

IN THE HIGH COURT OF JUSTICE,  
QUEEN'S BENCH DIVISION,  
Central Office

Master Eyre

The 09.08.11 Home Office Order 'from' Her Majesty's Master Eyre who, like the Home Office, KNEW that the reason for dismissing my Claim was spurious as the Investigatory Powers Tribunal DOES NOT offer me an effective remedy



**ORDER**  
*in*  
**KLOSTERKOTTER-DIT-RAWE v COMMISSIONER &  
Others**  
**[HQ11X01471]**

He did NOT  
"hear me"

UPON The Third Defendant's application for an order striking-out the claim-form and dismissing the action, alternatively summary judgment AND UPON hearing the Claimant in person and Mr. Sheldon of Counsel for the Third Defendant

AND for the reasons set out in Paragraph 4 of the Third Defendant's Defence

IT IS ORDERED as follows:

- 1 As against the Third Defendant, the claim-form and Particulars of Claim are struck out, and the action dismissed.
- 2 There is judgment for the Third Defendant for the costs of the action, including this application, assessed summarily at £5,000.

Tuesday, 09 August 2011

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### 1 Introduction

My claims against the [Home Secretary](#) are under contained section 3, paras 155–175 of the [19.04.11](#) Particulars of Claim I filed, as a Litigant in Person, in the [London High Court, Queen's Bench Division \(QB # 6\)](#). The outcome can be seen in the attached Order 'from' <sup>(1)</sup> Her Majesty's Master Eyre that granted the [07.07.11](#) Home Office's demand to have my claims struck out - with costs of [£5,000](#) – because I 'should' have filed a complaint with the Investigatory Powers Tribunal instead.

For the reasons detailed below, I did *not* challenge the Home Office Order.

(NB: Nor did I challenge the [29.07.11](#) Order 'from' Her Majesty's Master Eyre in favour of the so-called '[Independent' Police Complaints Commission \('IPCC'\)](#) – with costs of [£3,703](#) (see my Comments attached to the Order) ([QB # 5](#)).

I did, however, challenge the **FULL OF LIES** [09.08.11](#) Order - with costs of [£8,478](#) – 'from' Her Majesty's Master Eyre, in favour of the Metropolitan Police Service ('MPS') ([QB # 4](#)). The outcome of my [30.08.11](#) Appeal ([QB # 4\(7\)](#)): **(i)** in 'her' [06.10.11](#) Order, Her Majesty's 'Justice' Lang denied it – by fully endorsing 'Master Eyre's Reasons; **(ii)** in 'his' [24.10.11](#) Order, Her Majesty's 'Justice' Mackay also denied my Appeal - see my Comments attached to the Orders).

In making the payments, in each instance, I took the opportunity to highlight again the **LIES, CONNIVING** <sup>(2)</sup> and **COLLUSION** <sup>(3)</sup> that took place following filing my [19.04.11](#) Claim: **(1)** my [22.08.11](#) letter to the Treasury Solicitor (acting for the Home Office); **(2)** my [22.08.11](#) letter to the police; **(3)** my [13.09.11](#) letter to the IPCC; by letter of [13.09.11](#), I also copied the [Home Secretary](#) on my letter to the IPCC – stating that she very clearly approved of the conduct of [the MPS and IPCC](#) – as I had copied her on ALL the main documents. I concluded this letter by stating: "*Please, no reply, unless it is to inform me that you have taken action to remedy the outrageous breach[es] of my rights and injustice I have and continue to be subjected to by your departments*". **I DID NOT receive a reply**).

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<sup>1</sup> In inverted commas (as in the case of Her Majesty's 'Justices' Lang and Mackay's Orders – [QB # 4 \(7\)](#)) because I submit that what took place – and failed to take place – was clearly the outcome of behind closed door conniving – with the 'door' being in all probability that of one or more Masonic lodges. More detailed below.

