Sir Nicolas Bratza
President
European Court of Human Rights
Council of Europe
F-67075 – Strasbourg Cedex
France

(By '*Recorded Delivery*')

(sticker)

Ms Noëlle Klosterkotter-Dit-Rawé

Overall outcome of this unlawful rejection:
- I continue to be subjected to ongoing criminal treatment by the British State (e.g. **My Diary**);
- Some 1,100 hours of my life, and over £500 in costs: down the drain (e.g. **Doc library # 1.14**)

See the **11.10.12** 'reply' that deliberately misrepresents my letter, and my website, 'Other courts', # 2 (2.1) for my Comments

18th September 2012

Summary of events: **Overview # 18**

Dear Sir,

Reason/s for rejection of my Application No. 11632/12

In his, enclosed, 6th June 2012 letter ([1]), Paul Harvey, Legal Secretary, ECtHR, wrote that one of your Court's judges, Vincent A. De Gaetano: "*decided to declare inadmissible your application lodged on 26 January 2012…the Court found that the admissibility criteria set out in Articles 34 and 35 of the Convention have not been met*" – without providing *any* detail.

While I appreciate that the Court does not provide a lengthy explanation for rejecting an application, the norm is to, at least, briefly state the reason/s for doing so – as one would expect from a Body, there to ensure Contracting Parties' compliance with the European Convention's Rights – including treating individuals with dignity.

As detailed in my attached analysis of Articles 34 and 35 ([2]) (version currently placed on my website, at www.leasehold-outrage.com/pg_lso/Other_courts.htm#ECtHR), I have identified a total of 16 potential criteria that could lead to an assessment of 'non-compliance'.

As also detailed, an assessment of each of the 16 criteria, relative to my 26.01.12 Application to your Court, has led me to the following conclusions:

- the claim that my Application breaches Article 34, as well as Article 35 – is false;
- it follows that Judge De Gaetano 'evidently' approves of the violations of my human rights by Her Majesty's named Judiciaries, police and related services.

Please, let me know in what way, if any, my conclusions are incorrect – such that they justify Judge De Gaetano's rejection of my Application. I will place your reply on my website.

If I do not hear from you by the end of your mandate as President of the European Court of Human Rights, due to terminate on 31st October 2012, I will conclude that my above assessment is correct, and will, among other, state this confirmation on my website.

Yours sincerely,

N Klosterkotter-Dit-Rawé
www.leasehold-outrage.com

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[1] 06.06.12 rejection letter of my 26.01.12 Application, from Paul Harvey, Legal Secretary, ECtHR
[2] My analysis of Articles 34 and 35 of the ECtHR – relative to my 26.01.12 Application

The 06.06.12 letter from the ECtHR (NB: As per the 28.02.12 letter, it is signed by 'Paul Harvey, Legal Secretary'; I conclude from the name that he is British) – states:

> "*I write to inform you that on 30 May 2012 the European Court of Human Rights, sitting in a single-judge formation (V.A. De Gaetano* [(*)] *assisted by a rapporteur in accordance with Article 24(2) of the Convention), decided to declare inadmissible your application lodged on 26 January 2012 and registered under the above-mentioned number.*
>
> *In the light of all the material in its possession, and in so far as the matters complained of were within its competence, the Court found that the admissibility criteria set out in Articles 34 and 35 of the Convention have not been met*".

(*) Vincent A. De Gaetano is a Judge from Malta – as can be seen on the ECtHR's website (copy of entry)

As you would expect from a Body there to ensure compliance with the Convention's rights – including treating individuals with dignity – **the norm is to briefly state the reason/s for rejecting the application**. **Example** from Appendix 16 of (my 'bible'), Taking a Case to the European Court of Human Rights, Philip Leach, 3rd Ed, Oxford University Press: "The Court found that the right relied on was not a right included in the rights and freedoms guaranteed by the Convention. Accordingly, the application was incompatible *ratione materiae* with the provisions of the Convention, within the meaning of Article 35(3)".

Hence, '**the conclusion' to be drawn** from the assertion in the letter that "[Judge De Gaetano has determined that my Application] *does not meet the admissibility criteria set out in Articles 34 and 35*" – **is that my Application FAILS to meet EACH and EVERY ONE of the criteria under these Articles**.

In relation to Articles 34 and 35, **I count a total of 16 potential criteria for rejection** – and deal with them in turn.

