performing by affixing with a cable tie the sealed envelope in a plastic wallet to the external door hinge of 109 Burncroft Avenue, EN3 7JQ. That I did whilst performing this act explain to the defendant that by his refusing to open the door to me and by sealing access through the letterbox that by effecting 'lodgement' at the address in this manner was the only course of action left open to me. That I did having re-affirmed this to the defendant and his saying "what if someone takes this off in five minutes" state by virtue of our conversation and his knowledge of my action did not excuse his not wishing to be informed of the Claimant attempting to effect service upon the above named Defendant. That I did at approximately 9.35.am affix with a cable tie in a plastic wallet attached to the side hinge 'barrel' of the door frame of 109 Burncroft Avenue, EN3 7JQ a sealed envelope addressed to the defendant in order that its content would have come to the attention of the Defendant.

4. This statement is true to the best of my knowledge and belief and I make it knowing that, if it were tendered in evidence, I would be liable to prosecution if I wilfully stated in it anything which I know to be false or did not believe to be true.

Signed:

11/05/2018









Mr Simon Cordell 109 Buncroft Avenue Enfield EN3 7JQ

BY PERSONAL SERVICE BY PROCESS SERVER Please<br/>reply to :Legal Services<br/>PO Box 50, Civic Centre<br/>Silver Street,<br/>Enfield EN1 3XAE-mail :balbinder.Kaur-Geddes@enfield.gov.ukPhone :020 8379 4834<br/>90615 ENFIELD 1<br/>Fax :DX :90615 ENFIELD 1<br/>LS/C/BKGE/155584Your Ref :LS/C/BKGE/155584Date :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 Enfield Council Civic Centre, Silver Street Enfield EN1 3XY



www.enfield.gov.uk

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

# **General Form of Judgment or Order**

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



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

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.gov.uk to find out more.

Produced by:A ABIODUN CJR065C

# N244 Application notice

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



Name of court Edmonton County C	Claim no. Court E00ED049
Fee account no.Help with Fees - Ref. no.(if applicable)(if applicable)	
007 9 006	HWF-
Warrant no. (if applicable)	
<b>Claimant's name</b> (inclue The London Boroug (LS/C/LI/157255)	
Defendant's name (inc Mr Simon Cordell (VLS/EO/H/CORDE	
Date 05.02.2018	

1. What is your name or, if you are a legal representative, the name of your firm?

	London Borough of Enfield, Legal Services				
2.	Are you a	🖌 Claimant	Defendant	🗋 Legal Represen	ntative
		Other (please specify)			
	lf you are a lega	al representative whom do	you represent?		
3.		you asking the court to ma	the second se	0010	
1. To vary the terms of the interim injunction order dated 09.01.2018 2. To bring an application for the Defendant's committal under CPR 21 for interim injunction order dated 09.01.2018.		2018 CPR 21 for breach	ing the terms of the		
4.	Have you attac	hed a draft of the order you	are applying for?	Ves	No
5.	How do you want to have this application dealt with?		dealt with?	🖌 at a hearing	without a hearing
				at a telephone	hearing
6.	How long do you think the hearing will last?		t?	Hours	30 Minutes
	Is this time estimate agreed by all parties?			Yes	No No
7.	Give details of any fixed trial date or period		ł	Return hearing o	on 05.02.2018, 2pm
8.	What level of Judge does your hearing need?		ed?	District	· · · · · · · · · · · · · · · · · · ·
9.	Who should be served with this application?		n?	Defendant	
9a.	Pa. Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.				1

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© Crown copyright 2016

10. What information will you be relying on, in support of your application?

🖌 the attached witness statement

the statement of case

🖌 the evidence set out in the box below

If necessary, please continue on a separate sheet.

The Defendant has made threats to the Claimant's employees on 09th January 2018 by stating that he knew where they worked/ lived and threatening one of the employees that he should watch his black. The employees are concerned by the threats made and would like the interim injunction order to be varied to prevent the Defendant from approaching the Claimant's employees at their place of work and personal address. The application to vary is supported by the witness statements of Mr Mwabuisi dated 02.02.2018 and Ms Mudhub dated 05.02.2018 along a draft order.

The Defendant has breached the terms of the interim injunction order on 24.01.2018 by harassing and intimidating one of the Claimant's employees by calling her on her work number on two occasions. The telephone calls constituted threats, harassment and intimidation causing the employee to put the phone down during the first phone call but the Defendant continued to call again. The Claimant therefore wants to Defendant to be arrested in light if those incidents. The details of the telephone conversation is covered in the affidavit of Ms Maudhub dated 05.02.2018.