<sup>2</sup> Oxford dictionary definition of **Connive**: "*secretly allow (a wrongdoing); often as adjective, **conniving**, "conspire to do something unlawful or harmful"*"

<sup>3</sup> Oxford dictionary definition of **Collusion**: "*To come to a secret agreement in order to deceive others; conspire*"

## 2 My claim against the Secretary of State for the Home Office

Overall, my claim against the Home Office is that it has, and continues to – **unlawfully** – having me under constant surveillance (as though I were a terrorist), including monitoring and interference with **ALL** my means of communication, bugging of my apartment – **in breach of legislation**, as **I can most categorically state** that, in the 43 years I have lived in this country (now, much to my immense regret), **I have NEVER been, NOR am I currently engaged in ANY activity and/or conduct** defined by the [Regulation of Investigatory Powers Act 2002 \('RIPA'\)](#) and/or the [Police Act 1997](#) that justify the said surveillance and interception (para.164 of my [Particulars of Claim](#))

**I have done NOTHING wrong. I AM THE VICTIM OF ORGANISED CRIME** <sup>(4)</sup> – **NOT THE CRIMINAL.**

**I am a law-abiding, decent, taxpaying individual who, until 2002**, when I was dragged kicking and screaming by the evil, greed-ridden, Rachman <sup>(5)</sup>, sociopathic <sup>(6)</sup> [crook Andrew David Ladsky](#) into this truly horrific nightmare in the residential leasehold <sup>(7)</sup> hell hole, that has totally destroyed my life, and made me lose a vast amount of my life savings and future income – **had NEVER had ANY dealings with the police and the courts.**

Further, as is blatantly obvious, **contrary to the malicious** <sup>(8)</sup> **and highly vicious** <sup>(9)</sup> **opinions of me** captured by [Her Majesty's police](#) in its 2007 so-called "crime report": **I do not "suffer from mental issues"** (para 164.a of my [Particulars of Claim](#)). This assertion is made by Her Majesty's police under the [16/03/2007-18h56 entry](#). Given other content in the "crime reports" intended to support this assertion, I assume that the objective in doing this is to provide 'an excuse' pursuant to [s.28\(3\) of RIPA](#).

## 3 The UNLAWFUL treatment I have and continue to be subjected to by the Home Office

I summarised it under para.159 of my [Particulars of Claim](#). In my [19.07.11](#) Wit.Stat, in response to the Home Office's [07.07.11](#) Application to have my claims struck-out, I detailed some of the events I attribute as being very obviously undertaken by State parties:

- monitoring and interference with ALL my means of communications: [paras 8-39](#), including public telephones: [paras 30-33](#);
- bugging of my apartment: [paras 41-50](#);
- approaching medical practitioners I saw: [paras 62-64 and 136](#);

(The above are covered under [My Diary 2009-Intro](#))

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<sup>4</sup> Oxford dictionary definition of **Organised crime**: "Of or pertaining to a coordinated organization directing (esp. illegal) operations on a large or widespread scale. Esp. organised crime"

<sup>5</sup> Oxford dictionary definition of **Rachmanism**: "The exploitation and intimidation of tenants by unscrupulous landlords; 1960's after the notorious landlord Peter Rachman"

<sup>6</sup> Oxford dictionary definition of **Sociopath**: "A person with a personality disorder manifesting itself in extreme antisocial attitudes and behaviour"

<sup>7</sup> See definition of 'residential leasehold' in the earlier part of the '[Abbreviations and Definitions](#)' section

<sup>8</sup> Oxford dictionary definition of **Malicious**: "Characterised by malice; intending or intended to do harm"

<sup>9</sup> Definition of **Vicious** – Oxford dictionary: "Morally or practically condemnable; reprehensible"; Chambers dictionary: "Spiteful; immoral, depraved"

- covert surveillance in the UK: [paras 51-99](#), including:
  - when I was working, as soon as I left the office: [paras 100-105](#);
  - surveillance by local uniform officers: [paras 106-108](#);
- being hounded and harassed by police helicopters: [paras 109-114](#);
- use of covert surveillance overseas: [paras 115-118](#);
- use of covert human intelligence: [paras 119-131](#).