ARTICLE 34 – Individual applications

> "*The court may receive applications from any person, non-governmental organisations or group of individuals claiming to be the victim of a violation by one of the High Contracting Parties of the rights set forth in the Convention or the Protocol thereto. The High Contracting Parties undertake not to hinder in any way the effective exercise of this right*"

1. 'I', 'the victim of the violations', HAVE made the Application.

2. The violations of the rights I am complaining of ARE contained in the Convention: I specifically cite them in my Application – also stating exactly where I raised them in my Claim and subsequent documents. Further, I support my claims by quoting from decisions from the ECtHR.

3. The UK IS a Contracting Party to the rights in relation to which I claim a violation as, not only have I checked that it was, there are decisions by the ECtHR in relation to the UK which concern these rights (and I cite some examples in my Application).

Hence, the assertion that "[my Application] *does not meet the admissibility criteria set out in Article 34*" - is FALSE.

ARTICLE 35 – Admissibility criteria

> "*1. The court may only deal with the matter after all domestic remedies have been exhausted, according to the generally recognised rules of international law, and within a period of six months from the date on which the final decision was taken*"

"*2. The Court shall not deal with any application submitted under Article 34 that*

> *(a) is anonymous; or*
>
> *(b) is substantially the same as a matter that has already been examined by the Court or has already been submitted to another procedure of international investigation or settlement and contains no relevant new information*".

"*3. The Court shall declare inadmissible any individual application submitted under Article 34 if it considers that:*

> *(a) the application is incompatible with the provisions of the Convention or the Protocols thereto, manifestly ill-founded, or an abuse of the right of individual application; or*
>
> *(b) the applicant has not suffered a significant disadvantage, unless respect for human rights as defined in the Convention and the Protocols thereto requires an examination of the application on the merits and provided that no case may be rejected on this ground which has not been duly considered by a domestic tribunal*"

"*4. The Court shall reject any application which it considers inadmissible under this Article. It may do so at any stage of the proceedings*".

4. **Para.1** - Under 2. Section II, 2.4 of my Application, I discussed my 19 Apr 11 Claim by referring to the documents: pre-action stage, post filing, including my Appeal Application and the Orders that rejected it. Under 4. Section IV, I discussed the Orders – and reproduced them - as well as my Appeal Application, and subsequent document.

   In the last paragraph (para.356) I stated: "***I have now exhausted the domestic remedies*** *(Article 35(1) of the European Convention) as* ***CPR Rule 52.16(7)*** *states: "Section 54(6) of the Supreme Court Act 1981 provides that there is no appeal from the decision of a single judge on an application for permission to appeal""*.

   It is therefore glaringly obvious from what I reported, that I COMPLIED with the domestic procedural rules, including the deadlines - and went through ALL the stages that qualify as "[having] *exhausted all the domestic remedies*".

5. **Para.1** - Likewise, it is abundantly clear that in my 19.04.11 Claim, and in my subsequent documents filed in court, that I RAISED the violations of my Human Rights – by specifying them – thereby giving the domestic court the opportunity to consider my claims.

6. **Para.1** – Very clearly, my Application WAS within the '6-month' period. The period starts from the time of the last decision: in my case, 24 Oct 11. As stated in the 06.06.12 letter, my Application was "*lodged on 26th January 2012*". (It was posted on that day, and delivered the following day). Hence, just 3 months after the final decision.

7. **Para.2(a)** - As evidenced by my Application: it is NOT anonymous.

8. **Para.2(b)** - As I answered to Q20 on the Application form, "*Have you submitted the above complaints to any other procedure of international investigation or settlement? If so, give full details*": "*NO, I HAVE NOT*".

9. **Para.3(a)** – re "*compatibility with the provisions of the Convention or the Protocols*" – which has 4 aspects:

10. (i) my complaint IS about violations that have occurred within the jurisdiction of the UK (*ratione loci*);

11. (ii) my complaint concerns rights that ARE protected by the Convention (*ratione materiae*);

12. (iii) the violations of the rights I complained about HAVE been ratified by the UK (*ratione temporis*);

13. (iv) my complaint relates to violations of my rights BY State parties (*ratione personae*).

14. **Para.3(a)** - re "*manifestly ill-founded or an abuse of the right of individual application*" – when you look at ALL the evidence I supplied in support of my Application (bundle of documents), you would have to be brain-dead to conclude that my Application falls into these categories. (To this I add the - non-existence - of other factors that could lead to an application being rejected e.g. 'falsifying documents'; 'wilfully withholding relevant information from the court').