Statement of Truth	,
(I <del>-believe)</del> (The applicant believes) that the facts st	ated in this section (and any continuation sheets) are true.
Signed	Dated 05.02.2018
Applicant('s legal representative)('s li	tigation friend)
Full name Ludmilla Iyavoo	
Name of applicant's legal representative's firm	London Borough of Enfield, Legal Services
Position or office held <u>Solicitor</u> (if signing on behalf of firm or company)	

11. Signature and address details

Postcode E N 1

Signed Applicant('s legal representative's)	AND TRANSPORT OF ANY	05.02.2018		
Position or office held <u>Solicitor</u> (if signing on behalf of firm or company) Applicant's address to which documents about	it this application should	be sent		
London Borough of Enfield		If applicable		
Legal Services PO BOX 50	Phone no.	0208 379 8323		
Enfield	Fax no.			
	DX no.	906015 Enfield 1		

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

3 X A

Ref no.

LS/C/LI/155584

# **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 ut 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

Name of defendant MR SIMON CORDELL Defendant's address 109 BURNCROFT AVENUE ENFIELD EN3 7JQ		
MR SIMON CORDELL       Image: Constraint of the second secon	<b>Claimant's name</b> (including ref.) THE LONDON BOROUGH OI	F ENFIELD
109 BURNCROFT AVENUE         ENFIELD         EN3 7JQ         Date order made         9       1       2       1       8       Name of judge       E         Order made under (insert statutory provision)       The Anti-Social Behaviour, Crime and Policing Arithmetic Arithme	Defendant's name (including ref. MR SIMON CORDELL	)
Order made under (insert statutory provision) This order includes a power of arrest under (insert statutory provision)	Seal	THE COUNTY CO
under (insert statutory provision) This order includes a power of arrest under (insert statutory provision)	EMPLOYMENT JUDGE TAYL	OR
	ct 2014	
The Anti-Social Behaviour, Crime and Policing Act 2014		
The relevant paragraphs of the order to which a power of arrest ha (set out those paragraphs of the order to which the power of arrest is attach Please see attached sheet	s been attached are: ed, if necessary continue on a ser	parate sheet)
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	and expires on the 9 / 1 e of Claimant LONDON BOROUGH OF EN	
<ul> <li>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</li> </ul>	nant's address BOX 50 C CENTRE /ER STREET IELD 3XA nant's phone number	×.
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.		

#### **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.

- 1. Made on behalf of the Claimant
- 2. Witness Statement of Lemmy

3. Dated 02<sup>nd</sup> 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 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 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 09<sup>th</sup> January 2018. This is my second statement in the above proceedings.

#### 3. Background:

On 9<sup>th</sup> 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 9<sup>th</sup> February 2018 and released on bail on 10<sup>th</sup> February 2018 pending further investigation. He is due to report back to Woodgreen Police Station on 5<sup>th</sup> February 2018.

6. The interim injunction order which was made by the Court on 09<sup>th</sup> 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
- 2. First Witness Statement of Kaunchita Maudhub

3. Dated 05<sup>th</sup> February 2018

## IN THE EDMONTON COUNTY COURT

### CLAIM NO: E00ED049

BETWEEN:

## THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-and-

MR SIMON CORDELL

<u>Defendant</u>

## 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 09<sup>th</sup> January 2018.
- 3. On 09<sup>th</sup> January 2018, in a telephone message left by Simon Cordell (the Defendant) for Lemmy Nwabuisi, 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 09<sup>th</sup> January 2018 for threats to kill and has been released on bail on the following conditions: 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. He is bailed to return to the police station on 5<sup>th</sup> February 18 at 19.00hrs.

5. The interim injunction order which was made by the Court on 09<sup>th</sup> 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..., Allewal dette

Dated this 05<sup>th</sup> day of February 2018

- Made on behalf of the Claimant 1.1
- First affidavit of Kaunchita Maudhub Sworn on 05<sup>th</sup> February 2018 2.
- 3.

# IN THE EDMONTON COUNTY COURT

## CLAIM NO: E00ED049

BETWEEN:

## THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-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 behaviour, threats and intimidation involving Mr Simon Cordell.

- 2. 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.
- 3. 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 24<sup>th</sup> 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 Nwabuisi 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 9<sup>th</sup> 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 9<sup>th</sup> 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 05<sup>th</sup> 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 24<sup>th</sup> January 2018, the Defendant has also breached the terms of his bail conditions.
- 9. We would therefore ask the Court to consider the application in light of the recent incidents and to commit the Defendant to an arrest.