(There are links to most of the events reported in my Wit.Stat. under the snapshot in [My Diary 23 May 10](#), to which I have since added further undeniable proof of State parties' involvement. They also include many others I view as being directly instigated by [Ladsky](#) who, for years, has had an army of scum<sup>(10)</sup> and 'dogs'<sup>(11)</sup> working in tandem with State resources in dogging me, hounding me, harassing me, tracking me and monitoring me).

It is abundantly clear from what I report that **THIS IS NOT** surveillance in accordance with the rule of law: [Regulation of Investigatory Powers Act 2002](#), [Police Act 1997](#) and [Article 8 of the European Convention](#) – but PERSECUTION<sup>(12)</sup> which, for the reasons detailed below is best described as **'RETRIBUTION'**<sup>(13)</sup> (in inverted commas, as I have **NOT** done anything wrong).

#### 4 What have I done 'to deserve' this kind of treatment?

##### The glaringly obvious answers as to why this is happening to me:

1. **THE ROOT CAUSE FOR - EVERYTHING - THAT HAS HAPPENED TO ME SINCE 2002:** My 'daring' to stand-up to the Rachman, sociopath [Ladsky](#) - by fighting for my so-called 'rights', when [he decided](#) that I (and fellow leaseholders) should pay for the [construction](#) of [a penthouse and addition of 3 other apartments](#) to the block, Jefferson House, 11 Basil St, London SW3 1AX - so that he could make [a multi-million £ jackpot](#). (Considering subsequent events, it must be the most notorious penthouse in the whole of London, and possibly the country. Ladsky can certainly claim that, for the sake of feeding his all-consuming greed, he has not found a shortage of individuals prepared to throw their reputation down the plug hole...perhaps that was their reputation).

Having given in once - in 2003: my [19.12.03](#) letter to his racketeer<sup>(14)</sup> solicitors, [Cawdery Kaye Fireman & Taylor \(CKFT\)](#), to whom, "for the sake of bringing the dispute to an end", following: (i) his [07.10.02](#) threat of "forfeiture" (taking the apartment away from me) unless I paid immediately [£14,400](#) for "[the major works](#)"; (ii) his [29.11.02](#) [West London County](#)

<sup>10</sup> Oxford English dictionary definition of **Scum**: "A worthless or contemptible person or group of people"

<sup>11</sup> Oxford English dictionary definition of **Dog**: "Informal: a contemptible man; informal: an informer or traitor"

<sup>12</sup> Oxford English dictionary definition of **Persecution**: "Subject to prolonged hostility and ill-treatment; Persistently harass or annoy"

<sup>13</sup> Oxford dictionary definition of **Retribution**: "Punishment inflicted as vengeance for a wrong".

<sup>14</sup> Chambers dictionary definition of **Racketeer**: "A person who extorts money or other advantage by threats or illegal interference"

[Court](#) claim demanding payment of [£14,400](#) - in breach of, among other, [the directions](#) (pg 5) issued by the [London Leasehold Valuation Tribunal](#); (iii) his [21.10.03](#) "offer" of £6,350 - I **paid even though, legally, I did not owe this amount either:** [01.07.04 Wandsworth County Court](#) Consent Order...

→...**my 'daring' to not give in when**, 3 months after the above Consent Order, **he had** his racketeer managing agents, [Martin Russell Jones](#), send me **a totally unsupported [21.10.04 demand of £14,400](#)** i.e. as though no "offer" had been made, accepted, paid, and endorsed by the court; my ignoring it led to **the demand being repeated**, 3 weeks later, in an equally unsupported [16.11.04](#) invoice, to which a further £1,000 had been added...