15. **Para.3(b)** – Ditto re. "*suffering a significant disadvantage*" e.g. DENYING me the right to defend myself against TOTALLY UNSUPPORTED accusations (NB: the police, as well as Master Eyre, attempted to create 'evidence' in support of a KEY false accusation – see QB # 4(6) under Reason 3(3)), and concurrent criminal charges held against me by the police in "*crime reports*" - that FALSELY and MALICIOUSLY portray me as:

16. "*a Nazi*", "*anti-Semite*", waging some kind of "*racist*" vendetta against my 'poor' "*Jewish*" "*neighbour*" (!!!) Andrew David Ladsky – thereby portraying him as 'the victim' and me as 'the criminal' - when the reverse IS the case – and actually stating this in the 2007 "*crime report*": that "*the victim*", `Ladsky feels "*intimidated*" 'by me' (!!!), as well as "*vulnerable*" (Consider these claims against the snapshot under Extortion of what Ladsky, and his gang of racketeers – under his instructions – have done against me since 2002);

- an individual who "*suffers from mental issues*" 'leading' the police to "*contact social services*";
- an individual who defaults on her contractual obligations (2003, 2007).

Further:

- sealing the "*crime report*" with the claim of having "*No suspicion of false reporting*" – when the police FAILED to contact me at ANY point in time;
- refusing to provide me with the contact details of organisations, such as "*social services*" to whom it has supplied data about me – as well as withholding from me, no doubt, even far more damaging data than what it has deemed 'I was entitled to see';
- making the data available to a very wide range of parties, and having a policy of holding on to it until the individual reaches 100 years of age.

How many individuals in the English police and courts and in the ECtHR – if they had the above done in relation to them - would not see it as "*suffering a significant disadvantage*"? The obvious answer is: NONE. It is a certainty that they would raise hell, scream outrage from the rooftops, and fight tooth and nail for justice and redress.

17. **Para.3(b)** – While some of my claims of violations of my rights e.g. in relation to the processing of false, damaging data in the "*crime reports*" have entailed the ECtHR looking at similar violations (indeed, I cited some examples in my Application) the point is that MY RIGHTS CONTINUE to be violated – because the police, followed by the domestic court have FAILED to take action. Hence, the violations of my rights have NOT "*been duly considered by a domestic court*" – as glaringly obvious from what I report in my Application. Consequently, I HAVE been DENIED JUSTICE – and CONTINUE TO BE DENIED JUSTICE.

Hence, in the light of the above, I, likewise, contend that the assertion that "[my Application] *does not meet the admissibility criteria set out under Article 35*" - is FALSE.

I therefore conclude from the above – and the fact that Judge De Gaetano did NOT state his reason/s for considering my Application as being "*inadmissible*" – that he APPROVES of the violations of my rights by Her Majesty's police and related services (see QB # 6), as well as Judiciaries (e.g. QB # 7 – Conclusions). **(*)**

(The alarm bell first started ringing when I concluded that Andrew Ladsky had been informed of my Application – BEFORE the Court had written its 28.02.12 acknowledgment letter: My Diary 26 Feb 12).

OUTCOME:

- 'Very conveniently', Her Majesty's police was given a 4th 'TROPHY' to add to its database as 'irrebutable proof' of 'supporting evidence' to its PACK OF LIES so-called "*crime reports*" against me (previous 'trophies' were the Orders from Her Majesty's Judiciaries of: 09.08.11, 06.10.11 and 24.10.11) – thereby allowing it to CONTINUE processing them.

- The KEY BENEFICIARY, my 'poor', "*Jewish*" "*NEIGHBOUR*" (!!!), ANDREW DAVID LADSKY, the "*VULNERABLE VICTIM*" 'I' "*INTIMIDATE*", and to whom 'I', 'of course', represent 'A RISK' - is currently enjoying the fruit of his fraudulent activities - while laughing his head off at me for having his 2003 and 2007 so-called 'complaints' against me remaining in their current state.

- The British State, in tandem with Ladsky's scum (*), CAN CONTINUE to dog me, hound me, track me, monitor me, harass me, persecute me and make me fear for my life – and the State can ALSO CONTINUE to interfere with ALL my means of communication: phones, post - including stealing it, e-mails – including interception, hack into my computer, and bug my apartment (snapshot My Diary 23 May 10)… and **ALL** because 'Dear Mr Ladsky' decided that he was 'entitled' to make a multi-million £ jackpot at my expense (and that of my fellow leaseholders)! And they ALL said: Yes, of course!