Sworn at

Rindaud

EDMONTON COUNTY COURT 50 FORE STREET, EDMONTON LONDON N18 21N LONDON BOROUGH OF ENFIELD

on 05<sup>th</sup> February 2018

Before me:

Mo R Stah. Signed Rst

OFFICER OF THE COURT APPOINTED BY THE JUDGE TO TAKE AFFIDAVITS

## 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.

Upon considering the Claimant's application notice dated 04<sup>th</sup> February 2018 seeking permission from the Court to vary the terms of the interim injunction order made by District Judge Taylor on 09<sup>th</sup> January 2018, it is ordered that the following paragraph be added to the injunction order :

- 1. 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 09<sup>th</sup> 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

<u>Defendant</u>

#### 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 09<sup>th</sup> 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 09<sup>th</sup> January 2018 [paragraphs 3-6] of the order dated 09<sup>th</sup> 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  $\pounds$  on or before (date payment due).

(5) that the costs of the Claimant [summarily assessed in the sum of  $\pounds$  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





Mr Simon Cordell 109 Buncroft Avenue Enfield EN3 7JQ

BY PERSONAL SERVICE BY PROCESS SERVER

Legal Services Please PO Box 50, Civic Centre reply to : Silver Street, Enfield EN1 3XA E-mail : balbinder.Kaur-Geddes@enfield.gov.uk 020 8379 4834 Phone : 90615 ENFIELD 1 DX 🗄 0208 379 6492 Fax : 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 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) Affidavit of Mrs Revathy Mathiyalagan dated 20 April 2018
  - (d) Draft Order

These documents are being served upon you personally.

Yours faithfully,

edoles

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



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

www.enfield.gov.uk

# Notice of Hearing of Application

In the County Court at Edmonton

Claim Number	E00ED049	
Date	24 April 2018	

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

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

UPON HEARING Solicitor for the Claimant and the Defendant having no notice

AND UPON READING the Witness Statement of Mr Markandu Mathiyalagan dated 20th April 2018

**IT IS ORDERED THAT:** 

1. The hearing of the Claimant's application for (see copy attached) will take place at 10:00 am on the 1 May 2018 at the County Court at Edmonton, 59 Fore Street, London, N18 2TN.

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

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

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

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

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.

# N244 **Application notice**

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

Name of court Edmonton County Co	purt	Claim no. E00ED049
		<b>p with Fees – Ref. no.</b> pplicable)
007 9 006		
Warrant no. (if applicable)		
<b>Claimant's name</b> (includ The London Borough (LS/C/LI/157255)	-	eld
Defendant's name (inclu Mr Simon Cordell	iding ref.)	
Date	20	.04.2018

1. What is your name or, if you are a legal representative, the name of your firm?		
	London Borough of Enfield, Legal Services	
2.	Are you a 🛛 🔽 Claimant 🗌 Defendant	Legal Representative
	Other (please specify)	
,e	If you are a legal representative whom do you represent?	
3.		
	The Claimant is seeking an order for the Defendant's comr injunction order dated 09.01.2018 with has a power of arre	nittal for breaching the terms of the interim st, pursuant to CPR 23 and 81.
4.	Have you attached a draft of the order you are applying for?	Yes No
5.	How do you want to have this application dealt with?	🖌 at a hearing 🛛 🗌 without a hearing
		at a telephone hearing
6.	How long do you think the hearing will last?	Hours 30 Minutes
	Is this time estimate agreed by all parties?	Yes Vo
7.	Give details of any fixed trial date or period	Hearing on 30.05.2018, 2pm
8.	What level of Judge does your hearing need?	District
9.	Who should be served with this application?	Defendant
9a.	Please give the service address, (other than details of the claimant or defendant) of any party named in question 9.	

© Crown copyright 2016

10. What information will you be relying on, in support of your application	ation	1?
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the statement of case	•
✓ the evidence set out i	in the box below
f necessary, please continue on a separate sheet.	
Please refer to the evidence attached on a	separate sheet.
р	
	8
Statement of Truth	
	s stated in this section (and any continuation sheets) are true.
	s stated in this section (and any continuation sheets) are true.
(I believe) (The applicant believes) that the fact	Dated 19.04.2018
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)('	Dated 19.04.2018
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)('	Dated 19.04.2018
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)(' Full name	Dated <u>19.04.2018</u> (s <del>litigation fri</del> end)
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)(' Full name Ludmilla Iyavoo Name of applicant's legal representative's firm	Dated <u>19.04.2018</u> (s <del>litigation fri</del> end)
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)(' Full name	Dated <u>19.04.2018</u> (s <del>litigation fri</del> end)
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)(' Full name Ludmilla Iyavoo Name of applicant's legal representative's firm Position or office held Solicitor (if signing on behalf of firm or company)	Dated <u>19.04.2018</u> (s <del>litigation fri</del> end)
(I believe) (The applicant believes) that the fact Signed Applicant('s legal representative)(' Full name Ludmilla Iyavoo Name of applicant's legal representative's firm Position or office held Solicitor	Dated <u>19.04.2018</u> (s <del>litigation fri</del> end)