→...**my 'daring' to, yet again, refuse to be defrauded, in 2007-08** through his racketeer solicitors, [Portner and Jaskel](#), who: (i) sent me a [16.02.07](#) letter threatening me with "bankruptcy and forfeiture" unless I paid immediately £8,937.28 to "[Rootstock Overseas Corp](#)" - a company I had never heard of at the time (and still do not know anything about); (ii) on the day it received my [25.02.07](#) reply that I could not owe money to a company I had never heard of, (iii) it filed a [27.02.07](#) claim against me in [West London County Court](#). **After 16 months of absolute sheer, utter hell with [Portner](#) and [Her Majesty's judiciaries](#), Portner issued me with a [06.06.08](#) Notice of Discontinuance of "All" of the claims against me...**

→...**my 'daring' to not fall apart from, since July 2010, being sent ever growing fraudulent upon fraudulent 'service charge' demands**, from his racketeer managing agents, [Martyn Gerrard](#), who are currently demanding the fraudulent sum of over [£30,000](#). This fraudulent demand started with **a totally unsupported [09.07.10 demand of £24,000](#)** from his racketeer managing agents, [Martin Russell Jones](#), predecessor to Martyn Gerrard. **Both of them have ignored my repeated demands for evidence in support** e.g. my [07.07.11](#) letter to Martyn Gerrard. I KNOW that, for reasons detailed under [Martyn Gerrard](#), this demand is **likewise fraudulent**.

**The objective in doing that? To 'get me' through mental torture and, in the process, get my apartment** – a pledge [Ladsky](#) made to me in Jan 03, with a lot of venom in his voice: "[I am going to get you this year!](#)" Also, typical of these Rachman landlords, is to force the leaseholders towards taking legal action – in the knowledge (as very amply demonstrated by my experience [since 2002](#)) that, wherever the leaseholders turn to for help, there will be landlord-friendly Masons / their lackeys <sup>(15)</sup> / flunkies <sup>(16)</sup> at the ready to do their bidding. Having so far failed to achieve his objective of putting me totally 'out of action' (in spite of the very active help and support he has and continues to receive from the corrupt <sup>(17)</sup> elements within the Masonic network (see below), he is more than ever consumed with achieving his objective. Depicting his mental state, it also includes acting like a 4-year old unable to get his way, by stomping his feet in the entrance corridor e.g. on [26 Feb 12](#) (something he started to do in 2003 e.g. my [09.08.03](#) letter to [District Judge Wright](#)).

2. In the process of 'daring' to fight for 'my rights', **my 'daring' to stand-up to, and challenge the 'authorities'** = Masonic network (see below) e.g. [police and its 'regulators'](#); [judiciary and 'Justice' department](#); [tribunal](#); [council](#) and [its 'regulator', the Local Government](#)

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<sup>15</sup> Oxford dictionary definition of **Lackey**: "A servile or obsequious person"

<sup>16</sup> Oxford dictionary definition of **Flunkey**: "(Chiefly derogatory) a liveried manservant or footman"

<sup>17</sup> Oxford dictionary definition of **Corrupt**: "Willing to act dishonestly in return for money or personal gain; evil or morally depraved"

[Ombudsman](#); 'my' [Members of Parliament](#); [Parliamentary Ombudsman](#); [Financial Services Authority](#), etc. ([My Diary 2009-Intro](#) (visual 'Layers of protection for crooked landlords')) - and doing the same thing with [lawyers and their 'regulators'](#); [surveyors and their 'regulator'](#); [accountants and their 'regulator'](#), etc - demonstrating that I am not scared of them and will not, as very clearly expected, walk away 'like a good little girl' - to make life easy for the morally depraved (<sup>18</sup>), corrupt miscreants - by ignoring the unbelievable injustice I have and continue to suffer. See [My Diary 6 May 08](#) for a summary of my battles attempting – in vain - to get redress and justice.

**It is clear that those I have 'upset' are some of the ego-crazed, power-corrupted, crooked elements within the clandestine Masonic network.** As can be seen from media reports in the Appendix to my Comments to the FULL OF LIES [09.08.11](#) MPS Order 'from' Master Eyre: most of the judiciary are believed to be Masons; the police that has long comprised of Masons, now has its own Masonic lodge; other Masons include other individuals in the public sector: members of Parliament, mandarins, etc.; senior members of the Royal family; members of the professions: lawyers, accountants, surveyors, etc. And, as demonstrated by e.g. the ['Memorandum of Understanding'](#) between the police and the Law Society, there is, of course, a close 'working relationship' between all of them.