(*) Oxford dictionary definition of 'scum': "*A worthless or contemptible person or group of people*"

(*) Subsequent note: I sent Sir Nicolas Bratza, then British President of the ECtHR, this **18.09.12** letter, asking him to confirm my above conclusions. The **11.10.12** 'reply' confirmed them (**ECtHR # 2.1**)

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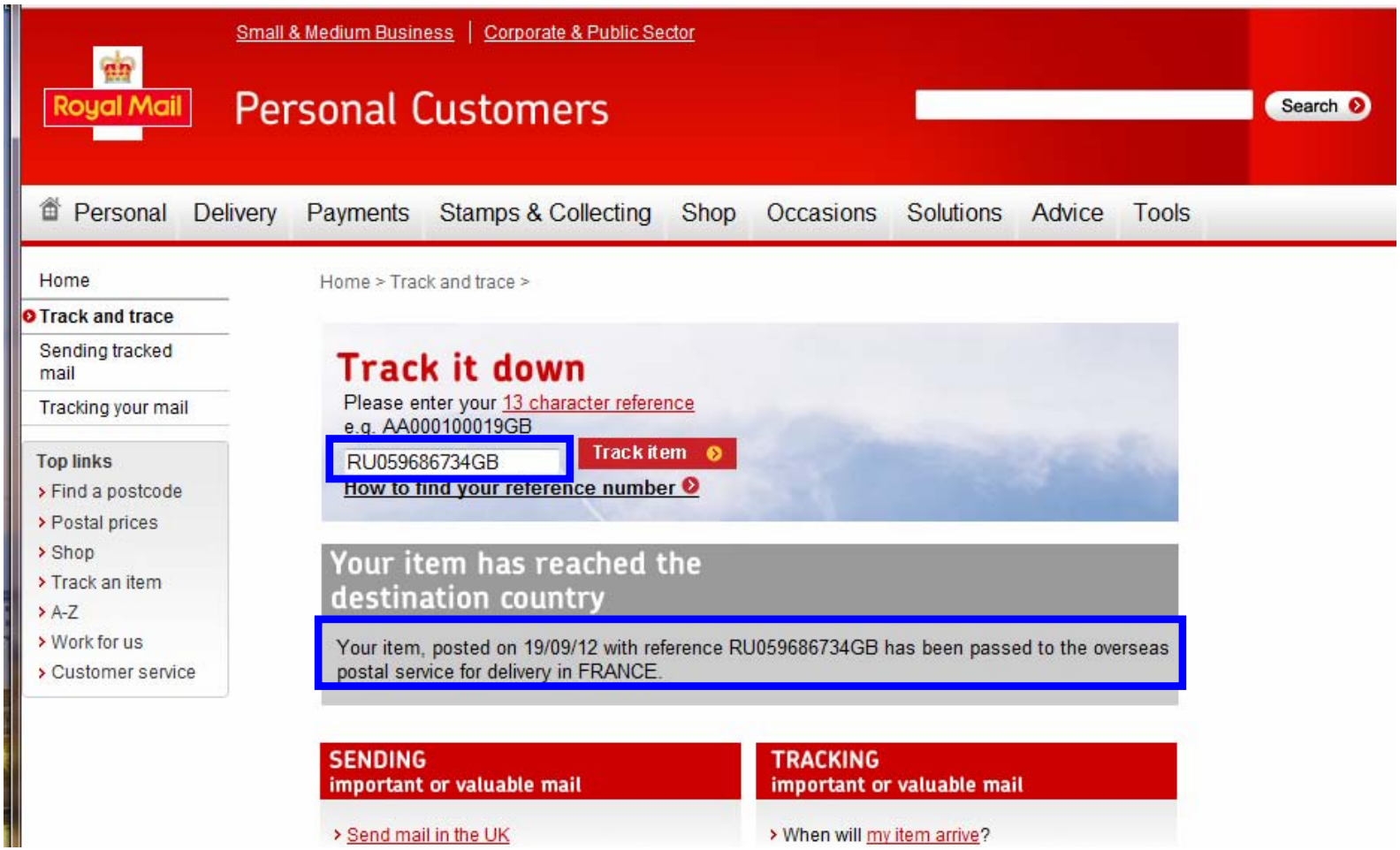
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