Applicant('s legal representative's)('s litigation friend)

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

Applicant's address to which documents about this application should be sent

London Borough of Enfield	If applicable		
Legal Services PO BOX 50	Phone no.	0208 379 8323	
Enfield	Fax no.		
	DX no.	906015 Enfield 1	
Postcode E N 1 3 X A	Ref no.	LS/C/LI/157255	

	1	)	
	4		

## Evidence in support of the application notice dated20.04.2018 (part 10)

1. On 09/01/2018 the Court made an interim injunction order against Mr Cordell (the Defendant), attaching a power of arrest. The main terms of the order are summarised as follows:

The Defendant, Mr Cordell, be forbidden (whether by himself or by instructing or encouraging or permitting any other person:

Clause 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 to the block of flats at Burncroft Avenue, Enfield.

Clause 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.

Clause 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 of flats at Burncroft Avenue, Enfield.

Clause 7: A power of arrest is attached to the above paragraphs.

- 2. The Defendants have committed several breaches by committing several acts of anti-social behaviour against his neighbours. Mr and Mrs Mathiyalagan have been the victim of several incidents of harassment, intimidation and a serious assault on 405/03/2018. Despite the matter being reported to the police, they have failed to take actions against the Defendant to enforce the terms of the injunction.
- 3. The incidents are supported by the affidavit of Mr and Mrs Mathiyalagan dated 20/04/2018.
- 4. The most recent incident took place on \$5/03/2018; the Defendant assaulted Mr Mathiyalagan who then tried to defend himself. Mr Mathiyalagan sustained personal injuries to his face and had to some of his teeth removed as a result of the assault. The injuries are supported by the ambulance officers' report, dentist records and letter from a GP which are exhibited in Mr Mathiyalagan affidavit dated 20/04/2018 and supporting this application.
- 5. The Police arrested the Defendant, interviewed him and released him.
- 6. On 01/03/2018, Mr Mathiyalagan stated that his wife was inside the bathroom giving their daughter a shower while his cousin was in the living room, he was at work. At about 11am, the Defendant came to their front door and started rattling the letterbox and knocking loudly on the door. His wife went to the door and asked who it was and the Defendant replied 'why are you shouting'. His wife told

him that she was not shouting and that she was inside her bathroom giving her daughter a shower. She asked him why he came to her front door, that he was not allowed to be there but the Defendant ignored her and continued to bang and kick on the door. This went on for about 5 to 10 minutes and caused a great deal of distress to his wife and daughter and made them scared for their safety. His daughter started crying because of the commotion and loud banging. The Defendant left after his wife asked his cousin to call the police. Mr Mathiyalagan stated that he telephoned the police on 101 to report the incident and was asked to go and make a statement at Edmonton police station. He stated that he did so in the morning of Tuesday 06 March 2018.

- 7. On 26/02/2018, Mr Mathiyalagan stated that he returned from work at 11:30pm and went to the kitchen to get something to eat; his wife and daughter were already asleep. At about 11:45pm, while he was in the kitchen, he heard loud banging noises on his front door and rattling noises on his letterbox. He thought that his cousin had returned from work and was knocking on the door to be let in, he went to the door and spoke in his language but there was no response. He then opened the door and saw the Defendant standing outside his front door. As soon as the Defendant saw him, he ran away. The matter was referred to the police but no actions took place.
- 8. It is submitted that the Defendant should have been arrested, kept on remand and brought back to the County Court pursuant to CPR 65.47 which states as follows:

(1) This rule applies where a person is arrested pursuant to –

(a) a power of arrest attached to a provision of an injunction; or

(b) a warrant of arrest.

(2) The judge before whom a person is brought following his arrest may -

(a) deal with the matter; or

(b) adjourn the proceedings.

9. The Police are aware of the injunction order as they have been served with a copy of the same. However they have failed to enforce the terms of the interim injunction.

10. The Claimant is therefore bringing an application for the Defendant's committal.

# **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		
<b>Defendant</b> (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 <u>it to prison</u>

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.