Below the Masons are their lackeys with their layers upon layers of flunkies. With such a gigantic and **totally uncontrolled, above the law** octopus with very far-reaching tentacles, the likelihood for somebody in my position is that – as demonstrated by my experience ([My Diary 2009-Intro](#) (visual headed 'Layers of protection for crooked landlords')) - wherever you turn to for help, you will end-up facing a Mason / somebody controlled by Masons, or who will end-up being controlled by Masons / their lackeys or flunkies because, as the cop said "People will sell their soul to the devil" (<sup>19</sup>) (as I also experienced with e.g. medical practitioners, 'friends', acquaintances, work 'colleagues' – who therefore aligned themselves with [Ladsky: My Diary 2009-Intro](#) (from 'Medical')) (<sup>20</sup>)

3. After 5 years of battling and of being told repeatedly to, in effect, 'get lost', wherever I turned for help in the State sector and within the professions ([My Diary 6 May 08](#)), **my 'daring', in Sep 06 to set-up a website** - as a 'cry for help' - reporting chapter and verse of my case – and, as a result, exposing all the corrupt miscreants = organised crime.
4. **Last, but, by far, not least: my profile** which, as I described under para.76.e.i of my [Particulars of Claim](#) is: female; single; limited financial means; no influential connections; of 'no status': a tenant v a landlord who, in addition, claims to be 'Jewish'; of foreign origin, including being of part German descent (which, added to having a 'Jewish' landlord - has led to my being (falsely) branded "**a Nazi**" ([16/03/2007-18h56 entry](#); [16.03.07](#) and [20.03.07](#) emails to my US website Host 'from' (<sup>21</sup>) [TDC Simon J Dowling of the Community Support](#)

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<sup>18</sup> Oxford dictionary definition of **Moral depravation**: "*Morally corrupt; behaving without principles of right and wrong*"

<sup>19</sup> Guardian newspaper article, 24.04.09, [in the third tape](#), as part of "[Police caught on tape trying to recruit Plane Stupid protestors as spy](#)"

<sup>20</sup> It is like the Wild-West, but worse, as there is no sheriff to whom the 'little people' like me can turn to for help and protection. Meanwhile...some of the judiciary tell us that "*we must defer to the courts and let justice take its course otherwise the rule of law and our system of criminal justice, which are the hallmarks of a civilised society, would collapse*".

<sup>21</sup> My guess is that it is likely to have been composed by the Masonic network – in the style and tone of individuals who still perceive their island as controlling a British Empire.

[Unit, Notting Hill police](#)). (According to para.12 of the Met Commissioner's [30.06.11](#) Application Wit.Stat., 'TDC' stands for 'Trainee Detective Constable'. This is of particular note as, in 'his' email of [16.03.07](#) to my website Host, Dowling positioned himself as "[a] police officer" ([police # 3 KP\(4\)](#)).

## 5 How does the State 'justify' the treatment I have, and continue to be subjected to?

**I am absolutely convinced** from events that the content of so-called "*crime reports*" of [2003](#) and [2007](#) (added to, for sure, even more damaging data I have not seen) - are **KEY to the 'justification' given by Mason-led State parties for dogging me, hounding me, harassing me and monitoring me on a daily basis, including ALL my means of communication which, at times, entails interference** ([police- Overview, Outcome](#))

Overall – **WITHOUT A SHRED OF EVIDENCE IN SUPPORT** – **these reports falsely and maliciously portray me as:**

- "a Nazi" "anti-Semite" waging some kind of "racist" vendetta against [Ladsky](#);
- as an individual who "suffers from mental issues" – 'leading' the MPS to "contact social services to see if they are aware of [me]" ([16/03/2007-18h56 entry](#)) (\*);
- as somebody who defaults on her contractual obligations.

(\*) WHY ARE THEY – who portray ME as "SUFFERING FROM MENTAL ISSUES" - and as making claims that are "MISCONCEIVED, DEVOID OF MERIT, UNFOUNDED" ([QB # 4](#)) EVIDENTLY SO SCARED OF ME AND SO OBSESSED WITH ME? (e.g. my [19.07.11](#) Home Office Wit.Stat; snapshot in [My Diary 23 May 10](#))

**KEY** to a large part of the content of the "*crime reports*" is **the police inaccurately – and deliberately – describing Ladsky as my "neighbour" v the accurate description: 'landlord'** (see my Comments to the FULL OF LIES [09.08.11](#) MPS Order 'from' Her Majesty's [Master Eyre](#) ; [police # 1 KP \(2\)](#) ; [QB # 4 \(4\)](#)).

For example, it 'allows' [Kensington / Chelsea / Notting Hill police](#) – et.al. to claim:

- under the [15/03/2007-16h14 entry](#), 'Primary investigation details: 4 Victims/Witnesses' that "**VICTIM [i.e. Ladsky] CONSIDERS HIMSELF INTIMIDATED**", repeated on the '[Victim/informant/Witness details page](#) – **VULNERABLE / INTIMIDATED VICTIM? "Y"**.

Under para.21 of my [29.08.11](#) Supplementary MPS Wit.Stat. (written in the context of my [30.08.11](#) Appeal), and para.11(2) of my [17.10.11](#) Request for Oral Hearing of my Permission to Appeal, I wrote: "***This claim is hilarious considering what Ladsky has done and instigated against me (and fellow leaseholders) since 2002***".

- under the [15/03/2007-16h14 entry](#), 'Primary investigation details: 6 Other evidence' that the police has "**NO SUSPICION OF FALSE REPORTING**".

Considering that the police **never contacted me at any point in time** in relation to this so-called 'complaint': **how can it make this categorical statement?** – as I asked under para.11(1) of my [17.10.11](#) Request, and para.23 of my [29.08.11](#) MPS Wit.Stat.

(See my Comments attached to the [09.08.11](#) MPS Order, and [29.07.11](#) IPCC Order for more detail – including the fact that **the MPS had redacted** the above text in the [July 09 version](#) of its 2007 "*crime report*" I had at the time of writing my [19.07.11](#) MPS Wit.Stat. (leading me to write the [29.08.11](#) Supplementary Wit.Stat) (it also did this with the other 2 "*crime reports*": [QB #4\(3\)](#)).

The glaringly obvious objective of these so-called "crime reports" is to portray me as 'the criminal' and Ladsky as 'the victim' - when, in fact, the reverse is the case - including, among other, portray me as waging some kind of "racist" vendetta against Ladsky (see my Comments to the [09.08.11](#) MPS Order and [29.07.11](#) IPCC Order).

And, the blind determination by the MPS et.al. - which includes Her Majesty's Judiciary in relation to my [19.04.11](#) Claim - is to, in blatant breach of my rights under the [Data Protection Act 1998](#) (see my Comments attached to the [09.08.11](#) and [29.07.11](#) Orders), keep the "crime reports" in their current state - which amount to holding criminal charges against me: paras 110(3) of my [17.10.11](#) Request...

...so that they can CONTINUE to be used against me - INCLUDING AS 'JUSTIFICATION' FOR THE ONGOING 'SURVEILLANCE' = PERSECUTION...

... - in the hope that, one day, it will break me, allowing them to pounce on me and 'put me out of action' <sup>(22)</sup> ([police-Outcome](#))

Examples in support of the latter: (i) on [3 Apr 10](#), the student, put in my path who, after developing a contact with me, was throwing a series of hooks clearly intended to make me say that I was "feeling depressed"; (ii) the, I concluded, police's snoop who had evidently been tasked with 'assessing me' on [17 Apr 10](#); (iii) my experience with the 'specialist', on 7 May 08, who 'recommended' that I "should book [myself] immediately in a clinic": [My Diary 2009-Intro. Medical](#); my [11.05.08](#) letter to him. (I reported the 3 above examples in my [19.07.11](#) Home Wit.Stat. under paras 125-127, 128-131 and 62, respectively).

I hold the view that the individuals behind these actions, including the ongoing surveillance and interference with all my means of communication - are very seriously sick, extremely vicious <sup>(23)</sup>, cruel, sadistic <sup>(24)</sup> people. No wonder they actively help and protect [Ladsky](#). They are from the same mould.