N16 General Form of injunction for interlocutory application or originating application

## 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

			·
N110A Power of a	rrest	Name of court THE COUNTY COURT AT EDMONTON	Claim No. E00ED049
		Claimant's name (including ref. THE LONDON BOROUGH (	
Name of defenda	nt		
MR SIMON CORE	DELL	Defendant's name (including r MR SIMON CORDELL	ef.)
Defendant's addre	ess		
109 BURNCROFT ENFIELD EN3 7JQ	TAVENUE	Sea	
Date order made	9 / 1 / 2 0 1 8 Name of j	udge EMPLOYMENT JUDGE TAY	/LOR
<b>Drder made</b> <b>under</b> (insert statutory provision)	The Anti-Social Behaviour, Crime and Pol	icing Act 2014	
This order include	es a power of arrest under (insert statutory pr	ovision)	
The relevant para (set out those parag Please see attach	graphs of the order to which a power of a raphs of the order to which the power of arrest i ned sheet	rrest has been attached are: 's attached, if necessary continue on a s	eparate sheet)
Note to Arresting Where the defendant section 155 of the Ho	is arrested under the power given by using Act 1996, or section 27 of the Police and	8 and expires on the 9 /	1 / 2 0 1 9
section 4 of the Anti-	ection 43 of the Policing and Crime Act 2009; or Social Behaviour, Crime and Policing Act 2014:-		
<ul> <li>the defendant sha of 24 hours begins</li> </ul>	II be brought before the judge within the period ning at the time of their arrest;	Claimant's address	
injunction was gra under the power g as soon as reasona under the power g 2006 or section 43 of the Anti-Social	nform the person on whose application the anted, forthwith where the defendant is arrested given by section 155 of the Housing Act 1996 or ably practicable where the defendant is arrested given by section 27 of the Police and Justice Act 8 of the Policing and Crime Act 2009 or section 4 Behaviour, Crime and Policing Act 2014.	PO BOX 50 CIVIC CENTRE SILVER STREET ENFIELD EN1 3XA Claimant's phone number	
Police and Justice Ac 2009 or section 4 of t 2014, shall authorise of the period of 24 ho	55 of the Housing Act 1996 or section 27 of the t 2006 or section 43 of the Policing and Crime Act he Anti-Social Behaviour, Crime and Policing Act the detention of the respondent after the expiry burs beginning at the time of their arrest.	<i>K.</i>	
In calculating any per Christmas Day, Good	riod of 24 hours, no account shall be taken of Friday or any Sunday.		
	attached to injunction (06.15)		© Crown copyrigh

N110A Power of arrest attached to injunction (06.15)

© Crown copyright 2015

#### **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.

- 1. Made on behalf of the Claimant
- 2. Witness Statement of Markantu

CLAIM NO: E00ED049

Mathiyalagan 3. Dated 20 April 2018

## IN THE EDMONTON COUNTY COURT

BETWEEN:

## THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

<u>Claimant</u>

-And-

MR SIMON CORDELL

Defendant

## AFFIDAVIT OF MR MARKANDU MATHIYALAGAN

I, Mr Markandu Mathiyalagan, of Flat 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 117 Burncroft Avenue, Enfield, EN3 7JQ. My flat is located two floors above the Defendant's. I live there with my wife and a child I have been housed to this Property with my family by the London Borough of Waltham Forest and have occupied the Property since 11/09/2018. The Property was given to me as a temporary accommodation.

- 2. I make this affidavit in support of the Claimant's application for the Defendant's committal on the basis of a breach of the interim injunction order made by the Edmonton County Court on 09<sup>th</sup> January 2018.
- The Defendant, Mr Simon Cordell was served personally on 10<sup>th</sup> January 2018 while he was in custody at the Wood Green Police Station. The documents were served personally by the process server.
- 4. The terms of the interim injunction order granted by the Edmonton County Court attaching a power of arrest states the following:

a. Clause 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 to the block of flats at Burncroft Avenue, Enfield.

b. Clause 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.

c. Clause 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 of flats at Burncroft Avenue, Enfield.

d. Clause 7: A power of arrest is attached to the above paragraphs.

5. The following incidents/ breaches of the interim injunction order took place on the following days:

### Incident of 15 March 2018

On Thursday, 15th March 2018, my wife and I took our 3-year-old daughter to school and as we came out of the block, we saw the Defendant standing outside the main entrance to Block 109-117 Burncroft Avenue. As we walked towards my car, the Defendant followed us swearing and shouting abuse at us. I could not remember the Defendant's exact words but there were lots of swearing words like 'fucking family, fucking bastards' and lots of 'bad words'. As we got in his car, the Defendant walked back towards the block. As I went to drive out, I saw the Defendant standing by the main door to the block and videoing me and my family with his mobile phone and swearing and shouting abuse at us. I got out of his car, brought out my mobile phone and started to video the Defendant who continued swearing. I stopped videoing Mr Cordell and turned to get back inside my car but the Defendant pushed me to the ground from behind. The Defendant sat on top of me and started to punch me on the face and repeatedly banged my head on the ground. After a while, I managed to push him off.

6. I then went to my car to get something to defend myself and picked a piece of metal from my boot but I decided against using it, the Defendant rushed at me again and punched me in the face and I fell backwards to the ground. The Defendant then sat on my chest and started to punch me repeatedly on the face. By this time, my wife and daughter were crying and my wife was screaming for neighbours to help but nobody came out. My wife tried to pull Mr Cordell off him as I was not able to defend myself but she could not. She then grabbed the piece of metal from my boot and hit the Defendant with it as self- defence to stop him. Some neighbours come out of their flat after a while and the Defendant got off me and went into his flat. By then I was bleeding profusely on my lips and forehead and both my wife and I called the police and ambulance service.

- 7. The Defendant's mother Lorraine Cordell turned up as I was being attended to inside the ambulance and started to shout abuse at my wife and accused her of attacking her son.
- 8. The police took my mobile phone and my daughter's scooter that was inside my boot. The ambulance officers advised me to go to the dentist immediately to have my teeth attended to as two of my front tooth was broken and another two were wobbly. The ambulance carried out an assessment of my injuries. A written report of my injuries can be seen in **exhibit MM1**.
- 9. The police phoned me as I was driving to the dentist and asked me to return to the estate. I was then arrested for assaulting the D even though I never assaulted him but all I kept on doing was to defend myself. I was held in a cell overnight and bailed the next day.
- 10. As a result of the assault, I had to have 3 teeth removed and replaced with dentures. A written report from my dentist can be seen in **exhibit MM2**.
- 11. The Defendant was also arrested, interviewed on the same day but released. I don't understand how this could have happened, while I being a victim of his assault was kept in a cell overnight. The Anti-social behaviour team made enquiries to find out why the D. was not charged with breaching the terms of the injunction order and they were told that no charges were made on the basis that I had apparently provoked the Defendant. This is untrue as all I did on the day was to ignore him to take my daughter to school.

### Incident 01 March 2018

- 12. My wife was inside the bathroom giving our daughter a shower while my cousin was in the living room, I was at work. At about 11am, the Defendant came to our front door and started rattling the letterbox and knocking loudly on the door. My wife went to the door and asked who it was and the Defendant replied 'why are you shouting'. My wife told him that she was not shouting and that she was inside her bathroom giving our daughter a shower. She asked him why he came to her front door, that he was not allowed to be there but the Defendant ignored her and continued to bang and kick on the door. This went on for about 5 to 10 minutes and caused a great deal of distress to my wife and daughter and made them scared for their safety. My daughter started crying because of the commotion and loud banging. The Defendant left after my wife asked his cousin to call the police.
- 13. We telephoned the police on 101 to report the incident and was asked to go and make a statement at Edmonton police station. I did so in the morning of Tuesday 06 March 2018.

### Incident 26/02/2018

14.1 returned from work at 11:30pm and went to the kitchen to get something to eat; my wife and daughter were already asleep. At about 11:45pm, while I was in the kitchen, I heard loud banging noises on his front door and rattling noises on his letterbox. I thought that my cousin had returned from work and was knocking on the door to be let in, I went to the door and spoke in my language but there was no response. I then opened the door and saw the Defendant standing outside of my front door. As soon as the

Defendant saw me, he ran away. The matter was referred to the police but no actions took place.

- 15.1 requested to be moved out of the estate as that they and their 3-year-old are afraid to stay there. My wife and daughter have been left terrified, as confirmed by a written letter from my GP Dr Swedan as seen in **exhibit MM3**.
- 16. I contacted my local authority the London Borough of Waltham Forest and asked that I be rehoused somewhere else, they are trying to find me a suitable alternative temporary accommodation but the process is taking long.
- 17.1 would therefore ask the Court to consider the application in light of the recent incidents and to commit the Defendant to an arrest.

Dated this 2-day of April 2018

OFFICER OF THE COURT APPOINTED BY THE JUDGE TO TAKE AFFIDAVITS

2 0 APR 2018

EDMONTON COUNTY COURT 59 FORE STREET, EDMONTON LONDON NOB 21N

LONDON BOROUGH OF ENFIELD

CLAIM NO: E00ED049

BETWEEN:

# THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

**Claimant** 

-And-

MR SIMON CORDELL

**Defendant** 

## EXHIBIT MM1

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Male Female Race	Time	Resp depth R R	ACTUDES. TEROL		Posterior MI LBBB
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Home address	Airway Clear	Peak flow			Other abnormality
address	Partially obstructed	CO <sub>2</sub>		Medication List brought in brought in	Inconclusive ECG
	Breathing	Pulse 155 151	FAST	Unable to Affected Chest pa	in Shortness
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CLAIM NO: E00ED049

BETWEEN:

# THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

**Claimant** 

-And-

MR SIMON CORDELL

**Defendant** 

### EXHIBIT MM2

		NHS DENT	AL CAR	Ξ					
Contractor's N	ame: Handan Sabahlar	Patien	t's Sumame:	Markandu					
Address:	Inspire Dental Walth	amstow Patien	t's Forename:	Mathiyalagan					
	67-69 Palmerston Ro Walthamstow	her her	f Acceptance:	22/03/18					
11 -< 11 <sup>C</sup>	London	Treatr	nent on Referral:	No	×				
Telephone: NHS Organisat	0208 521 6656 Ion: NHS England Londo								
		TREATMENT PLA	N & ESTIM	ATE	F	Revision No. 1			
What the NHS will provide	The NHS provides all the treatment necessary to secure and maintain your oral health. There are some treatments (mainly cosmetic) that are not normally available under the NHS, and you may choose to have these provided privately. You may also choose to have some treatment provided privately as an elternative to NHS treatment. The dentist will discuss these options with you so that you can make an informed choice.								
Emergency Arrangements Replacements free of charge	Whenever possible please contact us about urgent treatment during normal surgery hours. If you need to be seen the same day, please get in louch as early in the day as possible. If an emergency arises out of hours, please telephone the Primery Care Trust for advice. If you are 16 or over and a filling, root filling, veneer, inter or crown provided by me under the NHS within the last 12 months has to be replaced, you will not be charged if you are 16 or over and a filling, root filling, veneer, inter or crown provided by me under the NHS within the last 12 months has to be replaced, you will not be charged if you are the rower and a filling, root filling, wender, inter or crown provided by me under the NHS within the last 12 months has to be replaced, you will not be charged if you are the rower and a filling, root filling, the day as possible. The breatment was temporary; or it was provided against my advice; or the replacement is necessary because of socident; or a different treatment is necessary because a satisfactory replacement is not possible.								
	This NHS cover does not apply to any durations to understand the instigant	y private treatment you may have. being offered and now chame which may app	y. Below is a treatment p	lạn and an estimate of th band, you will not nome	e cont. Within 2 mon ally need to pay again	iths of completion n.			
charges	of the course of treatment below, should you require further NHS treatment in either the same or lower charge band, you will not normally need to pay again. Places ask if you do not understand this or need any further information.								
Treatment on referral	With your agreement, it may be necessary to refer you to another dentist under NHS arrangements, for part of your course of NHS dental treatment. Where this happens you will not be asked to pay a further charge for your NHS dental treatment: only one charge will be made by your referring dentist, as outlined below.								
Paying for NHS treatment	Patients aged 18 and over normally pay * Pregnent or have had a child in the let * if you are aged 18 and in full time datu * if you are your partner are named on a * if you or your partner are named on a * if you or your partner neceive income i if you are not in any of these groups, bu Please Note; The following benefits, c	y charges for NHS treatment. There is NO CH st 12 months cation current HC2 NHS charges certificate valid NHS tax oredit exemption certificate Support, income-based Jobsectar's Allowand at have a low income, you may still be able to in their own, do not entitle you to help with	ARGE If you are: s or Pension Credit Gues get helo with NHS cherg	rantee Credii es, You can get a claim i	ionn HC1 from any Si	ocial Security office on			
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NHS Charge:	£0.00	Total Private Charge:	£47.00	Tot	al Charge:	£47.00			
Patiant'e elanatu		First of a	3		Date	22/03/2018			

 Patient's signature
 W1
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 Date
 220.

 Should it become necessary to alter this treatment plan, you will be advised of the changes and any amendment to the cost.
 Date
 220.

CLAIM NO: E00ED049

**BETWEEN:** 

### THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

**Claimant** 

-And-

MR SIMON CORDELL

Defendant

### EXHIBIT MM3

Dr H I Swedan Claremont Medical Centre 27 Claremont Road Walthamstow LONDON E17 5RJ Tel No: 0208 527 1888 Fax No: 0208 527 8111

117 BURNCROFT AUN EN3.7.JQ

9<sup>th</sup> April 2018

### To Whom It May Concern:

### RE: Revathy Mathiyalagan 26.07.1971 14 Netley Road, Walthamstow, E17 7QD <sup>--</sup> Mobile No: 07891740939

I would be grateful for your urgent help and support for this family. The above named lady lives with her husband and 3-year-old girl and they have been subject to from problems from the next door neighbour and her husband was assaulted and had to call an ambulance. They are terrified and especially the young girl and she is crying. Mrs Mathiyalagan suffers from hypertension. She is on treatment. Her husband also suffers from high blood pressure and he is diabetic.