In further support of my position that the ultimate objective is to 'put me out of action', I cite, on [17 Oct 2010](#) <sup>(25)</sup>, [Sergeant Avison, Kensington police](#) telling me: "**We have to keep information in case you commit an offence and end-up in court**". To which I replied: "**False information, that's what you are planning on using against me in court?**" (I captured this under: (i) para.125 of my [Particulars of Claim](#); (ii) para.82 of my [19.07.11](#) MPS Wit.Stat; (iii) para.81 of my [19.07.11](#) IPCC Wit.Stat; (iv) para.110(3) of my [17.10.11](#) Request).

Hence, in response to the police' excuse (endorsed by [the IPCC](#) - see my Comments to the [29.07.11](#) IPCC Order; [police # 5.4](#)) that "*the misconduct complaints system does not exist for making changes to old crime reports*", under para.107 of my [19.07.11](#) MPS Wit.Stat, and

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<sup>22</sup> This country, and more accurately, Masons and their lackeys on their order, do lock-up 'inconvenient people', such as those who, as in my case, have gone through an experience that has removed the blindfold from their eyes and have seen too much to have it put back on - see e.g. [My Diary 2011](#), above 4 Feb 11, the sub-section headed 'Secret prisoners'

<sup>23</sup> Definition of **Vicious** - Oxford dictionary: "*Morally or practically condemnable; reprehensible*"; Chambers dictionary: "*Spiteful; immoral, depraved*"

<sup>24</sup> Oxford dictionary definition of **Sadism**: "*The tendency to derive sexual gratification or general pleasure from inflicting pain, suffering or humiliation on others*"

<sup>25</sup> Which, in [October 2010](#), amounted to my 7<sup>th</sup> visit to my local police in vain attempts to get it to investigate my 2 - well documented - complaints of harassment: my [08.10.10](#) report on the [20 and 27 July 2010 man](#); [08.10.10](#) report on the [30 June 2010](#) and previous occasions man.

para.106 of my [19.07.11](#) IPCC Wit.Stat, I wrote: **"there is no such thing as "old crime reports""**.

Of note, in typical [Metropolitan Police Service](#) style (seen again most recently in the context of the phone hacking scandal), in its FULL OF LIES [23.05.11](#) Defence ([QB # 4\(2\)](#)), the police **denied** having said this to me. (It also denied having said other things to me which, as can be seen from my [14.06.11](#) Reply to parts of its Defence, I was able to expose **as LIES** - as I had recorded the conversation. In filing and serving my Reply, I supplied the recording on a CD-ROM, a [transcript](#), as well as copy of [notes](#) given to me by the police).

## **6 I submit that the Investigatory Powers Tribunal does NOT offer me an effective remedy**

As stated earlier, in response to my [19.04.11](#) Claim, the Treasury Solicitor (on behalf of the [Home Office](#)) filed a [07.07.11](#) Application to have my claims struck-out under [CPR Rule 3.4\(2\)](#) / for summary judgment under [CPR Rule 24.2](#) – on the ground, para.4 of its [Defence](#), that I should have approached the Investigatory Powers Tribunal. This was a repeat of what the Home Office had written to me at the pre-action stage.

In its initial response of [21.03.11](#), the Home Office claimed an 'understanding' that I had 'copied it' on my [17.03.11](#) Pre-action letter 'for information' purposes ([QB # 2](#)).

In my [29.03.11](#) letter, I made it clear that my Pre-action letter concerned the Home Office, by including extracts from my [17.03.11](#) letter, citing examples of what had happened to me, and quoting from RIPA.

In its [07.04.11](#) reply, the Home Office wrote: *"Much of the covert activity you describe would require authorisation under the Regulation of Investigatory Powers Act 2000"* and that I should *"apply to the Investigatory Powers Tribunal to investigate [my] claims"*.