Yours sincerely

Dr H I Swedan

BFH SWEDAN Glanamont Medical Centre 28 Claremont Road London E17 5RJ Tel 0208 527 1888 Made on behalf of the Claimant
 Witness Statement of Ravathy Mathlyalagan
 Dated 20 April 2018

Clalmant

Defendant

IN THE EDMONTON COUNTY COURT

BETWEEN:

CLAIM NO: E00ED049

# THE MAYOR AND BURGESSES OF THE LONDON BOROUGH OF ENFIELD

-And-

MR SIMON CORDELL

AFFIDAVIT OF MRS REVATHY MATHIYALAGAN

I, Mrs Revethy Mathiyalagan, of Flat 117, Burncroft Avenue, Enfleld, 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 117 Burncroft Avenue, Enfield, EN3 7JQ. My flat is located two floors above Mr Cordell (thereafter 'the Defendant'). I live there with my husband Markandu and my child who is 3 years old. I have been housed to this Property with my family by the London Borough of Waltham Forest and have occupied the Property since 11 September 2016. The Property was given to me as a temporary accommodation.

- I make this affidavit in support of the Claimant's (my husband) application for the Defendant's committal on the basis of a breach of the Interim Injunction order made by the Edmonton County Court on 09 January 2018.
- I witnessed the terrible assault committed by the Defendant on my husband on \$5 March 2018 and confirm the facts stated in my husband's affidavit dated 20 April 2018.
- 4. Mr Cordell harassed, abused and repeatedly punched my husband on his face, causing him to bleed and to break two of his teeth, I tried to stop him but he would not listen to me.
- 5. We contacted the police who arrested both Mr Cordell and my husband. My husband was kept by the police overnight while he was a victim of the assault. The police could see the facial injuries, bleedings and damages sustained to his face and teeth but decided to keep him at the police station while he was a victim of the assault. Surprisingly I heard that Mr Cordell was arrested, Interviewed and released on the same day. The police decided not to charge him for some unknown reasons.
- 6. I believe that the Police decision was wrong, as there are clear evidence of assault, I was not interviewed while being a key witness to the incident. The Defendant should have been arrested and brought back to the Court following the breach of the Injunction order so It could decide on his arrest.
- 7. I fear for my family safety and feels that the interim injunction with the London Borough of Enfield obtained on 09 January 2018 is not providing me and my family protection as the police refuses to enforce the terms of the order despite clear evidence that Mr Cordell has breached the terms.

The situation has left me and my family terrified. There's a letter from my GP which confirm that, as seen under exhibit RM1.

- 8. There were further incidents on 11 November 2017, on 02-03 January 2018, 01 March 2018 and 26 February where Mr Cordell harassed me but the police did nothing despite evidence of him breaching the Injunction order. All they would do will be to attend the Property, speak to him and leave without Investigating the Incidents.
- 9. I feel let down by the system and constantly fear for my safety. I contacted my local authority (the London Borough of Waltham Forest) to be moved out of the estate as myself, husband and 3-year-old are alraid to stay there. However Waltham Forest is not taking any actions at the moment.
- 10. I feel that the existence of the injunction has not provided the adequate protection to me and my family. As things stand the Defendant feels that he injunction is ineffective as the lack of actions from the police currently encourages him to act badly towards me and my family. We therefore hope that the Court will support us and take appropriate actions following the breaches.
- 11.1 would therefore ask the Court to consider the application in light of the recent incidents, to commit the Defendant to an arrest and impose a sentence following his breaches of the injunction.

OFFICER OF THE COURT APPOINTED BY THE JUDGE TO TAKE AFFIDAVITS L.HOS

Dated this 2. day of April 2018 M: Reacety 20 APR 2018

EDMONTON COUNTY COURT 59 FORE STRIET, EDIAGNTON LONDON N18 21M LONDON BOROUGH OF 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 Defendant

...

EXHIBIT RM1

Dr H i f remont Mer<sup>a</sup> 27 Cla I Centre ont Road Waithametow LONDON E17 6RJ Tel No: 0208 527 1858 Fax No: 0208 527 8111

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9<sup>th</sup> April 2018

To Whom It May Concern:

RE: Revetity Mathlyalegen 26.07.1971 14 Netley Road, Walthamstow, E17 7QD -> EN3.7.JQ Mobile No: 07891740939

17 BURNCROFT ANN

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Yours sincerely

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Dr H I Swedan

HEWEDAN

#### 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 09 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 physical violence and verbal abuse to the claimant's employees, lenants to the block of flats at Burncroft Avenue, Enfield.
- 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.
- 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 flats at Burncroft Avenue, Enfield.

AND UPON the Court noting that a power of arrest being attached on the above

AND THE COURT being satisfied that the Defendant has been guilty of contempt of court in failing to comply with the order dated 09 January 2018 [paragraphs 3-5] of the order dated 09 January 2018 by harassing, intimidating and assaulting one of his neighbours on 15 March 2018, 01 March 2018 and 26 February 2018.

#### 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  ${\tt \pounds}$  on or before (date payment due).

(5) that the costs of the Claimant [summarily assessed in the sum of £ 1,000] 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