In my [17.04.11](#) letter, I replied: *"In light of the fact that the Home Office Minister is the authorising authority for, at a minimum, the interceptions I am reporting, use of the Tribunal would be a waste of taxpayer money as the Secretary of State can address my question: on which grounds allowed by the RIPA has the Secretary of State granted, as well as renewed these warrants and possibly authorisations?"*

Also, that *"Under [s.67\(2\) of the RIPA](#), the Tribunal's jurisdiction is limited to judicial review and consequently does not afford me an effective remedy"*. In support of my position, I cited the European Court of Human Rights' decision in *Hatton v United Kingdom* (No. 26839/05).

In its [25.05.11](#) 'response', 5 weeks later, it – typically – ignored my question, as well as comment about the tribunal (<sup>26</sup>)

**The [Home Office](#) – and [Master Eyre](#) - **KNEW** – that, in my case, the RIPA Tribunal **DOES NOT** offer me an effective remedy because:**

1. In considering a complaint, the **Tribunal's approach is limited to judicial review ([s.67\(2\) and \(3\)\(c\)](#))**. It therefore considers the procedural and substantive legality of the authorities' decisions and actions – **not the admissibility of the evidence**. Hence, **[the police's](#)**

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<sup>26</sup> On [its letter](#), I commented on its 2<sup>nd</sup> paragraph which seized on the opportunity to imply that my PO Box manager had been tasked with 'intercepting my post'

**"crime reports"** that are a web of *false, malicious, vicious* accusations against me and opinions of me, as well as, for sure, even more damaging data I have not seen – **will not be challenged**. (I again highlight e.g. [Her Majesty's police](#)'s claim of "*No suspicion of false reporting*", in the [2007 "crime report"](#) ([police # 3 KP \(3\)\(2\)](#)).

2. While the Tribunal has the right to inspect **any files** held by those involved in the authorisation or execution of surveillance and interception ([s.58](#)) – as in the case of the parties' submissions – **the Tribunal considers them behind closed doors** ([s.69\(4\)\(b\)](#)): *Kennedy v United Kingdom*, at [19]. If it does hold a hearing, it does not have to disclose it ([Tribunal Rule 6\(2\)\(a\)](#)).
3. The Tribunal may not disclose to the complainant **any** of the data it has obtained ([Rule 6\(2\)\(b\)-\(e\)](#)). In the light of the evidence in my case, it is a certainty that the MPS et.al. will claim the 'right' to non-disclosure under one, or more of the grounds listed under [s.69\(6\)\(b\) and Rule 6\(1\)](#) – and more likely the typical excuse: "*in the interest of national security*". Hence, I will **not** be shown the data on which the Tribunal based its decision, and will **not, consequently, be able to challenge it**.
4. **OUTCOME:** Based on the **false data** held about me in the "*crime reports*" and other data I have not seen, the Tribunal will conclude that the surveillance and interception I am being subjected to are 'lawful' – and **the only thing** I will get is a verdict of: "**No determination in my favour**" - as it operates a policy of "*neither confirm nor deny*" ([s.68\(4\) and 69\(4\)\(d\)](#)).

## 7 Conclusions

In other words: **I HAVE NO PROTECTION WHATSOEVER** against the blatant abuse of power.

And, as evidenced by what I report, those with the responsibility for ensuring that the rule of law is observed are endorsing the unlawful conduct.

Hence: State resources can continue freely – working in tandem with '[Dear Mr Ladsky](#)'s resources - to have me dogged, hounded, tracked, monitored, harassed and persecuted on a daily basis (snapshot My Diary [23 May 10](#))

During the [09.08.11](#) 'hearing', I attempted to argue my case, but very quickly gave-up as I was not listened to and was cut short. Hence, concluding that I did not stand a chance, I did not appeal against the Order.

In a 'last chance saloon' attempt, I captured my above position on the last page of my [22.08.11](#) letter to the Treasury Solicitor (with which I enclosed payment of [£5,000](#)).

Of course, since then, I have continued to be heavily dogged, hounded, tracked, monitored, harassed and persecuted by State resources - doing this, as always, in tandem with the [Ladsky mafia](#)'s resources: My Diary [2011](#) and [2012](#)).